

SPB 2500 by AP; Appropriations

995001	A	S	FAV	AP, Gaetz		03/26 12:22 PM
995007	A	S	RS	AP, Ring		03/26 12:22 PM
995026	SA	S	FAV	AP, Ring		03/26 12:22 PM
995023	A	S	FAV	AP, Gaetz		03/26 12:22 PM
995011	A	S	FAV	AP, Richter		03/26 12:22 PM
995012	A	S	WD	AP, Hukill		03/26 12:22 PM
995013	A	S	FAV	AP, Garcia		03/26 12:22 PM
995014	A	S	FAV	AP, Garcia		03/26 12:22 PM
995015	A	S	FAV	AP, Garcia		03/26 12:22 PM
995020	A	S	FAV	AP, Flores		03/26 12:22 PM
995017	A	S	WD	AP, Richter		03/26 12:22 PM
995019	A	S	WD	AP, Flores		03/26 12:22 PM
995003	A	S	FAV	AP, Negron		03/26 12:22 PM
995006	A	S	FAV	AP, Negron		03/26 12:22 PM
995002	A	S	FAV	AP, Negron		03/26 12:22 PM
995008	A	S	FAV	AP, Negron		03/26 12:22 PM
995009	A	S	FAV	AP, Galvano		03/26 12:22 PM
995016	A	S	FAV	AP, Latvala		03/26 12:22 PM
995018	A	S	FAV	AP, Smith		03/26 12:22 PM
995021	A	S	FAV	AP, Altman		03/26 12:22 PM
995022	A	S	FAV	AP, Montford		03/26 12:22 PM
995024	A	S	FAV	AP, Latvala		03/26 12:22 PM
995025	A	S	FAV	AP, Hukill		03/26 12:22 PM
995004	A	S	WD	AP, Hays		03/26 12:22 PM
995005	A	S	WD	AP, Altman		03/26 12:22 PM
995010	A	S	WD	AP, Joyner		03/26 12:22 PM

SPB 2502 by AP; Implementing the General Appropriations Act

905098	A	S	WD	AP, Altman	Delete L.1088 - 1091:	03/26 10:20 AM
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SPB 2504 by AP; State Employees

SB 7038 by GO; (Similar to H 5005) Employer Contributions to Fund Retiree Benefits

SPB 2506 by AP; Judiciary

SPB 2508 by AP; Education

464098	A	S	FAV	AP, Negron	btw L.810 - 811:	03/26 12:24 PM
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SPB 2510 by AP; Florida Business Information Portal

SPB 2512 by AP; Medicaid

SPB 2514 by AP; Allocation of Funds for Community-based Care Lead Agencies

SB 602 by Gaetz (CO-INTRODUCERS) Galvano; (Compare to H 0723) Students With Disabilities

104334	PCS	S	RCS	AP, AED		03/26 12:41 PM
912564	PCS:D	S	RCS	AP, Gaetz	Delete everything after	03/26 12:41 PM
530956	PCS:AA	S	WD	AP, Gaetz	Delete L.449:	03/26 12:41 PM
365936	PCS:AA	S	RCS	AP, Gaetz	Delete L.1185 - 1220:	03/26 12:41 PM

CS/SB 604 by CM, Flores; (Similar to CS/H 0271) Consumer Protection

CS/SB 616 by ED, Legg; (Compare to H 1177) Education Accountability

662578	PCS	S		AP, AED		03/23 12:03 PM
282382	PCS:A	S	TP	AP, Hays	Delete L.390 - 403:	03/26 01:25 PM
703434	PCS:A	S	WD	AP, Hays	Delete L.392:	03/26 01:25 PM
637822	PCS:A	S	WD	AP, Hays	Delete L.525 - 529:	03/26 01:25 PM
831692	PCS:AA	S	WD	AP, Hays	Delete L.23:	03/26 01:25 PM
283090	PCS:A	S	RCS	AP, Simmons	Delete L.525 - 529:	03/26 01:25 PM
441160	PCS:A	S	RCS	AP, Montford	Delete L.735:	03/26 01:25 PM

CS/SB 642 by BI, Benacquisto (CO-INTRODUCERS) Sobel; (Similar to H 0935) Individuals with Disabilities

CS/SB 644 by BI, Benacquisto; (Similar to H 0937) Florida ABLE Program Trust Fund/State Board of Administration

341668	A	S	RCS	AP, Benacquisto	Delete L.50 - 51:	03/26 12:52 PM
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CS/SB 646 by BI, Benacquisto; (Similar to CS/H 0939) Public Records/Information Held by the Florida Prepaid College Board, Florida ABLE, Inc., and the Florida ABLE program

408308	A	S	RCS	AP, Benacquisto	Delete L.48 - 66:	03/26 01:05 PM
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CS/CS/SB 778 by GO, CA, Hays; (Identical to CS/CS/H 0113) Local Government Construction Preferences

846162	A	S	WD	AP, Hays	Delete L.21:	03/26 01:08 PM
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SB 802 by Gaetz; (Compare to CS/H 1153) Vocational Rehabilitation

922186	A	S	RCS	AP, Gaetz	Delete L.154:	03/26 01:16 PM
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SB 7044 by HP; Health Insurance Affordability Exchange

418614	PCS	S	RCS	AP		03/26 12:26 PM
302684	PCS:A	S	RCS	AP, Garcia	Delete L.1169 - 1173:	03/26 12:26 PM
763008	PCS:A	S	WD	AP, Joyner	btw L.1425 - 1426:	03/26 12:26 PM
685312	PCS:A	S	UNFAV	AP, Joyner	btw L.1425 - 1426:	03/26 12:26 PM

SPB 7068 by AP; Mental Health and Substance Abuse Services

269622	A	S	FAV	AP, Garcia	Delete L.272 - 285:	03/26 01:17 PM
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SPB 7070 by AP; Mental Health and Substance Abuse

809912	A	S	FAV	AP, Garcia	Delete L.2816 - 3242:	03/26 01:18 PM
939510	A	S	FAV	AP, Garcia	Delete L.2865 - 2875:	03/26 01:18 PM

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS
Senator Lee, Chair
Senator Benacquisto, Vice Chair

MEETING DATE: Wednesday, March 25, 2015
TIME: 9:00 a.m.—6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Lee, Chair; Senator Benacquisto, Vice Chair; Senators Altman, Flores, Gaetz, Galvano, Garcia, Grimsley, Hays, Hukill, Joyner, Latvala, Margolis, Montford, Negron, Richter, Ring, Simmons, and Smith

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
Consideration of proposed bill:			
1	SPB 2500	Appropriations; Providing moneys for the annual period beginning July 1, 2015, and ending June 30, 2016, 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 18 Nays 0
Consideration of proposed bill:			
2	SPB 2502	Implementing the General Appropriations Act; Incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language, notwithstanding other provisions of law; revising the basis for allocating fixed capital outlay funds for existing satisfactory facilities, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed bill:			
3	SPB 2504	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 17 Nays 0
4	SB 7038 Governmental Oversight and Accountability (Similar H 5005)	Employer Contributions to Fund Retiree Benefits; 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.	Favorable Yeas 18 Nays 0
		AP 03/25/2015 Favorable	

Consideration of proposed bill:

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, March 25, 2015, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
5	SPB 2506	Judiciary; Establishing the headquarters of the Supreme Court; authorizing a Supreme Court Justice to designate a district court of appeal courthouse, a county courthouse, or any other facility in his or her county of residence as his or her official headquarters; providing for a justice to receive subsistence and transportation reimbursement relating to travel to the headquarters of the Supreme Court under certain circumstances, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed bill:			
6	SPB 2508	Education; Requiring a state research university to enter into and maintain a formal agreement with a specified organization to offer college-sponsored merit scholarship awards as a condition of designation as a preeminent state research university; revising the term "full-time student" for the purposes of the Florida Education Finance Program; requiring supplemental academic instruction categorical funds and research-based reading instruction allocation funds to be used by a school district with at least one of certain lowest-performing elementary schools for additional intensive reading instruction at such school during the summer program in addition to the school year, etc.	Submitted as Committee Bill Yeas 17 Nays 0
Consideration of proposed bill:			
7	SPB 2510	Florida Business Information Portal; Establishing the Florida Business Information Portal within the Department of Business and Professional Regulation; authorizing the Department of Business and Professional Regulation to contract for services to develop the portal; repealing provisions relating to the One-Stop Business Registration Portal Clearing Trust Fund, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Consideration of proposed bill:			
8	SPB 2512	Medicaid; Deleting provisions that authorized the agency to receive funds from certain state entities, local governments, and other political subdivisions for a specific purpose; altering the annual allocation cap for hospitals participating in the Statewide Medicaid Residency Program; creating the Graduate Medical Education Startup Bonus Program; providing parameters for the reconciliation of managed care plan payments in the long-term care managed care program, etc.	Submitted as Committee Bill Yeas 17 Nays 0

Consideration of proposed bill:

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, March 25, 2015, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
9	SPB 2514	Allocation of Funds for Community-based Care Lead Agencies; Revising the equity allocation model for funding community-based care lead agencies, etc.	Submitted as Committee Bill Yeas 17 Nays 0

A proposed committee substitute for the following bill (SB 602) is available:

10	SB 602 Gaetz (Compare H 723, CS/H 7095)	Students With Disabilities; Revising scholarship application deadlines and guidelines; requiring authorized program funds to support the student's educational needs; providing future repeal of provisions pertaining to an implementation schedule of notification and eligibility timelines; authorizing a prepaid college plan to be purchased, accounted for, used, and terminated under certain circumstances, etc. ED 02/18/2015 Favorable AED 03/04/2015 Fav/CS AP 03/25/2015 Fav/CS	Fav/CS Yeas 18 Nays 0
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With subcommittee recommendation - Education Appropriations

11	CS/SB 604 Commerce and Tourism / Flores (Similar CS/H 271)	Consumer Protection; Citing this act as the "True Origin of Digital Goods Act"; requiring owners and operators of specified websites and online services to disclose certain information; providing for injunctive relief, etc. CM 03/02/2015 Fav/CS JU 03/10/2015 Favorable AP 03/25/2015 Favorable	Favorable Yeas 14 Nays 1
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A proposed committee substitute for the following bill (CS/SB 616) is available:

12	CS/SB 616 Education Pre-K - 12 / Legg (Compare H 1177, H 1241, CS/H 7069, S 100, S 774, S 1544)	Education Accountability; Revising the powers of the State Board of Education to require adoption of rules regarding notification forms for grade 3 retention and midyear promotion, and high school graduation requirements and options; removing the requirement that English Language Arts statewide assessments be administered to students in grade 11; revising requirements for a district school board's comprehensive student progression plan; specifying alternative assessments that may be accepted by public postsecondary educational institutions in lieu of the common placement test, etc. ED 02/18/2015 Workshop-Discussed ED 03/04/2015 Fav/CS AED 03/19/2015 Fav/CS AP 03/25/2015 Fav/CS	Fav/CS Yeas 14 Nays 1
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COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, March 25, 2015, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
With subcommittee recommendation - Education Appropriations			
13	CS/SB 642 Banking and Insurance / Benacquisto (Similar H 935, Compare H 937, CS/H 939, Link CS/S 644, CS/S 646)	Individuals with Disabilities; Creating the "Florida Achieving a Better Life Experience (ABLE) Act"; requiring the Florida Prepaid College Board to establish a direct-support organization known as "Florida ABLE, Inc."; authorizing the organization to use certain services, property, and facilities of the Florida Prepaid College Board; requiring the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Education to assist, cooperate, and coordinate with the organization in the provision of public information and outreach for the program, etc. BI 02/17/2015 Fav/CS AED 03/04/2015 Favorable AP 03/25/2015 Favorable	Favorable Yeas 18 Nays 0
With subcommittee recommendation - Education Appropriations			
14	CS/SB 644 Banking and Insurance / Benacquisto (Similar H 937, Compare H 935, Link CS/S 642)	Florida ABLE Program Trust Fund/State Board of Administration; Creating the Florida ABLE Program Trust Fund within the State Board of Administration; authorizing sources of funds; specifying the purpose of the trust fund and authorized uses of the assets; providing for future review and termination or re-creation of the trust fund; providing a directive to the Division of Law Revision and Information, etc. BI 02/17/2015 Fav/CS AED 03/04/2015 Favorable AP 03/25/2015 Fav/CS	Fav/CS Yeas 17 Nays 0
With subcommittee recommendation - Education Appropriations			
15	CS/SB 646 Banking and Insurance / Benacquisto (Similar CS/H 939, Compare H 935, Link CS/S 642)	Public Records/Information Held by the Florida Prepaid College Board, Florida ABLE, Inc., and the Florida ABLE program; Providing an exemption from public records requirements for certain personal financial and health information held by the Florida Prepaid College Board, Florida ABLE, Inc., the Florida ABLE program, or an agent or service provider thereof; authorizing the release of such information under specified circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity, etc. BI 02/17/2015 Fav/CS GO 03/04/2015 Favorable AP 03/25/2015 Fav/CS	Fav/CS Yeas 18 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, March 25, 2015, 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 778 Governmental Oversight and Accountability / Community Affairs / Hays (Identical CS/CS/H 113)	Local Government Construction Preferences; Prohibiting local ordinances and regulations from restricting competition for the award of a contract for construction services based upon certain conditions; requiring a state college, county, municipality, school district, or other political subdivision of the state to make specified disclosures in competitive solicitation documents, etc. CA 03/04/2015 Fav/CS GO 03/17/2015 Fav/CS AP 03/25/2015 Favorable	Favorable Yeas 12 Nays 5
17	SB 802 Gaetz (Compare CS/H 1153)	Vocational Rehabilitation; Providing for the future repeal of the designation of the Division of Vocational Rehabilitation as the administrative unit for purposes of the Vocational Rehabilitation Act of 1973, subject to legislative review of a required report; requiring the Division of Vocational Rehabilitation to initiate, by a specified date, a performance improvement plan designed to achieve specified goals; requiring the division to develop and implement a pilot program to improve the state vocational rehabilitation program, etc. HE 03/10/2015 Favorable AED 03/19/2015 Favorable AP 03/25/2015 Fav/CS	Fav/CS Yeas 15 Nays 0
With subcommittee recommendation - Education Appropriations			
A proposed committee substitute for the following bill (SB 7044) is available:			
18	SB 7044 Health Policy	Health Insurance Affordability Exchange; Creating the Florida Health Insurance Affordability Exchange Program or FHIX in the Agency for Health Care Administration; providing patient rights and responsibilities; providing for the development of a long-term reorganization plan and the formation of the FHIX Workgroup; removing certain Medicaid-eligible persons from those for whom the agency may make payments for medical assistance and related services, etc. AHS 03/17/2015 Fav/CS AP 03/25/2015 Fav/CS	Fav/CS Yeas 18 Nays 0
With subcommittee recommendation - Health and Human Services Appropriations			

Consideration of proposed bill:

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Wednesday, March 25, 2015, 9:00 a.m.—6:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
19	SPB 7068	Mental Health and Substance Abuse Services; Revising the definition of “mental illness” to include dementia and traumatic brain injuries; requiring the Agency for Health Care Administration and the Department of Children and Families to develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care; requiring that, by a specified date, the department modify certain licensure rules and procedures, etc.	Submitted as Committee Bill Yeas 17 Nays 0
Consideration of proposed bill:			
20	SPB 7070	Mental Health and Substance Abuse; Adding substance abuse impairment to a list of disorders for which the Legislature intends to develop treatment programs; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; adding substance abuse care as an element of the continuity of care management system that the department must establish, etc.	Submitted as Committee Bill Yeas 18 Nays 0
Other Related Meeting Documents			



Florida Senate - 2015

SPB2500

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

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

Section: 02	<u>EXPLANATION:</u> Transfers \$50,000 general revenue from the FEFP to the Holocaust Task Force.
On Page: 019	
Spec App: 90	

<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: State Grants/K-12 Program - FEFP 48250300		
In Section 02 On Page 019 Aid To Local Governments 050560 Grants And Aids - Florida Educational Finance Program IOEB		
1000 General Revenue Fund CA -50,000 FSI1 -50,000	7,463,425,870	7,463,375,870

Immediately following Specific Appropriation 90, DELETE:

Funds provided in Specific Appropriations 7 and 90 shall be allocated using a base student allocation of \$4,183.74 for the FEFP.

AND INSERT:

Funds provided in Specific Appropriations 7 and 90 shall be allocated using a base student allocation of \$4,183.72 for the FEFP.

Program: State Grants/K-12 Program - Non
FEFP 48250400

106 **In Section 02 On Page 026**
Special Categories 104052



Florida Senate - 2015

SPB2500

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

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

Section: 02 On Page: 012 Spec App: 63	<u>EXPLANATION:</u> Reduces \$400,000 general revenue from Bethune-Cookman University for the Small, Women and Minority-Owned Business Program and provides \$340,000 to the Florida Memorial University Bridge Program and \$60,000 to the CAPE Act Financial Literacy Pilot Program for the Broward County School District.
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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
 Program: Private Colleges And
 Universities 48190000

63 In Section 02 On Page 012
 Special Categories 101157
 Grants And Aids - Historically Black
 Private Colleges IOEB

1000 General Revenue Fund	14,441,543	14,381,543
CA -60,000 FSI1 -60,000		

DELETE the proviso immediately following Specific Appropriation 63:

Funds in Specific Appropriation 63 shall be allocated as follows:

Bethune-Cookman University.....	5,960,111
Edward Waters College.....	3,929,526
Florida Memorial University.....	3,832,048
Library Resources.....	719,858

Funds provided in Specific Appropriation 63 shall only be expended for student access and retention or direct instruction purposes.

Funds in Specific Appropriation 63 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 for library resources shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

AND INSERT:

Funds in Specific Appropriation 63 shall be allocated as follows:

Bethune-Cookman University.....	5,560,111
Edward Waters College.....	3,929,526
Florida Memorial University.....	4,172,048
Library Resources.....	719,858

Funds provided in Specific Appropriation 63 shall only be expended for student access and retention or direct instruction purposes.

Funds in Specific Appropriation 63 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 for library resources shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

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

106 In Section 02 On Page 026
 Special Categories 104052
 Grants And Aids - School And
 Instructional Enhancements IOEB

1000	General Revenue Fund	18,945,949	19,005,949
	CA 60,000 FSI1 60,000		

Insert proviso immediately following Specific Appropriation 106:

CAPE Act Financial Literacy Pilot Program - Broward County.. 60,000

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 - 2015

SPB2500

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

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

Section: 02	<u>EXPLANATION:</u> Technical amendment to align proviso language within the Blind Services budget with the appropriation for the New Vision for Independence Program.
On Page: 010	
Spec App: 49	

<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
Blind Services, Division Of 48180000

49 In Section 02 On Page 010
Special Categories 100486
Grants And Aids - Client Services IOEB

DELETE the proviso immediately following Specific Appropriation 49:

From the funds in Specific Appropriation 49 from the General Revenue Fund, \$50,000 is provided for the Lighthouse for the Blind - Pasco/Hernando, \$150,000 is provided for the Lighthouse for the Blind - Miami, and \$1,000,000 is provided for New Vision for Independence.

AND INSERT:

From the funds in Specific Appropriation 49 from the General Revenue Fund, \$50,000 is provided for the Lighthouse for the Blind - Pasco/Hernando, \$150,000 is provided for the Lighthouse for the Blind - Miami, and \$2,000,000 is provided for New Vision for Independence.

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 - 2015

SPB2500

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

Section: 03	<u>EXPLANATION:</u> Provides \$50,000 for the construction of a multi-purpose, cultural community center within the Veterans Community Park on Marco Island.
On Page: 099	
Spec App: 565	

<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

VETERANS' AFFAIRS, DEPARTMENT OF
 Program: Services To Veterans' Program
 Veterans' Homes 50100100

565 In Section 03 On Page 099
 Fixed Capital Outlay 080007
 Additions And Improvements To The
 Veterans' Homes IOEJ

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

At the end of existing proviso language, following Specific Appropriation 565, INSERT:

From the funds in Specific Appropriation 565, \$50,000 in nonrecurring funds from the General Revenue Fund is provided for the construction of a multi-purpose, cultural community center within the Veterans Community Park on Marco Island.

HEALTH, DEPARTMENT OF
 Program: Community Public Health
 Statewide Public Health Support Services 64200800

519 In Section 03 On Page 094
 Fixed Capital Outlay 081108
 Health Facilities Repair And Maintenance

- Statewide IOEJ

1000 General Revenue Fund 3,633,207 3,583,207
CA -50,000 FSI1NR -50,000

DELETE the proviso immediately following Specific Appropriation 519:

From the funds in Specific Appropriation 519, \$3,633,207 in nonrecurring funds from the General Revenue Fund and \$624,800 in nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:

Jacksonville Laboratory..... 3,633,207
Orlando Health Physics Lab..... 624,800

AND INSERT:

From the funds in Specific Appropriation 519, \$3,583,207 in nonrecurring funds from the General Revenue Fund and \$624,800 in nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:

Jacksonville Laboratory..... 3,583,207
Orlando Health Physics Lab..... 624,800

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AHS	5

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

<p>Section: 03</p> <p>On Page: 060</p> <p>Spec App: 250</p>	<p><u>EXPLANATION:</u></p> <p>Reduces funding to Our Pride Academy by \$100,000 from the General Revenue Fund to provide \$100,000 from the General Revenue Fund to Easter Seals in Volusia County for autism assessment and diagnostic services.</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 DELETE	Positions & Amount INSERT
AGENCY FOR PERSONS WITH DISABILITIES Program: Services To Persons With Disabilities Home And Community Services 67100100		
In Section 03 On Page 060 250 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 0	3,867,000	3,867,000

DELETE the proviso immediately following Specific Appropriation 250:

From the funds in Specific Appropriation 250, \$1,200,000 from the General Revenue Fund is provided to Our Pride Academy to establish a child care training program for individuals with developmental disabilities.

AND INSERT:

From the funds in Specific Appropriation 250, \$1,100,000 from the General Revenue Fund is provided to Our Pride Academy to establish a child care training program for individuals with developmental disabilities.

From the funds in Specific Appropriation 250, \$100,000 from the General Revenue Fund is provided to Easter Seals in Volusia County to provide autism assessment and diagnostic services.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AHS	6

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

Section: 03	<u>EXPLANATION:</u> Adds proviso language to provide for the annual maintenance costs of the electronic personal health records system for foster children.
On Page: 067	
Spec App: 300	

<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
Administration
Program: Support Services
Information Technology 60900202

300 In Section 03 On Page 067
Special Categories 100644
Computer Related Expenses IOEA

At the end of existing proviso language, following Specific Appropriation 300, INSERT:

From the funds in Specific Appropriation 300, \$350,000 from the General Revenue Fund is provided to support the annual maintenance costs of the electronic personal health records system for foster children.

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 - 2015

SPB2500

<u>Committee</u> AHS	<u>Amendment</u> 7
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The Committee on Appropriations (**Garcia**) recommended the following amendment:

Section: 03 On Page: 050 Spec App: 200	<u>EXPLANATION:</u> Technical amendment to correct proviso related to Graduate Medical Education.
---	---

<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 Services To Individuals 68501400

200 In Section 03 On Page 050
 Special Categories 101581
 Graduate Medical Education IOEE

DELETE the proviso immediately following Specific Appropriation 200:

From the funds in Specific Appropriation 200, \$500,000 from the General Revenue Fund and \$766,143 from the Medical Care Trust Fund are provided to hospitals that participate in the Statewide Medicaid Residency Program for a graduate medical education startup bonus designed to expand the number of residency slots to physician specialties that are in statewide supply shortage. Funds allocated for the startup bonus program under section 409.909, Florida Statutes, are provided for the following physician specialties and subspecialties, both adult and pediatric, that are in statewide supply/demand deficit: allergy or immunology; anesthesiology; cardiology; endocrinology; family medicine; general surgery; hematology; oncology; infectious diseases; neurological surgery; neurology; obstetrics/gynecology; ophthalmology; orthopedic surgery; otolaryngology; psychiatry; pulmonary; radiology; rheumatology; thoracic surgery; and urology. Of these specialties and subspecialties, cardiology, endocrinology, hematology, infectious diseases, pulmonary, and rheumatology shall be secondary specialties within internal medicine for purposes of the startup bonus program.

AND INSERT:

From the funds in Specific Appropriation 200, \$500,000 from the General Revenue Fund and \$766,143 from the Medical Care Trust Fund are provided to hospitals that participate in the Statewide Medicaid Residency Program for a graduate medical education startup bonus designed to expand the number of residency slots to physician specialties that are in statewide supply shortage. Funds allocated for the startup bonus program under section 409.909, Florida Statutes, are provided for the following physician specialties and subspecialties, both adult and pediatric, that are in statewide supply/demand deficit: allergy or immunology; anesthesiology; cardiology; endocrinology; family medicine; general surgery; hematology; oncology; infectious diseases; nephrology; neurology; obstetrics/gynecology; ophthalmology; orthopedic surgery; otolaryngology; psychiatry; pulmonary; radiology; rheumatology; thoracic surgery; and urology.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AHS	8

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

Section: 03	<u>EXPLANATION:</u> Provides \$50,000 in non-recurring funding for Florida's 28 local Homeless Continuum of Care lead agencies.
On Page: 073	
Spec App: 363	

<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
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Economic Self Sufficiency Program Economic Self Sufficiency Services 60910708		
363 In Section 03 On Page 073 Special Categories 100561 Grants And Aids - Homeless Housing Assistance Grants IOEB		
1000 General Revenue Fund CA 50,000 FSI1NR 50,000	2,000,000	2,050,000

Following Specific Appropriation 363, INSERT:

From the funds in Specific Appropriation 363, the nonrecurring sum \$50,000 from the General Revenue Fund is provided for equal distribution to the local Homeless Continuum of Care lead agencies.

Administration
Program: Executive Leadership
Executive Direction And Support Services 60900101

295 In Section 03 On Page 067
Fixed Capital Outlay 080751
Department Of Children And Family

**Services Fixed Capital Needs For
Centrally Managed Facilities** *IOEJ*

<i>1000</i>	General Revenue Fund	2,333,696	2,283,696
	<i>CA -50,000 FSI1NR -50,000</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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AHS	9

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

Section: 03 On Page: 094 Spec App: 519	<u>EXPLANATION:</u> Provides funding to expand Musicians on Call, a nonprofit organization.
---	---

<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
HEALTH, DEPARTMENT OF Program: Community Public Health Statewide Public Health Support Services	64200800	
519 In Section 03 On Page 094 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEJ		
1000 General Revenue Fund <i>CA -50,000 FSI1NR -50,000</i>	3,633,207	3,583,207

DELETE the proviso immediately following Specific Appropriation 519:

From the funds in Specific Appropriation 519, \$3,633,207 in nonrecurring funds from the General Revenue Fund and \$624,800 in nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:

Jacksonville Laboratory.....	3,633,207
Orlando Health Physics Lab.....	624,800

AND INSERT:

From the funds in Specific Appropriation 519, \$3,583,207 in nonrecurring funds from the General Revenue Fund and \$624,800 in

nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:

Jacksonville Laboratory.....	3,583,207
Orlando Health Physics Lab.....	624,800

Community Health Promotion 64200100

In Section 03 On Page 085

448 Special Categories 100778
 Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund	10,328,916	10,378,916
CA 50,000 FSI1NR 50,000		

At the end of existing proviso language, following Specific Appropriation 448, INSERT:

From the funds in Specific Appropriation 448, \$50,000 in nonrecurring funds from the General Revenue Fund is provided to expand Musicians on Call (MOC), a nonprofit organization.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AHS	10

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

Section: 03 On Page: 076 Spec App: 377I	<u>EXPLANATION:</u> Provides \$750,000 for Informed Families of Florida for a statewide program for child and adolescent substance abuse.
--	---

<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: Community Services
 Community Substance Abuse And Mental
 Health Services 60910950

377I In Section 03 On Page 076
 Special Categories 100618
 Grants And Aids - Community Substance
 Abuse Services IOEB

At the end of existing proviso language, following Specific Appropriation 377I, INSERT:

From the funds in Specific Appropriation 377I, \$750,000 from the General Revenue Fund is provided to the Department of Children and Families to contract directly with Informed Families of Florida for the purpose of providing a statewide program for child and adolescent substance abuse.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AHS	11

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

Section: 03	<u>EXPLANATION:</u> Provides \$100,000 to expand the Family Intensive Treatment (FIT) team model.
On Page: 076	
Spec App: 377I	

<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: Community Services
 Community Substance Abuse And Mental
 Health Services 60910950

377I In Section 03 On Page 076
 Special Categories 100618
 Grants And Aids - Community Substance
 Abuse Services IOEB

At the end of existing proviso language, following Specific Appropriation 377I, INSERT:

From the funds in specific appropriation 377I, \$100,000 from the General Revenue Fund is provided to expand the Family Intensive Treatment (FIT) team model that is designed to provide intensive team-based, family-focused, comprehensive services to families in the child welfare system with parental substance abuse. Treatment shall be available and provided in accordance with the indicated level of care required and providers shall meet program specifications. Funds shall be targeted to select communities with high rates of child abuse cases and used statewide.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ACJ	12

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

Section: 04	<u>EXPLANATION:</u> Provides \$200,556 in recurring general revenue funds in the Florida Department of Law Enforcement for security for the Maccabi Games and Arts Festival .
On Page: 177	
Spec App: 1259	

<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: Investigations And Forensic
 Science Program
 Provide Investigative Services 71600200

1259 In Section 04 On Page 177
 Special Categories 102009
 Grants And Aids - Special Projects IOEB

1000	General Revenue Fund	1,232,461	1,433,017
	CA 200,556 FSI1 200,556		

Following Specific Appropriation 1259, INSERT:

From the funds in Specific Appropriation 1259, \$200,556 in recurring general revenue funds is provided for security at the 2015 national Maccabi Games and Arts Festival. These funds will be used to provide security for all Maccabi athletes and artists, coaches, delegation heads, volunteers, spectators, vendors and support personnel. The Florida Department of Law Enforcement will work in conjunction with national, state, local, and other law enforcement agencies as well as private security to provide security measures for this global event.

JUVENILE JUSTICE, DEPARTMENT OF
 Program: Residential Corrections Program
 Secure Residential Commitment 80800200

In Section 04 On Page 169

1189

Special Categories 100778

Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund

14,058,558

13,858,002

CA -200,556 FSI1 -200,556

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ACJ	13

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

Section: 07	<u>EXPLANATION:</u> Provides \$41,000 in recurring general revenue funds for the renovation of the elevator in the Levy County Courthouse to make it compliant with the Americans with Disabilities Act.
On Page: 364	
Spec App: 3145A	

<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	
In Section 07 On Page 364		
3145A Aid To Local Governments	050710	
Small County Courthouse Facilities	IOEB	
1000 General Revenue Fund	200,000	241,000
CA 41,000 FSI1 41,000		

Immediately following Specific Appropriation 3145A, DELETE:

The funds in Specific Appropriation 3145A shall be used to address health and safety issues in the Liberty County Courthouse.

AND INSERT:

The funds in Specific Appropriation 3145A are provided for the renovation, restoration or replacement of small county courthouses:

Liberty	200,000
Levy	41,000

JUVENILE JUSTICE, DEPARTMENT OF
Program: Residential Corrections Program
Secure Residential Commitment 80800200

In Section 04 On Page 169

1189 Special Categories 100778
Grants And Aids - Contracted Services

IOEB

1000 General Revenue Fund
CA -41,000 FSI1 -41,000

14,058,558

14,017,558

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ACJ	14

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

Section: 04	<u>EXPLANATION:</u> Adds proviso related to the performance of electronic monitoring devices used to monitor work release inmates and supervised offenders in the Department of Corrections.
On Page: 103	
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

CORRECTIONS, DEPARTMENT OF 7000000

In Section 04 On Page 103

At the end of existing proviso language, before Specific Appropriation 583, INSERT:

The Department of Corrections shall conduct a review of the performance of electronic monitoring devices used to monitor work release inmates and supervised offenders. The review must concentrate on device performance under conditions and in locations that affect the ability of the device to acquire and maintain a GPS signal or to communicate with the electronic monitoring control facility. The review must also examine whether device performance or monitoring protocol requires an offender to move periodically in order to demonstrate that the device has not been altered or removed. The department shall prepare and submit a report of its findings to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee by November 1, 2015.

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.

1189	Special Categories	<i>100778</i>		
	Grants And Aids - Contracted Services		<i>IOEB</i>	
<i>1000</i>	General Revenue Fund		14,058,558	14,008,558
	<i>CA -50,000 FSI1 -50,000</i>			

<p>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.</p>
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Florida Senate - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ATD	16

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

Section: 05	<u>EXPLANATION:</u> Adds proviso to provide funding for Keep Florida Beautiful.
On Page: 245	
Spec App: 1924	

<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

1924 In Section 05 On Page 245
 Fixed Capital Outlay 088850
 Highway Beautification Grants IOEK

Insert proviso immediately following Specific Appropriation 1924:

From the funds in Specific Appropriation 1924, \$800,000 is provided for Keep Florida Beautiful.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ATD	17

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

Section: 67	<u>EXPLANATION:</u> Technical amendment to correct the reverted and reappropriated items in Section 67.
On Page: 381	
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 67 On Page 381

In Section 67, on Page 381, DELETE the following:

SECTION 67. The unexpended balance of funds provided in Specific Appropriation 2242A of chapter 2014-51, Laws of Florida, to the Department of Economic Opportunity for housing and community development projects is reverted and reappropriated for the same purpose in Fiscal Year 2015-2016 for the following projects:

- Bud and Dorie Day - Medal of Honor Patriots Trail
- Miami Design District - Public Infrastructure Improvements
- Glades County Gateway Logistics and Manufacturing Training Center
- All Children's Hospital John Hopkins Pediatric Research Zone
- Metropolitan Ministries - Pasco Housing Initiative
- Pensacola-Escambia Development Commission - Industrial Park

AND INSERT:

SECTION 67. The unexpended balance of funds provided in Specific Appropriation 2242A of chapter 2014-51, Laws of Florida, to the Department of Economic Opportunity for housing and community development projects is reverted and reappropriated for the same purpose in Fiscal Year 2015-2016 for the following projects:

- Bud and Dorie Day - Medal of Honor Patriots Trail

**Miami Design District - Public Infrastructure Improvements
Glades County Gateway Logistics and Manufacturing Training
Center**

**All Children's Hospital John Hopkins Pediatric Research Zone
Metropolitan Ministries - Pasco Housing Initiative**

**Pensacola-Escambia Development Commission - Industrial Park
Rental Housing for Low-Income Seniors - City of Crestview**

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ATD	18

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

Section:	<u>EXPLANATION:</u>
On Page: 000	Reduces \$50,000 of State Economic Enhancement and Development (SEED) trust funds allocated for
Spec App:	Carribean Chamber Student Entrpreneurship - Internships and allocates those SEED trust funds to the Regional Urban Enterpreneurship project.

<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: Workforce Services
Workforce Development 40200100

In Section 06 On Page 271

2196A Special Categories 100274
Grants And Aids - Workforce Projects IOEA

DELETE the second paragraph of proviso immediately following Specific Appropriation 2196A:

The remaining nonrecurring funds in Specific Appropriation 2196A from the State Economic Enhancement and Development Trust Fund shall be allocated as follows:

Employ Miami-Dade Project.....	100,000
The Circus Arts Conservatory.....	1,000,000
SANT LA - Haitian Neighborhood Center - Community Financial Assistance.....	300,000
Caribbean Chamber Student Entrepreneurship - Internships....	100,000
Manufacturing Academy and Apprenticeship/Internship Program.	500,000
VISIONARY Jobs Initiative.....	100,000

and INSERT:

The remaining nonrecurring funds in Specific Appropriation 2196A from the State Economic Enhancement and Development Trust Fund shall be allocated as follows:

Employ Miami-Dade Project.....	100,000
The Circus Arts Conservatory.....	1,000,000
SANT LA - Haitian Neighborhood Center - Community Financial Assistance.....	300,000
Caribbean Chamber Student Entrepreneurship - Internships....	50,000
Manufacturing Academy and Apprenticeship/Internship Program.	500,000
VISIONARY Jobs Initiative.....	100,000
Regional Urban Entrepreneurship.....	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 - 2015

SPB2500

<u>Committee</u> ATD	<u>Amendment</u> 19
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The Committee on Appropriations (**Altman**) recommended the following amendment:

Section: 06	<u>EXPLANATION:</u> Adds proviso to restrict Space Florida from using funds to operate federal assets used for launch and/or landing unless certain prior reviews are conducted.
On Page: 283	
Spec App: 2256	

<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

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

In Section 06 On Page 283
 2256 Special Categories 108445
 Grants And Aids - Space Florida IOEB

At the end of existing proviso language, following Specific Appropriation 2256, INSERT:

Funds in Specific Appropriation 2256 may not be used for operation of federal assets used for launch and/or landing managed by Space Florida prior to review by the Florida Department of Military Affairs and the Florida Defense Support Task Force to ensure infrastructure is available for military-related purposes.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ATD	20

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

<p>Section: 06</p> <p>On Page: 276</p> <p>Spec App: 2233A</p>	<p><u>EXPLANATION:</u></p> <p>Reduces \$500,000 of State Economic Enhancement and Development (SEED) trust funds allocated for Clearwater Marine Aquarium and allocates those SEED trust funds to the Youth Sports, Leadership and Educational Complex - Jefferson County project.</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

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Community Development
Housing And Community Development 40300200

In Section 06 On Page 276
2233A Special Categories 100931
Grants And Aids - Housing And Community
Development Projects IOEB

DELETE the third paragraph of proviso immediately following Specific Appropriation 2233A:

The remaining nonrecurring funds provided in Specific Appropriation 2233A shall be allocated as follows:

Metropolitan Ministries Pasco Transitional Housing.....	1,491,458
Rebuilding Together of Miami-Dade, Inc.....	250,000
City of Milton Riverwalk.....	688,173
Port St. Joe - Vessel Manufacturing.....	1,000,000
City of Opa-Locka - Multi-Purpose Cultural Facility.....	2,000,000
Sulzbacher Center for Women and Families.....	1,200,000
Northeast Florida Youth Soccer Academy and Training Grounds.	1,000,000
Pahokee Marina Enhancements.....	1,300,000
Charles Adams Floating Museum - Jacksonville.....	500,000
Clearwater Marine Aquarium.....	1,500,000

Steinhatchee Community Center and Pier Improvement Project..	45,000
Glades County Gateway Logistics and Manufacturing Training Center.....	1,000,000
City of Bradenton Tournament Sports Park.....	1,000,000
City of Ft. Lauderdale - Rapid Re-Housing Project.....	800,000
Clearwater Homeless Emergency Project.....	500,000
Boynton Womens Club - Repairs and Restoration.....	140,000
East Orange Park Recreational Center.....	1,000,000
Temple Terrace - Youth Sports Complex.....	500,000
Temple Terrace - Family Recreational Center.....	500,000
Punta Gorda Vietnam War Memorial.....	150,000
Veterans Progress Villas.....	550,000
Forest Capital Hall Renovation Project.....	292,427
The WOW Center Miami.....	500,000
Town of Altha - Grant for Purchase of Garbage Truck.....	100,000
Field of Dreams - West Melbourne.....	200,000
Mote Marine Laboratory Infrastructure Expansion.....	1,900,000
City of Winter Garden - High Speed Intranet Infrastructure..	200,000

and INSERT:

The remaining nonrecurring funds provided in Specific Appropriation 2233A shall be allocated as follows:

Metropolitan Ministries Pasco Transitional Housing.....	1,491,458
Rebuilding Together of Miami-Dade, Inc.....	250,000
City of Milton Riverwalk.....	688,173
Port St. Joe - Vessel Manufacturing.....	1,000,000
City of Opa-Locka - Multi-Purpose Cultural Facility.....	2,000,000
Sulzbacher Center for Women and Families.....	1,200,000
Northeast Florida Youth Soccer Academy and Training Grounds.	1,000,000
Pahokee Marina Enhancements.....	1,300,000
Charles Adams Floating Museum - Jacksonville.....	500,000
Clearwater Marine Aquarium.....	1,000,000
Steinhatchee Community Center and Pier Improvement Project..	45,000
Glades County Gateway Logistics and Manufacturing Training Center.....	1,000,000
City of Bradenton Tournament Sports Park.....	1,000,000
City of Ft. Lauderdale - Rapid Re-Housing Project.....	800,000
Clearwater Homeless Emergency Project.....	500,000
Boynton Womens Club - Repairs and Restoration.....	140,000
East Orange Park Recreational Center.....	1,000,000
Temple Terrace - Youth Sports Complex.....	500,000
Temple Terrace - Family Recreational Center.....	500,000
Punta Gorda Vietnam War Memorial.....	150,000
Veterans Progress Villas.....	550,000
Forest Capital Hall Renovation Project.....	292,427
The WOW Center Miami.....	500,000
Town of Altha - Grant for Purchase of Garbage Truck.....	100,000
Field of Dreams - West Melbourne.....	200,000

Mote Marine Laboratory Infrastructure Expansion.....	1,900,000
City of Winter Garden - High Speed Intranet Infrastructure..	200,000
Youth Sports, Leadership and Educational Complex - Jefferson County.....	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 - 2015

SPB2500

<u>Committee</u> ATD	<u>Amendment</u> 24
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The Committee on Appropriations (**Latvala**) recommended the following LATE FILED amendment:

Section: 06	<u>EXPLANATION:</u> Technical amendment to correct proviso that inadvertently listed funding for a project that is funded in another appropriation category.
On Page: 280	
Spec App: 2249A	

<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

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

2249A In Section 06 On Page 280
 Special Categories 100562
 Economic Development Projects IOEA

In Section 06 On Page 281

DELETE the third paragraph of proviso immediately following Specific Appropriation 2249A:

The remaining nonrecurring funds in Specific Appropriation 2249A from the State Economic Enhancement and Development Trust Fund are allocated as follows:

Miami-Dade Economic and Advisory Trust- South Dade	
Culinary Project.....	150,000
Tampa Innovation Alliance.....	1,500,000
Hispanic Business Initiative.....	750,000
Pasco County Economic Development Council - Aeronautical	
Use and Feasibility Study.....	100,000
Scripps Florida.....	1,000,000
Miami Boat Show Relocation.....	500,000
BioEnergy Partnership.....	1,000,000
MAF Center for Advanced Manufacturing Excellence, Inc. -	

FloridaMakes.....	500,000
Tampa Bay Innovation Center - St. Petersburg Center for Innovation.....	1,000,000
All Children's Hospital Pediatric Research Zone.....	2,000,000
City of Miami - EB5 Regional Center.....	500,000

and INSERT:

The remaining nonrecurring funds in Specific Appropriation 2249A from the State Economic Enhancement and Development Trust Fund are allocated as follows:

Miami-Dade Economic and Advisory Trust- South Dade Culinary Project.....	150,000
Tampa Innovation Alliance.....	1,500,000
Pasco County Economic Development Council - Aeronautical Use and Feasibility Study.....	100,000
Scripps Florida.....	1,000,000
Miami Boat Show Relocation.....	500,000
BioEnergy Partnership.....	1,000,000
MAF Center for Advanced Manufacturing Excellence, Inc. - FloridaMakes.....	500,000
Tampa Bay Innovation Center - St. Petersburg Center for Innovation.....	1,000,000
All Children's Hospital Pediatric Research Zone.....	2,000,000
City of Miami - EB5 Regional Center.....	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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
ATD	25

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

Section: 06 On Page: 273 Spec App: 2205	<u>EXPLANATION:</u> Reduces \$750,000 of state trust funds allocated for the Reemployment Assistance program (\$500,000) and defense reinvestment equipment grants (\$250,000) and allocates those funds to the Bethune-Cookman University Center for Entrepreneurship.
--	---

<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
	ECONOMIC OPPORTUNITY, DEPARTMENT OF		
	Program: Workforce Services		
	Reemployment Assistance Program 40200200		
	In Section 06 On Page 273		
2205	Other Personal Services 030000 IOEA		
2648	Special Employment Security	6,500,000	6,000,000
	Administration Trust Fund		
	CA -500,000 FSI1NR -500,000		
	Program: Strategic Business Development		
	Strategic Business Development 40400100		
	In Section 06 On Page 282		
2252	Special Categories 102026		
	Grants And Aids - Military Base		
	Protection IOEA		
2041	State Economic Enhancement And	2,000,000	1,750,000
	Development Trust Fund		
	CA -250,000 FSI1NR -250,000		

DELETE the proviso immediately following Specific Appropriation 2252:

Funds in Specific Appropriation 2252 are allocated as follows:

Military Base Protection.....	150,000
Defense Reinvestment.....	850,000
Defense Reinvestment Equipment Grants.....	1,000,000

AND INSERT:

Funds in Specific Appropriation 2252 are allocated as follows:

Military Base Protection.....	150,000
Defense Reinvestment.....	850,000
Defense Reinvestment Equipment Grants.....	750,000

In Section 06 On Page 281

2249B Special Categories 100566
Economic Development Incubator Projects IOEA

2041	State Economic Enhancement And Development Trust Fund	8,700,000	8,950,000
	CA 250,000 FSI1NR 250,000		
2648	Special Employment Security Administration Trust Fund		500,000
	CA 500,000 FSI1NR 500,000		

DELETE the proviso immediately following Specific Appropriation 2249B:

The nonrecurring funds provided in Specific Appropriation 2249B are allocated as follows:

Project Runway at Florida Atlantic University.....	1,000,000
Emerging Technology-Based Entrepreneurship and Innovation at Miami-Dade College.....	1,200,000
International Consortium for Advanced Manufacturing Research Treasure Coast Education Research and Development Authority	5,000,000
- Food Business Incubator.....	1,000,000
West End Tech Center.....	500,000

AND INSERT:

The nonrecurring funds provided in Specific Appropriation 2249B are allocated as follows:

Project Runway at Florida Atlantic University.....	1,000,000
Emerging Technology-Based Entrepreneurship and Innovation at Miami-Dade College.....	1,200,000
International Consortium for Advanced Manufacturing Research Treasure Coast Education Research and Development Authority	5,000,000
- Food Business Incubator.....	1,000,000
West End Tech Center.....	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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AGG	21

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

Section: 05	<u>EXPLANATION:</u> Authorizes the Department of Agriculture and Consumer Services to provide rebates to food service establishments that donate excess food to qualified 501(c)(3) nonprofit corporations.
On Page: 204	
Spec App: 1511	

<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
Food, Nutrition And Wellness 42170700

1511 In Section 05 On Page 204
Special Categories 100777
Contracted Services IOEA

Following Specific Appropriation 1511, INSERT:

From the funds in Specific Appropriation 1511, \$500,000 from the Food and Nutrition Services Trust Fund shall be used to provide rebates to food service establishments licensed under chapter 509, Florida Statutes, that donate excess food as defined in 26 U.S.C, section 170, to qualified 501(c)(3) nonprofit corporations. The amount of any rebate shall be no greater than 10 cents per pound of donated food during the current calendar year. Participating food service establishments shall provide written proof of all donations to the Department of Agriculture and Consumer Services.

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AGG	22

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

<p>Section: 05</p> <p>On Page: 210</p> <p>Spec App: 1570</p>	<p><u>EXPLANATION:</u></p> <p>Authorizes \$410,000,000 in bond proceeds from the Florida Forever program to provide \$350,000,000 for land acquisition in the Florida Forever program, \$15,000,000 for state park facility improvements, \$20,000,000, for Kissimmee River land acquisition, and \$25,000,000 for beach management and restoration. The amendment also provides \$41,000,000 from the Land Acquisition Trust Fund to support the annual debt service payments for the issuance of the bonds.</p>
---	--

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	(21,000,000)	0	(21,000,000)
Non-Recuring -	408,000,000	0	408,000,000

Positions & Amount	Positions & Amount
DELETE	INSERT

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: State Lands
Land Administration And Management 37100400

1570 In Section 05 On Page 210
Fixed Capital Outlay 084108
Land Acquisition, Environmentally
Endangered, Unique/ Irreplaceable Lands,
Statewide IOEJ

2348	Florida Forever Trust Fund	2,000,000	350,000,000
CA 348,000,000	FSI1NR 348,000,000		

Immediately following Specific Appropriation 1570, INSERT:

From the funds in Specific Appropriation 1570, \$350,000,000 from the Florida Forever Trust Fund are provided pursuant to section 259.105, Florida Statutes, from bonds authorized from the Florida Forever Program.

Program: Recreation And Parks
State Park Operations 37500300

In Section 05 On Page 224

1707 Fixed Capital Outlay 080039
State Park Facility Improvements IOEJ

2423	Land Acquisition Trust Fund	15,000,000	0
CA	-15,000,000 FSI1 -15,000,000		
2348	Florida Forever Trust Fund		15,000,000
CA	15,000,000 FSI1NR 15,000,000		

Immediately following Specific Appropriation 1707, INSERT:

From the funds in Specific Appropriation 1707, 15,000,000 from the Florida Forever Trust Fund for state park facility improvements are provided from the proceeds of bonds authorized from the Florida Forever program.

Program: Water Policy And Ecosystems
Restoration
Water Policy And Ecosystems Restoration 37200100

In Section 05 On Page 215

1618 Fixed Capital Outlay 083045
Land Acquisition IOEJ

2423	Land Acquisition Trust Fund	20,000,000	0
CA	-20,000,000 FSI1 -20,000,000		
2348	Florida Forever Trust Fund		20,000,000
CA	20,000,000 FSI1NR 20,000,000		

At the end of existing proviso language, following Specific Appropriation 1618, INSERT:

From the funds in Specific Appropriation 1618, \$20,000,000 from the Florida Forever Trust Fund are provided from the proceeds of bonds authorized from the Florida Forever program.

Program: Water Resource Management
Beach Management 37350100

In Section 05 On Page 218

1647 Grants And Aids To Local Governments And 140126
Nonstate Entities - Fixed Capital Outlay
Beach Projects - Statewide IOEM

2423	Land Acquisition Trust Fund	25,000,000	0
CA	-25,000,000 FSI1 -25,000,000		
2348	Florida Forever Trust Fund		25,000,000

At the end of existing proviso language, following Specific Appropriation 1647, INSERT:

From the funds in Specific Appropriation 1647, 25,000,000 from the Florida Forever Trust Fund for beach management and restoration are provided from the proceeds of bonds authorized from the Florida Forever program.

Program: State Lands
Land Administration And Management 37100400

In Section 05 On Page 210
1570A Fixed Capital Outlay 081117
Debt Service - Florida Forever Bonds -
New Series IOEN

2423 Land Acquisition Trust Fund 41,000,000
CA 41,000,000 FSI1 41,000,000

Immediately following Specific Appropriation 1570A, INSERT:

Funds provided in Specific Appropriation 1570A are for Fiscal Year 2015-2016 debt service on new bonds authorized pursuant to section 215.618, 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 appropriated from the Land Acquisition Trust Fund an amount sufficient to pay such debt service.

1569A Special Categories 109983
Transfer To Florida Forever Trust Fund IOEH

2423 Land Acquisition Trust Fund 2,000,000 0
CA -2,000,000 FSI1 -2,000,000

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 - 2015

SPB2500

<u>Committee</u>	<u>Amendment</u>
AGG	23

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

Section: 05 On Page: 193 Spec App: 1417	<u>EXPLANATION:</u> Reduces funding in various categories from the Land Acquisition Trust Fund and the State Parks Trust Fund to provide an increase of \$71,175,995 to the Transfer to the Florida Forever Trust Fund appropriation category and an increase of \$77,175,995 from the Florida Forever Trust Fund for land acquisition.
--	---

<u>NET IMPACT ON:</u>	<u>Total Funds</u>	<u>General Revenue</u>	<u>Trust Funds</u>
Recurring -	0	0	0
Non-Recurring -	77,175,995	0	77,175,995

		Positions & Amount DELETE	Positions & Amount INSERT
	AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Forest And Resource Protection Florida Forest Service 42110400		
1417	In Section 05 On Page 193 Special Categories 100777 Contracted Services IOEA		
2423	Land Acquisition Trust Fund <i>CA -2,000,000 FSI1NR -2,000,000</i>	2,252,137	252,137
1421A	In Section 05 On Page 194 Fixed Capital Outlay 083622 Roads, Bridges, And Stream Crossing Maintenance - Division Of Forestry IOEJ		
2423	Land Acquisition Trust Fund <i>CA -2,000,000 FSI1NR -2,000,000</i>	2,509,697	509,697
1421B	Fixed Capital Outlay 083643 Maintenance, Repairs And Construction -		

Statewide IOEJ

2423 Land Acquisition Trust Fund 2,399,951 399,951
CA -2,000,000 FSI1NR -2,000,000

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: State Lands
Land Administration And Management 37100400

In Section 05 On Page 209

1561 Special Categories 100777
Contracted Services IOEA

2423 Land Acquisition Trust Fund 1,247,941 247,941
CA -1,000,000 FSI1NR -1,000,000

Program: Recreation And Parks
State Park Operations 37500300

In Section 05 On Page 223

1701 Special Categories 100718
Land Management IOEA

2423 Land Acquisition Trust Fund 1,625,876 0
CA -1,625,876 FSI1NR -1,625,876

1703 Special Categories 101198
Outsourcing/Privatization IOEA

2675 State Park Trust Fund 5,188,591 0
CA -5,188,591 FSI1NR -5,188,591

In Section 05 On Page 224

1707 Fixed Capital Outlay 080039
State Park Facility Improvements IOEJ

2423 Land Acquisition Trust Fund 15,000,000 0
CA -15,000,000 FSI1NR -15,000,000

1708 Fixed Capital Outlay 087937
Partnership In Parks - State Match IOEJ

2423 Land Acquisition Trust Fund 1,000,000 0
CA -1,000,000 FSI1NR -1,000,000

FISH AND WILDLIFE CONSERVATION COMMISSION
Program: Habitat And Species Conservation
Habitat And Species Conservation 77350200

In Section 05 On Page 233

1799	Special Categories	100228		
	Enhanced Wildlife Management		IOEA	
2423	Land Acquisition Trust Fund			9,361,528
	CA -9,361,528	FSI1NR -9,361,528		0
1803	Special Categories	101012		
	Lake Restoration		IOEA	
2423	Land Acquisition Trust Fund			7,334,291
	CA -6,500,000	FSI1NR -6,500,000		834,291
	In Section 05 On Page 234			
1816A	Fixed Capital Outlay	080167		
	Lake Apopka Restoration		IOEJ	
2423	Land Acquisition Trust Fund			5,000,000
	CA -5,000,000	FSI1NR -5,000,000		0
1817	Fixed Capital Outlay	085020		
	Wildlife Management Area Land Improvements		IOEJ	
2423	Land Acquisition Trust Fund			1,500,000
	CA -1,500,000	FSI1NR -1,500,000		0
	TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200			
	In Section 05 On Page 244			
1916	Fixed Capital Outlay	088717		
	Arterial Highway Construction		IOEK	
2423	Land Acquisition Trust Fund			25,000,000
	CA -25,000,000	FSI1NR -25,000,000		0
	ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: State Lands Land Administration And Management 37100400			
	In Section 05 On Page 210			
1569A	Special Categories	109983		
	Transfer To Florida Forever Trust Fund		IOEH	
2423	Land Acquisition Trust Fund			2,000,000
	CA 77,175,995	FSI1NR 77,175,995		79,175,995
1570	Fixed Capital Outlay	084108		
	Land Acquisition, Environmentally			

**Endangered, Unique/ Irreplaceable Lands,
Statewide** *IOEJ*

2348	Florida Forever Trust Fund	2,000,000	79,175,995
	<i>CA 77,175,995 FSI1NR 77,175,995</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 - 2015

SPB2500

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

The Committee on Appropriations (**Ring**) recommended the following LATE FILED SUBSTITUTE AMENDMENT for 2 (995007):

Section: 02 On Page: 012 Spec App: 63	<u>EXPLANATION:</u> Reduces \$400,000 general revenue from Bethune-Cookman University for the Small, Women and Minority-Owned Business Program and provides \$60,000 to the CAPE Act Financial Literacy Pilot Program for the Broward County School District and \$340,000 to the Department of Education for the CAPE Act Financial Literacy Grant 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

EDUCATION, DEPARTMENT OF
 Program: Private Colleges And
 Universities 48190000

63 In Section 02 On Page 012
 Special Categories 101157
 Grants And Aids - Historically Black
 Private Colleges IOEB

1000	General Revenue Fund	14,441,543	14,041,543
CA	-400,000 FSI1 -400,000		

DELETE the proviso immediately following Specific Appropriation 63:

Funds in Specific Appropriation 63 shall be allocated as follows:

Bethune-Cookman University.....	5,960,111
Edward Waters College.....	3,929,526
Florida Memorial University.....	3,832,048
Library Resources.....	719,858

Funds provided in Specific Appropriation 63 shall only be expended for student access and retention or direct instruction purposes.

Funds in Specific Appropriation 63 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 for library resources shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

AND INSERT:

Funds in Specific Appropriation 63 shall be allocated as follows:

Bethune-Cookman University.....	5,560,111
Edward Waters College.....	3,929,526
Florida Memorial University.....	3,832,048
Library Resources.....	719,858

Funds provided in Specific Appropriation 63 shall only be expended for student access and retention or direct instruction purposes.

Funds in Specific Appropriation 63 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 for library resources shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

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

106 In Section 02 On Page 026
 Special Categories 104052
 Grants And Aids - School And
 Instructional Enhancements IOEB

1000	General Revenue Fund	18,945,949	19,005,949
	CA 60,000 FSI1 60,000		

Insert proviso immediately following Specific Appropriation 106:

CAPE Act Financial Literacy Pilot Program - Broward County..	60,000
--	--------

State Board Of Education 48800000

130A In Section 02 On Page 036
 Special Categories 104026
 Grants And Aids - Strategic Statewide
 Initiatives IOEB

1000 **General Revenue Fund**
CA 340,000 FSI1 340,000

340,000

Following Specific Appropriation 130A, INSERT:

The funds in Specific Appropriation 130A shall be provided to school districts for the CAPE Act Financial Literacy Grant 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.

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A bill to be entitled

An act making appropriations; providing moneys for the annual period beginning July 1, 2015, and ending June 30, 2016, and supplemental appropriations for the period ending June 30, 2015, 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 effective dates.

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

The moneys contained herein are appropriated from the named funds for Fiscal Year 2015-2016 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 62, 65 through 73, and 146, 60 percent of general revenue 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

1	FIXED CAPITAL OUTLAY	
	CLASSROOMS FIRST AND 1997 SCHOOL CAPITAL	
	OUTLAY BOND PROGRAMS - OPERATING FUNDS AND	
	DEBT SERVICE	
	FROM EDUCATIONAL ENHANCEMENT TRUST	
	FUND	155,820,162

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	151,262,548

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.

Funds in Specific Appropriation 2 are for Fiscal Year 2015-2016 debt service on all bonds authorized pursuant to section 1013.737, Florida Statutes, for class size reduction, 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.

SECTION 1 - EDUCATION ENHANCEMENT

3 FIXED CAPITAL OUTLAY
EDUCATIONAL FACILITIES
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 6,648,447

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 included in Specific Appropriations 17 and 17A of chapter 2012-118, Laws of Florida, 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. There is hereby 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.

TOTAL: PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY
FROM TRUST FUNDS 313,731,157

TOTAL ALL FUNDS 313,731,157

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 239,800,000

From the funds in Specific Appropriation 4, the Bright Futures award per credit hour or credit hour equivalent for the 2015-2016 academic year shall be as follows:

- Academic Scholars
 - 4-Year Institutions.....\$103
 - 2-Year Institutions.....\$ 63
 - Upper-Division Programs at Florida Colleges...\$ 71
 - Career/Technical Centers.....\$ 52
- Medallion Scholars
 - 4-Year Institutions.....\$ 77
 - 2-Year Institutions.....\$ 63
 - Upper-Division Programs at Florida Colleges...\$ 53
 - Career/Technical Centers.....\$ 39
- Gold Seal Vocational Scholars
 - Career Certificate Program.....\$ 39
 - Applied Technology Diploma Program.....\$ 39
 - Technical Degree Education Program.....\$ 48

The additional stipend for Top Scholars shall be \$44 per credit hour.

5 SPECIAL CATEGORIES
FIRST GENERATION IN COLLEGE MATCHING GRANT
PROGRAM
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 5,308,663

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, 2015, 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 52,715,310

Funds in Specific Appropriation 6 are allocated in Specific

SECTION 1 - EDUCATION ENHANCEMENT

Appropriation 71. 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 297,823,973

TOTAL ALL FUNDS 297,823,973

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 223,369,431

Funds provided in Specific Appropriation 7 are allocated in Specific Appropriation 90.

8 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - CLASS SIZE REDUCTION
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 103,776,356

Funds in Specific Appropriations 8 and 91 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 \$1,313.27, for grades 4 to 8 shall be \$895.79, and for grades 9 to 12 shall be \$897.95. The class size reduction allocation shall be recalculated based on enrollment through the October 2015 PTE 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 91, 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

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. Any district or school that receives a waiver from section 1008.34(7), 1008.36, and 1003.621, Florida Statutes shall not be eligible to receive School Recognition funding pursuant to Senate Bill 616 or similar legislation. This provision shall be contingent on the passage of Senate Bill 616 or similar legislation.

If there are funds remaining after payment to qualified schools, the balance shall be allocated as discretionary lottery funds 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 461,728,664

TOTAL ALL FUNDS 461,728,664

PROGRAM: WORKFORCE EDUCATION

10 AID TO LOCAL GOVERNMENTS
WORKFORCE DEVELOPMENT
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 79,157,830

Funds in Specific Appropriation 10 are allocated in Specific Appropriation 118. These funds are provided for school district workforce education programs as defined in section 1004.02(25), Florida

SECTION 1 - EDUCATION ENHANCEMENT

Statutes.

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	244,903,227
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The funds in Specific Appropriation 11 shall be allocated as follows:

Eastern Florida State College.....	9,243,601
Broward College.....	18,563,942
College of Central Florida.....	4,894,544
Chipola College.....	2,864,087
Daytona State College.....	11,113,162
Florida SouthWestern State College.....	6,765,992
Florida State College at Jacksonville.....	16,708,501
Florida Keys Community College.....	1,421,045
Gulf Coast State College.....	4,682,066
Hillsborough Community College.....	12,568,726
Indian River State College.....	10,268,469
Florida Gateway College.....	2,908,058
Lake-Sumter State College.....	2,894,601
State College of Florida, Manatee-Sarasota.....	4,932,457
Miami Dade College.....	37,706,697
North Florida Community College.....	1,572,715
Northwest Florida State College.....	4,148,904
Palm Beach State College.....	12,297,220
Pasco-Hernando State College.....	6,013,093
Pensacola State College.....	7,497,190
Polk State College.....	5,910,492
Saint Johns River State College.....	3,870,212
Saint Petersburg College.....	14,934,524
Santa Fe College.....	7,737,107
Seminole State College of Florida.....	8,357,450
South Florida State College.....	3,433,156
Tallahassee Community College.....	6,851,244
Valencia College.....	14,743,972

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	245,270,069
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Funds in Specific Appropriation 12 shall be allocated as follows:

University of Florida.....	45,099,045
Florida State University.....	37,680,207
Florida A&M University.....	14,228,081
University of South Florida.....	33,618,003
University of South Florida, St. Petersburg.....	1,484,546
University of South Florida, Sarasota/Manatee.....	1,263,154
Florida Atlantic University.....	19,994,203
University of West Florida.....	7,544,831
University of Central Florida.....	34,500,103
Florida International University.....	29,494,507
University of North Florida.....	12,285,688
Florida Gulf Coast University.....	6,826,438
New College of Florida.....	991,230
Florida Polytechnic University.....	260,033

SECTION 1 - EDUCATION ENHANCEMENT

13	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - IFAS (INSTITUTE OF FOOD AND AGRICULTURAL SCIENCE) FROM EDUCATIONAL ENHANCEMENT TRUST FUND	12,533,877
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14	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM EDUCATIONAL ENHANCEMENT TRUST FUND	9,349,672
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15	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF FLORIDA HEALTH CENTER FROM EDUCATIONAL ENHANCEMENT TRUST FUND	5,796,416
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16	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA STATE UNIVERSITY MEDICAL SCHOOL FROM EDUCATIONAL ENHANCEMENT TRUST FUND	605,115
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TOTAL: PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES FROM TRUST FUNDS	273,555,149
TOTAL ALL FUNDS	273,555,149

TOTAL OF SECTION 1

FROM TRUST FUNDS	1,670,900,000
TOTAL ALL FUNDS	1,670,900,000

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

PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY

The Legislature hereby finds and determines that the items and sums designated in Specific Appropriations 18 through 22, 25, 26, and 26A 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 from the Public Education Capital Outlay and Debt Service Trust Fund for the Fiscal Year 2015-2016 in Specific Appropriations 18 through 22, 25, 26 and 26A.

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 broadcasting, public school districts and Florida colleges.

17	FIXED CAPITAL OUTLAY	
	STATE UNIVERSITY SYSTEM CAPITAL	
	IMPROVEMENT FEE PROJECTS	
	FROM CAPITAL IMPROVEMENTS FEE	
	TRUST FUND	32,091,155

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 September 18, 2014. 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 PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	115,000,000

Funds in Specific Appropriation 18 shall be allocated as follows:

Public Schools.....	60,000,000
University Maintenance.....	35,000,000
Florida Colleges Maintenance.....	20,000,000

Funds in Specific Appropriation 18 for colleges and universities shall be distributed in accordance with section 1013.64(1), Florida Statutes.

Funds in Specific Appropriation 18 for public schools shall be allocated as specified in section 1013.64(1), Florida Statutes, as amended by Senate Proposed Bill 2502.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

19	FIXED CAPITAL OUTLAY	
	SURVEY RECOMMENDED NEEDS - PUBLIC SCHOOLS	
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	5,080,837

Funds in Specific Appropriation 19 shall be distributed among the lab schools approved pursuant to section 1002.32, Florida Statutes, based upon full-time equivalent student membership.

20	FIXED CAPITAL OUTLAY	
	FLORIDA COLLEGE SYSTEM PROJECTS	
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	70,000,000

21	FIXED CAPITAL OUTLAY	
	STATE UNIVERSITY SYSTEM PROJECTS	
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	70,000,000

22	FIXED CAPITAL OUTLAY	
	SPECIAL FACILITY CONSTRUCTION ACCOUNT	
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	75,227,628

Funds in Specific Appropriation 22 shall be allocated in accordance with section 1013.64(2), Florida Statutes, to the following projects:

Glades (3rd of 3 years).....	7,870,913
Washington (2nd of 3 years).....	9,226,362
Madison (2nd of 2 years).....	9,228,408
Levy (2nd of 3 years).....	11,471,708
Calhoun (2nd of 3 years).....	8,419,842
Holmes (2nd of 3 years).....	18,733,115
Dixie (2nd of 3 years).....	10,217,280

23	FIXED CAPITAL OUTLAY	
	DEBT SERVICE	
	FROM CAPITAL IMPROVEMENTS FEE	
	TRUST FUND	21,377,335
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	897,276,131
	FROM SCHOOL DISTRICT AND COMMUNITY	
	COLLEGE DISTRICT CAPITAL OUTLAY	
	AND DEBT SERVICE TRUST FUND	83,224,032

Funds in Specific Appropriation 23 from the School District and Community College District Capital Outlay and Debt Service Trust Fund are for Fiscal Year 2015-2016 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 23 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.

24	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

25	FIXED CAPITAL OUTLAY	
	FLORIDA SCHOOL FOR THE DEAF AND BLIND -	
	CAPITAL PROJECTS	
	FROM PUBLIC EDUCATION CAPITAL	
	OUTLAY AND DEBT SERVICE TRUST FUND	2,568,975

Funds in Specific Appropriation 25 are provided for preventative maintenance projects at the Florida School for the Deaf and the Blind.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

26	FIXED CAPITAL OUTLAY DIVISION OF BLIND SERVICES - CAPITAL PROJECTS FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND	400,000
26A	FIXED CAPITAL OUTLAY PUBLIC BROADCASTING PROJECTS FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND	3,148,000
TOTAL:	PROGRAM: EDUCATION - FIXED CAPITAL OUTLAY FROM TRUST FUNDS	1,403,394,093
	TOTAL ALL FUNDS	1,403,394,093

VOCATIONAL REHABILITATION

For funds in Specific Appropriations 27 through 41 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 36,233,747

27	SALARIES AND BENEFITS POSITIONS 931.00 FROM GENERAL REVENUE FUND 10,180,536 FROM ADMINISTRATIVE TRUST FUND 209,688 FROM FEDERAL REHABILITATION TRUST FUND 38,810,708
28	OTHER PERSONAL SERVICES FROM FEDERAL REHABILITATION TRUST FUND 1,467,459
29	EXPENSES FROM GENERAL REVENUE FUND 6,686 FROM FEDERAL REHABILITATION TRUST FUND 10,401,716
30	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - ADULTS WITH DISABILITIES FUNDS FROM GENERAL REVENUE FUND 1,500,000
From the funds in Specific Appropriation 30, \$750,000 in recurring general revenue is provided for the Inclusive Transition and Employment Management Program (ITEM). The funds shall be used to provide young adults with disabilities who are between the ages of 16 and 25 with transitional skills, education, and on-the-job experience to allow them to acquire and retain permanent employment.	
From the funds in Specific Appropriation 30, \$750,000 is provided for the Division of Vocational Rehabilitation to implement at least two projects in accordance with the pilot project established pursuant to section 413.80, Florida Statutes and is contingent upon Senate Bill 802 or similar legislation creating the Partnership for Employment of Persons with Unique Abilities becoming law.	
31	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA ENDOWMENT FOUNDATION FOR VOCATIONAL REHABILITATION FROM GENERAL REVENUE FUND 549,823
32	OPERATING CAPITAL OUTLAY FROM FEDERAL REHABILITATION TRUST FUND 480,986
33	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND 618,015

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

	FROM FEDERAL REHABILITATION TRUST FUND	17,258,886
34	SPECIAL CATEGORIES GRANTS AND AIDS - INDEPENDENT LIVING SERVICES FROM GENERAL REVENUE FUND 1,232,004 FROM FEDERAL REHABILITATION TRUST FUND	4,949,789

Funds provided in Specific Appropriation 34 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.

The State Plan for Independent Living may include provisions related to financial needs testing and financial participation of consumers, as agreed upon by all signatories to the plan.

35	SPECIAL CATEGORIES PURCHASED CLIENT SERVICES FROM GENERAL REVENUE FUND 31,226,986 FROM FEDERAL REHABILITATION TRUST FUND	97,493,999
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From the funds in Specific Appropriation 35, \$921,085 in General Revenue and \$3,403,258 in the Federal Rehabilitation Trust Fund are provided to allow the Division of Vocational Rehabilitation to fully maximize available federal funding. These funds shall be placed in budget reserve and may be released pursuant to the legislative consultation process of chapter 216, Florida Statutes, in thirds beginning with the second quarter, contingent on significant measurable quarterly progress in the following measures: (1) Average wait list time; (2) Number of persons receiving services (active cases); (3) Number and percentage of customers receiving postsecondary education; (4) Number and percentage of customers receiving CAPE industry certifications; (5) Number and percentage of customers gainfully employed; (6) Average earnings of customers at placement; and (7) Number of students receiving preemployment transition services.

36	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL REHABILITATION TRUST FUND	358,419
37	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM FEDERAL REHABILITATION TRUST FUND	97,655
38	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND 69,242 FROM ADMINISTRATIVE TRUST FUND 1,036 FROM FEDERAL REHABILITATION TRUST FUND	248,173
39	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND 154,316 FROM FEDERAL REHABILITATION TRUST FUND	515,762
40	DATA PROCESSING SERVICES EDUCATION TECHNOLOGY AND INFORMATION SERVICES FROM FEDERAL REHABILITATION TRUST FUND	77,849
41	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM FEDERAL REHABILITATION TRUST FUND	196,503

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: VOCATIONAL REHABILITATION			
FROM GENERAL REVENUE FUND	45,537,608		172,568,628
FROM TRUST FUNDS			
TOTAL POSITIONS	931.00		218,106,236
TOTAL ALL FUNDS			
BLIND SERVICES, DIVISION OF			
APPROVED SALARY RATE	10,386,379		
42 SALARIES AND BENEFITS POSITIONS	299.75		
FROM GENERAL REVENUE FUND	4,285,099		381,974
FROM ADMINISTRATIVE TRUST FUND			
FROM FEDERAL REHABILITATION TRUST			9,723,914
FUND			
43 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	151,524		
FROM FEDERAL REHABILITATION TRUST			301,749
FUND			
FROM GRANTS AND DONATIONS TRUST			10,441
FUND			
44 EXPENSES			
FROM GENERAL REVENUE FUND	415,191		
FROM ADMINISTRATIVE TRUST FUND			40,774
FROM FEDERAL REHABILITATION TRUST			2,473,307
FUND			
FROM GRANTS AND DONATIONS TRUST			44,395
FUND			
45 AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - COMMUNITY REHABILITATION			
FACILITIES			
FROM GENERAL REVENUE FUND	847,347		
FROM FEDERAL REHABILITATION TRUST			4,522,207
FUND			
46 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	54,294		
FROM FEDERAL REHABILITATION TRUST			235,198
FUND			
47 FOOD PRODUCTS			
FROM FEDERAL REHABILITATION TRUST			200,000
FUND			
48 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM FEDERAL REHABILITATION TRUST			100,000
FUND			
49 SPECIAL CATEGORIES			
GRANTS AND AIDS - CLIENT SERVICES			
FROM GENERAL REVENUE FUND	11,262,902		
FROM FEDERAL REHABILITATION TRUST			13,896,496
FUND			
FROM GRANTS AND DONATIONS TRUST			252,746
FUND			
From the funds in Specific Appropriation 49 from the General Revenue			
Fund, \$50,000 is provided for the Lighthouse for the Blind -			
Pasco/Hernando, \$150,000 is provided for the Lighthouse for the Blind -			
Miami, and \$1,000,000 is provided for New Vision for Independence.			
50 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	56,140		
FROM FEDERAL REHABILITATION TRUST			425,000
FUND			
51 SPECIAL CATEGORIES			
GRANTS AND AIDS - INDEPENDENT LIVING			
SERVICES			
FROM FEDERAL REHABILITATION TRUST			35,000
FUND			

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

52 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	9,456		
FROM FEDERAL REHABILITATION TRUST			152,249
FUND			
53 SPECIAL CATEGORIES			
LIBRARY SERVICES			
FROM GENERAL REVENUE FUND	89,735		
FROM GRANTS AND DONATIONS TRUST			100,000
FUND			
54 SPECIAL CATEGORIES			
VENDING STANDS - EQUIPMENT AND SUPPLIES			
FROM FEDERAL REHABILITATION TRUST			3,075,000
FUND			
FROM GRANTS AND DONATIONS TRUST			595,000
FUND			
55 SPECIAL CATEGORIES			
TENANT BROKER COMMISSIONS			
FROM FEDERAL REHABILITATION TRUST			18,158
FUND			
56 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	3,933		
FROM ADMINISTRATIVE TRUST FUND			2,971
FROM FEDERAL REHABILITATION TRUST			95,212
FUND			
57 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE			
TECHNOLOGY (AST)			
FROM FEDERAL REHABILITATION TRUST			427
FUND			
58 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM FEDERAL REHABILITATION TRUST			686,842
FUND			
59 DATA PROCESSING SERVICES			
EDUCATION TECHNOLOGY AND INFORMATION			
SERVICES			
FROM FEDERAL REHABILITATION TRUST			97,511
FUND			
60 DATA PROCESSING SERVICES			
NORTHWEST REGIONAL DATA CENTER (NWRDC)			
FROM FEDERAL REHABILITATION TRUST			158,401
FUND			
TOTAL: BLIND SERVICES, DIVISION OF			
FROM GENERAL REVENUE FUND	17,175,621		37,624,972
FROM TRUST FUNDS			
TOTAL POSITIONS	299.75		54,800,593
TOTAL ALL FUNDS			

PROGRAM: PRIVATE COLLEGES AND UNIVERSITIES

Prior to the disbursement of funds from Specific Appropriations 63, 63A, 64, 65A, and 65B, each institution shall submit a proposed expenditure plan to the Department of Education pursuant to the requirements of section 1011.521, Florida Statutes.

Institutions receiving funds from Specific Appropriations 62, 63, and 65 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, and job placement rates in-field up to 120 days past graduation. The report shall also include information for each institution on the total federal loan amounts disbursed and the total number of students

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

who received federal loans. The report must be submitted by September 1, 2015 and reflect prior academic year statistics.

62 SPECIAL CATEGORIES ABLE GRANTS (ACCESS TO BETTER LEARNING AND EDUCATION) FROM GENERAL REVENUE FUND	5,673,000
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Funds in Specific Appropriation 62 are provided for tuition assistance pursuant to section 1009.891, Florida Statutes.

Students enrolling in an eligible institution prior to July 1, 2015, shall receive the full award amount of \$1,500.

Eligible institutions with a federal student loan default rate below 20 percent shall provide incoming students initially enrolling after July 1, 2015, with the full award amount of \$1,500 per student.

Eligible institutions with a federal student loan default rate between 20 percent and 24.9 percent shall provide incoming students initially enrolling after July 1, 2015, with a reduced award amount of \$1,350 per student.

Eligible institutions with a federal student loan default rate between 25 percent and 29.9 percent shall provide incoming students initially enrolling after July 1, 2015, with a reduced award amount of \$1,200 per student.

Eligible institutions with a federal student loan cohort default rate at or above 30 percent and institutions who do not report disaggregated loan default data to the Office of Student Financial Assistance as required in the subsequent paragraph are not authorized to report incoming students initially enrolling after July 1, 2015, for an award.

Student loan cohort default rates shall be calculated in a manner consistent with the loan default calculations provided by the United States Department of Education. Institutions chartered outside of Florida shall disaggregate the data provided by the United States Department Of Education for students who attended Florida campuses and shall report the disaggregated data back to Office of Student Financial Assistance for calculation of their Florida branch student loan cohort default rate. This disaggregated data for the most recent student loan default rate must be provided to the Office of Student Financial Assistance no later than August 15. Failure to report disaggregated data will result in an institution's ineligibility to provide an ABLE award to any 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 2015-2016 enrollment.

63 SPECIAL CATEGORIES GRANTS AND AIDS - HISTORICALLY BLACK PRIVATE COLLEGES FROM GENERAL REVENUE FUND	14,441,543
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Funds in Specific Appropriation 63 shall be allocated as follows:

Bethune-Cookman University.....	5,960,111
Edward Waters College.....	3,929,526
Florida Memorial University.....	3,832,048
Library Resources.....	719,858

Funds provided in Specific Appropriation 63 shall only be expended for student access and retention or direct instruction purposes.

Funds in Specific Appropriation 63 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 for library resources shall be allocated equally to Bethune-Cookman University, Edward Waters College, and Florida Memorial University.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

63A SPECIAL CATEGORIES GRANTS AND AIDS - ACADEMIC PROGRAM CONTRACTS FROM GENERAL REVENUE FUND	2,750,000
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Funds in Specific Appropriation 63A shall be allocated as follows:

Beacon College - Tuition Assistance.....	250,000
Florida Institute of Technology - Space Research Institute..	2,500,000

From the funds in Specific Appropriation 63A, \$2,500,000 in recurring general revenue funds shall be allocated to the Florida Institute for Technology for the establishment of a space research laboratory. The laboratory shall provide the expertise and resources needed to successfully compete for space-related technology research, science missions, and payload development projects.

64 SPECIAL CATEGORIES GRANTS AND AIDS - PRIVATE COLLEGES AND UNIVERSITIES FROM GENERAL REVENUE FUND	8,500,000
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Funds in Specific Appropriation 64 shall be allocated as follows:

Embry Riddle - Aerospace Academy.....	6,500,000
Jacksonville University.....	2,000,000

65 SPECIAL CATEGORIES FLORIDA RESIDENT ACCESS GRANT FROM GENERAL REVENUE FUND	112,359,000
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Funds in Specific Appropriation 65 are provided for tuition assistance pursuant to section 1009.89, Florida Statutes.

Students enrolling in an eligible institution prior to July 1, 2015, shall receive the full award amount of \$2,924.

Eligible institutions with a federal student loan default rate below 20 percent shall provide incoming students initially enrolling after July 1, 2015, with the full award amount of \$2,924 per student.

Eligible institutions with a federal student loan default rate between 20 percent and 24.9 percent shall provide incoming students initially enrolling after July 1, 2015, with a reduced award amount of \$2,632 per student.

Eligible institutions with a federal student loan default rate between 25 percent and 29.9 percent shall provide incoming students initially enrolling after July 1, 2015, with a reduced award amount of \$2,339 per student.

Eligible institutions with a federal student loan cohort default rate at or above 30 percent are not authorized to report incoming students initially enrolling after July 1, 2015, for an award.

Student loan cohort default rates shall be calculated in a manner consistent with the loan default calculations provided by the United States Department of Education.

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 2015-2016 enrollment.

65A SPECIAL CATEGORIES GRANTS AND AIDS - NOVA SOUTHEASTERN UNIVERSITY - HEALTH PROGRAMS FROM GENERAL REVENUE FUND	4,234,749
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Funds are provided in Specific Appropriation 65A 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, 2016.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

65B SPECIAL CATEGORIES
 GRANTS AND AIDS - LECOM / FLORIDA - HEALTH PROGRAMS
 FROM GENERAL REVENUE FUND 1,691,010

Funds in Specific Appropriation 65B shall be used to support Florida residents who are enrolled in the Osteopathic Medicine or the 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, 2016.

TOTAL: PROGRAM: PRIVATE COLLEGES AND UNIVERSITIES
 FROM GENERAL REVENUE FUND 149,649,302

TOTAL ALL FUNDS 149,649,302

OFFICE OF STUDENT FINANCIAL ASSISTANCE

PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE

66 SPECIAL CATEGORIES
 GRANTS AND AIDS - FLORIDA NATIONAL MERIT SCHOLARS INCENTIVE PROGRAM
 FROM GENERAL REVENUE FUND 8,379,932

67 SPECIAL CATEGORIES
 PREPAID TUITION SCHOLARSHIPS
 FROM GENERAL REVENUE FUND 7,000,000

68 SPECIAL CATEGORIES
 GRANTS AND AIDS - MINORITY TEACHER SCHOLARSHIP PROGRAM
 FROM GENERAL REVENUE FUND 917,798

69 SPECIAL CATEGORIES
 GRANTS AND AID - NURSING STUDENT LOAN REIMBURSEMENT/ SCHOLARSHIPS
 FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND 934,006

70 FINANCIAL ASSISTANCE PAYMENTS
 MARY MCLEOD BETHUNE SCHOLARSHIP
 FROM GENERAL REVENUE FUND 160,500
 FROM STATE STUDENT FINANCIAL ASSISTANCE TRUST FUND 160,500

71 FINANCIAL ASSISTANCE PAYMENTS
 STUDENT FINANCIAL AID
 FROM GENERAL REVENUE FUND 92,032,410
 FROM STATE STUDENT FINANCIAL ASSISTANCE TRUST FUND 206,750
 FROM STUDENT LOAN OPERATING TRUST FUND 9,688,263

From the funds in Specific Appropriations 6 and 71, \$154,642,733 is provided pursuant to the following guidelines:

Florida Student Assistance Grant - Public Full & Part Time..	114,525,243
Florida Student Assistance Grant - Private.....	18,439,527
Florida Student Assistance Grant - Postsecondary.....	12,881,651
Florida Student Assistance Grant - Career Education.....	2,500,556
Children/Spouses of Deceased/Disabled Veterans.....	3,469,087
Florida Work Experience.....	1,569,922
Rosewood Family Scholarships.....	256,747
Honorably Discharged Graduate Assistance Program.....	1,000,000

Funds provided in Specific Appropriation 71 for the Honorably Discharged Graduate Assistance Program are provided for supplemental need-based veteran educational benefits. Funds shall be used to assist in the payment of living expenses during holiday and semester breaks for active duty and honorably discharged members of the Armed Forces who served on or after September 11, 2001.

From the funds provided in Specific Appropriations 6 and 71, the maximum grant to any student from the Florida Public, Private, Career Education, and Postsecondary Assistance Grant Programs shall be \$2,610.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Institutions that received state funds in Fiscal Year 2014-2015 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, 2015, 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.

72 FINANCIAL ASSISTANCE PAYMENTS
 JOSE MARTI SCHOLARSHIP CHALLENGE GRANT
 FROM GENERAL REVENUE FUND 50,000
 FROM STATE STUDENT FINANCIAL ASSISTANCE TRUST FUND 50,000

73 FINANCIAL ASSISTANCE PAYMENTS
 TRANSFER TO THE FLORIDA EDUCATION FUND
 FROM GENERAL REVENUE FUND 2,500,000

TOTAL: PROGRAM: STUDENT FINANCIAL AID PROGRAM - STATE
 FROM GENERAL REVENUE FUND 111,040,640
 FROM TRUST FUNDS 11,039,519
 TOTAL ALL FUNDS 122,080,159

PROGRAM: STUDENT FINANCIAL AID PROGRAM - FEDERAL

74 FINANCIAL ASSISTANCE PAYMENTS
 STUDENT FINANCIAL AID
 FROM FEDERAL GRANTS TRUST FUND 150,000

75 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 165,000
 TOTAL ALL FUNDS 165,000

EARLY LEARNING

PROGRAM: EARLY LEARNING SERVICES

From the funds in Specific Appropriations 76 through 89, 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 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 5,712,450

76 SALARIES AND BENEFITS POSITIONS 100.00
 FROM GENERAL REVENUE FUND 4,243,061
 FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND 3,496,166

77 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 2,078
 FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND 90,414

78 EXPENSES
 FROM GENERAL REVENUE FUND 888,621

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND	993,048
	FROM WELFARE TRANSITION TRUST FUND	265,163
79	OPERATING CAPITAL OUTLAY	
	FROM GENERAL REVENUE FUND	5,785
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND	15,000
80	SPECIAL CATEGORIES	
	GRANTS AND AIDS - CONTRACTED SERVICES	
	FROM GENERAL REVENUE FUND	1,242,097
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND	1,252,885
81	SPECIAL CATEGORIES	
	GRANTS AND AIDS - PARTNERSHIP FOR SCHOOL READINESS	
	FROM GENERAL REVENUE FUND	8,902,026
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND	25,575,357
	FROM FEDERAL GRANTS TRUST FUND	10,714
	FROM WELFARE TRANSITION TRUST FUND	1,400,000

From the funds in Specific Appropriation 81 in the Child Care and Development Block Grant Trust Fund, \$3,000,000 is provided for the Teacher Education and Compensation Helps Program (T.E.A.C.H.).

From the funds in Specific Appropriation 81 in the Welfare Transition Trust Fund, \$1,400,000 is provided for the Home Instruction Program for Pre-School Youngsters (HIPPPY).

From the funds in Specific Appropriation 81, \$15,000,000 shall be used for the Child Care Executive Partnership Program, as defined in section 1002.94, 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.

From the funds in Specific Appropriation 81, \$11,988,097 is provided for the Redlands Christian Migrant Association (RCMA) to provide direct services to children eligible for the School Readiness program.

From the funds in Specific Appropriation 81, \$3,500,000 from the Child Care and Development Block Grant Trust Fund is provided for an Early Learning Performance Funding Pilot Project. The provisions for the pilot program will be developed with input from a workgroup chosen and coordinated by the Office of Early Learning. The eligible participants of the workgroup shall include the Executive Director of the Office of Early Learning, two representatives from early learning coalitions, of which one must represent a multi-county coalition, two representatives from private provider organizations, of which one must be faith-based, two representatives from organizations that provide match funding to the early learning system which may not be from the same organization as any of the members above. Early Learning Coalitions chosen to participate in the pilot program must be selected by the workgroup in order to provide statewide representation and must meet benchmarks determined by the workgroup. The funding shall be held in reserve until a budget amendment is approved by the Legislative Budget Commission. The budget amendment shall include an allocation of the funding to the early learning coalitions based on a methodology to award child care providers and instructors for improving School Readiness program outcomes. The allocation methodology must include provisions for 1) a funding differential incentive for high need populations; 2) a professional development system to significantly improve instructor quality; 3) a research-based observational system to significantly improve instructor interactions with children; and 4) alignment to Early Learning Florida to provide consistency in technical assistance and to significantly improve instructor quality. The budget amendment shall be submitted by the Office of Early Learning to the Executive Office of the Governor no later than July 15, 2015.

From the funds in Specific Appropriation 81, \$1,000,000 from the General Revenue Fund is provided to the Duval Guiding Stars Pilot Program.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

82	SPECIAL CATEGORIES	
	GRANTS AND AIDS - SCHOOL READINESS SERVICES	
	FROM GENERAL REVENUE FUND	136,967,679
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND	336,457,836
	FROM FEDERAL GRANTS TRUST FUND	489,286
	FROM WELFARE TRANSITION TRUST FUND	96,612,427

Funds in Specific Appropriation 82 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.

For the funds in Specific Appropriation 82, expenditures for Gold Seal Quality Expenditure payments shall be reported as Direct Services. The Office of Early Learning shall have the authority to reclassify Gold Seal Quality Expenditure payments by the Early Learning coalitions and statewide contractors to meet targeted federal requirements for improving the quality of infant and toddler child care to the extent allowable in the state's approved Child Care and Development Fund Plan.

Funds in Specific Appropriation 82 are provided for the School Readiness Program and are allocated to early learning coalitions as follows:

Alachua	9,744,044
Bay, Calhoun, Gulf, Franklin, Washington, Holmes, Jackson	11,681,650
Brevard	17,471,380
Broward	42,426,196
Charlotte, DeSoto, Highlands, Hardee	8,584,412
Columbia, Hamilton, Lafayette, Union, Suwannee	7,012,322
Dade, Monroe	109,690,118
Dixie, Gilchrist, Levy, Citrus, Sumter	7,782,878
Duval	28,776,447
Escambia	13,669,070
Hendry, Glades, Collier, Lee	19,883,467
Hillsborough	42,903,421
Lake	6,849,353
Leon, Gadsden, Jefferson, Liberty, Madison, Wakulla, Taylor	16,356,697
Manatee	8,931,716
Marion	9,339,104
Martin, Okeechobee, Indian River	7,598,548
Ocala	7,599,428
Orange	36,550,855
Osceola	6,358,477
Palm Beach	34,463,048
Pasco, Hernando	13,977,999
Pinellas	29,194,753
Polk	19,067,374
St. Johns, Putnam, Clay, Nassau, Baker, Bradford	14,997,766
St. Lucie	8,449,503
Santa Rosa	3,706,178
Sarasota	5,142,600
Seminole	8,426,673
Volusia, Flagler	13,891,751

From the funds in Specific Appropriation 82, the Office of Early Learning shall have the ability to reallocate funds for school readiness services as funds are available or in the instance that a coalition does not have eligible children on its waiting list and has met its expenditure cap pursuant to section 1002.89(6), Florida Statutes.

Each early learning coalition receiving funds under Specific Appropriation 82 must sign a memorandum of understanding with the Office of Early Learning acknowledging that a portion of this funding is nonrecurring for which the state is under no obligation to provide in subsequent fiscal years. This memorandum of understanding must include a provision that requires each early learning coalition to provide written notice to families receiving assistance through nonrecurring funds that their assistance is temporary and will not be funded in subsequent

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

years.

83	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		656,242

84	SPECIAL CATEGORIES		
	GRANTS AND AIDS- EARLY LEARNING STANDARDS AND ACCOUNTABILITY		
	FROM GENERAL REVENUE FUND	4,458,892	

From the funds in Specific Appropriation 84, \$1,600,000 shall be used to purchase and implement the Voluntary Prekindergarten research-based pre- and post-assessment. The instrument must assess all domains as identified in the 2011 "Florida Early Learning and Developmental Standards for Four-Year-Olds", to the maximum extent possible, and provide valid and reliable data to measure student learning gains.

From the funds in Specific Appropriation 84, \$2,858,892 is provided to the Office of Early Learning to implement Voluntary Prekindergarten accountability standards, as required by section 1002.67, Florida Statutes, including the maintenance of the website. These funds shall also be distributed to Voluntary Prekindergarten providers, early learning coalitions and school districts to support the continued implementation of the Voluntary Prekindergarten Progress Monitoring Assessment developed by the Department of Education in collaboration with the Florida Center for Reading Research and for professional development opportunities and online training for Voluntary Prekindergarten providers with a focus on emergent literacy and mathematical thinking.

85	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	7,920	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		9,974

86	SPECIAL CATEGORIES		
	GRANTS AND AIDS - VOLUNTARY PREKINDERGARTEN PROGRAM		
	FROM GENERAL REVENUE FUND	389,254,479	

Funds in Specific Appropriation 86 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 2015-2016, the base student allocation per full-time equivalent student for the school year program shall be \$2,437 and the base student allocation for the summer program shall be \$2,080. 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 86 shall be allocated as follows:

Alachua.....	4,379,775
Bay, Calhoun, Gulf, Franklin, Washington, Holmes, Jackson...	5,042,515
Brevard.....	11,240,542
Broward.....	38,155,535
Charlotte, DeSoto, Highlands, Hardee.....	4,944,864
Columbia, Hamilton, Lafayette, Union, Suwannee.....	2,638,996
Dade, Monroe.....	58,392,739
Dixie, Gilchrist, Levy, Citrus, Sumter.....	4,251,791
Duval.....	23,865,127
Escambia.....	5,420,650
Hendry, Glades, Collier, Lee.....	20,053,703
Hillsborough.....	28,325,365
Lake.....	5,498,225
Leon, Gadsden, Jefferson, Liberty, Madison, Wakulla, Taylor.	6,820,907
Manatee.....	6,879,705
Marion.....	5,450,866
Martin, Okeechobee, Indian River.....	5,650,248

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Okaloosa, Walton.....	5,448,918
Orange.....	28,173,393
Osceola.....	7,387,413
Palm Beach.....	27,327,286
Pasco, Hernando.....	12,050,725
Pinellas.....	15,046,369
Polk.....	10,862,939
St. Johns, Putnam, Clay, Nassau, Baker, Bradford.....	12,525,049
St. Lucie.....	6,022,530
Santa Rosa.....	2,478,238
Sarasota.....	4,956,224
Seminole.....	9,446,214
Volusia, Flagler.....	10,517,628

87	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	27,379	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		8,928

88	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

89	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM GENERAL REVENUE FUND	144,358	
	FROM CHILD CARE AND DEVELOPMENT BLOCK GRANT TRUST FUND		419,540

TOTAL: PROGRAM: EARLY LEARNING SERVICES			
FROM GENERAL REVENUE FUND	547,706,888		
FROM TRUST FUNDS		469,402,980	
TOTAL POSITIONS	100.00		
TOTAL ALL FUNDS			1,017,109,868

PUBLIC SCHOOLS, DIVISION OF

PROGRAM: STATE GRANTS/K-12 PROGRAM - FEPP

The calculations of the Florida Education Finance Program (FEPP) for the 2015-2016 fiscal year are incorporated by reference in Senate Proposed Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act.

90	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - FLORIDA EDUCATIONAL FINANCE PROGRAM		
	FROM GENERAL REVENUE FUND	7,463,425,870	
	FROM STATE SCHOOL TRUST FUND		51,038,902

Funds provided in Specific Appropriations 7 and 90 shall be allocated using a base student allocation of \$4,183.74 for the FEPP.

Funds provided in Specific Appropriations 7 and 90 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 \$1,238.32.

From the funds provided in Specific Appropriations 7 and 90, juvenile justice education programs shall receive funds as provided in section 1003.52(12), Florida Statutes. Up to \$340 per student may be used for high school equivalency examination fees for juvenile justice students who pass the high school equivalency exam in full, or in part, while in a juvenile justice education program and may be used for students in juvenile justice education programs to support equipment, specially designed curricula, and industry credentialing testing fees, for students enrolled in career and technical education (CTE) courses that lead to industry recognized certifications.

The district cost differential (DCD) for each district shall be calculated pursuant to the provisions of section 1011.62(2), Florida

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Statutes.

From the funds provided in Specific Appropriations 7 and 90, \$48,318,959 is provided for the Sparsity Supplement as defined in section 1011.62(7), Florida Statutes, for school districts of 24,000 and fewer FTE in the 2015-2016 fiscal year.

Total Required Local Effort for Fiscal Year 2015-2016 shall be \$7,605,799,444. 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 to the provisions of section 1011.71(1), Florida Statutes, by district school boards in Fiscal Year 2015-2016 shall be 0.748 mills. This millage shall be used to calculate the discretionary millage compression supplement as provided in section 1011.62(5), Florida Statutes. To be eligible for the supplement, a district must levy the maximum.

Funds provided in Specific Appropriations 7 and 90 are based upon program cost factors for Fiscal Year 2015-2016 as follows:

- 1. Basic Programs
 - A. K-3 Basic.....1.115
 - B. 4-8 Basic.....1.000
 - C. 9-12 Basic.....1.005
- 2. Programs for Exceptional Students
 - A. Support Level 4.....3.613
 - B. Support Level 5.....5.258
- 3. English for Speakers of Other Languages1.180
- 4. Programs for Grades 9-12 Career Education.....1.005

From the funds in Specific Appropriations 7 and 90, \$959,074,654 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 with instruction provided by an in-field teacher. The ESE Guaranteed Allocation funds are provided in addition to the funds for each exceptional student in the per FTE student calculation. Each district's ESE Guaranteed Allocation for the 2015-2016 appropriation shall not be recalculated during the school year. School districts that provided educational services in 2014-2015 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 90, 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 three 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 three FTE.

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 90, \$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

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

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; (8) school resource officers; and (9) detection dogs. 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 nine activities.

From the funds in Specific Appropriations 7 and 90, \$648,334,272 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 \$75,000,000, 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 300 lowest performing elementary schools based on the statewide, standardized English Language Arts assessment to provide an additional hour of instruction beyond the normal school day for each day of the entire school year, and the equivalent hours of instruction in a summer program, 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, or by a K-5 mentoring reading program that is supervised by a teacher who is effective at 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 300 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 300 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 of Representatives, President of the Senate, and Governor by September 30, 2016. 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 90, \$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, and the equivalent hours of instruction in a summer program, for the students in the 300 lowest performing elementary schools based on the statewide, standardized English Language Arts 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 300 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.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

From the funds provided in Specific Appropriations 7 and 90, \$225,413,269 is provided for Instructional Materials including \$11,903,098 for Library Media Materials, \$3,253,497 for the purchase of science lab materials and supplies, \$10,090,891 for dual enrollment instructional materials, and \$3,043,033 for the purchase of digital instructional materials for students with disabilities. The growth allocation per FTE shall be \$296.67 for the 2015-2016 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 the funds provided for Instructional Materials, \$165,000,000 shall be available to school districts to purchase instructional content as well as electronic devices and technology equipment and infrastructure. The purchases made in the 2015-2016 fiscal year must comply with the minimum or recommended requirements for instructional content, hardware, software, networking, security and bandwidth and the number of students per device as developed and published by the Department of Education. Prior to release of the funds by the department to the school districts, each school district shall certify to the Commissioner of Education an expenditure plan for the purchase of instructional content and technology. If the district intends to use any portion of the funds for technology, the district must certify that it has the instructional content necessary to provide instruction aligned to the adopted statewide benchmarks and standards. If the district intends to use the funds for technology the district must include an expenditure plan for the purchase of electronic devices and technology equipment and infrastructure that demonstrates the alignment of devices and equipment with the minimum or recommended requirements. The department shall provide a report to the Legislature on or before March 1, 2016 that summarizes the district expenditures for these funds.

From funds provided in Specific Appropriations 7 and 90, \$428,737,612 is provided for Student Transportation as provided in section 1011.68, Florida Statutes.

From funds provided in Specific Appropriations 7 and 90, \$45,286,750 is provided for the Teachers Classroom Supply Assistance Program and shall be given to teachers pursuant to section 1012.71, Florida Statutes. The allocation shall not be recalculated during the school year.

From the funds provided in Specific Appropriation 7 and 90, a Federally-Connected Student Supplement shall be calculated to support the education of students connected with federally-owned military installations, National Aeronautics and Space Administration (NASA) property, and Indian lands. The supplement shall be the sum of a student allocation and an exempt property allocation. To participate, districts must be eligible for federal impact aid funding. The student allocation shall be based on the total number of students, including students with disabilities, reported for federal impact aid who: 1) reside with a parent on active duty in the uniformed services or who is an accredited foreign government official and military officer, 2) reside on eligible Indian lands, or 3) reside with a civilian parent who lives or works on eligible federal property connected with a military installation or NASA. This third category shall be multiplied by a factor of 0.5. Students with disabilities shall also be counted separately for the first two categories. The total number of federally-connected students and the total number of students with disabilities shall be multiplied by 3 percent and 10.5 percent of the base student allocation, respectively. The exempt property allocation shall be equal to the tax-exempt value of federal impact aid lands reserved as military installations, real property owned by NASA, or eligible federally-owned Indian lands located in the district, multiplied by the millage authorized and levied under section 1011.71(2).

For the 2015-2016 fiscal year, this allocation shall be derived from the data reported by school districts for the federal impact aid program. Section 8003, Title VIII of the Elementary and Secondary Education Act, for the 2015 federal fiscal year and shall not be recalculated. The Department of Education shall establish a process to collect student enrollment for this allocation during the student surveys for application in subsequent fiscal years.

Funds provided in Specific Appropriations 7 and 90 for the Virtual Education Contribution shall be allocated pursuant to the formula provided in section 1011.62(11), Florida Statutes. The contribution

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

shall be based on \$5,230 per FTE.

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 90, 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 2014-2015 fiscal year and who is re-enrolled and eligible to be served during the 2015-2016 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 2014-2015 fiscal year and who is re-enrolled and is eligible to be served during the 2015-2016 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 of students served in the 2014-2015 fiscal year.

91 AID TO LOCAL GOVERNMENTS

GRANTS AND AIDS - CLASS SIZE REDUCTION		
FROM GENERAL REVENUE FUND	2,836,687,035	
FROM STATE SCHOOL TRUST FUND		86,161,098

Funds in Specific Appropriations 8 and 91 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 \$1,313.27, for grades 4 to 8 shall be \$895.79, and for grades 9 to 12 shall be \$897.95. The class size reduction allocation shall be recalculated based on enrollment through the October 2015 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 91, 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	10,300,112,905	
FROM TRUST FUNDS		137,200,000
TOTAL ALL FUNDS		10,437,312,905

PROGRAM: STATE GRANTS/K-12 PROGRAM - NON FEFP

Of the funds provided for regional education consortium programs and school district matching grants in Specific Appropriations 99 and 103, 60 percent shall be released to the Department of Education at the beginning of the first quarter and the balance at the beginning of the third quarter. The Department of Education shall disburse the funds to eligible entities within 30 days of release.

Funds provided in Specific Appropriations 94 through 108, excluding 100, shall only be used to serve Florida students.

94 SPECIAL CATEGORIES

GRANTS AND AIDS - ASSISTANCE TO LOW PERFORMING SCHOOLS		
FROM GENERAL REVENUE FUND	5,000,000	

Funds in Specific Appropriation 94 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 be expended for professional development for Advanced Placement classroom teachers.

95 SPECIAL CATEGORIES

GRANTS AND AIDS - MENTORING/STUDENT ASSISTANCE INITIATIVES		
FROM GENERAL REVENUE FUND	12,495,220	

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Funds provided in Specific Appropriation 95 shall be allocated as follows:

Advancement via Individual Determination (AVID).....	500,000
Best Buddies.....	650,000
Big Brothers, Big Sisters.....	2,030,248
Florida Alliance of Boys and Girls Clubs.....	2,000,000
Take Stock in Children.....	6,250,000
Teen Trendsetters.....	300,000
YMCA State Alliance/YMCA Reads.....	764,972

From the funds in Specific Appropriation 95, \$500,000 is provided to implement a pilot program to reward success of students in need of assistance to become college ready and enrolled in the Advancement Via Individual Determination (AVID) elective class who performed in rigorous coursework during the 2014-2015 school year. School districts shall report student enrollments from the 2014-2015 school year in the AVID elective during the October student membership survey. Each school district shall be rewarded \$325 per full-time equivalent student enrolled in the AVID elective who also receives a score of 4 or higher on an International Baccalaureate subject examination; score of E or higher on an Advanced International Certificate of Education subject examination; score of 3 or higher on the College Board Advanced Placement Examination; or, for students in grades 6-8, receives a passing score on the algebra end of course examination. Each school district shall allocate the funds received from this bonus award funding to the school whose students generate the funds. Funds shall be expended solely for the payment of costs associated with the school's AVID system which include annual membership fees; professional development and training for program coordinators, teachers, and tutors; instructional supplies and materials; and compensation for tutors. Funds shall be awarded to the school districts no later than January 1, 2016. If the total bonus amount is greater than the funds provided in this appropriation, then each district's amount shall be prorated based on the number of students who earned qualifying scores in each district.

96 SPECIAL CATEGORIES GRANTS AND AIDS - COLLEGE REACH OUT PROGRAM FROM GENERAL REVENUE FUND	1,000,000
97 SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA DIAGNOSTIC AND LEARNING RESOURCES CENTERS FROM GENERAL REVENUE FUND	2,700,000

Funds provided in Specific Appropriation 97 shall be allocated to the Multidisciplinary Educational Services Centers as follows:

University of Florida.....	450,000
University of Miami.....	450,000
Florida State University.....	450,000
University of South Florida.....	450,000
University of Florida Health Science Center at Jacksonville.....	450,000
Keiser University.....	450,000

Each center shall provide a report to the Department of Education by September 1, 2015, for the 2014-2015 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.

98 SPECIAL CATEGORIES GRANTS AND AIDS - NEW WORLD SCHOOL OF THE ARTS FROM GENERAL REVENUE FUND	325,000
99 SPECIAL CATEGORIES GRANTS AND AIDS - SCHOOL DISTRICT MATCHING GRANTS PROGRAM FROM GENERAL REVENUE FUND	4,000,000

Funds in Specific Appropriation 99 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

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

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 99 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.

100 SPECIAL CATEGORIES TEACHER AND SCHOOL ADMINISTRATOR DEATH BENEFITS FROM GENERAL REVENUE FUND	18,000
101 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	881,698 71,703
102 SPECIAL CATEGORIES GRANTS AND AIDS - AUTISM PROGRAM FROM GENERAL REVENUE FUND	9,000,000

Funds provided in Specific Appropriation 102 shall be allocated as follows:

Florida Atlantic University.....	1,011,807
Florida State University (College of Medicine).....	1,171,922
University of Central Florida.....	1,648,378
University of Florida (College of Medicine).....	1,032,025
University of Florida (Jacksonville).....	1,027,084
University of Miami (Department of Psychology) including \$375,000 for activities in Broward County through Nova Southeastern University.....	1,725,506
University of South Florida/Florida Mental Health Institute.	1,383,278

Autism Centers shall provide appropriate nutritional information to parents of children served through funds provided in Specific Appropriation 102. Summaries of outcomes for the prior fiscal year shall be submitted to the Department of Education by September 1, 2015.

103 SPECIAL CATEGORIES GRANTS AND AIDS - REGIONAL EDUCATION CONSORTIUM SERVICES FROM GENERAL REVENUE FUND	867,232
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The funds in Specific Appropriation 103 are provided to support the Northeast Florida Education Consortium (NEPEC) and the Heartland Consortium.

104 SPECIAL CATEGORIES TEACHER PROFESSIONAL DEVELOPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	10,054,338 134,580,906
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Funds provided from the General Revenue Fund in Specific Appropriation 104 shall be allocated as follows:

Florida Association of District School Superintendents Training.....	500,000
Principal of the Year.....	29,426
School Related Personnel of the Year.....	6,182
Teacher of the Year.....	18,730
Administrator Professional Development.....	7,000,000
Teach for America.....	2,500,000

Funds provided in Specific Appropriation 104 for Principal, Teacher, or School Related Personnel of the Year may be disbursed to districts, schools, or individuals.

From the funds in Specific Appropriation 104 for Administrator Professional Development, \$7,000,000 is provided for professional

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

development for principals and other district administrators in instructional and human resource leadership, including the use of teacher evaluations to improve instruction, aligning instruction with the district's curriculum and state standards, best financial practices, and other leadership responsibilities that support student achievement through job-embedded delivery and through either regional, local, or digital formats. Funds shall be provided to each district after the district has submitted its training plan to the Commissioner. All of the \$7,000,000 shall be allocated to districts based on each district's share of unweighted FTE and districts with 10,000 or fewer FTE shall be provided a minimum allocation of \$5,000.

105 SPECIAL CATEGORIES	
GRANTS AND AIDS - STRATEGIC STATEWIDE	
INITIATIVES	
FROM GENERAL REVENUE FUND	50,000,000

Funds in Specific Appropriation 105 shall be allocated for Personal Learning Scholarship Accounts as provided in section 1002.385, Florida Statutes.

106 SPECIAL CATEGORIES	
GRANTS AND AIDS - SCHOOL AND INSTRUCTIONAL	
ENHANCEMENTS	
FROM GENERAL REVENUE FUND	18,945,949

To extend the unique means for better educating students, funds in Specific Appropriation 106 shall be allocated as follows:

African American Task Force.....	100,000
Arts for a Complete Education/Florida Alliance	
For Arts Education.....	110,952
Black Male Explorers.....	164,701
Coral Gables Environmental Sustainability Design	
Education Program.....	200,000
Florida Children's Initiative.....	1,800,000
Florida Healthy Choices Coalition/E3 Family Solutions.....	200,000
Florida Holocaust Museum.....	100,000
Florida Youth Challenge Academy.....	750,000
Girl Scouts of Florida.....	267,635
Glades Career Readiness Roundtable/West Tech	
Construction Academy.....	1,400,000
Holocaust Memorial Miami Beach.....	150,000
Holocaust Task Force.....	50,000
Jobs for Florida's Graduates.....	2,000,000
Lauren's Kids.....	3,800,000
Learning for Life.....	96,646
Okaloosa County - Science and Technology	
Education Middle School.....	250,000
Pasco Regional STEM School/Tampa Bay Region Aeronautics.....	1,000,000
Pinellas Education Foundation - Career Path Planning.....	1,000,000
Project to Advance School Success (PASS).....	508,983
State Science Fair.....	72,032
YMCA Youth in Government.....	200,000
All Pro Dad/Family First.....	500,000
Citrus County Marine Science Station.....	250,000
Hillsborough School District Metropolitan Partnership.....	500,000
Holocaust Documentation and Education Center.....	50,000
Jr. Achievement.....	500,000
Nature's Academy.....	25,000
Seminole County Public Schools High-Tech Manufacturing	
Program.....	2,000,000
Smith/Brown Community Center.....	100,000
Tallahassee Urban League - Taylor House Museum Project.....	300,000
Tampa Bay Region Aeronautics Program II.....	500,000

Funds in Specific Appropriation 106 for the Learning for Life program are provided for the Hillsborough County School District.

Funds provided in Specific Appropriation 106 for the Okaloosa County - Science and Technology Education Middle School shall not replace or supplant existing funds and shall only be used as a supplement to expand enrollment or add curricula.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

107 SPECIAL CATEGORIES	
GRANTS AND AIDS - EXCEPTIONAL EDUCATION	
FROM GENERAL REVENUE FUND	6,417,018
FROM FEDERAL GRANTS TRUST FUND	2,333,354

Funds in Specific Appropriation 107 from the General Revenue Fund are provided for:

Auditory-Oral Education Grant Funding.....	550,000
Communication/Autism Navigator.....	1,353,292
Family Cafe.....	450,000
Nature's Paradise.....	280,000
North Florida School of Special Education.....	2,000,000
Special Olympics.....	250,000
Theatrapic Performing Arts Therapy.....	520,000

Funds in Specific Appropriation 107 for Family Cafe are supplemental and shall not be used to replace or supplant current funds awarded for the Family Cafe Project.

Funds provided in Specific Appropriation 107 for Communication/Autism 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 107 for Auditory-Oral Education Grants shall only be awarded to Florida public or private nonprofit school programs serving deaf children in multiple counties, from birth to age seven, including rural and underserved areas. These schools must solely offer auditory-oral education programs, as defined in section 1002.391, Florida Statutes, and have a supervisor and faculty members who are credentialed as Certified Listening and Spoken Language Specialists.

The amount of the grants shall be based on the specific needs of each eligible student. Each eligible school that has insufficient public funds to provide the educational and related services specified in the Individual Education Plan (IEP) or Individual Family Service Plan (IFSP) of eligible students aged birth to seven years may submit grant applications to the Department of Education. Applications must include an itemized list of total costs, the amount of public funds available for those students without the grant, and the additional amount needed for the services identified in each students' respective IEP or IFSP. The department shall develop an appropriate application, provide instructions and administer this grant program to ensure minimum delay in providing the IEP or IFSP services for all eligible students. Each school shall be accountable for assuring that the public funds received are expended only for services for the eligible student as described in the application and shall provide a report documenting expenditures for the 2015-2016 fiscal year to the Department of Education by September 30, 2016.

Funds in Specific Appropriation 107, shall include, but not be limited to, allocations for the Florida Diagnostic and Learning Resource System (FDLRS) Associate Centers and the Florida Instructional Materials Center for the Visually Impaired.

108 SPECIAL CATEGORIES	
FLORIDA SCHOOL FOR THE DEAF AND THE BLIND	
FROM GENERAL REVENUE FUND	45,706,008
FROM ADMINISTRATIVE TRUST FUND	460,583
FROM FEDERAL GRANTS TRUST FUND	2,271,158
FROM GRANTS AND DONATIONS TRUST	
FUND	1,753,699

From the funds in Specific Appropriation 108, 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, 2016, 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

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

during the 2015-2016 fiscal year.

109	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	219,925	
	FROM ADMINISTRATIVE TRUST FUND		42,420
TOTAL:	PROGRAM: STATE GRANTS/K-12 PROGRAM - NON PEPP		
	FROM GENERAL REVENUE FUND	167,630,388	
	FROM TRUST FUNDS		141,513,823
	TOTAL ALL FUNDS		309,144,211

PROGRAM: FEDERAL GRANTS K/12 PROGRAM

110	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - PROJECTS, CONTRACTS AND GRANTS		
	FROM GRANTS AND DONATIONS TRUST FUND		3,999,420
111	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
112	SPECIAL CATEGORIES		
	DOMESTIC SECURITY		
	FROM FEDERAL GRANTS TRUST FUND		5,409,971
TOTAL:	PROGRAM: FEDERAL GRANTS K/12 PROGRAM		
	FROM TRUST FUNDS		1,522,122,146
	TOTAL ALL FUNDS		1,522,122,146

PROGRAM: EDUCATIONAL MEDIA & TECHNOLOGY SERVICES

113	SPECIAL CATEGORIES		
	CAPITOL TECHNICAL CENTER		
	FROM GENERAL REVENUE FUND	224,624	
114	SPECIAL CATEGORIES		
	FEDERAL EQUIPMENT MATCHING GRANT		
	FROM GENERAL REVENUE FUND	450,000	

Funds provided in Specific Appropriation 114 shall be provided to the nine public television and radio stations based on the proportional share of the unmatched balances for equipment purchased in anticipation of the state match for participation in the U.S. Department of Commerce, Federal Equipment Matching Grant Program.

115	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PUBLIC BROADCASTING		
	FROM GENERAL REVENUE FUND	9,373,879	

The funds provided in Specific Appropriation 115 shall be allocated as follows:

Florida Channel Closed Captioning.....	340,862
Florida Channel Satellite Transponder Operations.....	800,000
Florida Channel Statewide Governmental and Cultural Affairs Programming.....	497,522
Florida Channel Year Round Coverage.....	2,272,414
Public Radio Stations.....	1,300,000
Public Television Stations.....	3,996,811
Florida Public Radio Emergency Network Storm Center.....	166,270

From the funds provided in Specific Appropriation 115, "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 115 for Public Television Stations shall be allocated \$307,447 for each public television station as recommended by the Commissioner of Education. Public Radio Stations shall be allocated \$100,000 per station.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

From the funds provided in Specific Appropriation 115 for the Florida Channel Satellite Transponder Operations, the Florida Channel shall contract for the leasing, management and operation of the state transponder with the same public broadcasting station that produces the Florida Channel.

TOTAL:	PROGRAM: EDUCATIONAL MEDIA & TECHNOLOGY SERVICES		
	FROM GENERAL REVENUE FUND	10,048,503	
	TOTAL ALL FUNDS		10,048,503

PROGRAM: WORKFORCE EDUCATION

116	AID TO LOCAL GOVERNMENTS		
	PERFORMANCE BASED INCENTIVES		
	FROM GENERAL REVENUE FUND		4,982,722

From the funds in Specific Appropriation 116, \$4,982,722 shall be provided by the Department of Education to district workforce education programs for students who earn industry certifications during the 2015-2016 fiscal year. Funding shall be based on students who earn industry certifications in the following occupational areas: health science to include surgical technology, orthopedic technology, dental assisting technology, practical nursing, medical coder/biller, medical assisting, certified nursing assistant, emergency medical technician and paramedic, clinical lab technician, EKG technician, pharmacy technician, and clinical hemodialysis technician; automotive service technology; auto collision repair and refinishing; medium/heavy duty truck technician; cyber security; cloud virtualization; network support services; computer programming; computer-aided drafting; advanced manufacturing; electrician; plumbing; law enforcement officer; corrections officer; public safety telecommunicator; and welding or, industry certifications for Federal Aviation Administration airframe mechanics and power plant mechanics; and heating, ventilation and air conditioning technician. On June 1, 2016, if any funds remain, the balance shall be allocated for performance in adult general education programs based on student performance as measured by learning gains, placements, and special populations served indexed to the proportional share of the funds available. These performance funds shall not be awarded for certifications earned through continuing workforce education programs.

Industry certifications earned by students enrolled in the 2014-2015 academic year which were eligible to be included in the funding allocation for the 2014-2015 fiscal year and were not included in the final disbursement due to the early data reporting deadline may be reported by districts and included in the Department of Education's allocation of funds for the 2015-2016 fiscal year.

School districts shall maintain documentation for student attainment of industry certifications that are eligible for performance funding. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the school districts. If a district is unable to comply, the district shall refund the performance funding to the state.

117	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - ADULT BASIC EDUCATION		
	FEDERAL FLOW-THROUGH FUNDS		
	FROM FEDERAL GRANTS TRUST FUND		41,552,472

118	AID TO LOCAL GOVERNMENTS		
	WORKFORCE DEVELOPMENT		
	FROM GENERAL REVENUE FUND	285,886,658	

From the funds in Specific Appropriation 10 from the Educational Enhancement Trust Fund and Specific Appropriation 118 from the General Revenue Fund, \$365,044,488 is provided for school district workforce education programs as defined in section 1004.02(25), Florida Statutes, and is allocated as follows:

Alachua.....	197,339
Baker.....	132,141
Bay.....	3,151,116
Bradford.....	984,411
Brevard.....	3,420,675
Broward.....	71,472,463

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Calhoun.....	86,959
Charlotte.....	2,528,378
Citrus.....	2,688,261
Clay.....	847,812
Collier.....	8,291,946
Columbia.....	299,577
Miami-Dade.....	79,272,335
DeSoto.....	637,176
Dixie.....	66,726
Escambia.....	4,799,731
Flagler.....	1,780,859
Franklin.....	73,155
Gadsden.....	559,873
Glades.....	76,159
Gulf.....	155,209
Hamilton.....	70,581
Hardee.....	236,515
Hendry.....	224,482
Hernando.....	726,245
Hillsborough.....	27,966,241
Indian River.....	1,059,190
Jackson.....	299,502
Jefferson.....	91,544
Lafayette.....	70,298
Lake.....	4,368,423
Lee.....	9,704,616
Leon.....	6,287,075
Liberty.....	117,598
Madison.....	70,155
Manatee.....	9,346,968
Marion.....	3,901,683
Martin.....	1,281,811
Monroe.....	807,080
Nassau.....	604,669
Okaloosa.....	2,205,403
Orange.....	33,401,545
Osceola.....	6,159,721
Palm Beach.....	17,026,477
Pasco.....	2,502,267
Pinellas.....	25,808,527
Polk.....	9,498,822
Saint Johns.....	4,406,365
Santa Rosa.....	1,731,091
Sarasota.....	7,447,645
Sumter.....	102,718
Suwannee.....	884,995
Taylor.....	1,061,876
Union.....	97,301
Wakulla.....	171,354
Walton.....	682,225
Washington.....	3,039,653
Washington Sp.....	59,526

Tuition and fee rates are established for the 2015-2016 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, fees shall be assessed in accordance with section 1009.22, Florida Statutes.

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(25), Florida Statutes, and shall not be used to support K-12 programs or district K-12 administrative indirect costs.

The funds provided in Specific Appropriations 10, 116, and 118 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 eight percent

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

of the fee revenues that would otherwise be collected.

From the funds provided in Specific Appropriations 10 and 118, 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 that a district has reported a higher level of enrollment or performance than was actually achieved by the district.

119 AID TO LOCAL GOVERNMENTS	
GRANTS AND AIDS - VOCATIONAL FORMULA FUNDS	
FROM FEDERAL GRANTS TRUST FUND	72,144,852

120 SPECIAL CATEGORIES	
GRANTS AND AIDS - SCHOOL AND INSTRUCTIONAL	
ENHANCEMENTS	
FROM GENERAL REVENUE FUND	243,000

The funds in Specific Appropriation 120 shall be allocated as follows:

Adults with Disabilities Workforce Education Pilot Program..	43,000
Lotus House Women's Shelter.....	200,000

120A SPECIAL CATEGORIES	
GRANTS AND AIDS - RAPID RESPONSE EDUCATION	
AND TRAINING PROGRAM	
FROM GENERAL REVENUE FUND	19,205,781

From the funds provided in Specific Appropriation 120A, \$19,205,781 shall be allocated to the Complete Florida Plus Program at the University of West Florida for the Rapid Response Education and Training Program. Under this education and training program, the Complete Florida Plus Program shall work directly with Enterprise Florida, Inc., in project-specific industry recruitment and retention efforts to offer credible education and training commitments to businesses.

The Rapid Response Education and Training Program must: (1) Issue challenge grants through requests for proposals that are open to all education and training providers, public or private. These grants match state dollars with education and training provider dollars to implement particular education and training programs. (2) Generate periodic reports from an independent forensic accounting or auditing entity to ensure transparency of the program. These periodic reports must be submitted to the President of the Senate and the Speaker of the House of Representatives. (3) Keep administrative costs to a minimum through the use of existing organizational structures. (4) Work directly with businesses to recruit individuals for education and training. (5) Be able to terminate an education and training program by giving 30 days' notice. (6) Survey employers after completion of an education and training program to ascertain the effectiveness of the program.

The Division of Career and Adult Education within the Department of Education shall provide an analysis and assessment of the effectiveness of the education and training programs funded by Specific Appropriation 120A in meeting labor market and occupational trends and gaps no later than June 30, 2016.

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: PROGRAM: WORKFORCE EDUCATION		
FROM GENERAL REVENUE FUND	310,318,161	
FROM TRUST FUNDS		113,697,324
TOTAL ALL FUNDS		424,015,485

FLORIDA COLLEGES, DIVISION OF

PROGRAM: FLORIDA COLLEGES

121 AID TO LOCAL GOVERNMENTS	
PERFORMANCE BASED INCENTIVES	
FROM GENERAL REVENUE FUND	5,000,000

Funds in the amount of \$5,000,000 are provided in Specific Appropriation 121 to colleges for students who earn industry certifications during the 2015-2016 academic year. Funding shall be based on students who earn industry certifications in the following occupational areas: public safety, health sciences, automotive service technology, auto collision repair and refinishing, cyber security, cloud virtualization, network support services, computer programming, advanced manufacturing, electrician, welding, Federal Aviation Administration airframe mechanics, power plant mechanics, pharmacy technicians, and heating, ventilation and air conditioning technicians. The Department of Education shall distribute the awards by June 1, 2016 and establish procedures and timelines for colleges to report earned certifications for funding. The Department of Education may allocate any funds not obligated by June 1 to schools who have earned awards, based on the percentage of earned certifications. By October 31, 2015, the Chancellor of the Florida College System shall identify the associated industry certifications and shall prepare a report for each certification to include cost, percent employed, and average salary of graduates. These performance funds shall not be awarded for certifications earned through continuing workforce education programs.

Industry certifications earned by students enrolled in the 2014-2015 academic year which were eligible to be included in the funding allocation for the 2014-2015 fiscal year and were not included in the final disbursement due to the early data reporting deadline may be reported by colleges and included in the allocation of funds for the 2015-2016 fiscal year. Colleges shall maintain documentation for student attainment of industry certifications that are eligible for performance funding. The Auditor General shall verify compliance with this requirement during scheduled operational audits of the colleges. If a college is unable to comply, the college shall refund the performance funding to the state.

122 AID TO LOCAL GOVERNMENTS	
GRANTS AND AIDS - FLORIDA COLLEGE SYSTEM	
PROGRAM FUND	
FROM GENERAL REVENUE FUND	945,092,274

Funds provided in Specific Appropriation 122 are provided for operating funds and approved baccalaureate programs, and shall be allocated as follows:

Eastern Florida State College.....	34,571,167
Broward College.....	72,535,672
College of Central Florida.....	16,785,768
Chipola College.....	8,382,239
Daytona State College.....	33,792,434
Florida SouthWestern State College.....	23,578,651
Florida State College at Jacksonville.....	58,325,475
Florida Keys Community College.....	5,482,110
Gulf Coast State College.....	12,071,547
Hillsborough Community College.....	50,272,215
Indian River State College.....	35,426,109
Florida Gateway College.....	10,726,438
Lake-Sumter State College.....	10,629,454
State College of Florida, Manatee-Sarasota.....	19,165,955
Miami Dade College.....	129,564,603
North Florida Community College.....	6,424,060
Northwest Florida State College.....	14,644,674
Palm Beach State College.....	46,476,357
Pasco-Hernando State College.....	21,713,810
Pensacola State College.....	26,296,177
Polk State College.....	23,640,714

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

Saint Johns River State College.....	14,184,981
Saint Petersburg College.....	55,671,138
Santa Fe College.....	26,989,691
Seminole State College of Florida.....	31,705,163
South Florida State College.....	12,026,256
Tallahassee Community College.....	25,976,963
Valencia College.....	58,032,453
Performance Based Incentives.....	60,000,000

Prior to the disbursement of funds in Specific Appropriations 11 and 122, 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 2015 semester, tuition and fee rates are established for the 2015-2016 fiscal year as follows:

For advanced and professional, postsecondary vocational, developmental education, 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, fees shall be assessed in accordance with section 1009.22, Florida Statutes.

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 eight percent of the fee revenues that would otherwise be collected.

From the funds in Specific Appropriations 11 and 122, 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 2015-2016 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 \$60,000,000, which includes \$30,000,000 new funding and \$30,000,000 redistributed from the base, for Florida College Performance Based Incentives in Specific Appropriation 122 from the General Revenue Fund, the State Board of Education shall allocate all of such appropriated funds pursuant to a performance funding model approved by the State Board of Education prior to July 1, 2015. The approved model must be based on a modified version of the performance funding model submitted by the Commissioner in her letter of January 23, 2015, which shall be limited to measures addressing the following areas: Job Placement, Program Completion and Graduation Rates, Retention Rates, Completer Entry Level Wages, and Student Loan Default rates.

The board must evaluate the institutions' performance on the measures based on benchmarks adopted by the board that measure the achievement of institutional excellence or improvement. The amount of funds available for allocation to the institutions based upon the performance funding model shall consist of new funding, together with funds redistributed from the base funding for the Florida College System Program Fund. The board shall establish a minimum performance threshold that colleges must meet in order to be eligible for new funding under the performance funding model adopted by the board. The minimum threshold shall be set

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

in a manner to ensure that not all colleges are eligible for new funding. All institutions eligible for new funding under the performance funding model shall have their base funding restored. Any institution that fails to meet the board's minimum performance funding threshold will have a portion of its base funding withheld and must submit an improvement plan to the Board that specifies the activities and strategies for improving the institution's performance. The board must review the improvement plan, and if approved, monitor the institution's progress on implementing the activities and strategies specified in the improvement plan.

The Commissioner of Education shall withhold disbursement of the base funds until such time as the monitoring report for the institution is approved by the board. Any institution that fails to make satisfactory progress shall not have its full base funding restored. If all funds are not restored, then any remaining funds shall be redistributed in accordance with the board's adopted performance funding model to the seven state colleges that had the highest overall performance scores.

Florida College System institutions may not expend any funds from Specific Appropriations 11 and 122 to expand existing or establish new baccalaureate degree programs with the exception of a new baccalaureate degree nursing program proposal submitted to the Department of Education prior to July 1, 2014.

123	SPECIAL CATEGORIES		
	COMMISSION ON COMMUNITY SERVICE		
	FROM GENERAL REVENUE FUND	400,000	
TOTAL: PROGRAM: FLORIDA COLLEGES			
	FROM GENERAL REVENUE FUND	950,492,274	
TOTAL ALL FUNDS			950,492,274

STATE BOARD OF EDUCATION

From the funds provided in Specific Appropriations 124 through 136, the Commissioner of Education shall prepare and provide to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor on or before October 1, 2015, a report containing the following: the federal indirect cost rate(s) approved to be used for the 12 month period of the 2015-2016 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, 2015, balance of all unexpended federal indirect cost funds.

From the funds provided in Specific Appropriations 124 through 136, the Department of Education shall publish on the Florida Department of Education website by December 31, 2015, from each school district's Annual Financial Report, expenditures on a per FTE basis for the following fund types: General Fund, Special Revenue Fund, Debt Service Fund, Capital Project Fund and a Total. Fiduciary funds, enterprise funds, and internal service funds shall not be included. This funding information shall also be published in the same format on each school district's website by December 31, 2015.

	APPROVED SALARY RATE	50,139,767	
124	SALARIES AND BENEFITS POSITIONS	1,011.50	
	FROM GENERAL REVENUE FUND	18,661,836	
	FROM ADMINISTRATIVE TRUST FUND		7,336,091
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		4,938,359
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		3,040,070
	FROM FEDERAL GRANTS TRUST FUND		15,413,141
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND		2,433,573
	FROM STUDENT LOAN OPERATING TRUST FUND		7,935,960
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND		70,355
	FROM OPERATING TRUST FUND		277,763

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND		329,627
FROM WORKING CAPITAL TRUST FUND		6,086,707

Any reduction to positions or salaries as a result of the funds provided in Specific Appropriation 124 shall not apply to existing employees whose annual salaries are \$90,000 or less.

125	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	236,469	
	FROM ADMINISTRATIVE TRUST FUND		140,310
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		93,531
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		41,570
	FROM FEDERAL GRANTS TRUST FUND		529,247
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND		132,063
	FROM STUDENT LOAN OPERATING TRUST FUND		259,811
	FROM OPERATING TRUST FUND		5,000
	FROM WORKING CAPITAL TRUST FUND		57,658

126	EXPENSES		
	FROM GENERAL REVENUE FUND	2,384,263	
	FROM ADMINISTRATIVE TRUST FUND		1,456,375
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		688,908
	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		2,188,663
	FROM GRANTS AND DONATIONS TRUST FUND		50,000
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND		759,506
	FROM STUDENT LOAN OPERATING TRUST FUND		2,021,981
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND		39,050
	FROM OPERATING TRUST FUND		371,667
	FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND		57,000
	FROM WORKING CAPITAL TRUST FUND		706,077

From the funds provided in Specific Appropriation 126, \$42,813 from the General Revenue Fund is provided to the Department of Education to pay the state's dues to the Interstate Commission on Educational Opportunity for Military Children for the 2015-2016 fiscal year.

127	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	45,970	
	FROM ADMINISTRATIVE TRUST FUND		144,428
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND		7,440
	FROM DIVISION OF UNIVERSITIES FACILITY CONSTRUCTION ADMINISTRATIVE TRUST FUND		15,000
	FROM FEDERAL GRANTS TRUST FUND		241,756
	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 TEACHER CERTIFICATION EXAMINATION TRUST FUND		1,000
	FROM WORKING CAPITAL TRUST FUND		47,921

128	SPECIAL CATEGORIES		
	ASSESSMENT AND EVALUATION		
	FROM GENERAL REVENUE FUND	52,338,496	
	FROM ADMINISTRATIVE TRUST FUND		6,500,000

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM FEDERAL GRANTS TRUST FUND . . .	32,388,208	
FROM STUDENT LOAN OPERATING TRUST FUND	991,500	
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	13,783,900	

From the funds provided in Specific Appropriation 128, if the Department of Education determines that the administration of online assessments after January 1, 2015, does not comply with the minimum assessment protocols and requirements established by the department, the department shall expend up to \$500,000 to contract with an independent, auditing entity that has expertise in the area of the noncompliance to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments. The department may seek reimbursement for the cost of the audit from the American Institute for Research by recuperating damages as allowed in the department's assessment contract with the American Institute for Research.

129	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM GENERAL REVENUE FUND	340,669	
130	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	516,378	
	FROM ADMINISTRATIVE TRUST FUND	323,750	
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	3,136,332	
	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	225,155	
	FROM STUDENT LOAN OPERATING TRUST FUND	10,105,478	
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND	20,268	
	FROM OPERATING TRUST FUND	64,193	
	FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	3,000	
	FROM WORKING CAPITAL TRUST FUND	943,604	
131	SPECIAL CATEGORIES		
	EDUCATIONAL FACILITIES RESEARCH AND DEVELOPMENT PROJECTS		
	FROM DIVISION OF UNIVERSITIES		
	FACILITY CONSTRUCTION		
	ADMINISTRATIVE TRUST FUND	200,000	
132	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	121,023	
	FROM ADMINISTRATIVE TRUST FUND	56,461	
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	37,211	
	FROM DIVISION OF UNIVERSITIES		
	FACILITY CONSTRUCTION		
	ADMINISTRATIVE TRUST FUND	15,401	
	FROM FEDERAL GRANTS TRUST FUND	103,534	
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND	7,575	
	FROM STUDENT LOAN OPERATING TRUST FUND	90,640	
	FROM OPERATING TRUST FUND	3,913	
	FROM WORKING CAPITAL TRUST FUND	33,614	
133	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	133,049	
	FROM ADMINISTRATIVE TRUST FUND	23,709	

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	19,691	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND	12,969	
FROM FEDERAL GRANTS TRUST FUND	81,602	
FROM INSTITUTIONAL ASSESSMENT TRUST FUND	9,423	
FROM STUDENT LOAN OPERATING TRUST FUND	48,910	
FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND	338	
FROM OPERATING TRUST FUND	3,199	
FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	1,990	
FROM WORKING CAPITAL TRUST FUND	29,393	

134	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	127,259	
	FROM ADMINISTRATIVE TRUST FUND	4,747	
	FROM DIVISION OF UNIVERSITIES		
	FACILITY CONSTRUCTION		
	ADMINISTRATIVE TRUST FUND	13,434	
	FROM FEDERAL GRANTS TRUST FUND	26,981	
	FROM STUDENT LOAN OPERATING TRUST FUND	117,611	
	FROM WORKING CAPITAL TRUST FUND	1,057	

135	DATA PROCESSING SERVICES		
	EDUCATION TECHNOLOGY AND INFORMATION SERVICES		
	FROM GENERAL REVENUE FUND	4,668,950	
	FROM ADMINISTRATIVE TRUST FUND	1,643,470	
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	1,114,522	
	FROM DIVISION OF UNIVERSITIES		
	FACILITY CONSTRUCTION		
	ADMINISTRATIVE TRUST FUND	273,481	
	FROM FEDERAL GRANTS TRUST FUND	2,666,030	
	FROM INSTITUTIONAL ASSESSMENT TRUST FUND	274,120	
	FROM STUDENT LOAN OPERATING TRUST FUND	2,182,827	
	FROM NURSING STUDENT LOAN FORGIVENESS TRUST FUND	15,921	
	FROM OPERATING TRUST FUND	89,913	
	FROM TEACHER CERTIFICATION EXAMINATION TRUST FUND	65,423	
	FROM WORKING CAPITAL TRUST FUND	1,195,729	

136	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM GENERAL REVENUE FUND	1,536,008	
	FROM ADMINISTRATIVE TRUST FUND	10,286	
	FROM EDUCATIONAL CERTIFICATION AND SERVICE TRUST FUND	72,085	
	FROM DIVISION OF UNIVERSITIES		
	FACILITY CONSTRUCTION		
	ADMINISTRATIVE TRUST FUND	2,083	
	FROM FEDERAL GRANTS TRUST FUND	28,223	
	FROM STUDENT LOAN OPERATING TRUST FUND	705,650	
	FROM WORKING CAPITAL TRUST FUND	3,417,253	

TOTAL: STATE BOARD OF EDUCATION			
FROM GENERAL REVENUE FUND	81,110,370		
FROM TRUST FUNDS		144,639,267	
TOTAL POSITIONS	1,011.50		
TOTAL ALL FUNDS		225,749,637	

UNIVERSITIES, DIVISION OF
 PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES
 Funds in Specific Appropriations 12 through 16 and 137 through 148 are

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

provided as grants and aids to support the operation of state universities including the Moffitt Cancer Center and the Institute for Human and Machine Cognition. 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. For purposes of compliance with section 215.97, Florida Statutes, these funds are defined as grants and aids to public universities, and not state financial assistance provided to local government entities.

137 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - MOFFITT CANCER CENTER
 AND RESEARCH INSTITUTE
 FROM GENERAL REVENUE FUND 10,576,930

Funds in Specific Appropriation 137 may be transferred to the Agency for Health Care Administration and used as state matching funds for Moffitt's participation in any Low Income Pool that become effective during Fiscal Year 2015-2016 or to adjust the Medicaid inpatient reimbursement and outpatient trend adjustments applied to the H. Lee Moffitt Cancer Center and Research Institute and other Medicaid reductions to its reimbursements 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.

138 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - EDUCATION AND GENERAL
 ACTIVITIES
 FROM GENERAL REVENUE FUND 1,840,257,133
 FROM EDUCATION AND GENERAL STUDENT
 AND OTHER FEES TRUST FUND 1,755,460,015
 FROM PHOSPHATE RESEARCH TRUST FUND 5,071,736

The funds provided in Specific Appropriations 138 through 145 from the Education and General Student and Other Fees Trust Fund are the only budget authority provided in this act for the 2015-2016 fiscal year to the named universities to expend tuition and fees that are collected during the 2015-2016 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 138 through 148 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 138, 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 138 through 148 shall be expended in accordance with operating budgets that must be approved by each university's board of trustees.

Funds in Specific Appropriation 138 from the General Revenue Fund shall be allocated as follows:

University of Florida.....	251,446,092
Florida State University.....	235,304,440
Florida A&M University.....	66,068,954
University of South Florida.....	161,637,129
University of South Florida, St. Petersburg.....	22,344,555
University of South Florida, Sarasota/Manatee.....	12,611,070
Florida Atlantic University.....	114,509,137
University of West Florida.....	84,284,503
University of Central Florida.....	186,390,828
Florida International University.....	145,394,516
University of North Florida.....	62,287,419
Florida Gulf Coast University.....	48,080,787
New College of Florida.....	15,638,459
Florida Polytechnic University.....	32,486,744

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

State University Performance Based Incentives.....	400,000,000
Board of Governors - Johnson Scholarships.....	1,772,500

Funds in Specific Appropriation 138 from the Education and General Student and Other Fees Trust Fund shall be allocated as follows:

University of Florida.....	338,263,044
Florida State University.....	234,017,553
Florida A&M University.....	66,068,954
University of South Florida.....	195,530,826
University of South Florida, St. Petersburg.....	26,216,811
University of South Florida, Sarasota/Manatee.....	8,999,637
Florida Atlantic University.....	129,369,909
University of West Florida.....	62,322,174
University of Central Florida.....	290,697,911
Florida International University.....	257,572,147
University of North Florida.....	68,367,406
Florida Gulf Coast University.....	66,511,211
New College of Florida.....	5,990,140
Florida Polytechnic University.....	5,228,134

Beginning with the Fall 2015 semester, undergraduate tuition is established at \$105.07 per credit hour for the 2015-2016 fiscal year.

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 2015-2016 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 18, 2015.

Funds in Specific Appropriation 138 from the Phosphate Research Trust Fund are provided for the Florida Polytechnic University.

From the funds in Specific Appropriation 138, \$400,000,000 is provided for State University System Performance Based Incentives. The Board of Governors shall allocate all appropriated funds for State University System Performance Based Incentives based on indicators of institutional attainment of performance metrics adopted by the Board.

The performance-based funding metrics shall include, but are not limited to: metrics that measure graduation and retention rates; degree production; affordability; postgraduation employment, salaries, or further education; student loan default rates; access; and any other metrics approved by the board.

The Board of Governors shall evaluate the institutions' performance on the metrics based on benchmarks adopted by the board which measure the achievement of institutional excellence or improvement. The funds available for allocation to the institutions based on the performance funding model shall consist of the state's investment of \$200,000,000 in performance funding, plus an institutional investment of \$200,000,000 consisting of funds to be redistributed from the base funding of the State University System. The institutional investment shall be restored for all institutions that meet the board's minimum performance funding threshold under the performance funding model. Any institution that is in the bottom three or that fails to meet the board's minimum performance funding threshold will not be eligible for the state's investment, will have a portion of its institutional investment withheld, and must submit an improvement plan to the board that specifies the activities and strategies for improving the institution's performance.

By October 1 2015, the Board of Governors shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report on the previous year's performance funding allocation which reflects the rankings and award distributions.

From the funds in Specific Appropriation 138 provided for the

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

University of West Florida, \$2,535,616 shall be released at the beginning of the first quarter and \$4,317,400 shall be released at the beginning of the second quarter in addition to the normal quarterly releases. The additional release is provided to maximize cost savings through centralized purchases of subscription-based electronic resources.

From the funds in Specific Appropriation 138, the Board of Governors Foundation shall distribute \$1,772,500 to state universities for Johnson Scholarships in accordance with section 1009.75 Florida Statutes.

138A AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY AND FLORIDA STATE UNIVERSITY COLLEGE OF ENGINEERING FROM GENERAL REVENUE FUND	12,997,476
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From the funds in Specific Appropriation 138A, \$12,997,476 is provided to the FAMU-FSU Joint College of Engineering. The Joint College Governance Council is established and comprised of the Presidents (or their designees), the provosts, the Vice Presidents for Research, and the Chief Financial Officers of Florida Agricultural and Mechanical University and Florida State University. The Dean of the Joint College of Engineering and two student representatives, appointed by the respective Student Government Association presidents of the two universities, are included as ex-officio non-voting members. The Chancellor of the State University System (or designee) is included as a voting member of the council.

The Joint College Governance Council shall meet at least quarterly and file minutes with the Board of Governors. The Council shall receive semi-annual reports that, at a minimum, include the following: (1) recruiting, enrollment and graduation by gender and ethnicity; (2) adequacy and consistency in academic preparation and achievement; (3) operating budget and expenditures; (4) research funding and activities; (5) faculty hiring, promotion, tenure, and integration; and (6) technology transfer and commercialization activity.

By June 1, 2015, the Joint College Governance Council shall develop and present to the Board of Governors a multi-year plan to address the renovations and repairs for Buildings A and B, and the completion of Building C.

By March 1, 2016, the Joint College Governance Council must submit a report to the Board of Governors documenting the completion of all activities, including but not limited to: (1) The development and presentation of a multi-year plan to address the renovations and repairs for facilities; and (2) Establishment of a true Joint College of Engineering by accomplishing integration of academic and student affairs activities that have previously been separately administered by FAMU and FSU.

139 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - IFAS (INSTITUTE OF FOOD AND AGRICULTURAL SCIENCE) FROM GENERAL REVENUE FUND	133,253,347
140 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM GENERAL REVENUE FUND FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	61,610,343 57,743,893
141 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - UNIVERSITY OF FLORIDA HEALTH CENTER FROM GENERAL REVENUE FUND FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	103,225,693 38,463,434
142 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA STATE UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	34,315,631 11,572,716

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

143 AID TO LOCAL GOVERNMENTS UNIVERSITY OF CENTRAL FLORIDA MEDICAL SCHOOL FROM GENERAL REVENUE FUND FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	27,761,454 14,863,096
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144 AID TO LOCAL GOVERNMENTS FLORIDA INTERNATIONAL UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	31,007,247 15,958,234
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145 AID TO LOCAL GOVERNMENTS FLORIDA ATLANTIC UNIVERSITY MEDICAL SCHOOL FROM GENERAL REVENUE FUND FROM EDUCATION AND GENERAL STUDENT AND OTHER FEES TRUST FUND	13,889,773 8,272,005
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146 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - STUDENT FINANCIAL ASSISTANCE FROM GENERAL REVENUE FUND	7,140,378
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A minimum of 75 percent of the funds provided in Specific Appropriation 146 shall be allocated for need-based financial aid.

Funds in Specific Appropriation 146 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

146A AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - FLORIDA POSTSECONDARY COMPREHENSIVE TRANSITION PROGRAM FROM GENERAL REVENUE FUND	5,000,000
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From the funds in Specific Appropriation 146A, \$1,000,000 in general revenue is provided to the Florida Center for Students with Unique Abilities at the University of Central Florida to be the statewide coordinating center for the Florida Postsecondary Comprehensive Transition Program; \$2,000,000 in general revenue is provided to the Florida Center for Students with Unique Abilities to be distributed as start-up grants to programs at eligible institutions as specified in Senate Bill 7030 or similar legislation; and \$2,000,000 is provided as financial assistance to eligible students attending programs meeting the requirements of Senate Bill 7030 or similar legislation. The annual award amount shall be \$7,000 per student.

The Florida Center for Students with Unique Abilities 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.

147 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - INSTITUTE FOR HUMAN AND MACHINE COGNITION FROM GENERAL REVENUE FUND	2,739,184
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From the funds in Specific Appropriation 147 provided to the Institute of Human and Machine Cognition, \$750,000 in recurring general revenue funds shall be transferred from IHMC Pensacola to IHMC Ocala.

148 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	20,692,134
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SECTION 2 - EDUCATION (ALL OTHER FUNDS)

FROM PHOSPHATE RESEARCH TRUST FUND	3,167	
TOTAL: PROGRAM: EDUCATIONAL AND GENERAL ACTIVITIES		
FROM GENERAL REVENUE FUND	2,304,466,723	
FROM TRUST FUNDS		1,907,408,296
TOTAL ALL FUNDS		4,211,875,019

BOARD OF GOVERNORS

APPROVED SALARY RATE	4,734,791	
149 SALARIES AND BENEFITS POSITIONS	63.00	
FROM GENERAL REVENUE FUND	5,630,056	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND		699,248

From the funds provided in Specific Appropriation 149, the state funded portion of salaries for each employee of the Board of Governors shall not exceed \$200,000.

150 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	51,310	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND		15,589
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND		5,196
151 EXPENSES		
FROM GENERAL REVENUE FUND	715,329	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND		259,799
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND		12,000
152 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	11,782	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND		5,950
153 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	240,127	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND		20,000
FROM OPERATIONS AND MAINTENANCE		
TRUST FUND		3,000
154 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	15,027	
155 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND	17,295	
FROM DIVISION OF UNIVERSITIES		
FACILITY CONSTRUCTION		
ADMINISTRATIVE TRUST FUND		4,363
156 DATA PROCESSING SERVICES		
NORTHWEST REGIONAL DATA CENTER (NWRDC)		
FROM GENERAL REVENUE FUND	129,691	

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

TOTAL: BOARD OF GOVERNORS		
FROM GENERAL REVENUE FUND	6,810,617	
FROM TRUST FUNDS		1,025,145
TOTAL POSITIONS	63.00	
TOTAL ALL FUNDS		7,835,762

TOTAL OF SECTION 2

FROM GENERAL REVENUE FUND	15,002,100,000	
FROM TRUST FUNDS		6,061,801,193
TOTAL POSITIONS	2,405.25	
TOTAL ALL FUNDS		21,063,901,193

TOTAL: EDUCATION, DEPARTMENT OF (SECTIONS 1 AND 2)

EDUCATION/EARLY LEARNING		
FROM GENERAL REVENUE FUND	547,706,888	
FROM TRUST FUNDS		469,402,980
EDUCATION/PUBLIC SCHOOLS		
FROM GENERAL REVENUE FUND	10,788,109,957	
FROM TRUST FUNDS		2,455,419,787
EDUCATION/FL COLLEGES		
FROM GENERAL REVENUE FUND	950,492,274	
FROM TRUST FUNDS		244,903,227
EDUCATION/UNIVERSITIES		
FROM GENERAL REVENUE FUND	2,304,466,723	
FROM TRUST FUNDS		2,180,963,445
EDUCATION/OTHER		
FROM GENERAL REVENUE FUND	411,324,158	
FROM TRUST FUNDS		2,382,011,754
EDUCATION RECAP		
FROM GENERAL REVENUE FUND	15,002,100,000	
FROM TRUST FUNDS		7,732,701,193
TOTAL POSITIONS	2,405.25	
TOTAL ALL FUNDS		22,734,801,193
TOTAL APPROVED SALARY RATE	107,207,134	

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	12,569,506	
157	SALARIES AND BENEFITS	POSITIONS 255.00	
	FROM GENERAL REVENUE FUND	2,864,968	
	FROM ADMINISTRATIVE TRUST FUND		14,000,933
158	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	81,049	
	FROM ADMINISTRATIVE TRUST FUND		641,659
159	EXPENSES		
	FROM GENERAL REVENUE FUND	150,680	
	FROM ADMINISTRATIVE TRUST FUND		3,630,509
160	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	180,923	
	FROM ADMINISTRATIVE TRUST FUND		514,701
160A	LUMP SUM		
	LITIGATION EXPENSES		
	FROM ADMINISTRATIVE TRUST FUND		2,733,490
161	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	230,010	
	FROM ADMINISTRATIVE TRUST FUND		17,906,964
From the funds in Specific Appropriation 161, \$300,000 in nonrecurring funds from the Administrative Trust Fund is provided to the Agency for Health Care Administration to contract with an independent consultant to transition the stand-alone financial systems utilized by the agency to a modernized enterprise solution.			
162	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	31,323	
	FROM ADMINISTRATIVE TRUST FUND		234,559
163	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	18,346	
	FROM ADMINISTRATIVE TRUST FUND		194,832
164	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	23,520	
	FROM ADMINISTRATIVE TRUST FUND		74,216
165	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
	FROM ADMINISTRATIVE TRUST FUND		740,047
166	DATA PROCESSING SERVICES		
	TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES		
	FROM ADMINISTRATIVE TRUST FUND		647,765

SECTION 3 - HUMAN SERVICES

TOTAL: PROGRAM: ADMINISTRATION AND SUPPORT		
FROM GENERAL REVENUE FUND	3,580,819	
FROM TRUST FUNDS		41,319,675
TOTAL POSITIONS	255.00	
TOTAL ALL FUNDS		44,900,494

PROGRAM: HEALTH CARE SERVICES

CHILDREN'S SPECIAL HEALTH CARE

Funds in Specific Appropriations 167 through 172 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.

167	SPECIAL CATEGORIES		
	GRANTS AND AIDS - FLORIDA HEALTHY KIDS CORPORATION		
	FROM GENERAL REVENUE FUND	22,175,723	
	FROM MEDICAL CARE TRUST FUND		190,505,690
Funds in Specific Appropriations 167 and 170 are provided to the Agency for Health Care Administration 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 2014-2015 to provide premium assistance for non-Title XXI eligible children based on a formula developed by the corporation.			
168	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	213,734	
	FROM TOBACCO SETTLEMENT TRUST FUND		187,044
	FROM GRANTS AND DONATIONS TRUST FUND		562,831
	FROM MEDICAL CARE TRUST FUND		3,434,415
169	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES - FLORIDA HEALTHY KIDS ADMINISTRATION		
	FROM GENERAL REVENUE FUND	1,631,287	
	FROM MEDICAL CARE TRUST FUND		14,111,785
170	SPECIAL CATEGORIES		
	GRANTS AND AIDS - FLORIDA HEALTHY KIDS CORPORATION DENTAL SERVICES		
	FROM GENERAL REVENUE FUND	1,424,186	
	FROM TOBACCO SETTLEMENT TRUST FUND		1,697,990
	FROM MEDICAL CARE TRUST FUND		24,933,909
Funds in Specific Appropriation 170 are provided to the Agency for Health Care Administration for Florida Healthy Kids dental services to be paid a monthly premium of no more than \$14.54 per member per month.			
From the funds in Specific Appropriation 170, \$209,664 in nonrecurring funds from the General Revenue Fund and \$522,659 in nonrecurring funds from the Medical Care Trust Fund are provided to DentaQuest to cover costs associated with the Health Insurance Tax on Managed Care rates as mandated by the Affordable Care Act.			
171	SPECIAL CATEGORIES		
	MEDIKIDS		
	FROM GENERAL REVENUE FUND	1,809,543	
	FROM TOBACCO SETTLEMENT TRUST FUND		2,285,446
	FROM GRANTS AND DONATIONS TRUST FUND		12,186,666
	FROM MEDICAL CARE TRUST FUND		35,896,910

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172	SPECIAL CATEGORIES CHILDREN'S MEDICAL SERVICES NETWORK		
	FROM GENERAL REVENUE FUND	4,465,406	
	FROM TOBACCO SETTLEMENT TRUST FUND		5,129,520
	FROM GRANTS AND DONATIONS TRUST FUND		1,335,785
	FROM MEDICAL CARE TRUST FUND		81,548,341

From the funds in Specific Appropriation 172, \$1,003,697 from the General Revenue Fund and \$8,619,478 from the Medical Care Trust Fund are provided to increase the administrative per-member-per-month rate for the Children's Medical Services Network.

TOTAL: CHILDREN'S SPECIAL HEALTH CARE			
FROM GENERAL REVENUE FUND	31,719,879		
FROM TRUST FUNDS		373,816,332	
TOTAL ALL FUNDS		405,536,211	

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 29,833,980

173	SALARIES AND BENEFITS POSITIONS 660.00		
	FROM GENERAL REVENUE FUND	2,580,601	
	FROM MEDICAL CARE TRUST FUND		38,424,253

174	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	914,855	
	FROM MEDICAL CARE TRUST FUND		6,861,687

175	EXPENSES		
	FROM GENERAL REVENUE FUND	899,820	
	FROM MEDICAL CARE TRUST FUND		5,888,977

176	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	45,391	
	FROM MEDICAL CARE TRUST FUND		221,266

177	LUMP SUM		
	ENROLLMENT BROKER SERVICES		
	FROM MEDICAL CARE TRUST FUND		15,481,710

177A	LUMP SUM		
	FLORIDA MEDICAID MANAGEMENT INFORMATION SYSTEM AND FISCAL CONTRACT PROCUREMENT		
	FROM MEDICAL CARE TRUST FUND		2,831,318

From the funds in Specific Appropriation 177A, \$2,831,318 in nonrecurring funds from the Medical Care Trust Fund is provided to the Agency for Health Care Administration to complete the Florida Medicaid Management Information System (FMMS), Decision Support System (DSS) and Fiscal Agent Operations procurement. Requests for the release of funds shall include detailed operational work plans, spending plans, Centers for Medicare and Medicaid Services (CMS) approved Advanced Planning Documents (APD), and the most recent Independent Verification and Validation report.

The Agency for Health Care Administration shall provide quarterly project status reports on the Florida Medicaid Management Information System (FMMS), Decision Support System (DSS) and Fiscal Agent Operations procurement 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 that shall include a description of the progress made to date for each project milestone, planned and actual deliverable completion dates, planned and actual costs incurred, and current issues and risks being managed.

177B	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA HEALTH CHOICES ADMINISTRATION		
	FROM GENERAL REVENUE FUND	5,091,162	
	FROM MEDICAL CARE TRUST FUND		7,108,598

Funds provided in Specific Appropriation 177B are contingent on approval by the federal Centers for Medicare and Medicaid Services of a

SECTION 3 - HUMAN SERVICES

Low-Income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law. If available, the funds shall be distributed in accordance with the document entitled "Medicaid Hospital Funding Programs."

178	SPECIAL CATEGORIES PHARMACEUTICAL EXPENSE ASSISTANCE		
	FROM GENERAL REVENUE FUND	50,000	

179	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM GENERAL REVENUE FUND	107,629	
	FROM MEDICAL CARE TRUST FUND		107,629

180	SPECIAL CATEGORIES CONTRACT NURSING HOME AUDIT PROGRAM		
	FROM GENERAL REVENUE FUND	827,653	
	FROM MEDICAL CARE TRUST FUND		1,129,095

181	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	19,336,747	
	FROM GRANTS AND DONATIONS TRUST FUND		3,070,535
	FROM MEDICAL CARE TRUST FUND		51,625,995

From the funds in Specific Appropriation 181, \$3,045,000 in nonrecurring funds from the Medical Care Trust Fund is provided to the Agency for Health Care Administration to continue the Public Benefits Integrity Data Analytics and Information Sharing Initiative which will detect and deter fraud, waste, and abuse in Medicaid and other public benefit programs within the state.

From the funds in Specific Appropriation 181, \$500,000 in nonrecurring funds from the Medical Care Trust Fund is provided to the Agency for Health Care Administration to contract with an independent consultant to develop a plan to convert Medicaid payments for outpatient services from a cost based reimbursement methodology to a prospective payment system. The study shall identify steps necessary for the transition to be completed in a budget neutral manner. The report shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than November 30, 2015.

From the funds in Specific Appropriation 181, \$500,000 in nonrecurring funds from the Medical Care Trust Fund is provided to Medicaid Program Finance for Medicaid consultant services.

From the funds in Specific Appropriation 181, \$3,350,000 from the General Revenue Fund and \$3,350,000 from the Medical Care Trust Fund are contingent on approval by the federal Centers for Medicare and Medicaid Services of a Low-Income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law.

182	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GRANTS AND DONATIONS TRUST FUND		3,000,000
	FROM MEDICAL CARE TRUST FUND		3,000,000

From the funds in Specific Appropriation 182, \$3,000,000 from the Grants and Donations Trust Fund and \$3,000,000 from the Medical Care Trust Fund may be used by the Agency for Health Care Administration to contract with the Florida Medical Schools Quality Network created under section 409.975(2), Florida Statutes.

183	SPECIAL CATEGORIES MEDICAID FISCAL CONTRACT		
	FROM GENERAL REVENUE FUND	17,821,518	
	FROM MEDICAL CARE TRUST FUND		51,472,830

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FROM REFUGEE ASSISTANCE TRUST FUND		125,305
From the funds in Specific Appropriation 183, \$300,000 in nonrecurring funds from the General Revenue Fund and \$300,000 in nonrecurring funds from the Medical Care Trust Fund are contingent on approval by the federal Centers for Medicare and Medicaid Services of a Low-income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law.		
184 SPECIAL CATEGORIES		
MEDICAID PEER REVIEW		
FROM GENERAL REVENUE FUND	1,093,903	
FROM MEDICAL CARE TRUST FUND		4,403,348
185 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	298,436	
FROM MEDICAL CARE TRUST FUND		495,974
186 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM GENERAL REVENUE FUND	26,165	
FROM MEDICAL CARE TRUST FUND		179,063
187 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND	90,695	
FROM MEDICAL CARE TRUST FUND		172,551
187A DATA PROCESSING SERVICES		
STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
FROM MEDICAL CARE TRUST FUND		250,000
From the funds in Specific Appropriation 187A, the Agency for Health Care Administration shall transfer \$250,000 from the Medical Care Trust Fund to the Agency for State Technology to provide independent project oversight as directed in section 282.0051, Florida Statutes, for the Florida Medicaid Management Information System (FMMS), Decision Support System (DSS) and Fiscal Agent Operations procurement.		
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES		
FROM GENERAL REVENUE FUND	49,184,575	
FROM TRUST FUNDS		195,850,134
TOTAL POSITIONS	660.00	
TOTAL ALL FUNDS		245,034,709

MEDICAID SERVICES TO INDIVIDUALS

From the funds in Specific Appropriations 187B through 230A, the Agency for Health Care Administration shall provide a quarterly reconciliation report of all Medicaid service appropriation expenditures and fund sources. The reconciliation shall compare actual expenditures paid through each specific appropriation category either through the Florida Medicaid Management Information System (FMMS) or the Agency for Health Care Administration to expenditure estimates forecasted through the Social Services Estimating Conference Medicaid services forecasting model, as directed in section 216.136(6), Florida Statutes. The comparison shall include fund source detail for each comparison. For any category where a variance is identified, the Agency for Health Care Administration shall submit a written corrective action plan to address each variance by category and fund source. The reconciliation shall be submitted to the Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than 30 days after the close of each quarter. The Agency for Health Care Administration may submit budget amendments to the Legislative Budget Commission to realign appropriation categories based on the reconciliation pursuant to the provisions of chapter 216, Florida Statutes.

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187B SPECIAL CATEGORIES		
GRANTS AND AIDS - FLORIDA HEALTH CHOICES CORPORATION		
FROM MEDICAL CARE TRUST FUND		1,398,836,346
Funds provided in Specific Appropriation 187B are contingent on approval by the federal Centers for Medicare and Medicaid Services of a Low-income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law.		
188 SPECIAL CATEGORIES		
ADULT DENTAL, VISUAL AND HEARING SERVICES		
FROM GENERAL REVENUE FUND	2,737,723	
FROM MEDICAL CARE TRUST FUND		4,194,977
FROM REFUGEE ASSISTANCE TRUST FUND		778,647
189 SPECIAL CATEGORIES		
CASE MANAGEMENT		
FROM GENERAL REVENUE FUND	2,839,066	
FROM MEDICAL CARE TRUST FUND		4,355,308
From the funds in Specific Appropriation 189, \$1,139,529 from the Medical Care Trust Fund is provided to the Agency for Health Care Administration 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 524.		
190 SPECIAL CATEGORIES		
COMMUNITY MENTAL HEALTH SERVICES		
FROM GENERAL REVENUE FUND	29,433,868	
FROM MEDICAL CARE TRUST FUND		46,150,772
191 SPECIAL CATEGORIES		
COMMUNITY MENTAL HEALTH SERVICES-MANAGED MEDICAL ASSISTANCE		
FROM GENERAL REVENUE FUND	29,494,568	
FROM MEDICAL CARE TRUST FUND		51,688,198
FROM REFUGEE ASSISTANCE TRUST FUND		14,932
192 SPECIAL CATEGORIES		
DEVELOPMENTAL EVALUATION AND INTERVENTION/ PART C		
FROM MEDICAL CARE TRUST FUND		12,092,150
Funds in Specific Appropriation 192 are contingent on the availability of state match being provided in Specific Appropriation 530.		
193 SPECIAL CATEGORIES		
CHILDREN'S HEALTH SCREENING SERVICES		
FROM GENERAL REVENUE FUND	10,253,864	
FROM MEDICAL CARE TRUST FUND		15,944,762
194 SPECIAL CATEGORIES		
GRANTS AND AIDS - RURAL HOSPITAL FINANCIAL ASSISTANCE PROGRAM		
FROM GENERAL REVENUE FUND	1,220,185	
FROM GRANTS AND DONATIONS TRUST FUND		3,591,354
FROM MEDICAL CARE TRUST FUND		5,493,875
Funds in Specific Appropriation 194 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 194, the calculations of the Medicaid Hospital Funding Programs for the 2015-2016 fiscal year are incorporated by reference in Senate Proposed Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act.		

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195	SPECIAL CATEGORIES		
	FAMILY PLANNING		
	FROM GENERAL REVENUE FUND	536,941	
	FROM MEDICAL CARE TRUST FUND		4,832,474
	FROM REFUGEE ASSISTANCE TRUST FUND		28,881

196	SPECIAL CATEGORIES		
	GRANTS AND AIDS - SHANDS TEACHING HOSPITAL		
	FROM GENERAL REVENUE FUND	8,673,569	

The funds in Specific Appropriation 196 shall be primarily designated for transfer to the Agency for Health Care Administration's Grants and Donations Trust Fund for use in the Medicaid or Low Income Pool programs. Of these funds, up to \$3,820,670 may be used in the Low Income Pool program or to modify Medicaid inpatient and outpatient reimbursements applied to Shands Healthcare System. The transfer of the funds from the Low Income Pool program is contingent upon another local government or healthcare taxing district providing an equivalent amount of funds to be used in the Low Income Pool program. Should the Agency for Health Care Administration be unable to use the full amount of these designated funds, remaining funds may be used secondarily for payments to Shands Teaching Hospital to continue the original purpose of providing health care services to indigent patients through Shands Healthcare System.

197	SPECIAL CATEGORIES		
	HEALTHY START SERVICES		
	FROM GENERAL REVENUE FUND	16,259,122	
	FROM MEDICAL CARE TRUST FUND		24,913,635

198	SPECIAL CATEGORIES		
	HOME HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	10,361,728	
	FROM MEDICAL CARE TRUST FUND		15,904,988
	FROM REFUGEE ASSISTANCE TRUST FUND		103,135

From the funds in Specific Appropriation 198, \$175,000 in nonrecurring funds from the General Revenue Fund and \$268,150 in nonrecurring funds from the Medical Care Trust Fund are provided to the Meridian Home Health Care Pilot.

199	SPECIAL CATEGORIES		
	HOSPICE SERVICES		
	FROM GENERAL REVENUE FUND	1,944,926	
	FROM HEALTH CARE TRUST FUND		7,840,597
	FROM GRANTS AND DONATIONS TRUST FUND		1,650,384
	FROM MEDICAL CARE TRUST FUND		17,523,087

From the funds in Specific Appropriation 199 and 226, \$1,650,384 from the Grants and Donations Trust Fund and \$2,520,412 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 appropriation. 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 Agency for Health Care Administration shall establish a single rate-setting period effective September 1 of each year.

200	SPECIAL CATEGORIES		
	GRADUATE MEDICAL EDUCATION		
	FROM GENERAL REVENUE FUND	32,084,356	
	FROM MEDICAL CARE TRUST FUND		49,162,431

From the funds in Specific Appropriation 200, \$500,000 from the General Revenue Fund and \$766,143 from the Medical Care Trust Fund are provided to hospitals that participate in the Statewide Medicaid Residency Program for a graduate medical education startup bonus designed to expand the number of residency slots to physician specialties that are in statewide supply shortage. Funds allocated for

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the startup bonus program under section 409.909, Florida Statutes, are provided for the following physician specialties and subspecialties, both adult and pediatric, that are in statewide supply/demand deficit: allergy or immunology; anesthesiology; cardiology; endocrinology; family medicine; general surgery; hematology; oncology; infectious diseases; neurologic surgery; neurology; obstetrics/gynecology; ophthalmology; orthopedic surgery; otolaryngology; psychiatry; pulmonary; radiology; rheumatology; thoracic surgery; and urology. Of these specialties and subspecialties, cardiology, endocrinology, hematology, infectious diseases, pulmonary, and rheumatology shall be secondary specialties within internal medicine for purposes of the startup bonus program.

201	SPECIAL CATEGORIES		
	HOSPITAL INPATIENT SERVICES		
	FROM GENERAL REVENUE FUND	135,239,767	
	FROM HEALTH CARE TRUST FUND		42,300,000
	FROM GRANTS AND DONATIONS TRUST FUND		61,678,048
	FROM MEDICAL CARE TRUST FUND		401,897,606
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND		47,450,732
	FROM REFUGEE ASSISTANCE TRUST FUND		2,976,973

Funds in Specific Appropriation 201 are contingent upon the state 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 in the Grants and Donations Trust Fund is not available the Agency for Health Care Administration may submit a revised hospital reimbursement plan to the Legislative Budget Commission for approval. This paragraph is contingent on passage of Senate Bill 7044 or similar legislation becoming law.

From the funds in Specific Appropriation 201, the calculations of the Medicaid Hospital Funding Programs for the 2015-2016 fiscal year are incorporated by reference in Senate Proposed Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act. This paragraph is contingent on passage of Senate Bill 7044 or similar legislation becoming law.

From the funds in Specific Appropriation 201, 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 201 and 211, \$2,900,947 from the Grants and Donations Trust Fund and \$4,445,082 from the Medical Care Trust Fund are provided to make Medicaid payments for multi-visceral transplants and intestine transplants in Florida. The Agency for Health Care Administration shall establish a 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.

From the funds in Specific Appropriation 201, the Agency for Health Care Administration shall continue a Diagnosis Related Grouping reimbursement methodology for hospital inpatient services as directed in section 409.905 (5)(c), Florida Statutes. The agency shall apply the following criteria in establishing the methodology:

- Base Rate-\$3,110.48
- Neonates Service Adjustor-1.30
- Pediatrics Services/Age Adjustor-1.30
- Free Standing Rehabilitation Provider Adjustor-2.757
- Rural Provider Adjustor-1.866
- Long Term Acute Care (LTAC) Provider Adjustor-2.155
- High Medicaid and High Outlier Provider Adjustor-2.549
- Outlier Threshold-\$60,000
- Marginal Cost Percentage-60%
- Marginal Cost Percentage for Pediatric Claims Severity Levels 3 or 4 - 80%
- Marginal Cost Percentage for Neonates Claims Severity Levels 3 or 4 - 80%

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Documentation and Coding Adjustment-5%

From the funds in Specific Appropriation 201, the Agency for Health Care Administration shall apply a four percent adjustment for anticipated case mix increases from improved documentation and coding through the implementation of Diagnosis Related Grouping. The agency shall also apply a one percent adjustment for real case mix change. By February 28, 2016, the agency shall perform a reconciliation and apply positive or negative adjustments to the reimbursements comparing actual to predicted case mix in aggregate. Actual case mix will be measured using admissions between July 1, 2014 and March 31, 2015. Actual case mix state fiscal year 2015-16 will be assumed to be higher than measured case mix by between one and three percent based on case mix trending. Effective March 1, 2016, adjustments will be performed prospectively from the recalculation of individual hospital base rates to be applied for the remainder of the fiscal year. Adjustments applied must maintain budget neutrality on an annual basis.

202 SPECIAL CATEGORIES		
REGULAR DISPROPORTIONATE SHARE		
FROM GENERAL REVENUE FUND	750,000	
FROM GRANTS AND DONATIONS TRUST FUND		89,205,900
FROM MEDICAL CARE TRUST FUND		138,764,925

Funds in Specific Appropriation 202 shall be used for a Disproportionate Share Hospital Program as provided in sections 409.911, 409.913, and 409.919, 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 202, the calculations of the Medicaid Hospital Funding Programs for the 2015-2016 fiscal year are incorporated by reference in Senate Proposed Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act.

203 SPECIAL CATEGORIES		
LOW INCOME POOL		
FROM GENERAL REVENUE FUND	8,938,589	
FROM GRANTS AND DONATIONS TRUST FUND		849,077,555
FROM MEDICAL CARE TRUST FUND		1,309,952,189

The funds in Specific Appropriation 203 are contingent on approval by the federal Centers for Medicare and Medicaid Services of a Low-Income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law. If available, the funds in Specific Appropriation 203 shall be distributed in accordance with the document entitled "Medicaid Hospital Funding Programs."

204 SPECIAL CATEGORIES		
MEDICAID CROSSOVER SERVICES		
FROM GENERAL REVENUE FUND	5,003,798	
FROM MEDICAL CARE TRUST FUND		7,667,252

205 SPECIAL CATEGORIES		
HOSPITAL INSURANCE BENEFITS		
FROM GENERAL REVENUE FUND	26,359,375	
FROM MEDICAL CARE TRUST FUND		40,390,119

206 SPECIAL CATEGORIES		
HOSPITAL OUTPATIENT SERVICES		
FROM GENERAL REVENUE FUND	65,883,042	
FROM GRANTS AND DONATIONS TRUST FUND		22,101,584
FROM MEDICAL CARE TRUST FUND		167,236,016
FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND		20,768,022
FROM REFUGEE ASSISTANCE TRUST FUND		1,800,006

From the funds in Specific Appropriation 206, \$7,182,339 from the Grants and Donations Trust Fund and \$11,005,402 from the Medical Care

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Trust Fund are provided to increase the outpatient cap for adults from \$1,000 to \$1,500 per year.

From the funds in Specific Appropriation 206, \$25,485,817 from the Grants and Donations Trust Fund and \$39,051,577 from the Medical Care Trust Fund are provided so that the Agency for Health Care Administration 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 206, the calculations for Medicaid Hospital Funding Programs for the 2015-2016 fiscal year are shown in the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law. The calculations in that document are the basis for the appropriations made in this act. This paragraph is contingent on Senate Bill 7044, or similar legislation, becoming law.

207 SPECIAL CATEGORIES		
OTHER LAB AND X-RAY SERVICES		
FROM GENERAL REVENUE FUND	14,727,124	
FROM MEDICAL CARE TRUST FUND		22,612,640
FROM REFUGEE ASSISTANCE TRUST FUND		924,952

208 SPECIAL CATEGORIES		
OTHER FEE FOR SERVICE		
FROM GENERAL REVENUE FUND	1,371,217	
FROM MEDICAL CARE TRUST FUND		2,105,106
FROM REFUGEE ASSISTANCE TRUST FUND		108,568

Funds in Specific Appropriation 208 are for the inclusion of freestanding dialysis clinics in the Medicaid program. The Agency for Health Care Administration 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.

From the funds in Specific Appropriation 208, the Agency for Health Care Administration shall work with dialysis providers, managed care organizations, and physicians to ensure that all Medicaid patients with End Stage Renal Disease (ESRD) are educated and assessed by their physician and dialysis provider to determine their suitability for peritoneal dialysis (PD) as a modality choice. Further, the agency shall consult with the dialysis community concerning suitable voluntary reporting to the state Medicaid program on members' PD suitability.

209 SPECIAL CATEGORIES		
PATIENT TRANSPORTATION		
FROM GENERAL REVENUE FUND	7,933,866	
FROM MEDICAL CARE TRUST FUND		12,267,898
FROM REFUGEE ASSISTANCE TRUST FUND		241,559

210 SPECIAL CATEGORIES		
PERSONAL CARE SERVICES		
FROM GENERAL REVENUE FUND	23,231,263	
FROM MEDICAL CARE TRUST FUND		35,635,481

From the funds in Specific Appropriation 210, \$479,940 from the General Revenue Fund and \$735,406 from the Medical Care Trust Fund are provided for a rate increase for Prescribed Pediatric Extended Care centers.

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211	SPECIAL CATEGORIES PHYSICIAN AND HEALTH CARE PRACTITIONER SERVICES		
	FROM GENERAL REVENUE FUND	43,758,310	
	FROM HEALTH CARE TRUST FUND		3,543,106
	FROM TOBACCO SETTLEMENT TRUST FUND		56,598,906
	FROM GRANTS AND DONATIONS TRUST FUND		271,824
	FROM MEDICAL CARE TRUST FUND	171,042,004	
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND		7,114,334
	FROM REFUGEE ASSISTANCE TRUST FUND		3,396,103

From the funds in Specific Appropriation 211, \$1,186,825 from the General Revenue Fund and \$1,818,556 from the Medical Care Trust Fund are provided for a Pediatrician rate increase.

From the funds in Specific Appropriation 211, the Agency for Health Care Administration is authorized to continue the physician lock-in program for recipients who participate in the pharmacy lock-in program.

212	SPECIAL CATEGORIES THERAPY SERVICES		
	FROM GENERAL REVENUE FUND	7,185,966	
	FROM MEDICAL CARE TRUST FUND		11,051,377
213	SPECIAL CATEGORIES PREPAID HEALTH PLANS		
	FROM GENERAL REVENUE FUND	2,476,616,822	
	FROM HEALTH CARE TRUST FUND		445,640,518
	FROM TOBACCO SETTLEMENT TRUST FUND		256,309,096
	FROM GRANTS AND DONATIONS TRUST FUND		1,335,748,306
	FROM MEDICAL CARE TRUST FUND		7,282,550,274
	FROM PUBLIC MEDICAL ASSISTANCE TRUST FUND		517,161,468
	FROM REFUGEE ASSISTANCE TRUST FUND		29,835,178

From the funds in Specific Appropriations 213 and 219, \$6,201,347 from the Grants and Donations Trust Fund and \$9,474,203 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 Specific Appropriation. 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.

214	SPECIAL CATEGORIES PRESCRIBED MEDICINE/DRUGS		
	FROM GENERAL REVENUE FUND	48,467,917	
	FROM HEALTH CARE TRUST FUND		23,416,376
	FROM GRANTS AND DONATIONS TRUST FUND		358,814,657
	FROM MEDICAL CARE TRUST FUND		22,178,237
	FROM REFUGEE ASSISTANCE TRUST FUND		2,813,571

From the funds in Specific Appropriation 214, the Agency for Health Care Administration may allow federally chartered Hemophilia Treatment Centers (centers) to be eligible to participate in the current clotting factor provider network, by providing health care services, coordinated care support, and prescribing and dispensing hemophilia drugs to Medicaid eligible patients through the network. The Agency for Health Care Administration may contract with the centers pursuant to chapter 287, Florida Statutes. The contracts shall ensure a savings to the state greater than those realized through existing provider contracts for this purpose.

215	SPECIAL CATEGORIES MEDICARE PART D PAYMENT		
	FROM GENERAL REVENUE FUND	475,248,123	

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216	SPECIAL CATEGORIES PRIVATE DUTY NURSING SERVICES		
	FROM GENERAL REVENUE FUND	31,074,668	
	FROM MEDICAL CARE TRUST FUND		47,784,652

From the funds in Specific Appropriation 216, \$498,272 from the General Revenue Fund and \$763,496 from the Medical Care Trust Fund are provided for a rate increase for Private Duty Nursing services provided by Licensed Practical Nurses.

217	SPECIAL CATEGORIES STATEWIDE INPATIENT PSYCHIATRIC SERVICES		
	FROM MEDICAL CARE TRUST FUND		5,811,631

218	SPECIAL CATEGORIES SUPPLEMENTAL MEDICAL INSURANCE		
	FROM GENERAL REVENUE FUND	543,923,994	
	FROM MEDICAL CARE TRUST FUND		833,449,441
	FROM REFUGEE ASSISTANCE TRUST FUND		7,903

219	SPECIAL CATEGORIES CLINIC SERVICES		
	FROM GENERAL REVENUE FUND	60,262,772	
	FROM GRANTS AND DONATIONS TRUST FUND		724,605
	FROM MEDICAL CARE TRUST FUND		94,380,233
	FROM REFUGEE ASSISTANCE TRUST FUND		670,400

From the funds in Specific Appropriation 219, the Agency for Health Care Administration 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.

220	SPECIAL CATEGORIES MEDICAID SCHOOL REFINANCING		
	FROM MEDICAL CARE TRUST FUND		97,569,420

220A	QUALIFIED EXPENDITURE CATEGORY PREPAID HEALTH PLANS		
	FROM GENERAL REVENUE FUND	227,944,554	
	FROM MEDICAL CARE TRUST FUND		348,109,410

From the funds provided in Specific Appropriations 220A, \$227,944,554 from the General Revenue Fund and \$348,109,410 from the Medical Care Trust Fund are provided to the Agency for Health Care Administration for payments to Medicaid prepaid health plans. The Agency for Health Care Administration is authorized to submit budget amendments to request release of these funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed spending plan justifying the need for this funding based upon the results of the Agency's capitation rate setting process. The amendments shall also include actuarial reports and studies to support the need for rate adjustments as well as detailed calculations in support of the need to access additional funding.

TOTAL: MEDICAID SERVICES TO INDIVIDUALS			
FROM GENERAL REVENUE FUND	4,349,761,083		
FROM TRUST FUNDS		16,898,257,094	
TOTAL ALL FUNDS			21,248,018,177

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MEDICAID LONG TERM CARE

221	SPECIAL CATEGORIES ASSISTIVE CARE SERVICES		
	FROM GENERAL REVENUE FUND	5,261,840	
	FROM MEDICAL CARE TRUST FUND		8,174,064
222	SPECIAL CATEGORIES HOME AND COMMUNITY BASED SERVICES		
	FROM GENERAL REVENUE FUND	3,609,441	
	FROM MEDICAL CARE TRUST FUND		961,854,880
223	SPECIAL CATEGORIES INTERMEDIATE CARE FACILITIES/ INTELLECTUALLY DISABLED - SUNLAND CENTER		
	FROM MEDICAL CARE TRUST FUND		78,920,361

From the funds in Specific Appropriations 223, 224 and 225, the Agency for Health Care Administration, in consultation with the Agency for Persons with Disabilities, is authorized to transfer funds, in accordance with the provisions of chapter 216, Florida Statutes, to Specific Appropriation 251 for the Developmental Disabilities Home and Community Based Waiver. Priority for the use of these funds will be given to the planning and service areas with the greatest potential for transition success.

224	SPECIAL CATEGORIES INTERMEDIATE CARE FACILITIES/ DEVELOPMENTALLY DISABLED COMMUNITY		
	FROM GENERAL REVENUE FUND	80,853,217	
	FROM GRANTS AND DONATIONS TRUST FUND		15,147,690
	FROM MEDICAL CARE TRUST FUND		147,100,908

From the funds in Specific Appropriation 224, \$15,147,690 from the Grants and Donations Trust Fund and \$23,210,603 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 Specific Appropriation. 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 for Health Care Administration to establish rates taking into consideration the reductions 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 224 by the total bed days for the past fiscal year; 2) the total actual cost as generated based on the July 1 rate setting shall be divided by the total bed days for the past fiscal year to determine the actual unit cost; 3) the actual unit cost shall be reduced to a Reduced Actual Unit Cost by the same percentage used to calculate the Legislative Appropriation to account for client participation contributions; 4) no negative adjustment to the rates paid to providers shall occur so long as the Reduced Actual Unit Cost is equal to or less than the average unit appropriation; and 5) in the event the Reduced 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.

The Agency for Health Care Administration shall not pay any legal judgments, settlements, lawsuit damages or awards imposed by a court as the result of any legal proceeding relating to prior fiscal years without specific authority in the General Appropriations Act.

225	SPECIAL CATEGORIES NURSING HOME CARE		
	FROM GENERAL REVENUE FUND	41,856,672	
	FROM HEALTH CARE TRUST FUND		21,729,472

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	FROM GRANTS AND DONATIONS TRUST FUND		53,484,412
	FROM MEDICAL CARE TRUST FUND		179,385,650

From the funds in Specific Appropriation 225, the Agency for Health Care Administration, in consultation with the Department of Health, is authorized to transfer funds in accordance with the provisions of chapter 216, Florida Statutes, to Specific Appropriation 222 specifically for slots under the Model Waiver, Specific Appropriation 251 Developmental Services Waiver, Specific Appropriation 507 Brain and Spinal Cord Home and Community Based Services Waiver, and Specific Appropriation 226 Statewide Medicaid Managed Care Long-Term Care 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 Appropriations 225 and 226, \$426,249,642 from the Grants and Donations Trust Fund and \$651,219,105 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 nonfederal 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 Specific Appropriation. 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.

226	SPECIAL CATEGORIES PREPAID HEALTH PLAN/LONG TERM CARE		
	FROM GENERAL REVENUE FUND	860,099,458	
	FROM HEALTH CARE TRUST FUND		259,229,931
	FROM GRANTS AND DONATIONS TRUST FUND		374,546,830
	FROM MEDICAL CARE TRUST FUND		2,281,862,940

From the funds in Specific Appropriation 226, \$7,400,000 from the General Revenue Fund and \$11,301,036 from the Medical Care Trust Fund are provided to serve elders on the Medicaid Long Term Care waitlist who have been classified as a priority score of five or higher.

227	SPECIAL CATEGORIES STATE MENTAL HEALTH HOSPITAL PROGRAM		
	FROM MEDICAL CARE TRUST FUND		7,231,393

228	SPECIAL CATEGORIES MENTAL HEALTH HOSPITAL DISPROPORTIONATE SHARE		
	FROM MEDICAL CARE TRUST FUND		72,256,892

229	SPECIAL CATEGORIES T.B. HOSPITAL DISPROPORTIONATE SHARE		
	FROM MEDICAL CARE TRUST FUND		2,444,587

230	SPECIAL CATEGORIES PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY (PACE)		
	FROM MEDICAL CARE TRUST FUND		36,526,016

230A	QUALIFIED EXPENDITURE CATEGORY PREPAID HEALTH PLANS - LONG TERM CARE		
	FROM GENERAL REVENUE FUND	78,578,277	
	FROM MEDICAL CARE TRUST FUND		120,002,156

From the funds provided in Specific Appropriation 230A, \$78,578,277 from the General Revenue Fund and \$120,002,156 from the Medical Care Trust Fund are provided to the Agency for Health Care Administration for payments to Medicaid prepaid health plans. The Agency for Health Care Administration is authorized to submit budget amendments to request release of these funds pursuant to the provisions of chapter 216, Florida Statutes. The budget amendments shall include a detailed spending plan justifying the need for this funding based upon the results of the agency's capitation rate setting process. The amendments shall also include actuarial reports and studies to support the need for rate adjustments as well as detailed calculations in support of the need

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to access additional funding.

TOTAL: MEDICAID LONG TERM CARE		
FROM GENERAL REVENUE FUND	1,070,258,905	
FROM TRUST FUNDS		4,619,898,182
TOTAL ALL FUNDS		5,690,157,087

PROGRAM: HEALTH CARE REGULATION

HEALTH CARE REGULATION

APPROVED SALARY RATE	28,642,549	
231 SALARIES AND BENEFITS POSITIONS	648.00	
FROM GENERAL REVENUE FUND	115,041	
FROM HEALTH CARE TRUST FUND		39,185,414
232 OTHER PERSONAL SERVICES		
FROM HEALTH CARE TRUST FUND		657,144
233 EXPENSES		
FROM GENERAL REVENUE FUND	22,440	
FROM HEALTH CARE TRUST FUND		7,962,784
234 OPERATING CAPITAL OUTLAY		
FROM HEALTH CARE TRUST FUND		87,054
235 SPECIAL CATEGORIES		
TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
FROM HEALTH CARE TRUST FUND		689,186
236 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	100,000	
FROM HEALTH CARE TRUST FUND		2,582,511
FROM QUALITY OF LONG-TERM CARE FACILITY IMPROVEMENT TRUST FUND		1,000,000
237 SPECIAL CATEGORIES		
EMERGENCY ALTERNATIVE PLACEMENT		
FROM HEALTH CARE TRUST FUND		806,629
238 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM HEALTH CARE TRUST FUND		703,701
239 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM HEALTH CARE TRUST FUND		140,269
240 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM HEALTH CARE TRUST FUND		222,838
241 SPECIAL CATEGORIES		
STATE OPERATIONS - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009		
FROM HEALTH CARE TRUST FUND		652,990
242 SPECIAL CATEGORIES		
GRANTS AND AIDS - CONTRACTED SERVICES - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009		
FROM HEALTH CARE TRUST FUND		165,390,787

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TOTAL: HEALTH CARE REGULATION		
FROM GENERAL REVENUE FUND	237,481	
FROM TRUST FUNDS		220,081,307
TOTAL POSITIONS	648.00	
TOTAL ALL FUNDS		220,318,788

TOTAL: AGENCY FOR HEALTH CARE ADMINISTRATION		
FROM GENERAL REVENUE FUND	5,504,742,742	
FROM TRUST FUNDS		22,349,222,724
TOTAL POSITIONS	1,563.00	
TOTAL ALL FUNDS		27,853,965,466
TOTAL APPROVED SALARY RATE	71,046,035	

AGENCY FOR PERSONS WITH DISABILITIES

From the funds in Specific Appropriations 243 through 277W, the Agency for Persons with Disabilities shall develop a plan for realigning revenue sources with expenditures by budget entity, program component, appropriation category, fund type, and funding source identifier. The agency shall submit a report to the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Governor's Office of Policy and Budget no later than August 31, 2015.

Funds provided in Specific Appropriations 243 through 277W from the Land Acquisition Trust Fund in the Agency for Persons with Disabilities are contingent upon Senate Bills 576, 578, 580, 582, and 584, or similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.

PROGRAM: SERVICES TO PERSONS WITH DISABILITIES

HOME AND COMMUNITY SERVICES

APPROVED SALARY RATE	15,828,763	
243 SALARIES AND BENEFITS POSITIONS	395.00	
FROM GENERAL REVENUE FUND	12,097,501	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		7,682,533
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		1,660,362
244 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	1,876,556	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		2,025,003
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		162,396
245 EXPENSES		
FROM GENERAL REVENUE FUND	1,417,652	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,336,438
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		193,061
246 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	9,060	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		26,334
246A LUMP SUM		
INDIVIDUAL AND FAMILY SUPPORT SERVICES		
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,000,000

Funds in Specific Appropriation 246A are provided for the Individual and Family Support Services program. The Agency for Persons with Disabilities is authorized to submit budget amendments for the release of the lump sum appropriation pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include a detailed spend plan.

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247	SPECIAL CATEGORIES GRANT AND AID INDIVIDUAL AND FAMILY SUPPORTS		
	FROM GENERAL REVENUE FUND	2,580,000	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		10,356,771

Funds in Specific Appropriation 247 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 247, \$250,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided for supported employment services for individuals on the waiting list for the Developmental Disabilities Medicaid Waiver program in Specific Appropriation 251. The supported employment services shall be provided in a manner consistent with the same rules and regulations governing these services in the Developmental Disabilities Medicaid Waiver program, and may additionally be used toward obtaining and maintaining paid or unpaid internships.

248	SPECIAL CATEGORIES ROOM AND BOARD PAYMENTS FOR DEVELOPMENTALLY DISABLED		
	FROM GENERAL REVENUE FUND	2,839,201	

249	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	156,387	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		61,776
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		32,018

250	SPECIAL CATEGORIES GRANTS AND AID - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	3,867,000	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		300,000

From the funds in Specific Appropriation 250, \$1,200,000 from the General Revenue Fund is provided to Our Pride Academy to establish a child care training program for individuals with developmental disabilities.

From the funds in Specific Appropriation 250, \$150,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided to MACTown Fitness and Wellness Center for services to individuals with developmental disabilities.

From the funds in Specific Appropriation 250, \$150,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided to the Mailman Center for Child Development to expand services for individuals with developmental disabilities or special health care needs.

251	SPECIAL CATEGORIES HOME AND COMMUNITY BASED SERVICES WAIVER		
	FROM GENERAL REVENUE FUND	390,241,212	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		595,963,518

From the funds in Specific Appropriation 251, \$3,145,434 from the General Revenue Fund and \$4,803,602 from the Operations and Maintenance Trust Fund are provided to expand the Individual Budget (iBudget) Waiver by removing the greatest number of individuals permissible in Categories 3 and 4 of the waitlist under the additional funding.

From the funds in Specific Appropriation 251, \$12,941,225 from the General Revenue Fund and \$19,763,413 from the Operations and Maintenance Trust Fund are provided to expand the Individual Budget (iBudget) Waiver by removing the greatest number of individuals permissible in Category 5 of the waitlist under the additional funding.

Funds in Specific Appropriation 251 shall not be used for administrative costs. Funds for developmental training programs shall

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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 251, 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 action plans necessary to align program expenditures with annual appropriations in accordance with sections 393.0661(7) and (8), Florida Statutes.

From the funds in Specific Appropriation 251, \$1,186,825 from the General Revenue Fund and \$1,812,480 from the Operations and Maintenance Trust Fund are provided as a rate increase for Waiver Support Coordinator providers.

From the funds in Specific Appropriation 251, \$601,263 from the General Revenue Fund and \$918,229 from the Operations and Maintenance Trust Fund are provided to increase the day rate for Personal Supports providers to increase compensation for direct care staff.

252	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	240,976	

253	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	86,620	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		57,453

253A	GRANTS AND AID TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY PALM BEACH HABILITATION CENTER FACILITY MAINTENANCE, REPAIR, OR NEW CONSTRUCTION		
	FROM GENERAL REVENUE FUND	649,111	

From the funds provided in Specific Appropriation 253A, the nonrecurring sum of \$166,511 from the General Revenue Fund is provided to the Palm Beach Habilitation Center for roofing repairs or replacement.

From the funds provided in Specific Appropriation 253A, the nonrecurring sum of \$482,600 from the General Revenue Fund is provided to the Palm Beach Habilitation Center for the repair or replacement of fire safety and potable water systems.

TOTAL: HOME AND COMMUNITY SERVICES			
FROM GENERAL REVENUE FUND	416,061,276		
FROM TRUST FUNDS		621,857,663	
TOTAL POSITIONS	395.00		
TOTAL ALL FUNDS			1,037,918,939

PROGRAM MANAGEMENT AND COMPLIANCE

APPROVED SALARY RATE	9,719,947		
254 SALARIES AND BENEFITS POSITIONS	165.00		
FROM GENERAL REVENUE FUND	8,132,939		
FROM OPERATIONS AND MAINTENANCE TRUST FUND			5,667,222

255 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	294,527		
FROM OPERATIONS AND MAINTENANCE TRUST FUND			220,554

256 EXPENSES			
FROM GENERAL REVENUE FUND	806,266		
FROM OPERATIONS AND MAINTENANCE TRUST FUND			1,466,447
FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND			58,373

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257	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	23,974	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		3,800
258	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM GENERAL REVENUE FUND	145,587	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		4,040
259	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	394,688	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		144,553
	FROM SOCIAL SERVICES BLOCK GRANT		
	TRUST FUND		68,510
260	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	1,988,073	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		684,492
261	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL		
	SERVICES		
	FROM GENERAL REVENUE FUND	3,874	
262	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	214,140	
263	SPECIAL CATEGORIES		
	HOME AND COMMUNITY SERVICES ADMINISTRATION		
	FROM GENERAL REVENUE FUND	2,670,194	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		4,352,437
	FROM SOCIAL SERVICES BLOCK GRANT		
	TRUST FUND		250,555
264	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	34,378	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		36,155
265	QUALIFIED EXPENDITURE CATEGORY		
	CLIENT DATA MANAGEMENT SYSTEM AND		
	ELECTRONIC VISIT VERIFICATION		
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		1,359,742

From the funds in Specific Appropriation 265, \$1,359,742 in nonrecurring funds from the Operations and Maintenance Trust Fund is provided to the Agency for Persons with Disabilities to implement the Client Data Management System for the purpose of providing electronic verification of service delivery to recipients by providers, electronic billings for Developmental Disabilities Medicaid Waiver services, and electronic processing of claims. The agency is authorized to submit budget amendments requesting release of funds in accordance with chapter 216, Florida Statutes. Requests for release of funds shall include detailed operational work plans, spending plans, and the Centers for Medicare and Medicaid Services approved Advanced Planning Documents. The Agency for Health Care Administration may seek any state plan amendment or federal waiver necessary to implement the system.

The Agency for Persons with Disabilities shall submit quarterly project status reports on the Client Data Management System to the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Governor's Office of Policy and Budget that shall include a description of the progress made to date for each project milestone, planned and actual deliverable completion dates, planned and

SECTION 3 - HUMAN SERVICES

actual costs incurred, and current issues and risks being managed.

266	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE		
	TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	59,842	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		241,029
TOTAL:	PROGRAM MANAGEMENT AND COMPLIANCE		
	FROM GENERAL REVENUE FUND	14,768,482	
	FROM TRUST FUNDS		14,557,909
	TOTAL POSITIONS	165.00	
	TOTAL ALL FUNDS		29,326,391
DEVELOPMENTAL DISABILITY CENTERS - CIVIL PROGRAM			
From the funds in Specific Appropriations 277A through 277K, 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 civil program expenditures of the Developmental Disability Centers for the fiscal year along with any corrective action plans necessary to align program expenditures with annual appropriations.			
	APPROVED SALARY RATE	60,675,244	
277A	SALARIES AND BENEFITS	POSITIONS	1,797.00
	FROM GENERAL REVENUE FUND		29,556,802
	FROM LAND ACQUISITION TRUST FUND . .		117,402
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		49,059,077
277B	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	592,264	
	FROM LAND ACQUISITION TRUST FUND . .		17,385
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		1,039,556
277C	EXPENSES		
	FROM GENERAL REVENUE FUND	1,952,015	
	FROM LAND ACQUISITION TRUST FUND . .		50,901
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		3,569,448
277D	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	64,965	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		99,211
277E	FOOD PRODUCTS		
	FROM GENERAL REVENUE FUND	788,707	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		1,298,912
277F	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	551,164	
	FROM LAND ACQUISITION TRUST FUND . .		1,954
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		919,530
	FROM SOCIAL SERVICES BLOCK GRANT		
	TRUST FUND		37,200
277G	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL		
	SERVICES		
	FROM GENERAL REVENUE FUND	1,604,279	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		3,129,964
277H	SPECIAL CATEGORIES		
	PRESCRIBED MEDICINE/DRUGS - NON-MEDICAID		
	FROM GENERAL REVENUE FUND	338,721	

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277I	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	2,246,041	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		2,427,003
277J	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	285,645	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		426,777
277K	FIXED CAPITAL OUTLAY AGENCY FOR PERSONS WITH DISABILITIES FIXED CAPITAL OUTLAY NEEDS FOR CENTRALLY MANAGED FACILITIES FROM GENERAL REVENUE FUND	46,800	
	FROM LAND ACQUISITION TRUST FUND		840,000
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		377,000

From the funds in Specific Appropriation 277K, \$840,000 in nonrecurring funds from the Land Acquisition Trust Fund is provided for William "Billy Joe" Rish Recreational Park.

From the funds in Specific Appropriation 277K, \$46,800 in nonrecurring funds from the General Revenue Fund and \$377,000 in nonrecurring funds from the Social Services Block Grant Trust Fund are provided for Americans with Disabilities Act (ADA) accessibility modifications and other critical repairs to state facilities.

TOTAL: DEVELOPMENTAL DISABILITY CENTERS - CIVIL PROGRAM			
	FROM GENERAL REVENUE FUND	38,027,403	
	FROM TRUST FUNDS		63,411,320
	TOTAL POSITIONS	1,797.00	
	TOTAL ALL FUNDS		101,438,723

DEVELOPMENTAL DISABILITY CENTERS - FORENSIC PROGRAM

From the funds in Specific Appropriations 277L through 277W, 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 forensic program expenditures of the Developmental Disability Centers for the fiscal year along with any corrective action plans necessary to align program expenditures with annual appropriations.

APPROVED SALARY RATE 16,488,988

277L	SALARIES AND BENEFITS POSITIONS 508.50 FROM GENERAL REVENUE FUND		23,218,978
277M	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	279,845	
277N	EXPENSES FROM GENERAL REVENUE FUND	1,249,744	
277O	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	96,844	
277P	FOOD PRODUCTS FROM GENERAL REVENUE FUND	556,200	
277Q	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	571,137	
277R	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES FROM GENERAL REVENUE FUND	350,122	

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277S	SPECIAL CATEGORIES PRESCRIBED MEDICINE/DRUGS - NON-MEDICAID FROM GENERAL REVENUE FUND		807,202
277T	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND		650,889
277U	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND		18,751
277V	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		143,144
277W	FIXED CAPITAL OUTLAY AGENCY FOR PERSONS WITH DISABILITIES FIXED CAPITAL OUTLAY NEEDS FOR CENTRALLY MANAGED FACILITIES FROM GENERAL REVENUE FUND		2,600,000

From the funds in Specific Appropriation 277W, \$2,600,000 in nonrecurring funds from the General Revenue Fund is provided for Americans with Disabilities Act (ADA) accessibility modifications and other critical repairs to state facilities.

TOTAL: DEVELOPMENTAL DISABILITY CENTERS - FORENSIC PROGRAM			
	FROM GENERAL REVENUE FUND	30,542,856	
	TOTAL POSITIONS	508.50	
	TOTAL ALL FUNDS		30,542,856
TOTAL: AGENCY FOR PERSONS WITH DISABILITIES			
	FROM GENERAL REVENUE FUND	499,400,017	
	FROM TRUST FUNDS		699,826,892
	TOTAL POSITIONS	2,865.50	
	TOTAL ALL FUNDS		1,199,226,909
	TOTAL APPROVED SALARY RATE	102,712,942	

CHILDREN AND FAMILIES, DEPARTMENT OF

ADMINISTRATION

PROGRAM: EXECUTIVE LEADERSHIP

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 34,205,671

278	SALARIES AND BENEFITS POSITIONS 627.00 FROM GENERAL REVENUE FUND		29,664,733
	FROM ADMINISTRATIVE TRUST FUND	14,021,265	
	FROM FEDERAL GRANTS TRUST FUND	1,547,261	
	FROM WELFARE TRANSITION TRUST FUND	260,656	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		283,136
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		61,275
279	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	321,585	
	FROM ADMINISTRATIVE TRUST FUND	54,551	
	FROM FEDERAL GRANTS TRUST FUND	28,943	
	FROM WELFARE TRANSITION TRUST FUND	9,531	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		2,132
280	EXPENSES FROM GENERAL REVENUE FUND	4,189,140	
	FROM ADMINISTRATIVE TRUST FUND	859,747	
	FROM FEDERAL GRANTS TRUST FUND	190,195	
	FROM WELFARE TRANSITION TRUST FUND	31,924	

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	FROM OPERATIONS AND MAINTENANCE TRUST FUND		69,480
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		7,118
281	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	27,616	
	FROM ADMINISTRATIVE TRUST FUND		106,950
282	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM ADMINISTRATIVE TRUST FUND		20,000
283	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM GENERAL REVENUE FUND	396,780	
284	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	912,215	
	FROM ADMINISTRATIVE TRUST FUND		311,178
	FROM FEDERAL GRANTS TRUST FUND		14,538
	FROM WELFARE TRANSITION TRUST FUND		1,120
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		405,883
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		778
285	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	755,987	
	FROM ADMINISTRATIVE TRUST FUND		103,432
286	SPECIAL CATEGORIES		
	STATE INSTITUTIONAL CLAIMS		
	FROM GENERAL REVENUE FUND	40,498	
287	SPECIAL CATEGORIES		
	TENANT BROKER COMMISSIONS		
	FROM ADMINISTRATIVE TRUST FUND		132,912
288	SPECIAL CATEGORIES		
	DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM GENERAL REVENUE FUND	6,520	
	FROM ADMINISTRATIVE TRUST FUND		2,272
289	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	157,174	
	FROM ADMINISTRATIVE TRUST FUND		54,877
	FROM FEDERAL GRANTS TRUST FUND		3,775
	FROM WELFARE TRANSITION TRUST FUND		495
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		17
290	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	3,373,309	
	FROM FEDERAL GRANTS TRUST FUND		562,046
	FROM WELFARE TRANSITION TRUST FUND		251
291	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	10,765,344	
	FROM ADMINISTRATIVE TRUST FUND		1,457,712
	FROM FEDERAL GRANTS TRUST FUND		7,289,880
	FROM WELFARE TRANSITION TRUST FUND		395
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		8,899
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		9,903

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292	DATA PROCESSING SERVICES		
	NORTHWOOD SHARED RESOURCE CENTER (NSRC) DEPRECIATION FEDERAL SHARE BILLINGS		
	FROM FEDERAL GRANTS TRUST FUND		363,236
293	PAYMENTS FOR CLAIMS BILLS AND RELIEF ACTS		
	RELIEF/JORGE AND DEBBIE GARCIA-BENGOCHEA		
	FROM FEDERAL GRANTS TRUST FUND		950,000
294	PAYMENTS FOR CLAIMS BILLS AND RELIEF ACTS		
	RELIEF - MARISSA AMORA		
	FROM GENERAL REVENUE FUND	1,700,000	
295	FIXED CAPITAL OUTLAY		
	DEPARTMENT OF CHILDREN AND FAMILY SERVICES		
	FIXED CAPITAL NEEDS FOR CENTRALLY MANAGED FACILITIES		
	FROM GENERAL REVENUE FUND	2,333,696	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND	54,644,597	
	FROM TRUST FUNDS		29,227,763
	TOTAL POSITIONS	627.00	
	TOTAL ALL FUNDS		83,872,360
PROGRAM: SUPPORT SERVICES			
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	13,113,729	
296	SALARIES AND BENEFITS POSITIONS	241.00	
	FROM GENERAL REVENUE FUND	6,164,663	
	FROM ADMINISTRATIVE TRUST FUND		6,259,471
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		20,393
	FROM FEDERAL GRANTS TRUST FUND		4,658,159
	FROM WELFARE TRANSITION TRUST FUND		220,997
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		127,547
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		163,832
297	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	126,105	
	FROM ADMINISTRATIVE TRUST FUND		208,000
	FROM FEDERAL GRANTS TRUST FUND		129,228
298	EXPENSES		
	FROM GENERAL REVENUE FUND	2,788,587	
	FROM ADMINISTRATIVE TRUST FUND		248,821
	FROM FEDERAL GRANTS TRUST FUND		1,496,153
	FROM WELFARE TRANSITION TRUST FUND		54,068
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		5,218
299	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	40,599	
	FROM FEDERAL GRANTS TRUST FUND		8,299
300	SPECIAL CATEGORIES		
	COMPUTER RELATED EXPENSES		
	FROM GENERAL REVENUE FUND	6,753,396	
	FROM ADMINISTRATIVE TRUST FUND		118,466
	FROM FEDERAL GRANTS TRUST FUND		3,905,996
	FROM WELFARE TRANSITION TRUST FUND		249,233
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		71,808

From the funds in Specific Appropriation 300, the nonrecurring sums of \$94,897 from the General Revenue Fund and \$854,073 from the Federal Grants Trust Fund are provided for computer system enhancements associated with the Florida Health Insurance Exchange Program. These funds are contingent on approval by the federal Centers for Medicare and Medicaid Services of a Low-Income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding

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Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law.

301	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	49,028	
	FROM FEDERAL GRANTS TRUST FUND		1,597
302	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	19,791	
TOTAL:	INFORMATION TECHNOLOGY		
	FROM GENERAL REVENUE FUND	15,942,169	
	FROM TRUST FUNDS		17,947,286
	TOTAL POSITIONS	241.00	
	TOTAL ALL FUNDS		33,889,455

SERVICES

PROGRAM: FAMILY SAFETY PROGRAM

FAMILY SAFETY AND PRESERVATION SERVICES

The funds in Specific Appropriations 303 through 323 include the recurring sum of \$14,050,260 from the Federal Grants Trust Fund, which is provided for child welfare training needs. The funds shall be allocated as follows: \$6,510,184 for Community Based Care Lead Agencies, \$5,992,038 to the Department of Children and Families, and \$1,548,038 for Sheriffs Protective Investigators, as defined in section 39.3065, Florida Statutes.

APPROVED SALARY RATE 147,668,944

303	SALARIES AND BENEFITS POSITIONS	3,525.00	
	FROM GENERAL REVENUE FUND		83,317,059
	FROM DOMESTIC VIOLENCE TRUST FUND	15,507	
	FROM FEDERAL GRANTS TRUST FUND	32,078,614	
	FROM WELFARE TRANSITION TRUST FUND	70,106,387	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		25,083,829
304	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	3,145,561	
	FROM FEDERAL GRANTS TRUST FUND		2,555,269
	FROM GRANTS AND DONATIONS TRUST FUND	46,935	
	FROM WELFARE TRANSITION TRUST FUND	2,645,305	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		1,087,951
305	EXPENSES		
	FROM GENERAL REVENUE FUND	14,434,625	
	FROM CHILD WELFARE TRAINING TRUST FUND	8,394	
	FROM DOMESTIC VIOLENCE TRUST FUND	11,645	
	FROM FEDERAL GRANTS TRUST FUND	5,694,468	
	FROM GRANTS AND DONATIONS TRUST FUND	9,886	
	FROM WELFARE TRANSITION TRUST FUND	12,094,260	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		3,914,954
306	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	54,475	
	FROM FEDERAL GRANTS TRUST FUND		42,941
	FROM WELFARE TRANSITION TRUST FUND		11,590
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		7,671
308	LUMP SUM		
	SHARED RISK FUND FOR COMMUNITY BASED PROVIDERS OF CHILD WELFARE SERVICES		
	FROM GENERAL REVENUE FUND	5,000,000	
	FROM FEDERAL GRANTS TRUST FUND		8,000,000

The funds provided in Specific Appropriation 308 are available to

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Community Based Care lead agencies pursuant to the provisions of section 409.990, Florida Statutes.

309	SPECIAL CATEGORIES HOME CARE FOR DISABLED ADULTS		
	FROM GENERAL REVENUE FUND		1,987,544
310	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY CARE FOR DISABLED ADULTS		
	FROM GENERAL REVENUE FUND		2,041,955
311	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND		3,689,026
	FROM CHILD WELFARE TRAINING TRUST FUND		2,815
	FROM FEDERAL GRANTS TRUST FUND		2,923,459
	FROM GRANTS AND DONATIONS TRUST FUND		13,180
	FROM WELFARE TRANSITION TRUST FUND		889,706
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		607,155
312	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND		1,450,000

From the funds in Specific Appropriation 312, the nonrecurring sum of \$150,000 from the General Revenue Fund is provided to Camillus House to serve sexually exploited adolescent girls.

From the funds in Specific Appropriation 312, the nonrecurring sum of \$100,000 from the General Revenue Fund is provided to Kristi House Drop-In Center to serve sexually exploited adolescent girls.

From the funds in Specific Appropriation 312, the nonrecurring sum of \$100,000 from the General Revenue Fund is provided to Agape Network to serve sexually exploited adolescent girls.

From the funds in Specific Appropriation 312, the nonrecurring sum of \$50,000 from the General Revenue Fund is provided to The Porch Light to serve sexually exploited adolescent girls.

From the funds in Specific Appropriation 312, the nonrecurring sum of \$250,000 from the General Revenue Fund is provided to the Children's Network of Southwest Florida for the Mentoring Children and Parents program.

313	SPECIAL CATEGORIES GRANTS AND AIDS - GRANTS TO SHERIFFS FOR PROTECTIVE INVESTIGATIONS		
	FROM GENERAL REVENUE FUND	37,292,047	
	FROM FEDERAL GRANTS TRUST FUND		1,086,057
	FROM WELFARE TRANSITION TRUST FUND		9,392,840
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		9,589,500

Funds in Specific Appropriation 313 are for 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. Funds shall be proportionally allocated to counties based on the department's projected initial and additional investigations for each county, with multiple risk cases being weighted at 2.0 relative to other cases at 1.0.

314	SPECIAL CATEGORIES GRANTS AND AIDS - DOMESTIC VIOLENCE PROGRAM		
	FROM GENERAL REVENUE FUND	9,164,596	
	FROM DOMESTIC VIOLENCE TRUST FUND		7,715,397
	FROM FEDERAL GRANTS TRUST FUND		10,827,348
	FROM WELFARE TRANSITION TRUST FUND		7,750,000

From the funds in Specific Appropriation 314, \$9,164,596 from the General Revenue Fund, \$7,465,397 from the Domestic Violence Trust Fund, \$10,827,348 from the Federal Grants Trust Fund and \$7,750,000 from the

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Welfare Transition Trust Fund shall be provided to the Florida Coalition Against Domestic Violence for implementation of programs and the management and delivery of services of the state's domestic violence program including implementation of statutory directives contained in chapter 39, Florida Statutes, implementation of special projects, expansion of the child welfare and domestic violence co-location projects, training and technical assistance to certified domestic violence centers and allied professionals, and administration of contracts designated under this appropriation.

From the funds in Specific Appropriation 314, the nonrecurring sum of \$250,000 from the Domestic Violence Trust Fund is provided to the Florida Coalition Against Domestic Violence to conduct comprehensive and on-going training related to cases in the child welfare system where there is a co-occurrence of child abuse and domestic violence.

From the funds in Specific Appropriation 314, \$266,663 from the Federal Grants Trust Fund for the Violence Against Women Act STOP Formula Grant shall be transferred to the Department of Health to contract with the Florida Council Against Sexual Violence for the provision of training and technical assistance to certified rape crisis programs and allied professionals.

315	SPECIAL CATEGORIES GRANTS AND AIDS - CHILD ABUSE PREVENTION AND INTERVENTION		
	FROM GENERAL REVENUE FUND	16,618,126	
	FROM WELFARE TRANSITION TRUST FUND		7,777,637
316	SPECIAL CATEGORIES GRANTS AND AIDS - CHILD PROTECTION		
	FROM GENERAL REVENUE FUND	11,405,815	
	FROM CHILD WELFARE TRAINING TRUST FUND	285,993	
	FROM FEDERAL GRANTS TRUST FUND	17,255,568	
	FROM GRANTS AND DONATIONS TRUST FUND	130,000	
	FROM WELFARE TRANSITION TRUST FUND	1,777,228	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		530,696
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		1,998,351
317	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	3,755,977	
318	SPECIAL CATEGORIES TEMPORARY EMERGENCY SHELTER SERVICES		
	FROM GENERAL REVENUE FUND	435,843	
319	SPECIAL CATEGORIES GRANTS AND AIDS - RESIDENTIAL GROUP CARE		
	FROM GENERAL REVENUE FUND	1,641,215	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		115,836
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		929,958
320	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM GENERAL REVENUE FUND	4,920	
	FROM FEDERAL GRANTS TRUST FUND		4,427
	FROM WELFARE TRANSITION TRUST FUND		1,684
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		1,713
321	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	345,275	
	FROM FEDERAL GRANTS TRUST FUND		208,554
	FROM WELFARE TRANSITION TRUST FUND		247,526
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		112,721

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322	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	43,728	
	FROM FEDERAL GRANTS TRUST FUND		23,907
	FROM WELFARE TRANSITION TRUST FUND		58,884
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		11,051

323	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY BASED CARE FUNDS FOR PROVIDERS OF CHILD WELFARE SERVICES		
	FROM GENERAL REVENUE FUND	403,845,995	
	FROM CHILD WELFARE TRAINING TRUST FUND		2,531,893
	FROM FEDERAL GRANTS TRUST FUND		309,233,288
	FROM WELFARE TRANSITION TRUST FUND		59,698,369
	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 323, the sum of \$9,400,000 from the General Revenue Fund and \$6,753,541 from the Federal Grants Trust Fund shall be provided to increase core service funding for the Community Based Care lead agencies. These funds shall be allocated according to the equity allocation methodology described in section 409.991, Florida Statutes.

TOTAL: FAMILY SAFETY AND PRESERVATION SERVICES			
FROM GENERAL REVENUE FUND	599,673,782		
FROM TRUST FUNDS		667,206,142	
TOTAL POSITIONS	3,525.00		
TOTAL ALL FUNDS		1,266,879,924	

PROGRAM: MENTAL HEALTH PROGRAM

MENTAL HEALTH SERVICES			
	APPROVED SALARY RATE	116,061,598	
324	SALARIES AND BENEFITS POSITIONS	2,992.50	
	FROM GENERAL REVENUE FUND	89,574,638	
	FROM FEDERAL GRANTS TRUST FUND		53,601,114
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		6,263,198
325	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	965,805	
326	EXPENSES		
	FROM GENERAL REVENUE FUND	11,801,909	
	FROM FEDERAL GRANTS TRUST FUND		649,651
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		413,664
327	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	387,630	
	FROM FEDERAL GRANTS TRUST FUND		377,471
328	FOOD PRODUCTS		
	FROM GENERAL REVENUE FUND	3,386,854	
335	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	5,013,799	
336	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	31,236,562	

From the funds in Specific Appropriation 336, the nonrecurring sum of \$150,000 from the General Revenue Fund is provided to Jackson Behavioral Health Hospital for the reimbursement of behavioral health services.

SECTION 3 - HUMAN SERVICES

337	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES		
	FROM GENERAL REVENUE FUND	98,029,411	
	FROM FEDERAL GRANTS TRUST FUND		13,467,628

From the funds in Specific Appropriation 337, \$1,146,019 from the General Revenue Fund is provided to contract with a mental health facility for the maximum of additional secure forensic flex beds possible to ensure capacity for forensic individuals being admitted within 15 days of a court order as required by chapter 916, Florida Statutes.

340	SPECIAL CATEGORIES		
	PRESCRIBED MEDICINE/DRUGS - NON-MEDICAID		
	FROM GENERAL REVENUE FUND	8,633,889	
	FROM FEDERAL GRANTS TRUST FUND		1,900,961
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		876,992

342	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	7,200,132	
	FROM FEDERAL GRANTS TRUST FUND		628,811

343	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	90,969	

345	SPECIAL CATEGORIES		
	DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM GENERAL REVENUE FUND	716,733	

346	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	348,888	
	FROM FEDERAL GRANTS TRUST FUND		20,446
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,973

347	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	23,935	

TOTAL:	MENTAL HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	257,411,154	
	FROM TRUST FUNDS		78,201,909

	TOTAL POSITIONS	2,992.50	
	TOTAL ALL FUNDS		335,613,063

PROGRAM: ECONOMIC SELF SUFFICIENCY PROGRAM

ECONOMIC SELF SUFFICIENCY SERVICES

APPROVED SALARY RATE 162,672,347

358	SALARIES AND BENEFITS	POSITIONS	4,414.00
	FROM GENERAL REVENUE FUND		92,855,937
	FROM FEDERAL GRANTS TRUST FUND		100,780,139
	FROM GRANTS AND DONATIONS TRUST FUND		4,517,807
	FROM WELFARE TRANSITION TRUST FUND		7,300,788

From the funds in Specific Appropriations 358, 360, and 372, \$817,395 from the General Revenue Fund and \$2,452,192 from the Federal Grants Trust Fund is provided for sixty full-time equivalent positions for Medicaid eligibility determination under the Florida Health Insurance Exchange Program. These funds are contingent on approval by the federal Centers for Medicare and Medicaid Services of a Low-Income Pool model consistent with the provisions of the document entitled "Medicaid Hospital Funding Programs," incorporated by reference in Senate Proposed Bill 2502, or similar legislation, that becomes law, and on Senate Bill 7044, or similar legislation, becoming law.

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359	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	1,441,392	
	FROM FEDERAL GRANTS TRUST FUND		2,604,791
	FROM WELFARE TRANSITION TRUST FUND		168,620

360	EXPENSES		
	FROM GENERAL REVENUE FUND	11,895,008	
	FROM FEDERAL GRANTS TRUST FUND		17,610,282
	FROM WELFARE TRANSITION TRUST FUND		1,122,106

361	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	2,998	
	FROM FEDERAL GRANTS TRUST FUND		25,594
	FROM WELFARE TRANSITION TRUST FUND		658

361A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CHALLENGE GRANTS FROM GRANTS AND DONATIONS TRUST FUND		3,800,000

Funds in Specific Appropriation 361A which have been transferred from the Department of Economic Opportunity, Specific Appropriation 2241, shall be used to provide services to homeless persons according to the provisions of section 420.622, Florida Statutes.

362	SPECIAL CATEGORIES		
	GRANTS AND AIDS - FEDERAL EMERGENCY SHELTER GRANT PROGRAM		
	FROM FEDERAL GRANTS TRUST FUND		5,351,369
	FROM WELFARE TRANSITION TRUST FUND		876,124

363	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HOMELESS HOUSING ASSISTANCE GRANTS		
	FROM GENERAL REVENUE FUND	2,000,000	

364	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	15,613,436	
	FROM FEDERAL GRANTS TRUST FUND		19,711,507
	FROM WELFARE TRANSITION TRUST FUND		820,716

365	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	576,801	
	FROM FEDERAL GRANTS TRUST FUND		11,708,995
	FROM WELFARE TRANSITION TRUST FUND		304,697

366	SPECIAL CATEGORIES		
	GRANTS AND AIDS - LOCAL SERVICES PROGRAM		
	FROM FEDERAL GRANTS TRUST FUND		64,742,633

367	SPECIAL CATEGORIES		
	PUBLIC ASSISTANCE FRAUD CONTRACT		
	FROM FEDERAL GRANTS TRUST FUND		3,406,033
	FROM WELFARE TRANSITION TRUST FUND		1,081,767

368	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	1,549,938	
	FROM FEDERAL GRANTS TRUST FUND		1,128,035
	FROM WELFARE TRANSITION TRUST FUND		79,243

369	SPECIAL CATEGORIES		
	SERVICES TO REPATRIATED AMERICANS		
	FROM FEDERAL GRANTS TRUST FUND		40,380

370	SPECIAL CATEGORIES		
	DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM GENERAL REVENUE FUND	5,935	
	FROM FEDERAL GRANTS TRUST FUND		8,322
	FROM WELFARE TRANSITION TRUST FUND		545

371	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	424,578	
	FROM FEDERAL GRANTS TRUST FUND		611,231

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	FROM WELFARE TRANSITION TRUST FUND		39,110
372	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	5,910	
	FROM FEDERAL GRANTS TRUST FUND		42,109
	FROM GRANTS AND DONATIONS TRUST FUND		28,697
	FROM WELFARE TRANSITION TRUST FUND		640
373	FINANCIAL ASSISTANCE PAYMENTS		
	CASH ASSISTANCE		
	FROM GENERAL REVENUE FUND	129,597,694	
	FROM WELFARE TRANSITION TRUST FUND		31,551,665
374	FINANCIAL ASSISTANCE PAYMENTS		
	NONRELATIVE CARE GIVER		
	FROM GENERAL REVENUE FUND	4,800,000	
375	FINANCIAL ASSISTANCE PAYMENTS		
	OPTIONAL STATE SUPPLEMENTATION PROGRAM		
	FROM GENERAL REVENUE FUND	7,148,920	
376	FINANCIAL ASSISTANCE PAYMENTS		
	PERSONAL CARE ALLOWANCE		
	FROM GENERAL REVENUE FUND	4,324,919	
	FROM FEDERAL GRANTS TRUST FUND		28,017
377	FINANCIAL ASSISTANCE PAYMENTS		
	REFUGEE/ENFRANT ASSISTANCE		
	FROM FEDERAL GRANTS TRUST FUND		29,607,836
377A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY HARDEE HELP'S ECONOMIC ASSISTANCE CENTER		
	FROM GENERAL REVENUE FUND	70,000	
	From the funds in Specific Appropriation 377A, the nonrecurring sum of \$70,000 from the General Revenue Fund is provided to the Hardee Help Center for facility repairs and remodeling.		
TOTAL:	ECONOMIC SELF SUFFICIENCY SERVICES		
	FROM GENERAL REVENUE FUND	272,313,466	
	FROM TRUST FUNDS		309,100,456
	TOTAL POSITIONS	4,414.00	
	TOTAL ALL FUNDS		581,413,922
PROGRAM: COMMUNITY SERVICES			
COMMUNITY SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES			
	APPROVED SALARY RATE	5,016,653	
377B	SALARIES AND BENEFITS		
	POSITIONS	89.00	
	FROM GENERAL REVENUE FUND	3,545,765	
	FROM ADMINISTRATIVE TRUST FUND		30
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		2,922,571
	FROM FEDERAL GRANTS TRUST FUND		204,504
377C	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	535,096	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		484,864
	FROM FEDERAL GRANTS TRUST FUND		1,155,711
377D	EXPENSES		
	FROM GENERAL REVENUE FUND	1,059,276	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		753,055
	FROM FEDERAL GRANTS TRUST FUND		279,292
	FROM WELFARE TRANSITION TRUST FUND		28,279
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		1,925

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377E	SPECIAL CATEGORIES		
	GRANTS AND AIDS - PUBLIC SAFETY, MENTAL HEALTH, AND SUBSTANCE ABUSE LOCAL MATCHING GRANT PROGRAM		
	FROM GENERAL REVENUE FUND		3,000,000
377F	SPECIAL CATEGORIES		
	CHILDREN'S ACTION TEAMS FOR MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES		
	FROM GENERAL REVENUE FUND		12,750,000
	From the funds provided in Specific Appropriation 377F, the recurring sum of \$12,000,000 and the nonrecurring sum of \$750,000 from the General Revenue Fund shall be used by the Department of Children and Families to contract directly with each of the following providers for a total of \$750,000 each for the operation of Community Action Treatment (CAT) teams that provide community-based services to children ages 11 to 21 with a mental health diagnosis or co-occurring substance abuse diagnosis with accompanying characteristics such as: being at-risk for out-of-home placement as demonstrated by repeated failures at less intensive levels of care; having two or more hospitalizations or repeated failures; involvement with the Department of Juvenile Justice or multiple episodes involving law enforcement; or, poor academic performance and/or suspensions. Children younger than 11 may be candidates if they meet two or more of the aforementioned characteristics.		
	The department shall fund the following contracts from recurring funds:		
	SalusCare (Lee Mental Health) - Lee		
	Manatee Glens - Sarasota, Desoto		
	Circles of Care - Brevard		
	Life Management Center - Bay		
	David Lawrence Center - Collier		
	Child Guidance Center - Duval		
	Institute for Child and Family Health - Miami-Dade		
	Mental Health Care - Hillsborough		
	Personal Enrichment Mental Health Services - Pinellas		
	Peace River Center - Polk, Highlands, Hardee		
	COPE Center - Walton		
	Lifestream Behavioral Center - Sumter and Lake		
	Family Preservation Services of Florida - Treasure Coast		
	Lakeside Behavioral Healthcare - Orange		
	Citrus Health Network - Miami-Dade		
	Manatee Glens - Manatee		
	The department shall fund the following contract from nonrecurring funds:		
	Lakeview Center - Escambia		
377G	SPECIAL CATEGORIES		
	GRANTS AND AIDS - COMMUNITY MENTAL HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	198,364,357	
	FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND		36,888,116
	FROM FEDERAL GRANTS TRUST FUND		27,008,169
	FROM WELFARE TRANSITION TRUST FUND		6,964,107
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		445,370
	From the funds in Specific Appropriation 377G, \$978,274 from the General Revenue Fund is provided to contract with a facility for the maximum number of additional secure beds for children who are mentally ill, intellectually disabled, or autistic and involuntarily committed to receive treatment to restore trial competency under secure placement pursuant to section 985.19(3), Florida Statutes.		
	From the funds in Specific Appropriation 377G, the nonrecurring sum of \$1,000,000 from the General Revenue Fund is provided to the Department of Children and Families to contract directly with The Non-Violence Project USA, Inc.(NVPUSA Healthcare) for the purpose of expanding behavioral health services in schools in the following counties: Duval, Hillsborough, Orange, Pinellas, and Polk.		

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377H	SPECIAL CATEGORIES GRANTS AND AIDS - BAKER ACT SERVICES FROM GENERAL REVENUE FUND	72,738,856
377I	SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY SUBSTANCE ABUSE SERVICES FROM GENERAL REVENUE 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	96,813,212 120,229,406 2,554,954 5,873,293 1,992,695

From the funds in Specific Appropriation 377I, the nonrecurring sum of \$200,000 from the General Revenue Fund is provided for the Florida Certification Board to develop and implement a certification program to measure the professional competence of the Recovery Residence Administrators who are charged with meeting health, safety, and quality service needs of individuals entering recovery residences as a means to continue to recover from alcohol and drug addiction.

From the funds in Specific Appropriation 377I, the nonrecurring sum of \$275,000 from the General Revenue Fund is provided for the Florida Association of Recovery Residences to further develop infrastructure to national standards, that effectively supports initial and on-going recovery residence certification.

377J	SPECIAL CATEGORIES GRANTS AND AIDS - CENTRAL RECEIVING FACILITIES FROM GENERAL REVENUE FUND	5,500,000
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From the funds in Specific Appropriation 377J, the recurring sum of \$3,500,000 and the nonrecurring sum of \$2,000,000 from the General Revenue Fund are provided for a statewide initiative to fund centralized receiving facilities designed for individuals needing evaluation or stabilization under section 394.463 or section 397.675, Florida Statutes, or crisis services as defined in subsections 394.67(17)-(18), Florida Statutes. The Department of Children and Families shall create a matching grant program to provide funding for costs of a centralized receiving facility. Each award must be matched at a one-to-one ratio of state and local funds. The funding may be used to support start-up or on-going operational costs. Centralized receiving facilities provide a single point of entry for multiple behavioral health providers, conduct initial assessments and triage, and provide case management and related services, including jail diversion programs for individuals with mental health or substance abuse disorders. The department shall work with local agencies to encourage and support the development of centralized receiving facilities. A local agency may apply for grant funds after the department has approved its operational and financial plan that specifies methods of coordination among providers and identifies proposed uses of the grant funds.

377K	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	3,346,877 1,206,192 1,133,961 37,599
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377L	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND FROM FEDERAL GRANTS TRUST FUND	896,378 452,312 4,911,931
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377M	SPECIAL CATEGORIES GRANTS AND AIDS - PURCHASE OF THERAPEUTIC SERVICES FOR CHILDREN FROM GENERAL REVENUE FUND	8,911,958
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SECTION 3 - HUMAN SERVICES

377N	SPECIAL CATEGORIES GRANTS AND AIDS - INDIGENT PSYCHIATRIC MEDICATION PROGRAM FROM GENERAL REVENUE FUND	8,280,276
377O	SPECIAL CATEGORIES GRANTS AND AIDS - PURCHASED RESIDENTIAL TREATMENT SERVICES FOR EMOTIONALLY DISTURBED CHILDREN AND YOUTH FROM GENERAL REVENUE FUND	2,201,779
377P	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	116,589 130

377Q	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND	1,129
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377R	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ALCOHOL, DRUG ABUSE AND MENTAL HEALTH TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	36,481 24,912 209 4,632
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377S	SPECIAL CATEGORIES CONTRACTED SERVICES - SUBSTANCE ABUSE AND MENTAL HEALTH ADMINISTRATION FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM WELFARE TRANSITION TRUST FUND	19,951,914 701,418 731,355
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Funds in Specific Appropriation 377S are provided for the administration costs of the seven regional Managing Entities that deliver behavioral health care through local network providers.

377T	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	4,306 1,452
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TOTAL:	COMMUNITY SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	438,053,120 216,993,573
	TOTAL POSITIONS	89.00
	TOTAL ALL FUNDS	655,046,693

TOTAL:	CHILDREN AND FAMILIES, DEPARTMENT OF FROM GENERAL REVENUE FUND FROM TRUST FUNDS	1,638,038,288 1,318,677,129
	TOTAL POSITIONS	11,888.50
	TOTAL ALL FUNDS	2,956,715,417
	TOTAL APPROVED SALARY RATE	478,738,942

ELDER AFFAIRS, DEPARTMENT OF PROGRAM: SERVICES TO ELDERS PROGRAM COMPREHENSIVE ELIGIBILITY SERVICES APPROVED SALARY RATE	10,320,036
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378	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	272.50 3,646,923 10,780,091
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SECTION 3 - HUMAN SERVICES

379	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	182,194	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		970,316
380	EXPENSES		
	FROM GENERAL REVENUE FUND	371,607	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		1,669,679
381	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	8,405	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		34,178
382	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	91,999	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		121,818
383	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	114,776	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		84,084
384	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	54,828	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		89,483
385	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	25,053	
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		70,761
TOTAL:	COMPREHENSIVE ELIGIBILITY SERVICES		
	FROM GENERAL REVENUE FUND	4,495,785	
	FROM TRUST FUNDS		13,820,410
	TOTAL POSITIONS	272.50	
	TOTAL ALL FUNDS		18,316,195
HOME AND COMMUNITY SERVICES			
	APPROVED SALARY RATE	3,071,903	
386	SALARIES AND BENEFITS POSITIONS	64.50	
	FROM GENERAL REVENUE FUND	1,554,770	
	FROM FEDERAL GRANTS TRUST FUND		2,047,642
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		972,760
387	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	260,220	
	FROM ADMINISTRATIVE TRUST FUND		59,598
	FROM FEDERAL GRANTS TRUST FUND		825,349
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		230,105
388	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
389	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	5,905	
	FROM FEDERAL GRANTS TRUST FUND		5,000
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		5,000

SECTION 3 - HUMAN SERVICES

390	SPECIAL CATEGORIES		
	AGING AND ADULT SERVICES TRAINING AND		
	EDUCATION		
	FROM FEDERAL GRANTS TRUST FUND		119,493
391	SPECIAL CATEGORIES		
	GRANTS AND AIDS - ALZHEIMER'S DISEASE		
	INITIATIVE		
	FROM GENERAL REVENUE FUND	18,678,467	
	From the funds in Specific Appropriation 391, \$500,000 from the		
	General Revenue Fund is provided for Alzheimer's respite care services		
	to serve individuals on the waitlist statewide.		
392	SPECIAL CATEGORIES		
	GRANTS AND AIDS - COMMUNITY CARE FOR THE		
	ELDERLY		
	FROM GENERAL REVENUE FUND	58,878,099	
	FROM FEDERAL GRANTS TRUST FUND		277,928
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		2,388,969
	From the funds in Specific Appropriation 392, \$500,000 from the		
	General Revenue Fund is provided to serve new elders on the waitlist.		
393	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HOME ENERGY ASSISTANCE		
	FROM FEDERAL GRANTS TRUST FUND		5,963,764
394	SPECIAL CATEGORIES		
	GRANTS AND AIDS - OLDER AMERICANS ACT		
	PROGRAM		
	FROM GENERAL REVENUE FUND	7,812,809	
	FROM FEDERAL GRANTS TRUST FUND		96,743,728
395	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	115,400	
	FROM ADMINISTRATIVE TRUST FUND		33,131
	FROM FEDERAL GRANTS TRUST FUND		461,867
	FROM GRANTS AND DONATIONS TRUST		
	FUND		22,700
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		53,564
396	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	1,753,545	
	FROM ADMINISTRATIVE TRUST FUND		31,397
	FROM FEDERAL GRANTS TRUST FUND		9,135,359
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		796,511
397	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	31,714	
398	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	9,639	
	FROM FEDERAL GRANTS TRUST FUND		6,635
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		6,182
399	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	9,056	
	FROM FEDERAL GRANTS TRUST FUND		12,293
	FROM OPERATIONS AND MAINTENANCE		
	TRUST FUND		4,952

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400	SPECIAL CATEGORIES PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY (PACE) FROM GENERAL REVENUE FUND	14,453,344	
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		22,072,672
TOTAL:	HOME AND COMMUNITY SERVICES FROM GENERAL REVENUE FUND	103,966,057	143,818,008
	FROM TRUST FUNDS		
	TOTAL POSITIONS	64.50	
	TOTAL ALL FUNDS		247,784,065
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	3,461,762	
401	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	64.50 1,795,545	
	FROM ADMINISTRATIVE TRUST FUND		1,692,039
	FROM FEDERAL GRANTS TRUST FUND		1,306,337
402	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	89,463	515,613
	FROM ADMINISTRATIVE TRUST FUND		643,883
	FROM FEDERAL GRANTS TRUST FUND		
403	EXPENSES FROM GENERAL REVENUE FUND	233,611	384,307
	FROM ADMINISTRATIVE TRUST FUND		801,228
	FROM FEDERAL GRANTS TRUST FUND		
404	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		2,000
405	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	5,485	112,789
	FROM ADMINISTRATIVE TRUST FUND		225,900
	FROM FEDERAL GRANTS TRUST FUND		
406	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	110,603	4,058
	FROM ADMINISTRATIVE TRUST FUND		25,890
	FROM FEDERAL GRANTS TRUST FUND		
407	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	5,022	4,159
	FROM ADMINISTRATIVE TRUST FUND		7,016
	FROM FEDERAL GRANTS TRUST FUND		
408	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	11,053	16,942
	FROM ADMINISTRATIVE TRUST FUND		
409	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND	23,849	40,537
	FROM ADMINISTRATIVE TRUST FUND		139,314
	FROM FEDERAL GRANTS TRUST FUND		279,227
	FROM OPERATIONS AND MAINTENANCE TRUST FUND		
410	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES FROM ADMINISTRATIVE TRUST FUND		5,288

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TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	2,274,631	6,206,527
	FROM TRUST FUNDS		
	TOTAL POSITIONS	64.50	8,481,158
	TOTAL ALL FUNDS		
CONSUMER ADVOCATE SERVICES			
	APPROVED SALARY RATE	1,438,690	
411	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	33.00 431,264	53,135
	FROM ADMINISTRATIVE TRUST FUND		1,490,345
	FROM FEDERAL GRANTS TRUST FUND		
412	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		90,298
	FROM FEDERAL GRANTS TRUST FUND		405,633
413	EXPENSES FROM GENERAL REVENUE FUND	126,361	120,021
	FROM ADMINISTRATIVE TRUST FUND		107,427
	FROM FEDERAL GRANTS TRUST FUND		
414	SPECIAL CATEGORIES PUBLIC GUARDIANSHIP CONTRACTED SERVICES FROM GENERAL REVENUE FUND	5,087,527	154,816
	FROM ADMINISTRATIVE TRUST FUND		
	From the funds in Specific Appropriation 414, \$150,000 in nonrecurring funds from the General Revenue Fund is provided to Lutheran Services Florida to provide guardianship services to the indigent on a statewide basis.		
415	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	6,760	149,000
	FROM ADMINISTRATIVE TRUST FUND		
416	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	48,412	
417	SPECIAL CATEGORIES LONG TERM CARE OMBUDSMAN COUNCIL FROM GENERAL REVENUE FUND	872,350	626,020
	FROM FEDERAL GRANTS TRUST FUND		
418	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	50,092	
419	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	4,839	344
	FROM ADMINISTRATIVE TRUST FUND		9,012
	FROM FEDERAL GRANTS TRUST FUND		
TOTAL:	CONSUMER ADVOCATE SERVICES FROM GENERAL REVENUE FUND	6,627,605	3,206,051
	FROM TRUST FUNDS		
	TOTAL POSITIONS	33.00	9,833,656
	TOTAL ALL FUNDS		
TOTAL:	ELDER AFFAIRS, DEPARTMENT OF FROM GENERAL REVENUE FUND	117,364,078	167,050,996
	FROM TRUST FUNDS		
	TOTAL POSITIONS	434.50	284,415,074
	TOTAL ALL FUNDS		
	TOTAL APPROVED SALARY RATE	18,292,391	

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HEALTH, DEPARTMENT OF

PROGRAM: EXECUTIVE DIRECTION AND SUPPORT

ADMINISTRATIVE SUPPORT

	APPROVED SALARY RATE	19,976,119		
420	SALARIES AND BENEFITS	POSITIONS	408.50	
	FROM GENERAL REVENUE FUND		3,336,510	
	FROM ADMINISTRATIVE TRUST FUND			22,395,927
421	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND		1,514,768	
	FROM FEDERAL GRANTS TRUST FUND			75,000
422	EXPENSES			
	FROM GENERAL REVENUE FUND		1,735,516	
	FROM ADMINISTRATIVE TRUST FUND			8,061,504
	FROM FEDERAL GRANTS TRUST FUND			60,000
423	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - MINORITY HEALTH			
	INITIATIVES			
	FROM GENERAL REVENUE FUND		3,134,044	
424	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		63,408	
	FROM ADMINISTRATIVE TRUST FUND			2,823,137
426	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE			
	HEARINGS			
	FROM ADMINISTRATIVE TRUST FUND			52,792
427	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		1,122,032	
	FROM ADMINISTRATIVE TRUST FUND			4,090,408
	FROM FEDERAL GRANTS TRUST FUND			74,019
428	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		94,388	
	FROM ADMINISTRATIVE TRUST FUND			160,824
429	SPECIAL CATEGORIES			
	TENANT BROKER COMMISSIONS			
	FROM ADMINISTRATIVE TRUST FUND			738,731
430	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		10,397	
	FROM ADMINISTRATIVE TRUST FUND			67,336
431	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		42,108	
	FROM ADMINISTRATIVE TRUST FUND			121,901
432	DATA PROCESSING SERVICES			
	STATE DATA CENTER - AGENCY FOR STATE			
	TECHNOLOGY (AST)			
	FROM GENERAL REVENUE FUND		1,088,266	
	FROM ADMINISTRATIVE TRUST FUND			5,968,120
433	DATA PROCESSING SERVICES			
	CHILDREN AND FAMILIES DATA CENTER			
	FROM ADMINISTRATIVE TRUST FUND			1,282,859
434	DATA PROCESSING SERVICES			
	NORTHWOOD SHARED RESOURCE CENTER (NSRC)			
	DEPRECIATION FEDERAL SHARE BILLINGS			
	FROM ADMINISTRATIVE TRUST FUND			17,011

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TOTAL: ADMINISTRATIVE SUPPORT			
FROM GENERAL REVENUE FUND	10,626,669		
FROM TRUST FUNDS		47,504,337	
TOTAL POSITIONS	408.50		
TOTAL ALL FUNDS			58,131,006

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 Hospital/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	10,882,459		
435	SALARIES AND BENEFITS	POSITIONS	229.50	
	FROM GENERAL REVENUE FUND		2,016,591	
	FROM ADMINISTRATIVE TRUST FUND			255,315
	FROM RAPE CRISIS PROGRAM TRUST			
	FUND			91,890
	FROM TOBACCO SETTLEMENT TRUST FUND			316,856
	FROM EPILEPSY SERVICES TRUST FUND			66,791
	FROM FEDERAL GRANTS TRUST FUND			9,789,185
	FROM GRANTS AND DONATIONS TRUST			
	FUND			61,984
	FROM MATERNAL AND CHILD HEALTH			
	BLOCK GRANT TRUST FUND			1,200,036
	FROM PREVENTIVE HEALTH SERVICES			
	BLOCK GRANT TRUST FUND			556,314
	From the funds in Specific Appropriation 435, \$316,856 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.			
436	OTHER PERSONAL SERVICES			
	FROM FEDERAL GRANTS TRUST FUND			662,340
	FROM GRANTS AND DONATIONS TRUST			
	FUND			114,390
	FROM MATERNAL AND CHILD HEALTH			
	BLOCK GRANT TRUST FUND			147,829
	FROM PREVENTIVE HEALTH SERVICES			
	BLOCK GRANT TRUST FUND			67,086
437	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			2,662,761
	FROM GRANTS AND DONATIONS TRUST			
	FUND			41,478
	FROM MATERNAL AND CHILD HEALTH			
	BLOCK GRANT TRUST FUND			447,752
	FROM PREVENTIVE HEALTH SERVICES			
	BLOCK GRANT TRUST FUND			292,504
438	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
439	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - EPILEPSY SERVICES			
	FROM GENERAL REVENUE FUND		2,207,152	
	FROM EPILEPSY SERVICES TRUST FUND			1,427,831
	From the funds in Specific Appropriation 439, \$100,000 in nonrecurring funds from the General Revenue Fund is provided to the			

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Epilepsy Services Program.

440 AID TO LOCAL GOVERNMENTS
CONTRIBUTION TO COUNTY HEALTH UNITS
FROM GENERAL REVENUE FUND 3,455,424

441 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - PRIMARY CARE PROGRAM
FROM GENERAL REVENUE FUND 24,885,012

From the funds in Specific Appropriation 441, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Florida State University - College of Medicine - Immokalee.. 463,500
St. John Bosco Clinic..... 200,000
Suncoast Community Health Centers..... 500,000

From the funds in Specific Appropriation 441, \$4,500,000 from the General Revenue Fund is provided to the Florida Association of Free and Charitable Clinics.

442 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - FLUORIDATION PROJECT
FROM PREVENTIVE HEALTH SERVICES
BLOCK GRANT TRUST FUND 150,000

442A AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - RURAL PRIMARY CARE
RESIDENCY SLOTS
FROM GENERAL REVENUE FUND 3,000,000

From the funds in Specific Appropriation 442A, \$3,000,000 from the General Revenue Fund is provided for the Sacred Heart Hospital Rural Primary Care Residency Program.

443 AID TO LOCAL GOVERNMENTS
SCHOOL HEALTH SERVICES
FROM GENERAL REVENUE FUND 10,909,412
FROM FEDERAL GRANTS TRUST FUND 6,125,846

From the funds in Specific Appropriations 443 and 457, \$5,000,000 from the Federal Grants Trust Fund is provided for school health services using Title XXI administrative funding.

444 OPERATING CAPITAL OUTLAY
FROM FEDERAL GRANTS TRUST FUND 69,350
FROM MATERNAL AND CHILD HEALTH
BLOCK GRANT TRUST FUND 25,000

445 SPECIAL CATEGORIES
GRANTS AND AIDS - OUNCE OF PREVENTION
FROM GENERAL REVENUE FUND 1,900,000

From the funds in Specific Appropriation 445, 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.

446 SPECIAL CATEGORIES
GRANTS AND AIDS - CRISIS COUNSELING
FROM GENERAL REVENUE FUND 3,000,000

From the funds in Specific Appropriation 446, \$1,000,000 in nonrecurring funds from the General Revenue Fund is provided to the Florida Pregnancy Support Services Program.

From the funds in Specific Appropriation 446, a minimum of 85 percent of the appropriated funds shall be spent on direct client services, program awareness, and communications.

The Department of Health shall award a contract to the current Florida Pregnancy Support Services Program contract management provider for this Specific Appropriation. The contract shall provide for payments to such provider of \$400 per month per sub-contracted direct service provider

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for contract oversight, to include technical and educational support. The department is authorized to spend no more than \$50,000 for agency program oversight activities.

447 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

448 SPECIAL CATEGORIES
GRANTS AND AIDS - CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 10,328,916
FROM ADMINISTRATIVE TRUST FUND 100,000
FROM RAPE CRISIS PROGRAM TRUST
FUND 1,505,421
FROM FEDERAL GRANTS TRUST FUND 8,246,633
FROM GRANTS AND DONATIONS TRUST
FUND 1,866,445
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 448, \$2,500,000 from the General Revenue Fund is 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 448, \$266,663 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 professionals.

From the funds in Specific Appropriation 448, \$750,000 from the General Revenue Fund is provided to the Florida Heiken Children's Vision Program to provide free comprehensive eye examinations and eyeglasses to financially disadvantaged school children who have no other source for vision care.

From the funds in Specific Appropriation 448, \$1,000,000 from the General Revenue Fund is provided to VisionQuest to provide free comprehensive eye examinations and eyeglasses to financially disadvantaged school children who have no access to vision care. These services will be provided statewide and VisionQuest shall be reimbursed at current Medicaid rates for exams, refractions, and dispensing; and at a flat rate of \$48 for eyeglasses.

From the funds in Specific Appropriation 448, \$350,000 from the General Revenue Fund, of which \$50,000 is nonrecurring, is provided to the Mary Brogan Breast and Cervical Cancer Early Detection Program.

From the funds in Specific Appropriation 448, \$200,000 in nonrecurring funds from the General Revenue Fund is provided to Sant La Haitian Neighborhood Center to provide outreach, education and referrals to preventive health services for residents of South Florida.

From the funds in Specific Appropriation 448, \$75,000 in nonrecurring funds from the General Revenue Fund is provided to Nova Southeastern University to support health care professionals.

449 SPECIAL CATEGORIES
GRANTS AND AIDS - HEALTHY START COALITIONS
FROM GENERAL REVENUE FUND 19,975,176
FROM MATERNAL AND CHILD HEALTH
BLOCK GRANT TRUST FUND 6,542,389

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450	SPECIAL CATEGORIES JAMES AND ESTHER KING BIOMEDICAL RESEARCH PROGRAM FROM GENERAL REVENUE FUND	2,850,000	
	FROM BIOMEDICAL RESEARCH TRUST FUND		7,150,000
451	SPECIAL CATEGORIES WILLIAM G. "BILL" BANKHEAD, JR., AND DAVID COLEY CANCER RESEARCH PROGRAM FROM GENERAL REVENUE FUND	5,000,000	
	FROM BIOMEDICAL RESEARCH TRUST FUND		5,000,000
	From the funds in Specific Appropriation 451, \$500,000 from the Biomedical Research Trust Fund is provided to maintain the statewide Brain Tumor Registry Program at the McKnight Brain Institute.		
452	SPECIAL CATEGORIES HEALTH EDUCATION RISK REDUCTION PROJECT FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		12,686
453	SPECIAL CATEGORIES FLORIDA CONSORTIUM OF NATIONAL CANCER INSTITUTE CENTERS PROGRAM FROM GENERAL REVENUE FUND	45,000,000	
	FROM BIOMEDICAL RESEARCH TRUST FUND		15,000,000
	Funds in Specific Appropriation 453 are provided for the Florida National Cancer Institute (NCI) Centers Program established in section 381.915, Florida Statutes.		
	Cancer centers are eligible for Tier 1, Tier 2 and Tier 3 designation to participate in the Florida National Cancer Institute (NCI) Centers Program as follows. H. Lee Moffitt Cancer Center and Research Institute is eligible for Tier 1 designation as a NCI-designated comprehensive cancer center. The University of Miami Sylvester Comprehensive Cancer Center and the University of Florida Health Shands Cancer Hospital are eligible for Tier 3 designation in the Florida NCI Centers Program.		
454	SPECIAL CATEGORIES BIOMEDICAL RESEARCH FROM BIOMEDICAL RESEARCH TRUST FUND		3,000,000
	From the funds in Specific Appropriation 454, \$3,000,000 from the Biomedical Research Trust Fund is provided to the Sanford-Burnham Medical Research Institute.		
454A	SPECIAL CATEGORIES ENDOWED CANCER RESEARCH FROM GENERAL REVENUE FUND	2,000,000	
	Funds in Specific Appropriation 454A are provided to the following institutions for the establishment of an endowed cancer research chair pursuant to section 381.922(4), Florida Statutes:		
	Shands Cancer Hospital at the University of Florida.....	1,000,000	
	Sylvester Cancer Center at the University of Miami.....	1,000,000	
454B	SPECIAL CATEGORIES ALZHEIMER RESEARCH FROM GENERAL REVENUE FUND	3,000,000	
	Funds in Specific Appropriation 454B are provided for the Ed and Ethel Moore Alzheimer's Disease Research Program established in section 381.82, Florida Statutes.		
456	SPECIAL CATEGORIES GRANTS AND AIDS - FEDERAL NUTRITION PROGRAMS FROM FEDERAL GRANTS TRUST FUND		234,898,820

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457	SPECIAL CATEGORIES FULL SERVICE SCHOOLS - INTERAGENCY COOPERATION FROM GENERAL REVENUE FUND	6,000,000	
	FROM FEDERAL GRANTS TRUST FUND		2,500,000
458	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	138,032	
	FROM FEDERAL GRANTS TRUST FUND		1,882
458A	SPECIAL CATEGORIES WOMEN, INFANTS AND CHILDREN (WIC) FROM FEDERAL GRANTS TRUST FUND		240,056,515
459	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FEDERAL GRANTS TRUST FUND		13,822
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		1,526
460	SPECIAL CATEGORIES COMPREHENSIVE STATEWIDE TOBACCO PREVENTION AND EDUCATION PROGRAM FROM TOBACCO SETTLEMENT TRUST FUND		67,683,940
	Funds in Specific Appropriation 460 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.....	11,191,483	
	State & Community Interventions - AHEC.....	5,601,630	
	Health Communications Interventions.....	22,538,752	
	Cessation Interventions.....	13,352,653	
	Cessation Interventions - AHEC.....	7,594,659	
	Surveillance & Evaluation.....	6,034,130	
	Administration & Management.....	1,370,633	
	From the funds in Specific Appropriation 460, the Department of Health may use nicotine replacements and other treatments approved by the federal Food and Drug Administration as part of smoking cessation interventions.		
	All contracts awarded through this Specific Appropriation shall include performance measures and measurable outcomes. The Department of Health shall establish specific performance and accountability criteria for all intervention and evaluation contracts. The criteria shall be based on best medical practices, past smoking cessation experience, the federal Centers for Disease Control and Prevention Best Practices for Comprehensive Tobacco Control Programs, and the ability to impact the broadest population.		
461	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	17,170	
	FROM ADMINISTRATIVE TRUST FUND		1,296
	FROM RAPE CRISIS PROGRAM TRUST FUND		648
	FROM FEDERAL GRANTS TRUST FUND		63,718
	FROM GRANTS AND DONATIONS TRUST FUND		440
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		7,304
	FROM PREVENTIVE HEALTH SERVICES BLOCK GRANT TRUST FUND		2,316
461A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - HEALTH FACILITIES FROM GENERAL REVENUE FUND	575,000	
	From the funds in Specific Appropriation 461A, \$575,000 in		

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nonrecurring funds from the General Revenue Fund is provided for the following projects:

Health Care Network of Southwest Florida - Naples Primary Care Clinic.....	500,000	
Sacred Heart Health System - Neonatal Intensive Care Unit (NICU) Expansion.....	75,000	

TOTAL: COMMUNITY HEALTH PROMOTION		
FROM GENERAL REVENUE FUND	150,768,554	
FROM TRUST FUNDS		623,531,255
TOTAL POSITIONS	229.50	
TOTAL ALL FUNDS		774,299,809

DISEASE CONTROL AND HEALTH PROTECTION

APPROVED SALARY RATE 14,579,846

462 SALARIES AND BENEFITS POSITIONS	321.50	
FROM GENERAL REVENUE FUND	3,310,366	
FROM ADMINISTRATIVE TRUST FUND		2,116,777
FROM FEDERAL GRANTS TRUST FUND		12,196,296
FROM GRANTS AND DONATIONS TRUST FUND		1,834,272
FROM OPERATIONS AND MAINTENANCE TRUST FUND		59,667
FROM RADIATION PROTECTION TRUST FUND		299,756

463 OTHER PERSONAL SERVICES		
FROM GENERAL REVENUE FUND	52,386	
FROM ADMINISTRATIVE TRUST FUND		71,060
FROM FEDERAL GRANTS TRUST FUND		884,095
FROM GRANTS AND DONATIONS TRUST FUND		57,197
FROM OPERATIONS AND MAINTENANCE TRUST FUND		20,505

464 EXPENSES		
FROM GENERAL REVENUE FUND	1,157,442	
FROM ADMINISTRATIVE TRUST FUND		964,928
FROM FEDERAL GRANTS TRUST FUND		8,032,724
FROM GRANTS AND DONATIONS TRUST FUND		344,592
FROM OPERATIONS AND MAINTENANCE TRUST FUND		727,934
FROM RADIATION PROTECTION TRUST FUND		60,615

465 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - AIDS PATIENT CARE		
FROM GENERAL REVENUE FUND	12,775,831	
FROM FEDERAL GRANTS TRUST FUND		7,560,522

From the funds in Specific Appropriation 465, \$166,024 from the General Revenue Fund is provided to the North Broward Hospital District to increase the provision of services to individuals with HIV/AIDS and purchase a mobile testing unit to assess patients in the field and assign them to community care.

466 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - RYAN WHITE CONSORTIA		
FROM FEDERAL GRANTS TRUST FUND		20,754,358

Funds in Specific Appropriation 466 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.

467 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - STATEWIDE ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) NETWORKS		
FROM GENERAL REVENUE FUND	10,463,853	

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468 AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS		
FROM GENERAL REVENUE FUND	14,662,823	
FROM ADMINISTRATIVE TRUST FUND		427,426
FROM GRANTS AND DONATIONS TRUST FUND		2,194,571

469 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	2,500	
FROM ADMINISTRATIVE TRUST FUND		15,000
FROM FEDERAL GRANTS TRUST FUND		210,024

469A LUMP SUM OFFICE OF COMPASSIONATE USE STAFFING AND OPERATIONS POSITIONS	3.00	
FROM GRANTS AND DONATIONS TRUST FUND		380,472

Funds in Specific Appropriation 469A are provided for the operations and staffing of the Office of Compassionate Use pursuant to sections 381.986(5) and 385.212, Florida Statutes. The Department of Health is authorized to submit budget amendments for the release of the lump sum appropriation pursuant to the provisions of chapter 216, Florida Statutes. Rate may be established for these positions at an amount not to exceed 187,149.

470 SPECIAL CATEGORIES CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	1,115,183	
FROM ADMINISTRATIVE TRUST FUND		335,165
FROM FEDERAL GRANTS TRUST FUND		6,104,690
FROM GRANTS AND DONATIONS TRUST FUND		838,038
FROM OPERATIONS AND MAINTENANCE TRUST FUND		609,948
FROM RADIATION PROTECTION TRUST FUND		1,500

From the funds in Specific Appropriation 470, \$450,000 from the General Revenue Fund is provided to the Birth Defects Registry.

471 SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	2,530,876	
FROM FEDERAL GRANTS TRUST FUND		11,896,717

From the funds in Specific Appropriation 471, \$1,000,000 in nonrecurring funds from the General Revenue Fund is provided for Florida academic and research institutions designated as Centers for AIDS Research (CFAR) by the National Institutes of Health to enhance high quality HIV/AIDS research projects conducted in response to the health needs of Florida's citizens.

472 SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED PROFESSIONAL SERVICES		
FROM GENERAL REVENUE FUND	1,995,141	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		3,000,000

473 SPECIAL CATEGORIES GRANTS AND AIDS - ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) INSURANCE CONTINUATION PROGRAM		
FROM GENERAL REVENUE FUND	6,454,951	
FROM FEDERAL GRANTS TRUST FUND		8,516,293

474 SPECIAL CATEGORIES PURCHASED CLIENT SERVICES		
FROM GENERAL REVENUE FUND	498,687	
FROM OPERATIONS AND MAINTENANCE TRUST FUND		252,395

475 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	96,085	

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	FROM OPERATIONS AND MAINTENANCE TRUST FUND		200,945
476	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	21,756	
	FROM ADMINISTRATIVE TRUST FUND		1,748
	FROM FEDERAL GRANTS TRUST FUND		33,798
477	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	32,955	
	FROM ADMINISTRATIVE TRUST FUND		11,709
	FROM FEDERAL GRANTS TRUST FUND		94,066
	FROM GRANTS AND DONATIONS TRUST FUND		12,315
	FROM RADIATION PROTECTION TRUST FUND		1,620
478	SPECIAL CATEGORIES OUTREACH FOR PREGNANT WOMEN FROM GENERAL REVENUE FUND	500,000	
TOTAL:	DISEASE CONTROL AND HEALTH PROTECTION FROM GENERAL REVENUE FUND	55,670,835	
	FROM TRUST FUNDS		91,123,738
	TOTAL POSITIONS	324.50	
	TOTAL ALL FUNDS		146,794,573
COUNTY HEALTH DEPARTMENTS LOCAL HEALTH NEEDS			
	APPROVED SALARY RATE	441,792,482	
479	SALARIES AND BENEFITS POSITIONS FROM COUNTY HEALTH DEPARTMENT TRUST FUND	10,995.07	
			562,849,999
480	OTHER PERSONAL SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		54,149,586
481	EXPENSES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		125,957,059
482	AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS FROM GENERAL REVENUE FUND	122,826,260	
483	AID TO LOCAL GOVERNMENTS COMMUNITY HEALTH INITIATIVES FROM GENERAL REVENUE FUND	2,105,274	
	FROM COUNTY HEALTH DEPARTMENT TRUST FUND		500,000
484	OPERATING CAPITAL OUTLAY FROM COUNTY HEALTH DEPARTMENT TRUST FUND		10,235,802
485	LUMP SUM COUNTY HEALTH DEPARTMENTS POSITIONS	50.00	
486	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		1,809,253
487	SPECIAL CATEGORIES CONTRACTED SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		78,559,007

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488	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM COUNTY HEALTH DEPARTMENT TRUST FUND		27,500
489	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM COUNTY HEALTH DEPARTMENT TRUST FUND		6,305,145
490	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM COUNTY HEALTH DEPARTMENT TRUST FUND		3,809,117
491	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COUNTY HEALTH DEPARTMENT TRUST FUND		2,926,561
492	FIXED CAPITAL OUTLAY CONSTRUCTION, RENOVATION, AND EQUIPMENT - COUNTY HEALTH DEPARTMENTS FROM COUNTY HEALTH DEPARTMENT TRUST FUND		2,000,000
	From the funds in Specific Appropriation 492, the following project is funded from nonrecurring funds in the County Health Department Trust Fund:		
	Brevard County Health Department - Replacement Facility Completion		2,000,000
493	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
TOTAL:	COUNTY HEALTH DEPARTMENTS LOCAL HEALTH NEEDS FROM GENERAL REVENUE FUND	124,931,534	
	FROM TRUST FUNDS		856,662,989
	TOTAL POSITIONS	11,045.07	
	TOTAL ALL FUNDS		981,594,523
STATEWIDE PUBLIC HEALTH SUPPORT SERVICES			
	APPROVED SALARY RATE	30,498,450	
494	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	739.00	
	FROM ADMINISTRATIVE TRUST FUND		1,313,366
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND		2,788,865
	FROM FEDERAL GRANTS TRUST FUND		9,749,848
	FROM GRANTS AND DONATIONS TRUST FUND		824,740
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		2,437,040
	FROM PLANNING AND EVALUATION TRUST FUND		11,466,122
	FROM RADIATION PROTECTION TRUST FUND		5,974,635
495	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		10,000
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND		607,471
	FROM FEDERAL GRANTS TRUST FUND		470,325
	FROM GRANTS AND DONATIONS TRUST FUND		64,047
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		598,329

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	FROM PLANNING AND EVALUATION TRUST FUND		841,396
	FROM RADIATION PROTECTION TRUST FUND		42,246
496	EXPENSES		
	FROM GENERAL REVENUE FUND	556,047	
	FROM ADMINISTRATIVE TRUST FUND		250,408
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND		770,404
	FROM FEDERAL GRANTS TRUST FUND		4,251,688
	FROM GRANTS AND DONATIONS TRUST FUND		272,116
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		632,117
	FROM PLANNING AND EVALUATION TRUST FUND		13,224,776
	FROM RADIATION PROTECTION TRUST FUND		1,647,943
497	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LOCAL HEALTH COUNCILS FROM GRANTS AND DONATIONS TRUST FUND		1,006,000
498	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EMERGENCY MEDICAL SERVICES COUNTY GRANTS FROM EMERGENCY MEDICAL SERVICES TRUST FUND		2,696,675
499	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - EMERGENCY MEDICAL SERVICES MATCHING GRANTS FROM EMERGENCY MEDICAL SERVICES TRUST FUND		3,181,461
500	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		261,466
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		9,000
	FROM PLANNING AND EVALUATION TRUST FUND		128,302
	FROM RADIATION PROTECTION TRUST FUND		142,997
501	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM RADIATION PROTECTION TRUST FUND		210,856
502	SPECIAL CATEGORIES GRANTS AND AIDS - STRENGTHENING DOMESTIC SECURITY - BIOTERRORISM ENHANCEMENTS - HEALTH AND HOSPITALS FROM FEDERAL GRANTS TRUST FUND		21,143,607
503	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	237,564	
	FROM ADMINISTRATIVE TRUST FUND		240,623
	FROM EMERGENCY MEDICAL SERVICES TRUST FUND		515,458
	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		4,228,469
	FROM RADIATION PROTECTION TRUST FUND		148,500

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504	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND		1,620,536
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		1,321,507
	From the funds in Specific Appropriation 504, \$75,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.		
	From the funds in Specific Appropriation 504, \$300,000 from the General Revenue Fund is provided to A Safe Haven for Newborns.		
505	SPECIAL CATEGORIES DRUGS, VACCINES AND OTHER BIOLOGICALS		
	FROM GENERAL REVENUE FUND	23,977,280	
	FROM FEDERAL GRANTS TRUST FUND		119,154,984
	FROM GRANTS AND DONATIONS TRUST FUND		18,140,807
	Funds in Specific Appropriation 505 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.		
506	SPECIAL CATEGORIES GRANTS AND AIDS - RURAL HEALTH NETWORK GRANTS		
	FROM GENERAL REVENUE FUND	500,000	
	FROM FEDERAL GRANTS TRUST FUND		799,305
507	SPECIAL CATEGORIES BRAIN AND SPINAL CORD HOME AND COMMUNITY BASED SERVICES WAIVER		
	FROM GENERAL REVENUE FUND	3,761,214	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		12,074,833
	From the funds in Specific Appropriation 507, \$394,820 from the General Revenue Fund and \$602,955 from the Brain and Spinal Cord Injury Program Trust Fund are provided to expand the current Traumatic Brain Injury/Spinal Cord Injury Medicaid Waiver to serve an additional 25 individuals. The funding shall be used to reduce the current waitlist for those individuals that are at the greatest risk for institutionalization or developing secondary complications requiring hospitalization.		
508	SPECIAL CATEGORIES CYSTIC FIBROSIS HOME AND COMMUNITY BASED SERVICES WAIVER		
	FROM GENERAL REVENUE FUND	977,819	
	FROM FEDERAL GRANTS TRUST FUND		1,493,295
509	SPECIAL CATEGORIES PURCHASED CLIENT SERVICES		
	FROM GENERAL REVENUE FUND	1,000,000	
	FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		1,676,352
510	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	3,200,942	
	FROM PLANNING AND EVALUATION TRUST FUND		158,980
	FROM RADIATION PROTECTION TRUST FUND		14,575
511	SPECIAL CATEGORIES GRANTS AND AIDS - STATE AND FEDERAL DISASTER RELIEF OPERATIONS FROM FEDERAL GRANTS TRUST FUND		1,000,000

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512	SPECIAL CATEGORIES GRANTS AND AIDS - TRAUMA CARE FROM EMERGENCY MEDICAL SERVICES TRUST FUND		12,093,747
513	SPECIAL CATEGORIES GRANTS AND AIDS - SPINAL CORD RESEARCH FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND		4,000,000
514	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM EMERGENCY MEDICAL SERVICES TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND FROM PLANNING AND EVALUATION TRUST FUND FROM RADIATION PROTECTION TRUST FUND	13,755	1,639 55,064 2,304 47,576 97,561 3,052
515	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM EMERGENCY MEDICAL SERVICES TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM BRAIN AND SPINAL CORD INJURY REHABILITATION TRUST FUND FROM PLANNING AND EVALUATION TRUST FUND FROM RADIATION PROTECTION TRUST FUND	92,835	4,373 21,102 60,830 5,875 19,835 73,475 35,438
516	SPECIAL CATEGORIES MEDICALLY FRAGILE ENHANCEMENT PAYMENT FROM GENERAL REVENUE FUND		610,020
518	FIXED CAPITAL OUTLAY AMERICANS WITH DISABILITIES ACT - STATEWIDE FROM GENERAL REVENUE FUND		2,214,350
From the funds in Specific Appropriation 518, \$2,214,350 in nonrecurring funds from the General Revenue Fund is provided for Americans with Disabilities Act (ADA) accessibility modifications to state facilities.			
519	FIXED CAPITAL OUTLAY HEALTH FACILITIES REPAIR AND MAINTENANCE - STATEWIDE FROM GENERAL REVENUE FUND FROM RADIATION PROTECTION TRUST FUND		3,633,207 624,800
From the funds in Specific Appropriation 519, \$3,633,207 in nonrecurring funds from the General Revenue Fund and \$624,800 in nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:			
	Jacksonville Laboratory		3,633,207
	Orlando Health Physics Lab		624,800

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TOTAL: STATEWIDE PUBLIC HEALTH SUPPORT SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS		49,604,014	267,221,634
TOTAL POSITIONS		739.00	
TOTAL ALL FUNDS			316,825,648
PROGRAM: CHILDREN'S MEDICAL SERVICES			
CHILDREN'S SPECIAL HEALTH CARE			
APPROVED SALARY RATE		30,940,963	
520	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM DONATIONS TRUST FUND FROM FEDERAL GRANTS TRUST FUND		723.00 17,315,446 15,937,407 6,728,943
521	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM DONATIONS TRUST FUND FROM FEDERAL GRANTS TRUST FUND		140,466 89,063 401,805
522	EXPENSES FROM GENERAL REVENUE FUND FROM DONATIONS TRUST FUND FROM FEDERAL GRANTS TRUST FUND		1,312,787 3,590,549 2,672,081
523	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM DONATIONS TRUST FUND FROM FEDERAL GRANTS TRUST FUND		29,319 35,629 106,825
524	SPECIAL CATEGORIES GRANTS AND AIDS - CHILDREN'S MEDICAL SERVICES NETWORK FROM GENERAL REVENUE FUND FROM DONATIONS TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		27,771,967 159,393,674 553,738 300,400 8,258,090 1,613,263
Funds in Specific Appropriation 524 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 of Health. 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 524, the Department of Health 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 524, \$100,000 in nonrecurring funds from the General Revenue Fund is provided to Supervention Therapy Academy, Inc., to provide comprehensive health care services to uninsured and underinsured children and families who are at-risk for or have special health care needs.			
525	SPECIAL CATEGORIES GRANTS AND AIDS - MEDICAL SERVICES FOR ABUSED/NEGLECTED CHILDREN FROM GENERAL REVENUE FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		15,108,434 5,763,295

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526	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM DONATIONS TRUST FUND	1,982,067	
	FROM FEDERAL GRANTS TRUST FUND	82,405	
	FROM MATERNAL AND CHILD HEALTH BLOCK GRANT TRUST FUND		281,710
527	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	1,058,501	
528	SPECIAL CATEGORIES POISON CONTROL CENTER		
	FROM GENERAL REVENUE FUND	1,591,693	
529	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	162,816	
	FROM DONATIONS TRUST FUND		508,134
530	SPECIAL CATEGORIES GRANTS AND AIDS - DEVELOPMENTAL EVALUATION AND INTERVENTION SERVICES/PART C		
	FROM GENERAL REVENUE FUND	35,518,428	
	FROM FEDERAL GRANTS TRUST FUND		23,853,779
	From the funds in Specific Appropriation 530, \$3,839,499 from the General Revenue Fund is provided as the state match for Medicaid reimbursable early intervention services in Specific Appropriation 192.		
	From the funds in Specific Appropriation 530, \$3,287,009 from the General Revenue Fund is provided to increase direct services for the Early Steps program. These funds may be used as state match for Medicaid reimbursable early intervention services in Specific Appropriation 192.		
	From the funds in Specific Appropriation 530, at least 85 percent of funds distributed to Local Early Steps providers must be spent on direct client services.		
531	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
532	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	147,309	
	FROM DONATIONS TRUST FUND		106,012
	FROM FEDERAL GRANTS TRUST FUND		43,838
TOTAL:	CHILDREN'S SPECIAL HEALTH CARE		
	FROM GENERAL REVENUE FUND	100,239,175	
	FROM TRUST FUNDS		232,499,823
	TOTAL POSITIONS	723.00	
	TOTAL ALL FUNDS		332,738,998
PROGRAM: HEALTH CARE PRACTITIONER AND ACCESS			
MEDICAL QUALITY ASSURANCE			
	APPROVED SALARY RATE	22,614,983	
534	SALARIES AND BENEFITS POSITIONS	595.00	
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		32,005,433
535	OTHER PERSONAL SERVICES		
	FROM GRANTS AND DONATIONS TRUST FUND		238,222
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		5,453,615

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536	EXPENSES		
	FROM FEDERAL GRANTS TRUST FUND		17,775
	FROM GRANTS AND DONATIONS TRUST FUND		60,373
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		7,017,286
537	OPERATING CAPITAL OUTLAY		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		57,604
539	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		21,000
540	SPECIAL CATEGORIES UNLICENSED ACTIVITIES		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		1,173,452
541	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		441,513
542	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
543	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		402,952
544	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		339,364
545	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GRANTS AND DONATIONS TRUST FUND		406
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		224,807
545A	QUALIFIED EXPENDITURE CATEGORY MEDICAL QUALITY ASSURANCE LICENSURE SYSTEM		
	FROM MEDICAL QUALITY ASSURANCE TRUST FUND		2,166,740
	From the funds in Specific Appropriation 545A, \$2,166,740 in nonrecurring funds from the Medical Quality Assurance Trust Fund is provided to upgrade the existing functionality of the Medical Quality Assurance Licensing and Enforcement Information Database System. The Department of Health is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include detailed operational work plans and spending plans. The department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Committee on Appropriations and the House Appropriations Committee that shall include a description of the progress made to date for each project milestone, planned and actual deliverable completion dates, planned and actual costs incurred, and current issues and risks being managed.		

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TOTAL: MEDICAL QUALITY ASSURANCE			
FROM TRUST FUNDS		63,767,513	
TOTAL POSITIONS	595.00		
TOTAL ALL FUNDS		63,767,513	
PROGRAM: DISABILITY DETERMINATIONS			
DISABILITY BENEFITS DETERMINATION			
APPROVED SALARY RATE	47,840,084		
546 SALARIES AND BENEFITS POSITIONS	1,110.00		
FROM GENERAL REVENUE FUND		619,801	
FROM FEDERAL GRANTS TRUST FUND		688,887	
FROM U.S. TRUST FUND		69,037,544	
547 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	4,996		
FROM FEDERAL GRANTS TRUST FUND		27,001	
FROM U.S. TRUST FUND		19,391,282	
548 EXPENSES			
FROM GENERAL REVENUE FUND	139,839		
FROM FEDERAL GRANTS TRUST FUND		198,434	
FROM U.S. TRUST FUND		22,885,330	
549 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	4,000		
FROM FEDERAL GRANTS TRUST FUND		4,000	
FROM U.S. TRUST FUND		1,212,620	
550 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	135,331		
FROM FEDERAL GRANTS TRUST FUND		79,818	
FROM U.S. TRUST FUND		35,481,799	
551 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	1,784		
FROM FEDERAL GRANTS TRUST FUND		1,784	
FROM U.S. TRUST FUND		372,893	
552 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM FEDERAL GRANTS TRUST FUND		1,000	
FROM U.S. TRUST FUND		2,334	
553 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	3,591		
FROM FEDERAL GRANTS TRUST FUND		3,562	
FROM U.S. TRUST FUND		385,331	
TOTAL: DISABILITY BENEFITS DETERMINATION			
FROM GENERAL REVENUE FUND	909,342		
FROM TRUST FUNDS		149,773,619	
TOTAL POSITIONS	1,110.00		
TOTAL ALL FUNDS		150,682,961	
TOTAL: HEALTH, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	492,750,123		
FROM TRUST FUNDS		2,332,084,908	
TOTAL POSITIONS	15,174.57		
TOTAL ALL FUNDS		2,824,835,031	
TOTAL APPROVED SALARY RATE	619,125,386		

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VETERANS' AFFAIRS, DEPARTMENT OF			
PROGRAM: SERVICES TO VETERANS' PROGRAM			
VETERANS' HOMES			
APPROVED SALARY RATE	31,648,398		
554 SALARIES AND BENEFITS POSITIONS	978.00		
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		46,701,507	
555 OTHER PERSONAL SERVICES			
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		3,133,234	
556 EXPENSES			
FROM GRANTS AND DONATIONS TRUST			
FUND		25,000	
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		16,852,223	
557 OPERATING CAPITAL OUTLAY			
FROM GRANTS AND DONATIONS TRUST			
FUND		25,000	
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		366,994	
558 FOOD PRODUCTS			
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		3,226,561	
559 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		23,750	
560 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		9,381,854	
561 SPECIAL CATEGORIES			
RECREATIONAL EQUIPMENT AND SUPPLIES			
FROM GRANTS AND DONATIONS TRUST			
FUND		72,500	
562 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		2,639,487	
563 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		353,143	
564 FIXED CAPITAL OUTLAY			
STATE NURSING HOME FOR VETERANS - DMS MGD			
FROM FEDERAL GRANTS TRUST FUND		1,300,000	
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		700,000	
Funds in Specific Appropriation 564 are provided for the continued construction of a seventh State Veterans' Nursing Home in St. Lucie County.			
565 FIXED CAPITAL OUTLAY			
ADDITIONS AND IMPROVEMENTS TO THE			
VETERANS' HOMES			
FROM FEDERAL GRANTS TRUST FUND		7,150,000	
FROM OPERATIONS AND MAINTENANCE			
TRUST FUND		3,850,000	
From the funds in Specific Appropriation 565, \$1,925,000 in			

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nonrecurring funds from the Operations and Maintenance Trust Fund and \$3,575,000 in nonrecurring funds from the Federal Grants Trust Fund are provided to support maintenance and repairs to the Douglas T. Jacobson State Veterans' Nursing Home in Port Charlotte.

From the funds in Specific Appropriation 565, \$1,925,000 in nonrecurring funds from the Operations and Maintenance Trust Fund and \$3,575,000 in nonrecurring funds from the Federal Grants Trust Fund are provided to support maintenance and repairs to the Alexander Niningger State Veterans' Nursing Home in Pembroke Pines.

566	FIXED CAPITAL OUTLAY MAINTENANCE AND REPAIR OF STATE-OWNED RESIDENTIAL FACILITIES FOR VETERANS FROM STATE HOMES FOR VETERANS TRUST FUND		1,438,800
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Funds in Specific Appropriation 566 are provided to support the following maintenance and repair projects:

Lake City State Veterans' Home.....	200,000
Daytona Beach State Veterans' Home.....	532,500
Land o' Lakes State Veterans' Home.....	46,000
Pembroke Pines State Veterans' Home.....	240,000
Panama City State Veterans' Home.....	190,300
Port Charlotte State Veterans' Home.....	130,000
St. Augustine State Veterans' Home.....	100,000

TOTAL: VETERANS' HOMES FROM TRUST FUNDS		97,240,053
TOTAL POSITIONS	978.00	
TOTAL ALL FUNDS		97,240,053

EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	1,662,877	
567	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	27.50 2,270,847	92,618
568	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	21,315	
569	EXPENSES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	667,336	409,464
570	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	120,512	59,200
571	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	110,882	458,000
572	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	9,466	
573	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	9,449	344
574	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND	11,026	

SECTION 3 - HUMAN SERVICES

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	3,220,833	1,019,626
TOTAL POSITIONS	27.50	
TOTAL ALL FUNDS		4,240,459

VETERANS' BENEFITS AND ASSISTANCE

	APPROVED SALARY RATE	4,538,017	
575	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	100.00 4,269,188	1,720,720
576	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	12,000	10,000
577	EXPENSES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	208,653	213,183
578	OPERATING CAPITAL OUTLAY FROM OPERATIONS AND MAINTENANCE TRUST FUND		5,827
579	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	152,569	4,000
From the funds in Specific Appropriation 579, \$150,000 in nonrecurring funds from the General Revenue Fund is provided to Disabled Veterans Insurance Careers Inc. for career training and job placement.			
580	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM OPERATIONS AND MAINTENANCE TRUST FUND	7,036	14,509
581	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	27,004	8,163
TOTAL: VETERANS' BENEFITS AND ASSISTANCE FROM GENERAL REVENUE FUND FROM TRUST FUNDS	4,676,450	1,976,402	
TOTAL POSITIONS	100.00		
TOTAL ALL FUNDS		6,652,852	
VETERANS EMPLOYMENT AND TRAINING SERVICES			
582	AID TO LOCAL GOVERNMENTS FLORIDA IS FOR VETERANS, INC.-OPERATIONS FROM GENERAL REVENUE FUND	459,374	
TOTAL: VETERANS' AFFAIRS, DEPARTMENT OF FROM GENERAL REVENUE FUND FROM TRUST FUNDS	8,356,657	100,236,081	
TOTAL POSITIONS	1,105.50		
TOTAL ALL FUNDS		108,592,738	
TOTAL APPROVED SALARY RATE	37,849,292		

SECTION 3 - HUMAN SERVICES

TOTAL OF SECTION 3

FROM GENERAL REVENUE FUND	8,260,651,905	
FROM TRUST FUNDS		26,967,098,730
TOTAL POSITIONS	33,031.57	
TOTAL ALL FUNDS	35,227,750,635	

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 Florida Commission on Offender Review 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 583 through 771, 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 continue to submit an annual report on the state prison system to the Governor and to the Legislature using a uniform format and uniform methodologies. The report 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, 2016.

From the funds in Specific Appropriations 583 through 771, the Department of Corrections shall prepare a report detailing the amount of overtime expended per facility; the number of positions in overlap, with justification for each overlapped position; and identifying the number of unfunded positions that may be eliminated. The report shall be submitted to the chairs of the Senate Appropriations Committee and the House Appropriations Committee by January 1, 2016.

From the funds in Specific Appropriations 583 through 771, 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.

From the funds in Specific Appropriations 583 through 771 the Department of Corrections may work within its existing budget, including applicable grants, to implement any corrective action plan that is developed as the result of a Prison Rape Elimination Act audit conducted in accordance with Title 23, Part 115 of the Code of Federal Regulations. The department may request additional resources required through the Legislative Budget Request process as defined in chapter 216, Florida Statutes.

PROGRAM: DEPARTMENT ADMINISTRATION

BUSINESS SERVICE CENTERS

APPROVED SALARY RATE	9,350,293
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SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

583	SALARIES AND BENEFITS	POSITIONS	239.00	
	FROM GENERAL REVENUE FUND		12,300,932	
	FROM ADMINISTRATIVE TRUST FUND			836,906
584	EXPENSES			
	FROM GENERAL REVENUE FUND		79,817	
	FROM ADMINISTRATIVE TRUST FUND			383,494
585	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		46,507	
586	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		143,959	
587	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		2,315	
588	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		2,386	
TOTAL:	BUSINESS SERVICE CENTERS			
	FROM GENERAL REVENUE FUND		12,575,916	
	FROM TRUST FUNDS			1,220,400
	TOTAL POSITIONS		239.00	
	TOTAL ALL FUNDS			13,796,316
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE		12,989,849	
589	SALARIES AND BENEFITS	POSITIONS	236.00	
	FROM GENERAL REVENUE FUND		14,743,228	
	FROM ADMINISTRATIVE TRUST FUND			2,611,163
	FROM CRIMINAL JUSTICE STANDARDS			
	AND TRAINING TRUST FUND			88,010
590	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		24,523	
	FROM ADMINISTRATIVE TRUST FUND			318,403
591	EXPENSES			
	FROM GENERAL REVENUE FUND		946,141	
	FROM ADMINISTRATIVE TRUST FUND			491,826
	FROM CRIMINAL JUSTICE STANDARDS			
	AND TRAINING TRUST FUND			1,083,200
592	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		20,227	
	FROM ADMINISTRATIVE TRUST FUND			30,160
	FROM CRIMINAL JUSTICE STANDARDS			
	AND TRAINING TRUST FUND			240,600
	FROM FEDERAL GRANTS TRUST FUND			101,840
593	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE			
	HEARINGS			
	FROM GENERAL REVENUE FUND		92,849	
594	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		488,509	
	FROM CRIMINAL JUSTICE STANDARDS			
	AND TRAINING TRUST FUND			200,000
	FROM FEDERAL GRANTS TRUST FUND			347,650
595	SPECIAL CATEGORIES			
	TRANSFER TO GENERAL REVENUE FUND			
	FROM FEDERAL GRANTS TRUST FUND			6,300,000

Funds in Specific Appropriation 595 are from reimbursements from the

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

United States Government for incarcerating aliens in Florida's prisons. If total reimbursements exceed \$6,300,000, the Department of Corrections 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.

596	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		355,099	
597	SPECIAL CATEGORIES			
	TENANT BROKER COMMISSIONS			
	FROM ADMINISTRATIVE TRUST FUND			313,068
598	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		36,220	
599	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		7,307,210	
	FROM ADMINISTRATIVE TRUST FUND			49,352
	FROM CORRECTIONAL WORK PROGRAM			
	TRUST FUND			101,782
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND		24,014,006	
	FROM TRUST FUNDS			12,277,054
	TOTAL POSITIONS		236.00	
	TOTAL ALL FUNDS			36,291,060
INFORMATION TECHNOLOGY				
	APPROVED SALARY RATE		8,041,253	
600	SALARIES AND BENEFITS	POSITIONS	161.50	
	FROM GENERAL REVENUE FUND		10,278,338	
	FROM ADMINISTRATIVE TRUST FUND			1,155,377
601	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		13,500	
602	EXPENSES			
	FROM GENERAL REVENUE FUND		909,224	
	FROM ADMINISTRATIVE TRUST FUND			24,271
603	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		127,720	
604	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		2,084,778	
	FROM ADMINISTRATIVE TRUST FUND			7,812
605	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		52,785	
606	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM GENERAL REVENUE FUND		45,329	
607	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		1,270	
608	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		1,023	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

609	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND	9,327,722	
610	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES FROM GENERAL REVENUE FUND	102,717	
TOTAL:	INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND FROM TRUST FUNDS	22,944,406	1,187,460
	TOTAL POSITIONS TOTAL ALL FUNDS	161.50	24,131,866

PROGRAM: SECURITY AND INSTITUTIONAL OPERATIONS

From the funds in Specific Appropriations 621, 633 and 646, a total of \$1,074,362 is provided as payment in lieu of ad valorem taxation for distribution to local government taxing authorities. Funding is provided as follows: \$269,324 for the Bay Correctional Facility, \$339,242 for the Moore Haven Correctional Facility, \$275,560 for the South Bay Correctional Facility, \$100,000 for the Gadsden Correctional Facility and \$90,236 for the Lake City 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.

Funds and positions in Specific Appropriations 583 through 720 and 733 through 771 support the state's inmate population. These funds and positions are sufficient to provide housing and security for 100,290 inmates when fully annualized. Variable expenses, maintenance, and health services funds are provided for an average daily population of 100,359 inmates.

Funds and positions in Specific Appropriations 583 through 720 and 733 through 771 are provided to address security needs for the prison population expected in Fiscal Year 2015-2016, as projected by the Criminal Justice Estimating Conference.

ADULT MALE CUSTODY OPERATIONS

	APPROVED SALARY RATE	344,517,114	
611	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	8,835.00 473,886,539	377,917
612	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	4,952,855	91,000
613	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	17,966,978	216,949 240,389
	From the funds in Specific Appropriation 613, \$142,900 from recurring general revenue funds is provided to the City of Pahokee as a payment in lieu of taxes for the Sago Palm facility.		
614	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	303,666	100,000 250,000

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

615	FOOD PRODUCTS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	40,890,048	83,421
616	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	6,527,696	273,617
617	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	3,683,962	118,172
618	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	523,270	
619	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM SALE OF GOODS AND SERVICES CLEARING TRUST FUND	17,011,938	1,148,049
620	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	4,280,949	
621	SPECIAL CATEGORIES PRIVATE PRISON OPERATIONS FROM GENERAL REVENUE FUND FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND	118,036,211	1,300,586
	From funds in Specific Appropriation 621, \$109,350 from recurring general revenue funds is provided to the Department of Management Services, Bureau of Private Prison Monitoring, to pay for subject matter experts to conduct medical and mental health site visits of the medical department of private prisons and perform quality management audits no longer performed by the Department of Corrections.		
622	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	517,746	
623	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	337,288	
TOTAL:	ADULT MALE CUSTODY OPERATIONS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	688,919,146	4,200,100
	TOTAL POSITIONS TOTAL ALL FUNDS	8,835.00	693,119,246
	ADULT AND YOUTHFUL OFFENDER FEMALE CUSTODY OPERATIONS		
	APPROVED SALARY RATE	35,264,508	
624	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	813.00 38,646,017	134,481
625	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	367,773	32,884
626	EXPENSES FROM GENERAL REVENUE FUND	1,994,239	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND		50,703	
627	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND	2,406,265		
	FROM GRANTS AND DONATIONS TRUST FUND		15,841	
628	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	625,305		
629	SPECIAL CATEGORIES			
	FOOD SERVICE AND PRODUCTION			
	FROM GENERAL REVENUE FUND	180,841		
	FROM GRANTS AND DONATIONS TRUST FUND		22,509	
630	SPECIAL CATEGORIES			
	OVERTIME			
	FROM GENERAL REVENUE FUND	469,295		
631	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	3,968,472		
632	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	341,923		
633	SPECIAL CATEGORIES			
	PRIVATE PRISON OPERATIONS			
	FROM GENERAL REVENUE FUND	24,664,194		
	FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND		597,359	
	From funds in Specific Appropriation 633, \$22,800 from recurring general revenue funds is provided to the Department of Management Services, Bureau of Private Prison Monitoring, to pay for subject matter experts to conduct medical and mental health site visits of the medical department of private prisons and perform quality management audits no longer performed by the Department of Corrections.			
634	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	80,162		
635	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	8,417		
TOTAL:	ADULT AND YOUTHFUL OFFENDER FEMALE CUSTODY OPERATIONS			
	FROM GENERAL REVENUE FUND	73,752,903		
	FROM TRUST FUNDS		853,777	
	TOTAL POSITIONS	813.00		
	TOTAL ALL FUNDS		74,606,680	
MALE YOUTHFUL OFFENDER CUSTODY OPERATIONS				
	APPROVED SALARY RATE	13,334,465		
636	SALARIES AND BENEFITS POSITIONS	102.00		
	FROM GENERAL REVENUE FUND	15,049,529		
	FROM FEDERAL GRANTS TRUST FUND		530,565	
637	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	277,640		
638	EXPENSES			
	FROM GENERAL REVENUE FUND	117,143		
	FROM FEDERAL GRANTS TRUST FUND		24,336	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

639	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	20,185		
	FROM FEDERAL GRANTS TRUST FUND		500,000	
640	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND	1,334,376		
	FROM FEDERAL GRANTS TRUST FUND		483,667	
641	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	29,599		
642	SPECIAL CATEGORIES			
	FOOD SERVICE AND PRODUCTION			
	FROM GENERAL REVENUE FUND	197,340		
	FROM FEDERAL GRANTS TRUST FUND		191,046	
643	SPECIAL CATEGORIES			
	OVERTIME			
	FROM GENERAL REVENUE FUND	486,977		
644	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	2,332,137		
645	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	159,226		
646	SPECIAL CATEGORIES			
	PRIVATE PRISON OPERATIONS			
	FROM GENERAL REVENUE FUND	19,216,164		
	FROM PRIVATELY OPERATED INSTITUTIONS INMATE WELFARE TRUST FUND		195,403	
	From funds in Specific Appropriation 646, \$17,850 from recurring general revenue funds is provided to the Department of Management Services, Bureau of Private Prison Monitoring, to pay for subject matter experts to conduct medical and mental health site visits of the medical department of private prisons and perform quality management audits no longer performed by the Department of Corrections.			
647	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	38,675		
648	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	6,099		
	FROM FEDERAL GRANTS TRUST FUND		702	
TOTAL:	MALE YOUTHFUL OFFENDER CUSTODY OPERATIONS			
	FROM GENERAL REVENUE FUND	39,265,090		
	FROM TRUST FUNDS		1,925,719	
	TOTAL POSITIONS	102.00		
	TOTAL ALL FUNDS		41,190,809	
SPECIALTY CORRECTIONAL INSTITUTION OPERATIONS				
	APPROVED SALARY RATE	191,575,351		
649	SALARIES AND BENEFITS POSITIONS	5,008.00		
	FROM GENERAL REVENUE FUND	264,020,343		
650	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	1,493,683		
651	EXPENSES			
	FROM GENERAL REVENUE FUND	3,772,421		
652	FOOD PRODUCTS			
	FROM GENERAL REVENUE FUND	12,170,243		

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

653	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	1,762,621	
654	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND	1,168,710	
655	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	654,272	
656	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	14,093,595	
657	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	1,669,164	
658	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	283,746	
659	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	80,022	
TOTAL:	SPECIALTY CORRECTIONAL INSTITUTION OPERATIONS FROM GENERAL REVENUE FUND	301,168,820	
	TOTAL POSITIONS	5,008.00	
	TOTAL ALL FUNDS		301,168,820
RECEPTION CENTER OPERATIONS			
	APPROVED SALARY RATE	74,249,259	
660	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	1,985.00 113,487,641	9,372
661	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	874,827	
662	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	3,914,923	31,090
663	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		250,000
664	FOOD PRODUCTS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	6,099,923	32,449
665	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	87,126	
666	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	363,768	46,893
667	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	299,643	
668	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	3,550,991	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

669	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	678,193	
670	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	81,590	
671	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	15,195	
TOTAL:	RECEPTION CENTER OPERATIONS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	129,453,820	369,804
	TOTAL POSITIONS	1,985.00	
	TOTAL ALL FUNDS		129,823,624
PUBLIC SERVICE WORKSQUADS AND WORK RELEASE TRANSITION			
	APPROVED SALARY RATE	39,099,853	
672	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	1,041.00 37,013,695	21,683,887 53,703
The general revenue funds provided in Specific Appropriation 672 are provided to the Department of Corrections to ensure all public worksquads currently funded with general revenue funds are maintained. The department shall, before eliminating any general revenue funded public worksquad officer positions, submit its proposal to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee for review and approval.			
673	EXPENSES FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	678,772	731,792 32,776
674	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	154,907	90,020
675	FOOD PRODUCTS FROM GENERAL REVENUE FUND	1,104,000	
676	LUMP SUM CORRECTIONAL WORK PROGRAMS POSITIONS FROM CORRECTIONAL WORK PROGRAM TRUST FUND	7.00	540,226
Funds and positions in Specific Appropriation 676 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 work squad contracts.			
677	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	29,962,155	284,315
From the funds in Specific Appropriation 677, no privately operated work release center may house more than 200 inmates at any given time.			

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

In addition, each facility with 100 or more inmates in its work release program must have at least one certified correctional officer on premises at all times. A person who was a certified correctional officer at the time of separating or retiring from the Department of Corrections in good standing is considered to be a certified correctional officer for this purpose unless his or her certification has been revoked for misconduct.

678	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM GENERAL REVENUE FUND	203,504	
679	SPECIAL CATEGORIES OVERTIME FROM GENERAL REVENUE FUND	185,998	
680	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	1,190,062	
681	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	308,420	191,099
682	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	40,356	
683	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	2,257	7,331
TOTAL:	PUBLIC SERVICE WORKSQUADS AND WORK RELEASE TRANSITION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	70,844,126	23,615,149
	TOTAL POSITIONS	1,048.00	
	TOTAL ALL FUNDS		94,459,275
ROAD PRISON OPERATIONS			
	APPROVED SALARY RATE	3,881,964	
684	SALARIES AND BENEFITS POSITIONS FROM CORRECTIONAL WORK PROGRAM TRUST FUND	95.00	5,960,641
685	EXPENSES FROM CORRECTIONAL WORK PROGRAM TRUST FUND		499,172
686	FOOD PRODUCTS FROM CORRECTIONAL WORK PROGRAM TRUST FUND		352,549
687	SPECIAL CATEGORIES CONTRACTED SERVICES FROM CORRECTIONAL WORK PROGRAM TRUST FUND		11,284
688	SPECIAL CATEGORIES FOOD SERVICE AND PRODUCTION FROM CORRECTIONAL WORK PROGRAM TRUST FUND		53,567
689	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM CORRECTIONAL WORK PROGRAM TRUST FUND		24,666

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

690	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM CORRECTIONAL WORK PROGRAM TRUST FUND		8,341
TOTAL:	ROAD PRISON OPERATIONS FROM TRUST FUNDS		6,910,220
	TOTAL POSITIONS	95.00	
	TOTAL ALL FUNDS		6,910,220
OFFENDER MANAGEMENT AND CONTROL			
	APPROVED SALARY RATE	46,804,365	
691	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	1,300.00 63,929,624	70,121
692	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	304,814	
693	EXPENSES FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	2,847,301	1,959
694	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	1,602,428	
695	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	31,653	
696	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND FROM CORRECTIONAL WORK PROGRAM TRUST FUND	64,719	1,655
697	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	166,269	
698	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	20,581	
TOTAL:	OFFENDER MANAGEMENT AND CONTROL FROM GENERAL REVENUE FUND FROM TRUST FUNDS	68,967,389	73,735
	TOTAL POSITIONS	1,300.00	
	TOTAL ALL FUNDS		69,041,124
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	8,919,593	
699	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	178.00 12,776,225	
700	OTHER PERSONAL SERVICES FROM GRANTS AND DONATIONS TRUST FUND		75,000
701	EXPENSES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SALE OF GOODS AND SERVICES CLEARING TRUST FUND	1,731,528	226,785 1,678,250

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

702	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	256,642
703	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	2,307,104

From funds in Specific Appropriation 703, \$1,000,000 from recurring general revenue funds is provided to continue the victim notification system (VINE).

Funds in Specific Appropriation 703 are provided to continue implementation of an automated time and attendance system for all prison facilities statewide. The Department of Corrections shall track the date the automated time and attendance system is installed and operational at each facility. A quarterly status report on implementation progress shall be submitted to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

704	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	100,080
705	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	114,940
706	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	1,761

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	17,288,280	
FROM TRUST FUNDS		1,980,035
TOTAL POSITIONS	178.00	
TOTAL ALL FUNDS		19,268,315

CORRECTIONAL FACILITIES MAINTENANCE AND REPAIR

APPROVED SALARY RATE	19,400,138	
707 SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	555.00	25,914,482
708 EXPENSES FROM GENERAL REVENUE FUND		71,005,183
709 OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		364,154
710 SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND		1,254,653
711 SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		4,658,135
712 SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND		4,198,894
713 SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		36,771
714 SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		13,230

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

715	FIXED CAPITAL OUTLAY CORRECTIONAL FACILITIES - LEASE PURCHASE FROM GENERAL REVENUE FUND	60,043,584
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Funds in Specific Appropriation 715 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.....	3,411,594
Moore Haven Correctional Facility (Glades County).....	2,196,600
South Bay Correctional Facility (Palm Beach County).....	5,050,143
Graceville Correctional Facility (Jackson County).....	7,516,473
Blackwater River Correctional Facility (Santa Rosa County)..	10,719,869
Gadsden Correctional Facility.....	2,891,928
Lake City Correctional Facility (Columbia County).....	2,623,107
Denilly Correctional Institution (Polk County).....	1,384,750
Sago Palm Work Camp (Palm Beach County).....	1,473,375
Various DOC Facility Projects - Series 2009 B and C Bonds...	31,617,126

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), 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 715 reflect a reduction of \$12,295,800 in surplus bond construction proceeds.

716	FIXED CAPITAL OUTLAY COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT FROM GENERAL REVENUE FUND	750,000
717	FIXED CAPITAL OUTLAY MAJOR REPAIRS, RENOVATIONS AND IMPROVEMENTS TO MAJOR INSTITUTIONS FROM GENERAL REVENUE FUND	9,992,000
718	FIXED CAPITAL OUTLAY IMPROVEMENTS TO SECURITY SYSTEMS FROM GENERAL REVENUE FUND	1,558,000
720	FIXED CAPITAL OUTLAY NEW, EXPANDED AND IMPROVEMENTS TO MEDICAL FACILITIES FROM GENERAL REVENUE FUND	2,700,000

TOTAL: CORRECTIONAL FACILITIES MAINTENANCE AND REPAIR FROM GENERAL REVENUE FUND	182,489,086
TOTAL POSITIONS	555.00
TOTAL ALL FUNDS	182,489,086

PROGRAM: COMMUNITY CORRECTIONS

COMMUNITY SUPERVISION

APPROVED SALARY RATE	117,296,766	
721 SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	2,791.00	171,750,629
FROM FEDERAL GRANTS TRUST FUND		168,513
722 OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		60,945

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

723	EXPENSES		
	FROM GENERAL REVENUE FUND	2,767,529	
	FROM FEDERAL GRANTS TRUST FUND		64,717
724	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	256,941	
725	SPECIAL CATEGORIES		
	BUILDING/OFFICE RENT PAYMENTS		
	FROM GENERAL REVENUE FUND	12,214,031	
<p>Funds in Specific Appropriation 725 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, 2015. Price level increases are not provided for rent payments for Department of Corrections' private leases in the 2015-2016 fiscal year. No other funds are appropriated or shall be transferred by the department for such increases.</p>			
726	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	140,324	
727	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	4,241,994	
728	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	565,414	
729	SPECIAL CATEGORIES		
	ELECTRONIC MONITORING		
	FROM GENERAL REVENUE FUND	9,122,916	
730	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	250,104	
TOTAL:	COMMUNITY SUPERVISION		
	FROM GENERAL REVENUE FUND	201,370,827	
	FROM TRUST FUNDS		233,230
	TOTAL POSITIONS	2,791.00	
	TOTAL ALL FUNDS		201,604,057

COMMUNITY FACILITY OPERATIONS

731	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	2,816,521	
732	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, funds from Specific Appropriation 732 are provided for Judicial/DOC prison diversion programs for offenders that allow the offender to retain community support and 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 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.

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

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	6,760,737	
733	SALARIES AND BENEFITS		
	POSITIONS	136.50	
	FROM GENERAL REVENUE FUND	9,562,130	
	FROM FEDERAL GRANTS TRUST FUND		384,085
734	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	333,045	
735	EXPENSES		
	FROM GENERAL REVENUE FUND	1,481,817	
736	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	839,761	
737	SPECIAL CATEGORIES		
	INMATE HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	292,029,971	
<p>From the funds in Specific Appropriation 737, \$100,000 from recurring general revenue funds is provided for Hepatitis B vaccinations for inmates.</p>			
738	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - GENERAL DRUGS		
	FROM GENERAL REVENUE FUND	29,572,427	
739	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - PSYCHOTROPIC DRUGS		
	FROM GENERAL REVENUE FUND	4,818,876	
740	SPECIAL CATEGORIES		
	TREATMENT OF INMATES - INFECTIOUS DISEASE		
	DRUGS		
	FROM GENERAL REVENUE FUND	12,092,256	
741	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND		100
742	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	283,202	
TOTAL:	INMATE HEALTH SERVICES		
	FROM GENERAL REVENUE FUND	351,013,585	
	FROM TRUST FUNDS		384,085
	TOTAL POSITIONS	136.50	
	TOTAL ALL FUNDS		351,397,670
TREATMENT OF INMATES WITH INFECTIOUS DISEASES			
743	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND		104,207
744	EXPENSES		
	FROM GENERAL REVENUE FUND	17,083	
	FROM FEDERAL GRANTS TRUST FUND		201,494
745	OPERATING CAPITAL OUTLAY		
	FROM FEDERAL GRANTS TRUST FUND		27,019

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

746	SPECIAL CATEGORIES INMATE HEALTH SERVICES FROM GENERAL REVENUE FUND	2,204,554	
747	SPECIAL CATEGORIES TREATMENT OF INMATES - INFECTIOUS DISEASE DRUGS FROM GENERAL REVENUE FUND	21,536,127	
TOTAL:	TREATMENT OF INMATES WITH INFECTIOUS DISEASES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	23,757,764	332,720
	TOTAL ALL FUNDS		24,090,484

PROGRAM: EDUCATION AND PROGRAMS

ADULT SUBSTANCE ABUSE PREVENTION, EVALUATION AND TREATMENT SERVICES

	APPROVED SALARY RATE	1,609,867	
748	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	33.00 1,632,791	807,678
749	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND		47,762
750	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	68,648	622,815
751	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		45,600
752	SPECIAL CATEGORIES CONTRACT DRUG ABUSE SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	15,510,144	3,072,341
753	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	2,900	50
TOTAL:	ADULT SUBSTANCE ABUSE PREVENTION, EVALUATION AND TREATMENT SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	17,214,483	4,596,246
	TOTAL POSITIONS	33.00	
	TOTAL ALL FUNDS		21,810,729

BASIC EDUCATION SKILLS

	APPROVED SALARY RATE	14,499,020	
754	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	317.00 14,205,257	2,656,419
755	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	2,082,769	608,269
756	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	1,564,563	1,933,823

From funds in Specific Appropriation 756, \$1,500,000 from recurring general revenue funds is provided for an online career education program to serve up to 1,000 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 shall provide a report regarding the progress of the inmates in the online diploma and career certificate programs to the chairs of

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

the Senate Appropriations Committee and the House Appropriations Committee by December 31, 2015.

757	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		472,386
758	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	3,532,096	1,402,052
759	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	105,570	
760	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	20,888	
761	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	12,444	935
TOTAL:	BASIC EDUCATION SKILLS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	21,523,587	7,073,884
	TOTAL POSITIONS	317.00	
	TOTAL ALL FUNDS		28,597,471

ADULT OFFENDER TRANSITION, REHABILITATION AND SUPPORT

	APPROVED SALARY RATE	3,426,816	
762	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	59.00 3,932,828	467,140
763	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	160,469	
764	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	372,770	119,152
765	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		3,000
766	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	8,897,432	324,848

From the funds in Specific Appropriation 766, \$1,225,000 in recurring general revenue funds is provided for Operation New Hope's Ready4Work re-entry initiative. Operation New Hope will provide pre-release risk assessment, a plan-of-care, career development and life skills training, and referrals for incarcerated inmates who may be eligible for Ready4Work program services upon release. Operation New Hope will also provide post-release services including case management, career development and life skills training, life-coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Operation New Hope may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than one year before entry into the Ready4Work program. Eligibility for participation in the Ready4Work program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Duval, Clay, St. Johns, or Nassau counties. The department may request a budget amendment pursuant to chapter 216, Florida Statutes, to transfer funding between Specific Appropriations 616, 628, 641, 726 and 766 in order to serve incarcerated inmates as well as persons under community corrections supervision.

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From the funds in Specific Appropriation 766, \$1,000,000 in recurring general revenue funds is provided for the Ready4Work-Hillsborough re-entry program, which replicates the Operation New Hope Ready4Work program. Ready4Work-Hillsborough will provide pre-release risk assessment, a plan-of-care, career development and life skills training, and referrals for incarcerated inmates who may be eligible for Ready4Work re-entry program services upon release. Ready4Work-Hillsborough will also provide post-release services including case management, career development and life skills training, life-coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Ready4Work-Hillsborough may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than one year before entry into the Ready4Work-Hillsborough re-entry program. Eligibility for participation in the Ready4Work-Hillsborough re-entry program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Hillsborough, Pinellas, Pasco, or Polk counties. The department may request a budget amendment pursuant to chapter 216, Florida Statutes, to transfer funding between Specific Appropriations 616, 628, 641, 726 and 766 in order to serve incarcerated inmates as well as persons under community corrections supervision.

From the funds in Specific Appropriation 766, \$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 seven additional male or female prisons, including Computer Lab, Quest, and Realizing Educational Emotional and Finance Smarts (REEFS) transition programs.

From the funds in Specific Appropriation 766, \$500,000 in recurring general revenue funds is provided for naltrexone extended-release injectable medication to treat alcohol and opioid dependence within the Department of Corrections.

From the funds in Specific Appropriation 766, \$200,000 in recurring general revenue funds is provided for the Bethel Empowerment Foundation Reentry Program. Funds used for startup activities for the Bethel Empowerment Foundation Reentry Program may not exceed 25 percent of the total funds appropriated. Bethel Empowerment Foundation Reentry Program will provide pre-release risk assessment, a plan-of-care, career development and life skills training, and referrals for incarcerated inmates who may be eligible for Bethel Empowerment Foundation Reentry Program services upon release. Bethel Empowerment Foundation Reentry Program will also provide post-release services including case management, career development and life skills training, life-coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Bethel Empowerment Foundation Reentry Program may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than one year before entry into the Bethel Empowerment Foundation Reentry Program. Eligibility for participation in the Bethel Empowerment Foundation Reentry Program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Leon County and surrounding counties. The department may request a budget amendment pursuant to chapter 216, Florida Statutes, to transfer funding between Specific Appropriations 616, 628, 641, 726 and 766 in order to serve incarcerated inmates as well as persons under community corrections supervision.

From the funds in Specific Appropriation 766, \$500,000 from recurring general revenue funds is provided to the Home Builders Institute to provide certification, pre-apprenticeships, and job placement services to persons under community corrections supervision.

From the funds in Specific Appropriation 766, \$200,000 in recurring general revenue funds is provided for the Lake County Reentry Center to reduce criminal activity and recidivism by adult criminal offenders. The Lake County Reentry Center will use the Transition from Prison to Community and the Transition from Jail to Community programs to expand and enhance substance abuse treatment and other recovery and reentry services for adult offenders returning to the Lake County community after incarceration.

From the funds in Specific Appropriation 766, \$50,000 in recurring

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

general revenue funds is provided to ReEntry Alliance Pensacola, Inc., for implementation and operation of a re-entry program to assist ex-offenders with successful transition back into the community after release from incarceration.

From the funds in Specific Appropriation 766, \$150,000 in recurring general revenue funds is provided to Second Chance Outreach Re-entry and Education Development, Inc., for operation of its reentry program to assist inmates and ex-inmates with successful transition back into the community.

From the funds in Specific Appropriation 766, \$100,000 in recurring general revenue funds is provided to Mount Olive Development Corporation to implement and operate a re-entry program to assist ex-felons in the Fort Lauderdale area with reentry into the community and the job market. The program will primarily focus upon assisting ex-felons who have contracted HIV/AIDS.

767	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	20,544	
768	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	2,384	
TOTAL: ADULT OFFENDER TRANSITION, REHABILITATION AND SUPPORT FROM GENERAL REVENUE FUND		13,386,427	
FROM TRUST FUNDS			914,140
TOTAL POSITIONS		59.00	
TOTAL ALL FUNDS			14,300,567

COMMUNITY SUBSTANCE ABUSE PREVENTION, EVALUATION, AND TREATMENT SERVICES

769	EXPENSES FROM GENERAL REVENUE FUND	300,000	
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From the funds in Specific Appropriation 769 through 771, the Department of Corrections may implement a court liaison pilot program at two community drug treatment provider sites. The department may amend the provider contract to fund a court liaison position responsible for networking with the court to ensure full utilization of the allocated community beds.

770	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	3,993,762	
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From the funds in Specific Appropriation 770, \$1,000,000 in recurring general revenue funds is provided to the Department of Corrections to contract with one or more private providers to provide residential substance abuse treatment services located within the geographic area that includes Alachua, Bradford, and Clay counties for offenders under community supervision who are residents of one of the counties in the described area. The provider must have experience in residential treatment of substance abuse and mental health disorders. The department shall give priority for placement to offenders who have served as members of the United States Armed Forces in either an Active, Reserve, or National Guard status, but may place other compatible offenders in a treatment center if space is available. The contract shall be awarded based upon a competitive solicitation process pursuant to section 287.057, Florida Statutes.

771	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED DRUG TREATMENT/REHABILITATION PROGRAMS FROM GENERAL REVENUE FUND	22,510,581	
FROM FEDERAL GRANTS TRUST FUND			550,000

From the funds in Specific Appropriation 771, \$600,000 from recurring general revenue funds is provided for the Drug Abuse Comprehensive Coordinating Office, Inc. (DACCO) in Hillsborough County.

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: COMMUNITY SUBSTANCE ABUSE PREVENTION, EVALUATION, AND TREATMENT SERVICES			
FROM GENERAL REVENUE FUND	26,804,343		
FROM TRUST FUNDS		550,000	
TOTAL ALL FUNDS		27,354,343	
TOTAL: CORRECTIONS, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	2,290,270,668		
FROM TRUST FUNDS		68,697,758	
TOTAL POSITIONS	23,892.00		
TOTAL ALL FUNDS		2,358,968,426	
TOTAL APPROVED SALARY RATE	951,021,211		

FLORIDA COMMISSION ON OFFENDER REVIEW

PROGRAM: POST-INCARCERATION ENFORCEMENT AND VICTIMS RIGHTS

APPROVED SALARY RATE	5,944,452		
772 SALARIES AND BENEFITS POSITIONS	132.00		
FROM GENERAL REVENUE FUND	7,816,630		
FROM FEDERAL GRANTS TRUST FUND		60,558	
773 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	518,548		
774 EXPENSES			
FROM GENERAL REVENUE FUND	833,563		
775 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	16,771		
776 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	96,463		
777 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	46,861		
778 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	19,800		
779 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	51,712		
780 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM GENERAL REVENUE FUND	194,450		
TOTAL: PROGRAM: POST-INCARCERATION ENFORCEMENT AND VICTIMS RIGHTS			
FROM GENERAL REVENUE FUND	9,594,798		
FROM TRUST FUNDS		60,558	
TOTAL POSITIONS	132.00		
TOTAL ALL FUNDS		9,655,356	
TOTAL: FLORIDA COMMISSION ON OFFENDER REVIEW			
FROM GENERAL REVENUE FUND	9,594,798		
FROM TRUST FUNDS		60,558	
TOTAL POSITIONS	132.00		
TOTAL ALL FUNDS		9,655,356	
TOTAL APPROVED SALARY RATE	5,944,452		

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

JUSTICE ADMINISTRATION

PROGRAM: JUSTICE ADMINISTRATIVE COMMISSION

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	4,049,048		
781 SALARIES AND BENEFITS POSITIONS	85.00		
FROM GENERAL REVENUE FUND	5,458,454		
782 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	29,572		
783 EXPENSES			
FROM GENERAL REVENUE FUND	512,197		
FROM GRANTS AND DONATIONS TRUST FUND		15,900	
784 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	20,000		
785 LUMP SUM			
WORKLOAD FOR COUNTY OR MUNICIPAL CONTRACTS			
POSITIONS	14.00		

The positions in Specific Appropriation 785 are provided for State Attorneys and Public Defenders to use for grants received from counties during Fiscal Year 2014-2015 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.

786 SPECIAL CATEGORIES			
GRANTS AND AIDS - FOSTER CARE CITIZEN REVIEW PANEL			
FROM GENERAL REVENUE FUND	342,160		
FROM GRANTS AND DONATIONS TRUST FUND		300,000	
787 SPECIAL CATEGORIES			
SEXUAL PREDATOR CIVIL COMMITMENT LITIGATION COSTS			
FROM GENERAL REVENUE FUND	2,947,591		

Funds in Specific Appropriation 787 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.

788 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	143,000		

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

789 SPECIAL CATEGORIES	
LEGAL REPRESENTATION FOR DEPENDENT CHILDREN WITH SPECIAL NEEDS	
FROM GENERAL REVENUE FUND	1,713,000

Funds in Specific Appropriation 789 shall be used by the Justice Administrative Commission to contract with attorneys to represent dependent children with disabilities in, or being considered for placement in, skilled nursing facilities and dependent children with certain special needs as specified in section 39.01305, Florida Statutes. The implementation of registries, as well as the appointment and compensation of private attorneys appointed pursuant to section 39.01305, Florida Statutes, shall be governed by the provisions of sections 27.40 and 27.5304, Florida Statutes. The flat fee amount for compensation shall not exceed \$1,000 per child per year. Funds anticipated to be in excess of those necessary to represent these children may be used to train attorneys to represent these types of children. No other appropriation shall be used to pay attorney fees and related expenses for attorneys representing dependent children with disabilities and appointments under section 39.01305, Florida Statutes.

789A SPECIAL CATEGORIES	
PAYMENTS FOR QUALIFIED TRANSPORTATION BENEFITS PROGRAM	
FROM GRANTS AND DONATIONS TRUST FUND	750,000

790 SPECIAL CATEGORIES	
PUBLIC DEFENDER DUE PROCESS COSTS	
FROM GENERAL REVENUE FUND	18,663,034

Funds in Specific Appropriation 790 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 specified below shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of the State Courts 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

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

13th Judicial Circuit.....	784,106
14th Judicial Circuit.....	134,089
15th Judicial Circuit.....	93,646
16th Judicial Circuit.....	74,983
17th Judicial Circuit.....	60,851

791 SPECIAL CATEGORIES	
CHILD DEPENDENCY AND CIVIL CONFLICT CASE	
FROM GENERAL REVENUE FUND	13,200,000

Funds in Specific Appropriation 791 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 Appropriations 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 after 1st 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

792 SPECIAL CATEGORIES	
RISK MANAGEMENT INSURANCE	
FROM GENERAL REVENUE FUND	14,061

793 SPECIAL CATEGORIES	
POST-CONVICTION CAPITAL COLLATERAL CASES - REGISTRY ATTORNEYS	
FROM GENERAL REVENUE FUND	1,084,310

794 SPECIAL CATEGORIES	
ATTORNEY PAYMENTS OVER FLAT FEE	
FROM GENERAL REVENUE FUND	6,700,000

795 SPECIAL CATEGORIES	
CRIMINAL CONFLICT CASE COSTS	
FROM GENERAL REVENUE FUND	24,623,127

Funds in Specific Appropriation 795 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

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

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 795, a total of \$216,934 shall be transferred in quarterly increments within 10 days after the beginning of each quarter to the Office of the 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, 3.801 & 3.800, Fl.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 791, 795, and 797 shall be subject to the following:

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. Deposition Appearance fees: 1st hour: \$75.00; 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

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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.

796 SPECIAL CATEGORIES	
STATE ATTORNEY DUE PROCESS COSTS	
FROM GENERAL REVENUE FUND	9,966,646

Funds in Specific Appropriation 796 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.....	589,778
2nd Judicial Circuit.....	313,621
3rd Judicial Circuit.....	116,632
4th Judicial Circuit.....	430,775
5th Judicial Circuit.....	324,016
6th Judicial Circuit.....	583,557
7th Judicial Circuit.....	439,107
8th Judicial Circuit.....	220,834
9th Judicial Circuit.....	462,458
10th Judicial Circuit.....	287,769
11th Judicial Circuit.....	2,060,821
12th Judicial Circuit.....	260,084
13th Judicial Circuit.....	554,781
14th Judicial Circuit.....	109,918
15th Judicial Circuit.....	690,934
16th Judicial Circuit.....	85,391
17th Judicial Circuit.....	1,232,097
18th Judicial Circuit.....	351,573
19th Judicial Circuit.....	252,226
20th Judicial Circuit.....	600,274

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 the State Courts 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
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

797 SPECIAL CATEGORIES	
CRIMINAL CONFLICT AND DEPENDENCY COUNSEL	
LIABILITY	
FROM GENERAL REVENUE FUND	500,000

Funds in Specific Appropriation 797 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

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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.

798	SPECIAL CATEGORIES STATE ATTORNEY AND PUBLIC DEFENDER TRAINING		
	FROM GENERAL REVENUE FUND	33,529	
	FROM GRANTS AND DONATIONS TRUST FUND		3,000
799	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	600	
800	SPECIAL CATEGORIES DUE PROCESS CONTINGENCY FUND		
	FROM GENERAL REVENUE FUND	1,000,000	
801	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	2,436,243	
	FROM CHILD SUPPORT TRUST FUND		73,336
	FROM GRANTS AND DONATIONS TRUST FUND		102,928
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		29,980

From the funds provided in Specific Appropriation 801, 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.

802	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	8,886	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	FROM GENERAL REVENUE FUND	89,396,410	
	FROM TRUST FUNDS		1,275,144
	TOTAL POSITIONS	99.00	
	TOTAL ALL FUNDS		90,671,554

PROGRAM: STATEWIDE GUARDIAN AD LITEM OFFICE

APPROVED SALARY RATE 26,721,114

803	SALARIES AND BENEFITS POSITIONS	695.50	
	FROM GENERAL REVENUE FUND		35,078,188

Funds and positions in Specific Appropriations 803 through 812, 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.

804	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	1,565,681	
	FROM GRANTS AND DONATIONS TRUST FUND		150,000
805	EXPENSES		
	FROM GENERAL REVENUE FUND	1,574,772	
	FROM GRANTS AND DONATIONS TRUST FUND		50,249
806	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	146,021	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM GRANTS AND DONATIONS TRUST FUND		10,000
807	SPECIAL CATEGORIES GRANTS AND AIDS - COURT SYSTEM SERVICES FOR CHILDREN AND YOUTH		
	FROM GENERAL REVENUE FUND	892,656	
808	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	2,992,623	
	FROM GRANTS AND DONATIONS TRUST FUND		110,000
809	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	465,569	
810	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	127,196	
811	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES		
	FROM GENERAL REVENUE FUND	42,057	
812	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM GENERAL REVENUE FUND	247,188	
TOTAL:	PROGRAM: STATEWIDE GUARDIAN AD LITEM OFFICE		
	FROM GENERAL REVENUE FUND	43,131,951	
	FROM TRUST FUNDS		320,249
	TOTAL POSITIONS	695.50	
	TOTAL ALL FUNDS		43,452,200

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 813 through 947. Funding for this office shall not exceed \$450,000 from the State Attorney's Revenue Trust Fund.

PROGRAM: STATE ATTORNEYS - FIRST JUDICIAL CIRCUIT

APPROVED SALARY RATE 10,629,294

813	SALARIES AND BENEFITS POSITIONS	231.75	
	FROM GENERAL REVENUE FUND		12,347,783
	FROM STATE ATTORNEYS REVENUE TRUST FUND		2,023,720
	FROM GRANTS AND DONATIONS TRUST FUND		321,346
814	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	30,415	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		95,987
815	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		41,250
816	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	856,495	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		30,000
	FROM GRANTS AND DONATIONS TRUST FUND		1,215
817	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	37,341	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM STATE ATTORNEYS REVENUE TRUST FUND		100,367	
818	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	9,874		
819	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	13,296,470		
	FROM TRUST FUNDS		2,613,885	
	TOTAL POSITIONS	231.75		
	TOTAL ALL FUNDS		15,910,355	
PROGRAM:	STATE ATTORNEYS - SECOND JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	6,039,247		
820	SALARIES AND BENEFITS POSITIONS	116.00		
	FROM GENERAL REVENUE FUND	7,100,310		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		863,733	
	FROM GRANTS AND DONATIONS TRUST FUND		402,510	
821	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	28,406		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		145,552	
822	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM STATE ATTORNEYS REVENUE TRUST FUND		160,000	
823	SPECIAL CATEGORIES			
	STATE ATTORNEY OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND	353,565		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		174,139	
	FROM GRANTS AND DONATIONS TRUST FUND		1,500	
824	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	7,224		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		26,911	
825	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	8,093		
826	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM STATE ATTORNEYS REVENUE TRUST FUND		3,000	
TOTAL:	PROGRAM: STATE ATTORNEYS - SECOND JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	7,497,598		
	FROM TRUST FUNDS		1,777,345	
	TOTAL POSITIONS	116.00		
	TOTAL ALL FUNDS		9,274,943	
PROGRAM:	STATE ATTORNEYS - THIRD JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	3,739,411		
827	SALARIES AND BENEFITS POSITIONS	71.00		
	FROM GENERAL REVENUE FUND	4,162,376		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		567,017	

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	FROM GRANTS AND DONATIONS TRUST FUND		269,370	
828	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	
829	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM STATE ATTORNEYS REVENUE TRUST FUND		46,000	
830	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	
831	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	11,095		
	FROM GRANTS AND DONATIONS TRUST FUND		28,392	
832	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	6,034		
833	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	4,404,328		
	FROM TRUST FUNDS		1,026,124	
	TOTAL POSITIONS	71.00		
	TOTAL ALL FUNDS		5,430,452	
PROGRAM:	STATE ATTORNEYS - FOURTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	18,243,725		
834	SALARIES AND BENEFITS POSITIONS	371.00		
	FROM GENERAL REVENUE FUND	20,440,832		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		2,940,886	
	FROM GRANTS AND DONATIONS TRUST FUND		1,098,663	
	From the positions and funds provided in Specific Appropriation 834, three full-time equivalent positions with associated salary rate of 174,101 and \$250,818 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.			
835	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	
	FROM GRANTS AND DONATIONS TRUST FUND		33,189	
836	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		60,000	
837	SPECIAL CATEGORIES			
	STATE ATTORNEY OPERATING EXPENDITURES			
	FROM GENERAL REVENUE FUND	279,262		

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	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
838	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	18,689	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		94,753
839	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	11,404	
840	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	20,896,181	
	FROM TRUST FUNDS		4,921,839
	TOTAL POSITIONS	371.00	
	TOTAL ALL FUNDS		25,818,020
PROGRAM: STATE ATTORNEYS - FIFTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	12,769,911	
841	SALARIES AND BENEFITS POSITIONS	239.00	
	FROM GENERAL REVENUE FUND	15,049,411	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,285,560
	FROM GRANTS AND DONATIONS TRUST FUND		1,058,002
842	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	60,599	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		37,063
	FROM GRANTS AND DONATIONS TRUST FUND		86,302
843	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		90,000
844	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	488,267	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		40,678
845	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	27,900	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		24,188
846	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	15,740	
847	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	41,500	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: STATE ATTORNEYS - FIFTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	15,683,417	
	FROM TRUST FUNDS		2,621,793
	TOTAL POSITIONS	239.00	
	TOTAL ALL FUNDS		18,305,210
PROGRAM: STATE ATTORNEYS - SIXTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	23,526,513	
848	SALARIES AND BENEFITS POSITIONS	475.00	
	FROM GENERAL REVENUE FUND	25,628,499	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		3,350,752
	FROM GRANTS AND DONATIONS TRUST FUND		3,517,470
849	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	86,869	
	FROM GRANTS AND DONATIONS TRUST FUND		34,737
850	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		90,000
851	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
852	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	5,083	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		115,576
853	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	22,724	
854	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	2,520	
TOTAL: PROGRAM: STATE ATTORNEYS - SIXTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	26,221,756	
	FROM TRUST FUNDS		7,910,854
	TOTAL POSITIONS	475.00	
	TOTAL ALL FUNDS		34,132,610
PROGRAM: STATE ATTORNEYS - SEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	11,697,154	
855	SALARIES AND BENEFITS POSITIONS	242.00	
	FROM GENERAL REVENUE FUND	13,533,151	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		2,120,311
	FROM GRANTS AND DONATIONS TRUST FUND		293,491
856	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	39,274	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		73,887
	FROM GRANTS AND DONATIONS TRUST FUND		9,980

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857	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	588,416	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		342,348
858	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	38,733	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		55,079
859	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
860	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	32,381	
TOTAL: PROGRAM: STATE ATTORNEYS - SEVENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	14,238,049	
	FROM TRUST FUNDS		2,915,096
	TOTAL POSITIONS	242.00	
	TOTAL ALL FUNDS		17,153,145
PROGRAM: STATE ATTORNEYS - EIGHTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	6,575,938	
861	SALARIES AND BENEFITS POSITIONS 138.00 FROM GENERAL REVENUE FUND	7,917,653	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		741,205
	FROM GRANTS AND DONATIONS TRUST FUND		330,280
862	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	51,558	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		58,677
	FROM GRANTS AND DONATIONS TRUST FUND		34,329
863	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE ATTORNEYS REVENUE TRUST FUND		96,000
864	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	284,761	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		18,485
	FROM GRANTS AND DONATIONS TRUST FUND		9,040
865	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	42,322	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,378
866	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	13,506	
867	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	7,306	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: STATE ATTORNEYS - EIGHTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	8,317,106	
	FROM TRUST FUNDS		1,289,394
	TOTAL POSITIONS	138.00	
	TOTAL ALL FUNDS		9,606,500
PROGRAM: STATE ATTORNEYS - NINTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	19,047,465	
868	SALARIES AND BENEFITS POSITIONS 364.50 FROM GENERAL REVENUE FUND	22,235,276	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,417,843
	FROM GRANTS AND DONATIONS TRUST FUND		1,850,845
From the positions and funds provided in Specific Appropriation 868, five full-time equivalent positions with associated salary rate of 293,813 and \$431,719 from the Grants and Donations Trust Fund are provided for prosecution of insurance fraud.			
869	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	140,793	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		291,200
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		241,817
	FROM GRANTS AND DONATIONS TRUST FUND		1,000
870	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		90,000
871	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		279,234
	FROM GRANTS AND DONATIONS TRUST FUND		18,966
872	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	25,671	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		152,019
873	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	26,486	
874	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	55,416	
TOTAL: PROGRAM: STATE ATTORNEYS - NINTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	23,356,324	
	FROM TRUST FUNDS		4,539,953
	TOTAL POSITIONS	364.50	
	TOTAL ALL FUNDS		27,896,277
PROGRAM: STATE ATTORNEYS - TENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	12,052,291	
875	SALARIES AND BENEFITS POSITIONS 228.00 FROM GENERAL REVENUE FUND	12,052,095	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		4,032,804

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	FROM GRANTS AND DONATIONS TRUST FUND		1,125,619
876	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	46,728	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		86,742
	FROM GRANTS AND DONATIONS TRUST FUND		33,018
877	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	185,530	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		218,879
	FROM GRANTS AND DONATIONS TRUST FUND		215,630
878	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	122	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		53,924
879	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	14,365	
880	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	32,032	
	FROM GRANTS AND DONATIONS TRUST FUND		7,356
TOTAL:	PROGRAM: STATE ATTORNEYS - TENTH JUDICIAL CIRCUIT		
	FROM GENERAL REVENUE FUND	12,330,872	
	FROM TRUST FUNDS		5,773,972
	TOTAL POSITIONS	228.00	
	TOTAL ALL FUNDS		18,104,844
PROGRAM:	STATE ATTORNEYS - ELEVENTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE	56,104,692	
881	SALARIES AND BENEFITS POSITIONS	1,278.00	
	FROM GENERAL REVENUE FUND	47,638,760	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		4,738,086
	FROM CHILD SUPPORT TRUST FUND		19,912,410
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		223,634
	FROM GRANTS AND DONATIONS TRUST FUND		3,334,850
	From the positions and funds provided in Specific Appropriation 881, three full-time equivalent positions with associated salary rate of 279,377 and \$404,038 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 100,585 and \$147,724 from the Grants and Donations Trust Fund are provided solely for prosecution of workers compensation insurance fraud.		
882	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	242,030	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		154,922
	FROM CHILD SUPPORT TRUST FUND		752,372
	FROM GRANTS AND DONATIONS TRUST FUND		85,131
883	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		62,700

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	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		41,800
884	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	773,140	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		467,442
	FROM CHILD SUPPORT TRUST FUND		3,862,621
	FROM CIVIL RICO TRUST FUND		200,020
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		203,700
	FROM GRANTS AND DONATIONS TRUST FUND		561,527
885	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	340,912	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		328,116
	FROM CHILD SUPPORT TRUST FUND		319,008
886	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	22,221	
887	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	49,020,663	
	FROM TRUST FUNDS		35,248,339
	TOTAL POSITIONS	1,278.00	
	TOTAL ALL FUNDS		84,269,002
PROGRAM:	STATE ATTORNEYS - TWELFTH JUDICIAL CIRCUIT		
	APPROVED SALARY RATE	9,028,068	
888	SALARIES AND BENEFITS POSITIONS	182.00	
	FROM GENERAL REVENUE FUND	11,230,727	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,383,819
	FROM GRANTS AND DONATIONS TRUST FUND		147,552
889	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	23,211	
890	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM STATE ATTORNEYS REVENUE TRUST FUND		48,000
891	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	408,517	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		89,785
892	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	40,499	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		25,763
893	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	7,461	
894	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,367	

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TOTAL: PROGRAM: STATE ATTORNEYS - TWELFTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 11,712,782
 FROM TRUST FUNDS 1,694,919
 TOTAL POSITIONS 182.00
 TOTAL ALL FUNDS 13,407,701

PROGRAM: STATE ATTORNEYS - THIRTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 17,554,848
 895 SALARIES AND BENEFITS POSITIONS 357.00
 FROM GENERAL REVENUE FUND 20,519,434
 FROM STATE ATTORNEYS REVENUE TRUST FUND 2,298,844
 FROM GRANTS AND DONATIONS TRUST FUND 1,431,339

From the positions and funds provided in Specific Appropriation 895, two full-time equivalent positions with associated salary rate of 103,567 and \$152,179 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 93,863 and \$137,852 from the Grants and Donations Trust Fund are provided solely for prosecution of workers compensation insurance fraud.

896 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

897 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

898 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 55,169
 FROM STATE ATTORNEYS REVENUE TRUST FUND 33,613

899 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 6,827

900 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 9,580

TOTAL: PROGRAM: STATE ATTORNEYS - THIRTEENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 21,349,228
 FROM TRUST FUNDS 4,044,499
 TOTAL POSITIONS 357.00
 TOTAL ALL FUNDS 25,393,727

PROGRAM: STATE ATTORNEYS - FOURTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 6,001,165
 901 SALARIES AND BENEFITS POSITIONS 123.00
 FROM GENERAL REVENUE FUND 7,328,170
 FROM STATE ATTORNEYS REVENUE TRUST FUND 568,074
 FROM GRANTS AND DONATIONS TRUST FUND 428,719

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

902 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 9,899
 FROM STATE ATTORNEYS REVENUE TRUST FUND 97,074

903 SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM STATE ATTORNEYS REVENUE TRUST FUND 22,500

904 SPECIAL CATEGORIES
 STATE ATTORNEY OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 238,320
 FROM STATE ATTORNEYS REVENUE TRUST FUND 6,676

905 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM STATE ATTORNEYS REVENUE TRUST FUND 52,770

906 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 7,697

907 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 7,586,381
 FROM TRUST FUNDS 1,175,813
 TOTAL POSITIONS 123.00
 TOTAL ALL FUNDS 8,762,194

PROGRAM: STATE ATTORNEYS - FIFTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 16,884,307
 908 SALARIES AND BENEFITS POSITIONS 327.00
 FROM GENERAL REVENUE FUND 19,553,102
 FROM STATE ATTORNEYS REVENUE TRUST FUND 2,390,908
 FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND 14,502
 FROM GRANTS AND DONATIONS TRUST FUND 1,175,409

From the positions and funds provided in Specific Appropriation 908, two full-time equivalent positions with associated salary rate of 111,833 and \$160,242 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 117,294 and \$159,264 from the Grants and Donations Trust Fund are provided solely for prosecution of workers compensation insurance fraud.

909 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 74,365
 FROM STATE ATTORNEYS REVENUE TRUST FUND 61,018
 FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND 100,000
 FROM GRANTS AND DONATIONS TRUST FUND 5,000

910 SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM STATE ATTORNEYS REVENUE TRUST FUND 44,000
 FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND 22,000

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

911	SPECIAL CATEGORIES		
	STATE ATTORNEY OPERATING EXPENDITURES		
	FROM GENERAL REVENUE FUND	677,700	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		198,129
	FROM FORFEITURE AND INVESTIGATIVE		
	SUPPORT TRUST FUND	61,459	
	FROM GRANTS AND DONATIONS TRUST		
	FUND		26,000
912	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	11,535	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		120,728
913	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	10,569	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		1,000
914	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	20,337,271	
	FROM TRUST FUNDS		4,280,153
	TOTAL POSITIONS	327.00	
	TOTAL ALL FUNDS		24,617,424
PROGRAM: STATE ATTORNEYS - SIXTEENTH JUDICIAL			
CIRCUIT			
	APPROVED SALARY RATE	3,188,385	
915	SALARIES AND BENEFITS POSITIONS	62.00	
	FROM GENERAL REVENUE FUND	3,776,633	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		419,345
	FROM GRANTS AND DONATIONS TRUST		
	FUND		207,695
916	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	15,490	
	FROM GRANTS AND DONATIONS TRUST		
	FUND		76,054
917	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
918	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		53,627
919	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	7,041	
920	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	3,615	

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TOTAL: PROGRAM: STATE ATTORNEYS - SIXTEENTH JUDICIAL			
CIRCUIT			
	FROM GENERAL REVENUE FUND	3,937,828	
	FROM TRUST FUNDS		917,744
	TOTAL POSITIONS	62.00	
	TOTAL ALL FUNDS		4,855,572
PROGRAM: STATE ATTORNEYS - SEVENTEENTH JUDICIAL			
CIRCUIT			
	APPROVED SALARY RATE	24,927,445	
921	SALARIES AND BENEFITS POSITIONS	511.00	
	FROM GENERAL REVENUE FUND	30,324,628	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		3,570,629
	FROM FORFEITURE AND INVESTIGATIVE		
	SUPPORT TRUST FUND		192,701
	FROM GRANTS AND DONATIONS TRUST		
	FUND		1,501,814
From the positions and funds provided in Specific Appropriation 921, two full-time equivalent positions with associated salary rate of 111,012 and \$160,242 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 117,294 and \$159,264 from the Grants and Donations Trust Fund are provided solely for prosecution of workers compensation insurance fraud.			
922	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	118,016	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		4,072
	FROM GRANTS AND DONATIONS TRUST		
	FUND		122,864
923	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
924	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	235,309	
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		131,269
925	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	23,491	
926	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	96,483	
927	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM STATE ATTORNEYS REVENUE TRUST		
	FUND		202
	FROM GRANTS AND DONATIONS TRUST		
	FUND		54

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: STATE ATTORNEYS - SEVENTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	31,862,043	
	FROM TRUST FUNDS		5,724,248
	TOTAL POSITIONS	511.00	
	TOTAL ALL FUNDS		37,586,291
PROGRAM: STATE ATTORNEYS - EIGHTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	14,683,761	
928	SALARIES AND BENEFITS POSITIONS	294.00	
	FROM GENERAL REVENUE FUND	16,996,664	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		2,058,781
	FROM GRANTS AND DONATIONS TRUST FUND		1,018,005
929	OTHER PERSONAL SERVICES	25,100	
	FROM GENERAL REVENUE FUND		19,988
	FROM STATE ATTORNEYS REVENUE TRUST FUND		12,512
930	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		40,375
	FROM STATE ATTORNEYS REVENUE TRUST FUND		
931	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES	610,738	
	FROM GENERAL REVENUE FUND		38,459
	FROM STATE ATTORNEYS REVENUE TRUST FUND		64,924
	FROM GRANTS AND DONATIONS TRUST FUND		
932	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE	33,470	
	FROM GENERAL REVENUE FUND		33,180
	FROM STATE ATTORNEYS REVENUE TRUST FUND		6,231
	FROM GRANTS AND DONATIONS TRUST FUND		
933	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS	9,587	
	FROM GENERAL REVENUE FUND		
934	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT	5,130	
	FROM GENERAL REVENUE FUND		
TOTAL: PROGRAM: STATE ATTORNEYS - EIGHTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	17,680,689	
	FROM TRUST FUNDS		3,292,455
	TOTAL POSITIONS	294.00	
	TOTAL ALL FUNDS		20,973,144
PROGRAM: STATE ATTORNEYS - NINETEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	8,021,745	
935	SALARIES AND BENEFITS POSITIONS	166.00	
	FROM GENERAL REVENUE FUND	9,028,207	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,280,487
	FROM GRANTS AND DONATIONS TRUST FUND		425,623

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

936	OTHER PERSONAL SERVICES		19,414
	FROM GENERAL REVENUE FUND		
	FROM GRANTS AND DONATIONS TRUST FUND		76,678
937	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES	517,700	
	FROM GENERAL REVENUE FUND		19,588
	FROM STATE ATTORNEYS REVENUE TRUST FUND		36,372
	FROM GRANTS AND DONATIONS TRUST FUND		
938	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE	15,624	
	FROM GENERAL REVENUE FUND		30,151
	FROM STATE ATTORNEYS REVENUE TRUST FUND		
939	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS	8,764	
	FROM GENERAL REVENUE FUND		
940	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT	2,798	
	FROM GENERAL REVENUE FUND		
941	SPECIAL CATEGORIES LEAVE LIABILITY		189,754
	FROM STATE ATTORNEYS REVENUE TRUST FUND		
	FROM GRANTS AND DONATIONS TRUST FUND		10,581
TOTAL: PROGRAM: STATE ATTORNEYS - NINETEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	9,592,507	
	FROM TRUST FUNDS		2,069,234
	TOTAL POSITIONS	166.00	
	TOTAL ALL FUNDS		11,661,741
PROGRAM: STATE ATTORNEYS - TWENTIETH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	14,660,216	
942	SALARIES AND BENEFITS POSITIONS	313.00	
	FROM GENERAL REVENUE FUND	17,343,322	
	FROM STATE ATTORNEYS REVENUE TRUST FUND		1,441,247
	FROM GRANTS AND DONATIONS TRUST FUND		1,535,819
943	OTHER PERSONAL SERVICES	52,100	
	FROM GENERAL REVENUE FUND		85,767
	FROM STATE ATTORNEYS REVENUE TRUST FUND		10,925
	FROM GRANTS AND DONATIONS TRUST FUND		
944	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		60,000
	FROM STATE ATTORNEYS REVENUE TRUST FUND		
945	SPECIAL CATEGORIES STATE ATTORNEY OPERATING EXPENDITURES	800,910	
	FROM GENERAL REVENUE FUND		144,087
	FROM STATE ATTORNEYS REVENUE TRUST FUND		38,923
	FROM GRANTS AND DONATIONS TRUST FUND		
946	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE	33,084	
	FROM GENERAL REVENUE FUND		

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FROM STATE ATTORNEYS REVENUE TRUST FUND		32,894	
947 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM GENERAL REVENUE FUND	21,024		
TOTAL: PROGRAM: STATE ATTORNEYS - TWENTIETH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	18,250,440		
FROM TRUST FUNDS		3,349,662	
TOTAL POSITIONS	313.00		
TOTAL ALL FUNDS		21,600,102	

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 948 through 1072. Funding for this office shall not exceed \$450,000 from the Indigent Criminal Defense Trust Fund. In addition, each Public Defender Office must submit to the Florida Public Defender Association on a quarterly basis the caseload report developed by the association.

PROGRAM: PUBLIC DEFENDERS - FIRST JUDICIAL CIRCUIT

APPROVED SALARY RATE	5,922,787		
948 SALARIES AND BENEFITS POSITIONS	120.00		
FROM GENERAL REVENUE FUND	7,377,290		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		211,035	
FROM GRANTS AND DONATIONS TRUST FUND		137,532	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		856,387	
949 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	22,604		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		120,360	
950 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		21,720	
951 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	191,206		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		50,000	
FROM GRANTS AND DONATIONS TRUST FUND		5,000	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		142,129	
952 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	9,951		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		27,264	
953 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	7,605,821		
FROM TRUST FUNDS		1,571,427	
TOTAL POSITIONS	120.00		
TOTAL ALL FUNDS		9,177,248	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

PROGRAM: PUBLIC DEFENDERS - SECOND JUDICIAL CIRCUIT

APPROVED SALARY RATE	4,233,908		
954 SALARIES AND BENEFITS POSITIONS	85.00		
FROM GENERAL REVENUE FUND	5,151,248		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		207,443	
FROM GRANTS AND DONATIONS TRUST FUND		107,493	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		337,257	
955 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	26,538		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		107,319	
956 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	
957 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	4,862		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		12,132	
958 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	5,344,246		
FROM TRUST FUNDS		887,588	
TOTAL POSITIONS	85.00		
TOTAL ALL FUNDS		6,231,834	

PROGRAM: PUBLIC DEFENDERS - THIRD JUDICIAL CIRCUIT

APPROVED SALARY RATE	1,973,528		
959 SALARIES AND BENEFITS POSITIONS	31.00		
FROM GENERAL REVENUE FUND	2,436,373		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		83,695	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		206,608	
960 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	251		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		136,314	
961 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		38,000	
962 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	83,961		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		32,531	
963 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		4,637	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

964	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 FROM TRUST FUNDS	2,522,576	501,785
	TOTAL POSITIONS TOTAL ALL FUNDS	31.00	3,024,361
PROGRAM: PUBLIC DEFENDERS - FOURTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	8,215,728	
965	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	151.00 9,958,804	351,593 217,316 657,469
966	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	25,026	123,325
967	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		24,000
968	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	262,193	50,000 147,636
969	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	18,348	89,743
970	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	2,305	
TOTAL:	PROGRAM: PUBLIC DEFENDERS - FOURTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	10,266,676	1,661,082
	TOTAL POSITIONS TOTAL ALL FUNDS	151.00	11,927,758
PROGRAM: PUBLIC DEFENDERS - FIFTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	5,369,229	
971	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	111.00 6,815,393	227,675 96,757 746,083
972	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	34,242	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		413,681
973	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	109,560	2,000 191,830
974	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	7,069	24,629
TOTAL:	PROGRAM: PUBLIC DEFENDERS - FIFTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	6,966,264	1,702,655
	TOTAL POSITIONS TOTAL ALL FUNDS	111.00	8,668,919
PROGRAM: PUBLIC DEFENDERS - SIXTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	11,566,950	
975	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	228.00 14,091,658	481,271 403,218 1,174,220
976	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	78,566	149,532
977	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		81,000
978	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	477,076	100,000
979	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	38,295	22,154
980	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		52,000
TOTAL:	PROGRAM: PUBLIC DEFENDERS - SIXTH JUDICIAL CIRCUIT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	14,685,595	2,463,395
	TOTAL POSITIONS TOTAL ALL FUNDS	228.00	17,148,990
PROGRAM: PUBLIC DEFENDERS - SEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	5,732,729	
981	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	114.00 7,403,787	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM PUBLIC DEFENDERS REVENUE TRUST FUND		261,541	
FROM GRANTS AND DONATIONS TRUST FUND		86,236	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		382,941	
982 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	30		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		3,230	
983 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	122,939		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		121,860	
984 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	15,890		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		8,717	
985 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	7,557,235		
FROM TRUST FUNDS		864,525	
TOTAL POSITIONS	114.00		
TOTAL ALL FUNDS		8,421,760	
PROGRAM: PUBLIC DEFENDERS - EIGHTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	3,786,153		
986 SALARIES AND BENEFITS POSITIONS	74.00		
FROM GENERAL REVENUE FUND	4,908,017		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		170,688	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		383,110	
987 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	12,759		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		36,600	
988 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	
989 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	3,128		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		18,927	
990 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		3,651	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: PUBLIC DEFENDERS - EIGHTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	5,022,788		
FROM TRUST FUNDS		677,203	
TOTAL POSITIONS	74.00		
TOTAL ALL FUNDS		5,699,991	
PROGRAM: PUBLIC DEFENDERS - NINTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	10,548,181		
991 SALARIES AND BENEFITS POSITIONS	223.00		
FROM GENERAL REVENUE FUND	11,230,082		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		308,363	
FROM GRANTS AND DONATIONS TRUST FUND		934,017	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,806,110	
992 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	
993 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		66,000	
993A SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	164,065		
994 SPECIAL CATEGORIES			
PUBLIC DEFENDER OPERATING EXPENDITURES			
FROM GENERAL REVENUE FUND	718,969		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		120,440	
995 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	3,189		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		31,323	
996 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	23,000		
TOTAL: PROGRAM: PUBLIC DEFENDERS - NINTH JUDICIAL CIRCUIT			
FROM GENERAL REVENUE FUND	12,164,305		
FROM TRUST FUNDS		3,415,273	
TOTAL POSITIONS	223.00		
TOTAL ALL FUNDS		15,579,578	
PROGRAM: PUBLIC DEFENDERS - TENTH JUDICIAL CIRCUIT			
APPROVED SALARY RATE	5,727,680		
997 SALARIES AND BENEFITS POSITIONS	115.00		
FROM GENERAL REVENUE FUND	6,963,343		
FROM PUBLIC DEFENDERS REVENUE TRUST FUND		243,601	
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		645,622	
998 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	38,074		
FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		57,430	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

999	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		60,000
1000	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	185,049	164,621
1001	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	27,678	5,626
1002	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	7,214,144	
	FROM TRUST FUNDS		1,180,032
	TOTAL POSITIONS	115.00	
	TOTAL ALL FUNDS		8,394,176
PROGRAM: PUBLIC DEFENDERS - ELEVENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	21,071,998	
1003	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	384.00 24,863,699	875,997 1,543,000 724,753
1004	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	110,939	70,000 181,235
1005	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	3,233	
1006	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	455,852	10,000 84,580
1007	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	54,074	113,185
1008	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	1,333	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: PUBLIC DEFENDERS - ELEVENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	25,489,130	
	FROM TRUST FUNDS		3,602,750
	TOTAL POSITIONS	384.00	
	TOTAL ALL FUNDS		29,091,880
PROGRAM: PUBLIC DEFENDERS - TWELFTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	4,983,618	
1009	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	97.50 5,770,089	202,088 234,241 667,444
1010	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	19,836	20,000
1011	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	222,605	58,400 37,272
1012	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		4,444 17,712
TOTAL: PROGRAM: PUBLIC DEFENDERS - TWELFTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	6,012,530	
	FROM TRUST FUNDS		1,241,601
	TOTAL POSITIONS	97.50	
	TOTAL ALL FUNDS		7,254,131
PROGRAM: PUBLIC DEFENDERS - THIRTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	12,825,687	
1013	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	221.50 12,551,839	761,694 1,050,473 1,408,649
1014	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM PUBLIC DEFENDERS REVENUE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CRIMINAL DEFENSE TRUST FUND	72,063	100,000 100,000 11,201
1015	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		44,000

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1016	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	548,027	
	FROM GRANTS AND DONATIONS TRUST FUND		137,844
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		107,983
1017	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	31,259	
	FROM GRANTS AND DONATIONS TRUST FUND		14,483
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		21,909
1018	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	13,206,023	
	FROM TRUST FUNDS		3,758,236
	TOTAL POSITIONS	221.50	
	TOTAL ALL FUNDS		16,964,259
PROGRAM: PUBLIC DEFENDERS - FOURTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	3,505,628	
1019	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	62.00	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND	4,151,665	
	FROM GRANTS AND DONATIONS TRUST FUND		140,212
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		59,414
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		549,016
1020	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	13,565	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		162,925
1021	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		141,361
1022	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	9,636	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		16,544
1023	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		2,855
TOTAL: PROGRAM: PUBLIC DEFENDERS - FOURTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	4,302,417	
	FROM TRUST FUNDS		1,087,327
	TOTAL POSITIONS	62.00	
	TOTAL ALL FUNDS		5,389,744

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

PROGRAM: PUBLIC DEFENDERS - FIFTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	9,667,377	
1024	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	189.00	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND	11,803,050	
	FROM GRANTS AND DONATIONS TRUST FUND		415,940
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		196,088
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		657,404
1025	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	54,065	
	FROM GRANTS AND DONATIONS TRUST FUND		114,866
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		36,413
1026	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		75,000
1027	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
1028	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	27,422	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		10,957
1029	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	12,033,640	
	FROM TRUST FUNDS		1,872,082
	TOTAL POSITIONS	189.00	
	TOTAL ALL FUNDS		13,905,722
PROGRAM: PUBLIC DEFENDERS - SIXTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	2,252,419	
1030	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	41.00	
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND	2,734,285	
	FROM GRANTS AND DONATIONS TRUST FUND		93,856
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		135,208
1031	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
1032	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	64,846	
	FROM GRANTS AND DONATIONS TRUST FUND		10,000

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		17,760
1033	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	3,294	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		2,668
1034	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	1,170	
TOTAL: PROGRAM: PUBLIC DEFENDERS - SIXTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	2,810,563	
	FROM TRUST FUNDS		265,839
	TOTAL POSITIONS	41.00	
	TOTAL ALL FUNDS		3,076,402
PROGRAM: PUBLIC DEFENDERS - SEVENTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	12,676,012	
1035	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	224.00	14,517,225
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		527,660
	FROM GRANTS AND DONATIONS TRUST FUND		943,147
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,023,133
1036	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
1037	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	424,593	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		208,165
1038	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		48,682
1039	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	3,812	
TOTAL: PROGRAM: PUBLIC DEFENDERS - SEVENTEENTH JUDICIAL CIRCUIT			
	FROM GENERAL REVENUE FUND	15,027,884	
	FROM TRUST FUNDS		3,737,495
	TOTAL POSITIONS	224.00	
	TOTAL ALL FUNDS		18,765,379
PROGRAM: PUBLIC DEFENDERS - EIGHTEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	6,371,810	
1040	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	119.00	6,835,132
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		234,430
	FROM GRANTS AND DONATIONS TRUST FUND		400,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,508,073

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1041	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	12,792	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		28,160
1041A	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	227,858	
1042	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	353,887	
	FROM GRANTS AND DONATIONS TRUST FUND		5,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		301,314
1043	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	19,560	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,248
1044	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	7,449,229	
	FROM TRUST FUNDS		2,483,461
	TOTAL POSITIONS	119.00	
	TOTAL ALL FUNDS		9,932,690
PROGRAM: PUBLIC DEFENDERS - NINETEENTH JUDICIAL CIRCUIT			
	APPROVED SALARY RATE	4,312,320	
1045	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	80.00	4,690,306
	FROM PUBLIC DEFENDERS REVENUE TRUST FUND		159,331
	FROM GRANTS AND DONATIONS TRUST FUND		277,475
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		805,966
1046	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	22,918	
	FROM GRANTS AND DONATIONS TRUST FUND		40,000
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		139,622
1047	SPECIAL CATEGORIES PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND	113,318	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		194,650
1048	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	15,024	
	FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		12,774
1049	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INDIGENT CRIMINAL DEFENSE TRUST FUND		1,440

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: PUBLIC DEFENDERS - NINETEENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 4,841,566
 FROM TRUST FUNDS 1,631,258
 TOTAL POSITIONS 80.00
 TOTAL ALL FUNDS 6,472,824

PROGRAM: PUBLIC DEFENDERS - TWENTIETH JUDICIAL CIRCUIT

APPROVED SALARY RATE 6,845,635

1050 SALARIES AND BENEFITS POSITIONS 138.00
 FROM GENERAL REVENUE FUND 7,845,337
 FROM PUBLIC DEFENDERS REVENUE TRUST FUND 327,734
 FROM GRANTS AND DONATIONS TRUST FUND 960,423
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 670,091

1051 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

1052 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 143,086

1053 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 31,692

1054 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 8,202,059
 FROM TRUST FUNDS 2,362,726
 TOTAL POSITIONS 138.00
 TOTAL ALL FUNDS 10,564,785

PUBLIC DEFENDERS APPELLATE DIVISION

PROGRAM: PUBLIC DEFENDERS APPELLATE - SECOND JUDICIAL CIRCUIT

APPROVED SALARY RATE 2,000,990

1055 SALARIES AND BENEFITS POSITIONS 34.00
 FROM GENERAL REVENUE FUND 2,615,960

1056 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 21,114

1057 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND 128,971

1058 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND 2,535

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TOTAL: PROGRAM: PUBLIC DEFENDERS APPELLATE - SECOND JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 2,768,580
 TOTAL POSITIONS 34.00
 TOTAL ALL FUNDS 2,768,580

PROGRAM: PUBLIC DEFENDERS APPELLATE - SEVENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 1,946,487

1059 SALARIES AND BENEFITS POSITIONS 33.00
 FROM GENERAL REVENUE FUND 2,512,536

1060 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 17,381

1061 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND 141,907

1062 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 2,678,664
 TOTAL POSITIONS 33.00
 TOTAL ALL FUNDS 2,678,664

PROGRAM: PUBLIC DEFENDERS APPELLATE - TENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 2,732,134

1063 SALARIES AND BENEFITS POSITIONS 50.00
 FROM GENERAL REVENUE FUND 3,514,311

1064 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 727,390

1065 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND 144,849

1066 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 4,389,118
 TOTAL POSITIONS 50.00
 TOTAL ALL FUNDS 4,389,118

PROGRAM: PUBLIC DEFENDERS APPELLATE - ELEVENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 1,637,395

1067 SALARIES AND BENEFITS POSITIONS 24.00
 FROM GENERAL REVENUE FUND 2,100,521

1068 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 33,731

1069 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES FROM GENERAL REVENUE FUND 37,161

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL: PROGRAM: PUBLIC DEFENDERS APPELLATE - ELEVENTH JUDICIAL CIRCUIT
 FROM GENERAL REVENUE FUND 2,171,413
 TOTAL POSITIONS 24.00
 TOTAL ALL FUNDS 2,171,413

PROGRAM: PUBLIC DEFENDERS APPELLATE - FIFTEENTH JUDICIAL CIRCUIT

APPROVED SALARY RATE 2,727,216
 1070 SALARIES AND BENEFITS POSITIONS 37.00
 FROM GENERAL REVENUE FUND 3,446,381
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 112,611
 1071 SPECIAL CATEGORIES
 PUBLIC DEFENDER OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 44,974
 FROM INDIGENT CRIMINAL DEFENSE TRUST FUND 50,000
 1072 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 3,493,699
 FROM TRUST FUNDS 162,611
 TOTAL POSITIONS 37.00
 TOTAL ALL FUNDS 3,656,310

CAPITAL COLLATERAL REGIONAL COUNSELS

PROGRAM: NORTHERN REGIONAL COUNSEL

CAPITAL JUSTICE REPRESENTATION - NORTHERN REGIONAL COUNSEL

APPROVED SALARY RATE 679,800
 1073 SALARIES AND BENEFITS POSITIONS 13.00
 FROM GENERAL REVENUE FUND 990,810
 1074 SPECIAL CATEGORIES
 CASE RELATED COSTS
 FROM GENERAL REVENUE FUND 487,700
 1075 SPECIAL CATEGORIES
 OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 186,665
 1076 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 1,000
 TOTAL: CAPITAL JUSTICE REPRESENTATION - NORTHERN REGIONAL COUNSEL
 FROM GENERAL REVENUE FUND 1,666,175
 TOTAL POSITIONS 13.00
 TOTAL ALL FUNDS 1,666,175

PROGRAM: MIDDLE REGIONAL COUNSEL

CAPITAL JUSTICE REPRESENTATION - MIDDLE REGIONAL COUNSEL

APPROVED SALARY RATE 2,583,707
 1077 SALARIES AND BENEFITS POSITIONS 42.00
 FROM GENERAL REVENUE FUND 3,328,153

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1078 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 28,911
 1079 SPECIAL CATEGORIES
 CASE RELATED COSTS
 FROM GENERAL REVENUE FUND 363,004
 FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND 217,000
 1080 SPECIAL CATEGORIES
 OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 397,384
 FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND 83,000
 1081 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 5,530
 FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND 6,495
 1082 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 375

TOTAL: CAPITAL JUSTICE REPRESENTATION - MIDDLE REGIONAL COUNSEL
 FROM GENERAL REVENUE FUND 4,123,357
 FROM TRUST FUNDS 306,495
 TOTAL POSITIONS 42.00
 TOTAL ALL FUNDS 4,429,852

PROGRAM: SOUTHERN REGIONAL COUNSEL

CAPITAL JUSTICE REPRESENTATION - SOUTHERN REGIONAL COUNSEL

APPROVED SALARY RATE 2,083,691
 1083 SALARIES AND BENEFITS POSITIONS 33.00
 FROM GENERAL REVENUE FUND 2,600,086
 1084 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 8
 1085 SPECIAL CATEGORIES
 CASE RELATED COSTS
 FROM GENERAL REVENUE FUND 473,367
 FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND 165,000
 1086 SPECIAL CATEGORIES
 OPERATING EXPENDITURES
 FROM GENERAL REVENUE FUND 372,110
 FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND 135,000
 1087 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 4,455
 FROM CAPITAL COLLATERAL REGIONAL COUNSEL TRUST FUND 5,139
 1088 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM GENERAL REVENUE FUND 702

TOTAL: CAPITAL JUSTICE REPRESENTATION - SOUTHERN REGIONAL COUNSEL
 FROM GENERAL REVENUE FUND 3,450,728
 FROM TRUST FUNDS 305,139
 TOTAL POSITIONS 33.00
 TOTAL ALL FUNDS 3,755,867

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

CRIMINAL CONFLICT AND CIVIL REGIONAL COUNSELS

PROGRAM: REGIONAL CONFLICT COUNSEL - FIRST

	APPROVED SALARY RATE	6,252,805		
1089	SALARIES AND BENEFITS	POSITIONS	117.00	
	FROM GENERAL REVENUE FUND		8,641,437	
1090	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		198,589	
1091	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		795,349	
	FROM INDIGENT CIVIL DEFENSE TRUST			75,000
	FUND			
1092	SPECIAL CATEGORIES			
	REGIONAL CONFLICT COUNCIL OPERATIONS			
	FROM GENERAL REVENUE FUND		994,166	
1093	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		25,063	
1094	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		9,984	
1095	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		26,420	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - FIRST				
	FROM GENERAL REVENUE FUND		10,691,008	
	FROM TRUST FUNDS			75,000
	TOTAL POSITIONS		117.00	
	TOTAL ALL FUNDS			10,766,008

PROGRAM: REGIONAL CONFLICT COUNSEL - SECOND

	APPROVED SALARY RATE	5,269,118		
1096	SALARIES AND BENEFITS	POSITIONS	104.00	
	FROM GENERAL REVENUE FUND		6,860,109	
	FROM GRANTS AND DONATIONS TRUST			69,496
	FUND			
1097	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		351,037	
1098	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		1,021,113	
	FROM INDIGENT CIVIL DEFENSE TRUST			75,000
	FUND			
1099	SPECIAL CATEGORIES			
	REGIONAL CONFLICT COUNCIL OPERATIONS			
	FROM GENERAL REVENUE FUND		820,904	
	FROM GRANTS AND DONATIONS TRUST			165,425
	FUND			
1100	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		66,141	
1101	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		25,000	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1102 SPECIAL CATEGORIES

	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		25,653	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - SECOND				
	FROM GENERAL REVENUE FUND		9,169,957	
	FROM TRUST FUNDS			309,921
	TOTAL POSITIONS		104.00	
	TOTAL ALL FUNDS			9,479,878

PROGRAM: REGIONAL CONFLICT COUNSEL - THIRD

	APPROVED SALARY RATE	2,492,954		
1103	SALARIES AND BENEFITS	POSITIONS	48.00	
	FROM GENERAL REVENUE FUND		3,318,019	
1104	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		177,769	
1105	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		1,576,836	
	FROM INDIGENT CIVIL DEFENSE TRUST			20,000
	FUND			
1106	SPECIAL CATEGORIES			
	REGIONAL CONFLICT COUNCIL OPERATIONS			
	FROM GENERAL REVENUE FUND		375,444	
1107	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		7,429	
1108	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		1,100	
1109	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		12,303	
TOTAL: PROGRAM: REGIONAL CONFLICT COUNSEL - THIRD				
	FROM GENERAL REVENUE FUND		5,468,900	
	FROM TRUST FUNDS			20,000
	TOTAL POSITIONS		48.00	
	TOTAL ALL FUNDS			5,488,900

PROGRAM: REGIONAL CONFLICT COUNSEL - FOURTH

	APPROVED SALARY RATE	3,857,151		
1110	SALARIES AND BENEFITS	POSITIONS	71.00	
	FROM GENERAL REVENUE FUND		5,208,603	
1111	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		458,729	
1112	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		1,707,457	
	FROM INDIGENT CIVIL DEFENSE TRUST			55,980
	FUND			
1113	SPECIAL CATEGORIES			
	REGIONAL CONFLICT COUNCIL OPERATIONS			
	FROM GENERAL REVENUE FUND		1,143,828	
1114	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		29,374	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1115	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	7,807	
1116	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	16,492	
TOTAL:	PROGRAM: REGIONAL CONFLICT COUNSEL - FOURTH FROM GENERAL REVENUE FUND FROM TRUST FUNDS	8,572,290	55,980
	TOTAL POSITIONS	71.00	
	TOTAL ALL FUNDS	8,628,270	
PROGRAM: REGIONAL CONFLICT COUNSEL - FIFTH			
	APPROVED SALARY RATE	3,495,200	
1117	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND	73.00	4,933,946
1118	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	177,282	
1119	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	1,000,666	5,800
1120	SPECIAL CATEGORIES REGIONAL CONFLICT COUNCIL OPERATIONS FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM INDIGENT CIVIL DEFENSE TRUST FUND	711,473	13,890 100,000
1121	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	101,803	
1122	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	12,000	
1123	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	17,539	
TOTAL:	PROGRAM: REGIONAL CONFLICT COUNSEL - FIFTH FROM GENERAL REVENUE FUND FROM TRUST FUNDS	6,954,709	119,690
	TOTAL POSITIONS	73.00	
	TOTAL ALL FUNDS	7,074,399	
TOTAL:	JUSTICE ADMINISTRATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	714,423,583	137,105,290
	TOTAL POSITIONS	10,370.75	
	TOTAL ALL FUNDS	851,528,873	
	TOTAL APPROVED SALARY RATE	511,493,768	

JUVENILE JUSTICE, DEPARTMENT OF

From the funds in Specific Appropriations 1124 through 1208, 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

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

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 performance reports indicate successful compliance with the performance measures described in the contract.

From the funds in Specific Appropriations 1124 through 1208, 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 1124 through 1208, 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.

From the funds in Specific Appropriations 1124 through 1208, the department may work within its existing budget, including applicable grants, to implement any corrective action plan that is developed as the result of a Prison Rape Elimination Act audit conducted in accordance with Title 23, Part 115 of the Code of Federal Regulations. The department may request additional resources required through the Legislative Budget Request process as defined in chapter 216, Florida Statutes.

From the funds in Specific Appropriations 1124 through 1208, the Department of Juvenile Justice shall conduct a comprehensive statewide review of county-level data, including a gap analysis of services and programs available across all counties in the state, to evaluate the implementation of juvenile justice policies at the county level. As the result of such review, the department shall prepare a report that includes benchmarking of counties' performance on factors that demonstrate how a county is supporting the department's strategic goals of preventing and diverting more youth from entering the juvenile justice system; providing appropriate, less restrictive, community-based sanctions and services; reserving serious sanctions for youth who pose the greatest risk to public safety; and focusing on rehabilitation. The report shall also include recommendations and strategies that can be implemented by the department or counties to address any identified deficiencies and to assist in developing a statewide, coordinated response across all of Florida's communities to support the department's strategic goals. A copy of the report shall be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2016.

PROGRAM: JUVENILE DETENTION PROGRAM

DETENTION CENTERS

	APPROVED SALARY RATE	49,662,805	
1124	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND	1,479.00	26,239,936 964,317 38,461,819
1125	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND	319,081	596,864 1,264,877
1126	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	1,044,743	1,090,728 824,860

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		4,088,076
1127	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	42,225	
	FROM FEDERAL GRANTS TRUST FUND		92,293
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		185,762
1128	FOOD PRODUCTS		
	FROM GENERAL REVENUE FUND	517,791	
	FROM FEDERAL GRANTS TRUST FUND		1,193,649
	FROM GRANTS AND DONATIONS TRUST FUND		127,472
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		930,365
1129	SPECIAL CATEGORIES		
	LEGISLATIVE INITIATIVES TO REDUCE AND PREVENT JUVENILE CRIME		
	FROM GENERAL REVENUE FUND	29,110	
1130	SPECIAL CATEGORIES		
	GRANTS AND AIDS - GRANTS TO FISCALLY CONSTRAINED COUNTIES FOR DETENTION CENTER COSTS		
	FROM GENERAL REVENUE FUND	3,883,853	
1131	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	954,864	
	FROM FEDERAL GRANTS TRUST FUND		40,690
	FROM GRANTS AND DONATIONS TRUST FUND		3,116
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		1,379,115
1132	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	3,519,891	
	FROM FEDERAL GRANTS TRUST FUND		49,069
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		5,087,776
1133	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	1,872,592	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		2,585,960
1134	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	90,364	
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		124,788
1135	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	194,250	
	FROM FEDERAL GRANTS TRUST FUND		10,135
	FROM GRANTS AND DONATIONS TRUST FUND		993
	FROM SHARED COUNTY/STATE JUVENILE DETENTION TRUST FUND		283,618
TOTAL:	DETENTION CENTERS		
	FROM GENERAL REVENUE FUND	38,708,700	
	FROM TRUST FUNDS		59,386,342
	TOTAL POSITIONS	1,479.00	
	TOTAL ALL FUNDS		98,095,042

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

PROGRAM: PROBATION AND COMMUNITY CORRECTIONS PROGRAM

COMMUNITY SUPERVISION

	APPROVED SALARY RATE	31,567,304	
1137	SALARIES AND BENEFITS		849.50
	POSITIONS		37,798,684
	FROM GENERAL REVENUE FUND		
	FROM GRANTS AND DONATIONS TRUST FUND		46,631
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		4,850,629
1138	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	591,986	
1139	EXPENSES		
	FROM GENERAL REVENUE FUND	4,640,034	
	FROM FEDERAL GRANTS TRUST FUND		35,866
	FROM GRANTS AND DONATIONS TRUST FUND		7,407
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		311,856
1140	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	41,556	
1141	SPECIAL CATEGORIES		
	JUVENILE REDIRECTIONS PROGRAM		
	FROM GENERAL REVENUE FUND	5,364,831	

Funds in Specific Appropriation 1141 are provided for services to youth at risk of commitment who 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.

From the funds in Specific Appropriation 1141, \$500,000 in recurring general revenue funds is provided for the PLL group and family therapy program.

1142	SPECIAL CATEGORIES		
	LEGISLATIVE INITIATIVES TO REDUCE AND PREVENT JUVENILE CRIME		
	FROM GENERAL REVENUE FUND	635,947	
1143	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	602,545	
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		42,490
1144	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	32,167,082	
	FROM GRANTS AND DONATIONS TRUST FUND		1,552,310
	FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND		81,995

From the funds in Specific Appropriations 1144, 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.

From the funds in Specific Appropriation 1144, \$750,000 from recurring general revenue funds is provided for an AMIKids gender specific pilot project.

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1145	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	364,939	
1146	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	236,213	
1147	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	279,313	11,062
TOTAL:	COMMUNITY SUPERVISION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	82,723,130	6,940,246
	TOTAL POSITIONS TOTAL ALL FUNDS	849.50	89,663,376
COMMUNITY INTERVENTIONS AND SERVICES			
	APPROVED SALARY RATE	17,733,969	
1148	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	505.00 21,681,121	26,745 2,779,034
1149	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	1,014,298	
1150	EXPENSES FROM GENERAL REVENUE FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	2,623,784	182,506
1151	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	27,131	
1152	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	395,031	27,856
1153	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND	15,077,556	
From the funds in Specific Appropriation 1153, \$500,000 in recurring general revenue funds shall be used for a juvenile assessment center in Broward County.			
1154	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	211,815	
1155	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	154,863	
1156	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	170,701	6,761

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

TOTAL:	COMMUNITY INTERVENTIONS AND SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	41,356,300	3,022,902
	TOTAL POSITIONS TOTAL ALL FUNDS	505.00	44,379,202
PROGRAM: OFFICE OF THE SECRETARY/ASSISTANT SECRETARY FOR ADMINISTRATIVE SERVICES			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	10,347,612	
1158	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	227.50 13,615,280	308,268
1159	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM JUVENILE JUSTICE TRAINING TRUST FUND	426,432	72,341 11,712
1160	EXPENSES FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND FROM JUVENILE JUSTICE TRAINING TRUST FUND	2,475,105	149,305 605,353
1161	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	32,841	
1162	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	459,285	
1163	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND	8,684	
1164	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	584,408	445,930 208,537
1165	SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM JUVENILE JUSTICE TRAINING TRUST FUND	349,329	2,139,189
1166	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	197,269	
1167	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND	59,032	
1168	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM JUVENILE JUSTICE TRAINING TRUST FUND	67,149	3,973
1169	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	77,950	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

FROM GRANTS AND DONATIONS TRUST FUND		1,331	
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	18,352,764		
FROM TRUST FUNDS		3,945,939	
TOTAL POSITIONS	227.50		
TOTAL ALL FUNDS			22,298,703
INFORMATION TECHNOLOGY			
APPROVED SALARY RATE	2,874,428		
1170 SALARIES AND BENEFITS POSITIONS	59.50		
FROM GENERAL REVENUE FUND		3,543,267	
1171 EXPENSES			
FROM GENERAL REVENUE FUND		1,738,241	
1172 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND		48,866	
1173 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		403,377	
1174 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND		240,000	
1175 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND		13,315	
1176 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND		20,234	
1177 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE			
TECHNOLOGY (AST)			
FROM GENERAL REVENUE FUND		712,530	
TOTAL: INFORMATION TECHNOLOGY			
FROM GENERAL REVENUE FUND		6,719,830	
TOTAL POSITIONS	59.50		
TOTAL ALL FUNDS			6,719,830

PROGRAM: RESIDENTIAL CORRECTIONS PROGRAM

From the funds in Specific Appropriations 1178 through 1194, 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 Appropriations 1178 through 1194, in selecting a private provider for operation of secure and non-secure residential programs, the Department of Juvenile Justice must consider the provider's history of performance of services in other jurisdictions as well as its performance of services in Florida. The Department of Juvenile Justice must also provide a report of serious incidents to the Governor, the President of the Senate, and the Speaker of the House of Representatives on no less than a quarterly basis. The report must include, at a minimum: the number of incidents and allegations of staff abuse or abuse by another child, including whether or not an allegation was substantiated; descriptions of incidents or allegations of such abuse that resulted in physical injury or significant psychological

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

trauma, or that involved deprivation of food, water, or medical care; and the failure of a provider to report incidents or allegations within required timeframes established by the department. In addition, the department must conduct an independent review of each out-of-state provider before issuing a new contract. The report must be organized so that the incidents and allegations relating to a particular facility and to a particular provider can be readily ascertained. The Department of Juvenile Justice must also immediately report the death or serious bodily injury of a youth in a secure or non-secure residential program to the Governor, the President of the Senate, and the Speaker of the House of Representatives, and may make any additional reports that it determines to be appropriate based upon the seriousness of an incident or allegation.			
NON-SECURE RESIDENTIAL COMMITMENT			
1178 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND		117,183	
1180 SPECIAL CATEGORIES			
GRANTS AND AIDS - CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		101,649,813	
FROM SOCIAL SERVICES BLOCK GRANT			
TRUST FUND			5,500,174
1181 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND		474,261	
1182 SPECIAL CATEGORIES			
GRANTS AND AIDS - WILDERNESS THERAPEUTIC			
SERVICES			
FROM GENERAL REVENUE FUND		2,405,536	
TOTAL: NON-SECURE RESIDENTIAL COMMITMENT			
FROM GENERAL REVENUE FUND		104,646,793	
FROM TRUST FUNDS			5,500,174
TOTAL ALL FUNDS			110,146,967
SECURE RESIDENTIAL COMMITMENT			
APPROVED SALARY RATE	8,971,318		
1184 SALARIES AND BENEFITS POSITIONS	121.00		
FROM GENERAL REVENUE FUND		9,527,374	
FROM SOCIAL SERVICES BLOCK GRANT			
TRUST FUND			2,235,371
1185 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND		74,602	
1186 EXPENSES			
FROM GENERAL REVENUE FUND		1,274,079	
1187 SPECIAL CATEGORIES			
GRANTS AND AIDS - CONTRACTUAL SERVICES-			
OKEECHOBEE TRAINING SCHOOL			
FROM GENERAL REVENUE FUND		6,385,963	
FROM SOCIAL SERVICES BLOCK GRANT			
TRUST FUND			2,578,361
1188 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		644,906	
1189 SPECIAL CATEGORIES			
GRANTS AND AIDS - CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND		14,058,558	
FROM SOCIAL SERVICES BLOCK GRANT			
TRUST FUND			30,913,498
1190 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND		1,324,904	

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1191	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	44,966	
1192	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	65,834	
1194	FIXED CAPITAL OUTLAY JUVENILE FACILITIES - LEASE PURCHASE FROM GENERAL REVENUE FUND	1,806,244	
TOTAL:	SECURE RESIDENTIAL COMMITMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	35,207,430	35,727,230
	TOTAL POSITIONS	121.00	
	TOTAL ALL FUNDS		70,934,660

PROGRAM: PREVENTION AND VICTIM SERVICES

DELINQUENCY PREVENTION AND DIVERSION

	APPROVED SALARY RATE	1,147,036	
1195	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	24.00 955,441	197,237 486,162
1196	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	287,192	223,622 152,969
1197	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	233,083	82,696 282,180
1198	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - INVEST IN CHILDREN FROM JUVENILE CRIME PREVENTION AND EARLY INTERVENTION TRUST FUND		412,903
1199	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND		12,450 12,450
1200	SPECIAL CATEGORIES PACE CENTERS FROM GENERAL REVENUE FUND FROM GRANTS AND DONATIONS TRUST FUND	14,965,585	3,290,514
	From the funds in Specific Appropriation 1200, \$2,400,000 in recurring general revenue funds shall be used to operate 142 new slots for PACE Center for Girls program statewide.		
1201	SPECIAL CATEGORIES LEGISLATIVE INITIATIVES TO REDUCE AND PREVENT JUVENILE CRIME FROM GENERAL REVENUE FUND	827,920	
	From the funds in Specific Appropriation 1201, \$650,415 from recurring general revenue funds is provided to the PAR Adolescent Intervention Center (PAIC) Pasco.		
1202	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	33,720	

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1203	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	6,239,522	10,609,653 2,320,115 2,639
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From the funds in Specific Appropriation 1203, \$2,500,000 from recurring general revenue funds is provided for the Florida Alliance of Boys and Girls Clubs.

From the funds in Specific Appropriation 1203, \$1,500,000 from recurring general revenue funds is provided for Big Brothers Big Sisters of Florida.

From the funds in Specific Appropriation 1203, \$36,000 from recurring general revenue funds is provided for Pasco Association of Challenged Kids Summer Camp.

From the funds in Specific Appropriation 1203, \$95,000 from recurring general revenue funds is provided for Miami Children's Initiative for a youth employment program in Liberty City.

From the funds in Specific Appropriation 1203, \$95,000 from recurring general revenue funds is provided for New Town Success Zone in Jacksonville.

From the funds in Specific Appropriation 1203, \$200,000 from recurring general revenue funds is provided for Reichert House Youth Academy to provide after school prevention and intervention services for disadvantaged and at-risk youth.

From the funds in Specific Appropriation 1203, \$100,000 from recurring general revenue funds is provided for the Miami Dade Crime Prevention and Youth Crime Watch Program to help educate and reduce crime in Dade County.

From the funds in Specific Appropriation 1203, \$100,000 in recurring general revenue funds is provided to the Corporation to Develop Communities of Tampa, Inc. (CDC of Tampa) to provide work readiness training, skills training, job placement, and mentoring for youth in the Tampa Bay area.

1204	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	5,731	
1205	SPECIAL CATEGORIES GRANTS AND AIDS - CHILDREN/FAMILIES IN NEED OF SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND	26,810,305	1,000,000 10,277,763 383,858

From the funds in Specific Appropriation 1205, 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 1205, \$2,000,000 shall be used for the CINS/FINS program to provide non-residential services to

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

the following rural counties: Gadsden, Hamilton, Highlands, Jefferson, Madison, Taylor, Franklin, Sumter, Levy, Citrus and Bradford.

From the funds in Specific Appropriation 1205, \$2,000,000 in recurring general revenue funds is provided for facilities repair and maintenance of Children/Families In Need of Services (CINS/FINS) shelters.

1206	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	3,000		
	FROM FEDERAL GRANTS TRUST FUND		1,200	
1207	SPECIAL CATEGORIES			
	PRODIGY			
	FROM GENERAL REVENUE FUND	4,600,000		
	From the funds in Specific Appropriation 1207, 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.			
	From the funds in Specific Appropriation 1207, \$200,000 from recurring general revenue funds shall be used to operate the Prodigy Site for at-risk youth in Pasco County in the Lacochee-Tribby Community Center in collaboration with the Boys and Girls Club.			
1208	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	5,665		
	FROM FEDERAL GRANTS TRUST FUND		2,433	
	FROM GRANTS AND DONATIONS TRUST FUND		1,995	
TOTAL:	DELINQUENCY PREVENTION AND DIVERSION			
	FROM GENERAL REVENUE FUND	54,967,164		
	FROM TRUST FUNDS		29,752,839	
	TOTAL POSITIONS	24.00		
	TOTAL ALL FUNDS		84,720,003	
TOTAL:	JUVENILE JUSTICE, DEPARTMENT OF			
	FROM GENERAL REVENUE FUND	382,682,111		
	FROM TRUST FUNDS		144,275,672	
	TOTAL POSITIONS	3,265.50		
	TOTAL ALL FUNDS		526,957,783	
	TOTAL APPROVED SALARY RATE	122,304,472		
LAW ENFORCEMENT, DEPARTMENT OF				
PROGRAM: EXECUTIVE DIRECTION AND SUPPORT				
PROVIDE EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE	6,587,197		
1209	SALARIES AND BENEFITS	129.50		
	POSITIONS			
	FROM GENERAL REVENUE FUND	2,358,578		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		40,264	
	FROM FEDERAL GRANTS TRUST FUND		802,829	
	FROM OPERATING TRUST FUND		5,816,119	
1210	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		73,976	

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1211	EXPENSES			
	FROM GENERAL REVENUE FUND	753,343		
	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		604,471	
1212	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - NATIONAL CRIMINAL HISTORY IMPROVEMENT PROGRAM (NCHIP) - STATE AGENCIES			
	FROM FEDERAL GRANTS TRUST FUND		4,910,162	
1213	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - NATIONAL CRIMINAL HISTORY IMPROVEMENT PROGRAM (NCHIP) - LOCAL GOVERNMENTS			
	FROM FEDERAL GRANTS TRUST FUND		1,529,434	
1214	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - PROJECT SAFE NEIGHBORHOODS			
	FROM FEDERAL GRANTS TRUST FUND		1,263,483	
1215	AID TO LOCAL GOVERNMENTS			
	BYRNE MEMORIAL LOCAL LAW ENFORCEMENT ASSISTANCE PROGRAM			
	FROM FEDERAL GRANTS TRUST FUND		18,868,106	
1216	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	12,616		
	FROM FEDERAL GRANTS TRUST FUND		3,242	
	FROM OPERATING TRUST FUND		337	
1217	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND	9,650		
	FROM OPERATING TRUST FUND		402	
1218	SPECIAL CATEGORIES			
	GRANTS AND AIDS - FEDERAL DOMESTIC SECURITY GRANTS			
	FROM FEDERAL GRANTS TRUST FUND		1,754,800	
1219	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	
1220	SPECIAL CATEGORIES			
	DOMESTIC SECURITY			
	FROM OPERATING TRUST FUND		500	
1221	SPECIAL CATEGORIES			
	OVERTIME			
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		748	
1222	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	13,395		
	FROM ADMINISTRATIVE TRUST FUND		19,145	
	FROM OPERATING TRUST FUND		18,403	
1223	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	667		

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1224	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	98,000	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		6,000
	FROM FEDERAL GRANTS TRUST FUND		3,000
	FROM OPERATING TRUST FUND		200
1225	SPECIAL CATEGORIES BYRNE MEMORIAL STATE LAW ENFORCEMENT ASSISTANCE PROGRAM FROM FEDERAL GRANTS TRUST FUND		10,412,678
1226	SPECIAL CATEGORIES GRANTS AND AID - RESIDENTIAL SUBSTANCE ABUSE TREATMENT PROGRAM - LOCAL UNITS OF GOVERNMENT FROM FEDERAL GRANTS TRUST FUND		1,247,724
1227	SPECIAL CATEGORIES GRANTS AND AID - RESIDENTIAL SUBSTANCE ABUSE TREATMENT PROGRAM - STATE AGENCY FROM FEDERAL GRANTS TRUST FUND		3,675,511
1228	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	20,418	2,670
	FROM ADMINISTRATIVE TRUST FUND		2,634
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		17,873
	FROM OPERATING TRUST FUND		
TOTAL:	PROVIDE EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	3,360,985	
	FROM TRUST FUNDS		52,191,343
	TOTAL POSITIONS	129.50	
	TOTAL ALL FUNDS		55,552,328
PROGRAM: FLORIDA CAPITOL POLICE PROGRAM			
CAPITOL POLICE SERVICES			
	APPROVED SALARY RATE	3,838,870	
1229	SALARIES AND BENEFITS POSITIONS 88.00 FROM GENERAL REVENUE FUND		2,414
	FROM OPERATING TRUST FUND		5,661,232
1230	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND		28,778
1231	EXPENSES FROM OPERATING TRUST FUND		532,837
1232	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND		85,369
1233	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM OPERATING TRUST FUND		140,000
1234	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND		70,084
1235	SPECIAL CATEGORIES CAPITOL COMPLEX SECURITY FROM GENERAL REVENUE FUND	7,360	20,000
	FROM OPERATING TRUST FUND		
1236	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND		46,539

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1237	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM OPERATING TRUST FUND		68,064
1238	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND		5,000
1239	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	338	25,578
	FROM OPERATING TRUST FUND		
1240	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES FROM OPERATING TRUST FUND		6,969
TOTAL:	CAPITOL POLICE SERVICES FROM GENERAL REVENUE FUND	10,112	
	FROM TRUST FUNDS		6,690,450
	TOTAL POSITIONS	88.00	
	TOTAL ALL FUNDS		6,700,562
PROGRAM: INVESTIGATIONS AND FORENSIC SCIENCE PROGRAM			
PROVIDE CRIME LAB SERVICES			
	APPROVED SALARY RATE	20,859,252	
1241	SALARIES AND BENEFITS POSITIONS 433.00 FROM GENERAL REVENUE FUND		29,363,201
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		21,216
	FROM FEDERAL GRANTS TRUST FUND		10,892
	FROM OPERATING TRUST FUND		559,884
1242	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	59,352	167,875
	FROM FEDERAL GRANTS TRUST FUND		
1243	EXPENSES FROM GENERAL REVENUE FUND	6,122,451	2,952,624
	FROM FEDERAL GRANTS TRUST FUND		
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		510,531
	FROM OPERATING TRUST FUND		815,884
From the funds in Specific Appropriation 1243, 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 1243 for the purpose of processing rape kits, including the backlog of non-suspect rape cases.			
1244	AID TO LOCAL GOVERNMENTS CRIMINAL INVESTIGATIONS FROM FEDERAL GRANTS TRUST FUND		741,091
	FROM OPERATING TRUST FUND		2,379,702
1245	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	364,099	5,000
	FROM ADMINISTRATIVE TRUST FUND		1,327,000
	FROM FEDERAL GRANTS TRUST FUND		124,000
	FROM OPERATING TRUST FUND		
1246	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND		168,960

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1247	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	2,178,628	
	FROM FEDERAL GRANTS TRUST FUND		1,690,200
	FROM OPERATING TRUST FUND		500,000

From the funds in Specific Appropriation 1247, \$300,000 in recurring general revenue funds is provided for the Department of Law Enforcement to conduct a statewide audit of rape kits that have not been analyzed, including both kits that have been submitted to a laboratory for analysis and those that have not been submitted. The department shall submit a report of its findings, including reasons for delays or deferment of analysis, to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2016.

1248	SPECIAL CATEGORIES OVERTIME		
	FROM GENERAL REVENUE FUND	351,900	
	FROM FEDERAL GRANTS TRUST FUND		404,976

1249	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND		96,203

1250	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	50,000	

1251	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	136,277	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		178
	FROM FEDERAL GRANTS TRUST FUND		1,672
	FROM OPERATING TRUST FUND		2,064

TOTAL:	PROVIDE CRIME LAB SERVICES		
	FROM GENERAL REVENUE FUND	38,794,868	
	FROM TRUST FUNDS		12,310,992

	TOTAL POSITIONS	433.00	
	TOTAL ALL FUNDS		51,105,860

PROVIDE INVESTIGATIVE SERVICES

APPROVED SALARY RATE 36,201,898

1252	SALARIES AND BENEFITS POSITIONS	584.00	
	FROM GENERAL REVENUE FUND	39,707,863	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		31,672
	FROM FEDERAL GRANTS TRUST FUND		595,601
	FROM OPERATING TRUST FUND		9,142,553

From the funds in Specific Appropriations 1252 through 1264, the Department of Law Enforcement shall investigate all deaths of inmates who are in the custody of the Department of Corrections.

1253	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	307,983	
	FROM ADMINISTRATIVE TRUST FUND		25,276
	FROM FEDERAL GRANTS TRUST FUND		194,832
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		42,360
	FROM OPERATING TRUST FUND		38,120

1254	EXPENSES		
	FROM GENERAL REVENUE FUND	6,934,968	
	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

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM REVOLVING TRUST FUND		1,000,000
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		550,000

From the funds provided in Specific Appropriation 1254 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.

1255	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	271,344	
	FROM ADMINISTRATIVE TRUST FUND		5,000
	FROM FEDERAL GRANTS TRUST FUND		159,509
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		190,574

1256	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND	662,091	
	FROM FORFEITURE AND INVESTIGATIVE SUPPORT TRUST FUND		580,000
	FROM OPERATING TRUST FUND		100,000

1257	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

1258	SPECIAL CATEGORIES DOMESTIC SECURITY		
	FROM GENERAL REVENUE FUND	1,350,267	
	FROM FEDERAL GRANTS TRUST FUND		1,522,672

1259	SPECIAL CATEGORIES GRANTS AND AIDS - SPECIAL PROJECTS		
	FROM GENERAL REVENUE FUND	1,232,461	
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND		300,000

From the funds in Specific Appropriation 1259, \$232,461 in recurring general revenue funds is provided for the A Child Is Missing program.

From the funds in Specific Appropriation 1259, \$500,000 in recurring general revenue funds is provided to the Broward Sheriff's Office for enhancement of its Violence Intervention Pro-Active Enforcement Response Team (V.I.P.E.R.). This pilot program will implement new intelligence-led policing approaches through additional staff, equipment, and analytical resources to specifically target activities of known violent felons. The gauge of the effectiveness of the new approaches will be whether there is a significant, measurable decrease in violent crime rates in Broward County. The Broward Sheriff's Office shall provide a report on the effectiveness of the program to the Florida Department of Law Enforcement, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee by March 1, 2016.

From the funds in Specific Appropriation 1259, \$500,000 in recurring general revenue funds is provided for the Broward Sheriff's Office inmate portal.

1260	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

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1261	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	369,689		507,739
	FROM ADMINISTRATIVE TRUST FUND			113,031
	FROM OPERATING TRUST FUND			
1262	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	526,961		21,312
	FROM OPERATING TRUST FUND			
1263	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	72,000		
1264	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	218,596		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND			1,055
	FROM FEDERAL GRANTS TRUST FUND			3,226
	FROM OPERATING TRUST FUND			8,158
TOTAL:	PROVIDE INVESTIGATIVE SERVICES			
	FROM GENERAL REVENUE FUND	52,188,964		
	FROM TRUST FUNDS		20,813,966	
	TOTAL POSITIONS	584.00		
	TOTAL ALL FUNDS		73,002,930	
MUTUAL AID AND PREVENTION SERVICES				
	APPROVED SALARY RATE	1,140,220		
1265	SALARIES AND BENEFITS POSITIONS	17.00		
	FROM GENERAL REVENUE FUND	1,525,863		
	FROM OPERATING TRUST FUND		34,855	
1266	EXPENSES			
	FROM GENERAL REVENUE FUND	127,251		
1267	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	9,441		
1268	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	2,839		
1269	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	6,397		122
	FROM OPERATING TRUST FUND			
TOTAL:	MUTUAL AID AND PREVENTION SERVICES			
	FROM GENERAL REVENUE FUND	1,671,791		
	FROM TRUST FUNDS		34,977	
	TOTAL POSITIONS	17.00		
	TOTAL ALL FUNDS		1,706,768	
PROGRAM: CRIMINAL JUSTICE INFORMATION PROGRAM				
PROVIDE INFORMATION NETWORK SERVICES TO THE LAW ENFORCEMENT COMMUNITY				
	APPROVED SALARY RATE	6,630,559		
1270	SALARIES AND BENEFITS POSITIONS	125.00		
	FROM GENERAL REVENUE FUND	258,286		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND			14,705
	FROM FEDERAL GRANTS TRUST FUND			65,741

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM OPERATING TRUST FUND			8,376,843
1271	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			5,838
	FROM FEDERAL GRANTS TRUST FUND			176,735
	FROM OPERATING TRUST FUND			191,126
1272	EXPENSES			
	FROM GENERAL REVENUE FUND	32,750		
	FROM ADMINISTRATIVE TRUST FUND			2,202
	FROM FEDERAL GRANTS TRUST FUND			370,423
	FROM OPERATING TRUST FUND			7,546,631
1273	OPERATING CAPITAL OUTLAY			
	FROM ADMINISTRATIVE TRUST FUND			5,000
	FROM FEDERAL GRANTS TRUST FUND			489,099
	FROM OPERATING TRUST FUND			1,666,018
1274	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			7,153,504
1275	SPECIAL CATEGORIES OVERTIME			
	FROM OPERATING TRUST FUND			46,200
1276	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND			8,614
	FROM OPERATING TRUST FUND			24,195
1277	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM OPERATING TRUST FUND			1,051,070
1278	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM OPERATING TRUST FUND			4,500
1279	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	6,465		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND			1,400
	FROM FEDERAL GRANTS TRUST FUND			315
	FROM OPERATING TRUST FUND			32,927
1280	QUALIFIED EXPENDITURE CATEGORY REPLACE COMPUTERIZED CRIMINAL HISTORY SYSTEM (CCH)			
	FROM OPERATING TRUST FUND			3,493,873
1281	DATA PROCESSING SERVICES TECHNOLOGY RESOURCE CENTER - DEPARTMENT OF MANAGEMENT SERVICES			
	FROM OPERATING TRUST FUND			26,740
TOTAL:	PROVIDE INFORMATION NETWORK SERVICES TO THE LAW ENFORCEMENT COMMUNITY			
	FROM GENERAL REVENUE FUND	298,100		
	FROM TRUST FUNDS			32,832,322
	TOTAL POSITIONS	125.00		
	TOTAL ALL FUNDS			33,130,422
PROVIDE PREVENTION AND CRIME INFORMATION SERVICES				
	APPROVED SALARY RATE	12,345,444		
1282	SALARIES AND BENEFITS POSITIONS	330.00		
	FROM GENERAL REVENUE FUND	792,459		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND			19,477

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM FEDERAL GRANTS TRUST FUND		495,237	
	FROM OPERATING TRUST FUND		16,165,131	
1283	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	10,000		
	FROM ADMINISTRATIVE TRUST FUND		5,000	
	FROM FEDERAL GRANTS TRUST FUND		700,928	
	FROM OPERATING TRUST FUND		241,182	
1284	EXPENSES			
	FROM GENERAL REVENUE FUND	167,528		
	FROM ADMINISTRATIVE TRUST FUND		85,781	
	FROM FEDERAL GRANTS TRUST FUND		358,539	
	FROM OPERATING TRUST FUND		2,151,875	
1285	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	2,600		
	FROM OPERATING TRUST FUND		309,792	
1286	SPECIAL CATEGORIES			
	ACQUISITION OF MOTOR VEHICLES			
	FROM GENERAL REVENUE FUND	402		
	FROM OPERATING TRUST FUND		118,168	
1287	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		2,152,640	
1288	SPECIAL CATEGORIES			
	OVERTIME			
	FROM OPERATING TRUST FUND		218,946	
1289	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND		59,283	
	FROM OPERATING TRUST FUND		23,957	
1290	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM OPERATING TRUST FUND		5,160	
1291	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	2,000		
	FROM OPERATING TRUST FUND		18,000	
1292	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	5,545		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		1,274	
	FROM FEDERAL GRANTS TRUST FUND		2,903	
	FROM OPERATING TRUST FUND		99,817	
TOTAL:	PROVIDE PREVENTION AND CRIME INFORMATION SERVICES			
	FROM GENERAL REVENUE FUND	1,183,012		
	FROM TRUST FUNDS		23,380,430	
	TOTAL POSITIONS	330.00		
	TOTAL ALL FUNDS		24,563,442	
PROGRAM: CRIMINAL JUSTICE PROFESSIONALISM				
LAW ENFORCEMENT STANDARDS COMPLIANCE				
	APPROVED SALARY RATE	2,610,019		
1293	SALARIES AND BENEFITS			
	POSITIONS	50.00		
	FROM GENERAL REVENUE FUND		191,812	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		3,086,598	
	FROM FEDERAL GRANTS TRUST FUND		81,198	
	FROM OPERATING TRUST FUND		165,550	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1294	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		53,142	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		205,380	
1295	EXPENSES			
	FROM GENERAL REVENUE FUND	10,000		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		418,662	
	FROM FEDERAL GRANTS TRUST FUND		64,300	
1296	OPERATING CAPITAL OUTLAY			
	FROM FEDERAL GRANTS TRUST FUND		47,000	
1297	SPECIAL CATEGORIES			
	TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
	FROM OPERATING TRUST FUND		146,955	
1298	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		175,741	
	FROM FEDERAL GRANTS TRUST FUND		35,000	
	FROM OPERATING TRUST FUND		100,000	
1299	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM OPERATING TRUST FUND		16,663	
1300	SPECIAL CATEGORIES			
	GRANTS AND AIDS - SPECIAL EDUCATION AND TECHNICAL TRAINING			
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		5,401,252	
1301	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		6,800	
1302	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	191		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		16,740	
TOTAL:	LAW ENFORCEMENT STANDARDS COMPLIANCE			
	FROM GENERAL REVENUE FUND	255,145		
	FROM TRUST FUNDS		9,967,839	
	TOTAL POSITIONS	50.00		
	TOTAL ALL FUNDS		10,222,984	
LAW ENFORCEMENT TRAINING AND CERTIFICATION SERVICES				
	APPROVED SALARY RATE	2,604,303		
1303	SALARIES AND BENEFITS			
	POSITIONS	48.50		
	FROM GENERAL REVENUE FUND		269,428	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		3,250,074	
	FROM OPERATING TRUST FUND		131,174	
1304	OTHER PERSONAL SERVICES			
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		460,798	
	FROM OPERATING TRUST FUND		3,000	
1305	EXPENSES			
	FROM GENERAL REVENUE FUND	18,174		
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		1,313,640	
	FROM OPERATING TRUST FUND		61,178	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1306	OPERATING CAPITAL OUTLAY FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		153,819
1307	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	801,000	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		668,202
	FROM OPERATING TRUST FUND		36,579

From the funds in Specific Appropriation 1307, \$800,000 in recurring general revenue funds is provided for the Department of Law Enforcement to develop and administer a program to provide Crisis Intervention Team (CIT) training for law enforcement officers. The CIT training course must focus on proper management of law enforcement interactions with persons who have mental health issues.

1308	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		3,734
	FROM OPERATING TRUST FUND		8,951

1309	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	4,290	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		5,070

1310	SPECIAL CATEGORIES TRANSFER TO CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND FROM GENERAL REVENUE FUND	4,800,000	
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1311	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		9,000
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1312	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	1,738	
	FROM CRIMINAL JUSTICE STANDARDS AND TRAINING TRUST FUND		14,936
	FROM OPERATING TRUST FUND		1,033

TOTAL: LAW ENFORCEMENT TRAINING AND CERTIFICATION SERVICES			
FROM GENERAL REVENUE FUND	5,894,630		
FROM TRUST FUNDS		6,121,188	

TOTAL POSITIONS	48.50		
TOTAL ALL FUNDS		12,015,818	

TOTAL: LAW ENFORCEMENT, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	103,657,607		
FROM TRUST FUNDS		164,343,507	

TOTAL POSITIONS	1,805.00		
TOTAL ALL FUNDS		268,001,114	
TOTAL APPROVED SALARY RATE	92,817,762		

LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL

PROGRAM: OFFICE OF ATTORNEY GENERAL

VICTIM SERVICES

APPROVED SALARY RATE 4,479,059

1313	SALARIES AND BENEFITS POSITIONS	105.00	
	FROM CRIMES COMPENSATION TRUST FUND		4,790,563
	FROM CRIME STOPPERS' TRUST FUND		139,061
	FROM FEDERAL GRANTS TRUST FUND		940,789

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND		338,936
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1314	OTHER PERSONAL SERVICES FROM CRIMES COMPENSATION TRUST FUND		68,383
	FROM CRIME STOPPERS' TRUST FUND		5,100
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND		55,796

1315	EXPENSES		
	FROM GENERAL REVENUE FUND	257	
	FROM CRIMES COMPENSATION TRUST FUND		846,418
	FROM CRIME STOPPERS' TRUST FUND		69,219
	FROM FEDERAL GRANTS TRUST FUND		108,689
	FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND		100,316

1316	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

1317	SPECIAL CATEGORIES AWARDS TO CLAIMANTS FROM CRIMES COMPENSATION TRUST FUND		24,842,082
	FROM FEDERAL GRANTS TRUST FUND		13,192,000

1318	SPECIAL CATEGORIES VICTIM SERVICES FROM GENERAL REVENUE FUND	700,000	
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From the funds in Specific Appropriation 1318, \$200,000 from recurring general revenue funds is provided for Quigley House to provide services to victims of sexual and domestic violence.

From the funds in Specific Appropriation 1318, \$500,000 in recurring general revenue funds is 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.

1319	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	1,490,192	
	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

From the funds in Specific Appropriation 1319, \$300,000 from recurring general revenue funds is provided for the Justice Coalition to provide crisis counseling, referral, education, and advocacy to victims of violent crimes.

From the funds in Specific Appropriation 1319, \$500,000 in recurring general revenue funds is provided to the Child Safety Matters program for a research-based prevention education curriculum to protect children from bullying, cyberbullying, and sexual abuse in Florida's public elementary schools.

1320	SPECIAL CATEGORIES GRANTS AND AIDS - MINORITY COMMUNITIES CRIME PREVENTION PROGRAMS FROM GENERAL REVENUE FUND	4,389,055	
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SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1321	SPECIAL CATEGORIES GRANTS AND AIDS - CRIME STOPPERS FROM CRIME STOPPERS TRUST FUND . . .		4,500,000
1322	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM CRIMES COMPENSATION TRUST FUND FROM CRIME STOPPERS TRUST FUND FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND		97,087 35,589 5,956
1323	SPECIAL CATEGORIES GRANTS AND AIDS - VICTIM ASSISTANCE SERVICES FROM FEDERAL GRANTS TRUST FUND		25,000,000
1324	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM CRIMES COMPENSATION TRUST FUND FROM CRIME STOPPERS TRUST FUND FROM FLORIDA CRIME PREVENTION TRAINING INSTITUTE REVOLVING TRUST FUND		32,035 592 1,861
TOTAL:	VICTIM SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	6,579,504	75,590,891
	TOTAL POSITIONS	105.00	
	TOTAL ALL FUNDS		82,170,395
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	6,794,648	
1325	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM CRIMES COMPENSATION TRUST FUND FROM OPERATING TRUST FUND	137.00 6,274,881	3,358,799 2,076 10,387
1326	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	77,055	160,828
1327	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	542,494	947,151
1328	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	274,961	1,042,801
1329	SPECIAL CATEGORIES ATTORNEY GENERAL'S LAW LIBRARY FROM GENERAL REVENUE FUND FROM LEGAL AFFAIRS REVOLVING TRUST FUND	434,776	2,800
1330	SPECIAL CATEGORIES COMMISSION ON THE STATUS OF WOMEN FROM GENERAL REVENUE FUND	106,596	
1331	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM LEGAL AFFAIRS REVOLVING TRUST FUND	325,528	55,268 73,200
	From the funds in Specific Appropriation 1331, \$100,000 in recurring		

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

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 within 125 percent of the Federal Poverty Guidelines.

From the funds in Specific Appropriation 1331, \$100,000 in recurring general revenue funds is provided to the Virgil Hawkins Florida Chapter Bar Association.

1332	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	97,689	76,862
1333	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	292	3,696
1334	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	36,333	13,291
1335	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	135,441	157,876
1336	FIXED CAPITAL OUTLAY FACILITIES REPAIRS AND MAINTENANCE FROM GENERAL REVENUE FUND	1,172,953	
1337	FIXED CAPITAL OUTLAY BUILDING SECURITY ENTRANCE RENOVATIONS - DMS MGD FROM GENERAL REVENUE FUND	102,500	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	9,581,499	5,905,035
	TOTAL POSITIONS	137.00	
	TOTAL ALL FUNDS		15,486,534
CRIMINAL AND CIVIL LITIGATION			
	APPROVED SALARY RATE	48,654,212	
1338	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CRIMES COMPENSATION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM LEGAL SERVICES TRUST FUND FROM LEGAL AFFAIRS REVOLVING TRUST FUND FROM MOTOR VEHICLE WARRANTY TRUST FUND FROM OPERATING TRUST FUND	981.00 22,178,468	6,570 12,565,213 23,692,044 8,850,558 1,583,640 1,099,384
1339	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM LEGAL SERVICES TRUST FUND FROM MOTOR VEHICLE WARRANTY TRUST FUND	157,215	125,709 100,000 1,056,326 85,512
1340	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM LEGAL SERVICES TRUST FUND	2,649,157	2,202,458 250,000 2,726,879

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

	FROM MOTOR VEHICLE WARRANTY TRUST FUND		431,700
	FROM OPERATING TRUST FUND		7,830
1341	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 WARRANTY TRUST FUND		44,114
1342	LUMP SUM		
	ATTORNEY GENERAL RESERVE POSITIONS FOR AGENCY CONTRACTS		
	POSITIONS	50.00	
The positions in Specific Appropriation 1342 shall be released as necessary to allow the Office of the Attorney General to contract with state agencies to provide legal representation.			
1343	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL REVENUE FUND	53,927	
	FROM FEDERAL GRANTS TRUST FUND		203,551
1344	SPECIAL CATEGORIES		
	MEDICAID FRAUD INFORMANT REWARDS		
	FROM OPERATING TRUST FUND		2,000,000
1345	SPECIAL CATEGORIES		
	ANTITRUST INVESTIGATIONS		
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		1,493,131
1346	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 WARRANTY TRUST FUND		74,281
1347	SPECIAL CATEGORIES		
	ECONOMIC CRIME LITIGATION		
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		5,009,853
1348	SPECIAL CATEGORIES		
	LITIGATION EXPENSES		
	FROM LEGAL SERVICES TRUST FUND		46,500
1349	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	218,273	
	FROM FEDERAL GRANTS TRUST FUND		273,891
	FROM LEGAL SERVICES TRUST FUND		208,815
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		52,739
	FROM MOTOR VEHICLE WARRANTY TRUST FUND		6,446
1350	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	62,376	
	FROM FEDERAL GRANTS TRUST FUND		97,661
1351	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

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1352	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	117,564	
	FROM FEDERAL GRANTS TRUST FUND		64,734
	FROM LEGAL SERVICES TRUST FUND		113,661
	FROM LEGAL AFFAIRS REVOLVING TRUST FUND		40,585
	FROM MOTOR VEHICLE WARRANTY TRUST FUND		8,094
	FROM OPERATING TRUST FUND		392
1353	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
1354	DATA PROCESSING SERVICES		
	NORTHWEST REGIONAL DATA CENTER (NWRDC)		
	FROM GENERAL REVENUE FUND	435	
TOTAL: CRIMINAL AND CIVIL LITIGATION			
	FROM GENERAL REVENUE FUND	25,922,580	
	FROM TRUST FUNDS		69,756,794
	TOTAL POSITIONS	1,031.00	
	TOTAL ALL FUNDS		95,679,374
PROGRAM: OFFICE OF STATEWIDE PROSECUTION			
PROSECUTION OF MULTI-CIRCUIT ORGANIZED CRIME			
	APPROVED SALARY RATE	4,480,145	
1355	SALARIES AND BENEFITS		
	POSITIONS	68.50	
	FROM GENERAL REVENUE FUND		5,317,513
	FROM CRIMES COMPENSATION TRUST FUND		1,377
	FROM FEDERAL GRANTS TRUST FUND		277,304
	FROM OPERATING TRUST FUND		163,304
1356	SPECIAL CATEGORIES		
	STATEWIDE PROSECUTION		
	FROM GENERAL REVENUE FUND	914,395	
	FROM FEDERAL GRANTS TRUST FUND		39,602
	FROM OPERATING TRUST FUND		367,717
1357	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	17,526	
	FROM OPERATING TRUST FUND		3,391
1358	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	936	
1359	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	24,952	
	FROM OPERATING TRUST FUND		2,314
TOTAL: PROSECUTION OF MULTI-CIRCUIT ORGANIZED CRIME			
	FROM GENERAL REVENUE FUND	6,275,322	
	FROM TRUST FUNDS		855,009
	TOTAL POSITIONS	68.50	
	TOTAL ALL FUNDS		7,130,331
PROGRAM: FLORIDA ELECTIONS COMMISSION			
CAMPAIGN FINANCE AND ELECTION FRAUD ENFORCEMENT			
	APPROVED SALARY RATE	797,439	

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

1360	SALARIES AND BENEFITS POSITIONS	15.00	
	FROM ELECTIONS COMMISSION TRUST		
	FUND		1,097,667
1361	OTHER PERSONAL SERVICES		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		76,354
1362	EXPENSES		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		294,735
1363	OPERATING CAPITAL OUTLAY		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		10,000
1364	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		35,403
1365	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		22,533
1366	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		19,179
1367	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ELECTIONS COMMISSION TRUST		
	FUND		5,264
TOTAL:	CAMPAIGN FINANCE AND ELECTION FRAUD ENFORCEMENT		
	FROM TRUST FUNDS		1,561,135
	TOTAL POSITIONS	15.00	
	TOTAL ALL FUNDS		1,561,135
TOTAL:	LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL		
	FROM GENERAL REVENUE FUND	48,358,905	
	FROM TRUST FUNDS		153,668,864
	TOTAL POSITIONS	1,356.50	
	TOTAL ALL FUNDS		202,027,769
	TOTAL APPROVED SALARY RATE	65,205,503	
TOTAL OF SECTION 4			
	FROM GENERAL REVENUE FUND	3,548,987,672	
	FROM TRUST FUNDS		668,151,649
	TOTAL POSITIONS	40,821.75	
	TOTAL ALL FUNDS		4,217,139,321

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

Funds provided in Specific Appropriations 1368 through 1514 from the Land Acquisition Trust Fund in the Department of Agriculture and Consumer Services are contingent upon Senate Bills 576, 578, 580, 582, and 584 or similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.

PROGRAM: OFFICE OF THE COMMISSIONER AND ADMINISTRATION

AGRICULTURAL LAW ENFORCEMENT

	APPROVED SALARY RATE	13,209,644	
1368	SALARIES AND BENEFITS POSITIONS	282.00	
	FROM GENERAL REVENUE FUND	15,998,489	
	FROM GENERAL INSPECTION TRUST FUND		1,628,962
	FROM AGRICULTURAL EMERGENCY		
	ERADICATION TRUST FUND		915,342
1369	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	50,039	
1370	EXPENSES		
	FROM GENERAL REVENUE FUND	1,190,918	
	FROM FEDERAL GRANTS TRUST FUND		110,000
	FROM GENERAL INSPECTION TRUST FUND		258,371
	FROM AGRICULTURAL EMERGENCY		
	ERADICATION TRUST FUND		50,820
1371	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	5,747	
1371A	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL INSPECTION TRUST FUND		93,216
1372	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	131,408	
	FROM FEDERAL GRANTS TRUST FUND		390,000
	FROM GENERAL INSPECTION TRUST FUND		25,000
1373	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	156,803	
1374	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND	106,242	
	FROM GENERAL INSPECTION TRUST FUND		23,916
1375	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	79,972	
	FROM GENERAL INSPECTION TRUST FUND		5,513
	FROM AGRICULTURAL EMERGENCY		
	ERADICATION TRUST FUND		557

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: AGRICULTURAL LAW ENFORCEMENT
 FROM GENERAL REVENUE FUND 17,719,618
 FROM TRUST FUNDS 3,501,697
 TOTAL POSITIONS 282.00
 TOTAL ALL FUNDS 21,221,315

AGRICULTURAL WATER POLICY COORDINATION

APPROVED SALARY RATE 2,149,635
 1376 SALARIES AND BENEFITS POSITIONS 40.00
 FROM GENERAL INSPECTION TRUST FUND 102,366
 FROM LAND ACQUISITION TRUST FUND 2,885,020

From the funds provided in Specific Appropriations 1376, 1377, 1377A and 1381 three positions with salary rate of 152,470 and \$299,629 from the Land Acquisition Trust Fund are contingent upon Senate Bill 918 or similar legislation related to environmental resources becoming law.

1377 EXPENSES
 FROM LAND ACQUISITION TRUST FUND 439,043

1377A SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM LAND ACQUISITION TRUST FUND 55,660

1378 SPECIAL CATEGORIES
 NITRATE RESEARCH AND REMEDIATION
 FROM GENERAL INSPECTION TRUST FUND 930,000

1379 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM LAND ACQUISITION TRUST FUND 6,137

1380 SPECIAL CATEGORIES
 AGRICULTURAL NONPOINT SOURCES BEST
 MANAGEMENT PRACTICES IMPLEMENTATION
 FROM GENERAL REVENUE FUND 1,400,000
 FROM GENERAL INSPECTION TRUST FUND 1,400,000
 FROM LAND ACQUISITION TRUST FUND 9,965,000

From the funds in Specific Appropriation 1380, \$3,000,000 in nonrecurring funds from the Land Acquisition Trust Fund is provided for the implementation of agricultural nonpoint source controls in the Okeechobee, Caloosahatchee, and St. Lucie River watersheds.

1381 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM GENERAL INSPECTION TRUST FUND 344
 FROM LAND ACQUISITION TRUST FUND 11,861

TOTAL: AGRICULTURAL WATER POLICY COORDINATION
 FROM GENERAL REVENUE FUND 1,400,000
 FROM TRUST FUNDS 15,795,431
 TOTAL POSITIONS 40.00
 TOTAL ALL FUNDS 17,195,431

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 9,753,245
 1382 SALARIES AND BENEFITS POSITIONS 182.25
 FROM GENERAL REVENUE FUND 5,268,110
 FROM ADMINISTRATIVE TRUST FUND 5,899,131
 FROM FEDERAL GRANTS TRUST FUND 3,694
 FROM GENERAL INSPECTION TRUST FUND 711,633
 FROM LAND ACQUISITION TRUST FUND 1,561,134
 1383 OTHER PERSONAL SERVICES
 FROM GENERAL REVENUE FUND 92,600
 FROM ADMINISTRATIVE TRUST FUND 10,352

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1384 EXPENSES
 FROM ADMINISTRATIVE TRUST FUND 1,483,538
 FROM GENERAL INSPECTION TRUST FUND 157,532
 FROM AGRICULTURAL EMERGENCY
 ERADICATION TRUST FUND 81,881

1385 OPERATING CAPITAL OUTLAY
 FROM GENERAL REVENUE FUND 3,614

1386 SPECIAL CATEGORIES
 TRANSFER TO DIVISION OF ADMINISTRATIVE
 HEARINGS
 FROM ADMINISTRATIVE TRUST FUND 20,707

1387 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM GENERAL REVENUE FUND 1,000
 FROM ADMINISTRATIVE TRUST FUND 618,000
 FROM GENERAL INSPECTION TRUST FUND 499,574

1388 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 26,388
 FROM ADMINISTRATIVE TRUST FUND 106,163

1389 SPECIAL CATEGORIES
 SALARY INCENTIVE PAYMENTS
 FROM GENERAL REVENUE FUND 6,000

1390 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM GENERAL REVENUE FUND 35,881
 FROM ADMINISTRATIVE TRUST FUND 21,976

1390A FIXED CAPITAL OUTLAY
 ROOF REPLACEMENT AND REPAIRS - STATEWIDE
 FROM GENERAL REVENUE FUND 255,000

1390B FIXED CAPITAL OUTLAY
 MAINTENANCE, REPAIRS AND CONSTRUCTION -
 STATEWIDE
 FROM GENERAL INSPECTION TRUST FUND 3,712,872

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES
 FROM GENERAL REVENUE FUND 5,688,593
 FROM TRUST FUNDS 14,888,187
 TOTAL POSITIONS 182.25
 TOTAL ALL FUNDS 20,576,780

DIVISION OF LICENSING

APPROVED SALARY RATE 8,321,499
 1391 SALARIES AND BENEFITS POSITIONS 243.00
 FROM DIVISION OF LICENSING TRUST
 FUND 12,325,609
 1392 OTHER PERSONAL SERVICES
 FROM DIVISION OF LICENSING TRUST
 FUND 1,040,992
 1393 EXPENSES
 FROM DIVISION OF LICENSING TRUST
 FUND 3,561,154
 1394 OPERATING CAPITAL OUTLAY
 FROM DIVISION OF LICENSING TRUST
 FUND 407,817
 1395 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM DIVISION OF LICENSING TRUST
 FUND 8,256,895

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1396	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM DIVISION OF LICENSING TRUST FUND		72,241
1397	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM DIVISION OF LICENSING TRUST FUND		72,846
TOTAL:	DIVISION OF LICENSING FROM TRUST FUNDS		25,737,554
	TOTAL POSITIONS	243.00	
	TOTAL ALL FUNDS		25,737,554
OFFICE OF ENERGY			
	APPROVED SALARY RATE	818,310	
1398	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND	14.00	1,338,840
1399	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND		371,113
1400	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	47,212	380,000
1401	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		2,500
1402	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND		52,687
1403	SPECIAL CATEGORIES NATURAL GAS FUEL FLEET VEHICLE REBATE PROGRAM FROM GENERAL REVENUE FUND	6,000,000	
1404	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND		2,389
1405	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND		3,174
1405A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY UNITED STATES DEPARTMENT OF ENERGY SPECIAL PROJECTS FROM FEDERAL GRANTS TRUST FUND		1,000,000
TOTAL:	OFFICE OF ENERGY FROM GENERAL REVENUE FUND FROM TRUST FUNDS	6,047,212	3,150,703
	TOTAL POSITIONS	14.00	
	TOTAL ALL FUNDS		9,197,915
PROGRAM: FOREST AND RESOURCE PROTECTION			
FLORIDA FOREST SERVICE			
	APPROVED SALARY RATE	42,619,788	
1406	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND	1,178.50	2,538,605 1,020,014

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM INCIDENTAL TRUST FUND	6,515,868	
	FROM LAND ACQUISITION TRUST FUND	53,237,964	
1407	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM LAND ACQUISITION TRUST FUND	502,204 466,036 878,821	
1408	EXPENSES FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM LAND ACQUISITION TRUST FUND	1,937,263 4,974,124 8,849,438	
1409	AID TO LOCAL GOVERNMENTS AMERICA THE BEAUTIFUL PROGRAM FROM FEDERAL GRANTS TRUST FUND		1,747,538
1410	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - VOLUNTEER FIRE ASSISTANCE FROM FEDERAL GRANTS TRUST FUND		275,763
1411	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - RURAL COMMUNITY FIRE PROTECTION FROM FEDERAL GRANTS TRUST FUND		72,589
1412	AID TO LOCAL GOVERNMENTS STATE FOREST RECEIPT DISTRIBUTION FROM INCIDENTAL TRUST FUND		595,000
1413	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND		617,775 232,299
1414	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND		100,000 56,000
1415	SPECIAL CATEGORIES FORESTRY WILDFIRE PROTECTION/SUPPRESSION EQUIPMENT FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM INCIDENTAL TRUST FUND FROM LAND ACQUISITION TRUST FUND		400,000 3,000,000 156,868 838,570
1415A	SPECIAL CATEGORIES TRANSFER TO AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM GENERAL REVENUE FUND	3,010,000	
1416	SPECIAL CATEGORIES OFF-HIGHWAY VEHICLE RECREATION PROGRAM FROM INCIDENTAL TRUST FUND		220,000
1417	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM INCIDENTAL TRUST FUND FROM LAND ACQUISITION TRUST FUND		2,905,903 777,107 2,252,137
1418	SPECIAL CATEGORIES ON-CALL FEES FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM INCIDENTAL TRUST FUND		333,296 10,000
1419	SPECIAL CATEGORIES OVERTIME FROM LAND ACQUISITION TRUST FUND		135,172
1420	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INCIDENTAL TRUST FUND FROM LAND ACQUISITION TRUST FUND		499,597 2,401,207

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1421	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INCIDENTAL TRUST FUND		34,866	
	FROM LAND ACQUISITION TRUST FUND		349,904	
1421A	FIXED CAPITAL OUTLAY ROADS, BRIDGES, AND STREAM CROSSING MAINTENANCE - DIVISION OF FORESTRY FROM LAND ACQUISITION TRUST FUND		2,509,697	
1421B	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM LAND ACQUISITION TRUST FUND		2,399,951	
TOTAL:	FLORIDA FOREST SERVICE FROM GENERAL REVENUE FUND	3,010,000		
	FROM TRUST FUNDS		103,841,576	
	TOTAL POSITIONS	1,178.50		
	TOTAL ALL FUNDS		106,851,576	
PROGRAM: AGRICULTURE MANAGEMENT INFORMATION CENTER				
OFFICE OF AGRICULTURE TECHNOLOGY SERVICES				
	APPROVED SALARY RATE	2,866,696		
1422	SALARIES AND BENEFITS POSITIONS	52.00		
	FROM GENERAL REVENUE FUND	756,366		
	FROM GENERAL INSPECTION TRUST FUND		3,137,831	
1423	OTHER PERSONAL SERVICES FROM GENERAL INSPECTION TRUST FUND		47,348	
1424	EXPENSES FROM DIVISION OF LICENSING TRUST FUND	116,125		
	FROM GENERAL INSPECTION TRUST FUND		2,384,350	
1425	OPERATING CAPITAL OUTLAY FROM GENERAL INSPECTION TRUST FUND		179,000	
1426	SPECIAL CATEGORIES CONTRACTED SERVICES FROM DIVISION OF LICENSING TRUST FUND	2,500,000		
	FROM GENERAL INSPECTION TRUST FUND		785,505	

From the funds in Specific Appropriation 1426, \$2,500,000 from the Division of Licensing Trust Fund is provided to the Department of Agriculture and Consumer Services for the project planning and analysis needed to acquire a regulatory lifecycle management system for the Division of Licensing. Of these funds, \$1,875,000 shall be placed in reserve, and the department shall use \$625,000 for the following: (a) completion of the activities associated with the pre-design, development, and implementation phase of the project with the exception of procurement, (b) acquisition of independent verification and validation services, and (c) documentation of all business and technical requirements needed to procure the system. The department is authorized to submit a budget amendment(s) to request release of the funds being held in reserve pursuant to the provisions of chapter 216, Florida Statutes. The department shall submit quarterly project status reports to the Executive Office of the Governor's Office of Policy and Budget and the chair of the Senate Appropriations Committee and the chair of the House Appropriations Committee that shall include a description of the progress made to date for each project milestone, planned and actual deliverable completion dates, planned and actual costs incurred, and any current project issues and risks being managed. The department shall not release a procurement for the acquisition of a regulatory lifecycle management system until the completion of the pre-design, development, and implementation phase and the requirements documentation.

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1427	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL INSPECTION TRUST FUND			7,764
1428	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		344	
	FROM GENERAL INSPECTION TRUST FUND			15,472
TOTAL:	OFFICE OF AGRICULTURE TECHNOLOGY SERVICES FROM GENERAL REVENUE FUND	756,710		
	FROM TRUST FUNDS			9,173,395
	TOTAL POSITIONS	52.00		
	TOTAL ALL FUNDS			9,930,105
PROGRAM: FOOD SAFETY AND QUALITY				
FOOD SAFETY INSPECTION AND ENFORCEMENT				
	APPROVED SALARY RATE	12,082,306		
1429	SALARIES AND BENEFITS POSITIONS	300.00		
	FROM GENERAL REVENUE FUND	1,137,792		
	FROM FEDERAL GRANTS TRUST FUND		1,851,587	
	FROM GENERAL INSPECTION TRUST FUND			14,340,348
1430	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND		223,441	
	FROM GENERAL INSPECTION TRUST FUND			374,152
1431	EXPENSES FROM GENERAL REVENUE FUND	212,347		
	FROM FEDERAL GRANTS TRUST FUND		732,195	
	FROM GENERAL INSPECTION TRUST FUND			1,842,027
1432	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	10,500		
	FROM FEDERAL GRANTS TRUST FUND		250,747	
	FROM GENERAL INSPECTION TRUST FUND			47,333
1432A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL INSPECTION TRUST FUND			220,320
From the funds provided in Specific Appropriation 1432A, 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.				
1433	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	24,960		
	FROM FEDERAL GRANTS TRUST FUND		370,707	
	FROM GENERAL INSPECTION TRUST FUND			535,000
1434	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	21,697		
	FROM GENERAL INSPECTION TRUST FUND			122,891
1435	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	7,381		
	FROM GENERAL INSPECTION TRUST FUND			80,992

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: FOOD SAFETY INSPECTION AND ENFORCEMENT			
FROM GENERAL REVENUE FUND	1,414,677		
FROM TRUST FUNDS		20,991,740	
TOTAL POSITIONS	300.00		
TOTAL ALL FUNDS		22,406,417	

PROGRAM: CONSUMER PROTECTION

AGRICULTURAL ENVIRONMENTAL SERVICES

APPROVED SALARY RATE	7,945,841		
1436 SALARIES AND BENEFITS POSITIONS	184.00		
FROM GENERAL REVENUE FUND		737,312	
FROM FEDERAL GRANTS TRUST FUND			433,217
FROM GENERAL INSPECTION TRUST FUND			6,993,132
FROM PEST CONTROL TRUST FUND			3,193,376
1437 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND			152,037
FROM GENERAL INSPECTION TRUST FUND			33,100
FROM PEST CONTROL TRUST FUND			41,530
1438 EXPENSES			
FROM GENERAL REVENUE FUND	14,551		
FROM FEDERAL GRANTS TRUST FUND			338,295
FROM GENERAL INSPECTION TRUST FUND			1,014,839
FROM PEST CONTROL TRUST FUND			394,514
1438A AID TO LOCAL GOVERNMENTS			
GRANTS AND AIDS - OPERATION CLEAN SWEEP			
FROM GENERAL INSPECTION TRUST FUND			100,000
1439 AID TO LOCAL GOVERNMENTS			
MOSQUITO CONTROL PROGRAM			
FROM GENERAL INSPECTION TRUST FUND			2,660,000

Of the funds provided in Specific Appropriation 1439, \$500,000 from the General Inspection Trust Fund shall be used to support personnel at the Institute of Food and Agricultural Sciences (IFAS)/Florida Medical Entomology Laboratory to perform applied research to develop and test formulations, application techniques, and procedures of pesticides and biological control agents for the control of arthropods, and in particular, biting arthropods of public health or nuisance importance.

Of the funds provided in Specific Appropriation 1439, \$500,000 from the General Inspection Trust Fund shall be used for competitive grants as approved by the department for applied and basic 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 may be conducted by any public university or college in Florida.

1440 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	1,513		
FROM FEDERAL GRANTS TRUST FUND		102,500	
1440A SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM FEDERAL GRANTS TRUST FUND			328,935

From the funds provided in Specific Appropriation 1440A, 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.

1441 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	107,372		
FROM FEDERAL GRANTS TRUST FUND			296,278
FROM GENERAL INSPECTION TRUST FUND			200,124
FROM PEST CONTROL TRUST FUND			206,425

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1442 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND		37,632	
FROM GENERAL INSPECTION TRUST FUND			24,015
1443 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	17,976		
FROM GENERAL INSPECTION TRUST FUND			29,708
FROM PEST CONTROL TRUST FUND			15,139
TOTAL: AGRICULTURAL ENVIRONMENTAL SERVICES			
FROM GENERAL REVENUE FUND	916,356		
FROM TRUST FUNDS			16,557,164
TOTAL POSITIONS	184.00		
TOTAL ALL FUNDS			17,473,520

CONSUMER PROTECTION

APPROVED SALARY RATE	10,616,717		
1444 SALARIES AND BENEFITS POSITIONS	285.00		
FROM GENERAL REVENUE FUND		48,908	
FROM GENERAL INSPECTION TRUST FUND			14,795,193
1445 OTHER PERSONAL SERVICES			
FROM GENERAL INSPECTION TRUST FUND			221,917
1446 EXPENSES			
FROM GENERAL REVENUE FUND	6,261		
FROM GENERAL INSPECTION TRUST FUND			2,698,984
1447 OPERATING CAPITAL OUTLAY			
FROM GENERAL INSPECTION TRUST FUND			75,437
1447A SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM GENERAL INSPECTION TRUST FUND			263,568

From the funds provided in Specific Appropriation 1447A, 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.

1448 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL INSPECTION TRUST FUND			799,533
1449 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL INSPECTION TRUST FUND			468,972
1450 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	344		
FROM GENERAL INSPECTION TRUST FUND			90,769

TOTAL: CONSUMER PROTECTION			
FROM GENERAL REVENUE FUND	55,513		
FROM TRUST FUNDS			19,414,373
TOTAL POSITIONS	285.00		
TOTAL ALL FUNDS			19,469,886

PROGRAM: AGRICULTURAL ECONOMIC DEVELOPMENT

FRUITS AND VEGETABLES INSPECTION AND ENFORCEMENT

APPROVED SALARY RATE	4,299,992		
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SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1451	SALARIES AND BENEFITS	POSITIONS	109.00		
	FROM CITRUS INSPECTION TRUST FUND			4,049,826	
	FROM GENERAL INSPECTION TRUST FUND			2,363,028	
1452	OTHER PERSONAL SERVICES				
	FROM CITRUS INSPECTION TRUST FUND			678,425	
	FROM GENERAL INSPECTION TRUST FUND			807,037	
1453	EXPENSES				
	FROM CITRUS INSPECTION TRUST FUND			660,052	
	FROM GENERAL INSPECTION TRUST FUND			567,529	
1454	OPERATING CAPITAL OUTLAY				
	FROM CITRUS INSPECTION TRUST FUND			33,710	
1455	SPECIAL CATEGORIES				
	AUTOMATED TESTING EQUIPMENT				
	FROM CITRUS INSPECTION TRUST FUND			216,041	
1455A	SPECIAL CATEGORIES				
	TRANSFER GENERAL REVENUE TO CITRUS				
	INSPECTION TRUST FUND				
	FROM GENERAL REVENUE FUND		1,500,000		
1456	SPECIAL CATEGORIES				
	CONTRACTED SERVICES				
	FROM CITRUS INSPECTION TRUST FUND			98,428	
	FROM GENERAL INSPECTION TRUST FUND			47,462	
1457	SPECIAL CATEGORIES				
	RISK MANAGEMENT INSURANCE				
	FROM CITRUS INSPECTION TRUST FUND			76,230	
	FROM GENERAL INSPECTION TRUST FUND			114,345	
1458	SPECIAL CATEGORIES				
	TRANSFER TO DEPARTMENT OF MANAGEMENT				
	SERVICES - HUMAN RESOURCES SERVICES				
	PURCHASED PER STATEWIDE CONTRACT				
	FROM CITRUS INSPECTION TRUST FUND			59,744	
	FROM GENERAL INSPECTION TRUST FUND			19,805	
TOTAL:	FRUITS AND VEGETABLES INSPECTION AND ENFORCEMENT				
	FROM GENERAL REVENUE FUND		1,500,000		
	FROM TRUST FUNDS			9,791,662	
	TOTAL POSITIONS	109.00			
	TOTAL ALL FUNDS			11,291,662	

AGRICULTURAL PRODUCTS MARKETING

	APPROVED SALARY RATE		5,212,299		
1459	SALARIES AND BENEFITS	POSITIONS	137.00		
	FROM GENERAL REVENUE FUND			542,206	
	FROM CITRUS INSPECTION TRUST FUND			1,431,663	
	FROM GENERAL INSPECTION TRUST FUND			628,763	
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			1,649,200	
	FROM MARKET IMPROVEMENTS WORKING				
	CAPITAL TRUST FUND			2,460,330	
	FROM SALTWATER PRODUCTS PROMOTION				
	TRUST FUND			898,978	
	FROM FLORIDA AGRICULTURAL				
	PROMOTION CAMPAIGN TRUST FUND			45,445	
1460	OTHER PERSONAL SERVICES				
	FROM GENERAL REVENUE FUND		8,600		
	FROM CITRUS INSPECTION TRUST FUND			213,765	
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			27,635	
	FROM MARKET IMPROVEMENTS WORKING				
	CAPITAL TRUST FUND			26,400	
1461	EXPENSES				
	FROM GENERAL REVENUE FUND		148,541		
	FROM CITRUS INSPECTION TRUST FUND			323,828	
	FROM GENERAL INSPECTION TRUST FUND			520,716	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			29,980	
	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			223,223	
1462	OPERATING CAPITAL OUTLAY				
	FROM GENERAL INSPECTION TRUST FUND			75,000	
	FROM MARKET IMPROVEMENTS WORKING				
	CAPITAL TRUST FUND			10,500	
1463	SPECIAL CATEGORIES				
	GRANTS AND AIDS - VITICULTURE PROGRAM				
	FROM VITICULTURE TRUST FUND			650,000	
1464	SPECIAL CATEGORIES				
	FLORIDA AGRICULTURE PROMOTION CAMPAIGN				
	FROM GENERAL REVENUE FUND		4,750,000		
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			1,310,000	
1464A	SPECIAL CATEGORIES				
	TRANSFER TO AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND				
	FROM GENERAL REVENUE FUND		8,000,000		
1465	SPECIAL CATEGORIES				
	FEDERAL VALUE OF PRODUCTION SPECIALTY CROP				
	GRANT				
	FROM FEDERAL GRANTS TRUST FUND			6,000,000	
1466	SPECIAL CATEGORIES				
	FEDERAL SUPPORT FOR FLORIDA AGRICULTURE				
	PROMOTIONS				
	FROM FEDERAL GRANTS TRUST FUND			206,586	
1466A	SPECIAL CATEGORIES				
	TRANSFER GENERAL REVENUE TO CITRUS				
	INSPECTION TRUST FUND				
	FROM GENERAL REVENUE FUND		1,000,000		
1467	SPECIAL CATEGORIES				
	CITRUS RESEARCH				
	FROM AGRICULTURAL EMERGENCY				
	ERADICATION TRUST FUND			8,000,000	
	From the funds in Specific Appropriation 1467, \$8,000,000 in				
	nonrecurring funds from the Agricultural Emergency Eradication Trust				
	Fund shall be transferred to the Citrus Research and Development				
	Foundation, Inc., to conduct or cause to be conducted research projects				
	on citrus disease.				
1468	SPECIAL CATEGORIES				
	CONTRACTED SERVICES				
	FROM GENERAL REVENUE FUND		15,219		
	FROM CITRUS INSPECTION TRUST FUND			25,000	
	FROM GENERAL INSPECTION TRUST FUND			128,760	
	FROM MARKET IMPROVEMENTS WORKING				
	CAPITAL TRUST FUND			28,600	
	FROM SALTWATER PRODUCTS PROMOTION				
	TRUST FUND			150,000	
	FROM FLORIDA AGRICULTURAL				
	PROMOTION CAMPAIGN TRUST FUND			75,000	
1469	SPECIAL CATEGORIES				
	GRANTS AND AIDS - MARKETING ORDERS				
	FROM CITRUS INSPECTION TRUST FUND			7,149,231	
	FROM GENERAL INSPECTION TRUST FUND			760,392	
1470	SPECIAL CATEGORIES				
	GRANTS AND AIDS - PROMOTIONAL AWARDS				
	FROM GENERAL REVENUE FUND		250,000		
	FROM GENERAL INSPECTION TRUST FUND			300,000	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1471	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	9,372	
	FROM CITRUS INSPECTION TRUST FUND		5,855
	FROM GENERAL INSPECTION TRUST FUND		11,890
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		28,749
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		6,001
1472	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	18,346	
	FROM CITRUS INSPECTION TRUST FUND		7,462
	FROM GENERAL INSPECTION TRUST FUND		2,041
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		13,599
	FROM SALTWATER PRODUCTS PROMOTION TRUST FUND		4,719
	FROM FLORIDA AGRICULTURAL PROMOTION CAMPAIGN TRUST FUND		236
1473	FIXED CAPITAL OUTLAY MAINTENANCE AND REPAIRS STATE FARMERS' MARKETS - STATEWIDE		
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		1,000,000
1474	FIXED CAPITAL OUTLAY CODE AND LIFE SAFETY - STATE FARMERS' MARKETS - STATEWIDE		
	FROM MARKET IMPROVEMENTS WORKING CAPITAL TRUST FUND		450,000
1474A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FLORIDA HORSE PARK		
	FROM GENERAL REVENUE FUND	500,000	
1474B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY AGRICULTURAL PROMOTION AND EDUCATION FACILITIES		
	FROM GENERAL REVENUE FUND	500,000	
	Funds in Specific Appropriation 1474B, are for the Southeastern Livestock Pavilion.		
TOTAL:	AGRICULTURAL PRODUCTS MARKETING		
	FROM GENERAL REVENUE FUND	15,742,284	
	FROM TRUST FUNDS		35,938,477
	TOTAL POSITIONS	137.00	
	TOTAL ALL FUNDS		51,680,761

AQUACULTURE

	APPROVED SALARY RATE	1,865,998	
1475	SALARIES AND BENEFITS POSITIONS	44.00	
	FROM GENERAL REVENUE FUND	1,829,903	
	FROM GENERAL INSPECTION TRUST FUND		598,005
	FROM LAND ACQUISITION TRUST FUND		220,000
1476	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND		19,700
	FROM GENERAL INSPECTION TRUST FUND		30,532
1477	EXPENSES		
	FROM GENERAL REVENUE FUND	400,173	
	FROM FEDERAL GRANTS TRUST FUND		59,000
	FROM GENERAL INSPECTION TRUST FUND		285,966
1478	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	20,000	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM GENERAL INSPECTION TRUST FUND		12,600
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		2,000
1478A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES		
	FROM GENERAL INSPECTION TRUST FUND		30,000
	From the funds provided in Specific Appropriation 1478A, 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.		
1479	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	80,000	
	FROM FEDERAL GRANTS TRUST FUND		120,700
	FROM GENERAL INSPECTION TRUST FUND		85,000
1480	SPECIAL CATEGORIES OYSTER PLANTING		
	FROM GENERAL INSPECTION TRUST FUND		560,000
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		198,000
1481	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	17,458	
	FROM GENERAL INSPECTION TRUST FUND		8,697
1481A	SPECIAL CATEGORIES AQUACULTURE DEVELOPMENT		
	FROM GENERAL REVENUE FUND	796,639	
1482	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND		12,296
	FROM GENERAL INSPECTION TRUST FUND		3,421
TOTAL:	AQUACULTURE		
	FROM GENERAL REVENUE FUND	3,156,469	
	FROM TRUST FUNDS		2,233,621
	TOTAL POSITIONS	44.00	
	TOTAL ALL FUNDS		5,390,090

ANIMAL PEST AND DISEASE CONTROL

	APPROVED SALARY RATE	5,241,824	
1483	SALARIES AND BENEFITS POSITIONS	114.50	
	FROM GENERAL REVENUE FUND	5,638,671	
	FROM FEDERAL GRANTS TRUST FUND		444,055
	FROM GENERAL INSPECTION TRUST FUND		494,039
	FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		450,294
1484	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	11,866	
	FROM FEDERAL GRANTS TRUST FUND		95,703
	FROM GENERAL INSPECTION TRUST FUND		61,642
1485	EXPENSES		
	FROM GENERAL REVENUE FUND	365,981	
	FROM FEDERAL GRANTS TRUST FUND		413,164
	FROM GENERAL INSPECTION TRUST FUND		628,888
1486	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	50,949	
	FROM FEDERAL GRANTS TRUST FUND		25,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1486A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL INSPECTION TRUST FUND		390,456
	From the funds provided in Specific Appropriation 1486A, 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.		
1487	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM GENERAL INSPECTION TRUST FUND		545,215 323,958
1488	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM GENERAL INSPECTION TRUST FUND	106,143	103,278
1489	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM GENERAL INSPECTION TRUST FUND	39,658	5,113
1489A	FIXED CAPITAL OUTLAY RENOVATIONS, REPAIRS, AND IMPROVEMENTS - BRONSON DIAGNOSTIC LABORATORY FROM GENERAL REVENUE FUND	2,000,000	
TOTAL:	ANIMAL PEST AND DISEASE CONTROL FROM GENERAL REVENUE FUND FROM TRUST FUNDS	8,213,268	3,980,805
	TOTAL POSITIONS	114.50	
	TOTAL ALL FUNDS		12,194,073
PLANT PEST AND DISEASE CONTROL			
	APPROVED SALARY RATE	14,944,257	
1490	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM CITRUS INSPECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM PLANT INDUSTRY TRUST FUND	383.00 8,958,798	894,435 6,277,917 2,942,620 2,640,045
1491	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM CITRUS INSPECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM PLANT INDUSTRY TRUST FUND	21,170	1,000 961,935 373,840 660,097
1492	EXPENSES FROM GENERAL REVENUE FUND FROM CITRUS INSPECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM PLANT INDUSTRY TRUST FUND	883,948	79,832 1,529,899 232,492 724,622
1493	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM PLANT INDUSTRY TRUST FUND		216,195 5,006
1493A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	61,725	343,338

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	From the funds provided in Specific Appropriation 1493A, 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.		
1494	SPECIAL CATEGORIES AGRICULTURAL EMERGENCIES (MEDFLY PROGRAM) FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		1,214,177
1495	SPECIAL CATEGORIES GRANTS AND AIDS - BOLL WEEVIL ERADICATION FROM PLANT INDUSTRY TRUST FUND		150,000
1496	SPECIAL CATEGORIES APIARIAN INDEMNITIES FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		36,000
1497	SPECIAL CATEGORIES ENDANGERED PLANT SPECIES FROM LAND ACQUISITION TRUST FUND		240,000
1498	SPECIAL CATEGORIES CITRUS HEALTH RESPONSE PROGRAM FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND		6,031,325 1,811,686
1499	SPECIAL CATEGORIES PLANT PEST AND DISEASE CONTROL FROM FEDERAL GRANTS TRUST FUND		1,000,000
1500	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM CITRUS INSPECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM PLANT INDUSTRY TRUST FUND	104,481	7,144 449,263 212,249 118,049
1501	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND	422,701	125,606
1502	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
1503	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 GENERAL INSPECTION TRUST FUND FROM AGRICULTURAL EMERGENCY ERADICATION TRUST FUND FROM PLANT INDUSTRY TRUST FUND	134,415	8,694 10,770 25 960 65,323
1503A	FIXED CAPITAL OUTLAY APIARY RESEARCH AND EXTENSION LABORATORY - DMS MGD FROM GENERAL REVENUE FUND		3,644,269

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: PLANT PEST AND DISEASE CONTROL			
FROM GENERAL REVENUE FUND	14,231,507		
FROM TRUST FUNDS		30,084,544	
TOTAL POSITIONS	383.00		
TOTAL ALL FUNDS		44,316,051	
FOOD, NUTRITION AND WELLNESS			
APPROVED SALARY RATE	3,788,439		
1504 SALARIES AND BENEFITS POSITIONS	83.00		
FROM GENERAL REVENUE FUND	161,783		
FROM FEDERAL GRANTS TRUST FUND		899,269	
FROM FOOD AND NUTRITION SERVICES TRUST FUND		4,150,056	
1505 OTHER PERSONAL SERVICES			
FROM FOOD AND NUTRITION SERVICES TRUST FUND		282,020	
1506 EXPENSES			
FROM GENERAL REVENUE FUND	50,000		
FROM FEDERAL GRANTS TRUST FUND		492,345	
FROM FOOD AND NUTRITION SERVICES TRUST FUND		1,182,969	
FROM GENERAL INSPECTION TRUST FUND		174,160	
1507 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL LUNCH PROGRAM FROM FOOD AND NUTRITION SERVICES TRUST FUND		1,063,753,003	
1508 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL LUNCH PROGRAM - STATE MATCH FROM GENERAL REVENUE FUND		9,295,134	
1509 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SCHOOL BREAKFAST PROGRAM FROM GENERAL REVENUE FUND		7,590,912	
1510 OPERATING CAPITAL OUTLAY FROM FOOD AND NUTRITION SERVICES TRUST FUND		57,438	
1510A SPECIAL CATEGORIES SUPPORT FOR FOOD BANK FROM GENERAL REVENUE FUND		1,000,000	
Funds in Specific Appropriation 1510A are provided for the Florida Association of Food Banks.			
1511 SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND		354,400	
FROM FOOD AND NUTRITION SERVICES TRUST FUND		7,291,265	
FROM GENERAL INSPECTION TRUST FUND		45,840	
1511A SPECIAL CATEGORIES FARM SHARE PROGRAM FROM GENERAL REVENUE FUND		1,000,000	
1512 SPECIAL CATEGORIES GRANTS AND AIDS - EMERGENCY FEEDING ORGANIZATIONS FROM FEDERAL GRANTS TRUST FUND		4,321,184	
1513 SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND		3,048	
FROM FOOD AND NUTRITION SERVICES TRUST FUND		15,752	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1514 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND		2,223	
FROM FOOD AND NUTRITION SERVICES TRUST FUND		22,935	
TOTAL: FOOD, NUTRITION AND WELLNESS			
FROM GENERAL REVENUE FUND	19,100,877		
FROM TRUST FUNDS		1,083,044,859	
TOTAL POSITIONS	83.00		
TOTAL ALL FUNDS		1,102,145,736	
TOTAL: AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE FROM GENERAL REVENUE FUND		98,953,084	
FROM TRUST FUNDS		1,398,125,788	
TOTAL POSITIONS	3,631.25		
TOTAL ALL FUNDS		1,497,078,872	
TOTAL APPROVED SALARY RATE	145,736,490		
ENVIRONMENTAL PROTECTION, DEPARTMENT OF			
Funds provided in Specific Appropriations 1516 through 1739 from the Land Acquisition Trust Fund in the Department of Environmental Protection are contingent upon Senate Bills 576, 578, 580, 582, and 584 or similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.			
PROGRAM: ADMINISTRATIVE SERVICES			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
APPROVED SALARY RATE	12,538,857		
1516 SALARIES AND BENEFITS POSITIONS	237.00		
FROM ADMINISTRATIVE TRUST FUND		6,730,017	
FROM INLAND PROTECTION TRUST FUND		234,767	
FROM FEDERAL GRANTS TRUST FUND		220,379	
FROM GRANTS AND DONATIONS TRUST FUND		107,265	
FROM INTERNAL IMPROVEMENT TRUST FUND		401,069	
FROM LAND ACQUISITION TRUST FUND		10,095,175	
1517 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND		480,856	
FROM INLAND PROTECTION TRUST FUND		204,814	
FROM FEDERAL GRANTS TRUST FUND		512,519	
FROM GRANTS AND DONATIONS TRUST FUND		7,000	
FROM INTERNAL IMPROVEMENT TRUST FUND		523,332	
1518 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND		2,598,188	
FROM INLAND PROTECTION TRUST FUND		67,121	
FROM FEDERAL GRANTS TRUST FUND		456,183	
FROM INTERNAL IMPROVEMENT TRUST FUND		4,980	
FROM LAND ACQUISITION TRUST FUND		16,018	
1519 OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND		16,275	
FROM FEDERAL GRANTS TRUST FUND		68,611	
1520 SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND		394,108	
1521 SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND		170,949	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM INTERNAL IMPROVEMENT TRUST FUND	5,059,188	
1522	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND	104,614	
1523	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	93,296 1,371	
1524	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY CLEAN MARINA FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	1,800,000 300,000	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	30,668,095	
	TOTAL POSITIONS	237.00	
	TOTAL ALL FUNDS	30,668,095	

FLORIDA GEOLOGICAL SURVEY

	APPROVED SALARY RATE	1,378,534	
1525	SALARIES AND BENEFITS POSITIONS 30.00 FROM FEDERAL GRANTS TRUST FUND FROM INTERNAL IMPROVEMENT TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MINERALS TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	130,000 551,773 640,113 248,026 454,503	
1526	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	296,578 132,925 6,778	
1527	EXPENSES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	79,965 60,905 298,810	
1528	OPERATING CAPITAL OUTLAY FROM GRANTS AND DONATIONS TRUST FUND FROM MINERALS TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	21,000 48,868 19,838	
1529	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM MINERALS TRUST FUND	41,387	

From the funds provided in Specific Appropriation 1529, 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.

1530	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	45,369 78,077	
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SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM MINERALS TRUST FUND	5,700	
	FROM WATER QUALITY ASSURANCE TRUST FUND	80,000	
1531	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM MINERALS TRUST FUND	25,721	
1532	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	2,383 2,830 4,120	

TOTAL:	FLORIDA GEOLOGICAL SURVEY FROM TRUST FUNDS	3,275,669	
	TOTAL POSITIONS	30.00	
	TOTAL ALL FUNDS	3,275,669	

TECHNOLOGY AND INFORMATION SERVICES

	APPROVED SALARY RATE	4,501,905	
1533	SALARIES AND BENEFITS POSITIONS 92.00 FROM LAND ACQUISITION TRUST FUND FROM WORKING CAPITAL TRUST FUND	4,744,157 1,736,840	

From the funds provided in Specific Appropriations 1533, 1535, and 1539, two positions with salary rate of 96,571 and \$154,236 from the Land Acquisition Trust Fund are contingent upon Senate Bill 918 or similar legislation related to environmental resources becoming law.

1534	OTHER PERSONAL SERVICES FROM WORKING CAPITAL TRUST FUND	1,350,051	
1535	EXPENSES FROM LAND ACQUISITION TRUST FUND FROM WORKING CAPITAL TRUST FUND	20,096 2,074,208	
1536	OPERATING CAPITAL OUTLAY FROM WORKING CAPITAL TRUST FUND	20,625	
1537	SPECIAL CATEGORIES CONTRACTED SERVICES FROM WORKING CAPITAL TRUST FUND	1,355,438	
1538	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM WORKING CAPITAL TRUST FUND	25,017	
1539	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAND ACQUISITION TRUST FUND FROM WORKING CAPITAL TRUST FUND	688 36,272	
1540	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM WORKING CAPITAL TRUST FUND	1,438,030	
1541	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM WORKING CAPITAL TRUST FUND	1,821,133	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: TECHNOLOGY AND INFORMATION SERVICES			
FROM TRUST FUNDS			14,622,555
TOTAL POSITIONS	92.00		
TOTAL ALL FUNDS			14,622,555
OFFICE OF EMERGENCY RESPONSE			
APPROVED SALARY RATE	599,745		
1542 SALARIES AND BENEFITS POSITIONS	8.00		
FROM COASTAL PROTECTION TRUST FUND .		497,001	
FROM INLAND PROTECTION TRUST FUND .		171,139	
1543 OTHER PERSONAL SERVICES			
FROM COASTAL PROTECTION TRUST FUND .		90,068	
1544 EXPENSES			
FROM COASTAL PROTECTION TRUST FUND .		129,870	
FROM INLAND PROTECTION TRUST FUND .		118,133	
1545 OPERATING CAPITAL OUTLAY			
FROM COASTAL PROTECTION TRUST FUND .		7,818	
1546 SPECIAL CATEGORIES			
ACQUISITION AND REPLACEMENT OF PATROL			
VEHICLES			
FROM COASTAL PROTECTION TRUST FUND .		63,594	
1547 SPECIAL CATEGORIES			
HAZARDOUS WASTE CLEANUP			
FROM COASTAL PROTECTION TRUST FUND .		871,549	
1548 SPECIAL CATEGORIES			
ON-CALL FEES			
FROM COASTAL PROTECTION TRUST FUND .		12,902	
1549 SPECIAL CATEGORIES			
PAYMENTS FOR RESTORATION AND DAMAGE			
FROM COASTAL PROTECTION TRUST FUND .		25,000	
1550 SPECIAL CATEGORIES			
ABANDONED DRUM REMOVAL AND DISPOSAL			
FROM COASTAL PROTECTION TRUST FUND .		100,000	
1551 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INLAND PROTECTION TRUST FUND .		27,906	
1552 SPECIAL CATEGORIES			
UNDERGROUND STORAGE TANK CLEANUP			
FROM INLAND PROTECTION TRUST FUND .		114,759	
1553 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 .		11,310,256	
FROM INLAND PROTECTION TRUST FUND .		1,991,722	
FROM SOLID WASTE MANAGEMENT TRUST			
FUND		2,822,599	
1554 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM COASTAL PROTECTION TRUST FUND .		1,878	
TOTAL: OFFICE OF EMERGENCY RESPONSE			
FROM TRUST FUNDS			18,356,194
TOTAL POSITIONS	8.00		
TOTAL ALL FUNDS			18,356,194

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

PROGRAM: STATE LANDS			
LAND ADMINISTRATION AND MANAGEMENT			
APPROVED SALARY RATE		4,976,544	
1555 SALARIES AND BENEFITS POSITIONS	98.00		
FROM INTERNAL IMPROVEMENT TRUST			
FUND			5,437,775
FROM LAND ACQUISITION TRUST FUND . .			1,338,871
From the funds provided in Specific Appropriations 1555, 1557, 1561 and 1569, four positions with salary rate of 190,545 and \$1,275,485 from the Land Acquisition Trust Fund are contingent upon Senate Bill 918 or similar legislation related to environmental resources becoming law.			
1556 OTHER PERSONAL SERVICES			
FROM GRANTS AND DONATIONS TRUST			
FUND			344,006
FROM LAND ACQUISITION TRUST FUND . .			190,178
1557 EXPENSES			
FROM GRANTS AND DONATIONS TRUST			
FUND			300,000
FROM INTERNAL IMPROVEMENT TRUST			
FUND			935,400
FROM LAND ACQUISITION TRUST FUND . .			291,950
1558 OPERATING CAPITAL OUTLAY			
FROM GRANTS AND DONATIONS TRUST			
FUND			50,000
FROM INTERNAL IMPROVEMENT TRUST			
FUND			15,000
FROM LAND ACQUISITION TRUST FUND . .			1,920
1559 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM INTERNAL IMPROVEMENT TRUST			
FUND			102,000
From the funds provided in Specific Appropriation 1559, 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.			
1561 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM INTERNAL IMPROVEMENT TRUST			
FUND			319,563
FROM LAND ACQUISITION TRUST FUND . .			1,247,941
1562 SPECIAL CATEGORIES			
STATE LANDS STEWARDSHIP			
FROM INTERNAL IMPROVEMENT TRUST			
FUND			200,000
FROM LAND ACQUISITION TRUST FUND . .			250,000
1563 SPECIAL CATEGORIES			
RICO ACT- DISTRIBUTION OF PROCEEDS FROM			
PROPERTY SALES			
FROM INTERNAL IMPROVEMENT TRUST			
FUND			350,000
1564 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM INTERNAL IMPROVEMENT TRUST			
FUND			74,112
FROM LAND ACQUISITION TRUST FUND . .			1,949
1565 SPECIAL CATEGORIES			
PAYMENT IN LIEU OF TAXES			
FROM INTERNAL IMPROVEMENT TRUST			
FUND			1,160,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1569	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INTERNAL IMPROVEMENT TRUST FUND	42,686	
	FROM LAND ACQUISITION TRUST FUND	13,661	
1569A	SPECIAL CATEGORIES TRANSFER TO FLORIDA FOREVER TRUST FUND FROM LAND ACQUISITION TRUST FUND	2,000,000	
1569B	FIXED CAPITAL OUTLAY LAND MANAGEMENT FROM LAND ACQUISITION TRUST FUND	13,210,431	
1570	FIXED CAPITAL OUTLAY LAND ACQUISITION, ENVIRONMENTALLY ENDANGERED, UNIQUE/ IRREPLACEABLE LANDS, STATEWIDE FROM FLORIDA FOREVER TRUST FUND	2,000,000	
1571	FIXED CAPITAL OUTLAY DEBT SERVICE FROM LAND ACQUISITION TRUST FUND	151,286,528	
<p>Funds provided in Specific Appropriation 1571 are for Fiscal Year 2015-2016 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 appropriated from the Land Acquisition Trust Fund an amount sufficient to pay such debt service.</p>			
TOTAL: LAND ADMINISTRATION AND MANAGEMENT FROM TRUST FUNDS		181,163,971	
TOTAL POSITIONS		98.00	
TOTAL ALL FUNDS		181,163,971	
LAND AND RECREATION OPERATION SERVICES			
APPROVED SALARY RATE		3,581,676	
1572	SALARIES AND BENEFITS POSITIONS	65.00	
	FROM INTERNAL IMPROVEMENT TRUST FUND	1,203,452	
	FROM LAND ACQUISITION TRUST FUND	616,208	
	FROM STATE PARK TRUST FUND	2,835,768	
1573	OTHER PERSONAL SERVICES FROM LAND ACQUISITION TRUST FUND	139,391	
	FROM STATE PARK TRUST FUND	690,000	
1574	EXPENSES FROM INTERNAL IMPROVEMENT TRUST FUND	75,000	
	FROM LAND ACQUISITION TRUST FUND	71,748	
	FROM STATE PARK TRUST FUND	1,110,433	
1575	OPERATING CAPITAL OUTLAY FROM STATE PARK TRUST FUND	5,000	
1576	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INTERNAL IMPROVEMENT TRUST FUND	1,505,000	
1577	SPECIAL CATEGORIES OUTSOURCING/PRIVATIZATION FROM STATE PARK TRUST FUND	225,000	
1578	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND	9,592	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: LAND AND RECREATION OPERATION SERVICES			
FROM TRUST FUNDS			8,486,592
TOTAL POSITIONS		65.00	
TOTAL ALL FUNDS			8,486,592
PROGRAM: DISTRICT OFFICES			
WATER RESOURCE PROTECTION AND RESTORATION			
APPROVED SALARY RATE		15,658,076	
1579	SALARIES AND BENEFITS POSITIONS	331.00	
	FROM FEDERAL GRANTS TRUST FUND		683,020
	FROM INTERNAL IMPROVEMENT TRUST FUND		772,832
	FROM LAND ACQUISITION TRUST FUND		12,676,489
	FROM PERMIT FEE TRUST FUND		6,934,361
	FROM WATER QUALITY ASSURANCE TRUST FUND		311,078
1580	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND		259,035
	FROM PERMIT FEE TRUST FUND		61,472
	FROM WATER QUALITY ASSURANCE TRUST FUND		203,468
1581	EXPENSES FROM GENERAL REVENUE FUND	40,000	
	FROM FEDERAL GRANTS TRUST FUND		31,244
	FROM LAND ACQUISITION TRUST FUND		1,251,752
	FROM PERMIT FEE TRUST FUND		676,022
	FROM WATER QUALITY ASSURANCE TRUST FUND		18,196
1582	SPECIAL CATEGORIES CONTRACTED SERVICES FROM LAND ACQUISITION TRUST FUND		9,325
	FROM PERMIT FEE TRUST FUND		8,620
1583	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND		3,927
	FROM LAND ACQUISITION TRUST FUND		80,298
	FROM PERMIT FEE TRUST FUND		54,193
	FROM WATER QUALITY ASSURANCE TRUST FUND		1,376
TOTAL: WATER RESOURCE PROTECTION AND RESTORATION FROM GENERAL REVENUE FUND		40,000	
FROM TRUST FUNDS			24,036,708
TOTAL POSITIONS		331.00	
TOTAL ALL FUNDS			24,076,708
AIR POLLUTION PREVENTION			
APPROVED SALARY RATE		3,257,006	
1584	SALARIES AND BENEFITS POSITIONS	59.00	
	FROM AIR POLLUTION CONTROL TRUST FUND		4,063,787
1585	OTHER PERSONAL SERVICES FROM AIR POLLUTION CONTROL TRUST FUND		109,229
1586	EXPENSES FROM AIR POLLUTION CONTROL TRUST FUND		477,906
1587	OPERATING CAPITAL OUTLAY FROM AIR POLLUTION CONTROL TRUST FUND		81,740

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1588	SPECIAL CATEGORIES CONTRACTED SERVICES FROM AIR POLLUTION CONTROL TRUST FUND			12,750
1589	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM AIR POLLUTION CONTROL TRUST FUND			25,311
1590	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM AIR POLLUTION CONTROL TRUST FUND			25,123
TOTAL:	AIR POLLUTION PREVENTION FROM TRUST FUNDS			4,795,846
	TOTAL POSITIONS	59.00		
	TOTAL ALL FUNDS			4,795,846
WASTE CONTROL				
	APPROVED SALARY RATE	7,061,071		
1591	SALARIES AND BENEFITS	142.00		
	FROM COASTAL PROTECTION TRUST FUND		810,802	
	FROM INLAND PROTECTION TRUST FUND		2,840,746	
	FROM FEDERAL GRANTS TRUST FUND		1,049,788	
	FROM PERMIT FEE TRUST FUND		781,778	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		1,445,658	
	FROM WATER QUALITY ASSURANCE TRUST FUND		2,906,255	
1592	OTHER PERSONAL SERVICES FROM INLAND PROTECTION TRUST FUND		99,383	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		6,825	
	FROM WATER QUALITY ASSURANCE TRUST FUND		72,901	
1593	EXPENSES FROM INLAND PROTECTION TRUST FUND		342,697	
	FROM FEDERAL GRANTS TRUST FUND		44,016	
	FROM PERMIT FEE TRUST FUND		33,615	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		140,645	
	FROM WATER QUALITY ASSURANCE TRUST FUND		317,771	
1594	OPERATING CAPITAL OUTLAY FROM SOLID WASTE MANAGEMENT TRUST FUND			60,919
1595	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INLAND PROTECTION TRUST FUND		1,860	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		6,550	
	FROM WATER QUALITY ASSURANCE TRUST FUND		14,145	
1596	SPECIAL CATEGORIES ON-CALL FEES FROM COASTAL PROTECTION TRUST FUND			126,000
1597	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INLAND PROTECTION TRUST FUND		156,380	
	FROM FEDERAL GRANTS TRUST FUND		5,339	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		12,810	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1598	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COASTAL PROTECTION TRUST FUND			4,512
	FROM INLAND PROTECTION TRUST FUND		15,805	
	FROM FEDERAL GRANTS TRUST FUND		6,523	
	FROM PERMIT FEE TRUST FUND		3,956	
	FROM SOLID WASTE MANAGEMENT TRUST FUND		8,416	
	FROM WATER QUALITY ASSURANCE TRUST FUND		16,816	
TOTAL:	WASTE CONTROL FROM TRUST FUNDS			11,332,911
	TOTAL POSITIONS	142.00		
	TOTAL ALL FUNDS			11,332,911
EXECUTIVE DIRECTION AND SUPPORT SERVICES				
	APPROVED SALARY RATE		3,614,501	
1599	SALARIES AND BENEFITS	65.00		
	FROM GENERAL REVENUE FUND		874,257	
	FROM ADMINISTRATIVE TRUST FUND			2,861,549
	FROM AIR POLLUTION CONTROL TRUST FUND			989,036
	FROM SOLID WASTE MANAGEMENT TRUST FUND			326,063
1600	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND			62,750
1601	EXPENSES FROM GENERAL REVENUE FUND		736,342	
	FROM ADMINISTRATIVE TRUST FUND			459,564
	FROM AIR POLLUTION CONTROL TRUST FUND			202,094
	FROM LAND ACQUISITION TRUST FUND			20,678
	FROM SOLID WASTE MANAGEMENT TRUST FUND			54,685
1602	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND			2,876
1603	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND		32,327	
	FROM ADMINISTRATIVE TRUST FUND			87,585
	FROM AIR POLLUTION CONTROL TRUST FUND			8,894
1604	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND			88,946
1605	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND		13,325	
	FROM ADMINISTRATIVE TRUST FUND			7,731
	FROM AIR POLLUTION CONTROL TRUST FUND			4,697
	FROM SOLID WASTE MANAGEMENT TRUST FUND			1,671
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND		1,656,251	
	FROM TRUST FUNDS			5,178,819
	TOTAL POSITIONS	65.00		
	TOTAL ALL FUNDS			6,835,070

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

PROGRAM: WATER POLICY AND ECOSYSTEMS RESTORATION

WATER POLICY AND ECOSYSTEMS RESTORATION

	APPROVED SALARY RATE	1,492,153	
1606	SALARIES AND BENEFITS POSITIONS	26.00	
	FROM ADMINISTRATIVE TRUST FUND . . .		760,823
	FROM FEDERAL GRANTS TRUST FUND . . .		507,643
	FROM LAND ACQUISITION TRUST FUND . . .		987,130
1607	OTHER PERSONAL SERVICES		
	FROM FEDERAL GRANTS TRUST FUND . . .		195,782
1608	EXPENSES		
	FROM ADMINISTRATIVE TRUST FUND . . .		50,000
	FROM FEDERAL GRANTS TRUST FUND . . .		2,000
	FROM LAND ACQUISITION TRUST FUND . . .		163,427
1609	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - NORTHWEST FLORIDA WATER		
	MANAGEMENT DISTRICT ENVIRONMENTAL RESOURCE		
	PERMITTING PROGRAM		
	FROM GENERAL REVENUE FUND	1,851,231	
1610	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - NORTHWEST FLORIDA WATER		
	MANAGEMENT DISTRICT - OPERATIONS		
	FROM GENERAL REVENUE FUND	3,360,000	
1611	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - SUWANNEE RIVER WATER		
	MANAGEMENT DISTRICT - OPERATIONS		
	FROM GENERAL REVENUE FUND	2,287,000	
1612	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - SUWANNEE RIVER WATER		
	MANAGEMENT DISTRICT - ENVIRONMENTAL		
	RESOURCE PERMITTING		
	FROM GENERAL REVENUE FUND	453,000	
1612A	AID TO LOCAL GOVERNMENTS		
	GRANTS AND AIDS - WATER MANAGEMENT		
	DISTRICTS - MFLS		
	FROM LAND ACQUISITION TRUST FUND . . .	1,500,000	
	Funds in Specific Appropriation 1612A, are provided to the Northwest		
	Florida Water Management District for activities related to establishing		
	minimum flows and levels.		
1613	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM LAND ACQUISITION TRUST FUND . . .	3,000	
1614	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM LAND ACQUISITION TRUST FUND . . .	6,828	
1615	SPECIAL CATEGORIES		
	GRANTS AND AIDS - INDIAN RIVER LAGOON AND		
	LAKE OKEECHOBEE BASIN - OPERATIONS		
	FROM LAND ACQUISITION TRUST FUND . . .	350,000	
1616	SPECIAL CATEGORIES		
	TRANSFER TO THE SOUTH FLORIDA WATER		
	MANAGEMENT DISTRICT - DISPERSED WATER		
	STORAGE		
	FROM GENERAL REVENUE FUND	5,000,000	
1617	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ADMINISTRATIVE TRUST FUND . . .	2,279	
	FROM LAND ACQUISITION TRUST FUND . . .	3,331	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1618	FIXED CAPITAL OUTLAY		
	LAND ACQUISITION		
	FROM LAND ACQUISITION TRUST FUND . . .		20,000,000
	From the funds in Specific Appropriation 1618, \$20,000,000 is provided		
	to the South Florida Water Management District for the restoration of		
	the Kissimmee River.		
1619	FIXED CAPITAL OUTLAY		
	DEBT SERVICE- WATER MANAGEMENT DISTRICTS		
	FROM WATER QUALITY ASSURANCE TRUST		
	FUND		13,388,037
	Funds in Specific Appropriation 1619, are provided for the final		
	payment of debt service for bonds issued in 1985 by the South Water		
	Management District and the St. Johns River Water Management District.		
1620	FIXED CAPITAL OUTLAY		
	DEBT SERVICE - SAVE OUR EVERGLADES BONDS		
	FROM LAND ACQUISITION TRUST FUND . . .		26,389,740
	Funds provided in Specific Appropriation 1620 are for Fiscal Year		
	2015-2016 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 appropriated from the Land Acquisition Trust Fund an amount		
	sufficient to pay such debt service.		
1620A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	WATER RESOURCES		
	FROM GENERAL REVENUE FUND	30,000,000	
	FROM LAND ACQUISITION TRUST FUND . . .		20,000,000
	Funds provided in Specific Appropriations 1620A, are contingent upon		
	Senate Bill 918 or similar legislation related to environmental		
	resources becoming law.		
1621	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	EVERGLADES RESTORATION		
	FROM GENERAL REVENUE FUND	30,000,000	
	FROM LAND ACQUISITION TRUST FUND . . .		49,000,000
	From the funds in Specific Appropriation 1621, \$47,000,000 is 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 1621, \$32,000,000 from the		
	Land Acquisition Trust Fund is provided for the Restoration Strategies		
	Regional Water Quality Plan.		
1621A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND		
	NONSTATE ENTITIES - FIXED CAPITAL OUTLAY		
	GRANTS AND AIDS - OCEAN RESEARCH AND		
	CONSERVATION ASSOCIATION - KILROY		
	MONITORING SYSTEMS		
	FROM GENERAL REVENUE FUND	500,000	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: WATER POLICY AND ECOSYSTEMS RESTORATION
 FROM GENERAL REVENUE FUND 73,451,231
 FROM TRUST FUNDS 133,310,020
 TOTAL POSITIONS 26.00
 TOTAL ALL FUNDS 206,761,251

PROGRAM: ENVIRONMENTAL ASSESSMENT AND RESTORATION

WATER SCIENCE AND LABORATORY SERVICES

APPROVED SALARY RATE 9,457,954

1623 SALARIES AND BENEFITS POSITIONS 207.00
 FROM FEDERAL GRANTS TRUST FUND . . . 3,171,374
 FROM INTERNAL IMPROVEMENT TRUST
 FUND 105,199
 FROM LAND ACQUISITION TRUST FUND . . . 7,096,534
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 2,636,167
 1624 OTHER PERSONAL SERVICES
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 84,438
 FROM LAND ACQUISITION TRUST FUND . . . 89,189
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 122,102
 1625 EXPENSES
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 1,241,100
 FROM FEDERAL GRANTS TRUST FUND 254,900
 FROM LAND ACQUISITION TRUST FUND . . . 320,412
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 243,895
 1626 OPERATING CAPITAL OUTLAY
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 198,800
 1627 SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM LAND ACQUISITION TRUST FUND . . . 43,626

From the funds provided in Specific Appropriation 1627, 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.

1628 SPECIAL CATEGORIES
 GROUND WATER QUALITY MONITORING NETWORK
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 125,000
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 1,908,191
 1629 SPECIAL CATEGORIES
 WATER MANAGEMENT DISTRICTS LABORATORY
 SUPPORT
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 176,425
 1630 SPECIAL CATEGORIES
 EVERGLADES LAB SUPPORT
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 231,564
 1631 SPECIAL CATEGORIES
 WATER QUALITY MANAGEMENT/PLANNING GRANTS
 FROM FEDERAL GRANTS TRUST FUND 1,445,126
 1632 SPECIAL CATEGORIES
 LABORATORY SERVICES
 FROM FEDERAL GRANTS TRUST FUND 250,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1633 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 414,707
 FROM LAND ACQUISITION TRUST FUND . . . 250,000
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 31,852

1634 SPECIAL CATEGORIES
 HAZARDOUS WASTE CLEANUP
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 312,710

1635 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM FEDERAL GRANTS TRUST FUND 5,000
 FROM LAND ACQUISITION TRUST FUND . . . 66,912
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 10,000

1636 SPECIAL CATEGORIES
 U.S. GEOLOGIC SURVEY COOPERATIVE AGREEMENT
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 214,897

1637 SPECIAL CATEGORIES
 TRANSFER TO INSTITUTE OF FOOD AND
 AGRICULTURE SCIENCES (IFAS) - LAKEWATCH
 FROM INTERNAL IMPROVEMENT TRUST
 FUND 500,000

1638 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM ENVIRONMENTAL LABORATORY
 TRUST FUND 26,371
 FROM FEDERAL GRANTS TRUST FUND 14,342
 FROM INTERNAL IMPROVEMENT TRUST
 FUND 694
 FROM LAND ACQUISITION TRUST FUND . . . 16,656
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 14,222

1639 FIXED CAPITAL OUTLAY
 SPRINGS RESTORATION
 FROM LAND ACQUISITION TRUST FUND . . . 50,000,000

Funds provided in Specific Appropriation 1639, are contingent upon Senate Bill 918 or similar legislation related to environmental resources becoming law.

1640 FIXED CAPITAL OUTLAY
 TOTAL MAXIMUM DAILY LOADS
 FROM LAND ACQUISITION TRUST FUND . . . 9,385,000

From the funds in Specific Appropriation 1640, up to \$500,000 may be transferred to the Department of Agriculture and Consumer Services for implementation of agricultural best management practices.

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 10,000,000
 FROM LAND ACQUISITION TRUST FUND . . . 2,285,118
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 2,714,882

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: WATER SCIENCE AND LABORATORY SERVICES
 FROM TRUST FUNDS 96,007,405
 TOTAL POSITIONS 207.00
 TOTAL ALL FUNDS 96,007,405

PROGRAM: WATER RESOURCE MANAGEMENT

BEACH MANAGEMENT

APPROVED SALARY RATE 2,509,090
 1642 SALARIES AND BENEFITS POSITIONS 49.00
 FROM LAND ACQUISITION TRUST FUND . . 3,313,986
 1643 OTHER PERSONAL SERVICES
 FROM LAND ACQUISITION TRUST FUND . . 237,457
 1644 EXPENSES
 FROM LAND ACQUISITION TRUST FUND . . 396,034
 From the funds in Specific Appropriation 1644, \$45,661 from the Land
 Acquisition Trust Fund is provided for reimbursement of tenant
 improvements pursuant to section 8 of Lease No. 370:0218.
 1645 OPERATING CAPITAL OUTLAY
 FROM LAND ACQUISITION TRUST FUND . . 4,597
 1646 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM LAND ACQUISITION TRUST FUND . . 21,723
 1647 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
 NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
 BEACH PROJECTS - STATEWIDE
 FROM LAND ACQUISITION TRUST FUND . . 25,000,000

Funds in Specific Appropriation 1647 are provided to fund, in
 accordance with section 161.101, Florida Statutes, the Department of
 Environmental Protection Beach Management Funding Assistance Program
 (BMFAP) for the 2015-2016 fiscal year, and beach restoration activities.

Funds in Specific Appropriation 1647 shall be provided for
 post-construction monitoring projects identified in the BMFAP for Fiscal
 Year 2015-2016. No funds are provided for post-construction monitoring
 costs beyond year three or for new construction projects receiving funds
 in Fiscal Year 2015-2016.

TOTAL: BEACH MANAGEMENT
 FROM TRUST FUNDS 28,973,797
 TOTAL POSITIONS 49.00
 TOTAL ALL FUNDS 28,973,797

WATER RESOURCE MANAGEMENT

APPROVED SALARY RATE 9,845,145
 1648 SALARIES AND BENEFITS POSITIONS 198.00
 FROM FEDERAL GRANTS TRUST FUND . . . 6,908,968
 FROM LAND ACQUISITION TRUST FUND . . 450,647
 FROM MINERALS TRUST FUND 2,123,240
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 1,299,964
 FROM PERMIT FEE TRUST FUND 1,639,674
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 1,699,008
 1649 OTHER PERSONAL SERVICES
 FROM LAND ACQUISITION TRUST FUND . . 40,000
 FROM MINERALS TRUST FUND 56,565
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 66,716
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 800,038

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1650 EXPENSES
 FROM FEDERAL GRANTS TRUST FUND . . . 704,060
 FROM LAND ACQUISITION TRUST FUND . . 93,060
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 355,180
 FROM PERMIT FEE TRUST FUND 463,870
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 229,928
 1651 OPERATING CAPITAL OUTLAY
 FROM MINERALS TRUST FUND 1,132
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 40,125
 1652 SPECIAL CATEGORIES
 WATER QUALITY MANAGEMENT/PLANNING GRANTS
 FROM FEDERAL GRANTS TRUST FUND . . . 822,930
 1653 SPECIAL CATEGORIES
 NATIONAL POLLUTANT DISCHARGE ELIMINATION
 SYSTEM PROGRAM
 FROM PERMIT FEE TRUST FUND 139,251
 1654 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM MINERALS TRUST FUND 20,000
 1655 SPECIAL CATEGORIES
 HAZARDOUS WASTE CLEANUP
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 1,855,902
 1656 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM LAND ACQUISITION TRUST FUND . . 42,910
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 21,259
 FROM PERMIT FEE TRUST FUND 1,540
 1657 SPECIAL CATEGORIES
 HABITAT RESTORATION
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 145,610
 1658 SPECIAL CATEGORIES
 UNDERGROUND STORAGE TANK CLEANUP
 FROM INLAND PROTECTION TRUST FUND . . 76,578
 1659 SPECIAL CATEGORIES
 WATER WELL CLEANUP
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 969,350
 1660 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM FEDERAL GRANTS TRUST FUND . . . 21,440
 FROM LAND ACQUISITION TRUST FUND . . 11,515
 FROM MINERALS TRUST FUND 12,968
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 7,267
 FROM PERMIT FEE TRUST FUND 6,888
 FROM WATER QUALITY ASSURANCE TRUST
 FUND 8,431
 1661 SPECIAL CATEGORIES
 WETLANDS PROTECTION
 FROM FEDERAL GRANTS TRUST FUND . . . 284,459
 1662 FIXED CAPITAL OUTLAY
 NON-MANDATORY LAND RECLAMATION PROJECTS
 FROM NON-MANDATORY LAND
 RECLAMATION TRUST FUND 4,200,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1663	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
1664	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY DRINKING WATER FACILITY CONSTRUCTION - STATE REVOLVING LOAN FROM GENERAL REVENUE FUND FROM DRINKING WATER REVOLVING LOAN TRUST FUND	7,440,800	88,422,307
1665	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY WASTEWATER TREATMENT FACILITY CONSTRUCTION FROM GENERAL REVENUE FUND FROM WASTEWATER TREATMENT AND STORMWATER MANAGEMENT REVOLVING LOAN TRUST FUND	9,918,000	181,210,531
1667	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SMALL COUNTY WASTEWATER TREATMENT GRANTS FROM FEDERAL GRANTS TRUST FUND		16,000,000
	From the funds in Specific Appropriation 1667, \$1,000,000 is provided to publically owned utilities to remove sand and grit from wastewater treatment plants that serve populations of less than 100,000 persons and remain in operation to avoid the discharge of untreated wastewater. The Department of Environmental Protection shall coordinate with the Florida Rural Water Association in the selection and administration of projects. Funds shall be distributed on a first come, first serve basis and require a local match of at least 10 percent.		
TOTAL:	WATER RESOURCE MANAGEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	17,358,800	313,253,311
	TOTAL POSITIONS	198.00	
	TOTAL ALL FUNDS		330,612,111
PROGRAM: WASTE MANAGEMENT			
WASTE MANAGEMENT			
	APPROVED SALARY RATE	9,178,042	
1668	SALARIES AND BENEFITS POSITIONS FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND	181.00	5,066,070 2,416,653 2,003,056 3,636,154
1669	OTHER PERSONAL SERVICES FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND		23,780 214,193 142,552 12,000
1670	EXPENSES FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND		565,800 179,291 277,094 436,166

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1671	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - SOUTHERN WASTE INFORMATION EXCHANGE CLEARING HOUSE FROM SOLID WASTE MANAGEMENT TRUST FUND		300,000
1672	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - LOCAL HAZARDOUS WASTE COLLECTION FROM WATER QUALITY ASSURANCE TRUST FUND		509,994
1673	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
1674	SPECIAL CATEGORIES STORAGE TANK COMPLIANCE VERIFICATION FROM INLAND PROTECTION TRUST FUND		5,900,000
1675	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF HEALTH FOR BIOMEDICAL WASTE REGULATION FROM SOLID WASTE MANAGEMENT TRUST FUND		880,000
1676	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
1677	SPECIAL CATEGORIES FEDERAL WASTE PLANNING GRANTS FROM FEDERAL GRANTS TRUST FUND		954,153
1678	SPECIAL CATEGORIES HAZARDOUS WASTE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND		1,719,108
1679	SPECIAL CATEGORIES HAZARDOUS WASTE SITES RESTORATION FROM FEDERAL GRANTS TRUST FUND		1,710,385
1680	SPECIAL CATEGORIES HAZARDOUS WASTE COMPLIANCE ASSISTANCE AND EDUCATION FROM SOLID WASTE MANAGEMENT TRUST FUND		100,000
1681	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES - MOSQUITO CONTROL PROGRAM FROM SOLID WASTE MANAGEMENT TRUST FUND		2,660,000
1682	SPECIAL CATEGORIES DRYCLEANING CONTAMINATION CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND		90,000
1683	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INLAND PROTECTION TRUST FUND FROM SOLID WASTE MANAGEMENT TRUST FUND FROM WATER QUALITY ASSURANCE TRUST FUND		50,944 11,314 16,440

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1683A	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES - UNDERGROUND STORAGE TANK REMEDIATION FROM INLAND PROTECTION TRUST FUND	300,000
1684	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF REVENUE - ADMINISTRATION OF LEAD ACID BATTERY FEE FROM WATER QUALITY ASSURANCE TRUST FUND	231,092
1685	SPECIAL CATEGORIES TRANSFER TO UNIVERSITY OF FLORIDA - RESEARCH AND TESTING FROM SOLID WASTE MANAGEMENT TRUST FUND	700,000
1686	SPECIAL CATEGORIES UNDERGROUND STORAGE TANK CLEANUP FROM INLAND PROTECTION TRUST FUND FROM FEDERAL GRANTS TRUST FUND	5,624,541 3,092,467
1687	SPECIAL CATEGORIES LOCAL GOVERNMENT CLEANUP CONTRACTING FROM INLAND PROTECTION TRUST FUND	7,000,000
1688	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	31,153 10,575 10,603 21,647
1689	FIXED CAPITAL OUTLAY DRY CLEANING SOLVENT CONTAMINATED SITE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND	6,500,000
1690	FIXED CAPITAL OUTLAY PETROLEUM TANKS CLEANUP FROM INLAND PROTECTION TRUST FUND	110,000,000
1691	FIXED CAPITAL OUTLAY HAZARDOUS WASTE CONTAMINATED SITE CLEANUP FROM WATER QUALITY ASSURANCE TRUST FUND	3,500,000
1692	FIXED CAPITAL OUTLAY DEBT SERVICE - INLAND PROTECTION FINANCING CORPORATION FROM INLAND PROTECTION TRUST FUND	9,782,749
<p>Funds in Specific Appropriation 1692 are for Fiscal Year 2015-2016 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.</p>		
1693	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY SOLID WASTE MANAGEMENT FROM SOLID WASTE MANAGEMENT TRUST FUND	3,000,000
1693A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - CITY OF OPA-LOCKA BROWNFIELD ASSESSMENT AND CLEANUP - FIXED CAPITAL OUTLAY FROM GENERAL REVENUE FUND	500,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

TOTAL: WASTE MANAGEMENT		
FROM GENERAL REVENUE FUND	500,000	
FROM TRUST FUNDS		180,022,865
TOTAL POSITIONS	181.00	
TOTAL ALL FUNDS		180,522,865
PROGRAM: RECREATION AND PARKS		
STATE PARK OPERATIONS		
APPROVED SALARY RATE	33,528,092	
1694 SALARIES AND BENEFITS POSITIONS	998.50	
FROM LAND ACQUISITION TRUST FUND		29,956,386
FROM STATE PARK TRUST FUND		17,628,319
1695 OTHER PERSONAL SERVICES		
FROM STATE PARK TRUST FUND		3,858,661
1696 EXPENSES		
FROM LAND ACQUISITION TRUST FUND		84,550
FROM STATE PARK TRUST FUND		13,105,183
1697 OPERATING CAPITAL OUTLAY		
FROM STATE PARK TRUST FUND		80,986
1698 SPECIAL CATEGORIES		
ACQUISITION OF MOTOR VEHICLES		
FROM STATE PARK TRUST FUND		206,374
<p>From the funds provided in Specific Appropriation 1698, 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.</p>		
1698A SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF TRANSPORTATION FOR SHARED USE NONMOTORIZED TRAIL SYSTEM (SUNTRAIL) FROM LAND ACQUISITION TRUST FUND		25,000,000
1699 SPECIAL CATEGORIES		
DISTRIBUTION OF SURCHARGE FEES FROM STATE PARK TRUST FUND		800,000
1700 SPECIAL CATEGORIES		
DISBURSE DONATIONS FROM GRANTS AND DONATIONS TRUST FUND FROM STATE PARK TRUST FUND		206,714 250,000
1701 SPECIAL CATEGORIES		
LAND MANAGEMENT FROM LAND ACQUISITION TRUST FUND		1,625,876
1702 SPECIAL CATEGORIES		
AMERICORPS PROGRAM FROM FEDERAL GRANTS TRUST FUND		621,926
1703 SPECIAL CATEGORIES		
OUTSOURCING/PRIVATIZATION FROM STATE PARK TRUST FUND		5,188,591
1703A SPECIAL CATEGORIES		
MANAGEMENT OF WATER CONTROL STRUCTURES FROM STATE PARK TRUST FUND		150,000
1704 SPECIAL CATEGORIES		
CONTROL OF INVASIVE EXOTICS FROM STATE PARK TRUST FUND		314,854
1704A SPECIAL CATEGORIES		
PURCHASES FOR FEMALE FROM STATE PARK TRUST FUND		302,407

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1705	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND		608,851	
	FROM STATE PARK TRUST FUND		2,223,938	
1705A	SPECIAL CATEGORIES GREENWAYS CARL MANAGEMENT FUNDING FROM LAND ACQUISITION TRUST FUND			2,207,436
1705B	SPECIAL CATEGORIES LAND USE PROCEEDS DISBURSEMENTS FROM STATE PARK TRUST FUND		183,683	
1706	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAND ACQUISITION TRUST FUND		9,919	
	FROM STATE PARK TRUST FUND		392,355	
1707	FIXED CAPITAL OUTLAY STATE PARK FACILITY IMPROVEMENTS FROM GENERAL REVENUE FUND	20,000,000		
	FROM LAND ACQUISITION TRUST FUND		15,000,000	
1707A	FIXED CAPITAL OUTLAY WEEKI WACHEE SPRINGS STATE PARK FROM GENERAL REVENUE FUND	500,000		
1707B	FIXED CAPITAL OUTLAY NATIONAL FISH AND WILDLIFE FOUNDATION - DEEPWATER HORIZON OIL SPILL FROM GRANTS AND DONATIONS TRUST FUND		2,351,768	
1708	FIXED CAPITAL OUTLAY PARTNERSHIP IN PARKS - STATE MATCH FROM LAND ACQUISITION TRUST FUND		1,000,000	
1709	FIXED CAPITAL OUTLAY REMOVE ACCESSIBILITY BARRIERS - STATEWIDE FROM LAND ACQUISITION TRUST FUND		4,000,000	
1710	FIXED CAPITAL OUTLAY GRANTS AND DONATIONS SPENDING AUTHORITY FROM FEDERAL GRANTS TRUST FUND		6,000,000	
	FROM GRANTS AND DONATIONS TRUST FUND		2,000,000	
1711	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FEDERAL LAND AND WATER CONSERVATION FUND GRANTS FROM FEDERAL GRANTS TRUST FUND		4,000,000	
1712	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY NATIONAL RECREATIONAL TRAIL GRANTS FROM FEDERAL GRANTS TRUST FUND		3,000,000	
1712A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY LOCAL PARKS FROM GENERAL REVENUE FUND	320,601		
Funds in Specific Appropriation 1712A, are provided to the Spring Park in the City of Green Cove Springs.				
TOTAL:	STATE PARK OPERATIONS FROM GENERAL REVENUE FUND	20,820,601		
	FROM TRUST FUNDS		142,358,777	
	TOTAL POSITIONS	998.50		
	TOTAL ALL FUNDS		163,179,378	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

COASTAL AND AQUATIC MANAGED AREAS				
	APPROVED SALARY RATE		4,780,831	
1713	SALARIES AND BENEFITS POSITIONS 96.00 FROM FEDERAL GRANTS TRUST FUND		2,472,250	
	FROM LAND ACQUISITION TRUST FUND		3,659,797	
1714	OTHER PERSONAL SERVICES FROM COASTAL PROTECTION TRUST FUND		6,957	
	FROM FEDERAL GRANTS TRUST FUND		104,656	
	FROM LAND ACQUISITION TRUST FUND		524,106	
1715	EXPENSES FROM FEDERAL GRANTS TRUST FUND		144,600	
	FROM LAND ACQUISITION TRUST FUND		779,328	
1716	OPERATING CAPITAL OUTLAY FROM LAND ACQUISITION TRUST FUND		29,292	
1717	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM FEDERAL GRANTS TRUST FUND		141,135	
From the funds provided in Specific Appropriation 1717, 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.				
1718	SPECIAL CATEGORIES SUBMERGED RESOURCE DAMAGED RESTORATIONS FROM WATER QUALITY ASSURANCE TRUST FUND		57,834	
1719	SPECIAL CATEGORIES CONTRACTED SERVICES FROM LAND ACQUISITION TRUST FUND		319,443	
1720	SPECIAL CATEGORIES MARINE RESEARCH GRANTS FROM FEDERAL GRANTS TRUST FUND		4,419,138	
	FROM GRANTS AND DONATIONS TRUST FUND		862,799	
	FROM LAND ACQUISITION TRUST FUND		310,167	
1721	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND		108,771	
1722	SPECIAL CATEGORIES COASTAL AND AQUATIC MANAGED AREAS (CAMA) - CARL MANAGEMENT FUNDS FROM LAND ACQUISITION TRUST FUND		368,417	
1723	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND		11,671	
	FROM LAND ACQUISITION TRUST FUND		27,473	
1724	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM LAND ACQUISITION TRUST FUND		590,000	
1724A	FIXED CAPITAL OUTLAY RESTORE ACT - DEEPWATER HORIZON OIL SPILL FROM FEDERAL GRANTS TRUST FUND		500,000	
1724B	FIXED CAPITAL OUTLAY NATIONAL FISH AND WILDLIFE FOUNDATION - DEEPWATER HORIZON OIL SPILL FROM GRANTS AND DONATIONS TRUST FUND		500,000	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1725	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FLORIDA COASTAL ZONE MANAGEMENT PROGRAM FROM FEDERAL GRANTS TRUST FUND			958,000
TOTAL:	COASTAL AND AQUATIC MANAGED AREAS FROM TRUST FUNDS			16,895,834
	TOTAL POSITIONS	96.00		
	TOTAL ALL FUNDS			16,895,834
PROGRAM: AIR RESOURCES MANAGEMENT				
UTILITIES SITING AND COORDINATION				
	APPROVED SALARY RATE	227,444		
1726	SALARIES AND BENEFITS POSITIONS FROM PERMIT FEE TRUST FUND	3.00		293,032
1727	EXPENSES FROM PERMIT FEE TRUST FUND			15,755
1728	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PERMIT FEE TRUST FUND			6,136
1729	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PERMIT FEE TRUST FUND			2,093
TOTAL:	UTILITIES SITING AND COORDINATION FROM TRUST FUNDS			317,016
	TOTAL POSITIONS	3.00		
	TOTAL ALL FUNDS			317,016
AIR RESOURCES MANAGEMENT				
	APPROVED SALARY RATE	3,716,142		
1730	SALARIES AND BENEFITS POSITIONS FROM AIR POLLUTION CONTROL TRUST FUND	67.00		5,200,834
1731	OTHER PERSONAL SERVICES FROM AIR POLLUTION CONTROL TRUST FUND			4,058,784
1732	EXPENSES FROM AIR POLLUTION CONTROL TRUST FUND			879,634
1733	OPERATING CAPITAL OUTLAY FROM AIR POLLUTION CONTROL TRUST FUND			387,680
1734	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM AIR POLLUTION CONTROL TRUST FUND			24,392
From the funds provided in Specific Appropriation 1734, 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.				
1735	SPECIAL CATEGORIES DISTRIBUTION TO COUNTIES - MOTOR VEHICLE REGISTRATION PROCEEDS FROM AIR POLLUTION CONTROL TRUST FUND			7,705,936

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1736	SPECIAL CATEGORIES ASBESTOS REMOVAL PROGRAM FEES FROM AIR POLLUTION CONTROL TRUST FUND			20,000
1737	SPECIAL CATEGORIES CONTRACTED SERVICES FROM AIR POLLUTION CONTROL TRUST FUND			22,000
1738	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM AIR POLLUTION CONTROL TRUST FUND			10,590
1739	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM AIR POLLUTION CONTROL TRUST FUND			28,471
TOTAL:	AIR RESOURCES MANAGEMENT FROM TRUST FUNDS			18,338,321
	TOTAL POSITIONS	67.00		
	TOTAL ALL FUNDS			18,338,321
TOTAL:	ENVIRONMENTAL PROTECTION, DEPARTMENT OF FROM GENERAL REVENUE FUND		113,826,883	
	FROM TRUST FUNDS			1,231,394,706
	TOTAL POSITIONS	2,952.50		
	TOTAL ALL FUNDS			1,345,221,589
	TOTAL APPROVED SALARY RATE		131,902,808	
FISH AND WILDLIFE CONSERVATION COMMISSION				
Funds provided in Specific Appropriations 1740 through 1858A from the Land Acquisition Trust Fund in the Fish and Wildlife Conservation Commission are contingent upon Senate Bills 576, 578, 580, 582, and 584 of similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.				
PROGRAM: EXECUTIVE DIRECTION AND ADMINISTRATIVE SERVICES				
OFFICE OF EXECUTIVE DIRECTION AND ADMINISTRATIVE SUPPORT SERVICES				
	APPROVED SALARY RATE	9,834,334		
1740	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	214.00		5,533,319
	FROM LAND ACQUISITION TRUST FUND			5,887,056
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			906,118
	FROM NON-GAME WILDLIFE TRUST FUND			176,978
	FROM STATE GAME TRUST FUND			1,185,425
1741	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND			266,705
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			22,029
	FROM NON-GAME WILDLIFE TRUST FUND			58,939
	FROM STATE GAME TRUST FUND			91,567
1742	EXPENSES FROM ADMINISTRATIVE TRUST FUND			1,170,037
	FROM MARINE RESOURCES CONSERVATION TRUST FUND			600,000
	FROM NON-GAME WILDLIFE TRUST FUND			20,062
	FROM STATE GAME TRUST FUND			430,530
1743	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND			75,057

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	FROM MARINE RESOURCES CONSERVATION TRUST FUND	4,704
	FROM STATE GAME TRUST FUND	16,557
1744	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND	499,838
1745	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND	123,205
1746	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND	32,731
1747	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	441,509 234,514 1,945 2,040,864
1748	SPECIAL CATEGORIES PAYMENT OF REWARDS FROM ADMINISTRATIVE TRUST FUND	5,000
1749	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	94,727 5,632 12,801 22,930
1750	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ADMINISTRATIVE TRUST FUND	6,828
1751	SPECIAL CATEGORIES INFORMATION TECHNOLOGY SERVICES - FISH AND WILDLIFE CONSERVATION COMMISSION FROM ADMINISTRATIVE TRUST FUND	2,539,776
1752	SPECIAL CATEGORIES GULF COAST RESTORATION FROM GRANTS AND DONATIONS TRUST FUND	362,920
1753	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	66,872 2,456 7,126 1,170 3,100
1754	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND	32,000 55,000
1755	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	1,000,000 390,000 75,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1756	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM ADMINISTRATIVE TRUST FUND	478,965
TOTAL:	OFFICE OF EXECUTIVE DIRECTION AND ADMINISTRATIVE SUPPORT SERVICES FROM TRUST FUNDS	24,981,992
	TOTAL POSITIONS	214.00
	TOTAL ALL FUNDS	24,981,992
PROGRAM: LAW ENFORCEMENT		
FISH, WILDLIFE AND BOATING LAW ENFORCEMENT		
	APPROVED SALARY RATE	51,796,402
1757	SALARIES AND BENEFITS POSITIONS 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 STATE GAME TRUST FUND	1,051.00 5,408,015 345,199 34,476,475 34,974,470 318,799 888,242
1758	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	70,313 89,964 381,425 120,400
1759	EXPENSES FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	6,351,541 2,057,892 3,255,488 1,239,717
1759A	AID TO LOCAL GOVERNMENTS PALM HARBOR FIRE RESCUE FROM GENERAL REVENUE FUND	110,000
1760	OPERATING CAPITAL OUTLAY FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	62,500 141,891 74,257
1761	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF PATROL VEHICLES FROM LAND ACQUISITION TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	1,256,802 722,271 222,901
1762	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM MARINE RESOURCES CONSERVATION TRUST FUND	727,415
1763	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND	272,166
1764	SPECIAL CATEGORIES 800 MHZ RADIO LAW ENFORCEMENT SYSTEM EQUIPMENT AND MAINTENANCE FROM MARINE RESOURCES CONSERVATION TRUST FUND	44,760

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1765	SPECIAL CATEGORIES CONTRACTED SERVICES FROM LAND ACQUISITION TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND	441,048 708,663
1766	SPECIAL CATEGORIES BOAT RAMP MAINTENANCE CATEGORY FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	431,250 181,878 143,750
1767	SPECIAL CATEGORIES OVERTIME FROM LAND ACQUISITION TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	765,000 2,146,685 193,997
1768	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	97,744 389,152 1,215,236 1,035,211
1769	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	14,926 162,328 448,017 154,562
1770	SPECIAL CATEGORIES BOATING AND WATERWAYS ACTIVITIES FROM MARINE RESOURCES CONSERVATION TRUST FUND	1,926,025
1771	SPECIAL CATEGORIES BOATING AND WATERWAYS GRANTS FROM MARINE RESOURCES CONSERVATION TRUST FUND	50,000
1772	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	7,918 70,762 257,907 46,208
1773	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM MARINE RESOURCES CONSERVATION TRUST FUND	20,000
1774	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND . . . FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	9,678,808 686,450 1,208,746
1775	SPECIAL CATEGORIES BOATING SAFETY EDUCATION PROGRAM FROM MARINE RESOURCES CONSERVATION TRUST FUND	850,650
1776	FIXED CAPITAL OUTLAY BOATING INFRASTRUCTURE FROM FEDERAL GRANTS TRUST FUND . . .	3,800,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1777	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FLORIDA BOATING IMPROVEMENT PROGRAM FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	592,600 1,250,000
TOTAL:	FISH, WILDLIFE AND BOATING LAW ENFORCEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	110,000 122,478,424
	TOTAL POSITIONS TOTAL ALL FUNDS	1,051.00 122,588,424
PROGRAM: WILDLIFE		
HUNTING AND GAME MANAGEMENT		
	APPROVED SALARY RATE	1,986,273
1778	SALARIES AND BENEFITS POSITIONS 45.00 FROM FEDERAL GRANTS TRUST FUND . . . FROM LAND ACQUISITION TRUST FUND . . . FROM STATE GAME TRUST FUND	659,200 492,805 1,640,137
1779	OTHER PERSONAL SERVICES FROM STATE GAME TRUST FUND	283,579
1780	EXPENSES FROM LAND ACQUISITION TRUST FUND . . . FROM STATE GAME TRUST FUND	1,852 534,633
1781	OPERATING CAPITAL OUTLAY FROM STATE GAME TRUST FUND	4,538
1782	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . . .	48,015
1783	SPECIAL CATEGORIES NON-CARL WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND . . .	115,595
1784	SPECIAL CATEGORIES DEER MANAGEMENT PROGRAM FROM STATE GAME TRUST FUND	400,000
1785	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE GAME TRUST FUND	255,710
1786	SPECIAL CATEGORIES TRANSFER DEPARTMENT OF AGRICULTURE - ALLIGATOR MARKETING AND EDUCATION FROM STATE GAME TRUST FUND	150,000
1787	SPECIAL CATEGORIES PUBLIC DOVE FIELD DEVELOPMENT FROM STATE GAME TRUST FUND	49,000
1788	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND . . . FROM STATE GAME TRUST FUND	7,776 69,730
1789	SPECIAL CATEGORIES WILDLIFE MANAGEMENT AREA USER PAY FROM STATE GAME TRUST FUND	638,266
1790	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAND ACQUISITION TRUST FUND . . . FROM STATE GAME TRUST FUND	3,013 13,992

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1791	SPECIAL CATEGORIES	
	CONTRACT AND GRANT REIMBURSED ACTIVITIES	
	FROM FEDERAL GRANTS TRUST FUND	1,251,129
	FROM GRANTS AND DONATIONS TRUST	
	FUND	157,897
	FROM STATE GAME TRUST FUND	30,000
1792	SPECIAL CATEGORIES	
	WILD TURKEY PROJECTS	
	FROM STATE GAME TRUST FUND	500,000
1793	FIXED CAPITAL OUTLAY	
	TENOROC SHOOTING RANGE FACILITY	
	FROM FEDERAL GRANTS TRUST FUND	950,000
1793A	FIXED CAPITAL OUTLAY	
	TRIPLE N RANCH WILDLIFE MANAGEMENT AREA	
	PUBLIC SHOOTING PARK	
	FROM FEDERAL GRANTS TRUST FUND	1,550,000
TOTAL:	HUNTING AND GAME MANAGEMENT	
	FROM TRUST FUNDS	9,806,867
	TOTAL POSITIONS	45.00
	TOTAL ALL FUNDS	9,806,867
PROGRAM: HABITAT AND SPECIES CONSERVATION		
HABITAT AND SPECIES CONSERVATION		
	APPROVED SALARY RATE	15,273,126
1794	SALARIES AND BENEFITS POSITIONS	365.50
	FROM INVASIVE PLANT CONTROL TRUST	
	FUND	2,277,261
	FROM FEDERAL GRANTS TRUST FUND	4,018,029
	FROM FLORIDA PANTHER RESEARCH AND	
	MANAGEMENT TRUST FUND	233,983
	FROM GRANTS AND DONATIONS TRUST	
	FUND	494,942
	FROM LAND ACQUISITION TRUST FUND	7,861,819
	FROM MARINE RESOURCES CONSERVATION	
	TRUST FUND	583,135
	FROM NON-GAME WILDLIFE TRUST FUND	1,831,304
	FROM SAVE THE MANATEE TRUST FUND	870,417
	FROM STATE GAME TRUST FUND	3,704,230
1795	OTHER PERSONAL SERVICES	
	FROM INVASIVE PLANT CONTROL TRUST	
	FUND	554,116
	FROM FLORIDA PANTHER RESEARCH AND	
	MANAGEMENT TRUST FUND	215,903
	FROM GRANTS AND DONATIONS TRUST	
	FUND	147,111
	FROM LAND ACQUISITION TRUST FUND	96,372
	FROM MARINE RESOURCES CONSERVATION	
	TRUST FUND	182,764
	FROM NON-GAME WILDLIFE TRUST FUND	835,117
	FROM SAVE THE MANATEE TRUST FUND	213,421
	FROM STATE GAME TRUST FUND	280,624
1796	EXPENSES	
	FROM INVASIVE PLANT CONTROL TRUST	
	FUND	817,822
	FROM FLORIDA PANTHER RESEARCH AND	
	MANAGEMENT TRUST FUND	139,912
	FROM GRANTS AND DONATIONS TRUST	
	FUND	89,831
	FROM LAND ACQUISITION TRUST FUND	1,197,637
	FROM MARINE RESOURCES CONSERVATION	
	TRUST FUND	107,590
	FROM NON-GAME WILDLIFE TRUST FUND	570,916
	FROM SAVE THE MANATEE TRUST FUND	293,072
	FROM STATE GAME TRUST FUND	1,148,989

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1797	OPERATING CAPITAL OUTLAY	
	FROM INVASIVE PLANT CONTROL TRUST	
	FUND	10,488
	FROM FLORIDA PANTHER RESEARCH AND	
	MANAGEMENT TRUST FUND	1,250
	FROM LAND ACQUISITION TRUST FUND	10,625
	FROM MARINE RESOURCES CONSERVATION	
	TRUST FUND	6,250
	FROM NON-GAME WILDLIFE TRUST FUND	18,278
	FROM SAVE THE MANATEE TRUST FUND	8,625
	FROM STATE GAME TRUST FUND	59,422
1798	SPECIAL CATEGORIES	
	ACQUISITION AND REPLACEMENT OF BOATS,	
	MOTORS, AND TRAILERS	
	FROM STATE GAME TRUST FUND	18,650
1799	SPECIAL CATEGORIES	
	ENHANCED WILDLIFE MANAGEMENT	
	FROM LAND ACQUISITION TRUST FUND	9,361,528
1800	SPECIAL CATEGORIES	
	NON-CARL WILDLIFE MANAGEMENT	
	FROM LAND ACQUISITION TRUST FUND	4,588,222
1801	SPECIAL CATEGORIES	
	NUISANCE WILDLIFE CONTROL	
	FROM NON-GAME WILDLIFE TRUST FUND	400,000
	FROM STATE GAME TRUST FUND	372,150
1802	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM INVASIVE PLANT CONTROL TRUST	
	FUND	204,250
	FROM FLORIDA PANTHER RESEARCH AND	
	MANAGEMENT TRUST FUND	20,912
	FROM GRANTS AND DONATIONS TRUST	
	FUND	35,844
	FROM LAND ACQUISITION TRUST FUND	65,196
	FROM NON-GAME WILDLIFE TRUST FUND	38,325
	FROM SAVE THE MANATEE TRUST FUND	20,771
	FROM STATE GAME TRUST FUND	45,367
1803	SPECIAL CATEGORIES	
	LAKE RESTORATION	
	FROM LAND ACQUISITION TRUST FUND	7,334,291
1804	SPECIAL CATEGORIES	
	GRANTS AND AIDS - FEDERAL ENDANGERED	
	SPECIES - SECTION 6	
	FROM FEDERAL GRANTS TRUST FUND	1,430,819
1805	SPECIAL CATEGORIES	
	LAND MANAGEMENT/SAVE OUR RIVERS	
	FROM LAND ACQUISITION TRUST FUND	298,412
1806	SPECIAL CATEGORIES	
	DUCKS UNLIMITED MARSH PROJECT	
	FROM STATE GAME TRUST FUND	106,792
1807	SPECIAL CATEGORIES	
	CONTROL OF INVASIVE EXOTICS	
	FROM LAND ACQUISITION TRUST FUND	34,823,647
1808	SPECIAL CATEGORIES	
	RISK MANAGEMENT INSURANCE	
	FROM INVASIVE PLANT CONTROL TRUST	
	FUND	35,548
	FROM FLORIDA PANTHER RESEARCH AND	
	MANAGEMENT TRUST FUND	3,673
	FROM GRANTS AND DONATIONS TRUST	
	FUND	14,370
	FROM LAND ACQUISITION TRUST FUND	120,880
	FROM MARINE RESOURCES CONSERVATION	
	TRUST FUND	9,131
	FROM NON-GAME WILDLIFE TRUST FUND	46,568
	FROM SAVE THE MANATEE TRUST FUND	10,477

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM STATE GAME TRUST FUND	184,268
1809	SPECIAL CATEGORIES TRANSFER TO THE UNIVERSITY OF FLORIDA - COOPERATIVE AQUATIC PLANT EDUCATION PROGRAM FROM INVASIVE PLANT CONTROL TRUST FUND	25,000
1810	SPECIAL CATEGORIES HABITAT RESTORATION FROM GRANTS AND DONATIONS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND	2,979,857 300,000
1811	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES/ IFAS/INVASIVE EXOTIC PLANT RESEARCH FROM INVASIVE PLANT CONTROL TRUST FUND	844,171
1812	SPECIAL CATEGORIES GULF COAST RESTORATION FROM GRANTS AND DONATIONS TRUST FUND	604,306
1813	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INVASIVE PLANT CONTROL TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM GRANTS AND DONATIONS 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	11,289 5,233 1,660 2,754 44,651 1,787 16,494 6,076 55,854
1814	SPECIAL CATEGORIES HABITAT CONSERVATION PLAN LANDS ACQUISITION PROGRAM FROM FEDERAL GRANTS TRUST FUND	4,474,973
1815	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND	305,000 60,000
1816	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	14,434,795 512,070 91,652 165,201
1816A	FIXED CAPITAL OUTLAY LAKE APOPKA RESTORATION FROM GENERAL REVENUE FUND FROM LAND ACQUISITION TRUST FUND	15,000,000 5,000,000
1817	FIXED CAPITAL OUTLAY WILDLIFE MANAGEMENT AREA LAND IMPROVEMENTS FROM LAND ACQUISITION TRUST FUND	1,500,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1817A	FIXED CAPITAL OUTLAY NATIONAL FISH AND WILDLIFE FOUNDATION - DEEPWATER HORIZON OIL SPILL FROM GRANTS AND DONATIONS TRUST FUND	2,958,300
TOTAL:	HABITAT AND SPECIES CONSERVATION FROM GENERAL REVENUE FUND FROM TRUST FUNDS	15,000,000 122,872,469
	TOTAL POSITIONS	365.50
	TOTAL ALL FUNDS	137,872,469
PROGRAM: FRESHWATER FISHERIES		
FRESHWATER FISHERIES MANAGEMENT		
	APPROVED SALARY RATE	2,996,733
1818	SALARIES AND BENEFITS POSITIONS FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	72.00 2,372,073 47,870 74,430 1,973,725
1819	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND	48,655 42,063
1820	EXPENSES FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	387,680 20,000 43,338 328,734
1821	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND FROM STATE GAME TRUST FUND	15,625 15,914
1822	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM FEDERAL GRANTS TRUST FUND	5,571
1823	SPECIAL CATEGORIES FISH AND WILDLIFE CONSERVATION COMMISSION YOUTH HUNTING AND FISHING PROGRAMS FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM STATE GAME TRUST FUND	134,000 937,805
1824	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND	40,800
1825	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND FROM NON-GAME WILDLIFE TRUST FUND FROM STATE GAME TRUST FUND	37,553 1,685 31,996
1826	SPECIAL CATEGORIES LAKE RESTORATION FROM LAND ACQUISITION TRUST FUND	695,000
1827	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND FROM STATE GAME TRUST FUND	19,209 228,413
1828	SPECIAL CATEGORIES LAND USE PROCEEDS DISBURSEMENTS FROM STATE GAME TRUST FUND	350,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1829	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM STATE GAME TRUST FUND	29,205	
1830	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND	2,073,856 200,000	
TOTAL:	FRESHWATER FISHERIES MANAGEMENT FROM TRUST FUNDS	10,155,200	
	TOTAL POSITIONS	72.00	
	TOTAL ALL FUNDS	10,155,200	
PROGRAM: MARINE FISHERIES			
MARINE FISHERIES MANAGEMENT			
	APPROVED SALARY RATE	1,570,332	
1831	SALARIES AND BENEFITS POSITIONS 33.00 FROM FEDERAL GRANTS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND	592,962 1,613,933	
1832	OTHER PERSONAL SERVICES FROM MARINE RESOURCES CONSERVATION TRUST FUND	66,978	
1833	EXPENSES FROM MARINE RESOURCES CONSERVATION TRUST FUND	343,589	
1834	SPECIAL CATEGORIES FISH AND WILDLIFE CONSERVATION COMMISSION YOUTH HUNTING AND FISHING PROGRAMS FROM MARINE RESOURCES CONSERVATION TRUST FUND	25,000	
1835	SPECIAL CATEGORIES AQUATIC RESOURCES EDUCATION FROM MARINE RESOURCES CONSERVATION TRUST FUND	617,014	
1836	SPECIAL CATEGORIES CONTRACTED SERVICES FROM MARINE RESOURCES CONSERVATION TRUST FUND	195,987	
1837	SPECIAL CATEGORIES GULF STATES MARINE FISHERIES FROM MARINE RESOURCES CONSERVATION TRUST FUND	22,500	
1838	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM MARINE RESOURCES CONSERVATION TRUST FUND	71,032	
1839	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	1,389 10,530	
1840	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND	311,361	

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	FROM MARINE RESOURCES CONSERVATION TRUST FUND		3,400
1841	SPECIAL CATEGORIES CONTRACT AND GRANT REIMBURSED ACTIVITIES FROM FEDERAL GRANTS TRUST FUND FROM GRANTS AND DONATIONS TRUST FUND		1,329,912 50,000
1842	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY ARTIFICIAL FISHING REEF CONSTRUCTION PROGRAM FROM FEDERAL GRANTS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND		300,000 300,000
TOTAL:	MARINE FISHERIES MANAGEMENT FROM TRUST FUNDS		5,855,587
	TOTAL POSITIONS	33.00	
	TOTAL ALL FUNDS		5,855,587
PROGRAM: RESEARCH			
FISH AND WILDLIFE RESEARCH INSTITUTE			
	APPROVED SALARY RATE	15,794,352	
1843	SALARIES AND BENEFITS POSITIONS 356.00 FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM GRANTS AND DONATIONS 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	78,341 5,289,581 198,312 771,182 168,836 10,163,444 1,142,137 978,676 3,193,125	
1844	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	771,747 49,684 2,316,118 594,661 510,655 251,886	
1845	EXPENSES FROM GENERAL REVENUE 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	291,264 84,511 3,952 2,631,355 520,802 470,100 470,436	
1845A	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - MOTE MARINE LABORATORY FROM GENERAL REVENUE FUND	500,000	
1846	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 7,335 8,125 36,932	

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1847	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM MARINE RESOURCES CONSERVATION TRUST FUND		12,500
<p>From the funds provided in Specific Appropriation 1847, 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.</p>			
1848	SPECIAL CATEGORIES ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS FROM MARINE RESOURCES CONSERVATION TRUST FUND FROM SAVE THE MANATEE TRUST FUND FROM STATE GAME TRUST FUND		42,217 3,500 17,141
1849	SPECIAL CATEGORIES ENHANCED WILDLIFE MANAGEMENT FROM LAND ACQUISITION TRUST FUND		87,964
1850	SPECIAL CATEGORIES NUISANCE WILDLIFE CONTROL FROM STATE GAME TRUST FUND		147,280
1851	SPECIAL CATEGORIES CONTRACTED 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	350,000	24,105 3,490,380 166,400 370,000 20,501
1852	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE 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		3,990 3,325 307,832 43,722 19,510 41,228
1853	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM MARINE RESOURCES CONSERVATION TRUST FUND		325,945
1854	SPECIAL CATEGORIES GULF COAST RESTORATION FROM GRANTS AND DONATIONS TRUST FUND		8,824,826
1855	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 FLORIDA PANTHER RESEARCH AND MANAGEMENT TRUST FUND FROM GRANTS AND DONATIONS 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	584	5,404 1,440 2,912 1,226 96,858 9,275 7,100 23,222

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1856	SPECIAL CATEGORIES GRANTS AND AIDS - DEEPWATER HORIZON - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND FROM MARINE RESOURCES CONSERVATION TRUST FUND		309,791 36,000
1857	SPECIAL CATEGORIES RED TIDE RESEARCH FROM GENERAL REVENUE FUND		640,993
1858	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		10,827,194 659,941 2,912,188 25,000 475,000
1858A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY LOWRY PARK ZOO MANATEE HOSPITAL FROM GENERAL REVENUE FUND		500,000
TOTAL: FISH AND WILDLIFE RESEARCH INSTITUTE			
	FROM GENERAL REVENUE FUND	3,132,929	
	FROM TRUST FUNDS		59,358,001
	TOTAL POSITIONS	356.00	
	TOTAL ALL FUNDS		62,490,930
TOTAL: FISH AND WILDLIFE CONSERVATION COMMISSION			
	FROM GENERAL REVENUE FUND	18,242,929	
	FROM TRUST FUNDS		355,508,540
	TOTAL POSITIONS	2,136.50	
	TOTAL ALL FUNDS		373,751,469
	TOTAL APPROVED SALARY RATE	99,251,552	
TRANSPORTATION, DEPARTMENT OF			
<p>Funds in Specific Appropriations 1869 through 1884, 1890 through 1895, 1909 through 1917, 1920 through 1929, and 1970 through 1981 are provided from the named funds to the Department of Transportation 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.</p>			
<p>Funds provided in Specific Appropriation 1916 in the Department of Transportation are contingent upon Senate Bills 582 and 584, or similar legislation to implement Article X, section 28 of the Florida Constitution, and Senate Bill 7054 or similar legislation, becoming law.</p>			
TRANSPORTATION SYSTEMS DEVELOPMENT			
PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT			
	APPROVED SALARY RATE	105,356,576	
1859	SALARIES AND BENEFITS POSITIONS	1,766.00	
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND		139,803,140
	FROM TRANSPORTATION DISADVANTAGED TRUST FUND		907,879
1860	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM TRANSPORTATION DISADVANTAGED TRUST FUND		176,347 6,600
1861	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND		3,878,893

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM TRANSPORTATION DISADVANTAGED TRUST FUND	201,325
1862	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,239,349
1863	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,750,977
1864	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,597,289
	FROM TRANSPORTATION DISADVANTAGED TRUST FUND	97,730
1865	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	934,630
1866	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	34,313
1867	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	192,111
	FROM TRANSPORTATION DISADVANTAGED TRUST FUND	3,830
1868	SPECIAL CATEGORIES GRANTS AND AIDS - TRANSPORTATION DISADVANTAGED FROM TRANSPORTATION DISADVANTAGED TRUST FUND	52,783,704
<p>From the funds in Specific Appropriation 1868, \$2,000,000 is provided for the Commission on Transportation Disadvantaged to implement a new grant program to address non-Medicaid related transportation needs. The Commission shall allocate these funds based on demonstrated local unmet transportation needs. The Commission shall establish application procedures, guidelines, accountability measures, and timelines for implementation of the new grant program by August 15, 2015, and begin accepting grant application requests from transportation coordinators no later than September 15, 2015.</p>		
1869	FIXED CAPITAL OUTLAY TRANSPORTATION PLANNING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	57,111,018
1870	FIXED CAPITAL OUTLAY TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	943,000
1871	FIXED CAPITAL OUTLAY AVIATION DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	277,597,682
1872	FIXED CAPITAL OUTLAY PUBLIC TRANSIT DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	466,254,905
1873	FIXED CAPITAL OUTLAY RIGHT-OF-WAY LAND ACQUISITION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	462,341,988

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND	118,458,937
1874	FIXED CAPITAL OUTLAY SEAPORT - ECONOMIC DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	15,000,000
1875	FIXED CAPITAL OUTLAY SEAPORTS ACCESS PROGRAM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	10,000,000
1876	FIXED CAPITAL OUTLAY SEAPORT GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	69,421,949
1877	FIXED CAPITAL OUTLAY SEAPORT INVESTMENT PROGRAM FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	11,407,044
1878	FIXED CAPITAL OUTLAY RAIL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	99,109,700
1879	FIXED CAPITAL OUTLAY INTERMODAL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	45,142,357
1880	FIXED CAPITAL OUTLAY PRELIMINARY ENGINEERING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	671,504,416
1881	FIXED CAPITAL OUTLAY RIGHT-OF-WAY SUPPORT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	68,395,593
	FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND	8,479,486
1882	FIXED CAPITAL OUTLAY TRANSPORTATION PLANNING GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	28,292,359
1883	FIXED CAPITAL OUTLAY ECONOMIC DEVELOPMENT TRANSPORTATION PROJECTS - ROAD FUND FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	3,400,000
1884	FIXED CAPITAL OUTLAY DEBT SERVICE FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND	166,414,920
TOTAL: PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT FROM TRUST FUNDS		
	TOTAL POSITIONS	1,766.00
	TOTAL ALL FUNDS	2,789,883,471
FLORIDA RAIL ENTERPRISE		
	APPROVED SALARY RATE	203,908
1885	SALARIES AND BENEFITS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	255,546
1886	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	827

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1887	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	25,200
1888	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	4,089
1889	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	5,714
1890	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	506,750
1891	FIXED CAPITAL OUTLAY AVIATION DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	70,500,000
1892	FIXED CAPITAL OUTLAY PUBLIC TRANSIT DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	55,793,666
1893	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	3,843,250
1894	FIXED CAPITAL OUTLAY RAIL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	99,782,657

From the funds in Specific Appropriation 1894, \$10,000,000 is provided for Quiet Zone Improvements in response to the use of locomotive horns at highway-rail grade crossings. The Department of Transportation shall create a grant program for quiet zones requested by local agencies to provide funding of up to 50 percent of the nonfederal and nonprivate share of the total costs of any qualifying quiet zone capital improvement project.

The Department of Transportation will coordinate and work closely with local, state, and federal agencies to provide technical support to local agencies in the development of quiet zone plans. Local agencies may apply for grant funds after its quiet zone plan is approved by the department.

The Department of Transportation will monitor crossing incidents at approved quiet zone locations and have the right to revoke the quiet zone(s) at any time if a significant deterioration in safety results from quiet zone implementation.

1895	FIXED CAPITAL OUTLAY INTERMODAL DEVELOPMENT/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,500,000
TOTAL:	FLORIDA RAIL ENTERPRISE FROM TRUST FUNDS	232,217,699
	TOTAL POSITIONS	1.00
	TOTAL ALL FUNDS	232,217,699

TRANSPORTATION SYSTEMS OPERATIONS

PROGRAM: HIGHWAY OPERATIONS

APPROVED SALARY RATE 157,249,729

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1896	SALARIES AND BENEFITS POSITIONS 3,340.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	216,130,329
1897	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	107,376
1898	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	14,480,910
1899	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,794,038
1900	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	4,183,969
1901	SPECIAL CATEGORIES FAIRBANKS HAZARDOUS WASTE SITE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	400,965
1902	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,197,831
1903	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	6,915,196
1904	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	994,023
1905	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,191,476
1906	SPECIAL CATEGORIES TRANSPORTATION MATERIALS AND EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	29,263,850
1907	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	336,714
1908	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,900,997
1909	FIXED CAPITAL OUTLAY STATE INFRASTRUCTURE BANK LOAN REPAYMENTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	10,936,528
1910	FIXED CAPITAL OUTLAY SMALL COUNTY RESURFACE ASSISTANCE PROGRAM (SCRAP) FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	50,000,000
1911	FIXED CAPITAL OUTLAY SMALL COUNTY OUTREACH PROGRAM (SCOP) FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	78,132,473

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

From the funds in Specific Appropriation 1911, \$9,000,000 is appropriated for transportation projects within a rural area of opportunity designated pursuant to section 288.0656(7), Florida Statutes.

1912	FIXED CAPITAL OUTLAY COUNTY TRANSPORTATION PROGRAMS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	61,501,970
1913	FIXED CAPITAL OUTLAY BOND GUARANTEE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	500,000
1914	FIXED CAPITAL OUTLAY TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	431,200,412

From the funds in Specific Appropriation 1914, 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 1914, 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 of Transportation 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.

1915	FIXED CAPITAL OUTLAY INTRASTATE HIGHWAY CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,872,818,591
1916	FIXED CAPITAL OUTLAY ARTERIAL HIGHWAY CONSTRUCTION FROM LAND ACQUISITION TRUST FUND . . FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	25,000,000 188,373,421
1917	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	429,006,552
1918	FIXED CAPITAL OUTLAY COCOA OPERATIONS CENTER - REPAIRS/ RENOVATIONS/ADDITIONS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	12,000,000
1919	FIXED CAPITAL OUTLAY ENVIRONMENTAL SITE RESTORATION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	855,000
1920	FIXED CAPITAL OUTLAY HIGHWAY SAFETY CONSTRUCTION/GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	168,349,736

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1921	FIXED CAPITAL OUTLAY RESURFACING FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	631,762,307
1922	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND FROM RIGHT-OF-WAY ACQUISITION AND BRIDGE CONSTRUCTION TRUST FUND . . .	198,519,513 39,432,201
1923	FIXED CAPITAL OUTLAY CONTRACT MAINTENANCE WITH THE DEPARTMENT OF CORRECTIONS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	19,146,000
1924	FIXED CAPITAL OUTLAY HIGHWAY BEAUTIFICATION GRANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,017,000
1925	FIXED CAPITAL OUTLAY MATERIALS AND RESEARCH FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	13,867,012
1926	FIXED CAPITAL OUTLAY BRIDGE INSPECTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,901,753
1927	FIXED CAPITAL OUTLAY ECONOMIC DEVELOPMENT TRANSPORTATION PROJECTS - ROAD FUND FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	37,318,250

From the funds in Specific Appropriation 1927, a portion of the funds shall be allocated as follows:

City of Fernandina Beach N. Fletcher Rd - Nassau.....	1,000,000	
Lake Worth Park of Commerce - Palm Beach.....	2,500,000	
Opa Locka Airport Development - Miami-Dade.....	1,000,000	
US 19 Revitalization Program - Pasco.....	500,000	
Citrus Grove Road from US 27 to Turnpike - Lake.....	1,000,000	
CR 466A Phase 3 Right of Way - Lake.....	2,500,000	
Whiting Aviation Park - Santa Rosa.....	2,000,000	
The Underline Linear Park and Urban Trail - Miami-Dade.....	2,000,000	
Williamson Blvd Road - Volusia.....	2,500,000	
City of Belle Glade Gateway Redevelopment Roadway Improvement - Palm Beach.....	506,000	
City of Sebring US 27 Lighting - Highlands.....	1,000,000	
Port of Panama City Industrial Basin Improvements - Bay.....	1,000,000	
Burnt Store Road -Charlotte.....	1,000,000	
Ludlam Trail Corridor Improvements Phase 2- Miami-Dade.....	3,000,000	
Glades Area Street Resurfacing/Reconstruction Phase 2- Palm Beach.....	1,000,000	
City of North Miami Beach-NE 163rd St/NE 35th Ave U-Turn...	1,000,000	
Miami Lakes Greenways and Trails Master Plan Implementation.	400,000	
White Springs ED I-75/CR 136 Mixed Use Site Development Plan	250,000	
174th Street Pedestrian Bridge, Sunny Isles - Miami-Dade....	1,000,000	
Clearwater SR 60 Alternative Water Transportation - Pinellas	300,000	
Commercial Jet Aviation Training Center - Hendry.....	3,000,000	
Britt Road Bridge Replacement Project - Martin.....	1,500,000	
Village of Tequesta Transportation Alternatives - Palm Beach	200,000	
St Johns River Ferry Phase II.....	1,000,000	
Black Creek Trail Segment B - Miami-Dade.....	200,000	
Southwest Ranches Guardrail Improvements - Broward.....	362,250	
Ft. Lauderdale Airport Terminal - Broward.....	1,000,000	
1928	FIXED CAPITAL OUTLAY TRAFFIC ENGINEERING CONSULTANTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	123,514,713

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1929	FIXED CAPITAL OUTLAY LOCAL GOVERNMENT REIMBURSEMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	954,737
TOTAL:	PROGRAM: HIGHWAY OPERATIONS FROM TRUST FUNDS	5,683,005,843
	TOTAL POSITIONS 3,340.00	
	TOTAL ALL FUNDS	5,683,005,843
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE 39,659,639	
1930	SALARIES AND BENEFITS POSITIONS 727.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	53,553,504
1931	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	530,517
1932	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	6,657,077
1933	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	114,943
1934	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	120,236
1935	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,118,335
1936	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	4,151,447
1937	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	226,935
1938	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	44,338
1939	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	8,046,511
1940	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE - OTHER FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,838,903
1941	SPECIAL CATEGORIES TRANSFER TO SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR EVERGLADES RESTORATION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,064,000

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1942	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF REVENUE FOR HIGHWAY TAX COMPLIANCE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	200,000
1943	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	238,722
1944	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	204,496
1945	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	2,237,078 4,268
1946	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,058,484
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	88,409,794
	TOTAL POSITIONS 727.00	
	TOTAL ALL FUNDS	88,409,794
INFORMATION TECHNOLOGY		
	APPROVED SALARY RATE 10,642,339	
1947	SALARIES AND BENEFITS POSITIONS 200.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	13,368,677
1948	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	32,998
1949	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	8,725,549
1950	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	476,724
1951	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	14,478,112
1952	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	138,975
1953	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	29,738
1954	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	14,679

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1955	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	7,271,357
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS	44,536,809
	TOTAL POSITIONS 200.00	
	TOTAL ALL FUNDS	44,536,809
FLORIDA'S TURNPIKE SYSTEMS		
FLORIDA'S TURNPIKE ENTERPRISE		
	APPROVED SALARY RATE 21,847,464	
1956	SALARIES AND BENEFITS POSITIONS 420.00 FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	30,085,770
1957	OTHER PERSONAL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	316,769
1958	EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	20,811,513
1959	OPERATING CAPITAL OUTLAY FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	143,611
1960	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	61,633
1961	SPECIAL CATEGORIES CONSULTANT FEES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,168,631
1962	SPECIAL CATEGORIES CONTRACTED SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	25,820,753
1963	SPECIAL CATEGORIES PAYMENT TO EXPRESSWAY AUTHORITIES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	5,870,420
1964	SPECIAL CATEGORIES FLORIDA HIGHWAY PATROL SERVICES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	21,777,289
1965	SPECIAL CATEGORIES HUMAN RESOURCES DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	134,949
1966	SPECIAL CATEGORIES OVERTIME FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	147,739
1967	SPECIAL CATEGORIES TRANSPORTATION MATERIALS AND EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	5,668,409

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

1968	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	172,740
1969	FIXED CAPITAL OUTLAY MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE FROM TURNPIKE GENERAL RESERVE TRUST FUND	395,796
1970	FIXED CAPITAL OUTLAY TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	50,578,530
	From the funds in Specific Appropriation 1970, 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.	
	From the funds in Specific Appropriation 1970, 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 of Transportation 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.	
1971	FIXED CAPITAL OUTLAY INTRASTATE HIGHWAY CONSTRUCTION FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	6,685,026
	FROM TURNPIKE GENERAL RESERVE TRUST FUND	587,302,293
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	2,485,713
1972	FIXED CAPITAL OUTLAY CONSTRUCTION INSPECTION CONSULTANTS FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	3,871,775
	FROM TURNPIKE GENERAL RESERVE TRUST FUND	65,263,913
1973	FIXED CAPITAL OUTLAY RIGHT-OF-WAY LAND ACQUISITION FROM TURNPIKE GENERAL RESERVE TRUST FUND	46,085,800
1974	FIXED CAPITAL OUTLAY RESURFACING FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	25,786,608
1975	FIXED CAPITAL OUTLAY BRIDGE CONSTRUCTION FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	500,000
	FROM TURNPIKE GENERAL RESERVE TRUST FUND	308,220
1976	FIXED CAPITAL OUTLAY PRELIMINARY ENGINEERING CONSULTANTS FROM TURNPIKE RENEWAL AND REPLACEMENT TRUST FUND	10,082,815

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

	FROM TURNPIKE GENERAL RESERVE TRUST FUND	155,056,461	
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	6,942,775	
1977	FIXED CAPITAL OUTLAY RIGHT-OF-WAY SUPPORT FROM TURNPIKE GENERAL RESERVE TRUST FUND	11,711,000	
1978	FIXED CAPITAL OUTLAY BRIDGE INSPECTION FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	3,840,458	
1979	FIXED CAPITAL OUTLAY TOLL OPERATION CONTRACTS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	78,675,000	
1980	FIXED CAPITAL OUTLAY TURNPIKE SYSTEM EQUIPMENT AND DEVELOPMENT FROM TURNPIKE GENERAL RESERVE TRUST FUND	8,870,093	
	FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	1,370,000	
1981	FIXED CAPITAL OUTLAY TOLLS SYSTEM EQUIPMENT AND DEVELOPMENT FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	32,262,427	
TOTAL:	FLORIDA'S TURNPIKE ENTERPRISE FROM TRUST FUNDS	1,210,254,929	
	TOTAL POSITIONS	420.00	
	TOTAL ALL FUNDS	1,210,254,929	
TOTAL:	TRANSPORTATION, DEPARTMENT OF FROM TRUST FUNDS	10,048,308,545	
	TOTAL POSITIONS	6,454.00	
	TOTAL ALL FUNDS	10,048,308,545	
	TOTAL APPROVED SALARY RATE	334,959,655	
TOTAL OF SECTION 5			
	FROM GENERAL REVENUE FUND	231,022,896	
	FROM TRUST FUNDS	13,033,337,579	
	TOTAL POSITIONS	15,174.25	
	TOTAL ALL FUNDS	13,264,360,475	

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

1982A	LUMP SUM CASUALTY INSURANCE PREMIUM DEFICIT FROM GENERAL REVENUE FUND	2,000,000	
1983	LUMP SUM HUMAN RESOURCES OUTSOURCING CONTINGENCY FROM GENERAL REVENUE FUND	300,000	
1984	LUMP SUM HUMAN RESOURCES ASSESSMENT INCREASE FROM GENERAL REVENUE FUND	5,479,579	
	FROM TRUST FUNDS		4,449,079
1984A	LUMP SUM AGENCY FOR STATE TECHNOLOGY (AST) - AGENCY INFORMATION TECHNOLOGY SERVICES FROM TRUST FUNDS		3,290,003
1984B	LUMP SUM INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND	3,567,143	
	FROM TRUST FUNDS		8,291,491

From the funds provided in Specific Appropriation 1984B, \$604,655 from the General Revenue fund and \$3,399,964 in trust funds is provided for the distribution into agencies' data processing categories for the procurement of disaster recovery services.

Executive Office of the Governor.....	498,846
Justice Administration Commission.....	105,809
Department of Highway Safety and Motor Vehicles.....	122,793
Agency for Healthcare Administration.....	306,982
Department of the Lottery.....	375,929
Department of Environmental Protection.....	339,939
Department of Transportation.....	945,586
Department of Management Services.....	260,935
Department of Economic Opportunity.....	900,000
Department of Business and Professional Regulation.....	147,800

From the funds provided in Specific Appropriation 1984B, \$2,962,488 from the General Revenue Fund and \$4,891,527 from trust funds is provided for distribution into agencies' data processing categories for the revenue source to support appropriations within the Agency for State Technology.

1984C	LUMP SUM STRENGTHENING DOMESTIC SECURITY FROM TRUST FUNDS		30,954,281
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Funds provided in Specific Appropriation 1984C are contingent on federal grants being awarded. Should the amount awarded for each federal grant be less than the amount appropriated, funds shall be awarded in priority order for the individual projects as indicated in the Fiscal Year 2015-2016 Domestic Security Funding Request of the Domestic Security Oversight Board. Once federal funding is received and projects are funded in priority order, the Board may transfer funding between any of the funded projects. Funds may be allocated to projects not listed below with approval of the Legislative Budget Commission.

State Homeland Security Program (SHSP):
DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

SECTION 6 - GENERAL GOVERNMENT

State Agricultural Response Team (SART) Support.....	225,935	
State Agricultural Response Team (SART) Support-Planner...	60,000	
DEPARTMENT OF EDUCATION		
Mass Notification.....	318,577	
Education Sector.....	299,000	
DEPARTMENT OF FINANCIAL SERVICES		
Sustainment and Maintenance.....	34,000	
DEPARTMENT OF HEALTH		
Enhancement of State's Radiological Nuclear Detection		
Capability.....	436,000	
FEMORS Training.....	75,000	
Tourniquet Training.....	15,365	
Ambu-Bus Kits.....	260,365	
DEPARTMENT OF LAW ENFORCEMENT		
Fusion Center Analyst.....	55,000	
Fusion Centers.....	382,877	
Statewide Data Sharing.....	1,346,480	
Metadata Planners.....	200,850	
Cyber Security Training.....	291,490	
DIVISION OF EMERGENCY MANAGEMENT (EOG)		
Regional Domestic Security Planners (7).....	420,000	
FC Analyst.....	385,000	
HazMat Sustainment.....	537,677	
HazMat Critical Needs.....	428,560	
LE Sustainment and Maintenance.....	493,794	
Critical Needs.....	454,812	
PTE/Comm Capability Enhancement.....	839,240	
MARC Sustainment.....	125,798	
USAR Training.....	822,890	
LE Enhancements.....	381,865	
EDICS/EDWARDS Upgrades.....	282,402	
Hazmat/MARC Training.....	376,130	
Special Team Training and Exercise.....	90,500	
Government Sector- Public Safety Assets.....	764,862	
P25 700 MHz Mutual Aid Overlay - Region 4.....	310,016	
Special Event and Domestic Incident Management.....	391,746	
700 MHz Mutual Aid Overlay - Santa Rosa County.....	310,016	
Fusion Centers.....	256,595	
Statewide Data Sharing.....	857,000	
Metadata Planners.....	152,000	
Management & Administration.....	683,044	
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION		
LE Enhancements.....	30,000	
Special Team Training & Exercise.....	266,000	
Urban Areas Security Initiative (UASI):		
Miami/Ft Lauderdale Urban Areas Security Initiative (UASI)	6,371,901	
Orlando Urban Areas Security Initiative (UASI).....	4,068,772	
Tampa Urban Areas Security Initiative (UASI).....	3,684,302	
Management and Administration (UASI).....	743,420	
Additional Federal Funding:		
DIVISION OF EMERGENCY MANAGEMENT		
Urban Area Security (UASI) Nonprofit Security		
Grant Program (NSGP).....	1,425,000	
Operation Stonegarden (OPSG).....	1,000,000	
1985A LUMP SUM		
EMPLOYEE COMPENSATION AND BENEFITS		
FROM GENERAL REVENUE FUND	17,733,353	
FROM TRUST FUNDS		1,455,785
1986A LUMP SUM		
STATE MATCH FOR FEDERAL FEMA FUNDING		
FROM GENERAL REVENUE FUND	27,029,178	
1987 SPECIAL CATEGORIES		
ASSOCIATION DUES		
FROM GENERAL REVENUE FUND	215,170	
1988 SPECIAL CATEGORIES		
ADMINISTRATION COMMISSION AND FLORIDA LAND		
AND WATER ADJUDICATORY COMMISSION -		
ADMINISTRATIVE APPEALS		
FROM GENERAL REVENUE FUND	10,000	

SECTION 6 - GENERAL GOVERNMENT

1989 SPECIAL CATEGORIES			
TRANSFER TO PLANNING AND BUDGETING SYSTEM			
TRUST FUND			
FROM GENERAL REVENUE FUND	5,831,935		
TOTAL: PROGRAM: ADMINISTERED FUNDS			
FROM GENERAL REVENUE FUND	62,166,358		48,440,639
FROM TRUST FUNDS			110,606,997
TOTAL ALL FUNDS			
BUSINESS AND PROFESSIONAL REGULATION, DEPARTMENT OF			
PROGRAM: OFFICE OF THE SECRETARY AND ADMINISTRATION			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
APPROVED SALARY RATE	8,016,921		
1990 SPECIAL CATEGORIES		155.50	
SALARIES AND BENEFITS			
POSITIONS			
FROM ADMINISTRATIVE TRUST FUND			10,984,162
1991 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND			757,051
1992 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND			1,499,179
1993 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND			27,088
1994 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE			
HEARINGS			
FROM ADMINISTRATIVE TRUST FUND			234,461
1995 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	350,000		
FROM ADMINISTRATIVE TRUST FUND			254,780
1996 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM ADMINISTRATIVE TRUST FUND			6,500
1997 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND			51,521
1998 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM ADMINISTRATIVE TRUST FUND			7,650
1999 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM ADMINISTRATIVE TRUST FUND			107,506
2000 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM ADMINISTRATIVE TRUST FUND			54,643
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	350,000		13,984,541
FROM TRUST FUNDS			
TOTAL POSITIONS	155.50		
TOTAL ALL FUNDS			14,334,541
INFORMATION TECHNOLOGY			
APPROVED SALARY RATE	3,231,394		

SECTION 6 - GENERAL GOVERNMENT

2001	SALARIES AND BENEFITS	POSITIONS	57.00	
	FROM GENERAL REVENUE FUND		188,005	
	FROM ADMINISTRATIVE TRUST FUND			4,164,360
2002	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			109,265
2003	EXPENSES			
	FROM GENERAL REVENUE FUND		20,194	
	FROM ADMINISTRATIVE TRUST FUND			1,477,538
2004	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		4,000	
	FROM ADMINISTRATIVE TRUST FUND			100,000
2005	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			2,420,911
2006	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND			12,438
2007	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM ADMINISTRATIVE TRUST FUND			13,501
2008	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		688	
	FROM ADMINISTRATIVE TRUST FUND			17,252
2009	DATA PROCESSING SERVICES			
	STATE DATA CENTER - AGENCY FOR STATE			
	TECHNOLOGY (AST)			
	FROM ADMINISTRATIVE TRUST FUND			650,250
2010	DATA PROCESSING SERVICES			
	NORTHWEST REGIONAL DATA CENTER (NWRDC)			
	FROM ADMINISTRATIVE TRUST FUND			155,190
TOTAL:	INFORMATION TECHNOLOGY			
	FROM GENERAL REVENUE FUND		212,887	
	FROM TRUST FUNDS			9,120,705
	TOTAL POSITIONS		57.00	
	TOTAL ALL FUNDS			9,333,592

PROGRAM: SERVICE OPERATION

CUSTOMER CONTACT CENTER

	APPROVED SALARY RATE		3,117,285	
2011	SALARIES AND BENEFITS	POSITIONS	91.00	
	FROM ADMINISTRATIVE TRUST FUND			4,470,667
2012	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			232,098
2013	EXPENSES			
	FROM ADMINISTRATIVE TRUST FUND			506,929
2014	OPERATING CAPITAL OUTLAY			
	FROM ADMINISTRATIVE TRUST FUND			3,000
2015	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			9,000
2016	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND			24,037

SECTION 6 - GENERAL GOVERNMENT

2017	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM ADMINISTRATIVE TRUST FUND			5,430
2018	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM ADMINISTRATIVE TRUST FUND			29,637
TOTAL:	CUSTOMER CONTACT CENTER			
	FROM TRUST FUNDS			5,280,798
	TOTAL POSITIONS		91.00	
	TOTAL ALL FUNDS			5,280,798

CENTRAL INTAKE

	APPROVED SALARY RATE		3,649,249	
2019	SALARIES AND BENEFITS	POSITIONS	109.50	
	FROM ADMINISTRATIVE TRUST FUND			5,324,221
2020	OTHER PERSONAL SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			423,613
2021	EXPENSES			
	FROM ADMINISTRATIVE TRUST FUND			582,375
2022	OPERATING CAPITAL OUTLAY			
	FROM ADMINISTRATIVE TRUST FUND			3,000
2023	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM ADMINISTRATIVE TRUST FUND			1,000,000
2024	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM ADMINISTRATIVE TRUST FUND			49,757
2025	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM ADMINISTRATIVE TRUST FUND			26,950
2026	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM ADMINISTRATIVE TRUST FUND			40,217
TOTAL:	CENTRAL INTAKE			
	FROM TRUST FUNDS			7,450,133
	TOTAL POSITIONS		109.50	
	TOTAL ALL FUNDS			7,450,133

PROGRAM: PROFESSIONAL REGULATION

COMPLIANCE AND ENFORCEMENT

	APPROVED SALARY RATE		11,850,977	
2027	SALARIES AND BENEFITS	POSITIONS	270.00	
	FROM PROFESSIONAL REGULATION TRUST			
	FUND			16,657,740
2028	OTHER PERSONAL SERVICES			
	FROM PROFESSIONAL REGULATION TRUST			
	FUND			928,762
2029	EXPENSES			
	FROM PROFESSIONAL REGULATION TRUST			
	FUND			3,171,311
2030	OPERATING CAPITAL OUTLAY			
	FROM PROFESSIONAL REGULATION TRUST			
	FUND			6,920

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2031	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND	156,900
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From the funds provided in Specific Appropriation 2031, 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.

2032	SPECIAL CATEGORIES LEGAL SERVICES CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND	918,385
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2033	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF HEALTH FROM PROFESSIONAL REGULATION TRUST FUND	282,637
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2034	SPECIAL CATEGORIES UNLICENSED ACTIVITIES FROM PROFESSIONAL REGULATION TRUST FUND	2,488,146
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From the funds in Specific Appropriation 2034, up to \$500,000 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 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 2034, up to \$100,000 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 2034, 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 functions.

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From the funds in Specific Appropriation 2034, 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, as well as developing advertising and media campaigns to minimize unlicensed activity in the architecture and interior design professions. The department may not allocate overhead charges to these unlicensed activity functions.

From the funds in Specific Appropriation 2034, the Department of Business and Professional Regulation shall submit a report to the President of the Senate, the Speaker of the House of Representatives, and the Executive Office of the Governor's Office of Policy and Budget by November 1, 2015, detailing the unlicensed activity functions performed by the department during Fiscal Year 2014-2015. 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.

2035	SPECIAL CATEGORIES CLAIMS PAYMENTS FROM CONSTRUCTION RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND	5,000,000
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2036	SPECIAL CATEGORIES CLAIMS PAYMENT/AUCTIONEER RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND	106,579
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2037	SPECIAL CATEGORIES TRANSFER ARCHITECT & INTERIOR DESIGN ACTIVITIES CH. 2002-274 FROM PROFESSIONAL REGULATION TRUST FUND	425,239
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2038	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND	2,158,138
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From the funds in Specific Appropriation 2038, \$925,000 is provided for the Florida Building Code Compliance and Mitigation Program as authorized in section 553.841, Florida Statutes.

2039	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND	211,236
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2040	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND	337,068
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2041	SPECIAL CATEGORIES CLAY FORD SCHOLARSHIP PROGRAM - CERTIFIED PUBLIC ACCOUNTING MINORITY SCHOLARSHIPS FROM PROFESSIONAL REGULATION TRUST FUND	200,000
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2042	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND	83,362
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2043	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND	107,311
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2044	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA ENGINEERING MANAGEMENT CORPORATION (FEMC) CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND			2,070,000
2045	FINANCIAL ASSISTANCE PAYMENTS REAL ESTATE RECOVERY FUND FROM PROFESSIONAL REGULATION TRUST FUND			300,000
2046	FINANCIAL ASSISTANCE PAYMENTS REAL ESTATE SCHOLARSHIPS FROM PROFESSIONAL REGULATION TRUST FUND			150,000
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS			35,759,734
	TOTAL POSITIONS	270.00		
	TOTAL ALL FUNDS			35,759,734
FLORIDA BOXING COMMISSION				
	APPROVED SALARY RATE		236,462	
2047	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND	4.00		345,231
2048	OTHER PERSONAL SERVICES FROM PROFESSIONAL REGULATION TRUST FUND			97,371
2049	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND			143,920
2050	SPECIAL CATEGORIES TRANSFER TO THE PROFESSIONAL REGULATION TRUST FUND FROM GENERAL REVENUE FUND		326,527	
2051	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND			2,000
2052	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND			556
2053	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND			3,731
TOTAL:	FLORIDA BOXING COMMISSION FROM GENERAL REVENUE FUND		326,527	
	FROM TRUST FUNDS			592,809
	TOTAL POSITIONS	4.00		
	TOTAL ALL FUNDS			919,336
TESTING AND CONTINUING EDUCATION				
	APPROVED SALARY RATE		1,455,300	
2054	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND	41.00		2,086,962

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2055	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND			283,871
2056	OPERATING CAPITAL OUTLAY FROM PROFESSIONAL REGULATION TRUST FUND			3,000
2057	SPECIAL CATEGORIES EXAMINATION TESTING SERVICES FOR PROFESSIONAL REGULATION FROM PROFESSIONAL REGULATION TRUST FUND			658,235
2058	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND			6,000
2059	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND			1,000
2060	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND			12,235
2061	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND			5,211
2062	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND			13,568
TOTAL:	TESTING AND CONTINUING EDUCATION FROM TRUST FUNDS			3,070,082
	TOTAL POSITIONS	41.00		
	TOTAL ALL FUNDS			3,070,082
FARM AND CHILD LABOR REGULATION				
	APPROVED SALARY RATE		1,078,622	
2063	SALARIES AND BENEFITS POSITIONS FROM PROFESSIONAL REGULATION TRUST FUND	30.00		1,596,028
2064	EXPENSES FROM PROFESSIONAL REGULATION TRUST FUND			160,342
2065	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND			45,000
From the funds provided in Specific Appropriation 2065, 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.				
2066	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PROFESSIONAL REGULATION TRUST FUND			20,590

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2067	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PROFESSIONAL REGULATION TRUST FUND		69,400
2068	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PROFESSIONAL REGULATION TRUST FUND		4,755
2069	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PROFESSIONAL REGULATION TRUST FUND		2,648
2070	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PROFESSIONAL REGULATION TRUST FUND		9,435
TOTAL: FARM AND CHILD LABOR REGULATION FROM TRUST FUNDS			1,908,198
	TOTAL POSITIONS	30.00	
	TOTAL ALL FUNDS		1,908,198
PROGRAM: PARI-MUTUEL WAGERING			
PARI-MUTUEL WAGERING			
	APPROVED SALARY RATE	2,832,176	
2071	SALARIES AND BENEFITS POSITIONS FROM PARI-MUTUEL WAGERING TRUST FUND	65.00	3,972,357
2072	OTHER PERSONAL SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		1,685,853
2073	EXPENSES FROM PARI-MUTUEL WAGERING TRUST FUND		665,627
2074	OPERATING CAPITAL OUTLAY FROM PARI-MUTUEL WAGERING TRUST FUND		13,032
2075	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND		40,002
	From the funds provided in Specific Appropriation 2075, 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.		
2076	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		27,317
2077	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND		62,000
2078	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PARI-MUTUEL WAGERING TRUST FUND		162,680

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2079	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PARI-MUTUEL WAGERING TRUST FUND		10,063
2080	SPECIAL CATEGORIES RACING ANIMAL MEDICAL RESEARCH FROM PARI-MUTUEL WAGERING TRUST FUND		100,000
2081	SPECIAL CATEGORIES PARI-MUTUEL LABORATORY CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		2,266,000
2082	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND		41,705
2083	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			9,343,112
	TOTAL POSITIONS	65.00	
	TOTAL ALL FUNDS		9,343,112
SLOT MACHINE REGULATION			
	APPROVED SALARY RATE	2,198,053	
2084	SALARIES AND BENEFITS POSITIONS FROM PARI-MUTUEL WAGERING TRUST FUND	50.00	3,132,622
2085	OTHER PERSONAL SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND		10,000
2086	EXPENSES FROM PARI-MUTUEL WAGERING TRUST FUND		275,248
2087	OPERATING CAPITAL OUTLAY FROM PARI-MUTUEL WAGERING TRUST FUND		10,863
2088	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND		40,000
2089	SPECIAL CATEGORIES COMPULSIVE AND ADDICTIVE GAMBLING PREVENTION CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND		730,000
	Funds in Specific Appropriation 2089 shall be placed in reserve contingent upon the submission of a report to the chair of the Senate Committee on Appropriations, the chair of the House Appropriations Committee, 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 provision of services related to the prevention and reduction of compulsive and addictive gambling. The report shall also include the effectiveness of Fiscal Year 2014-2015 efforts in reducing problem gambling. No earlier than 14 days after the submission of the report, the Department of Business and Professional Regulation may request the release of funds pursuant to the provisions of chapter 216,		

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Florida Statutes.

2090	SPECIAL CATEGORIES TRANSFER TO THE OFFICE OF THE STATE ATTORNEY - SLOT INVESTIGATIONS AND PROSECUTIONS FROM PARI-MUTUEL WAGERING TRUST FUND	222,971
2091	SPECIAL CATEGORIES CONTRACTED SERVICES FROM PARI-MUTUEL WAGERING TRUST FUND	44,000
2092	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM PARI-MUTUEL WAGERING TRUST FUND	25,743
2093	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PARI-MUTUEL WAGERING TRUST FUND	7,112
2094	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM PARI-MUTUEL WAGERING TRUST FUND	2,848
2095	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PARI-MUTUEL WAGERING TRUST FUND	16,930
TOTAL:	SLOT MACHINE REGULATION FROM TRUST FUNDS	4,518,337
	TOTAL POSITIONS 50.00	
	TOTAL ALL FUNDS	4,518,337
PROGRAM: HOTELS AND RESTAURANTS		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE 11,861,058	
2096	SALARIES AND BENEFITS POSITIONS 308.00 FROM HOTEL AND RESTAURANT TRUST FUND	16,677,439
2097	OTHER PERSONAL SERVICES FROM HOTEL AND RESTAURANT TRUST FUND	35,689
2098	EXPENSES FROM HOTEL AND RESTAURANT TRUST FUND	1,689,491
2099	OPERATING CAPITAL OUTLAY FROM HOTEL AND RESTAURANT TRUST FUND	8,500
2100	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HOTEL AND RESTAURANT TRUST FUND	476,222

From the funds provided in Specific Appropriation 2100, 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.

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2100A	SPECIAL CATEGORIES TRANSFER TO VISIT FLORIDA FROM HOTEL AND RESTAURANT TRUST FUND	500,000
Funds in Specific Appropriation 2100A shall be transferred to Visit Florida to contract with the Florida Restaurant and Lodging Association, Inc., 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 the Florida Restaurant and Lodging Association, Inc., for the purpose of promoting tourism within the state.		
2101	SPECIAL CATEGORIES TRANSFERS TO DEPARTMENT OF HEALTH FOR EPIDEMIOLOGICAL SERVICES FROM HOTEL AND RESTAURANT TRUST FUND	607,149
2102	SPECIAL CATEGORIES GRANTS AND AIDS - SCHOOL-TO-CAREER FROM HOTEL AND RESTAURANT TRUST FUND	706,698
2103	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HOTEL AND RESTAURANT TRUST FUND	70,509
2104	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HOTEL AND RESTAURANT TRUST FUND	466,941
2105	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HOTEL AND RESTAURANT TRUST FUND	224,324
2106	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HOTEL AND RESTAURANT TRUST FUND	25,000
2107	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HOTEL AND RESTAURANT TRUST FUND	97,028
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS	21,584,990
	TOTAL POSITIONS 308.00	
	TOTAL ALL FUNDS	21,584,990
PROGRAM: ALCOHOLIC BEVERAGES AND TOBACCO		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE 9,181,013	
2108	SALARIES AND BENEFITS POSITIONS 188.75 FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	12,567,999
2109	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	7,075
2110	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND FROM FEDERAL LAW ENFORCEMENT TRUST FUND	1,481,830 206,585

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2111	OPERATING CAPITAL OUTLAY FROM FEDERAL LAW ENFORCEMENT TRUST FUND		43,000
2112	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND FROM FEDERAL LAW ENFORCEMENT TRUST FUND		315,644 300,000
2113	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		78,044
2114	SPECIAL CATEGORIES OPERATION AND MAINTENANCE OF PATROL VEHICLES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		896,017
2115	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		382,810
2116	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		172,846
2117	SPECIAL CATEGORIES TRANSFER FOR CONTRACTED DISPATCH SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		140,000
2118	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		28,219
2119	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		61,131
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS		16,681,200
	TOTAL POSITIONS	188.75	
	TOTAL ALL FUNDS		16,681,200
STANDARDS AND LICENSURE			
	APPROVED SALARY RATE	2,405,493	
2120	SALARIES AND BENEFITS POSITIONS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	59.50	3,539,400
2121	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	130,806	11,000
2122	EXPENSES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		550,628
2123	OPERATING CAPITAL OUTLAY FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		5,000

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2124	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		17,733
2125	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		10,555
2126	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		12,229
2127	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		20,607
TOTAL:	STANDARDS AND LICENSURE FROM GENERAL REVENUE FUND FROM TRUST FUNDS	130,806	4,167,152
	TOTAL POSITIONS	59.50	
	TOTAL ALL FUNDS		4,297,958
TAX COLLECTION			
	APPROVED SALARY RATE	3,304,512	
2128	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	82.00 148,898	4,613,658
2129	OTHER PERSONAL SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		16,669
2130	EXPENSES FROM GENERAL REVENUE FUND FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	18,322	610,131
2131	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	4,000	
2132	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		21,180
2133	SPECIAL CATEGORIES CIGARETTE TAX STAMPS FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		866,505
2134	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		16,704
2135	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND		12,998
2136	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ALCOHOLIC BEVERAGE AND TOBACCO TRUST FUND	688	28,075

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TOTAL: TAX COLLECTION			
FROM GENERAL REVENUE FUND	171,908		
FROM TRUST FUNDS		6,185,920	
TOTAL POSITIONS	82.00		
TOTAL ALL FUNDS		6,357,828	
PROGRAM: FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES			
COMPLIANCE AND ENFORCEMENT			
APPROVED SALARY RATE	4,462,950		
2137 SALARIES AND BENEFITS POSITIONS	110.00		
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		6,251,556	
2138 OTHER PERSONAL SERVICES			
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		15,576	
2139 EXPENSES			
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		903,881	
2140 OPERATING CAPITAL OUTLAY			
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		1,298	
2141 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		17,500	
2142 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		40,546	
2143 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES TRUST FUND		11,856	
2144 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		37,448	
TOTAL: COMPLIANCE AND ENFORCEMENT			
FROM TRUST FUNDS		7,279,661	
TOTAL POSITIONS	110.00		
TOTAL ALL FUNDS		7,279,661	
TOTAL: BUSINESS AND PROFESSIONAL REGULATION, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	1,192,128		
FROM TRUST FUNDS		146,927,372	
TOTAL POSITIONS	1,621.25		
TOTAL ALL FUNDS		148,119,500	
TOTAL APPROVED SALARY RATE	68,881,465		

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PROGRAM: CITRUS, DEPARTMENT OF			
CITRUS RESEARCH			
	APPROVED SALARY RATE	1,332,593	
2145 SALARIES AND BENEFITS POSITIONS	20.00		
FROM CITRUS ADVERTISING TRUST FUND		1,721,867	
2146 OTHER PERSONAL SERVICES			
FROM CITRUS ADVERTISING TRUST FUND		107,098	
2147 EXPENSES			
FROM CITRUS ADVERTISING TRUST FUND		501,896	
2148 OPERATING CAPITAL OUTLAY			
FROM CITRUS ADVERTISING TRUST FUND		251,000	
2149 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM CITRUS ADVERTISING TRUST FUND		5,920,494	
2150 SPECIAL CATEGORIES			
PAID ADVERTISING AND PROMOTION			
FROM CITRUS ADVERTISING TRUST FUND		82,000	
2151 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM CITRUS ADVERTISING TRUST FUND		5,804	
TOTAL: CITRUS RESEARCH			
FROM TRUST FUNDS		8,590,159	
TOTAL POSITIONS	20.00		
TOTAL ALL FUNDS		8,590,159	
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	APPROVED SALARY RATE	1,466,312	
2152 SALARIES AND BENEFITS POSITIONS	23.00		
FROM CITRUS ADVERTISING TRUST FUND		2,141,714	
2153 OTHER PERSONAL SERVICES			
FROM CITRUS ADVERTISING TRUST FUND		66,000	
2154 EXPENSES			
FROM CITRUS ADVERTISING TRUST FUND		592,625	
2155 OPERATING CAPITAL OUTLAY			
FROM CITRUS ADVERTISING TRUST FUND		119,779	
2156 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM CITRUS ADVERTISING TRUST FUND		507,655	
2157 SPECIAL CATEGORIES			
PAID ADVERTISING AND PROMOTION			
FROM CITRUS ADVERTISING TRUST FUND		75,000	
2158 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM CITRUS ADVERTISING TRUST FUND		14,690	
2159 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM CITRUS ADVERTISING TRUST FUND		8,869	
2160 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)			
FROM CITRUS ADVERTISING TRUST FUND		35,097	

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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM TRUST FUNDS			3,561,429
TOTAL POSITIONS	23.00		
TOTAL ALL FUNDS			3,561,429
AGRICULTURAL PRODUCTS MARKETING			
APPROVED SALARY RATE	1,189,794		
2161 SALARIES AND BENEFITS POSITIONS	12.00		
FROM CITRUS ADVERTISING TRUST FUND			1,699,899
2162 OTHER PERSONAL SERVICES			
FROM CITRUS ADVERTISING TRUST FUND			17,000
2163 EXPENSES			
FROM CITRUS ADVERTISING TRUST FUND			761,331
2164 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM CITRUS ADVERTISING TRUST FUND			100,000
2165 SPECIAL CATEGORIES			
PAID ADVERTISING AND PROMOTION			
FROM CITRUS ADVERTISING TRUST FUND			34,095,526
2166 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM CITRUS ADVERTISING TRUST FUND			5,193
TOTAL: AGRICULTURAL PRODUCTS MARKETING			
FROM TRUST FUNDS			36,678,949
TOTAL POSITIONS	12.00		
TOTAL ALL FUNDS			36,678,949
TOTAL: PROGRAM: CITRUS, DEPARTMENT OF			
FROM TRUST FUNDS			48,830,537
TOTAL POSITIONS	55.00		
TOTAL ALL FUNDS			48,830,537
TOTAL APPROVED SALARY RATE	3,988,699		

ECONOMIC OPPORTUNITY, DEPARTMENT OF

From the funds in Specific Appropriations 2167 through 2258, 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 clients except those so identified and certified.

The department head or a designee must 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 is 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 2167 through 2258, no federal or state funds shall be used to pay for space being leased by a Regional Workforce Board, CareerSource Florida, 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

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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	2,778,281		
2167 SALARIES AND BENEFITS POSITIONS	38.00		
FROM GENERAL REVENUE FUND			372,417
FROM ADMINISTRATIVE TRUST FUND			2,925,930
2168 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND			113,627
2169 EXPENSES			
FROM GENERAL REVENUE FUND			33,009
FROM ADMINISTRATIVE TRUST FUND			471,984
2170 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND			17,177
2171 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE			
HEARINGS			
FROM GENERAL REVENUE FUND			74,146
2172 SPECIAL CATEGORIES			
GRANTS AND AIDS - CONTRACTED SERVICES			
FROM ADMINISTRATIVE TRUST FUND			33,778
FROM STATE ECONOMIC ENHANCEMENT			
AND DEVELOPMENT TRUST FUND			160,000
FROM FLORIDA INTERNATIONAL TRADE			
AND PROMOTION TRUST FUND			8,000
FROM TOURISM PROMOTIONAL TRUST			
FUND			32,000

Funds provided in Specific Appropriation 2172 from the State Economic Enhancement and Development Trust Fund, the Tourism Promotional Trust Fund, and the Florida International Trade and Promotion Trust Fund, shall only be used to represent the state's interest in the Digital Domain Media Group, Inc., bankruptcy action.

2173 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM ADMINISTRATIVE TRUST FUND			23,122
2174 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND			3,793
FROM ADMINISTRATIVE TRUST FUND			10,615
2175 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE			
TECHNOLOGY (AST)			
FROM ADMINISTRATIVE TRUST FUND			4,771
TOTAL: EXECUTIVE LEADERSHIP			
FROM GENERAL REVENUE FUND			483,365
FROM TRUST FUNDS			3,801,004
TOTAL POSITIONS	38.00		
TOTAL ALL FUNDS			4,284,369

FINANCE AND ADMINISTRATION

APPROVED SALARY RATE	5,460,045		
2176 SALARIES AND BENEFITS POSITIONS	99.00		
FROM ADMINISTRATIVE TRUST FUND			6,463,598
FROM REVOLVING TRUST FUND			933,475
2177 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND			49,136

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	FROM REVOLVING TRUST FUND		50,000
2178	EXPENSES		
	FROM GENERAL REVENUE FUND	3,789	
	FROM ADMINISTRATIVE TRUST FUND		621,768
	FROM REVOLVING TRUST FUND		1,418,634
2179	OPERATING CAPITAL OUTLAY		
	FROM ADMINISTRATIVE TRUST FUND		52,822
2180	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM ADMINISTRATIVE TRUST FUND		510,198
	FROM REVOLVING TRUST FUND		1,036,300
2181	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND		26,877
	FROM REVOLVING TRUST FUND		5,169
2182	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ADMINISTRATIVE TRUST FUND		25,439
	FROM REVOLVING TRUST FUND		4,692
2183	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE		
	TECHNOLOGY (AST)		
	FROM ADMINISTRATIVE TRUST FUND		141,627
2184	FIXED CAPITAL OUTLAY		
	REED ACT BUILDINGS PROJECTS - STATEWIDE		
	FROM REVOLVING TRUST FUND		315,000
TOTAL:	FINANCE AND ADMINISTRATION		
	FROM GENERAL REVENUE FUND	3,789	
	FROM TRUST FUNDS		11,654,735
	TOTAL POSITIONS	99.00	
	TOTAL ALL FUNDS		11,658,524
INFORMATION SYSTEMS AND SUPPORT SERVICES			
	APPROVED SALARY RATE	5,699,356	
2185	SALARIES AND BENEFITS	POSITIONS	93.00
	FROM ADMINISTRATIVE TRUST FUND		7,789,051
2186	OTHER PERSONAL SERVICES		
	FROM ADMINISTRATIVE TRUST FUND		130,512
2187	EXPENSES		
	FROM ADMINISTRATIVE TRUST FUND		1,143,405
2188	OPERATING CAPITAL OUTLAY		
	FROM ADMINISTRATIVE TRUST FUND		202,661
2189	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM ADMINISTRATIVE TRUST FUND		593,190
2190	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND		50,314
2191	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ADMINISTRATIVE TRUST FUND		27,977
2192	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE		
	TECHNOLOGY (AST)		
	FROM ADMINISTRATIVE TRUST FUND		66,754

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TOTAL:	INFORMATION SYSTEMS AND SUPPORT SERVICES		
	FROM TRUST FUNDS		10,003,864
	TOTAL POSITIONS	93.00	
	TOTAL ALL FUNDS		10,003,864

PROGRAM: WORKFORCE SERVICES

WORKFORCE DEVELOPMENT

From the funds in Specific Appropriations 2193 through 2221, the Department of Economic Opportunity must 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 workforce program, project, or initiative for which funds are specifically appropriated in this act is not an allowable use of federal funds, the department must notify the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

When allocating full-time equivalent (FTE) positions to individual regional workforce boards, the Department of Economic Opportunity must ensure that workforce services are effectively and efficiently provided throughout the state. The department is authorized to reallocate any FTE position allocated to a regional workforce board that has been or becomes vacant for more than 180 days. When reallocating a vacant FTE position, the department must give priority to a regional workforce board that would use the FTE position to provide additional services to veterans.

	APPROVED SALARY RATE	25,044,535	
2193	SALARIES AND BENEFITS	POSITIONS	650.50
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		34,843,597
	FROM WELFARE TRANSITION TRUST FUND		1,284,523
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		788,786
2194	OTHER PERSONAL SERVICES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		9,630,057
	FROM WELFARE TRANSITION TRUST FUND		65,313
2195	EXPENSES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		1,143,128
	FROM WELFARE TRANSITION TRUST FUND		1,105,389
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		60,387
2196	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
2196A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - WORKFORCE PROJECTS		
	FROM STATE ECONOMIC ENHANCEMENT		
	AND DEVELOPMENT TRUST FUND		3,100,000
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		2,350,000

From the nonrecurring funds provided in Specific Appropriation 2196A, \$1,000,000 from the State Economic Enhancement and Development Trust Fund is provided for the department to implement an initiative to increase the number of certified pilots in Florida intrastate air service markets by training pilots in Florida-based programs. The programs must be designed to meet all Federal Aviation Administration requirements for commercial pilot certification. Any educational institution receiving funds from this initiative must certify to the department that all pilot training is based in Florida facilities.

The remaining nonrecurring funds in Specific Appropriation 2196A from the State Economic Enhancement and Development Trust Fund shall be

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allocated as follows:

Employ Miami-Dade Project.....	100,000
The Circus Arts Conservatory.....	1,000,000
SANT LA - Haitian Neighborhood Center - Community Financial Assistance.....	300,000
Caribbean Chamber Student Entrepreneurship - Internships....	100,000
Manufacturing Academy and Apprenticeship/Internship Program.....	500,000
VISIONARY Jobs Initiative.....	100,000

From the nonrecurring funds provided in Specific Appropriation 2196A from the Special Employment Administration Trust Fund shall be allocated as follows:

CareerSource Pinellas - Advanced Manufacturing Skills Development.....	250,000
Florida Goodwill Association.....	500,000
Goodwill Industries of South Florida.....	250,000
Manasota Goodwill - Persons with Disabilities Pilot Project.....	600,000
Home Builders Institute (PACT).....	750,000

The Department of Economic Opportunity must directly contract with the entities allocated funds from Specific Appropriation 2196A.

2197 SPECIAL CATEGORIES	
NON CUSTODIAL PARENT PROGRAM	
FROM WELFARE TRANSITION TRUST FUND	1,416,000
FROM SPECIAL EMPLOYMENT SECURITY	
ADMINISTRATION TRUST FUND	209,000

Funds provided in Specific Appropriation 2197 from the Welfare Transition Trust Fund are provided to continue the Gulf Coast Jewish Family and Community Services' Non Custodial Parent Employment Program in Miami-Dade, Pinellas, Pasco, and Hillsborough counties, allocated as follows: Miami-Dade County - \$666,000; and Pinellas, Pasco, and Hillsborough counties - \$750,000.

Funds provided in Specific Appropriation 2197 from the Special Employment Security Administration Trust Fund are provided to the Gulf Coast Jewish Family and Community Services' Non Custodial Parent Program in Hernando County.

CareerSource Pinellas shall administer the funds.

2198 SPECIAL CATEGORIES	
GRANTS AND AIDS - CONTRACTED SERVICES	
FROM EMPLOYMENT SECURITY	
ADMINISTRATION TRUST FUND	12,518,979
FROM WELFARE TRANSITION TRUST FUND	575,000
FROM SPECIAL EMPLOYMENT SECURITY	
ADMINISTRATION TRUST FUND	3,381,000

2199 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 2199 from the Welfare Transition Trust Fund are allocated for workforce services based on a plan approved by CareerSource Florida. The plan must maximize funds distributed directly to the regional workforce boards, and must 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 one-parent families.

From the funds provided in Specific Appropriation 2199, any expenditures by a regional workforce board 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. For any expenditures exceeding \$5,000 for outreach purposes, a regional workforce board must obtain prior approval from the Department of Economic Opportunity before purchasing promotional items including but not limited to capes, blankets, and clothing; and memorabilia, models, gifts, and souvenirs.

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Funds in Specific Appropriation 2199 may not be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of regional workforce boards, CareerSource Florida, 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, shall be in compliance with all applicable federal and state requirements. Funds in Specific Appropriation 2199 may not be used for entertainment costs and recreational activities for board members, staff, or employees.

Funds in Specific Appropriation 2199 may not 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 CareerSource Florida.

2200 SPECIAL CATEGORIES		
GRANTS AND AIDS - DISPLACED HOMEOWNERS		
FROM DISPLACED HOMEOWNERS TRUST FUND		2,000,000
2201 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM EMPLOYMENT SECURITY		
ADMINISTRATION TRUST FUND		1,138,273
FROM WELFARE TRANSITION TRUST FUND		2,096
2202 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
FROM EMPLOYMENT SECURITY		
ADMINISTRATION TRUST FUND		244,103
FROM WELFARE TRANSITION TRUST FUND		5,792
2203 DATA PROCESSING SERVICES		
STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
FROM EMPLOYMENT SECURITY		
ADMINISTRATION TRUST FUND		590,415
FROM WELFARE TRANSITION TRUST FUND		318,294
TOTAL: WORKFORCE DEVELOPMENT		
FROM TRUST FUNDS		360,441,004
TOTAL POSITIONS	650.50	
TOTAL ALL FUNDS		360,441,004
REEMPLOYMENT ASSISTANCE PROGRAM		
APPROVED SALARY RATE	21,493,175	
2204 SALARIES AND BENEFITS		
POSITIONS	579.00	
FROM EMPLOYMENT SECURITY		
ADMINISTRATION TRUST FUND		33,833,995
2205 OTHER PERSONAL SERVICES		
FROM EMPLOYMENT SECURITY		
ADMINISTRATION TRUST FUND		8,147,299
FROM SPECIAL EMPLOYMENT SECURITY		
ADMINISTRATION TRUST FUND		6,500,000

Funds provided in Specific Appropriation 2205 from the Special Employment Security Administration Trust Fund are provided for the operations of the reemployment assistance program and system. The Department of Economic Opportunity shall submit an operational work plan by August 1, 2015, detailing all maintenance and enhancement projects for the reemployment assistance system planned for Fiscal Year 2015-2016 that includes each project's schedule, scope, and spending plan. The department must submit quarterly status reports to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the Chair of the House Appropriations Committee that must include a description of the progress made to date for each project, actual costs incurred, program staffing levels, and current system issues being managed.

From the funds in Specific Appropriation 2205, \$3,250,000 of recurring

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funds from the Employment Security Administration Trust Fund shall be placed in reserve. Such funds may be released, in whole or in part, pursuant to chapter 216, Florida Statutes, upon submission of a budget amendment that documents the workload need for the additional authority and the availability of appropriate federal funds to support that workload need.

2206	EXPENSES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	16,469,539	
2207	OPERATING CAPITAL OUTLAY		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	304,795	
2208	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	48,891,311	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	1,000,000	
2209	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	275,553	
2210	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	244,717	
2211	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE		
	TECHNOLOGY (AST)		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	1,519,041	
TOTAL:	REEMPLOYMENT ASSISTANCE PROGRAM		
	FROM TRUST FUNDS	117,186,250	
	TOTAL POSITIONS	579.00	
	TOTAL ALL FUNDS	117,186,250	
CAREERSOURCE FLORIDA			
	APPROVED SALARY RATE	611,300	
2212	SALARIES AND BENEFITS POSITIONS	6.00	
	FROM ADMINISTRATIVE TRUST FUND	705,472	
2213	SPECIAL CATEGORIES		
	CAREERSOURCE FLORIDA OPERATIONS		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	9,191,404	
	FROM WELFARE TRANSITION TRUST FUND .	1,052,366	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	544,221	
2214	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM ADMINISTRATIVE TRUST FUND	1,251	
2215	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM ADMINISTRATIVE TRUST FUND	2,141	
2215A	SPECIAL CATEGORIES		
	QUICK RESPONSE TRAINING		
	FROM STATE ECONOMIC ENHANCEMENT		
	AND DEVELOPMENT TRUST FUND	100,000	
	FROM SPECIAL EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND	12,000,000	

The funds provided from the State Economic Enhancement and Development

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Trust Fund in Specific Appropriation 2215A are provided to CareerSource Florida to market and promote the Quick Response Training Program.

2217	SPECIAL CATEGORIES		
	INCUMBENT WORKER TRAINING PROGRAM		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		3,000,000
TOTAL:	CAREERSOURCE FLORIDA		
	FROM TRUST FUNDS		26,596,855
	TOTAL POSITIONS	6.00	
	TOTAL ALL FUNDS		26,596,855
REEMPLOYMENT ASSISTANCE APPEALS COMMISSION			
	APPROVED SALARY RATE	2,640,283	
2218	SALARIES AND BENEFITS POSITIONS	43.00	
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		3,509,417
2219	SPECIAL CATEGORIES		
	REEMPLOYMENT ASSISTANCE APPEALS COMMISSION		
	- OPERATIONS		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		765,371
2220	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		17,420
2221	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM EMPLOYMENT SECURITY		
	ADMINISTRATION TRUST FUND		15,367
TOTAL:	REEMPLOYMENT ASSISTANCE APPEALS COMMISSION		
	FROM TRUST FUNDS		4,307,575
	TOTAL POSITIONS	43.00	
	TOTAL ALL FUNDS		4,307,575
PROGRAM: COMMUNITY DEVELOPMENT			
HOUSING AND COMMUNITY DEVELOPMENT			
	APPROVED SALARY RATE	4,284,792	
2222	SALARIES AND BENEFITS POSITIONS	88.00	
	FROM GENERAL REVENUE FUND	2,230,750	
	FROM STATE ECONOMIC ENHANCEMENT		
	AND DEVELOPMENT TRUST FUND	608,809	
	FROM FEDERAL GRANTS TRUST FUND	2,703,326	
	FROM FLORIDA INTERNATIONAL TRADE		
	AND PROMOTION TRUST FUND	30,618	
	FROM GRANTS AND DONATIONS TRUST		
	FUND	392,225	
	FROM TOURISM PROMOTIONAL TRUST		
	FUND	121,812	
2223	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	20,345	
	FROM FEDERAL GRANTS TRUST FUND	224,603	
	FROM GRANTS AND DONATIONS TRUST		
	FUND	16,888	
2224	EXPENSES		
	FROM GENERAL REVENUE FUND	143,165	
	FROM STATE ECONOMIC ENHANCEMENT		
	AND DEVELOPMENT TRUST FUND	62,717	
	FROM FEDERAL GRANTS TRUST FUND	841,523	
	FROM FLORIDA INTERNATIONAL TRADE		
	AND PROMOTION TRUST FUND	3,135	

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	FROM GRANTS AND DONATIONS TRUST FUND		68,620
	FROM TOURISM PROMOTIONAL TRUST FUND		12,544
2225	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	1,328	
	FROM FEDERAL GRANTS TRUST FUND		10,206
2226	SPECIAL CATEGORIES		
	GRANTS AND AIDS - COMMUNITY SERVICES BLOCK GRANTS		
	FROM FEDERAL GRANTS TRUST FUND		21,876,498
2227	SPECIAL CATEGORIES		
	GRANTS AND AIDS - COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) - SMALL CITIES		
	FROM FEDERAL GRANTS TRUST FUND		36,500,000
2228	SPECIAL CATEGORIES		
	GRANTS AND AIDS - BLACK BUSINESS LOAN PROGRAM		
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		2,225,000
2229	SPECIAL CATEGORIES		
	HISPANIC BUSINESS INITIATIVE FUND OUTREACH PROGRAM		
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		775,000
2230	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HOME ENERGY ASSISTANCE		
	FROM FEDERAL GRANTS TRUST FUND		78,100,000
2231	SPECIAL CATEGORIES		
	GRANTS AND AIDS - WEATHERIZATION ASSISTANCE PROGRAM (WAP)		
	FROM FEDERAL GRANTS TRUST FUND		2,000,000
2232	SPECIAL CATEGORIES		
	GRANTS AND AIDS - WEATHERIZATION ASSISTANCE PROGRAM (WAP) - LOW INCOME HOUSING ENERGY ASSISTANCE PROGRAM (LIHEAP)		
	FROM FEDERAL GRANTS TRUST FUND		16,000,000
2233	SPECIAL CATEGORIES		
	GRANTS AND AIDS - CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	15,000	
	FROM FEDERAL GRANTS TRUST FUND		2,523,322
	FROM GRANTS AND DONATIONS TRUST FUND		128,080
2233A	SPECIAL CATEGORIES		
	GRANTS AND AIDS - HOUSING AND COMMUNITY DEVELOPMENT PROJECTS		
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		23,807,058

From the funds provided in Specific Appropriation 2233A, \$1,500,000 of nonrecurring funds are allocated to the City of Miami for public infrastructure improvements within the Miami Design District. The state contribution is contingent upon the City of Miami and/or Miami Dade County providing a fifty percent match in the form of a cash contribution or a capital project that benefits the area.

From the funds provided in Specific Appropriation 2233A, \$2,000,000 of nonrecurring funds are allocated to the Department of Economic Opportunity to provide grants to Community Redevelopment Agencies for the purpose of providing seed monies to assist local communities in their efforts to address the natural phenomenon of subsidence by redeveloping areas undergoing blight due to damage caused by ground subsidence. Funds provided in Specific Appropriation 2233A for Subsidence Community Redevelopment Agencies are contingent upon Senate Bill 404 or similar legislation creating the program becoming law.

The remaining nonrecurring funds provided in Specific Appropriation 2233A shall be allocated as follows:

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	Metropolitan Ministries Pasco Transitional Housing		1,491,458
	Rebuilding Together of Miami-Dade, Inc.		250,000
	City of Milton Riverwalk		688,173
	Port St. Joe - Vessel Manufacturing		1,000,000
	City of Opa-Locka - Multi-Purpose Cultural Facility		2,000,000
	Sulzbacher Center for Women and Families		1,200,000
	Northeast Florida Youth Soccer Academy and Training Grounds		1,000,000
	Panokee Marine Enhancements		1,300,000
	Charles Adams Floating Museum - Jacksonville		500,000
	Clearwater Marine Aquarium		1,500,000
	Steinhatchee Community Center and Pier Improvement Project		45,000
	Glades County Gateway Logistics and Manufacturing Training Center		1,000,000
	City of Bradenton Tournament Sports Park		1,000,000
	City of Ft. Lauderdale - Rapid Re-Housing Project		800,000
	Clearwater Homeless Emergency Project		500,000
	Boynton Womens Club - Repairs and Restoration		140,000
	East Orange Park Recreational Center		1,000,000
	Temple Terrace - Youth Sports Complex		500,000
	Temple Terrace - Family Recreational Center		500,000
	Punta Gorda Vietnam War Memorial		150,000
	Veterans Progress Villas		550,000
	Forest Capital Hall Renovation Project		292,427
	The WOW Center Miami		500,000
	Town of Altha - Grant for Purchase of Garbage Truck		100,000
	Field of Dreams - West Melbourne		200,000
	Mote Marine Laboratory Infrastructure Expansion		1,900,000
	City of Winter Garden - High Speed Intranet Infrastructure		200,000
	The Department of Economic Opportunity shall directly contract with the entities allocated funds from Specific Appropriation 2233A.		
2233B	SPECIAL CATEGORIES		
	GRANTS AND AIDS - REGIONAL PLANNING COUNCILS		
	FROM GRANTS AND DONATIONS TRUST FUND		200,000
2234	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		5,049
	FROM FEDERAL GRANTS TRUST FUND		21,235
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND		9
	FROM GRANTS AND DONATIONS TRUST FUND		10,212
	FROM TOURISM PROMOTIONAL TRUST FUND		269
2235	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	21,313	
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		3,897
	FROM FEDERAL GRANTS TRUST FUND		15,370
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND		15
	FROM GRANTS AND DONATIONS TRUST FUND		962
	FROM TOURISM PROMOTIONAL TRUST FUND		58
2236	SPECIAL CATEGORIES		
	RURAL COMMUNITY DEVELOPMENT		
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		360,000
	FROM ECONOMIC DEVELOPMENT TRUST FUND		810,000
2237	SPECIAL CATEGORIES		
	GRANTS AND AIDS - TECHNICAL AND PLANNING ASSISTANCE		
	FROM GRANTS AND DONATIONS TRUST FUND		1,600,000

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Funds in Specific Appropriation 2237 must be used for technical and planning assistance activities, as required by section 163.3168, Florida Statutes, and may be used for the department's Competitive Florida Partnership pilot program.

From the funds in Specific Appropriation 2237, \$1,100,000 of the nonrecurring funds shall be placed in reserve, and may be released, in whole or in part, pursuant to chapter 216, Florida Statutes, upon submission of: an implementation plan for use of the funds in Fiscal Year 2015-2016; and a report to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee that details the results of the Competitive Florida Partnership pilot initiative.

2238	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	2,355	
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND		2,416
	FROM FEDERAL GRANTS TRUST FUND		17,620
2239	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:	HOUSING AND COMMUNITY DEVELOPMENT		
	FROM GENERAL REVENUE FUND	2,434,256	
	FROM TRUST FUNDS		193,679,096
	TOTAL POSITIONS	88.00	
	TOTAL ALL FUNDS		196,113,352

FLORIDA HOUSING FINANCE CORPORATION

2240	SPECIAL CATEGORIES GRANTS AND AIDS - HOUSING FINANCE CORPORATION (HFC) - AFFORDABLE HOUSING PROGRAMS		
	FROM LOCAL GOVERNMENT HOUSING TRUST FUND		26,400,000
	FROM STATE HOUSING TRUST FUND		76,000,000

From the funds in Specific Appropriation 2240, \$66,000,000 is provided to fund the construction or rehabilitation of units through the State Apartment Incentive Loan (SAIL) Program. Each SAIL development that receives an award from these funds and will be targeted to families, elderly persons, and persons who are homeless pursuant to section 420.5087 (3), Florida Statutes, must include not less than 5 percent and no more than 10 percent of its units designed, constructed, and targeted for persons with a disabling condition as defined in section 420.0004 (7), Florida Statutes. Each development shall be required to enter into an agreement with at least one designated supportive services lead agency, such as the Local Center for Independent Living, the Agency for Persons with Disabilities, or any other such agency approved by the Florida Housing Finance Corporation (FHFC), for the purpose of coordinating services and housing for persons with disabilities.

From the funds in Specific Appropriation 2240, \$10,000,000 is provided to fund a competitive grant program for housing developments designed, constructed, and targeted for persons with developmental disabilities as defined in section 393.063, Florida Statutes. Private nonprofit organizations whose primary mission includes serving persons with developmental disabilities as defined in section 393.063, Florida Statutes, shall be eligible for these grant funds. Housing projects funded with these grants may include community residential homes as defined in section 419.001, Florida Statutes, or individual housing units, and may include new construction and renovation of existing housing units. In evaluating proposals for these funds, the FHFC shall consider: the extent to which funds from local and other sources will be used by the applicant to leverage the grant funds provided under this section; employment opportunities and supports that will be available to residents of the proposed housing; a plan for residents to effectively and efficiently access community-based services, resources, and amenities; and partnerships with other supportive services agencies.

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2241	SPECIAL CATEGORIES GRANTS AND AIDS - HOUSING FINANCE CORPORATION (HFC) - STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM FROM LOCAL GOVERNMENT HOUSING TRUST FUND			153,600,000
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From the funds in Specific Appropriation 2241, each local government must use a minimum of 20 percent of its allocation to serve persons with special needs as defined in section 420.0004, Florida Statutes. Before this portion of the allocation is released by the Florida Housing Finance Corporation (FHFC), a local government must certify that it will meet this requirement through existing approved strategies in the local assistance plan or submit a 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 serve persons with developmental disabilities as defined in section 393.063, Florida Statutes, 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.

From the funds in Specific Appropriation 2241, \$4 million shall be used to provide services to homeless persons. Of the \$4 million, \$3,800,000 shall be transferred to the Department of Children and Families to implement the provisions of section 420.622, Florida Statutes, and \$200,000 shall be used by the Department of Economic Opportunity to provide training and technical assistance regarding affordable housing to designated lead agencies of homeless assistance continuums of care.

TOTAL:	FLORIDA HOUSING FINANCE CORPORATION			
	FROM TRUST FUNDS			256,000,000
	TOTAL ALL FUNDS			256,000,000

PROGRAM: STRATEGIC BUSINESS DEVELOPMENT

STRATEGIC BUSINESS DEVELOPMENT

	APPROVED SALARY RATE	1,368,741		
2242	SALARIES AND BENEFITS POSITIONS	22.00		
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND			1,490,940
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND			75,197
	FROM TOURISM PROMOTIONAL TRUST FUND			298,719
2243	OTHER PERSONAL SERVICES			
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND			137,680
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND			6,884
	FROM TOURISM PROMOTIONAL TRUST FUND			27,536
2244	EXPENSES			
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND			304,174
	FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND			15,208
	FROM TOURISM PROMOTIONAL TRUST FUND			60,834
2245	OPERATING CAPITAL OUTLAY			
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND			19,477
	FROM TOURISM PROMOTIONAL TRUST FUND			4,869
2246	LUMP SUM ECONOMIC DEVELOPMENT TOOLS			
	FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND			20,000,000

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FROM ECONOMIC DEVELOPMENT TRUST FUND 3,800,000

Funds provided in Specific Appropriation 2246 are provided to make payments and tax refunds in Fiscal Year 2015-2016 for the following programs:

- Quick Action Closing (QAC) Fund Grant;
- Qualified Target Industry (QTI) Business Tax Refund;
- High-Impact Business Performance (HIBP) Grant;
- Qualified Defense Contractor and Space Flight (QDSC) Business Tax Refund;
- Innovation Incentive Program Grant;
- Brownfield Redevelopment Bonus Grant; and
- Local Distressed Area Matching Grant.

Payments may only be made for projects that meet the statutory eligibility requirements. Funds may not be released for any other purpose and may only be disbursed directly to the applicant when projects are certified to have met all contracted performance requirements.

Funds provided in Specific Appropriation 2246 from the Economic Development Trust Fund represent local matching funds.

2246A SPECIAL CATEGORIES
HISPANIC BUSINESS INITIATIVE FUND OUTREACH PROGRAM
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 750,000

2247 SPECIAL CATEGORIES
GRANTS AND AIDS - INSTITUTE FOR THE COMMERCIALIZATION OF PUBLIC RESEARCH
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 6,500,000

From the funds provided in the State Economic Enhancement and Development Trust Fund in Specific Appropriation 2247, \$1,500,000 is provided for on-going operations of the Institute for the Commercialization of Public Research (ICPR) and \$5,000,000 is provided for seed stage funds to be allocated by the ICPR.

2247A SPECIAL CATEGORIES
QUALIFIED TELEVISION REVOLVING LOAN FUND
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 10,000,000

Funds in Specific Appropriation 2247A for the Qualified Television Revolving Loan Program are contingent upon Senate Bill 196 or similar legislation creating the program becoming law.

2248 SPECIAL CATEGORIES
GRANTS AND AID - FLORIDA DEFENSE SUPPORT TASK FORCE
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 2,000,000

2249 SPECIAL CATEGORIES
GRANTS AND AIDS - ADVOCATING INTERNATIONAL RELATIONSHIPS
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND 600,000

The recurring funds provided in Specific Appropriation 2249 are allocated as follows:

CAMACOL - Florida Trade and Exhibition Center 400,000
Southeast US/Japan Association & Florida/Korea Economic Cooperation Committee 200,000

The Department of Economic Opportunity shall directly contract with these entities.

2249A SPECIAL CATEGORIES
ECONOMIC DEVELOPMENT PROJECTS
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 10,020,900

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FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND 859,500

From the funds provided in Specific Appropriation 2249A, \$470,900 of nonrecurring funds from the State Economic Enhancement and Development Trust Fund are allocated to the City of South Bay to be used to satisfy the state mortgage on a parcel of land known as the South Bay Park of Commerce. The release of these funds is contingent on the City of South Bay executing an agreement to make the South Bay Park of Commerce site available for use as an Inland Logistics Center for economic development purposes.

From the funds in Specific Appropriation 2249A, \$1,300,000 of nonrecurring funds from the State Economic Enhancement and Development Trust Fund are allocated to the Sankofa Project.

The remaining nonrecurring funds in Specific Appropriation 2249A from the State Economic Enhancement and Development Trust Fund are allocated as follows:

Miami-Dade Economic and Advisory Trust- South Dade
Culinary Project 150,000
Tampa Innovation Alliance 1,500,000
Hispanic Business Initiative 750,000
Pasco County Economic Development Council - Aeronautical Use and Feasibility Study 100,000
Scripps Florida 1,000,000
Miami Boat Show Relocation 500,000
BioEnergy Partnership 1,000,000
MAF Center for Advanced Manufacturing Excellence, Inc. - FloridaMakes 500,000
Tampa Bay Innovation Center - St. Petersburg Center for Innovation 1,000,000
All Children's Hospital Pediatric Research Zone 2,000,000
City of Miami - EBS Regional Center 500,000

The nonrecurring funds provided in Specific Appropriation 2249A from the International Trade and Promotion Trust Fund are allocated as follows:

EFI - Increase International Trade with South Africa 50,000
Modern Pentathlon 250,000
EFI - Africa Trade Expansion Program 259,500
Las Perlas De Las Americas Festival 300,000

The Department of Economic Opportunity shall directly contract with the entities allocated funds from Specific Appropriation 2249A.

2249B SPECIAL CATEGORIES
ECONOMIC DEVELOPMENT INCUBATOR PROJECTS
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 8,700,000

The nonrecurring funds provided in Specific Appropriation 2249B are allocated as follows:

Project Runway at Florida Atlantic University 1,000,000
Emerging Technology-Based Entrepreneurship and Innovation at Miami-Dade College 1,200,000
International Consortium for Advanced Manufacturing Research 5,000,000
Treasure Coast Education Research and Development Authority - Food Business Incubator 1,000,000
West End Tech Center 500,000

The Department of Economic Opportunity shall directly contract with the entities allocated funds from Specific Appropriation 2249B.

2250 SPECIAL CATEGORIES
GRANTS AND AIDS - CONTRACTED SERVICES
FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND 637,026
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND 30,901
FROM TOURISM PROMOTIONAL TRUST FUND 123,605

From the funds in Specific Appropriation 2250, the Department of Economic Opportunity must first contract for an independent third-party

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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 must include 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 must perform all functions and conduct all of the activities necessary to verify compliance with the performance terms of economic development incentive contracts.

2250A SPECIAL CATEGORIES
GRANTS AND AIDS - FLORIDA SPORTS FOUNDATION

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	1,900,000
FROM PROFESSIONAL SPORTS DEVELOPMENT TRUST FUND	3,000,000

2251 SPECIAL CATEGORIES
GRANTS AND AIDS - ENTERPRISE FLORIDA PROGRAM

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	13,652,462
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND	5,612,595
FROM TOURISM PROMOTIONAL TRUST FUND	50,521

From the International Trade and Promotion Trust Fund in Specific Appropriation 2251, \$3,550,000 is allocated for international programs, and \$2,050,000 is allocated to maintain Florida's international offices.

From the funds in Specific Appropriation 2251 from the State Economic Enhancement and Development Trust Fund, \$5,000,000 is provided for the state's business brand marketing activities contingent upon: the availability of interest earnings generated in the state treasury's Quick Action Closing Fund Escrow Account; and funds available from terminated Quick Action Closing Fund projects.

From the funds in Specific Appropriation 2251, Enterprise Florida, Inc. (EPI), shall implement a program to certify sites as project-ready for commercial or industrial development in rural areas of opportunity and economically distressed areas. Areas that are economically distressed must be evidenced by adverse conditions within the area including, but not limited to, poverty or unemployment rates above the state average, a high incidence of crime, abandoned structures, deteriorated infrastructure, or substantial population declines. For a site to be certified, EPI may consider site specific criteria related to: minimum developable acres; availability of infrastructure and utilities on site, or a formal extension plan in place; completion of boundary survey and topographic maps; documentation of environmental conditions and geotechnical analysis; and other factors which minimize risk factors for business development.

2252 SPECIAL CATEGORIES
GRANTS AND AIDS - MILITARY BASE PROTECTION

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	2,000,000
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Funds in Specific Appropriation 2252 are allocated as follows:

Military Base Protection.....	150,000
Defense Reinvestment.....	850,000
Defense Reinvestment Equipment Grants.....	1,000,000

2253 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	3,666
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND	183
FROM TOURISM PROMOTIONAL TRUST FUND	733

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2254 SPECIAL CATEGORIES
GRANTS AND AIDS - VISIT FLORIDA

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	50,250,000
FROM TOURISM PROMOTIONAL TRUST FUND	23,750,000

From the funds provided in Specific Appropriation 2254 from the State Economic Enhancement and Development Trust Fund, \$1,000,000 shall be used to market the state to veterans as a permanent home, and disseminate information to improve veterans' knowledge of and access to benefits in Florida.

2255 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES

PURCHASED PER STATEWIDE CONTRACT FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	10,221
FROM FLORIDA INTERNATIONAL TRADE AND PROMOTION TRUST FUND	17
FROM TOURISM PROMOTIONAL TRUST FUND	2,538

2256 SPECIAL CATEGORIES
GRANTS AND AIDS - SPACE FLORIDA

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	12,500,000
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From the funds in Specific Appropriation 2256, \$1,000,000 of recurring funds from the State Economic Enhancement and Development Trust Fund 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 has entered into with the State of Israel.

From the funds in Specific Appropriation 2256, \$1,500,000 of recurring funds from the State Economic Enhancement and Development Trust Fund shall be used to market and promote the space tourism industry in the State of Florida. Funds may also be used to support marketing and promotion initiatives undertaken by businesses engaged in or relating to the space tourism industry in the State of Florida, which shall include but not be limited to Spaceflight entities as defined in section 331.501, Florida Statutes, and entities related to launch and landing sites or launch and landing facilities. No later than February 3, 2016, Space Florida shall submit a report to the Governor, the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Department of Economic Opportunity which shall include at a minimum: an overview of the marketing initiatives executed; consumer reach of the marketing initiatives executed; methods, strategies, and messages utilized; total expenditures; and total impact achieved, financial and otherwise, to the space tourism industry in the State of Florida.

From the funds in Specific Appropriation 2256, \$2,000,000 of nonrecurring funds are provided for Cecil Spaceport Landside Infrastructure.

Funds in Specific Appropriation 2256 may not be used directly or indirectly to pay for the development of space launch facilities at the Shiloh site prior to the submission of a report by Space Florida that summarizes the findings of the Federal Aviation Administration's completed Environmental Impact Study of the site. The report must be submitted to the Governor, the Cabinet, the President of the Senate, and the Speaker of the House. The study and the report must be reviewed by the Florida Department of Environmental Protection prior to submission and Space Florida must include that department's comments on the Environmental Impact Study in the report.

2257 DATA PROCESSING SERVICES
STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)

FROM STATE ECONOMIC ENHANCEMENT AND DEVELOPMENT TRUST FUND	20,543
FROM TOURISM PROMOTIONAL TRUST FUND	5,141

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2258	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 TRUST FUNDS	180,822,070
	TOTAL POSITIONS 22.00	
	TOTAL ALL FUNDS	180,822,070
TOTAL:	ECONOMIC OPPORTUNITY, DEPARTMENT OF FROM GENERAL REVENUE FUND 2,921,410	1,164,492,453
	FROM TRUST FUNDS	
	TOTAL POSITIONS 1,618.50	
	TOTAL ALL FUNDS	1,167,413,863
	TOTAL APPROVED SALARY RATE 69,380,508	

FINANCIAL SERVICES, DEPARTMENT OF
PROGRAM: OFFICE OF CHIEF FINANCIAL OFFICER AND ADMINISTRATION

EXECUTIVE DIRECTION AND SUPPORT SERVICES

	APPROVED SALARY RATE	6,468,348	
2259	SALARIES AND BENEFITS POSITIONS 132.00 FROM ADMINISTRATIVE TRUST FUND	9,182,105	
2260	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND	107,899	
2261	EXPENSES FROM ADMINISTRATIVE TRUST FUND	1,333,766	
2262	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND	10,000	
2263	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND	1,240,217	

From the funds provided in Specific Appropriation 2263, 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.

2264	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND	427,325
2265	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND	3,500
2266	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND	67,306
2267	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM ADMINISTRATIVE TRUST FUND	60,000
2268	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND	144,268

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2269	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND	49,765
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	12,626,151
	TOTAL POSITIONS 132.00	
	TOTAL ALL FUNDS	12,626,151

LEGAL SERVICES

	APPROVED SALARY RATE	4,962,197	
2270	SALARIES AND BENEFITS POSITIONS 92.00 FROM ADMINISTRATIVE TRUST FUND	6,777,418	
2271	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND	279,388	
2272	EXPENSES FROM ADMINISTRATIVE TRUST FUND	714,736	
2273	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND	3,639	
2274	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM ADMINISTRATIVE TRUST FUND	459,570	
2275	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND	253,306	
2276	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND	18,214	
2277	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND	17,361	
2278	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND	27,674	
TOTAL:	LEGAL SERVICES FROM TRUST FUNDS	8,551,306	
	TOTAL POSITIONS 92.00		
	TOTAL ALL FUNDS	8,551,306	

INFORMATION TECHNOLOGY

	APPROVED SALARY RATE	6,883,439	
2279	SALARIES AND BENEFITS POSITIONS 131.00 FROM ADMINISTRATIVE TRUST FUND	9,933,062	
2280	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND	98,834	
2281	EXPENSES FROM ADMINISTRATIVE TRUST FUND	3,207,908	
2282	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND	844,120	
2283	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND	7,202,454	

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2284	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM ADMINISTRATIVE TRUST FUND . . .		2,900
2285	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . .		58,701
2286	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM ADMINISTRATIVE TRUST FUND . . .		184,076
2287	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND . . .		8,275
2288	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .		45,922
2289	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM ADMINISTRATIVE TRUST FUND . . .		1,409
2289A	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM ADMINISTRATIVE TRUST FUND . . .		533
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS		21,588,194
	TOTAL POSITIONS	131.00	
	TOTAL ALL FUNDS		21,588,194
CONSUMER ADVOCATE			
	APPROVED SALARY RATE	484,372	
2290	SALARIES AND BENEFITS POSITIONS FROM INSURANCE REGULATORY TRUST FUND	5.00	562,438
2291	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND		115,229
2292	EXPENSES FROM INSURANCE REGULATORY TRUST FUND		68,357
2293	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND		4,000
2294	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND		20,471
2295	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND		694
2296	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND		1,888

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2297	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND			1,777
TOTAL:	CONSUMER ADVOCATE FROM TRUST FUNDS			774,854
	TOTAL POSITIONS	5.00		
	TOTAL ALL FUNDS			774,854
INFORMATION TECHNOLOGY - FLAIR INFRASTRUCTURE				
	APPROVED SALARY RATE		4,853,506	
2298	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	97.00	6,225,805	495,746
2299	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		5,000	
2300	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		1,208,993	168,513
2301	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		104,880	
2302	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		2,968,816	431,500
2303	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		85,914	25,000
2304	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND		1,424	
2305	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		30,418	2,875
TOTAL:	INFORMATION TECHNOLOGY - FLAIR INFRASTRUCTURE FROM GENERAL REVENUE FUND FROM TRUST FUNDS		10,631,250	1,123,634
	TOTAL POSITIONS	97.00		
	TOTAL ALL FUNDS			11,754,884
PROGRAM: TREASURY				
DEPOSIT SECURITY				
	APPROVED SALARY RATE		990,924	
2306	SALARIES AND BENEFITS POSITIONS FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	22.00		1,552,072
2307	OTHER PERSONAL SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND			1,500
2308	EXPENSES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND			245,113

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2309	OPERATING CAPITAL OUTLAY FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	1,783	
2310	SPECIAL CATEGORIES CONTRACTED SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	80,205	
2311	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	9,489	
2312	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	4,616	
2313	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	7,125	
TOTAL:	DEPOSIT SECURITY FROM TRUST FUNDS	1,901,903	
	TOTAL POSITIONS	22.00	
	TOTAL ALL FUNDS	1,901,903	
STATE FUNDS MANAGEMENT AND INVESTMENT			
	APPROVED SALARY RATE	1,190,188	
2314	SALARIES AND BENEFITS POSITIONS FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	1,744,760	25.50
2315	OTHER PERSONAL SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	17,500	
2316	EXPENSES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	248,346	
2317	SPECIAL CATEGORIES CONTRACTED SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	1,222,785	
2318	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	1,500	
2319	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	8,662	
TOTAL:	STATE FUNDS MANAGEMENT AND INVESTMENT FROM TRUST FUNDS	3,243,553	
	TOTAL POSITIONS	25.50	
	TOTAL ALL FUNDS	3,243,553	
SUPPLEMENTAL RETIREMENT PLAN			
	APPROVED SALARY RATE	480,900	

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2320	SALARIES AND BENEFITS POSITIONS FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND	13.00	730,482
2321	OTHER PERSONAL SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND		20,100
2322	EXPENSES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND		107,328
2323	SPECIAL CATEGORIES CONTRACTED SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND		1,252
2324	SPECIAL CATEGORIES DEFERRED COMPENSATION ADMINISTRATIVE SERVICES FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND		950,000
2325	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND		2,405
2326	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM TREASURY ADMINISTRATIVE AND INVESTMENT TRUST FUND		3,529
TOTAL:	SUPPLEMENTAL RETIREMENT PLAN FROM TRUST FUNDS		1,815,096
	TOTAL POSITIONS	13.00	
	TOTAL ALL FUNDS		1,815,096
PROGRAM: FINANCIAL ACCOUNTABILITY FOR PUBLIC FUNDS			
STATE FINANCIAL INFORMATION AND STATE AGENCY ACCOUNTING			
	APPROVED SALARY RATE	10,981,852	
2327	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM INSURANCE REGULATORY TRUST FUND	204.00 10,727,129	1,344,538 2,862,937
From the funds in Specific Appropriations 2327 and 2336, \$2,859,391 from the Insurance Regulatory Trust Fund is provided to the Department of Financial Services to support twenty-five positions with associated salary rate of 2,242,819 to complete the Pre-Design, Development, and Implementation phase recommended in the March 31, 2014, Florida Department of Financial Services FLAIR Study, version 031, for the replacement of the Florida Accounting Information Resource System (FLAIR) and Cash Management System (CMS). Additional resources shall not be added to the project until the hire or procurement of a permanent Project Director is complete and the Project Director is on site for 30 days with the appropriate experience in large information technology project management.			
2328	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	22,994	47,420
2329	EXPENSES FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND	998,672	116,201
2330	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	27,000	

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2331	SPECIAL CATEGORIES CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	855,949	
	FROM ADMINISTRATIVE TRUST FUND		80,000

From the funds in Specific Appropriation 2331, up to \$50,000 shall be used to contract for the independent verification of tobacco settlement receipts received by the state.

2331A	SPECIAL CATEGORIES FLORIDA ACCOUNTING INFORMATION RESOURCE (FLAIR) SYSTEM REPLACEMENT FROM INSURANCE REGULATORY TRUST FUND		8,171,887
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From the funds in Specific Appropriation 2331A, \$7,071,887 is provided to the Department of Financial Services to complete the Pre-Design, Development, and Implementation phase as recommended in the March 31, 2014, Florida Department of Financial Services FLAIR Study, version 031, for the replacement of the Florida Accounting Information Resource System (FLAIR) and Cash Management System (CMS). The funds shall be held in reserve pending completion of all tasks associated with developing the project management plan. The project management plan must be approved by the Chief Financial Officer and must document the processes that will be utilized to execute and control the project. The project management plan shall include, but not be limited to, the following: (a) a multi-tiered governance structure that will be used to provide direction and decision making during the project; (b) an approach for the involvement of project stakeholders, (c) an integration approach to ensure coordination of all project activities; (d) an approach to manage the project scope and manage project changes that occur; (e) an approach to manage the project schedule that includes time tracking with schedule control to accomplish timely project completion; (f) an approach to obtain the human resources with desired skills necessary to ensure the success of the project; (g) a project spending plan that includes cost estimates, monitoring and controls; (h) a quality approach that will ensure the project meets the expected results; (i) a communication approach to ensure transparency of project activities and dissemination of information for project success; (j) an approach to identify, track and mitigate project risks; and (k) a procurement approach that identifies the products to be purchased, solicitation approach, and contracting administration.

Contingent upon submission of the approved project management plan and pursuant to the provisions of chapter 216, Florida Statutes, the department is authorized to submit a budget amendment to request release of an amount not to exceed \$4,665,258 of the funds being held in reserve for the development and validation of all functional requirements for the replacement of the Florida Accounting Information Resource System (FLAIR) and Cash Management System (CMS). The functional requirements of the current and future state process maps and metrics that have been reviewed by all agencies and approved through the governance structure. This documentation shall include, but not be limited to, any potential conflicts with current law, rule, or policy.

Contingent upon submission of the validated and approved functional requirements and pursuant to the provisions of chapter 216, Florida Statutes, the department is authorized to submit a budget amendment to request release of an amount not to exceed \$766,657 of the funds being held in reserve for the development of the data management plan for the replacement of the Florida Accounting Information Resource System (FLAIR) and Cash Management System (CMS). The data management plan shall include an inventory of current system interfaces and migration activities required from the FLAIR and CMS systems. Additionally, this plan will identify the data conversion requirements.

Contingent upon submission of the data management plan and pursuant to the provisions of chapter 216, Florida Statutes, the department is authorized to submit a budget amendment to request release of the balance of the funds being held in reserve to complete the work associated with the Software and System Integrator procurement for the replacement of the Florida Accounting Resource System (FLAIR) and Cash Management System (CMS). The solicitation must address all the validated and approved functional requirements and the final solicitation document must be approved through the governance structure.

The Department of Financial Services shall provide written, quarterly

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project status reports with the first report due on September 15, 2015, on the Pre-Design, Development, and Implementation phase for the replacement of FLAIR and CMS to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget. The department shall not release the Software and System Integrator procurement document prior to the completion of the project management plan, all functional requirements, and the data management plan.

From the funds in Specific Appropriation 2331A, the Department of Financial Services shall transfer \$600,000 to the Agency for State Technology to provide independent project oversight as directed in section 282.0051, Florida Statutes, for the replacement of the Florida Accounting Information Resource System (FLAIR) and Cash Management System (CMS) project by July 31, 2015.

2332	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND		3,100
2333	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		13,468 18,092
2334	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND		1,200
2335	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND		5,122 17,055
2336	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM ADMINISTRATIVE TRUST FUND FROM INSURANCE REGULATORY TRUST FUND		54,284 3,018 8,699
2337	SPECIAL CATEGORIES TRANSFER TO THE PRISON INDUSTRY ENHANCEMENT (PIE) PROGRAM FROM PRISON INDUSTRIES TRUST FUND		1,250,000

Funds in Specific Appropriation 2337 are provided for transfer to the Prison Industry 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.

2338	SPECIAL CATEGORIES FLORIDA CLERKS OF COURT OPERATIONS CORPORATION FROM ADMINISTRATIVE TRUST FUND		2,800,000
TOTAL:	STATE FINANCIAL INFORMATION AND STATE AGENCY ACCOUNTING FROM GENERAL REVENUE FUND FROM TRUST FUNDS		12,708,918 16,719,847
	TOTAL POSITIONS	204.00	
	TOTAL ALL FUNDS		29,428,765
	RECOVERY AND RETURN OF UNCLAIMED PROPERTY APPROVED SALARY RATE	2,600,300	
2339	SALARIES AND BENEFITS POSITIONS FROM UNCLAIMED PROPERTY TRUST FUND	64.00	3,452,788

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2340	OTHER PERSONAL SERVICES FROM UNCLAIMED PROPERTY TRUST FUND	194,197
2341	EXPENSES FROM UNCLAIMED PROPERTY TRUST FUND	823,421
2342	OPERATING CAPITAL OUTLAY FROM UNCLAIMED PROPERTY TRUST FUND	7,500
2343	SPECIAL CATEGORIES CONTRACTED SERVICES FROM UNCLAIMED PROPERTY TRUST FUND	226,794
2344	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM UNCLAIMED PROPERTY TRUST FUND	11,108
2345	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM UNCLAIMED PROPERTY TRUST FUND	11,524
2346	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM UNCLAIMED PROPERTY TRUST FUND	20,117
TOTAL:	RECOVERY AND RETURN OF UNCLAIMED PROPERTY FROM TRUST FUNDS	4,747,449
	TOTAL POSITIONS 64.00	
	TOTAL ALL FUNDS	4,747,449
PROGRAM: FIRE MARSHAL		
COMPLIANCE AND ENFORCEMENT		
	APPROVED SALARY RATE 2,758,425	
2347	SALARIES AND BENEFITS POSITIONS 67.00 FROM INSURANCE REGULATORY TRUST FUND	3,651,776
2348	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	15,339
2349	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	585,170
2350	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	9,144
2351	SPECIAL CATEGORIES ELECTRONIC COMMERCE FEES FOR COLLECTION OF REVENUE FROM INSURANCE REGULATORY TRUST FUND	13,200
2352	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	123,305
2353	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND	33,700
2354	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND	8,000

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2355	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	12,242
2356	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	20,781
TOTAL:	COMPLIANCE AND ENFORCEMENT FROM TRUST FUNDS	4,472,657
	TOTAL POSITIONS 67.00	
	TOTAL ALL FUNDS	4,472,657
FIRE AND ARSON INVESTIGATIONS		
	APPROVED SALARY RATE 6,287,197	
2357	SALARIES AND BENEFITS POSITIONS 120.00 FROM INSURANCE REGULATORY TRUST FUND	8,751,142
2358	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	70,942
2359	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	1,816,584
2360	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	82,409
2361	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	175,374
2362	SPECIAL CATEGORIES ON-CALL FEES FROM INSURANCE REGULATORY TRUST FUND	350,000
2363	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND	133,900
2364	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM INSURANCE REGULATORY TRUST FUND	103,124
2365	SPECIAL CATEGORIES SUPPLEMENTAL FIREFIGHTERS COMPENSATION FROM INSURANCE REGULATORY TRUST FUND	8,000
2366	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	24,081
2367	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	38,601

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TOTAL: FIRE AND ARSON INVESTIGATIONS		
FROM TRUST FUNDS		11,554,157
TOTAL POSITIONS	120.00	
TOTAL ALL FUNDS		11,554,157
PROFESSIONAL TRAINING AND STANDARDS		
APPROVED SALARY RATE	1,127,346	
2368 SALARIES AND BENEFITS POSITIONS	27.00	
FROM INSURANCE REGULATORY TRUST		
FUND		1,581,988
2369 OTHER PERSONAL SERVICES		
FROM INSURANCE REGULATORY TRUST		
FUND		200,000
2370 EXPENSES		
FROM INSURANCE REGULATORY TRUST		
FUND		512,895
2371 OPERATING CAPITAL OUTLAY		
FROM INSURANCE REGULATORY TRUST		
FUND		23,294
2372 SPECIAL CATEGORIES		
ELECTRONIC COMMERCE FEES FOR COLLECTION OF		
REVENUE		
FROM INSURANCE REGULATORY TRUST		
FUND		13,200
2373 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM INSURANCE REGULATORY TRUST		
FUND		280,008
2374 SPECIAL CATEGORIES		
OPERATION OF MOTOR VEHICLES		
FROM INSURANCE REGULATORY TRUST		
FUND		17,900
2375 SPECIAL CATEGORIES		
SUPPLEMENTAL FIREFIGHTERS COMPENSATION		
FROM INSURANCE REGULATORY TRUST		
FUND		14,500
2376 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM INSURANCE REGULATORY TRUST		
FUND		20,519
2377 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM INSURANCE REGULATORY TRUST		
FUND		11,841
2378 FIXED CAPITAL OUTLAY		
STATE FIRE COLLEGE-BUILDING REPAIR AND		
MAINTENANCE		
FROM INSURANCE REGULATORY TRUST		
FUND		250,000
TOTAL: PROFESSIONAL TRAINING AND STANDARDS		
FROM TRUST FUNDS		2,926,145
TOTAL POSITIONS	27.00	
TOTAL ALL FUNDS		2,926,145
FIRE MARSHAL ADMINISTRATIVE AND SUPPORT SERVICES		
APPROVED SALARY RATE	829,501	

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2379 SALARIES AND BENEFITS POSITIONS	15.00	
FROM INSURANCE REGULATORY TRUST		
FUND		1,190,483
2380 OTHER PERSONAL SERVICES		
FROM INSURANCE REGULATORY TRUST		
FUND		20,102
2381 EXPENSES		
FROM INSURANCE REGULATORY TRUST		
FUND		259,754
2382 OPERATING CAPITAL OUTLAY		
FROM INSURANCE REGULATORY TRUST		
FUND		106,000
2383 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM INSURANCE REGULATORY TRUST		
FUND		189,189
2384 SPECIAL CATEGORIES		
OPERATION OF MOTOR VEHICLES		
FROM INSURANCE REGULATORY TRUST		
FUND		1,300
2385 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM INSURANCE REGULATORY TRUST		
FUND		278,564
2386 SPECIAL CATEGORIES		
SUPPLEMENTAL FIREFIGHTERS COMPENSATION		
FROM INSURANCE REGULATORY TRUST		
FUND		7,500
2387 SPECIAL CATEGORIES		
LEASE OR LEASE-PURCHASE OF EQUIPMENT		
FROM INSURANCE REGULATORY TRUST		
FUND		8,685
2388 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM INSURANCE REGULATORY TRUST		
FUND		5,836
2389 FIXED CAPITAL OUTLAY		
STATE ARSON LABORATORY - BUILDING REPAIR		
AND MAINTENANCE		
FROM INSURANCE REGULATORY TRUST		
FUND		135,000
TOTAL: FIRE MARSHAL ADMINISTRATIVE AND SUPPORT SERVICES		
FROM TRUST FUNDS		2,202,413
TOTAL POSITIONS	15.00	
TOTAL ALL FUNDS		2,202,413
PROGRAM: STATE PROPERTY AND CASUALTY CLAIMS		
STATE SELF-INSURED CLAIMS ADJUSTMENT		
APPROVED SALARY RATE	4,381,577	
2390 SALARIES AND BENEFITS POSITIONS	114.00	
STATE RISK MANAGEMENT TRUST FUND		6,369,428
2391 OTHER PERSONAL SERVICES		
STATE RISK MANAGEMENT TRUST FUND		42,098
2392 EXPENSES		
STATE RISK MANAGEMENT TRUST FUND		5,185,658
2393 OPERATING CAPITAL OUTLAY		
STATE RISK MANAGEMENT TRUST FUND		5,405

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2394	SPECIAL CATEGORIES CONTRACTED SERVICES STATE RISK MANAGEMENT TRUST FUND . . .	4,171,632
2395	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES - OFFICE OF THE ATTORNEY GENERAL STATE RISK MANAGEMENT TRUST FUND . . .	5,077,284
2396	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES STATE RISK MANAGEMENT TRUST FUND . . .	17,476,020
2397	SPECIAL CATEGORIES CONTRACTED MEDICAL SERVICES STATE RISK MANAGEMENT TRUST FUND . . .	12,275,117
2398	SPECIAL CATEGORIES EXCESS INSURANCE AND CLAIM SERVICE STATE RISK MANAGEMENT TRUST FUND . . .	9,875,605
2399	SPECIAL CATEGORIES RISK MANAGEMENT INFORMATION CLAIMS SYSTEM STATE RISK MANAGEMENT TRUST FUND . . .	554,000
2400	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE STATE RISK MANAGEMENT TRUST FUND . . .	83,453
2401	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT STATE RISK MANAGEMENT TRUST FUND . . .	18,031
2402	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT STATE RISK MANAGEMENT TRUST FUND . . .	35,900
TOTAL:	STATE SELF-INSURED CLAIMS ADJUSTMENT FROM TRUST FUNDS	61,169,631
	TOTAL POSITIONS 114.00	
	TOTAL ALL FUNDS	61,169,631
PROGRAM: LICENSING AND CONSUMER PROTECTION		
INSURANCE COMPANY REHABILITATION AND LIQUIDATION		
	APPROVED SALARY RATE 284,098	
2403	SALARIES AND BENEFITS POSITIONS 3.00 FROM INSURANCE REGULATORY TRUST FUND	363,000
2404	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	34,771
2405	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	119,364
2406	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	26,120
2407	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	232,517
2408	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND	694

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2409	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	2,383
TOTAL:	INSURANCE COMPANY REHABILITATION AND LIQUIDATION FROM TRUST FUNDS	778,849
	TOTAL POSITIONS 3.00	
	TOTAL ALL FUNDS	778,849
LICENSURE, SALES APPOINTMENT AND OVERSIGHT		
	APPROVED SALARY RATE 5,058,238	
2410	SALARIES AND BENEFITS POSITIONS 124.00 FROM INSURANCE REGULATORY TRUST FUND	6,914,929
2411	OTHER PERSONAL SERVICES FROM INSURANCE REGULATORY TRUST FUND	3,938
2412	EXPENSES FROM INSURANCE REGULATORY TRUST FUND	1,040,029
2413	OPERATING CAPITAL OUTLAY FROM INSURANCE REGULATORY TRUST FUND	2,500
2414	SPECIAL CATEGORIES ELECTRONIC COMMERCE FEES FOR COLLECTION OF REVENUE FROM INSURANCE REGULATORY TRUST FUND	1,100,000
2415	SPECIAL CATEGORIES CONTRACTED SERVICES FROM INSURANCE REGULATORY TRUST FUND	838,892
2416	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM INSURANCE REGULATORY TRUST FUND	5,200
2417	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM INSURANCE REGULATORY TRUST FUND	55,394
2418	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND	16,534
2419	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND	43,667
TOTAL:	LICENSURE, SALES APPOINTMENT AND OVERSIGHT FROM TRUST FUNDS	10,021,083
	TOTAL POSITIONS 124.00	
	TOTAL ALL FUNDS	10,021,083
INSURANCE FRAUD		
	APPROVED SALARY RATE 10,175,528	

SECTION 6 - GENERAL GOVERNMENT

2420	SALARIES AND BENEFITS	POSITIONS	193.00	
	FROM INSURANCE REGULATORY TRUST			
	FUND			13,811,790
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			15,000
	FROM WORKERS' COMPENSATION			
	ADMINISTRATION TRUST FUND			217,115

From the funds in Specific Appropriations 2420 and 2430, three positions with associated salary rate of 153,058 and \$210,000 from the Workers' Compensation Administration Trust Fund are provided for additional workers' compensation insurance fraud investigators. The positions and funding shall be placed in reserve and are contingent on a grant to fund the positions. After grant funding has been obtained by the Department of Financial Services, the department shall request release of positions and funds pursuant to the provisions of chapter 216, Florida Statutes.

2421	OTHER PERSONAL SERVICES			
	FROM INSURANCE REGULATORY TRUST			
	FUND			45,000
2422	EXPENSES			
	FROM INSURANCE REGULATORY TRUST			
	FUND		2,078,900	
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			492,200
2423	OPERATING CAPITAL OUTLAY			
	FROM INSURANCE REGULATORY TRUST			
	FUND		1,700	
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			208,325
2424	SPECIAL CATEGORIES			
	TRANSFER TO JUSTICE ADMINISTRATIVE			
	COMMISSION FOR PROSECUTION OF PIP FRAUD			
	FROM INSURANCE REGULATORY TRUST			
	FUND			1,559,239

Funds in Specific Appropriation 2424 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.

2425	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM INSURANCE REGULATORY TRUST			
	FUND		265,315	
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			164,800
2426	SPECIAL CATEGORIES			
	OPERATION OF MOTOR VEHICLES			
	FROM INSURANCE REGULATORY TRUST			
	FUND			150,253
2427	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM INSURANCE REGULATORY TRUST			
	FUND			413,566
2428	SPECIAL CATEGORIES			
	SALARY INCENTIVE PAYMENTS			
	FROM INSURANCE REGULATORY TRUST			
	FUND			202,496
2429	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM INSURANCE REGULATORY TRUST			
	FUND			47,247

SECTION 6 - GENERAL GOVERNMENT

2430	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM INSURANCE REGULATORY TRUST			
	FUND			61,000
	FROM WORKERS' COMPENSATION			
	ADMINISTRATION TRUST FUND			
				1,045

TOTAL:	INSURANCE FRAUD			
	FROM TRUST FUNDS			19,734,991
	TOTAL POSITIONS		193.00	
	TOTAL ALL FUNDS			19,734,991

CONSUMER ASSISTANCE

	APPROVED SALARY RATE		4,721,982	
2431	SALARIES AND BENEFITS	POSITIONS	110.00	
	FROM INSURANCE REGULATORY TRUST			
	FUND			6,223,291
2432	OTHER PERSONAL SERVICES			
	FROM INSURANCE REGULATORY TRUST			
	FUND			175,402
2433	EXPENSES			
	FROM INSURANCE REGULATORY TRUST			
	FUND			921,535
2434	OPERATING CAPITAL OUTLAY			
	FROM INSURANCE REGULATORY TRUST			
	FUND			2,200
2434A	SPECIAL CATEGORIES			
	TRANSFER TO FLORIDA CATASTROPHIC STORM			
	RISK MANAGEMENT CENTER AT FLORIDA STATE			
	UNIVERSITY			
	FROM INSURANCE REGULATORY TRUST			
	FUND			1,500,000
2435	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM INSURANCE REGULATORY TRUST			
	FUND			645,374
2436	SPECIAL CATEGORIES			
	HOLOCAUST VICTIMS ASSISTANCE			
	ADMINISTRATION			
	FROM INSURANCE REGULATORY TRUST			
	FUND			308,007
2437	SPECIAL CATEGORIES			
	OPERATION OF MOTOR VEHICLES			
	FROM INSURANCE REGULATORY TRUST			
	FUND			1,500
2438	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM INSURANCE REGULATORY TRUST			
	FUND			33,231
2439	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM INSURANCE REGULATORY TRUST			
	FUND			9,224
2440	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM INSURANCE REGULATORY TRUST			
	FUND			37,837

SECTION 6 - GENERAL GOVERNMENT

TOTAL: CONSUMER ASSISTANCE			
FROM TRUST FUNDS			9,857,601
TOTAL POSITIONS	110.00		
TOTAL ALL FUNDS			9,857,601
FUNERAL AND CEMETERY SERVICES			
APPROVED SALARY RATE	1,213,182		
2441 SALARIES AND BENEFITS POSITIONS	25.00		
FROM REGULATORY TRUST FUND			1,692,955
2442 OTHER PERSONAL SERVICES			
FROM REGULATORY TRUST FUND			65,000
2443 EXPENSES			
FROM REGULATORY TRUST FUND			304,166
2444 OPERATING CAPITAL OUTLAY			
FROM REGULATORY TRUST FUND			9,500
2445 SPECIAL CATEGORIES			
ELECTRONIC COMMERCE FEES FOR COLLECTION OF			
REVENUE			
FROM REGULATORY TRUST FUND			14,100
2446 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND			99,549
2447 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM REGULATORY TRUST FUND			8,700
2448 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM REGULATORY TRUST FUND			7,641
2449 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM REGULATORY TRUST FUND			4,162
2450 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM REGULATORY TRUST FUND			12,605
TOTAL: FUNERAL AND CEMETERY SERVICES			
FROM TRUST FUNDS			2,218,378
TOTAL POSITIONS	25.00		
TOTAL ALL FUNDS			2,218,378
PUBLIC ASSISTANCE FRAUD			
APPROVED SALARY RATE	4,065,772		
2451 SALARIES AND BENEFITS POSITIONS	65.00		
FROM FEDERAL GRANTS TRUST FUND			1,381,773
FROM INSURANCE REGULATORY TRUST			
FUND			2,615,058
2452 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND			288,460
2453 EXPENSES			
FROM FEDERAL GRANTS TRUST FUND			565,444
2454 OPERATING CAPITAL OUTLAY			
FROM FEDERAL GRANTS TRUST FUND			20,000
2455 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM FEDERAL GRANTS TRUST FUND			194,418

SECTION 6 - GENERAL GOVERNMENT

2456 SPECIAL CATEGORIES			
OPERATION OF MOTOR VEHICLES			
FROM FEDERAL GRANTS TRUST FUND			20,000
2457 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM FEDERAL GRANTS TRUST FUND			14,356
2458 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM FEDERAL GRANTS TRUST FUND			14,900
2459 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM FEDERAL GRANTS TRUST FUND			39,805
2460 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM FEDERAL GRANTS TRUST FUND			1,000
TOTAL: PUBLIC ASSISTANCE FRAUD			
FROM TRUST FUNDS			5,155,214
TOTAL POSITIONS	65.00		
TOTAL ALL FUNDS			5,155,214
PROGRAM: WORKERS' COMPENSATION			
WORKERS' COMPENSATION			
APPROVED SALARY RATE	11,887,699		
2461 SALARIES AND BENEFITS POSITIONS	294.00		
FROM WORKERS' COMPENSATION			
ADMINISTRATION TRUST FUND			16,187,595
FROM WORKERS' COMPENSATION SPECIAL			
DISABILITY TRUST FUND			948,695
2462 OTHER PERSONAL SERVICES			
FROM WORKERS' COMPENSATION			
ADMINISTRATION TRUST FUND			483,775
FROM WORKERS' COMPENSATION SPECIAL			
DISABILITY TRUST FUND			17,550
2463 EXPENSES			
FROM WORKERS' COMPENSATION			
ADMINISTRATION TRUST FUND			3,301,361
FROM WORKERS' COMPENSATION SPECIAL			
DISABILITY TRUST FUND			126,870
2464 OPERATING CAPITAL OUTLAY			
FROM WORKERS' COMPENSATION			
ADMINISTRATION TRUST FUND			100,021
FROM WORKERS' COMPENSATION SPECIAL			
DISABILITY TRUST FUND			16,851
2465 SPECIAL CATEGORIES			
ELECTRONIC COMMERCE FEES FOR COLLECTION OF			
REVENUE			
FROM WORKERS' COMPENSATION			
ADMINISTRATION TRUST FUND			188,000
2466 SPECIAL CATEGORIES			
TRANSFER TO DISTRICT COURTS OF APPEAL -			
WORKERS' COMPENSATION APPEALS			
FROM WORKERS' COMPENSATION			
ADMINISTRATION TRUST FUND			1,868,772

Funds in Specific Appropriation 2466 are provided for transfer to the First District Court of Appeal for workload associated with workers' compensation appeals and the workers' compensation appeals unit.

SECTION 6 - GENERAL GOVERNMENT

2467 SPECIAL CATEGORIES
 TRANSFER TO THE UNIVERSITY OF SOUTH
 FLORIDA - OCCUPATIONAL SAFETY GRANT MATCH
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 250,000

2468 SPECIAL CATEGORIES
 TRANSFER TO JUSTICE ADMINISTRATIVE
 COMMISSION FOR PROSECUTION OF WORKERS'
 COMPENSATION FRAUD
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 604,104

The funds in Specific Appropriation 2468 from the Workers' Compensation Administration Trust Fund are provided for transfer to the Justice Administrative Commission for the specific purpose of funding attorneys and paralegals in the Eleventh, Thirteenth, Fifteenth, and Seventeenth 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.

2469 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 2,376,789
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 86,360

2470 SPECIAL CATEGORIES
 OPERATION OF MOTOR VEHICLES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 44,800

2471 SPECIAL CATEGORIES
 PURCHASED CLIENT SERVICES
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 990,000

2472 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 152,444

2473 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 62,320
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 2,280

2474 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM WORKERS' COMPENSATION
 ADMINISTRATION TRUST FUND 98,463
 FROM WORKERS' COMPENSATION SPECIAL
 DISABILITY TRUST FUND 6,288

TOTAL: WORKERS' COMPENSATION
 FROM TRUST FUNDS 27,913,338
 TOTAL POSITIONS 294.00
 TOTAL ALL FUNDS 27,913,338

PROGRAM: FINANCIAL SERVICES COMMISSION

OFFICE OF INSURANCE REGULATION

COMPLIANCE AND ENFORCEMENT - INSURANCE

APPROVED SALARY RATE 12,828,188

2475 SALARIES AND BENEFITS POSITIONS 257.00
 FROM INSURANCE REGULATORY TRUST
 FUND 17,188,946

SECTION 6 - GENERAL GOVERNMENT

2476 OTHER PERSONAL SERVICES
 FROM INSURANCE REGULATORY TRUST
 FUND 265,169

2477 EXPENSES
 FROM INSURANCE REGULATORY TRUST
 FUND 2,430,573

2478 OPERATING CAPITAL OUTLAY
 FROM INSURANCE REGULATORY TRUST
 FUND 35,000

2479 SPECIAL CATEGORIES
 FLORIDA PUBLIC HURRICANE LOSS MODEL -
 OFFICE OF INSURANCE REGULATION
 FROM INSURANCE REGULATORY TRUST
 FUND 632,639

2480 SPECIAL CATEGORIES
 FINANCIAL EXAMINATION CONTRACTS - PROPERTY
 AND CASUALTY EXAMINATIONS
 FROM INSURANCE REGULATORY TRUST
 FUND 4,276,763

2481 SPECIAL CATEGORIES
 FINANCIAL EXAMINATION CONTRACTS - LIFE AND
 HEALTH EXAMINATIONS
 FROM INSURANCE REGULATORY TRUST
 FUND 650,000

2482 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM INSURANCE REGULATORY TRUST
 FUND 1,088,016

2483 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM INSURANCE REGULATORY TRUST
 FUND 181,293

2484 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM INSURANCE REGULATORY TRUST
 FUND 18,989

2485 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM INSURANCE REGULATORY TRUST
 FUND 85,876

TOTAL: COMPLIANCE AND ENFORCEMENT - INSURANCE
 FROM TRUST FUNDS 26,853,264
 TOTAL POSITIONS 257.00
 TOTAL ALL FUNDS 26,853,264

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 2,039,735

2486 SALARIES AND BENEFITS POSITIONS 34.00
 FROM INSURANCE REGULATORY TRUST
 FUND 2,720,654

2487 EXPENSES
 FROM INSURANCE REGULATORY TRUST
 FUND 118,543

2488 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM INSURANCE REGULATORY TRUST
 FUND 92,710

SECTION 6 - GENERAL GOVERNMENT

2489	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM INSURANCE REGULATORY TRUST FUND		8,414
2490	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM INSURANCE REGULATORY TRUST FUND		11,621
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS		2,951,942
	TOTAL POSITIONS	34.00	
	TOTAL ALL FUNDS		2,951,942
OFFICE OF FINANCIAL REGULATION			
SAFETY AND SOUNDNESS OF STATE BANKING SYSTEM			
	APPROVED SALARY RATE	6,787,197	
2491	SALARIES AND BENEFITS POSITIONS FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND	113.00	8,711,152
2492	OTHER PERSONAL SERVICES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		879,098
2493	EXPENSES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		1,738,752
2494	OPERATING CAPITAL OUTLAY FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		7,130
2495	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		367,012
2496	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		37,408
2497	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		28,872
2498	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FINANCIAL INSTITUTIONS REGULATORY TRUST FUND		37,829
TOTAL:	SAFETY AND SOUNDNESS OF STATE BANKING SYSTEM FROM TRUST FUNDS		11,807,253
	TOTAL POSITIONS	113.00	
	TOTAL ALL FUNDS		11,807,253
FINANCIAL INVESTIGATIONS			
	APPROVED SALARY RATE	2,160,935	
2499	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	39.00	2,692,812
2500	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		5,321

SECTION 6 - GENERAL GOVERNMENT

2501	EXPENSES FROM ADMINISTRATIVE TRUST FUND FROM FEDERAL LAW ENFORCEMENT TRUST FUND		498,957		51,758
2502	OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND		10,600		
2503	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND		36,354		
2504	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		20,288		
2505	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND		15,809		
2506	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		20,098		
TOTAL:	FINANCIAL INVESTIGATIONS FROM TRUST FUNDS		3,351,997		
	TOTAL POSITIONS	39.00			
	TOTAL ALL FUNDS		3,351,997		
EXECUTIVE DIRECTION AND SUPPORT SERVICES					
	APPROVED SALARY RATE	1,261,240			
2507	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	15.00	1,791,475		
2508	OTHER PERSONAL SERVICES FROM ADMINISTRATIVE TRUST FUND		250,000		
2509	EXPENSES FROM ADMINISTRATIVE TRUST FUND		418,948		
2510	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND		61,048		
2511	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		15,533		
2512	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND		10,004		
2513	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		13,928		
2514	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		3,928,301		
	TOTAL POSITIONS	15.00			
	TOTAL ALL FUNDS		3,928,301		
FINANCE REGULATION					
	APPROVED SALARY RATE	5,238,778			

SECTION 6 - GENERAL GOVERNMENT

2515	SALARIES AND BENEFITS POSITIONS	98.00	
	FROM REGULATORY TRUST FUND		6,701,824
2516	OTHER PERSONAL SERVICES		
	FROM REGULATORY TRUST FUND		207,098
2517	EXPENSES		
	FROM REGULATORY TRUST FUND		982,189
2518	OPERATING CAPITAL OUTLAY		
	FROM REGULATORY TRUST FUND		5,631
2519	SPECIAL CATEGORIES		
	DEFERRED PRESENTMENT PROVIDER DATABASE CONTRACT		
	FROM REGULATORY TRUST FUND	2,930,000	
2520	SPECIAL CATEGORIES		
	CHECK CASHING TRANSACTION DATABASE CONTRACT		
	FROM REGULATORY TRUST FUND	151,000	
2521	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM REGULATORY TRUST FUND	111,565	
2522	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM REGULATORY TRUST FUND	35,505	
2523	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM REGULATORY TRUST FUND	34,995	
2524	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM REGULATORY TRUST FUND	37,476	
TOTAL:	FINANCE REGULATION		
	FROM TRUST FUNDS		11,197,283
	TOTAL POSITIONS	98.00	
	TOTAL ALL FUNDS		11,197,283
SECURITIES REGULATION			
	APPROVED SALARY RATE	4,850,251	
2525	SALARIES AND BENEFITS POSITIONS	95.00	
	FROM REGULATORY TRUST FUND		6,549,213
2526	OTHER PERSONAL SERVICES		
	FROM ANTI-FRAUD TRUST FUND		32,538
	FROM REGULATORY TRUST FUND		4,466
2527	EXPENSES		
	FROM ANTI-FRAUD TRUST FUND		62,885
	FROM REGULATORY TRUST FUND		675,623
2528	OPERATING CAPITAL OUTLAY		
	FROM ANTI-FRAUD TRUST FUND		24,528
	FROM REGULATORY TRUST FUND		4,566
2529	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM ANTI-FRAUD TRUST FUND		80,049
	FROM REGULATORY TRUST FUND		349,500
2530	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM REGULATORY TRUST FUND		28,212
2531	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM REGULATORY TRUST FUND		27,253

SECTION 6 - GENERAL GOVERNMENT

2532	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM REGULATORY TRUST FUND		30,075
TOTAL:	SECURITIES REGULATION		
	FROM TRUST FUNDS		7,868,908
	TOTAL POSITIONS	95.00	
	TOTAL ALL FUNDS		7,868,908
TOTAL:	FINANCIAL SERVICES, DEPARTMENT OF		
	FROM GENERAL REVENUE FUND	23,340,168	
	FROM TRUST FUNDS		299,055,392
	TOTAL POSITIONS	2,593.50	
	TOTAL ALL FUNDS		322,395,560
	TOTAL APPROVED SALARY RATE	127,852,895	
GOVERNOR, EXECUTIVE OFFICE OF THE			
PROGRAM: GENERAL OFFICE			
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
2533	SALARIES AND BENEFITS POSITIONS	124.00	
	FROM GENERAL REVENUE FUND		9,114,735
	FROM GRANTS AND DONATIONS TRUST FUND		226,451
2534	LUMP SUM		
	EXECUTIVE OFFICE OF THE GOVERNOR - EXECUTIVE/ADMINISTRATION		
	FROM GENERAL REVENUE FUND	2,179,202	
	FROM GRANTS AND DONATIONS TRUST FUND		488,033
2535	LUMP SUM		
	EXECUTIVE OFFICE OF THE GOVERNOR - WASHINGTON OFFICE		
	FROM GENERAL REVENUE FUND	116,858	
2536	SPECIAL CATEGORIES		
	CONTINGENT - DISCRETIONARY		
	FROM GENERAL REVENUE FUND	29,244	
2537	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	51,196	
	FROM GRANTS AND DONATIONS TRUST FUND		8,843
2538	SPECIAL CATEGORIES		
	CHILD ABUSE PREVENTION		
	FROM GENERAL REVENUE FUND	150,000	
2539	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	34,959	
	FROM GRANTS AND DONATIONS TRUST FUND		6,304
2540	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	153,985	

SECTION 6 - GENERAL GOVERNMENT

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	11,830,179		
FROM TRUST FUNDS		729,631	
TOTAL POSITIONS	124.00		
TOTAL ALL FUNDS		12,559,810	
LEGISLATIVE APPROPRIATIONS SYSTEM/PLANNING AND BUDGETING SUBSYSTEM			
2541 SALARIES AND BENEFITS POSITIONS	48.00		
FROM PLANNING AND BUDGETING SYSTEM			
TRUST FUND		4,543,057	
2542 LUMP SUM			
LEGISLATIVE APPROPRIATION SYSTEM/PLANNING AND BUDGETING SUBSYSTEM			
FROM PLANNING AND BUDGETING SYSTEM			
TRUST FUND		1,231,236	
2543 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM PLANNING AND BUDGETING SYSTEM			
TRUST FUND		23,241	
2544 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM PLANNING AND BUDGETING SYSTEM			
TRUST FUND		13,012	
2545 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST)			
FROM PLANNING AND BUDGETING SYSTEM			
TRUST FUND		239	
2546 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM PLANNING AND BUDGETING SYSTEM			
TRUST FUND		21,150	
TOTAL: LEGISLATIVE APPROPRIATIONS SYSTEM/PLANNING AND BUDGETING SUBSYSTEM			
FROM TRUST FUNDS		5,831,935	
TOTAL POSITIONS	48.00		
TOTAL ALL FUNDS		5,831,935	
EXECUTIVE PLANNING AND BUDGETING			
2547 SALARIES AND BENEFITS POSITIONS	104.00		
FROM GENERAL REVENUE FUND	9,059,261		
2548 LUMP SUM			
EXECUTIVE OFFICE OF THE GOVERNOR - OFFICE OF PLANNING AND BUDGETING			
FROM GENERAL REVENUE FUND	762,371		
2549 SPECIAL CATEGORIES			
TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS			
FROM GENERAL REVENUE FUND	2,672		
2550 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	50,355		
2551 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	33,343		

SECTION 6 - GENERAL GOVERNMENT

TOTAL: EXECUTIVE PLANNING AND BUDGETING			
FROM GENERAL REVENUE FUND	9,908,002		
TOTAL POSITIONS	104.00		
TOTAL ALL FUNDS		9,908,002	
PROGRAM: EMERGENCY MANAGEMENT			
EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE			
The Division of Emergency Management must 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	6,708,615		
2552 SALARIES AND BENEFITS POSITIONS	149.00		
FROM ADMINISTRATIVE TRUST FUND . . .		2,078,266	
FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND		2,561,005	
FROM FEDERAL GRANTS TRUST FUND . . .		3,128,704	
FROM GRANTS AND DONATIONS TRUST FUND		571,197	
FROM OPERATING TRUST FUND		648,772	
FROM U.S. CONTRIBUTIONS TRUST FUND .		418,889	
2553 OTHER PERSONAL SERVICES			
FROM ADMINISTRATIVE TRUST FUND . . .		524,062	
FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND		1,159,971	
FROM FEDERAL GRANTS TRUST FUND . . .		1,429,137	
FROM GRANTS AND DONATIONS TRUST FUND		251,502	
FROM OPERATING TRUST FUND		29,975	
2554 EXPENSES			
FROM ADMINISTRATIVE TRUST FUND . . .		447,431	
FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND		1,000,792	
FROM FEDERAL GRANTS TRUST FUND . . .		1,186,996	
FROM GRANTS AND DONATIONS TRUST FUND		524,375	
FROM OPERATING TRUST FUND		188,256	
FROM U.S. CONTRIBUTIONS TRUST FUND .		555,775	
2555 AID TO LOCAL GOVERNMENTS			
DISASTER PREPAREDNESS PLANNING AND ADMINISTRATION			
FROM FEDERAL GRANTS TRUST FUND . . .		5,926,144	
2556 OPERATING CAPITAL OUTLAY			
FROM ADMINISTRATIVE TRUST FUND . . .		15,400	
FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND		27,525	
FROM FEDERAL GRANTS TRUST FUND . . .		80,415	
FROM GRANTS AND DONATIONS TRUST FUND		17,100	
FROM OPERATING TRUST FUND		4,650	
2557 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND		32,500	
FROM FEDERAL GRANTS TRUST FUND . . .		32,500	

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2558	SPECIAL CATEGORIES GRANTS AND AIDS - PAYMENT FLORIDA WING/ CIVIL AIR PATROL FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	49,500
2559	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ADMINISTRATIVE TRUST FUND . . . FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATING TRUST FUND FROM U.S. CONTRIBUTIONS TRUST FUND . .	181,614 367,552 5,861,601 279,893 133,382 72,170
2560	SPECIAL CATEGORIES GRANTS AND AIDS - EMERGENCY MANAGEMENT PROGRAMS FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	7,309,061
2561	SPECIAL CATEGORIES GRANTS AND AIDS - STATE DOMESTIC PREPAREDNESS PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	247,393
2562	SPECIAL CATEGORIES GRANTS AND AID - REPETITIVE FLOOD CLAIMS PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	1,699,796
2563	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND . . . FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND FROM OPERATING TRUST FUND FROM U.S. CONTRIBUTIONS TRUST FUND . .	9,512 16,547 21,406 4,170 2,957 17,906
2564	SPECIAL CATEGORIES GRANTS AND AIDS - STATE AND FEDERAL DISASTER RELIEF OPERATIONS - ADMINISTRATIVE FROM FEDERAL GRANTS TRUST FUND . . .	5,431,676
	From the funds provided in Specific Appropriation 2564, \$250,000 is allocated to contract with a not-for-profit corporation to conduct a statewide public education campaign on television and radio to promote hurricane preparedness. Funds must be matched on a 3 to 1 basis for this purpose.	
2565	SPECIAL CATEGORIES COMMISSION ON COMMUNITY SERVICE FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	300,000
2566	SPECIAL CATEGORIES STATEWIDE HURRICANE PREPAREDNESS AND PLANNING FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND FROM FEDERAL GRANTS TRUST FUND . . . FROM GRANTS AND DONATIONS TRUST FUND	2,064,539 421,219 100,971

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2567	SPECIAL CATEGORIES GRANTS AND AIDS - PUBLIC ASSISTANCE FROM GRANTS AND DONATIONS TRUST FUND FROM U.S. CONTRIBUTIONS TRUST FUND . .	18,672,350 188,718,668
	From the funds in Specific Appropriation 2567, \$9,901 from the Grants and Donations Trust Fund is provided to the Division of Emergency Management to reimburse the Federal Emergency Management Agency, on behalf of the City of Pahokee, for deobligated public assistance funds, and \$97,420 is provided for the local match requirement for the Pahokee Marina project.	
2568	SPECIAL CATEGORIES PUBLIC ASSISTANCE - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND FROM U.S. CONTRIBUTIONS TRUST FUND . .	6,144,173 3,515,219
2569	SPECIAL CATEGORIES GRANTS AND AIDS - HAZARD MITIGATION FROM GRANTS AND DONATIONS TRUST FUND FROM U.S. CONTRIBUTIONS TRUST FUND . .	650,000 37,800,000
2570	SPECIAL CATEGORIES HAZARD MITIGATION - STATE OPERATIONS FROM GRANTS AND DONATIONS TRUST FUND FROM U.S. CONTRIBUTIONS TRUST FUND . .	661,234 4,117,766
2571	SPECIAL CATEGORIES DISASTER ACTIVITY - STATE OBLIGATIONS FROM GRANTS AND DONATIONS TRUST FUND	945,042
2572	SPECIAL CATEGORIES GRANTS AND AIDS - SEVERE REPETITIVE LOSS PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	1,219,086
2573	SPECIAL CATEGORIES GRANTS AND AIDS - PREDISASTER MITIGATION FROM FEDERAL GRANTS TRUST FUND . . .	6,689,346
2574	SPECIAL CATEGORIES GRANTS AND AIDS - HURRICANE LOSS MITIGATION FROM GRANTS AND DONATIONS TRUST FUND	10,884,280
	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:	
	Salaries and Benefits (SA #2552).....	57,918
	Other Personal Services (SA #2553).....	214,717
	Expenses (SA #2554).....	188,430
	Operating Capital Outlay (SA #2556).....	7,500
	Contracted Services (SA #2559).....	138,447
	Risk Management Services (SA #2563).....	548
	Transfer to DMS - Human Resources Services (SA #2576).....	296
	State Data Center - Agency for State Technology (SA #2580)...	1,441
	Grants and Aids - Hurricane Loss Mitigation (SA # 2574)....	6,384,280
	Indirect Costs.....	6,424
	These funds must be used for Hurricane Loss Mitigation programs as specified in section 215.559, Florida Statutes. The funds allocated in section 215.559(2)(a), Florida Statutes, must be distributed directly to Tallahassee Community College for the uses described in section 215.559(2)(b), Florida Statutes.	
2575	SPECIAL CATEGORIES GRANTS AND AIDS - FLOOD MITIGATION ASSISTANCE PROGRAM FROM FEDERAL GRANTS TRUST FUND . . .	7,078,374

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2576	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND . . .	10,122
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	17,770
	FROM FEDERAL GRANTS TRUST FUND . . .	22,249
	FROM GRANTS AND DONATIONS TRUST FUND	8,889
	FROM OPERATING TRUST FUND	3,337
	FROM U.S. CONTRIBUTIONS TRUST FUND .	12,556

2577	SPECIAL CATEGORIES FLORIDA HAZARDOUS MATERIALS PLANNING PROGRAM FROM OPERATING TRUST FUND	966,597
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2578	SPECIAL CATEGORIES HAZARDOUS MATERIALS EMERGENCY PLANNING GRANT FROM FEDERAL GRANTS TRUST FUND . . .	814,764
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2580	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM ADMINISTRATIVE TRUST FUND . . .	37,103
	FROM EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE TRUST FUND	56,352
	FROM FEDERAL GRANTS TRUST FUND . . .	80,870
	FROM GRANTS AND DONATIONS TRUST FUND	35,357
	FROM OPERATING TRUST FUND	9,830
	FROM U.S. CONTRIBUTIONS TRUST FUND .	42,203

2581	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
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Funds in Specific Appropriation 2581 from the Grants and Donations Trust Fund reflect the transfer of \$3,000,000 of mitigation funds from the Hurricane Catastrophe Fund pursuant to 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.

TOTAL: EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE FROM TRUST FUNDS	339,647,741
TOTAL POSITIONS	149.00
TOTAL ALL FUNDS	339,647,741

TOTAL: GOVERNOR, EXECUTIVE OFFICE OF THE FROM GENERAL REVENUE FUND	21,738,181
FROM TRUST FUNDS	346,209,307
TOTAL POSITIONS	425.00
TOTAL ALL FUNDS	367,947,488
TOTAL APPROVED SALARY RATE	6,708,615

HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF

PROGRAM: ADMINISTRATIVE SERVICES

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	10,786,261
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2582	SALARIES AND BENEFITS POSITIONS FROM HIGHWAY SAFETY OPERATING TRUST FUND	252.00
	FROM LAW ENFORCEMENT TRUST FUND . . .	15,232,213
		152,614

SECTION 6 - GENERAL GOVERNMENT

2583	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	98,748
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2584	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND	947,013
	FROM LAW ENFORCEMENT TRUST FUND . . .	7,516

2585	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND	125,478
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2586	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM HIGHWAY SAFETY OPERATING TRUST FUND	181,690
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2587	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,306,893
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2588	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND	190,799
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2589	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	84,169
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2590	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	90,724
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2591	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	86,757
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2592	FIXED CAPITAL OUTLAY SPECIAL PROJECTS AND IMPROVEMENTS - ADMINISTRATIVE SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	3,581,500
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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	22,086,114
TOTAL POSITIONS	252.00
TOTAL ALL FUNDS	22,086,114

PROGRAM: FLORIDA HIGHWAY PATROL

HIGHWAY SAFETY

APPROVED SALARY RATE	107,010,084
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2593	SALARIES AND BENEFITS POSITIONS FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,193.00
	FROM LAW ENFORCEMENT TRUST FUND . . .	152,355,056
		417,383

2594	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	7,637,467
	FROM FEDERAL GRANTS TRUST FUND . . .	143,000
	FROM LAW ENFORCEMENT TRUST FUND . . .	69,000

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2595	EXPENSES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	7,544,268	
	FROM FEDERAL GRANTS TRUST FUND	152,370	
	FROM LAW ENFORCEMENT TRUST FUND	65,475	
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND	185,923	
2596	OPERATING CAPITAL OUTLAY		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	3,112,125	
	FROM FEDERAL GRANTS TRUST FUND	372,000	
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND	252,572	
2597	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	11,646,187	
2598	SPECIAL CATEGORIES		
	FLORIDA HIGHWAY PATROL COMMUNICATION SYSTEMS		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	4,018,112	
	FROM FEDERAL LAW ENFORCEMENT TRUST FUND	52,000	
2599	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	2,341,711	
	FROM GAS TAX COLLECTION TRUST FUND	258,609	
	FROM LAW ENFORCEMENT TRUST FUND	571,144	
2600	SPECIAL CATEGORIES		
	OPERATION OF MOTOR VEHICLES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	17,057,786	
2601A	SPECIAL CATEGORIES		
	FLORIDA HIGHWAY PATROL AUXILIARY		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	188,238	
2602	SPECIAL CATEGORIES		
	OVERTIME		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	9,225,000	
	FROM FEDERAL GRANTS TRUST FUND	537,129	
	From the funds in Specific Appropriation 2602, the Department of Highway Safety and Motor Vehicles shall allocate funds as necessary to efficiently manage overtime activities of the Florida Highway Patrol.		
2603	SPECIAL CATEGORIES		
	PAYMENT OF DEATH AND DISMEMBERMENT CLAIMS		
	FROM HIGHWAY PATROL INSURANCE		
	TRUST FUND	325,995	
2604	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	6,863,528	
2605	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	1,420,560	
2606	SPECIAL CATEGORIES		
	TRANSFER TO HIGHWAY PATROL INSURANCE TRUST FUND		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	325,995	

SECTION 6 - GENERAL GOVERNMENT

2607	SPECIAL CATEGORIES		
	DEFERRED-PAYMENT COMMODITY CONTRACTS		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	2,219,213	
2608	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	105,960	
2609	SPECIAL CATEGORIES		
	MOBILE DATA TERMINAL SYSTEM		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	1,522,706	
2610	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	737,636	
2611	FIXED CAPITAL OUTLAY		
	MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	555,200	
	TOTAL: HIGHWAY SAFETY		
	FROM TRUST FUNDS	232,279,348	
	TOTAL POSITIONS	2,193.00	
	TOTAL ALL FUNDS	232,279,348	
	EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE	1,812,998	
2612	SALARIES AND BENEFITS	POSITIONS	24.00
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	2,507,699	
2613	EXPENSES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	257,585	
2614	OPERATING CAPITAL OUTLAY		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	8,000	
2615	SPECIAL CATEGORIES		
	ACQUISITION OF MOTOR VEHICLES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	19,838	
2616	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	4,135	
2617	SPECIAL CATEGORIES		
	OPERATION OF MOTOR VEHICLES		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	7,790	
2618	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	75,114	
2619	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM HIGHWAY SAFETY OPERATING		
	TRUST FUND	20,315	

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2620	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	3,150
2621	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	8,173
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM TRUST FUNDS	2,911,799
	TOTAL POSITIONS 24.00	
	TOTAL ALL FUNDS	2,911,799
MOTOR CARRIER COMPLIANCE		
	APPROVED SALARY RATE 13,712,891	
2622	SALARIES AND BENEFITS POSITIONS 294.00 FROM HIGHWAY SAFETY OPERATING TRUST FUND	20,789,295
2623	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	212,311
2624	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,463,531
2625	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,729,513
2626	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,508,511
2627	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,140,514
2628	SPECIAL CATEGORIES OPERATION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,154,397
2629	SPECIAL CATEGORIES OVERTIME FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,175,173
2630	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND	920,145
2631	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	218,240
2632	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	23,020

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2633	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	96,380
2634	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,125,425
TOTAL:	MOTOR CARRIER COMPLIANCE FROM TRUST FUNDS	35,556,455
	TOTAL POSITIONS 294.00	
	TOTAL ALL FUNDS	35,556,455
PROGRAM: MOTORIST SERVICES		
MOTORIST SERVICES		
	APPROVED SALARY RATE 48,858,082	
2635	SALARIES AND BENEFITS POSITIONS 1,488.00 FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	66,753,664 186,359 3,120,235
2636	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	820,874 422,666 11,438
2637	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	11,034,498 390,335 330,509
2638	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	234,866 538,230 5,001
2638A	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM HIGHWAY SAFETY OPERATING TRUST FUND	350,000
2639	SPECIAL CATEGORIES GRANTS AND AIDS - SAFETY DATA IMPROVEMENT GRANT PROGRAM FROM FEDERAL GRANTS TRUST FUND	470,325
2640	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM FEDERAL GRANTS TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	3,430,259 369,401 3,040
	From the funds in Specific Appropriation 2640, \$300,000 of nonrecurring funds from the Highway Safety Operating Trust Fund are provided to the American Bikers Aiming Toward Education of Florida, Inc. (ABATE) for the purpose of promoting motorcycle safety awareness through public information and education campaigns.	
2641	SPECIAL CATEGORIES DOMESTIC SECURITY FROM FEDERAL GRANTS TRUST FUND	270,000

SECTION 6 - GENERAL GOVERNMENT

2642	SPECIAL CATEGORIES AUTOMATED UNIFORM TRAFFIC ACCOUNTING SYSTEM FROM HIGHWAY SAFETY OPERATING TRUST FUND	913,905
2643	SPECIAL CATEGORIES PAYMENT TO OUTSIDE CONTRACTOR FROM HIGHWAY SAFETY OPERATING TRUST FUND	6,299,454
2644	SPECIAL CATEGORIES PURCHASE OF DRIVER LICENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND	11,088,304
2645	SPECIAL CATEGORIES GRANTS AND AIDS - PURCHASE OF LICENSE PLATES FROM HIGHWAY SAFETY OPERATING TRUST FUND	9,695,197
2646	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	1,595,933 67,056
2647	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS FROM HIGHWAY SAFETY OPERATING TRUST FUND	159,804
2648	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	238,586
2649	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	104,488 11,000
2650	SPECIAL CATEGORIES TRANSFER TO TRANSPORTATION SECURITY ADMINISTRATION AND FLORIDA DEPARTMENT OF LAW ENFORCEMENT FOR BACKGROUND CHECKS FROM HIGHWAY SAFETY OPERATING TRUST FUND	1,132,656
2651	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	558,902
2652	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM HIGHWAY SAFETY OPERATING TRUST FUND	110,000
TOTAL:	MOTORIST SERVICES FROM TRUST FUNDS	120,716,985
	TOTAL POSITIONS 1,488.00	
	TOTAL ALL FUNDS	120,716,985
PROGRAM: KIRKMAN DATA CENTER		
INFORMATION TECHNOLOGY		
	APPROVED SALARY RATE	8,454,115

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2653	SALARIES AND BENEFITS POSITIONS 163.00 FROM HIGHWAY SAFETY OPERATING TRUST FUND	11,148,013
2654	OTHER PERSONAL SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND	262,740
2655	EXPENSES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND FROM LAW ENFORCEMENT TRUST FUND	4,446,165 213,265 3,752
2656	OPERATING CAPITAL OUTLAY FROM HIGHWAY SAFETY OPERATING TRUST FUND	363,826
2657	SPECIAL CATEGORIES CONTRACTED SERVICES FROM HIGHWAY SAFETY OPERATING TRUST FUND FROM GAS TAX COLLECTION TRUST FUND	9,163,250 17,333
<p>From the funds in Specific Appropriation 2657, \$7,966,000 of nonrecurring funds from the Highway Safety Operating Trust Fund is provided to the Department of Highway Safety and Motor Vehicles to contract for project support and staff augmentation to continue the Motorist Modernization project. These funds will be placed in reserve. Contingent upon the submission of detailed operational work and project spending plans, the department is authorized to submit a budget amendment(s) to request release of the funds pursuant to the provisions in chapter 216, Florida Statutes.</p>		
2658	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM HIGHWAY SAFETY OPERATING TRUST FUND	42,323
2659	SPECIAL CATEGORIES TAX COLLECTOR NETWORK - COUNTY SYSTEMS FROM HIGHWAY SAFETY OPERATING TRUST FUND	4,805,196
2660	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM HIGHWAY SAFETY OPERATING TRUST FUND	2,719,329
2661	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM HIGHWAY SAFETY OPERATING TRUST FUND	3,107
2662	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM HIGHWAY SAFETY OPERATING TRUST FUND	59,817
2663	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM HIGHWAY SAFETY OPERATING TRUST FUND	3,512,152
TOTAL:	INFORMATION TECHNOLOGY FROM TRUST FUNDS	36,760,268
	TOTAL POSITIONS 163.00	
	TOTAL ALL FUNDS	36,760,268

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TOTAL: HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF
 FROM TRUST FUNDS 450,310,969
 TOTAL POSITIONS 4,414.00
 TOTAL ALL FUNDS 450,310,969
 TOTAL APPROVED SALARY RATE 190,634,431

LEGISLATIVE BRANCH

SENATE

2665 LUMP SUM
 SENATE
 FROM GENERAL REVENUE FUND 52,110,715

HOUSE OF REPRESENTATIVES

2666 LUMP SUM
 HOUSE
 FROM GENERAL REVENUE FUND 59,093,836

LEGISLATIVE SUPPORT SERVICES

2667 LUMP SUM
 LEGISLATIVE SUPPORT SERVICES - SENATE
 FROM GENERAL REVENUE FUND 24,271,645
 FROM GRANTS AND DONATIONS TRUST
 FUND 991,219
 FROM LEGISLATIVE LOBBYIST
 REGISTRATION TRUST FUND 150,486

2668 LUMP SUM
 LEGISLATIVE SUPPORT SERVICES - HOUSE
 FROM GENERAL REVENUE FUND 24,374,842
 FROM GRANTS AND DONATIONS TRUST
 FUND 975,038
 FROM LEGISLATIVE LOBBYIST
 REGISTRATION TRUST FUND 145,820

2669 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 452,977
 FROM GRANTS AND DONATIONS TRUST
 FUND 2,498
 FROM LEGISLATIVE LOBBYIST
 REGISTRATION TRUST FUND 280

TOTAL: LEGISLATIVE SUPPORT SERVICES
 FROM GENERAL REVENUE FUND 49,099,464
 FROM TRUST FUNDS 2,265,341
 TOTAL ALL FUNDS 51,364,805

OFFICE OF PUBLIC COUNSEL

2670 LUMP SUM
 PUBLIC COUNSEL
 FROM GENERAL REVENUE FUND 2,429,327

2671 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 2,249

TOTAL: OFFICE OF PUBLIC COUNSEL
 FROM GENERAL REVENUE FUND 2,431,576
 TOTAL ALL FUNDS 2,431,576

ETHICS, COMMISSION ON

2672 LUMP SUM
 LOBBY REGISTRATION
 FROM EXECUTIVE BRANCH LOBBY
 REGISTRATION TRUST FUND 218,694

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2673 LUMP SUM
 ETHICS COMMISSION
 FROM GENERAL REVENUE FUND 2,467,184

2674 SPECIAL CATEGORIES
 TRANSFER TO DIVISION OF ADMINISTRATIVE
 HEARINGS
 FROM GENERAL REVENUE FUND 42,751

2675 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 4,605
 FROM EXECUTIVE BRANCH LOBBY
 REGISTRATION TRUST FUND 278

TOTAL: ETHICS, COMMISSION ON
 FROM GENERAL REVENUE FUND 2,514,540
 FROM TRUST FUNDS 218,972
 TOTAL ALL FUNDS 2,733,512

AUDITOR GENERAL

2676 LUMP SUM
 AUDITOR GENERAL
 FROM GENERAL REVENUE FUND 35,955,979

2677 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM GENERAL REVENUE FUND 96,973

TOTAL: AUDITOR GENERAL
 FROM GENERAL REVENUE FUND 36,052,952
 TOTAL ALL FUNDS 36,052,952

TOTAL: LEGISLATIVE BRANCH
 FROM GENERAL REVENUE FUND 201,303,083
 FROM TRUST FUNDS 2,484,313
 TOTAL ALL FUNDS 203,787,396

LOTTERY, DEPARTMENT OF THE

PROGRAM: LOTTERY OPERATIONS

APPROVED SALARY RATE 17,899,646

2678 SALARIES AND BENEFITS POSITIONS 420.00
 FROM OPERATING TRUST FUND 27,210,335

2679 OTHER PERSONAL SERVICES
 FROM OPERATING TRUST FUND 200,000

2680 EXPENSES
 FROM OPERATING TRUST FUND 5,121,799

2681 OPERATING CAPITAL OUTLAY
 FROM OPERATING TRUST FUND 412,164

2682 SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM OPERATING TRUST FUND 340,000

From the funds provided in Specific Appropriation 2682, 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.

2683 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM OPERATING TRUST FUND 3,446,636

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2684 SPECIAL CATEGORIES
INSTANT TICKET PURCHASE
FROM OPERATING TRUST FUND 51,129,166

The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2684, in the event instant ticket sales are greater than the projected sales used to calculate the amount appropriated.

2685 SPECIAL CATEGORIES
ADVERTISING AGENCY FEES
FROM OPERATING TRUST FUND 2,756,945

2686 SPECIAL CATEGORIES
PAID ADVERTISING AND PROMOTION
FROM OPERATING TRUST FUND 34,793,508

From the funds provided in Specific Appropriation 2686, 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.

2687 SPECIAL CATEGORIES
TERMINAL GAMES FEES
FROM OPERATING TRUST FUND 28,137,900

The Department of the Lottery is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2687 in the event terminal 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 2687 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 terminals, 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.

2688 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 2688 to acquire additional instant ticket vending machines. Prior to the submission of any amendment that increases the number of instant ticket vending 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.

2689 SPECIAL CATEGORIES
LOTTERY FULL SERVICE VENDING MACHINES
FROM OPERATING TRUST FUND 2,940,000

From the funds provided in Specific Appropriation 2689, 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 Committee, the chair of the House Appropriations Committee, and the Executive office of the Governor's Office of Policy and Budget annually. The department shall submit a report on January 1, 2016, for the ticket sales activity for the period January 1, 2015, through December 31, 2015, and annually thereafter.

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2690 SPECIAL CATEGORIES
RETAILER INCENTIVES
FROM OPERATING TRUST FUND 2,325,000

2691 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM OPERATING TRUST FUND 630,404

2692 SPECIAL CATEGORIES
SALARY INCENTIVE PAYMENTS
FROM OPERATING TRUST FUND 14,060

2693 SPECIAL CATEGORIES
CONTRACTED LEGAL SERVICES
FROM OPERATING TRUST FUND 120,000

2694 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM OPERATING TRUST FUND 375,000

2695 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM OPERATING TRUST FUND 144,913

2696 DATA PROCESSING SERVICES
STATE DATA CENTER - AGENCY FOR STATE
TECHNOLOGY (AST)
FROM OPERATING TRUST FUND 36,515

TOTAL: PROGRAM: LOTTERY OPERATIONS
FROM TRUST FUNDS 165,144,945

TOTAL POSITIONS 420.00
TOTAL ALL FUNDS 165,144,945

TOTAL: LOTTERY, DEPARTMENT OF THE
FROM TRUST FUNDS 165,144,945

TOTAL POSITIONS 420.00
TOTAL APPROVED SALARY RATE 17,899,646

MANAGEMENT SERVICES, DEPARTMENT OF

PROGRAM: ADMINISTRATION PROGRAM

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 4,981,599

2697 SALARIES AND BENEFITS POSITIONS 79.00
FROM GENERAL REVENUE FUND 160,960
FROM ADMINISTRATIVE TRUST FUND 6,775,676
FROM COMMUNICATIONS WORKING
CAPITAL TRUST FUND 1,220

2698 OTHER PERSONAL SERVICES
FROM ADMINISTRATIVE TRUST FUND 81,933

2699 EXPENSES
FROM GENERAL REVENUE FUND 41,497
FROM ADMINISTRATIVE TRUST FUND 689,727

2700 OPERATING CAPITAL OUTLAY
FROM ADMINISTRATIVE TRUST FUND 9,688

2701 SPECIAL CATEGORIES
TRANSFER TO DIVISION OF ADMINISTRATIVE
HEARINGS
FROM ADMINISTRATIVE TRUST FUND 82,829

2702 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 51,680
FROM ADMINISTRATIVE TRUST FUND 208,112

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	FROM OPERATING TRUST FUND		50,000
2703	SPECIAL CATEGORIES MAIL SERVICES FROM ADMINISTRATIVE TRUST FUND		58,004
2704	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM ADMINISTRATIVE TRUST FUND		20,446
2705	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM ADMINISTRATIVE TRUST FUND		891,000
2706	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ADMINISTRATIVE TRUST FUND		14,427
2707	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		32,053
2708	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND	20,453	
	FROM ADMINISTRATIVE TRUST FUND		216,742
	FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND		1,942
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES FROM GENERAL REVENUE FUND	274,590	
	FROM TRUST FUNDS		9,133,799
	TOTAL POSITIONS	79.00	
	TOTAL ALL FUNDS		9,408,389
STATE EMPLOYEE LEASING			
	APPROVED SALARY RATE	62,359	
2709	SALARIES AND BENEFITS POSITIONS FROM ADMINISTRATIVE TRUST FUND	1.00	166,644
2710	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ADMINISTRATIVE TRUST FUND		822
TOTAL:	STATE EMPLOYEE LEASING FROM TRUST FUNDS		167,466
	TOTAL POSITIONS	1.00	
	TOTAL ALL FUNDS		167,466
PROGRAM: FACILITIES PROGRAM			
FACILITIES MANAGEMENT			
	APPROVED SALARY RATE	9,640,565	
2711	SALARIES AND BENEFITS POSITIONS FROM SUPERVISION TRUST FUND	281.00	13,894,272
2712	OTHER PERSONAL SERVICES FROM SUPERVISION TRUST FUND		267,000
2713	EXPENSES FROM SUPERVISION TRUST FUND		4,729,525
2714	OPERATING CAPITAL OUTLAY FROM SUPERVISION TRUST FUND		73,727

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2716	SPECIAL CATEGORIES TRANSFER TO THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT - CAPITOL POLICE FROM SUPERVISION TRUST FUND		6,562,302
2717	SPECIAL CATEGORIES CONTRACTED SERVICES FROM SUPERVISION TRUST FUND		9,074,719
2718	SPECIAL CATEGORIES DEPARTMENT OF MANAGEMENT SERVICES PROVISIONS FOR FACILITIES SECURITY FROM SUPERVISION TRUST FUND		1,148,387
2719	SPECIAL CATEGORIES INTERIOR REFURBISHMENT - LEASE SPACE FROM SUPERVISION TRUST FUND		1,432,013
2720	SPECIAL CATEGORIES MASTER LEASE SPACE TENANT IMPROVEMENT FUNDS FROM OPERATING TRUST FUND		557,185
	Funds in Specific Appropriation 2720 shall be placed in reserve until the Department of Management Services submits 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 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; all out-year projects required to improve and maintain the leased space for the duration of the 15-year leases; and 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.		
2721	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM SUPERVISION TRUST FUND		304,540
2722	SPECIAL CATEGORIES STATE UTILITY PAYMENTS FROM SUPERVISION TRUST FUND		15,311,129
	The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2722, in the event utility costs exceed the amount appropriated.		
2723	SPECIAL CATEGORIES SHARED SAVINGS PAYMENTS FOR ENERGY EFFICIENCY UPGRADES FROM SUPERVISION TRUST FUND		250,000
2724	SPECIAL CATEGORIES DEFERRED-PAYMENT COMMODITY CONTRACTS FROM SUPERVISION TRUST FUND		1,657,550
2725	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM SUPERVISION TRUST FUND		97,570
2726	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM SUPERVISION TRUST FUND		93,997
2727	SPECIAL CATEGORIES STATE CAPITOL - MAINTENANCE AND REPAIRS FROM SUPERVISION TRUST FUND		50,000

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2728	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM SUPERVISION TRUST FUND		283,941
2729	FIXED CAPITAL OUTLAY COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT FROM SUPERVISION TRUST FUND		2,767,288
<p>Funds in Specific Appropriations 2729 through 2731 shall be held in reserve contingent upon the submission of a project plan 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 detailing the request for building repair, code correction, and other deficiency projects. The project plan must include all high priority deficiency issues and all issues affecting life, health and safety. The project plan shall also include the facility, location, and estimated cost for each project and shall be submitted by August 1, 2015. The Department of Management Services shall request the release of funds pursuant to the provisions of chapter 216, Florida Statutes.</p>			
2730	FIXED CAPITAL OUTLAY LIFE SAFETY CODE COMPLIANCE PROJECTS STATEWIDE - DMS MGD FROM SUPERVISION TRUST FUND		971,300
2731	FIXED CAPITAL OUTLAY STATEWIDE CAPITAL DEPRECIATION - GENERAL - DMS MGD FROM GENERAL REVENUE FUND FROM SUPERVISION TRUST FUND	17,531,728	4,452,877
2732	FIXED CAPITAL OUTLAY DEBT SERVICE FROM FLORIDA FACILITIES POOL CLEARING TRUST FUND		38,255,689
TOTAL:	FACILITIES MANAGEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	17,531,728	102,235,011
	TOTAL POSITIONS	281.00	
	TOTAL ALL FUNDS		119,766,739

BUILDING CONSTRUCTION

Funds provided in Specific Appropriations 2733 through 2738 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 2015-2016 fiscal year shall be calculated in accordance with the formula submitted by the Department of Management Services to the Executive Office of the Governor on October 7, 1991, as required by chapter 91-193, Laws of Florida.

	APPROVED SALARY RATE	540,435	
2733	SALARIES AND BENEFITS POSITIONS FROM ARCHITECTS INCIDENTAL TRUST FUND	10.00	756,403
2734	EXPENSES FROM ARCHITECTS INCIDENTAL TRUST FUND		115,827
2735	SPECIAL CATEGORIES CONTRACTED SERVICES FROM ARCHITECTS INCIDENTAL TRUST FUND		46,341
2736	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM ARCHITECTS INCIDENTAL TRUST FUND		1,613

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2737	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM ARCHITECTS INCIDENTAL TRUST FUND		3,441
2738	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM ARCHITECTS INCIDENTAL TRUST FUND		6,690
TOTAL:	BUILDING CONSTRUCTION FROM TRUST FUNDS		930,315
	TOTAL POSITIONS	10.00	
	TOTAL ALL FUNDS		930,315
PROGRAM: SUPPORT PROGRAM			
FEDERAL PROPERTY ASSISTANCE			
	APPROVED SALARY RATE	148,876	
2739	SALARIES AND BENEFITS POSITIONS FROM SURPLUS PROPERTY REVOLVING TRUST FUND	5.00	250,051
2740	EXPENSES FROM SURPLUS PROPERTY REVOLVING TRUST FUND		82,938
2741	SPECIAL CATEGORIES CONTRACTED SERVICES FROM SURPLUS PROPERTY REVOLVING TRUST FUND		6,379
2742	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM SURPLUS PROPERTY REVOLVING TRUST FUND		835
2743	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM SURPLUS PROPERTY REVOLVING TRUST FUND		1,564
2744	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM SURPLUS PROPERTY REVOLVING TRUST FUND		1,264
TOTAL:	FEDERAL PROPERTY ASSISTANCE FROM TRUST FUNDS		343,031
	TOTAL POSITIONS	5.00	
	TOTAL ALL FUNDS		343,031
MOTOR VEHICLE AND WATERCRAFT MANAGEMENT			
	APPROVED SALARY RATE	339,995	
2745	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND	6.00	497,376
2746	EXPENSES FROM OPERATING TRUST FUND		58,708
2747	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND		99,332

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2748	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND			862
2749	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND			1,247
2750	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND			2,817
2751	SPECIAL CATEGORIES PAYMENT OF EXPENSES FROM SALE OF AGENCY VEHICLES FROM OPERATING TRUST FUND			695,000
2752	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM OPERATING TRUST FUND			24,612
TOTAL:	MOTOR VEHICLE AND WATERCRAFT MANAGEMENT FROM TRUST FUNDS			1,379,954
	TOTAL POSITIONS	6.00		
	TOTAL ALL FUNDS			1,379,954
PURCHASING OVERSIGHT				
	APPROVED SALARY RATE	2,785,508		
2753	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND	47.00		3,827,527
2754	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND			10,000
2755	EXPENSES FROM OPERATING TRUST FUND			341,336
2756	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND			15,859
2757	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND			88,847
2758	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND			10,570
2759	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND			30,000
2760	SPECIAL CATEGORIES WEB-BASED E-PROCUREMENT SYSTEM FROM OPERATING TRUST FUND			10,972,309

From the funds in Specific Appropriation 2760, \$50,000 is provided to the Department of Management Services for programming changes relating to decreasing the transaction fee supporting the online procurement system. The department shall proceed with rulemaking to amend Rule 60A-1.031, F.A.C., to lower the transaction fee to 75 percent and shall determine an economical and effective means of notifying vendors of the fee change. The department shall make this a priority in allocating existing contract hours allowable in the contract for system modifications.

From the funds in Specific Appropriation 2760, the Department of Management Services shall prepare an annual report on the utilization of the MyFloridaMarketPlace System. The report shall include, but not be limited to: the utilization by agency, plans for increasing utilization of the MyFloridaMarketPlace System, the amount of funds spent by agency,

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and the estimated return on investment for the MyFloridaMarketPlace System. The annual report shall be provided to the President of the Senate, the Speaker of the House of Representatives, and the Executive Office of the Governor's Office of Policy and Budget. The Department of Management Services shall submit the report on June 30, 2016.				
2761	SPECIAL CATEGORIES PROJECT MANAGEMENT PROFESSIONAL - TRAINING FROM OPERATING TRUST FUND			60,000
2762	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND			4,000
2763	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND			15,529
2764	SPECIAL CATEGORIES TRANSFER TO THE DEPARTMENT OF FINANCIAL SERVICES FROM OPERATING TRUST FUND			350,000
2765	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM OPERATING TRUST FUND			132,127
TOTAL:	PURCHASING OVERSIGHT FROM TRUST FUNDS			15,858,104
	TOTAL POSITIONS	47.00		
	TOTAL ALL FUNDS			15,858,104
OFFICE OF SUPPLIER DIVERSITY				
	APPROVED SALARY RATE	214,984		
2766	SALARIES AND BENEFITS POSITIONS FROM OPERATING TRUST FUND	6.00		335,576
2767	EXPENSES FROM OPERATING TRUST FUND			55,641
2768	SPECIAL CATEGORIES CONTRACTED SERVICES FROM OPERATING TRUST FUND			11,573
2769	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND			1,860
2770	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM OPERATING TRUST FUND			3,359
2771	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM OPERATING TRUST FUND			9,639
TOTAL:	OFFICE OF SUPPLIER DIVERSITY FROM TRUST FUNDS			417,648
	TOTAL POSITIONS	6.00		
	TOTAL ALL FUNDS			417,648
PRIVATE PRISON MONITORING				

Funds provided in Specific Appropriations 2772 through 2782 are to improve vendor oversight and contract management, the Department of Management Services shall ensure that private prisons resolve any violations cited by the Department of Corrections related to security, infirmary, and contraband operations audits. The Department of

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Management Services must, through attrition of staff, hire managers and contract monitors with adult corrections expertise. The Department of Management Services 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.

	APPROVED SALARY RATE	702,221	
2772	SALARIES AND BENEFITS POSITIONS	14.00	
	FROM GENERAL REVENUE FUND	1,002,879	
2772A	OTHER PERSONAL SERVICES		
	FROM GENERAL REVENUE FUND	15,200	
2773	EXPENSES		
	FROM GENERAL REVENUE FUND	76,046	
2774	OPERATING CAPITAL OUTLAY		
	FROM GENERAL REVENUE FUND	3,890	
2775	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM GENERAL REVENUE FUND	13,056	
2776	SPECIAL CATEGORIES		
	RISK MANAGEMENT INSURANCE		
	FROM GENERAL REVENUE FUND	1,944	
2777	SPECIAL CATEGORIES		
	CONTRACTED LEGAL SERVICES		
	FROM GENERAL REVENUE FUND	23,169	
2778	SPECIAL CATEGORIES		
	ADMINISTRATIVE OVERHEAD		
	FROM GENERAL REVENUE FUND	113,489	
2779	SPECIAL CATEGORIES		
	LEASE OR LEASE-PURCHASE OF EQUIPMENT		
	FROM GENERAL REVENUE FUND	1,267	
2780	SPECIAL CATEGORIES		
	PRIVATE PRISONS - MAINTENANCE AND REPAIR		
	REIMBURSEMENT		
	FROM OPERATING TRUST FUND	1,500,000	
2781	SPECIAL CATEGORIES		
	TRANSFER TO DEPARTMENT OF MANAGEMENT		
	SERVICES - HUMAN RESOURCES SERVICES		
	PURCHASED PER STATEWIDE CONTRACT		
	FROM GENERAL REVENUE FUND	5,026	421
	FROM OPERATING TRUST FUND		
2782	DATA PROCESSING SERVICES		
	STATE DATA CENTER - AGENCY FOR STATE		
	TECHNOLOGY (AST)		
	FROM GENERAL REVENUE FUND	6,153	
TOTAL:	PRIVATE PRISON MONITORING		
	FROM GENERAL REVENUE FUND	1,262,119	
	FROM TRUST FUNDS		1,500,421
	TOTAL POSITIONS	14.00	
	TOTAL ALL FUNDS		2,762,540

WORKFORCE PROGRAMS

PROGRAM: INSURANCE BENEFITS ADMINISTRATION

	APPROVED SALARY RATE	1,274,447	
2783	SALARIES AND BENEFITS POSITIONS	22.00	
	FROM PRETAX BENEFITS TRUST FUND		382,089
	FROM STATE EMPLOYEES LIFE		
	INSURANCE TRUST FUND		21,584
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		1,377,404

SECTION 6 - GENERAL GOVERNMENT

	FROM STATE EMPLOYEES DISABILITY		
	INSURANCE TRUST FUND		28,255
2784	OTHER PERSONAL SERVICES		
	FROM PRETAX BENEFITS TRUST FUND		14,803
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		140,772
2785	EXPENSES		
	FROM PRETAX BENEFITS TRUST FUND		47,531
	FROM STATE EMPLOYEES LIFE		
	INSURANCE TRUST FUND		1,984
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		294,096
	FROM STATE EMPLOYEES DISABILITY		
	INSURANCE TRUST FUND		2,875
2786	OPERATING CAPITAL OUTLAY		
	FROM PRETAX BENEFITS TRUST FUND		10,000
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		10,000
2787	SPECIAL CATEGORIES		
	TRANSFER TO DIVISION OF ADMINISTRATIVE		
	HEARINGS		
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		46,759
2788	SPECIAL CATEGORIES		
	POST PAYMENT CLAIMS AUDIT SERVICES		
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		400,000

The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2788 in the event the contractor identifies claim overpayments that result in compensation that exceeds the amount appropriated.

2789	SPECIAL CATEGORIES		
	CONTRACTED SERVICES		
	FROM PRETAX BENEFITS TRUST FUND		348,505
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		2,099,157

From the funds provided in Specific Appropriation 2789, the Department of Management Services shall use certified or licensed professionals who are providing solicited services to other clients when contracting with benefit or actuarial consultants.

From the funds in Specific Appropriation 2789, \$1,000,000 is provided to the Department of Management Services to conduct a dependent eligibility verification audit for the state employee health insurance program. The funds shall be held in reserve contingent upon the submission of a plan 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. The plan shall include details of document management, process for determination, costs, and timelines for implementing the project. The Department of Management Services shall request the release of funds pursuant to the provisions of chapter 216, Florida Statutes.

2790	SPECIAL CATEGORIES		
	ADMINISTRATIVE SERVICES ONLY CONTRACT FOR		
	HEALTH INSURANCE		
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		51,100,000

The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2790 in the event administrative service payments for health insurance exceed the amount of budget authority appropriated.

2791	SPECIAL CATEGORIES		
	PRESCRIPTION DRUG CLAIMS ADMINISTRATION		
	FROM STATE EMPLOYEES HEALTH		
	INSURANCE TRUST FUND		4,406,020

SECTION 6 - GENERAL GOVERNMENT

2792	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM PRETAX BENEFITS TRUST FUND	770
	FROM STATE EMPLOYEES LIFE INSURANCE TRUST FUND	201
	FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	2,378
2793	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	50,000
2794	SPECIAL CATEGORIES PAYMENT OF EMPLOYER CONTRIBUTIONS TO HEALTH SAVINGS ACCOUNT CUSTODIAN FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	1,508,000
2795	SPECIAL CATEGORIES CONTRACTED BANK SERVICES FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	79,000
2796	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	4,435
2797	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM PRETAX BENEFITS TRUST FUND	4,058
	FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	11,584
2798	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM PRETAX BENEFITS TRUST FUND	2,443
	FROM STATE EMPLOYEES HEALTH INSURANCE TRUST FUND	7,608
TOTAL:	PROGRAM: INSURANCE BENEFITS ADMINISTRATION FROM TRUST FUNDS	62,402,311
	TOTAL POSITIONS	22.00
	TOTAL ALL FUNDS	62,402,311
PROGRAM:	RETIREMENT BENEFITS ADMINISTRATION APPROVED SALARY RATE 7,819,411	
2799	SALARIES AND BENEFITS POSITIONS 194.00 FROM GENERAL REVENUE FUND	804,303
	FROM OPERATING TRUST FUND	10,049,361
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	204,242
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	800,571
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	129,729
	From the funds provided in Specific Appropriation 2799, the Department of Management Services shall expend available cash balances from the Police and Firefighter's Premium Tax Trust Fund prior to the use of general revenue funds.	
	Funds provided in Specific Appropriations 2799 through 2813 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.	
2800	OTHER PERSONAL SERVICES FROM OPERATING TRUST FUND	6,029

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2801	EXPENSES FROM OPERATING TRUST FUND	2,641,666
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	28,011
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	104,089
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	17,817
2802	OPERATING CAPITAL OUTLAY FROM OPERATING TRUST FUND	100,000
2803	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM OPERATING TRUST FUND	26,719
2804	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	191,100
	FROM OPERATING TRUST FUND	4,376,581
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	1,000
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	191,355
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	40,000
2805	SPECIAL CATEGORIES OVERTIME FROM OPERATING TRUST FUND	122,571
2806	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM OPERATING TRUST FUND	50,505
2807	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM OPERATING TRUST FUND	148,891
2808	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
2809	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	344
	FROM OPERATING TRUST FUND	55,775
	FROM OPTIONAL RETIREMENT PROGRAM TRUST FUND	1,327
	FROM POLICE AND FIREFIGHTER'S PREMIUM TAX TRUST FUND	4,168
	FROM RETIREE HEALTH INSURANCE SUBSIDY TRUST FUND	1,106
2810	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM OPERATING TRUST FUND	300,350
2811	PENSIONS AND BENEFITS DISABILITY BENEFITS TO JUSTICES AND JUDGES FROM GENERAL REVENUE FUND	867,878
2812	PENSIONS AND BENEFITS FLORIDA NATIONAL GUARD FROM GENERAL REVENUE FUND	17,156,955
2813	PENSIONS AND BENEFITS STATE OFFICERS AND EMPLOYEES (NON- CONTRIBUTORY) FROM GENERAL REVENUE FUND	384,841

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TOTAL: PROGRAM: RETIREMENT BENEFITS ADMINISTRATION
 FROM GENERAL REVENUE FUND 19,405,421
 FROM TRUST FUNDS 19,427,434
 TOTAL POSITIONS 194.00
 TOTAL ALL FUNDS 38,832,855

PROGRAM: STATE PERSONNEL POLICY ADMINISTRATION

APPROVED SALARY RATE 1,051,318
 2815 SALARIES AND BENEFITS POSITIONS 15.00
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 1,365,543

Funds provided in Specific Appropriations 2815 through 2831 from the State Personnel System Trust Fund are based upon a human resources services assessment to state entities at the following rates:

FTE \$343.77
 OPS \$119.90
 Justice Administrative Commission \$261.10
 State Court System \$225.73
 County Health Department \$261.10

2816 OTHER PERSONAL SERVICES
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 5,000

2817 EXPENSES
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 113,762

2818 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 22,576

2819 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 34,118

2820 SPECIAL CATEGORIES
 CONTRACTED LEGAL SERVICES
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 380,000

2821 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 1,691

2822 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 7,266

2823 DATA PROCESSING SERVICES
 STATE DATA CENTER - AGENCY FOR STATE
 TECHNOLOGY (AST)
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 18,780

TOTAL: PROGRAM: STATE PERSONNEL POLICY ADMINISTRATION
 FROM TRUST FUNDS 1,948,736
 TOTAL POSITIONS 15.00
 TOTAL ALL FUNDS 1,948,736

PROGRAM: PEOPLE FIRST

APPROVED SALARY RATE 969,085

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2824 SALARIES AND BENEFITS POSITIONS 15.00
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 1,341,928

2825 EXPENSES
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 104,006

2826 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 22,575

2827 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 2,083

2828 SPECIAL CATEGORIES
 LEASE OR LEASE-PURCHASE OF EQUIPMENT
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 1,860

2829 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 6,412

2830 SPECIAL CATEGORIES
 HUMAN RESOURCES SERVICES / STATEWIDE
 CONTRACT
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 36,092,972

2831 DATA PROCESSING SERVICES
 STATE DATA CENTER - AGENCY FOR STATE
 TECHNOLOGY (AST)
 FROM STATE PERSONNEL SYSTEM TRUST
 FUND 9,437

TOTAL: PROGRAM: PEOPLE FIRST
 FROM TRUST FUNDS 37,581,273
 TOTAL POSITIONS 15.00
 TOTAL ALL FUNDS 37,581,273

PROGRAM: TECHNOLOGY PROGRAM

TELECOMMUNICATIONS SERVICES
 APPROVED SALARY RATE 3,924,949

2832 SALARIES AND BENEFITS POSITIONS 71.00
 FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 5,069,008
 FROM EMERGENCY COMMUNICATIONS
 NUMBER 911 SYSTEM TRUST 374,034

2833 OTHER PERSONAL SERVICES
 FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 374,047
 FROM EMERGENCY COMMUNICATIONS
 NUMBER 911 SYSTEM TRUST 84,290

2834 EXPENSES
 FROM COMMUNICATIONS WORKING
 CAPITAL TRUST FUND 1,006,242
 FROM EMERGENCY COMMUNICATIONS
 NUMBER 911 SYSTEM TRUST 514,339

2835 AID TO LOCAL GOVERNMENTS
 DISTRIBUTIONS TO COUNTIES - WIRELESS 911
 TELEPHONE SYSTEMS
 FROM EMERGENCY COMMUNICATIONS
 NUMBER 911 SYSTEM TRUST 60,289,120

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2836	AID TO LOCAL GOVERNMENTS DISTRIBUTIONS TO SERVICE PROVIDERS - WIRELESS 911 TELEPHONE SYSTEMS FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	10,000,000
2837	AID TO LOCAL GOVERNMENTS DISTRIBUTIONS TO COUNTIES - NON-WIRELESS 911 FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	38,146,673
2838	AID TO LOCAL GOVERNMENTS DISTRIBUTION OF COUNTY PREPAID WIRELESS 911 FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	27,100,000
2839	OPERATING CAPITAL OUTLAY FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	924,264 3,600
2840	SPECIAL CATEGORIES CENTREX AND SUNCOM PAYMENTS FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	108,035,421
<p>The Department of Management Services is authorized to submit budget amendments in accordance with chapter 216, Florida Statutes, to increase Specific Appropriation 2840, in the event that payments for telecommunications services exceed the amount appropriated.</p>		
2841	SPECIAL CATEGORIES CONTRACTED SERVICES FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	2,337,422 600,827
2842	SPECIAL CATEGORIES FLORIDA INFORMATION RESOURCE NETWORK/ DISTRICT BANDWIDTH SUPPORT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	7,451,217
2843	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	16,028
2844	SPECIAL CATEGORIES CONTRACTED LEGAL SERVICES FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	92,159
2845	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST	1,989 1,149
2846	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	24,479
2847	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND	448,295

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	FROM EMERGENCY COMMUNICATIONS NUMBER 911 SYSTEM TRUST		3,271
TOTAL:	TELECOMMUNICATIONS SERVICES FROM TRUST FUNDS		262,897,874
	TOTAL POSITIONS	71.00	
	TOTAL ALL FUNDS		262,897,874
WIRELESS SERVICES			
	APPROVED SALARY RATE	968,682	
2848	SALARIES AND BENEFITS POSITIONS FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND	15.00	1,224,087
2849	OTHER PERSONAL SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND		91,015
2850	EXPENSES FROM COMMUNICATIONS WORKING CAPITAL TRUST FUND FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND		7,723 303,218
2851	OPERATING CAPITAL OUTLAY FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND		22,000
2852	SPECIAL CATEGORIES CONTRACTED SERVICES FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND		3,068,642
<p>From the funds in Specific Appropriation 2852, \$468,641 shall be held in reserve for the Department of Management Services to procure contracted services resources for the development of the procurement strategy and all necessary documents to support a comprehensive competitive solicitation for the Statewide Law Enforcement Communication System. The system will provide communication services for state and local public safety agencies. The requirements defined in the procurement shall include, but not be limited to: improved coverage, audio clarity, interoperability, and enhanced system features including GPS location service, text messaging, and central device management. The system shall be required to be compliant with federal radio communication standards which is currently the Project25 or P25 standards. The department shall request the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include detailed operational work plans and spending plans.</p> <p>The Department of Management Services shall provide written, quarterly project status reports on the Statewide Law Enforcement Communication System to the chair of the Senate Appropriations Subcommittee on General Government, the chair of the House Appropriations Subcommittee on Government Operations, and the Executive Office of the Governor's Office of Policy and Budget that shall include a description of the progress made to date for each project milestone, planned and actual deliverable completion dates, planned and actual costs incurred, and the current issues and risks being managed.</p>			
2853	SPECIAL CATEGORIES FLORIDA INTEROPERABILITY NETWORK FROM GENERAL REVENUE FUND		1,595,000
<p>The funds in Specific Appropriation 2853 are provided for the Florida Interoperability Network only to provide funding, if needed, in excess of available federal funding to support and maintain the Florida Interoperability Network.</p>			
2854	SPECIAL CATEGORIES MUTUAL AID BUILD-OUT FROM GENERAL REVENUE FUND		1,950,000
<p>The funds in Specific Appropriation 2854 are provided for the Mutual Aid Buildout only to provide funding, if needed, in excess of available federal funding to support and maintain the Mutual Aid Buildout.</p>			

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2855	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND			1,611
2856	SPECIAL CATEGORIES STATEWIDE LAW ENFORCEMENT RADIO SYSTEM CONTRACT PAYMENT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND		18,220,000	
2857	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND			1,394
2858	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND			4,445
2859	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM LAW ENFORCEMENT RADIO SYSTEM TRUST FUND			2,106
TOTAL:	WIRELESS SERVICES FROM GENERAL REVENUE FUND FROM TRUST FUNDS	3,545,000	22,946,241	
	TOTAL POSITIONS	15.00		
	TOTAL ALL FUNDS		26,491,241	
PROGRAM: PUBLIC EMPLOYEES RELATIONS COMMISSION				
PUBLIC EMPLOYEES RELATIONS				
	APPROVED SALARY RATE	1,746,697		
2860	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND	24.00 1,377,427		1,265,024
2861	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND	149,277		53,628
2862	EXPENSES FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND	57,094		345,814
2863	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND	37,399		5,721
2864	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND	35,070		32,500
2865	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND	5,247		7,951
2866	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM GENERAL REVENUE FUND	34,314		

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2867	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		5,642		5,377
2868	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND FROM PUBLIC EMPLOYEES RELATIONS COMMISSION TRUST FUND		11,473		11,658
TOTAL:	PUBLIC EMPLOYEES RELATIONS FROM GENERAL REVENUE FUND FROM TRUST FUNDS		1,712,943		1,727,673
	TOTAL POSITIONS	24.00			
	TOTAL ALL FUNDS				3,440,616
PROGRAM: COMMISSION ON HUMAN RELATIONS					
HUMAN RELATIONS					
	APPROVED SALARY RATE	2,242,944			
2869	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	51.50 2,204,492			991,126
2870	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND		62,440		41,040
2871	EXPENSES FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND		125,243		282,536
2872	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND		11,736		5,000
2873	SPECIAL CATEGORIES TRANSFER TO DIVISION OF ADMINISTRATIVE HEARINGS FROM GENERAL REVENUE FUND			453,558	
2874	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND		53,506		16,000
2875	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND		44,882		102,020
2876	SPECIAL CATEGORIES ADMINISTRATIVE OVERHEAD FROM OPERATING TRUST FUND				75,427
2877	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM OPERATING TRUST FUND				49,163
2878	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND		17,278		5,987

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2879 DATA PROCESSING SERVICES
STATE DATA CENTER - AGENCY FOR STATE
TECHNOLOGY (AST)
FROM OPERATING TRUST FUND 19,534

TOTAL: HUMAN RELATIONS
FROM GENERAL REVENUE FUND 2,973,135
FROM TRUST FUNDS 1,587,833

TOTAL POSITIONS 51.50
TOTAL ALL FUNDS 4,560,968

ADMINISTRATIVE HEARINGS

PROGRAM: ADJUDICATION OF DISPUTES

APPROVED SALARY RATE 5,431,427

2880 SALARIES AND BENEFITS POSITIONS 65.00
FROM OPERATING TRUST FUND 6,987,793

2881 OTHER PERSONAL SERVICES
FROM OPERATING TRUST FUND 18,082

2882 EXPENSES
FROM OPERATING TRUST FUND 1,025,647

2883 OPERATING CAPITAL OUTLAY
FROM OPERATING TRUST FUND 65,000

2884 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM OPERATING TRUST FUND 185,495

2885 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM OPERATING TRUST FUND 44,451

2886 SPECIAL CATEGORIES
CONTRACTED LEGAL SERVICES
FROM OPERATING TRUST FUND 1,000

2887 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM OPERATING TRUST FUND 31,500

2888 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM OPERATING TRUST FUND 21,204

TOTAL: PROGRAM: ADJUDICATION OF DISPUTES
FROM TRUST FUNDS 8,380,172

TOTAL POSITIONS 65.00
TOTAL ALL FUNDS 8,380,172

PROGRAM: WORKERS' COMPENSATION APPEALS - JUDGES OF
COMPENSATION CLAIMS

APPROVED SALARY RATE 9,556,592

2889 SALARIES AND BENEFITS POSITIONS 176.00
FROM OPERATING TRUST FUND 13,410,499

2890 OTHER PERSONAL SERVICES
FROM OPERATING TRUST FUND 17,836

2891 EXPENSES
FROM OPERATING TRUST FUND 2,695,842

2892 OPERATING CAPITAL OUTLAY
FROM OPERATING TRUST FUND 25,916

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2893 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM OPERATING TRUST FUND 1,023,324

2894 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM OPERATING TRUST FUND 77,915

2895 SPECIAL CATEGORIES
CONTRACTED LEGAL SERVICES
FROM OPERATING TRUST FUND 1,279

2896 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM OPERATING TRUST FUND 83,000

2897 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM OPERATING TRUST FUND 61,775

TOTAL: PROGRAM: WORKERS' COMPENSATION APPEALS - JUDGES OF
COMPENSATION CLAIMS
FROM TRUST FUNDS 17,397,386

TOTAL POSITIONS 176.00
TOTAL ALL FUNDS 17,397,386

PROGRAM: AGENCY FOR STATE TECHNOLOGY

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 2,083,482

2898 SALARIES AND BENEFITS POSITIONS 25.00
FROM GENERAL REVENUE FUND 2,851,692

2899 EXPENSES
FROM GENERAL REVENUE FUND 252,894

2900 OPERATING CAPITAL OUTLAY
FROM GENERAL REVENUE FUND 10,000

2901 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 317,627

2902 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM GENERAL REVENUE FUND 3,000

2903 SPECIAL CATEGORIES
ADMINISTRATIVE OVERHEAD
FROM GENERAL REVENUE FUND 115,000

2904 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM GENERAL REVENUE FUND 8,594

2905 DATA PROCESSING SERVICES
STATE DATA CENTER - AGENCY FOR STATE
TECHNOLOGY (AST)
FROM GENERAL REVENUE FUND 8,962

TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES
FROM GENERAL REVENUE FUND 3,567,769

TOTAL POSITIONS 25.00
TOTAL ALL FUNDS 3,567,769

DATA CENTER ADMINISTRATION

APPROVED SALARY RATE 3,184,952

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2906	SALARIES AND BENEFITS	POSITIONS	52.00	
	FROM WORKING CAPITAL TRUST FUND . . .			4,472,240
2907	OTHER PERSONAL SERVICES			
	FROM WORKING CAPITAL TRUST FUND . . .			195,594
2908	EXPENSES			
	FROM WORKING CAPITAL TRUST FUND . . .			840,722
2909	OPERATING CAPITAL OUTLAY			
	FROM WORKING CAPITAL TRUST FUND . . .			27,000
2910	SPECIAL CATEGORIES			
	COMPUTER RELATED EXPENSES			
	FROM WORKING CAPITAL TRUST FUND . . .			25,287
2911	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM WORKING CAPITAL TRUST FUND . . .			527,981
2912	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM WORKING CAPITAL TRUST FUND . . .			7,705
2912A	SPECIAL CATEGORIES			
	ADMINISTRATIVE OVERHEAD			
	FROM WORKING CAPITAL TRUST FUND . . .			153,549
2913	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM WORKING CAPITAL TRUST FUND . . .			10,574
2914	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM WORKING CAPITAL TRUST FUND . . .			17,876
2914A	DATA PROCESSING SERVICES			
	STATE DATA CENTER - AGENCY FOR STATE			
	TECHNOLOGY (AST)			
	FROM WORKING CAPITAL TRUST FUND . . .			4,153
2914B	DATA PROCESSING SERVICES			
	CHILDREN AND FAMILIES DATA CENTER			
	FROM WORKING CAPITAL TRUST FUND . . .			30,000
TOTAL:	DATA CENTER ADMINISTRATION			
	FROM TRUST FUNDS			6,312,681
	TOTAL POSITIONS	52.00		
	TOTAL ALL FUNDS			6,312,681

STATE DATA CENTER

	APPROVED SALARY RATE	9,002,428		
2915	SALARIES AND BENEFITS	POSITIONS	164.00	
	FROM WORKING CAPITAL TRUST FUND . . .			12,184,345
2916	OTHER PERSONAL SERVICES			
	FROM WORKING CAPITAL TRUST FUND . . .			434,221
2917	EXPENSES			
	FROM WORKING CAPITAL TRUST FUND . . .			1,146,873
2918	OPERATING CAPITAL OUTLAY			
	FROM WORKING CAPITAL TRUST FUND . . .			605,334
2919	SPECIAL CATEGORIES			
	COMPUTER RELATED EXPENSES			
	FROM WORKING CAPITAL TRUST FUND . . .			11,786,780
2920	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM WORKING CAPITAL TRUST FUND . . .			17,286,767

From the funds provided in Specific Appropriation 2920, \$1,500,000

SECTION 6 - GENERAL GOVERNMENT

shall be held in reserve. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any request for release of funds shall include a plan for how the funds will be expended for increases in customer services.

2921	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM WORKING CAPITAL TRUST FUND . . .			88,740
2921A	SPECIAL CATEGORIES			
	ADMINISTRATIVE OVERHEAD			
	FROM WORKING CAPITAL TRUST FUND . . .			96,451
2922	SPECIAL CATEGORIES			
	DEFERRED-PAYMENT COMMODITY CONTRACTS			
	FROM WORKING CAPITAL TRUST FUND . . .			4,960,102
2923	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM WORKING CAPITAL TRUST FUND . . .			4,812,054
2924	SPECIAL CATEGORIES			
	DISASTER RECOVERY SERVICE			
	FROM WORKING CAPITAL TRUST FUND . . .			3,480,890
2925	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM WORKING CAPITAL TRUST FUND . . .			57,647
2926	DATA PROCESSING SERVICES			
	CHILDREN AND FAMILIES DATA CENTER			
	FROM WORKING CAPITAL TRUST FUND . . .			168,551
2927	DATA PROCESSING SERVICES			
	OTHER DATA PROCESSING SERVICES			
	FROM WORKING CAPITAL TRUST FUND . . .			6,828,759
TOTAL:	STATE DATA CENTER			
	FROM TRUST FUNDS			63,937,514
	TOTAL POSITIONS	164.00		
	TOTAL ALL FUNDS			63,937,514
TOTAL:	MANAGEMENT SERVICES, DEPARTMENT OF			
	FROM GENERAL REVENUE FUND		50,272,705	
	FROM TRUST FUNDS			638,512,877
	TOTAL POSITIONS	1,338.50		
	TOTAL ALL FUNDS			688,785,582
	TOTAL APPROVED SALARY RATE		68,672,956	

MILITARY AFFAIRS, DEPARTMENT OF

PROGRAM: READINESS AND RESPONSE

DRUG INTERDICTION AND PREVENTION

2928	EXPENSES			
	FROM FEDERAL GRANTS TRUST FUND . . .			75,000
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			355,000
2929	OPERATING CAPITAL OUTLAY			
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			225,000
2930	SPECIAL CATEGORIES			
	PROJECTS, CONTRACTS AND GRANTS			
	FROM FEDERAL GRANTS TRUST FUND . . .			6,600,000
2932	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM FEDERAL LAW ENFORCEMENT TRUST			
	FUND			35,000

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2933	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM FEDERAL LAW ENFORCEMENT TRUST FUND	10,000
TOTAL:	DRUG INTERDICTION AND PREVENTION FROM TRUST FUNDS	7,300,000
	TOTAL ALL FUNDS	7,300,000
MILITARY READINESS AND RESPONSE		
	APPROVED SALARY RATE 4,113,925	
2934	SALARIES AND BENEFITS POSITIONS 108.00 FROM GENERAL REVENUE FUND 4,654,453 FROM CAMP BLANDING MANAGEMENT TRUST FUND 1,196,097	
2935	OTHER PERSONAL SERVICES FROM CAMP BLANDING MANAGEMENT TRUST FUND	18,172
2936	EXPENSES FROM GENERAL REVENUE FUND 4,690,563 FROM CAMP BLANDING MANAGEMENT TRUST FUND 95,005	
2937	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	162,810
2938	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND 15,000 FROM CAMP BLANDING MANAGEMENT TRUST FUND 63,678	
2939	SPECIAL CATEGORIES NATIONAL GUARD TUITION ASSISTANCE FROM GENERAL REVENUE FUND	3,701,900
2940	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND 418,500 FROM CAMP BLANDING MANAGEMENT TRUST FUND 25,000	
2941	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM GENERAL REVENUE FUND 171,000 FROM CAMP BLANDING MANAGEMENT TRUST FUND 205,000	
2942	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM CAMP BLANDING MANAGEMENT TRUST FUND 589,361	
2943	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND 30,744 FROM CAMP BLANDING MANAGEMENT TRUST FUND 8,377	
2944	FIXED CAPITAL OUTLAY MAINTENANCE, REPAIRS AND CONSTRUCTION - STATEWIDE FROM GENERAL REVENUE FUND	1,700,000
2945	FIXED CAPITAL OUTLAY DESIGN/BUILD - FLAGLER ARMORY FROM GENERAL REVENUE FUND	2,857,000

Funds in Specific Appropriation 2945 from nonrecurring funds from the General Revenue Fund are provided for the design and construction of a

SECTION 6 - GENERAL GOVERNMENT

	new armory in Flagler County.	
2946	FIXED CAPITAL OUTLAY FLORIDA READINESS CENTERS REVITALIZATION PLAN - STATEWIDE FROM GENERAL REVENUE FUND	2,600,000
	Funds in Specific Appropriation 2946 are provided for the restoration and revitalization of the Wauchula Armory.	
TOTAL:	MILITARY READINESS AND RESPONSE FROM GENERAL REVENUE FUND 21,001,970 FROM TRUST FUNDS 2,200,690	
	TOTAL POSITIONS 108.00 TOTAL ALL FUNDS 23,202,660	
EXECUTIVE DIRECTION AND SUPPORT SERVICES		
	APPROVED SALARY RATE 1,882,498	
2947	SALARIES AND BENEFITS POSITIONS 26.00 FROM GENERAL REVENUE FUND	2,635,436
2948	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	54,533
2949	EXPENSES FROM GENERAL REVENUE FUND	698,015
2950	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	108,126
2951	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND	25,000
2952	SPECIAL CATEGORIES INFORMATION TECHNOLOGY FROM GENERAL REVENUE FUND	48,437
2953	SPECIAL CATEGORIES LEGAL SERVICES CONTRACT FROM GENERAL REVENUE FUND	5,000
2954	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND	30,200
2955	SPECIAL CATEGORIES MAINTENANCE AND OPERATIONS CONTRACTS FROM GENERAL REVENUE FUND	22,000
2956	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND	10,000
2957	SPECIAL CATEGORIES WORKER'S COMPENSATION FOR STATE ACTIVE DUTY - FLORIDA NATIONAL GUARD FROM GENERAL REVENUE FUND	148,338
2958	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND 8,904 FROM CAMP BLANDING MANAGEMENT TRUST FUND 127	
2959	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND	940

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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	3,794,929		
FROM TRUST FUNDS		127	
TOTAL POSITIONS	26.00		
TOTAL ALL FUNDS			3,795,056
FEDERAL/STATE COOPERATIVE AGREEMENTS			
APPROVED SALARY RATE	10,750,544		
2960 SALARIES AND BENEFITS POSITIONS	325.00		
FROM GENERAL REVENUE FUND	449,258		
FROM FEDERAL GRANTS TRUST FUND		14,731,060	
2961 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND		87,000	
2962 EXPENSES			
FROM GENERAL REVENUE FUND	221,540		
FROM FEDERAL GRANTS TRUST FUND		12,298,596	
2963 OPERATING CAPITAL OUTLAY			
FROM FEDERAL GRANTS TRUST FUND		773,410	
2964 FOOD PRODUCTS			
FROM FEDERAL GRANTS TRUST FUND		450,000	
2965 SPECIAL CATEGORIES			
ACQUISITION OF MOTOR VEHICLES			
FROM FEDERAL GRANTS TRUST FUND		235,000	
2966 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	2,443,150		
FROM FEDERAL GRANTS TRUST FUND		5,028,115	
From the nonrecurring general revenue funds in Specific Appropriation			
2966, \$750,000 is provided for the Forward March Program and			
\$1,250,000 is provided for the About Face Program.			
2967 SPECIAL CATEGORIES			
MAINTENANCE AND OPERATIONS CONTRACTS			
FROM FEDERAL GRANTS TRUST FUND		920,000	
2968 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM FEDERAL GRANTS TRUST FUND		30,000	
2969 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM FEDERAL GRANTS TRUST FUND		110,178	
2970 FIXED CAPITAL OUTLAY			
FEDERAL GRANTS TRUST FUND - MINOR			
CONSTRUCTION			
FROM FEDERAL GRANTS TRUST FUND		3,500,000	
TOTAL: FEDERAL/STATE COOPERATIVE AGREEMENTS			
FROM GENERAL REVENUE FUND	3,113,948		
FROM TRUST FUNDS		38,163,359	
TOTAL POSITIONS	325.00		
TOTAL ALL FUNDS		41,277,307	
TOTAL: MILITARY AFFAIRS, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	27,910,847		
FROM TRUST FUNDS		47,664,176	
TOTAL POSITIONS	459.00		
TOTAL ALL FUNDS		75,575,023	
TOTAL APPROVED SALARY RATE	16,746,967		

SECTION 6 - GENERAL GOVERNMENT

PUBLIC SERVICE COMMISSION			
PROGRAM: COMMISSIONERS AND ADMINISTRATIVE SERVICES			
PUBLIC SERVICE COMMISSIONERS			
APPROVED SALARY RATE	1,492,802		
2971 SALARIES AND BENEFITS POSITIONS	18.00		
FROM REGULATORY TRUST FUND		2,109,169	
2972 EXPENSES			
FROM REGULATORY TRUST FUND		342,066	
2973 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND		6,859	
2974 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM REGULATORY TRUST FUND		3,814	
2975 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM REGULATORY TRUST FUND		5,619	
TOTAL: PUBLIC SERVICE COMMISSIONERS			
FROM TRUST FUNDS		2,467,527	
TOTAL POSITIONS	18.00		
TOTAL ALL FUNDS		2,467,527	
EXECUTIVE DIRECTION AND SUPPORT SERVICES			
APPROVED SALARY RATE	3,128,541		
2976 SALARIES AND BENEFITS POSITIONS	58.00		
FROM REGULATORY TRUST FUND		4,197,861	
2977 OTHER PERSONAL SERVICES			
FROM REGULATORY TRUST FUND		97,258	
2978 EXPENSES			
FROM REGULATORY TRUST FUND		1,077,708	
2979 OPERATING CAPITAL OUTLAY			
FROM REGULATORY TRUST FUND		266,200	
2980 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM REGULATORY TRUST FUND		263,067	
2981 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM REGULATORY TRUST FUND		12,922	
2982 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM REGULATORY TRUST FUND		24,598	
2983 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE			
TECHNOLOGY (AST)			
FROM REGULATORY TRUST FUND		6,775	
2984 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM REGULATORY TRUST FUND		45,699	

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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES
 FROM TRUST FUNDS 5,992,088
 TOTAL POSITIONS 58.00
 TOTAL ALL FUNDS 5,992,088

LEGAL SERVICES

APPROVED SALARY RATE 1,777,328
 2985 SALARIES AND BENEFITS POSITIONS 29.00
 FROM GENERAL REVENUE FUND 71,983
 FROM REGULATORY TRUST FUND 2,255,300
 2986 OTHER PERSONAL SERVICES
 FROM REGULATORY TRUST FUND 17,000
 2987 EXPENSES
 FROM GENERAL REVENUE FUND 5,984
 FROM REGULATORY TRUST FUND 349,325
 2988 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM REGULATORY TRUST FUND 37,955
 2989 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM REGULATORY TRUST FUND 6,356
 2990 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM GENERAL REVENUE FUND 344
 FROM REGULATORY TRUST FUND 10,273
 TOTAL: LEGAL SERVICES
 FROM GENERAL REVENUE FUND 78,311
 FROM TRUST FUNDS 2,676,209
 TOTAL POSITIONS 29.00
 TOTAL ALL FUNDS 2,754,520

PROGRAM: UTILITY REGULATION AND CONSUMER ASSISTANCE

UTILITY REGULATION

APPROVED SALARY RATE 7,437,042
 2991 SALARIES AND BENEFITS POSITIONS 146.00
 FROM GENERAL REVENUE FUND 113,935
 FROM REGULATORY TRUST FUND 9,710,217
 2992 OTHER PERSONAL SERVICES
 FROM REGULATORY TRUST FUND 86,330
 2993 EXPENSES
 FROM GENERAL REVENUE FUND 20,260
 FROM REGULATORY TRUST FUND 1,301,883
 2994 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM REGULATORY TRUST FUND 181,968
 2995 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM REGULATORY TRUST FUND 32,406
 2996 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM GENERAL REVENUE FUND 688
 FROM REGULATORY TRUST FUND 47,071

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TOTAL: UTILITY REGULATION
 FROM GENERAL REVENUE FUND 134,883
 FROM TRUST FUNDS 11,359,875
 TOTAL POSITIONS 146.00
 TOTAL ALL FUNDS 11,494,758

AUDITING AND PERFORMANCE ANALYSIS

APPROVED SALARY RATE 1,501,193
 2997 SALARIES AND BENEFITS POSITIONS 29.00
 FROM REGULATORY TRUST FUND 1,998,981
 2998 EXPENSES
 FROM REGULATORY TRUST FUND 375,951
 2999 SPECIAL CATEGORIES
 CONTRACTED SERVICES
 FROM REGULATORY TRUST FUND 12,955
 3000 SPECIAL CATEGORIES
 RISK MANAGEMENT INSURANCE
 FROM REGULATORY TRUST FUND 6,567
 3001 SPECIAL CATEGORIES
 TRANSFER TO DEPARTMENT OF MANAGEMENT
 SERVICES - HUMAN RESOURCES SERVICES
 PURCHASED PER STATEWIDE CONTRACT
 FROM REGULATORY TRUST FUND 10,265
 TOTAL: AUDITING AND PERFORMANCE ANALYSIS
 FROM TRUST FUNDS 2,404,719
 TOTAL POSITIONS 29.00
 TOTAL ALL FUNDS 2,404,719
 TOTAL: PUBLIC SERVICE COMMISSION
 FROM GENERAL REVENUE FUND 213,194
 FROM TRUST FUNDS 24,900,418
 TOTAL POSITIONS 280.00
 TOTAL ALL FUNDS 25,113,612
 TOTAL APPROVED SALARY RATE 15,336,906

REVENUE, DEPARTMENT OF

PROGRAM: ADMINISTRATIVE SERVICES PROGRAM

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 13,715,960
 3002 SALARIES AND BENEFITS POSITIONS 263.00
 FROM GENERAL REVENUE FUND 10,253,048
 FROM FEDERAL GRANTS TRUST FUND 5,936,567
 FROM OPERATING TRUST FUND 2,341,929
 3003 OTHER PERSONAL SERVICES
 FROM OPERATING TRUST FUND 73,740
 3004 EXPENSES
 FROM GENERAL REVENUE FUND 305,008
 FROM FEDERAL GRANTS TRUST FUND 461,726
 FROM OPERATING TRUST FUND 1,324,170
 3005 OPERATING CAPITAL OUTLAY
 FROM GENERAL REVENUE FUND 6,929
 FROM OPERATING TRUST FUND 17,985
 3006 SPECIAL CATEGORIES
 TRANSFER TO DIVISION OF ADMINISTRATIVE
 HEARINGS
 FROM GENERAL REVENUE FUND 861,573
 FROM FEDERAL GRANTS TRUST FUND 1,672,464
 FROM OPERATING TRUST FUND 7,625

SECTION 6 - GENERAL GOVERNMENT

3007	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	318,346		
	FROM FEDERAL GRANTS TRUST FUND		281,028	
	FROM OPERATING TRUST FUND		1,153,170	
3008	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	30,096		
	FROM FEDERAL GRANTS TRUST FUND		6,451	
	FROM OPERATING TRUST FUND		59,632	
3009	SPECIAL CATEGORIES TENANT BROKER COMMISSIONS			
	FROM OPERATING TRUST FUND		350,000	
3010	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	16,864		
3011	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	1,395,366		
	FROM FEDERAL GRANTS TRUST FUND		153,052	
	FROM OPERATING TRUST FUND		226,494	
TOTAL:	EXECUTIVE DIRECTION AND SUPPORT SERVICES			
	FROM GENERAL REVENUE FUND	13,187,230		
	FROM TRUST FUNDS		14,066,033	
	TOTAL POSITIONS	263.00		
	TOTAL ALL FUNDS		27,253,263	
PROPERTY TAX OVERSIGHT				
	APPROVED SALARY RATE	7,786,251		
3012	SALARIES AND BENEFITS POSITIONS	169.00		
	FROM GENERAL REVENUE FUND	10,630,644		
	FROM CERTIFICATION PROGRAM TRUST FUND		208,185	
3013	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	21,170		
3014	EXPENSES			
	FROM GENERAL REVENUE FUND	885,509		
3015	AID TO LOCAL GOVERNMENTS AERIAL PHOTOGRAPHY AND MAPPING			
	FROM GENERAL REVENUE FUND	1,119,220		
	FROM CERTIFICATION PROGRAM TRUST FUND		876,266	
From the funds in Specific Appropriation 3015, \$1,119,220 in nonrecurring general revenue funds is provided to the Department of Revenue to fund aerial photography and mapping for counties with a population of 50,000 or less.				
3016	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	16,012		
3017	SPECIAL CATEGORIES PROPERTY APPRAISER AND TAX COLLECTOR CERTIFICATION PROGRAM			
	FROM CERTIFICATION PROGRAM TRUST FUND		485,000	
3018	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	258,311		
3019	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	143,418		

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3020	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		22,000	
3021	SPECIAL CATEGORIES FISCALLY CONSTRAINED COUNTIES - CONSERVATION LANDS			
	FROM GENERAL REVENUE FUND		438,172	
3022	SPECIAL CATEGORIES FISCALLY CONSTRAINED COUNTIES			
	FROM GENERAL REVENUE FUND		25,921,409	
TOTAL:	PROPERTY TAX OVERSIGHT			
	FROM GENERAL REVENUE FUND		39,455,865	
	FROM TRUST FUNDS		1,569,451	
	TOTAL POSITIONS	169.00		
	TOTAL ALL FUNDS		41,025,316	
CHILD SUPPORT ENFORCEMENT				
	APPROVED SALARY RATE	75,143,808		
3023	SALARIES AND BENEFITS POSITIONS	2,287.00		
	FROM GENERAL REVENUE FUND		34,989,475	
	FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND		1,479,829	
	FROM FEDERAL GRANTS TRUST FUND		70,793,355	
3024	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	280,411		
	FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND		175,833	
	FROM FEDERAL GRANTS TRUST FUND		973,486	
3025	EXPENSES			
	FROM GENERAL REVENUE FUND	8,100,923		
	FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND		13,336	
	FROM FEDERAL GRANTS TRUST FUND		16,283,199	
3026	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	189,648		
	FROM FEDERAL GRANTS TRUST FUND		519,012	
3027	SPECIAL CATEGORIES TRANSFER GENERAL REVENUE TO CHILD SUPPORT ENFORCEMENT			
	FROM GENERAL REVENUE FUND		2,241,987	
3028	SPECIAL CATEGORIES CHILD SUPPORT ENFORCEMENT ANNUAL FEE			
	FROM GENERAL REVENUE FUND		2,080,000	
3029	SPECIAL CATEGORIES PURCHASE OF SERVICES - CHILD SUPPORT ENFORCEMENT			
	FROM GENERAL REVENUE FUND	17,382,285		
	FROM CHILD SUPPORT INCENTIVE TRUST FUND		32,782,300	
	FROM CHILD SUPPORT ENFORCEMENT APPLICATION AND PROGRAM REVENUE TRUST FUND		1,107,103	
	FROM CLERK OF THE COURT CHILD SUPPORT ENFORCEMENT COLLECTION SYSTEM TRUST FUND		1,004,243	
	FROM FEDERAL GRANTS TRUST FUND		66,041,179	
3030	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	344,870		
	FROM FEDERAL GRANTS TRUST FUND		669,451	

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3031	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	98,994	192,164
3032	FINANCIAL ASSISTANCE PAYMENTS CHILD SUPPORT INCENTIVE PAYMENTS - POLITICAL SUBDIVISIONS FROM CHILD SUPPORT INCENTIVE TRUST FUND		750,000
3033	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	61,888	120,150
3034	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	318,297	617,869
TOTAL:	CHILD SUPPORT ENFORCEMENT FROM GENERAL REVENUE FUND FROM TRUST FUNDS	66,088,778	193,522,509
	TOTAL POSITIONS TOTAL ALL FUNDS	2,287.00	259,611,287
GENERAL TAX ADMINISTRATION			
	APPROVED SALARY RATE	93,016,152	
3035	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,244.00 79,898,386	19,634,638 29,969,175
3036	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	6,292	72,100
3037	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,743,383	4,440,366 13,768,593
3038	AID TO LOCAL GOVERNMENTS GRANTS AND AID TO LOCAL GOVERNMENT/ DISTRIBUTION TO CLERKS OF COURT FROM THE CLERKS OF THE COURT TRUST FUND		39,902,734
3039	AID TO LOCAL GOVERNMENTS EMERGENCY DISTRIBUTIONS FROM LOCAL GOVERNMENT HALF-CENT SALES TAX CLEARING TRUST FUND		20,207,042
3040	AID TO LOCAL GOVERNMENTS INMATE SUPPLEMENTAL DISTRIBUTION FROM LOCAL GOVERNMENT HALF-CENT SALES TAX CLEARING TRUST FUND		592,958
3041	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	64,556	27,701 803,856
3042	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,993,292	1,357,735 2,912,229
3043	SPECIAL CATEGORIES PURCHASE OF SERVICES - COLLECTION AGENCIES FROM OPERATING TRUST FUND		2,500,000

SECTION 6 - GENERAL GOVERNMENT

3044	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	1,022,041	979,721
3045	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	86,942,699	137,296,099
	TOTAL POSITIONS TOTAL ALL FUNDS	2,244.00	224,238,798
PROGRAM: INFORMATION SERVICES PROGRAM			
INFORMATION TECHNOLOGY			
	APPROVED SALARY RATE	7,646,158	
3046	SALARIES AND BENEFITS POSITIONS FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	170.00 4,424,858	2,135,764 3,970,662
3047	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	172,260	120,772 29,252
3048	EXPENSES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	1,000	218,073 2,049,004
3049	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	2,233	227,029 274,310
3050	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	681,257	1,977,349 1,332,100
3051	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	4,404	28,826 29,194
3052	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND		7,100 240,000
3053	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM OPERATING TRUST FUND	374,873	36,494 1,703,422
3054	DATA PROCESSING SERVICES NORTHWEST REGIONAL DATA CENTER (NWRDC) FROM GENERAL REVENUE FUND FROM OPERATING TRUST FUND	363,452	1,453,811

SECTION 6 - GENERAL GOVERNMENT

TOTAL: INFORMATION TECHNOLOGY			
FROM GENERAL REVENUE FUND	6,024,337		
FROM TRUST FUNDS		15,833,162	
TOTAL POSITIONS	170.00		
TOTAL ALL FUNDS			21,857,499
TOTAL: REVENUE, DEPARTMENT OF			
FROM GENERAL REVENUE FUND	211,698,909		
FROM TRUST FUNDS		362,287,254	
TOTAL POSITIONS	5,133.00		
TOTAL ALL FUNDS			573,986,163
TOTAL APPROVED SALARY RATE	197,308,329		

STATE, DEPARTMENT OF

Funds provided in Specific Appropriations 3055 through 3123A from the Land Acquisition Trust Fund in the Department of State are contingent upon Senate Bills 576, 578, 580, 582, and 584, or similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.

PROGRAM: OFFICE OF THE SECRETARY AND ADMINISTRATIVE SERVICES

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE	5,006,287		
3055 SALARIES AND BENEFITS POSITIONS	90.00		
FROM GENERAL REVENUE FUND	5,372,113		
FROM FEDERAL GRANTS TRUST FUND		1,205,981	
FROM RECORDS MANAGEMENT TRUST FUND		86,061	
3056 OTHER PERSONAL SERVICES			
FROM FEDERAL GRANTS TRUST FUND		12,661	
FROM LAND ACQUISITION TRUST FUND		67,733	
3057 EXPENSES			
FROM GENERAL REVENUE FUND	688,910		
FROM FEDERAL GRANTS TRUST FUND		6,555	
3058 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	1,250		
3059 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	28,574		
3060 SPECIAL CATEGORIES			
LITIGATION EXPENSES			
FROM GENERAL REVENUE FUND	250,000		
3061 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	28,432		
3062 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	28,529		
3063 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT			
SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	26,896		
FROM FEDERAL GRANTS TRUST FUND		3,764	
3064 DATA PROCESSING SERVICES			
STATE DATA CENTER - AGENCY FOR STATE			
TECHNOLOGY (AST)			
FROM GENERAL REVENUE FUND	1,018,952		

SECTION 6 - GENERAL GOVERNMENT

3065 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM GENERAL REVENUE FUND	15,000		
TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	7,458,656		
FROM TRUST FUNDS		1,382,755	
TOTAL POSITIONS	90.00		
TOTAL ALL FUNDS			8,841,411

PROGRAM: ELECTIONS

ELECTIONS

APPROVED SALARY RATE	2,155,709		
3066 SALARIES AND BENEFITS POSITIONS	56.00		
FROM GENERAL REVENUE FUND	1,167,456		
FROM FEDERAL GRANTS TRUST FUND		1,928,608	
3067 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	87,150		
FROM FEDERAL GRANTS TRUST FUND		318,195	
3068 EXPENSES			
FROM GENERAL REVENUE FUND	725,950		
FROM FEDERAL GRANTS TRUST FUND		604,437	
3069 AID TO LOCAL GOVERNMENTS			
SPECIAL ELECTIONS			
FROM GENERAL REVENUE FUND	1,056,345		
3070 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	10,086		
FROM FEDERAL GRANTS TRUST FUND		3,125	
3071 SPECIAL CATEGORIES			
VOTING SYSTEMS ASSISTANCE			
FROM FEDERAL GRANTS TRUST FUND		525,000	
3072 SPECIAL CATEGORIES			
STATEWIDE VOTER REGISTRATION SYSTEM - HELP			
AMERICA VOTE ACT (HAVA)			
FROM FEDERAL GRANTS TRUST FUND		2,787,751	
3073 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	283,502		
FROM FEDERAL GRANTS TRUST FUND		300,058	
3074 SPECIAL CATEGORIES			
ASSISTANCE FOR INDIVIDUALS WITH			
DISABILITIES			
FROM FEDERAL GRANTS TRUST FUND		800,000	
3075 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	90,544		
3076 SPECIAL CATEGORIES			
ELECTION FRAUD PREVENTION			
FROM GENERAL REVENUE FUND	445,379		
3077 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	29,669		
3078 SPECIAL CATEGORIES			
GRANTS AND AIDS - FEDERAL ELECTION			
ACTIVITIES (HELP AMERICA VOTE ACT)			
FROM FEDERAL GRANTS TRUST FUND		2,000,000	

Funds in Specific Appropriation 3078 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

SECTION 6 - GENERAL GOVERNMENT

activities as approved by the Department of State.

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.

Before a county supervisor of elections receives funds for any software or hardware technology, including, but not limited to, any emerging technology that enhances or facilitates the delivery of absentee ballots, the casting and counting of valid votes, voting system audits or recount processes, or the certification of accurate and complete official election results, the software or technology must first be certified or approved, whichever is applicable, by the Department of State. Additionally, before the supervisor can receive funds for emerging or enhancing technology, the county supervisor of elections and the chairperson of the county governing body must certify that the county has purchased and made available sufficient equipment for casting and counting ballots to meet the needs of the county electors, including reducing the wait time at the polls during the early voting period and on election day for the next regularly scheduled general election.

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.

3079	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND	8,162		5,639
	FROM FEDERAL GRANTS TRUST FUND			
3080	DATA PROCESSING SERVICES STATE DATA CENTER - AGENCY FOR STATE TECHNOLOGY (AST) FROM GENERAL REVENUE FUND	62,361		37,606
	FROM FEDERAL GRANTS TRUST FUND			
TOTAL: ELECTIONS				
	FROM GENERAL REVENUE FUND	3,966,604		9,310,419
	FROM TRUST FUNDS			
	TOTAL POSITIONS	56.00		13,277,023
	TOTAL ALL FUNDS			
PROGRAM: HISTORICAL RESOURCES				
HISTORICAL RESOURCES PRESERVATION AND EXHIBITION				
	APPROVED SALARY RATE	2,010,007		
3081	SALARIES AND BENEFITS POSITIONS	53.00		
	FROM FEDERAL GRANTS TRUST FUND		343,608	
	FROM LAND ACQUISITION TRUST FUND		2,592,044	
3082	OTHER PERSONAL SERVICES FROM FEDERAL GRANTS TRUST FUND		388,090	
	FROM LAND ACQUISITION TRUST FUND		1,407,423	
3083	EXPENSES FROM FEDERAL GRANTS TRUST FUND		471,690	
	FROM LAND ACQUISITION TRUST FUND		1,137,549	
3084	OPERATING CAPITAL OUTLAY FROM FEDERAL GRANTS TRUST FUND		15,625	
	FROM LAND ACQUISITION TRUST FUND		10,000	
3085	LUMP SUM HISTORIC PROPERTIES MAINTENANCE FROM LAND ACQUISITION TRUST FUND			500,000

SECTION 6 - GENERAL GOVERNMENT

3086	SPECIAL CATEGORIES ACQUISITION OF MOTOR VEHICLES FROM GENERAL REVENUE FUND		56,132	
3087	SPECIAL CATEGORIES CONTRACTED SERVICES FROM FEDERAL GRANTS TRUST FUND		39,245	
	FROM LAND ACQUISITION TRUST FUND		586,561	
3088	SPECIAL CATEGORIES GRANTS AND AIDS - HISTORIC PRESERVATION GRANTS FROM FEDERAL GRANTS TRUST FUND		118,250	
	FROM LAND ACQUISITION TRUST FUND		1,500,000	
	From the funds in Specific Appropriation 3088, \$118,250 of recurring funds from the Federal Grants Trust Fund and \$1,500,000 of recurring funds from the Land Acquisition Trust Fund are provided for the 2015-2016 Small Matching Grants ranked list, as provided on the Department of State website.			
3089	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM LAND ACQUISITION TRUST FUND		34,550	
3090	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM FEDERAL GRANTS TRUST FUND		3,931	
	FROM LAND ACQUISITION TRUST FUND		20,641	
3091	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM FEDERAL GRANTS TRUST FUND		1,941	
	FROM LAND ACQUISITION TRUST FUND		19,054	
3092	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES FROM LAND ACQUISITION TRUST FUND			34,746
3092A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - SPECIAL CATEGORIES - ACQUISITION, RESTORATION OF HISTORIC PROPERTIES FROM GENERAL REVENUE FUND		3,210,547	
	From the funds in Specific Appropriation 3092A, \$2,106,547 of nonrecurring general revenue funds is provided for the 2015-2016 Special Category Grants ranked list, as provided on the Department of State website.			
	The remaining nonrecurring general revenue funds in Specific Appropriation 3092A in the sum of \$1,104,000 shall be allocated as follows:			
	Holocaust Memorial - Miami Beach		300,000	
	American Legion Post Building Restoration - Key West		154,000	
	Ma Barker House - Marion		400,000	
	Restoration of St. Marks Lighthouse - Wakulla		250,000	
TOTAL: HISTORICAL RESOURCES PRESERVATION AND EXHIBITION			3,266,679	
	FROM GENERAL REVENUE FUND			9,224,948
	FROM TRUST FUNDS			
	TOTAL POSITIONS	53.00		12,491,627
	TOTAL ALL FUNDS			
PROGRAM: CORPORATIONS				
COMMERCIAL RECORDINGS AND REGISTRATIONS				
	APPROVED SALARY RATE	3,658,029		

SECTION 6 - GENERAL GOVERNMENT

3093	SALARIES AND BENEFITS	POSITIONS	103.00	
	FROM GENERAL REVENUE FUND		5,094,595	
3094	EXPENSES			
	FROM GENERAL REVENUE FUND		1,703,802	
3095	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		6,715	
3096	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		143,954	
3097	SPECIAL CATEGORIES			
	RICO ACT - ALIEN CORPORATIONS			
	FROM GENERAL REVENUE FUND		261,369	
3098	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		87,012	
3099	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		5,880	
3100	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		38,844	
3101	DATA PROCESSING SERVICES			
	STATE DATA CENTER - AGENCY FOR STATE			
	TECHNOLOGY (AST)			
	FROM GENERAL REVENUE FUND		29,011	
TOTAL:	COMMERCIAL RECORDINGS AND REGISTRATIONS			
	FROM GENERAL REVENUE FUND		7,371,182	
	TOTAL POSITIONS		103.00	
	TOTAL ALL FUNDS			7,371,182
PROGRAM: LIBRARY AND INFORMATION SERVICES				
LIBRARY, ARCHIVES AND INFORMATION SERVICES				
	APPROVED SALARY RATE		2,878,597	
3102	SALARIES AND BENEFITS	POSITIONS	70.00	
	FROM GENERAL REVENUE FUND		1,332,954	
	FROM FEDERAL GRANTS TRUST FUND			1,460,768
	FROM RECORDS MANAGEMENT TRUST FUND			1,113,020
3103	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		73,251	
	FROM FEDERAL GRANTS TRUST FUND			234,688
	FROM RECORDS MANAGEMENT TRUST FUND			71,759
3104	EXPENSES			
	FROM GENERAL REVENUE FUND		1,601,831	
	FROM FEDERAL GRANTS TRUST FUND			426,392
	FROM RECORDS MANAGEMENT TRUST FUND			485,249
3105	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - LIBRARY COOPERATIVES			
	FROM GENERAL REVENUE FUND		2,000,000	
3106	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - LIBRARY GRANTS			
	FROM GENERAL REVENUE FUND		22,298,834	
	FROM FEDERAL GRANTS TRUST FUND			2,150,606
3107	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND		24,960	
	FROM FEDERAL GRANTS TRUST FUND			40,498
	FROM RECORDS MANAGEMENT TRUST FUND			9,740

SECTION 6 - GENERAL GOVERNMENT

3108	SPECIAL CATEGORIES			
	CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND		226,633	
	FROM FEDERAL GRANTS TRUST FUND			501,966
	FROM RECORDS MANAGEMENT TRUST FUND			187,059
3109	SPECIAL CATEGORIES			
	LIBRARY RESOURCES			
	FROM GENERAL REVENUE FUND		484,388	
	FROM FEDERAL GRANTS TRUST FUND			3,304,848
3110	SPECIAL CATEGORIES			
	RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND		20,398	
3111	SPECIAL CATEGORIES			
	LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND		18,101	
	FROM FEDERAL GRANTS TRUST FUND			7,308
	FROM RECORDS MANAGEMENT TRUST FUND			3,724
3112	SPECIAL CATEGORIES			
	TRANSFER TO DEPARTMENT OF MANAGEMENT			
	SERVICES - HUMAN RESOURCES SERVICES			
	PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND		16,819	
	FROM FEDERAL GRANTS TRUST FUND			8,357
	FROM RECORDS MANAGEMENT TRUST FUND			7,792
3112A	FIXED CAPITAL OUTLAY			
	LIBRARY CONSTRUCTION GRANTS			
	FROM GENERAL REVENUE FUND		3,000,000	
From the funds in Specific Appropriation 3112A, \$2,000,000 of nonrecurring general revenue funds is provided for the 2015-2016 Library Construction Grants list in its entirety, as provided on the Department of State website.				
The remaining nonrecurring general revenue funds in Specific Appropriation 3112A shall be allocated for the expansion of the East Lake Community Library in Palm Harbor.				
TOTAL:	LIBRARY, ARCHIVES AND INFORMATION SERVICES			
	FROM GENERAL REVENUE FUND		31,098,169	
	FROM TRUST FUNDS			10,013,774
	TOTAL POSITIONS		70.00	
	TOTAL ALL FUNDS			41,111,943
PROGRAM: CULTURAL AFFAIRS				
CULTURAL AFFAIRS				
	APPROVED SALARY RATE		1,251,557	
3113	SALARIES AND BENEFITS	POSITIONS	35.00	
	FROM GENERAL REVENUE FUND		569,979	
	FROM FEDERAL GRANTS TRUST FUND			524,353
	FROM GRANTS AND DONATIONS TRUST FUND			48,594
	FROM LAND ACQUISITION TRUST FUND			716,837
3114	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND		14,163	
	FROM LAND ACQUISITION TRUST FUND			90,272
3115	EXPENSES			
	FROM GENERAL REVENUE FUND		153,370	
	FROM FEDERAL GRANTS TRUST FUND			24,568
	FROM LAND ACQUISITION TRUST FUND			676,418
3116	AID TO LOCAL GOVERNMENTS			
	GRANTS AND AIDS - ARTS GRANTS			
	FROM FEDERAL GRANTS TRUST FUND			232,231

SECTION 6 - GENERAL GOVERNMENT

3116A	AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - CULTURAL GRANTS FROM GENERAL REVENUE FUND	225,000	
	From the funds in Specific Appropriation 3116A, \$200,000 of nonrecurring general revenue funds is provided for the Actor's Playhouse Performing Arts Program in the City of Coral Gables.		
3117	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	1,100	
3118	SPECIAL CATEGORIES GRANTS AND AIDS - CULTURAL AND MUSEUM GRANTS FROM GENERAL REVENUE FUND	5,000,000	
	From the funds in Specific Appropriation 3118, \$5,000,000 of recurring general revenue funds is provided for the 2015-2016 General Program Support Grants ranked list in its entirety, as provided on the Department of State website.		
3118A	SPECIAL CATEGORIES GRANTS AND AIDS - FINE ARTS ENDOWMENT FROM GENERAL REVENUE FUND	960,000	
3118B	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA AFRICAN-AMERICAN HERITAGE PRESERVATION NETWORK FROM GENERAL REVENUE FUND	350,000	
	Funds in Specific Appropriation 3118B from nonrecurring general revenue shall be provided to the Florida African American Heritage Preservation Network (FAAHPN) to be used as follows: (a) 70 percent for grants to its affiliate organizations for technology and equipment acquisitions, content and exhibit development, preservation of documents and artifacts, or other eligible expenses as determined by the FAAHPN; (b) 15 percent for FAAHPN activities that serve affiliates, including, but not limited to, informational and technical assistance, professional development, marketing and promotions, regional or statewide conferences, or other activities that benefit the organization or its affiliates; and (c) 15 percent for FAAHPN administrative costs. The FAAHPN shall submit an annual report of expenditures, including grant funds disbursed, to the Department of State in a format approved by the department. No affiliate organization may be awarded more than 5 percent of the total amount of grants awarded pursuant to this appropriation.		
3119	SPECIAL CATEGORIES CONTRACTED SERVICES FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND FROM LAND ACQUISITION TRUST FUND	90,709	18,000 55,000
3119A	SPECIAL CATEGORIES GRANTS AND AIDS - FLORIDA ENDOWMENT FOR THE HUMANITIES FROM GENERAL REVENUE FUND	500,000	
3120	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE FROM GENERAL REVENUE FUND	15,527	
3120A	SPECIAL CATEGORIES FLORIDA HOLOCAUST MUSEUM - ST. PETERSBURG FROM GENERAL REVENUE FUND	750,000	
3121	SPECIAL CATEGORIES HOLOCAUST DOCUMENTATION AND EDUCATION CENTER FROM GENERAL REVENUE FUND	257,000	
3122	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT FROM GENERAL REVENUE FUND FROM LAND ACQUISITION TRUST FUND	2,094	5,796

SECTION 6 - GENERAL GOVERNMENT

3123	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT FROM GENERAL REVENUE FUND FROM FEDERAL GRANTS TRUST FUND	11,251	1,701
3123A	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - SPECIAL CATEGORIES - CULTURAL FACILITIES PROGRAM FROM GENERAL REVENUE FUND	18,771,214	
	From the funds in Specific Appropriation 3123A, \$13,341,874 of nonrecurring general revenue funds are provided for the 2015-2016 Cultural Facilities ranked grant list, as provided on the Department of State website.		
	The remaining nonrecurring general revenue funds in Specific Appropriation 3123A in the sum of \$5,429,340 shall be allocated as follows:		
	Tampa Theatre Capital Improvement Plan.....	1,000,000	
	Clearwater Historical Society Museum.....	204,340	
	Camp Gordon Johnston WWII Museum.....	100,000	
	Norton Museum.....	1,000,000	
	Mahaffey Theater Acoustical Renovation.....	1,500,000	
	Tampa Bay History Center.....	500,000	
	Vizcaya Museum and Gardens Inc.....	250,000	
	Commodore Ralph Middleton Munroe Marine Stadium.....	500,000	
	Deering Estate at Cutler.....	200,000	
	New Smyrna Beach Museum of East Coast Surfing.....	175,000	
TOTAL:	CULTURAL AFFAIRS FROM GENERAL REVENUE FUND FROM TRUST FUNDS	27,671,407	2,393,770
	TOTAL POSITIONS	35.00	30,065,177
TOTAL:	STATE, DEPARTMENT OF FROM GENERAL REVENUE FUND FROM TRUST FUNDS	80,832,697	32,325,666
	TOTAL POSITIONS	407.00	113,158,363
	TOTAL ALL FUNDS	16,960,186	
TOTAL OF SECTION 6	FROM GENERAL REVENUE FUND FROM TRUST FUNDS	683,589,680	3,777,586,318
	TOTAL POSITIONS	18,764.75	
	TOTAL ALL FUNDS		4,461,175,998

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	6,266,347		
3124	SALARIES AND BENEFITS POSITIONS	99.00		
	FROM GENERAL REVENUE FUND	3,488,180		
	FROM STATE COURTS REVENUE TRUST FUND		4,790,801	
3125	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	255,585		
	FROM STATE COURTS REVENUE TRUST FUND		60,090	
3126	EXPENSES			
	FROM GENERAL REVENUE FUND	885,443		
3127	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	19,371		
3128	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	403,778		
3129	SPECIAL CATEGORIES DISCRETIONARY FUNDS OF THE CHIEF JUSTICE			
	FROM GENERAL REVENUE FUND	15,000		
Funds in Specific Appropriation 3129 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.				
3130	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	93,080		
3131	SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS			
	FROM GENERAL REVENUE FUND	14,418		
3132	SPECIAL CATEGORIES SUPREME COURT LAW LIBRARY			
	FROM GENERAL REVENUE FUND	248,018		
3133	SPECIAL CATEGORIES LEASE OR LEASE-PURCHASE OF EQUIPMENT			
	FROM GENERAL REVENUE FUND	46,468		
3134	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	24,342		
TOTAL:	COURT OPERATIONS - SUPREME COURT			
	FROM GENERAL REVENUE FUND	5,493,683		
	FROM TRUST FUNDS		4,850,891	
	TOTAL POSITIONS	99.00		
	TOTAL ALL FUNDS		10,344,574	

EXECUTIVE DIRECTION AND SUPPORT SERVICES

APPROVED SALARY RATE 10,246,914

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3135	SALARIES AND BENEFITS POSITIONS	185.50		
	FROM GENERAL REVENUE FUND	3,976,378		
	FROM ADMINISTRATIVE TRUST FUND		342,587	
	FROM STATE COURTS REVENUE TRUST FUND		6,743,229	
	FROM COURT EDUCATION TRUST FUND		1,269,102	
	FROM FEDERAL GRANTS TRUST FUND		1,306,901	
3136	OTHER PERSONAL SERVICES			
	FROM GENERAL REVENUE FUND	184,241		
	FROM ADMINISTRATIVE TRUST FUND		225,104	
	FROM STATE COURTS REVENUE TRUST FUND		31,473	
	FROM COURT EDUCATION TRUST FUND		105,540	
	FROM FEDERAL GRANTS TRUST FUND		115,003	
3137	EXPENSES			
	FROM GENERAL REVENUE FUND	1,478,549		
	FROM ADMINISTRATIVE TRUST FUND		284,676	
	FROM COURT EDUCATION TRUST FUND		1,904,449	
	FROM FEDERAL GRANTS TRUST FUND		504,704	
	FROM GRANTS AND DONATIONS TRUST FUND		142,355	
3138	OPERATING CAPITAL OUTLAY			
	FROM GENERAL REVENUE FUND	182,499		
	FROM ADMINISTRATIVE TRUST FUND		50,000	
	FROM COURT EDUCATION TRUST FUND		10,000	
	FROM FEDERAL GRANTS TRUST FUND		111,376	
3139	SPECIAL CATEGORIES CONTRACTED SERVICES			
	FROM GENERAL REVENUE FUND	410,845		
	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	
3140	SPECIAL CATEGORIES FLORIDA CASES SOUTHERN 2ND REPORTER			
	FROM GENERAL REVENUE FUND	589,570		
3141	SPECIAL CATEGORIES RISK MANAGEMENT INSURANCE			
	FROM GENERAL REVENUE FUND	33,187		
3142	SPECIAL CATEGORIES COMPUTER SUBSCRIPTION SERVICES			
	FROM GENERAL REVENUE FUND	181,450		
3143	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		5,500	
3144	SPECIAL CATEGORIES TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES PURCHASED PER STATEWIDE CONTRACT			
	FROM GENERAL REVENUE FUND	36,802		
	FROM ADMINISTRATIVE TRUST FUND		218	
	FROM COURT EDUCATION TRUST FUND		4,075	
	FROM FEDERAL GRANTS TRUST FUND		4,163	
3145	DATA PROCESSING SERVICES OTHER DATA PROCESSING SERVICES			
	FROM GENERAL REVENUE FUND	1,892,617		
	FROM ADMINISTRATIVE TRUST FUND		150,000	
	FROM FEDERAL GRANTS TRUST FUND		80,000	

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TOTAL: EXECUTIVE DIRECTION AND SUPPORT SERVICES			
FROM GENERAL REVENUE FUND	8,990,081		
FROM TRUST FUNDS		14,157,255	
TOTAL POSITIONS	185.50		
TOTAL ALL FUNDS		23,147,336	

ADMINISTERED FUNDS - JUDICIAL

COURT OPERATIONS - ADMINISTERED FUNDS

3145A AID TO LOCAL GOVERNMENTS			
SMALL COUNTY COURTHOUSE FACILITIES			
FROM GENERAL REVENUE FUND	200,000		

The funds in Specific Appropriation 3145A shall be used to address health and safety issues in the Liberty County Courthouse.

3145B AID TO LOCAL GOVERNMENTS			
COUNTY COURTHOUSE EXPANSION			
FROM GENERAL REVENUE FUND	1,000,000		

The funds in Specific Appropriation 3145B shall be used to expand the Charlotte County Justice Center.

3146 SPECIAL CATEGORIES			
DUE PROCESS CONTINGENCY FUND			
POSITIONS	12.00		

The positions authorized in Specific Appropriation 3146 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.

TOTAL: COURT OPERATIONS - ADMINISTERED FUNDS			
FROM GENERAL REVENUE FUND	1,200,000		
TOTAL POSITIONS	12.00		
TOTAL ALL FUNDS		1,200,000	

PROGRAM: DISTRICT COURTS OF APPEAL

COURT OPERATIONS - APPELLATE COURTS

APPROVED SALARY RATE	30,469,006		
3147 SALARIES AND BENEFITS			
POSITIONS	445.00		
FROM GENERAL REVENUE FUND	23,037,728		
FROM ADMINISTRATIVE TRUST FUND		1,848,981	
FROM STATE COURTS REVENUE TRUST FUND		16,254,921	
3148 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	140,007		
3149 EXPENSES			
FROM GENERAL REVENUE FUND	3,245,167		
FROM ADMINISTRATIVE TRUST FUND		94,669	
3150 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	85,364		
FROM ADMINISTRATIVE TRUST FUND		27,000	
3151 SPECIAL CATEGORIES			
COMPENSATION TO RETIRED JUDGES			
FROM GENERAL REVENUE FUND	51,790		
3152 SPECIAL CATEGORIES			
CONTRACTED SERVICES			
FROM GENERAL REVENUE FUND	595,074		

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3153 SPECIAL CATEGORIES			
RISK MANAGEMENT INSURANCE			
FROM GENERAL REVENUE FUND	135,233		
3154 SPECIAL CATEGORIES			
SALARY INCENTIVE PAYMENTS			
FROM STATE COURTS REVENUE TRUST FUND		6,890	
3155 SPECIAL CATEGORIES			
DISTRICT COURT OF APPEAL LAW LIBRARY			
FROM GENERAL REVENUE FUND	162,797		
3156 SPECIAL CATEGORIES			
LEASE OR LEASE-PURCHASE OF EQUIPMENT			
FROM GENERAL REVENUE FUND	62,686		
3157 SPECIAL CATEGORIES			
TRANSFER TO DEPARTMENT OF MANAGEMENT SERVICES - HUMAN RESOURCES SERVICES			
PURCHASED PER STATEWIDE CONTRACT			
FROM GENERAL REVENUE FUND	104,101		
FROM ADMINISTRATIVE TRUST FUND		2,194	
3158 DATA PROCESSING SERVICES			
OTHER DATA PROCESSING SERVICES			
FROM GENERAL REVENUE FUND	171,100		
3160 FIXED CAPITAL OUTLAY			
FOURTH DISTRICT COURT OF APPEAL NEW COURTHOUSE CONSTRUCTION - DMS MGD			
FROM GENERAL REVENUE FUND	16,784,446		

Funds in Specific Appropriation 3160 are provided for the construction of a new courthouse for the Fourth District Court of Appeal.

3160A FIXED CAPITAL OUTLAY			
3RD DCA - COURT BUILDING REMODELING FOR SECURITY AND BUILDING SYSTEM UPGRADES - DMS MGD			
FROM GENERAL REVENUE FUND	5,000,000		
TOTAL: COURT OPERATIONS - APPELLATE COURTS			
FROM GENERAL REVENUE FUND	49,575,493		
FROM TRUST FUNDS		18,234,655	
TOTAL POSITIONS	445.00		
TOTAL ALL FUNDS		67,810,148	

PROGRAM: TRIAL COURTS

COURT OPERATIONS - CIRCUIT COURTS

APPROVED SALARY RATE	201,190,715		
3162 SALARIES AND BENEFITS			
POSITIONS	2,951.00		
FROM GENERAL REVENUE FUND	221,877,781		
FROM ADMINISTRATIVE TRUST FUND		193,061	
FROM STATE COURTS REVENUE TRUST FUND		45,561,061	
FROM FEDERAL GRANTS TRUST FUND		6,656,993	
3163 OTHER PERSONAL SERVICES			
FROM GENERAL REVENUE FUND	1,222,266		
FROM STATE COURTS REVENUE TRUST FUND		163,098	
FROM FEDERAL GRANTS TRUST FUND		25,748	
3164 EXPENSES			
FROM GENERAL REVENUE FUND	7,112,633		
FROM ADMINISTRATIVE TRUST FUND		3,928	
FROM FEDERAL GRANTS TRUST FUND		110,616	
3165 OPERATING CAPITAL OUTLAY			
FROM GENERAL REVENUE FUND	286,883		

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3166 SPECIAL CATEGORIES
CIVIL TRAFFIC INFRACTION HEARING OFFICERS
FROM GENERAL REVENUE FUND 2,123,854

3167 SPECIAL CATEGORIES
GRANTS AND AIDS - CHILD ADVOCACY CENTERS
FROM GENERAL REVENUE FUND 3,893,240

From the funds in Specific Appropriation 3167, \$3,500,000 in recurring general revenue funds shall be distributed to the 26 Children's Advocacy Centers throughout Florida based on the proportion of children served by each center during calendar year 2014. 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 \$80,000 of the funds in this line item for contract monitoring and oversight.

From the funds in Specific Appropriation 3167, \$100,000 in recurring general revenue funds is provided to the Walton County Children's Advocacy Center for child advocacy services.

3168 SPECIAL CATEGORIES
COMPENSATION TO RETIRED JUDGES
FROM GENERAL REVENUE FUND 2,339,249

3169 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 10,433,848

From the funds in Specific Appropriation 3169, \$3,000,000 in recurring general revenue funds is provided for naltrexone extended-release injectable medication to treat alcohol- or opioid-addicted individuals involved in the criminal justice system, individuals who have a high likelihood of criminal justice involvement, or who are in court-ordered, community-based drug treatment. The Office of the State Courts Administrator shall use the funds to contract with a non-profit entity for the purpose of distributing the medication.

From the funds in Specific Appropriation 3169, \$750,000 in recurring general revenue funds shall be distributed to Okaloosa, Pasco, Pinellas, Escambia, and Clay counties and \$200,000 each in recurring general revenue funds shall be distributed to Duval and Orange counties to create or continue, pursuant to sections 948.08(7)(a), 948.16(2)(a), and 948.21, Florida Statutes, felony and/or misdemeanor pretrial or post-adjudicatory veterans' treatment intervention programs to address the substance abuse and/or mental health treatment needs of veterans and service members charged with, or on probation or community control for, criminal offenses.

From the funds in Specific Appropriation 3169, \$5,000,000 in recurring general revenue funds is provided for treatment services for offenders in post-adjudicatory drug court programs in Broward, Escambia, Hillsborough, Marion, Orange, Pinellas, Polk, and Volusia counties. Each program shall serve prison-bound offenders (at least 50 percent of participants shall have Criminal Punishment Code scores of greater than 44 points but no more than 60 points) and shall make residential treatment beds available for clients needing residential treatment.

3170 SPECIAL CATEGORIES
DOMESTIC VIOLENCE OFFENDER MONITORING
PROGRAM
FROM GENERAL REVENUE FUND 316,000

The funds in Specific Appropriation 3170 are provided to the Eighteenth Judicial Circuit to continue its program to protect victims of domestic violence with Active Global Positioning Satellite (GPS) technology.

3171 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM GENERAL REVENUE FUND 1,387,705

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3172 SPECIAL CATEGORIES
STATEWIDE GRAND JURY - EXPENSES
FROM GENERAL REVENUE FUND 143,310

3173 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM GENERAL REVENUE FUND 183,834

3174 SPECIAL CATEGORIES
MEDIATION/ARBITRATION SERVICES
FROM GENERAL REVENUE FUND 3,247,831

3175 SPECIAL CATEGORIES
STATE COURTS DUE PROCESS COSTS
FROM GENERAL REVENUE FUND 19,765,532
FROM ADMINISTRATIVE TRUST FUND 1,104,930

3176 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM GENERAL REVENUE FUND 663,832
FROM FEDERAL GRANTS TRUST FUND 32,391

3177 DATA PROCESSING SERVICES
OTHER DATA PROCESSING SERVICES
FROM GENERAL REVENUE FUND 97,902

TOTAL: COURT OPERATIONS - CIRCUIT COURTS
FROM GENERAL REVENUE FUND 275,095,700
FROM TRUST FUNDS 53,851,826

TOTAL POSITIONS 2,951.00
TOTAL ALL FUNDS 328,947,526

COURT OPERATIONS - COUNTY COURTS

APPROVED SALARY RATE 57,313,280

3178 SALARIES AND BENEFITS POSITIONS 644.00
FROM GENERAL REVENUE FUND 75,750,639
FROM STATE COURTS REVENUE TRUST
FUND 7,526,399

3179 OTHER PERSONAL SERVICES
FROM GENERAL REVENUE FUND 15,000

3180 EXPENSES
FROM GENERAL REVENUE FUND 3,108,912

3181 SPECIAL CATEGORIES
ADDITIONAL COMPENSATION FOR COUNTY JUDGES
FROM GENERAL REVENUE FUND 75,000

3182 SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 204,000

3183 SPECIAL CATEGORIES
RISK MANAGEMENT INSURANCE
FROM GENERAL REVENUE FUND 107,716

3184 SPECIAL CATEGORIES
LEASE OR LEASE-PURCHASE OF EQUIPMENT
FROM GENERAL REVENUE FUND 78,792

3185 SPECIAL CATEGORIES
TRANSFER TO DEPARTMENT OF MANAGEMENT
SERVICES - HUMAN RESOURCES SERVICES
PURCHASED PER STATEWIDE CONTRACT
FROM GENERAL REVENUE FUND 145,896

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TOTAL: COURT OPERATIONS - COUNTY COURTS		
FROM GENERAL REVENUE FUND	79,485,955	
FROM TRUST FUNDS		7,526,399
TOTAL POSITIONS	644.00	
TOTAL ALL FUNDS		87,012,354

PROGRAM: JUDICIAL QUALIFICATIONS COMMISSION

JUDICIAL QUALIFICATIONS COMMISSION OPERATIONS

APPROVED SALARY RATE	286,805	
3186 SALARIES AND BENEFITS POSITIONS	4.00	
FROM GENERAL REVENUE FUND		367,849
3187 EXPENSES		
FROM GENERAL REVENUE FUND	148,338	
3188 OPERATING CAPITAL OUTLAY		
FROM GENERAL REVENUE FUND	1,638	
3189 SPECIAL CATEGORIES		
CONTRACTED SERVICES		
FROM GENERAL REVENUE FUND	190,475	
3190 SPECIAL CATEGORIES		
RISK MANAGEMENT INSURANCE		
FROM GENERAL REVENUE FUND	694	
3191 SPECIAL CATEGORIES		
LITIGATION EXPENSES		
FROM GENERAL REVENUE FUND	181,294	

Funds in Specific Appropriation 3191 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.

3192 SPECIAL CATEGORIES		
TRANSFER TO DEPARTMENT OF MANAGEMENT		
SERVICES - HUMAN RESOURCES SERVICES		
PURCHASED PER STATEWIDE CONTRACT		
FROM GENERAL REVENUE FUND	1,128	
TOTAL: JUDICIAL QUALIFICATIONS COMMISSION OPERATIONS		891,416
FROM GENERAL REVENUE FUND		
TOTAL POSITIONS	4.00	
TOTAL ALL FUNDS		891,416

TOTAL: STATE COURT SYSTEM		
FROM GENERAL REVENUE FUND	420,732,328	
FROM TRUST FUNDS		98,621,026
TOTAL POSITIONS	4,340.50	
TOTAL ALL FUNDS		519,353,354
TOTAL APPROVED SALARY RATE	305,773,067	

TOTAL OF SECTION 7

FROM GENERAL REVENUE FUND	420,732,328	
FROM TRUST FUNDS		98,621,026
TOTAL POSITIONS	4,340.50	
TOTAL ALL FUNDS		519,353,354

SECTION 8. EMPLOYEE COMPENSATION AND BENEFITS - FISCAL YEAR 2015-2016

Statement of Purpose

This section provides instructions for implementing the Fiscal Year 2015-2016 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.

(1) EMPLOYEE AND OFFICER COMPENSATION

The elected officers, members of commissions, and designated employees shall be paid at the annual rate, listed below, for the 2015-2016 fiscal year; however, these salaries may be reduced on a voluntary basis.

	7/1/15
=====	
Governor.....	130,273
Lieutenant Governor.....	124,851
Chief Financial Officer.....	128,972
Attorney General.....	128,972
Agriculture, Commissioner of.....	128,972
Supreme Court Justice.....	162,200
Judges - District Courts of Appeal.....	154,140
Judges - Circuit Courts.....	146,080
Judges - County Courts.....	138,020
State Attorneys.....	154,140
Public Defenders.....	154,140
Commissioner - Public Service Commission.....	131,036
Public Employees Relations Commission Chair.....	96,789
Public Employees Relations Commission Commissioners.....	45,862
Commissioner - Parole.....	91,724
Criminal Conflict and Civil Regional Counsels.....	105,000
=====	

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) 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, 2015, through June 30, 2016, the Department of Management Services shall continue within the State Group Insurance Program a State Group Health Insurance Standard Plan, a State Group Health 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, 2015, through June 30, 2016, the benefits provided under each of the plans shall be those benefits as provided in the current State Employees' 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. Effective July 1, 2015, the state health insurance plans, as defined in subsection (2)(b), shall limit plan participant cost sharing (deductibles, coinsurance and copayments) for covered in-network medical services, the amount of which shall not exceed the annual cost sharing limitations for individual coverage or for family coverage as provided by the U.S. Department of Health and Human Services pursuant to the provisions of the federal Patient Protection and Affordable Care Act of 2010. Medical and prescription drug cost sharing amounts incurred by a plan participant for covered in-network services shall be aggregated to record the participant's total amount of plan cost sharing, which shall not exceed the annual cost sharing limitations. The plan shall pay 100 percent of covered in-network services for a plan participant during the applicable calendar year once the federal cost share limitations are reached.

4. 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, of \$41.66 for employees with individual coverage and \$83.33 for employees with family coverage.

(c) State Health Insurance Premiums for the Period July 1, 2015, through June 30, 2016.

1. State Paid Premiums

a. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the state share of the State Group Health Insurance Standard and High Deductible Health Plan premiums to the executive, legislative and judicial branch agencies shall continue at \$591.52 per month for individual coverage and \$1,264.06 per month for family coverage.

b. 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.

c. The agencies shall continue to pay premiums on behalf of employees who have enhanced benefits as follows, 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. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the state share of the State Group Health Insurance Standard Plan Premiums to the executive, legislative and judicial branch agencies for employees with enhanced benefits, excluding Spouse Program participants, shall continue to be \$637.34 per month for individual coverage and \$1,429.06 per month for family coverage.

ii. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the state share of the State Group Health Insurance Standard Plan Premiums to the executive, legislative and judicial branch agencies, for each employee participating in the Spouse Program shall continue to be \$714.55 per month for family coverage.

iii. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the state share of the State Group Health Insurance High Deductible Plan Premiums to the executive, legislative and judicial branch agencies for employees with enhanced benefits, excluding Spouse Program participants, shall continue to be \$598.18 per month for individual coverage and \$1,298.36 per month for family coverage.

iv. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the state share of the State Group Health Insurance High Deductible Plan Program Premiums to the executive, legislative and judicial branch agencies, for each employee participating in the Spouse Program shall continue to be \$649.18 per month for family coverage.

2. Premiums Paid by Employees

a. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the employee's share of the health insurance premiums for the standard plans shall continue to be \$50 per month for individual coverage and \$180 per month for family coverage.

b. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the employee's share of the health insurance premium for the high deductible health plans shall continue to be \$15 per month for individual coverage and \$64.30 per month for family coverage.

c. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the employee's share of the health insurance premiums for the standard plans and the high deductible health plans shall continue to be \$8.34 for individual coverage and \$30 per month for family coverage for employees filling positions with "agency payroll" benefits.

d. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the employee's share of the health insurance premiums for the standard plans and the high deductible plans shall continue to be \$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. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the monthly premiums for Medicare participants participating in the State Group Health Insurance Standard Plan shall continue to be \$359.61 for "one eligible", \$1,036.90 for "one under/one over", and \$719.22 for "both eligible."

b. Effective July 1, 2015, for the coverage period beginning August 1, 2015, the monthly premiums for Medicare participants participating in the State Group Health Insurance High Deductible Plan shall continue to be \$271.07 for "one eligible", \$849.19 for "one under/one over", and \$542.15 for "both eligible."

c. Effective July 1, 2015, for the coverage period beginning August 1, 2015, 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, 2015, for the coverage period beginning August 1, 2015, an "early retiree" participating in the State Group Health Insurance Standard Plan shall continue to 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, 2015, for the coverage period beginning August 1, 2015, an "early retiree" participating in the State Group Health Insurance High Deductible Plan shall continue to pay a monthly premium equal to \$564.86 for individual coverage and \$1,245.03 for family coverage.

5. Premiums paid by COBRA participants

a. Effective July 1, 2015, for the coverage period beginning August 1, 2015, 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, 2015, through June 30, 2016, 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, 2015, through June 30, 2016, coinsurance for the State Group Health Insurance High Deductible Plan shall continue as provided in section 110.12315(11), Florida Statutes.

4. Effective July 1, 2015, 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, 2015, 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 a retail pharmacy agrees to provide 90 day prescriptions for such drugs for no

more than the reimbursement paid for prescriptions fulfilled by mail order, including the dispensing fee. Notwithstanding subparagraph (d)2., and for the period beginning July 1, 2015, the co-payments for such 90 day prescriptions at a retail pharmacy shall be \$14 for generic drugs with a card, \$60 for preferred brand name drugs with a card, and \$100 for nonpreferred name brand drugs with a card. This paragraph is contingent upon Senate Proposed Bill 2502 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 co-payments and deductibles when applicable. The smoking cessation prescription drug benefit shall be limited to up to a six month supply within any plan year and maximum lifetime benefit of no more than nine months supplied.

(3) 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.

(4) PAY ADDITIVES AND OTHER INCENTIVE PROGRAMS

The following pay additives and other incentive programs are authorized for the 2015-2016 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 2014-2015 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, and may grant temporary special duty pay additives to law enforcement officers who

perform additional duties as offshore patrol vessel crew members, as special operations group members, and as long-term covert investigators.

(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) Contingent upon the availability of funds, and at the agency head's discretion, each agency is authorized to grant competitive pay adjustments to address retention, pay inequities, or other staffing issues. The agency is responsible for retaining sufficient documentation justifying any adjustments provided herein.

(j) 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. The Chief Justice may exempt judicial branch employees from the performance evaluation requirements of this paragraph.

(k) 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.

(5) COLLECTIVE BARGAINING

All collective bargaining issues at impasse relating to mandatory subjects of collective bargaining shall be resolved by the Legislature.

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. Florida Keys Community College - Acquire land/facilities and remodel/renovate facilities for classrooms, labs, offices, support space and parking to relocate the State Board of Education approved Upper Keys Center using local funds.

2. Hillsborough Community College - Construct a Science Building from local funds at the State Board of Education approved Southshore Campus.

3. Miami Dade College - Acquire land/facilities and

construct/remodel/renovate facilities for classrooms, labs, offices, support space, and parking for the State Board of Education approved North Campus, Kendall Campus, Wolfson Campus, Medical Campus, Homestead Campus, Interamerican Campus, Hialeah Campus, West Campus, and Entrepreneurial Educational Center using local funds.

4. Miami Dade College - Acquire land/facilities and construct/remodel/renovate facilities for classrooms, labs, offices, support space, and parking, for future growth and development of a new campus/center in Northwest Miami-Dade County, Northeast Miami-Dade County, and/or Miami Beach, subject to State Board of Education approval using local funds.

5. Pensacola State College - Acquire land/facilities and construct/remodel/renovate facilities for classrooms, labs, offices, support space and parking, from local funds at the State Board of Education approved Century Special Purpose Center.

6. St. Johns River State College - Acquire adjacent land for future development at the State Board of Education approved Orange Park Campus using local funds.

7. 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.

8. Seminole State College of Florida - Lease land with facilities and remodel/renovate facilities for instructional, office, support space and parking, as an annex of the State Board of Education approved Main (Sanford/Lake Mary) Campus using local funds.

9. State College of Florida, Manatee-Sarasota - Acquire land/facilities with local funds for future growth and development of a new campus/center in Manatee or Sarasota County, subject to State Board of Education approval, and construct/remodel/renovate facilities for classrooms, labs, offices, support space and parking.

10. Tallahassee Community College - Acquire land/facilities for instructional and support services and parking, to support the mission of the State Board of Education approved Wakulla Environmental Institute using local funds.

11. Valencia College - Construct an academic and support services facility (Building 09 - Film, Sound, and Music Technology / Plant Operations) from local funds at the State Board of Education approved East Campus.

12. Valencia College - Acquire land/facilities and construct/remodel/renovate facilities for classrooms, labs, offices, support space and parking, from local funds at the State Board of Education approved campuses, centers, and special purpose centers.

13. Valencia College - Acquire land/facilities from local funds for future growth and development of a new campus/center in Southwest Orange County, Downtown Orlando, Southeast Orange County, and/or Northeast Osceola County, subject to State Board of Education approval.

SECTION 10. From the unexpended balance of funds appropriated in Specific Appropriation 17 of Chapter 2012-118, Laws of Florida, for Daytona State College for Rem/Add Bldg 220 - Stu Svc/Clstrm/Office - Daytona for \$2,400,000, the lesser of the unexpended balance or \$2,379,000 shall revert immediately and is appropriated to Daytona State College for Construct Student Service/Classroom/Office (Replace Bldg 220), Site improvement - Daytona (p,c).

SECTION 11. From the unexpended balance of funds appropriated in Specific Appropriation 27 of Chapter 2014-51, Laws of Florida, for Daytona State College for Rem/Add Bldg 220 - Stu Svc/Clstrm/Office - Daytona for \$8,000,000, the lesser of the unexpended balance or \$8,000,000, shall revert immediately and is appropriated to Daytona State College for Construct Student Service/Classroom/Office (Replace Bldg 220), Site improvement - Daytona (p,c).

SECTION 12. Pursuant to s. 1013.74 and s. 1013.78, Florida Statutes, the following facilities may be constructed or acquired from non-appropriated sources, which upon completion will require general revenue funds for operation of Education and General space within the building. Main campus unless otherwise noted:

University of Florida - Stephen O'Connell Center Renovation & Addition - Update to utility infrastructure and addition of concourse to support athletic fans access, 12,470 gsf.

University of Florida - Office of Student Life Remodeling & Addition - Selective demolition of existing walls and systems to accommodate more efficient use of space, 19,000 gsf.

UF-IFAS/Shade House (B8274) - Updated facilities needed to perform research and teaching activities, 21,600 gsf. Located at Homestead.

UF-IFAS/Paul Everett Building addition (B7712) - To support expanding programs in research and extension, 7,090 gsf. Located at Immokalee.

UF - IFAS/Office/Laboratory addition (B5201) - Will provide new office support space for graduate students, post docs and research technicians, 5,093 gsf. Located at Balm.

Florida State University - Building 4985 Osceola Building - Will provide storage for academic support programs, 2,000 gsf.

Florida State University - Building 945 Training Center - Will house training activities for various E&G departments, 11,000 gsf.

Florida State University - Building 4984 Living/Learning Center - Will provide storage for academic support programs, 2,250 gsf.

Florida State University - Building 4060 - Will provide space to construct Living Learning classroom space, 1,500 gsf.

FAMU Storage Building - Will provide storage for Main Campus, 6,000 gsf.

Florida Atlantic University - College of Medicine Office Building and Division of Research - Will provide additional space for College of Medicine, 24,000 gsf.

Florida Atlantic University - Schmidt Family Academic Support Center - Classrooms, computer labs, study space, 17,875 gsf.

Florida International University - Parking Garage Six - Classroom space for General Instruction/computer and information science lab, 18,922 gsf.

Florida International University - Solar House - Office of Sustainability E&G staff offices, 2,541 gsf.

Florida International University - Batchelor Environmental Center - Classroom space and general research space - joint use with Miami Science Museum, 6,024 gsf. Located on Biscayne Bay Campus.

Florida International University - International Center for Tropical Botany - General teaching and research facility at the Kampong Site in Coconut Grove, 8,575 gsf. Located on the International Center for Tropical Botany property.

University of North Florida - Student Recreation Venues - Olympic size pool, lockers, restrooms, 8,200 gsf. Located North of Student Wellness Complex.

New College of Florida - Caples Potting Building - Historic Shed, 223 gsf.

New College of Florida - Physical Plant Maint. Storage - Open Air Pole Barn, 2,100 gsf.

New College of Florida - Academic Mechanical Building - The 61 additional square footage requested to capture the total gsf (304), 61 gsf.

University of Central Florida - SCPS Student Museum - Laboratory, Gallery, Offices, 21,000 gsf. Located at UCF Sandford.

University of Central Florida - New Trevor Colbourn Hall- Offices, Classrooms, 92,000 gsf.

University of Central Florida - Optical Materials Lab Addition - Research Labs, 5,530 gsf.

University of Central Florida - Coastal Biology Station- Research, 8,500

gsf. Located at Melbourne Beach.

University of Central Florida - Library Expansion Phase I - Automatic Retrieval Center, 8,800 gsf.

University of Central Florida - Partnership IV - Offices, Research, 167,000 gsf.

University of Central Florida - Technical Center I and II - Laboratory, Office, Research, 65,348 gsf.

University of Central Florida - Florida Advanced Manufacturing Research Center - Research Labs, Wet Labs, Collaboration Rooms, Offices, 10,000 gsf. Located at UCF Osceola.

University of South Florida - Acquisition of Poynter Institute - Acquisition of parcel of land and improvements; structure to be used for academic and research labs, 13,000 gsf. Located at USF St. Petersburg.

University of West Florida - University Park Athletic Operations Building - Request of PO&M funding for the E&G space of this building, 35,050 gsf.

SECTION 13. From the unexpended balance of funds appropriated in Section 2, Specific Appropriation 28, of Chapter 2014-51, Laws of Florida, for the University of West Florida for Laboratory Sciences Renovation for \$11,000,000, the lesser of the unexpended balance or \$11,000,000 shall revert immediately and is appropriated to the University of West Florida for the Laboratory Sciences Annex.

SECTION 14. Pursuant to section 1010.62, Florida Statutes, and section 11(d) and (f), Art. VII of the State Constitution, the following fixed capital outlay projects may be constructed, acquired, and financed by a university or university direct support organization. Financing mechanisms include any form of approved debt or bonds authorized by the Board of Governors.

No state appropriation of funds will be associated with these projects. The Legislature has provided the Board of Governors general authority to consider debt financing for most classes of projects. However, certain athletic and commercial facilities require specific legislative authorization as a prerequisite condition for these projects. Legislative authorization does not supersede any of the requirements for Board of Governors review and approval of all projects to be financed from debt.

Florida State University - Athletic Facilities and Bond Refinancing

Florida Atlantic University - Hotel and Conference Center

Florida Atlantic University - Schmidt Family Academic & Athletic Excellence Complex

University of Central Florida - Baseball Stadium and Clubhouse Expansion and Renovation

University of Central Florida - Tennis Complex

University of Florida - Indoor Practice Facility and Athletic Improvements

SECTION 15. The unexpended balance of funds provided to the Department of Education from the Federal Grants Trust Fund for Strategic Education Initiatives and for Race to the Top Strategic Education Initiatives and Statewide Longitudinal Data Systems in Section 14 of chapter 2014-51, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2015-16 to the Department of Education for the same purpose.

SECTION 16. The unexpended balance of Child Care Development Block Grant Trust Funds provided to the Office of Early Learning in the Department of Education in Section 13 of chapter 2014-51, Laws of Florida, for the Early Learning Information System is hereby reverted and is reappropriated for Fiscal Year 2015-2016 to the Office of Early Learning for the same purpose.

SECTION 17. The Legislature hereby adopts by reference for the 2014-2015 fiscal year the alternate compliance calculation amounts as the reduction calculation to the class size operating categorical fund

required by section 1003.03(4), Florida Statutes, as set forth in Budget Amendment EOG #B2015-00101 as submitted on March 18, 2015, by the Governor on behalf of the Commissioner of Education for approval by the Legislative Budget Commission. The Commissioner of Education shall modify payments to school districts as required by section 1003.03(4), Florida Statutes, for the 2014-15 fiscal year. This section is effective upon becoming law.

SECTION 18. The sum of \$127,630,372 from nonrecurring general revenue funds is hereby appropriated to the Department of Education for fiscal year 2014-2015 for the Florida Education Finance Program to fund the deficit in the State School Trust Fund. This section is effective upon becoming law.

SECTION 19. The sum of \$500,000 provided from General Revenue for the South Apopka Adult Community Education Center in Specific Appropriation 124A of chapter 2014-51, Laws of Florida, is hereby reverted and reappropriated for Fiscal Year 2015-2016 as fixed capital outlay - South Apopka Adult Community Education Center.

SECTION 20. From the funds appropriated in Specific Appropriation 253 of chapter 2014-15, Laws of Florida for the provider data management system are hereby reverted and reappropriated for the same purpose for Fiscal Year 2015-16.

SECTION 21. From the funds appropriated in Specific Appropriation 267 of chapter 2014-51, Laws of Florida, the amounts of \$2,273,500 from the General Revenue Fund and \$2,273,500 from the Operations and Maintenance Trust Fund provided to the Agency for Persons with Disabilities shall revert.

SECTION 22. The nonrecurring sum of \$2,273,500 from the General Revenue Fund is appropriated for the Fiscal Year 2015-2016 in the Lump Sum - Developmental Disability Centers category to the Agency for Persons with Disabilities. The agency is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any requests for release of funds shall include a plan for how the funds will be expended for operational costs at the Developmental Disability Centers.

SECTION 23. The sum of \$24,414,352 from the General Revenue Fund provided to the Agency for Persons with Disabilities in Section 29 of chapter 2014-51, Laws of Florida, shall revert and is appropriated for the Fiscal Year 2015-16 in the Lump Sum - Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any requests for release of funds shall include a plan for how the funds will be expended for increases in Medicaid Home and Community Based Services Waiver costs.

SECTION 24. The unexpended balance in Specific Appropriation 268 of chapter 2014-51, Laws of Florida, provided to the Agency for Persons with Disabilities for the Home and Community Based Services Waiver shall revert and is appropriated for Fiscal Year 2015-16 in the Lump Sum Home and Community Based Services Waiver category. The agency is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any requests for release of funds shall include a plan for how the funds will be expended for increases in Medicaid Home and Community Based Services Waiver costs.

SECTION 25. The sum of \$750,000 from the General Revenue Fund and \$750,000 from the Operations and Maintenance Trust Fund provided to the Agency for Persons with Disabilities in Section 28, chapter 2014-51, Laws of Florida, for the Client Data Management System and Electronic Visit Verification Qualified Expenditure Category shall revert and is appropriated to the Agency for Persons with Disabilities for Fiscal Year 2015-2016 for the same purpose. From these funds, \$73,500 from the General Revenue Fund and \$661,500 from the Operations and Maintenance Trust Fund is appropriated in the Home and Community Services Administration category, and the remaining balance is appropriated in the Client Data Management System and Electronic Visit Verification Qualified Expenditure Category.

SECTION 26. The sum of \$1,000,000 from the General Revenue Fund in Section 34, chapter 2014-51, Laws of Florida, provided to the Department of Children and Families for operational costs for the Florida Civil Commitment Center shall revert and is appropriated to the department for Fiscal Year 2015-16 in the Lump Sum - Sexually Violent Predator Program

category for operational costs. The department is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes.

SECTION 27. The sum of \$10,000,000 from the Federal Grants Trust Fund is appropriated for the Fiscal Year 2014-15 in the Lump Sum - Grants and Aids - Community Based Care category to the Department of Children and Families. The department is authorized to submit budget amendments requesting release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any requests for release of funds shall include a plan for how the funds will be expended for operational cost of the Community Based Care Agencies. This section shall take effect upon becoming law.

SECTION 28. The sum of \$1,000,000 from the General Revenue Fund provided in Specific Appropriation 366B, chapter 2014-51, Laws of Florida, for the construction of a crisis stabilization unit at the Fort Walton Beach Medical Center shall revert and is appropriated for Fiscal Year 2015-16 to Fort Walton Beach Medical Center located in Okaloosa County for the purpose of constructing or renovating space to provide short term psychiatric care to Baker Act and other state funded patients.

SECTION 29. The nonrecurring sum of \$2,681,672 from the Medical Quality Assurance Trust Fund and \$2,681,672 from the Operations and Maintenance Trust Fund shall be transferred by using nonoperating budget authority to the Donations Trust Fund within the Department of Health to be used for the payment of contractual obligations for early intervention services.

SECTION 30. The unexpended balance of funds provided to the Department of Health for the Ed and Ethel Moore Alzheimer's Disease Research Program in Specific Appropriation 474, chapter 2014-51, Laws of Florida, shall revert and is appropriated for Fiscal Year 2015-16 for the same purpose.

SECTION 31. The nonrecurring sum of \$24,450,578 from the Federal Grants Trust Fund is appropriated to the Department of Health for Federal Nutrition Programs for Fiscal Year 2014-15. This section shall take effect upon becoming law.

SECTION 32. The sum of \$1,000,000 from the General Revenue Fund in Specific Appropriation 597A, chapter 2014-51, Laws of Florida, provided to the Department of Veterans' Affairs for Entrepreneur Training shall revert and is appropriated to the department for Fiscal Year 2015-2016 for the same purpose. The Legislative Budget Commission must approve the plan as required by s. 295.23, Florida Statutes, before Florida Is For Veterans, Inc. may expend funds for the duties required under section 295.22, Florida Statutes.

SECTION 33. The sum of \$2,000,000 from the General Revenue Fund in Specific Appropriation 597B, chapter 2014-51, Laws of Florida, provided to the Department of Veterans' Affairs for Work Force Training Grants shall revert and is appropriated to the department for Fiscal Year 2015-2016 for the same purpose. The Legislative Budget Commission must approve the plan as required by s. 295.23, Florida Statutes, before Florida Is For Veterans, Inc. may expend funds for the duties required under section 295.22, Florida Statutes.

SECTION 34. The sum of \$15,800,000 from nonrecurring general revenue funds is hereby appropriated to the Department of Corrections for Fiscal Year 2014-2015 to address the department's projected current year operational deficits. This section shall take effect upon becoming law.

SECTION 35. The sum of \$15,700,000 from nonrecurring general revenue funds is hereby appropriated to the Department of Juvenile Justice for Fiscal Year 2014-2015 to fund the deficit in the Juvenile Detention Program. This section is effective upon becoming law.

SECTION 36. The unexpended balance of funds appropriated to the Department of Corrections in Specific Appropriation 718 of chapter 2014-51, Laws of Florida, for implementation of an automated time and attendance system for all prison facilities statewide shall revert and is reappropriated for Fiscal Year 2015-2016 for the same purpose.

SECTION 37. The unexpended balance of funds appropriated to the Public Defenders in Specific Appropriation 794 of chapter 2014-51, Laws of Florida, for the development of a uniform statewide public defender

caseload management network shall revert and is reappropriated for Fiscal Year 2015-2016 for the same purpose.

SECTION 38. The unexpended balance of funds appropriated to the state court in Specific Appropriation 3193 of chapter 2014-51, Laws of Florida, for the funding of naltrexone extended-release injectable medication shall revert and is reappropriated for Fiscal Year 2015-2016 for the same purpose.

SECTION 39. The sum of \$15,400,000 from nonrecurring general revenue funds is hereby appropriated to the State Court System for Fiscal Year 2014-2015 to address the court's projected current year revenue deficit in its State Court Revenue Trust Fund. This section shall take effect upon becoming law.

SECTION 40. From Specific Appropriation 802 of chapter 2014-51, Laws of Florida, for Fiscal Year 2014-2015, \$1,400,000 in general revenue is transferred to Specific Appropriation 796, Child Dependency and Civil Conflict Case. From Specific Appropriation 794, \$1,200,000 in general revenue is transferred to Specific Appropriation 799, Attorney Payments Over the Flat Fee, \$560,000 in general revenue is transferred to the Criminal Conflict and Civil Regional Counsel - Third District, and \$375,000 in general revenue is transferred to the Criminal Conflict and Civil Regional Counsel - Fourth District. This section is effective upon becoming law.

SECTION 41. The unexpended balance of funds provided in Specific Appropriation 781, chapter 2014-51, Laws of Florida, for Operation New Hope's Ready4Work reentry initiative shall revert and is reappropriated for Fiscal Year 2015-2016 to the Department of Corrections for the same purpose.

SECTION 42. The unexpended balance of funds provided in Specific Appropriation 781, chapter 2014-51, Laws of Florida, for the Ready4Work-Hillsborough reentry program shall revert and is reappropriated for Fiscal Year 2015-2016 to the Department of Corrections for the same purpose.

SECTION 43. 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, and subsequently distributed to the Department of Agriculture and Consumer Services pursuant to budget amendment EOG #B2014-0005, shall revert and is appropriated for Fiscal Year 2015-2016 to the Department of Agriculture and Consumer Services for the same purpose.

SECTION 44. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services for domestic security issues in Specific Appropriation 1979A of chapter 2014-51, Laws of Florida, and subsequently distributed to the Department of Agriculture and Consumer Services pursuant to budget amendment EOG #B2015-0014, shall revert and is appropriated for Fiscal Year 2015-2016 to the Department of Agriculture and Consumer Services for the same purpose.

SECTION 45. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services pursuant to EOG #B2015-0071 for storm damages associated with panhandle flooding, shall revert and is appropriated for Fiscal Year 2015-2016 to the Department of Agriculture and Consumer Services for the same purpose.

SECTION 46. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services from the Agricultural Emergency Eradication Trust Fund in Specific Appropriation 1490 of chapter 2014-51, Laws of Florida, for oyster planting activities, shall revert and is appropriated for Fiscal Year 2015-2016 to the Department of Agriculture and Consumer Services for the same purpose.

SECTION 47. The unexpended balance of funds in the Coastal Protection Trust Fund provided to the Department of Environmental Protection in Section 59, chapter 2014-51, Laws of Florida, by BP for Natural Resource Damage Assessment shall revert on June 30, 2015, and is appropriated for Fiscal Year 2015-2016 to the Department of Environmental Protection for the same purpose.

SECTION 48. The Legislature hereby adopts by reference the changes to the approved operating budget as set forth in Budget Amendment EOG number B2015-0272 as submitted on February 10, 2015, by the Governor on behalf of the Department of Environmental Protection for approval by the Legislative Budget Commission. The Governor shall modify the approved operating budget for Fiscal Year 2014-2015 consistent with the

amendment. This section is effective upon becoming law.

SECTION 49. The unexpended balance of \$2,000,000 provided to the Department of Environmental Protection in Specific Appropriation 1622A of chapter 2014-51, Laws of Florida, for the Caloosahatchee River C-43 Basin Storage Reservoir shall revert and is appropriated in a fixed capital outlay category for Fiscal Year 2015-2016 to the Department of Environmental Protection for the same purpose.

SECTION 50. The sum of \$180,000 from the Working Capital Trust Fund is hereby appropriated to the Department of Environmental Protection for Fiscal Year 2014-2015 to fund the deficit in the Northwood Shared Resource Center appropriation category. This section is effective upon becoming law.

SECTION 51. The unexpended balance of funds provided in Specific Appropriation 1979A of chapter 2014-51, Laws of Florida, and distributed to the Department of Financial Services in EOG# B2014-0005 for strengthening domestic security shall revert and is reappropriated for Fiscal Year 2015-2016 to the department for the same purpose.

SECTION 52. The unexpended balance of funds provided in Specific Appropriation 2411A of chapter 2014-51, Laws of Florida, for the procurement of a new Risk Management Information System shall revert and is reappropriated for Fiscal Year 2015-2016 to the department for the same purpose.

SECTION 53. The Chief Financial Officer is hereby authorized to transfer, using nonoperating budget authority, \$1,327,578 from the General Revenue Fund to the Working Capital Trust Fund within the Agency for Technology to cover prior years' outstanding invoices for the Department of Citrus, Department of Business and Professional Regulation, Department of Children and Families, Department of Environmental Protection, Department of Juvenile Justice, Department of Health, Department of State, Department of Highway Safety and Motor Vehicles, Agency for Health Care Administration, Agency for Persons with Disabilities, and the Fish and Wildlife Conservation Commission. This section is effective upon becoming law.

SECTION 54. The sum of \$6,227,016 provided to the Department of Financial Services in Specific Appropriation 2340A of chapter 2014-51, Laws of Florida, for the Pre-Design, Development, and Implementation phase recommended in the March 31, 2014, Florida Department of Financial Services FLAIR Study, version 031, for the replacement of the Florida Accounting Information Resource System (FLAIR) and Cash Management System (CMS) is hereby reverted. This section is effective upon becoming law.

SECTION 55. The unexpended balance of funds provided to the Department of Management Services in Specific Appropriation 2726A of chapter 2014-51, Laws of Florida, for the Facilities Management Information System shall revert and is reappropriated for Fiscal Year 2015-2016 to the department for the same purpose.

SECTION 56. From the unexpended balance of funds provided to the Agency for State Technology in section 32, chapter 2014-221, Laws of Florida, from the Salaries and Benefits appropriation category, the sum of \$1,100,000 is immediately reverted; from the Contracted Services appropriation category, the sum of \$100,000 is immediately reverted; from the Expenses appropriation category, the sum of \$52,500 is immediately reverted; and from the Administrative Overhead appropriation category, the sum of \$47,500 is immediately reverted.

SECTION 57. There is hereby appropriated \$1,730,186 in nonrecurring funds from the Working Capital Trust Fund to the Agency for State Technology to resolve prior years' outstanding invoices for the Department of Citrus, Department of Business and Professional Regulation, Department of Children and Families, Department of Environmental Protection, Department of Juvenile Justice, Department of Health, Department of State, Department of Highway Safety and Motor Vehicles, Agency for Health Care Administration, Agency for Persons with Disabilities, and the Fish and Wildlife Conservation Commission. This section shall take effect upon becoming law.

SECTION 58. The sum of \$1,730,429 provided to the Department of Revenue in Section 63 of chapter 2014-51, Laws of Florida and Specific Appropriation 3056 of chapter 2014-51, Laws of Florida, for the One-Stop Business Registration Portal shall revert and \$1,262,316 is reappropriated for Fiscal Year 2015-2016 to the Department of Business and Professional Regulation to develop and implement the Business

Information Portal.

SECTION 59. From the funds appropriated in Specific Appropriation 3035 of chapter 2014-51, Laws of Florida, to the Department of Revenue, \$772,077 from the General Revenue Fund that is held in reserve shall revert immediately. This section shall take effect upon becoming law.

SECTION 60. The unexpended balance of funds provided for domestic security projects in Specific Appropriation 1979A of chapter 2014-51, Laws of Florida, that was subsequently distributed to the Executive Office of the Governor, Division of Emergency Management in budget amendment EOG #B2015-0014, and the unexpended balance of funds provided for Fiscal Year 2014-2015 to the division in section 69 of chapter 2014-51, Laws of Florida, are reverted and reappropriated for Fiscal Year 2015-2016 to the division for the same purpose.

SECTION 61. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management for the Federal Emergency Management Performance Grant for Fiscal Year 2014-2015 in Specific Appropriations 2567 and 2576 of chapter 2014-51, Laws of Florida, and the unexpended balance of funds provided for Fiscal Year 2014-2015 in section 70 of chapter 2014-51, Laws of Florida, are reverted and reappropriated for Fiscal Year 2015-2016 to the division for the same purpose.

SECTION 62. The unexpended balance of funds provided to the Executive Office of the Governor, Division of Emergency Management for the State and Local Implementation Grant for Fiscal Year 2014-2015 in section 71 of chapter 2014-51, Laws of Florida, is reverted and reappropriated for Fiscal Year 2015-2016 to the division for the same purpose.

SECTION 63. The unexpended balance of funds provided to the Department of Highway Safety and Motor Vehicles for the First Net State and Local Implementation Grants in section 72 of chapter 2014-51, Laws of Florida, is reverted and reappropriated to the department for Fiscal Year 2015-2016 for the same purpose.

SECTION 64. The unexpended balance of funds in Specific Appropriation 2660 of chapter 2014-51, Laws of Florida, provided to the Department of Highway Safety and Motor Vehicles for renovations of a state owned facility located on Martin Luther King, Jr. Boulevard in Tampa, Florida shall revert immediately. In order to continue the transition of driver license services to tax collectors, the Department of Highway Safety and Motor Vehicles is appropriated and authorized to transfer \$600,000 from the Highway Safety Operating Trust Fund to the Hillsborough County Tax Collector for the purpose of constructing a joint use facility to be constructed by the Hillsborough County Tax Collector which will house both Hillsborough County Tax Collector's driver license issuance staff and Department of Highway Safety and Motor Vehicles' staff.

SECTION 65. The unexpended balance of funds provided to the Department of Economic Opportunity for the State Small Business Credit Initiative in section 65 of chapter 2014-51, Laws of Florida, including the unexpended balance of funds held in reserve, are reverted and reappropriated for Fiscal Year 2015-2016 to the department for the same purpose.

SECTION 66. The unexpended balance of funds provided in Specific Appropriation 2193A of chapter 2014-51, Laws of Florida, to the Department of Economic Opportunity for workforce development projects is reverted and reappropriated for the same purpose in Fiscal Year 2015-2016 for projects with the following entities: The Able Trust and Goodwill Manasota.

SECTION 67. The unexpended balance of funds provided in Specific Appropriation 2242A of chapter 2014-51, Laws of Florida, to the Department of Economic Opportunity for housing and community development projects is reverted and reappropriated for the same purpose in Fiscal Year 2015-2016 for the following projects:

Bud and Dorie Day - Medal of Honor Patriots Trail
Miami Design District - Public Infrastructure Improvements
Glades County Gateway Logistics and Manufacturing Training Center
All Children's Hospital John Hopkins Pediatric Research Zone
Metropolitan Ministries - Pasco Housing Initiative
Pensacola-Escalambia Development Commission - Industrial Park

SECTION 68. The unexpended balance of funds provided in Specific Appropriation 2256A of chapter 2014-51, Laws of Florida, to the

Department of Economic Opportunity for economic development projects is reverted and reappropriated for the same purpose in Fiscal Year 2015-2016 for the Collier County Soft Landing Accelerator Project.

SECTION 69. The unexpended balance of funds provided in Specific Appropriation 2242A of chapter 2014-51, Laws of Florida, to the Department of Economic Opportunity for the Nature Coast Educational Plaza in Hernando County shall revert and is appropriated in Fiscal Year 2015-2016 for the Maintenance, Repair and Overhaul (MRO) Hangar project at the Tampa Bay Regional Airport.

SECTION 70. The Department of Transportation is hereby authorized to transfer, using nonoperating budget authority, \$2,000,000 from the State Transportation Trust Fund to the Transportation Disadvantaged Trust Fund by August 15, 2015.

SECTION 71. Pursuant to section 215.32(2)(b)4.a., Florida Statutes, \$124,236,246 from unobligated cash balance amounts specified from the following trust funds shall be transferred to the General Revenue Fund for Fiscal Year 2015-2016:

AGENCY FOR HEALTH CARE ADMINISTRATION	
Grants and Donations Trust Fund.....	35,000,000
DEPARTMENT OF AGRICULTURE & CONSUMER SERVICES	
Conservation & Recreation Lands Program Trust Fund.....	3,360,592
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION	
Division of Florida Condominiums, Timeshares and Mobile Homes Trust Fund.....	3,000,000
Hotels and Restaurants Trust Fund.....	1,000,000
Professional Regulation Trust Fund.....	1,000,000
DEPARTMENT OF ENVIRONMENTAL PROTECTION	
Inland Protection Trust Fund.....	25,000,000
Internal Improvement Trust Fund.....	6,500,000
Solid Waste Management Trust Fund.....	3,000,000
Water Quality Assurance Trust Fund.....	14,000,000
DEPARTMENT OF FINANCIAL SERVICES	
Anti-Fraud Trust Fund.....	1,000,000
Financial Institutions Regulatory Trust Fund.....	3,000,000
Regulatory Trust Fund/Office of Financial Regulation.....	5,000,000
DEPARTMENT OF MANAGEMENT SERVICES	
Operating Trust Fund - Purchasing.....	10,000,000
FISH AND WILDLIFE CONSERVATION COMMISSION	
Invasive Plant Control Trust Fund.....	10,000,000
State Game Trust Fund.....	3,310,114
Conservation & Recreation Lands Program Trust Fund.....	65,540

Funds specified above from each trust fund shall be transferred in four equal installments on a quarterly basis during the fiscal year.

SECTION 72. The nonrecurring sums of \$93,484 from General Revenue and \$137,556 from trust funds are hereby reduced from each agency's budget for Fiscal Year 2014-2015, as a result of savings achieved through the Lease Savings, as follows:

AGENCY FOR PERSONS WITH DISABILITIES	
General Revenue.....	58,692
Trust Funds.....	63,323
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION	
Trust Funds.....	2,173
DEPARTMENT OF REVENUE	
General Revenue.....	34,792
Trust Funds.....	67,536
PUBLIC SERVICE COMMISSION	
Trust Funds.....	4,524

This section shall take effect upon becoming law.

SECTION 73. 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 2015-2016 as required by section 215.32(2)(c), Florida Statutes.

SECTION 74. 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 75. Except as otherwise provided herein, this act shall take effect July 1, 2015, or upon becoming law, whichever occurs later; however, if this act becomes law after July 1, 2015, then it shall operate retroactively to July 1, 2015.

TOTAL THIS GENERAL APPROPRIATION ACT

FROM GENERAL REVENUE FUND	28,147,084,481	
FROM TRUST FUNDS		52,277,496,495
TOTAL POSITIONS	114,538.07	
TOTAL ALL FUNDS		80,424,580,976
TOTAL APPROVED SALARY RATE	5,001,754,465	

ITEMIZATION OF EXPENDITURE TOTALS
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
<u>OPERATING</u>							
A - STATE OPERATIONS	5,114.9	.0	.0	68.2	7,324.9	12,508.0	114,538.07
B - AID TO LOC GOV - OPERATION	13,606.7	955.6	.0	9.1	6,900.3	21,471.7	.00
C - PYMT OF PEN, BEN & CLAIMS	263.0	297.8	.0	.0	58.1	619.0	.00
D - PASS THRU/ST & FED FUNDS	2,840.1	103.8	.0	.0	3,609.2	6,553.1	.00
E - MEDICAID AND TANF	5,950.4	.0	.0	312.9	20,472.4	26,735.7	.00
H - TRANS TO OTHER ENTITIES	88.7	.0	.0	.0	153.1	241.8	.00
TOTAL OPERATING	27,863.8	1,357.2	.0	390.2	38,518.1	68,129.2	114,538.07
<u>FIXED CAPITAL OUTLAY</u>							
I - STATE CAPITAL OUTLAY - DMS	43.1	.0	.0	.0	7.4	50.5	.00
J - ST CAPITAL OUTLAY - AGENCY	71.9	.0	.0	.0	323.4	395.3	.00
K - STATE CAPITAL OUTLAY - DOT	.0	.0	.0	.0	9,131.7	9,131.7	.00
L - STATE CAPITAL OUTLAY-PECO	.0	.0	341.4	.0	32.1	373.5	.00
M - AID TO LOC GOVT-CAP OUTLAY	106.5	.0	.0	.0	426.9	533.3	.00
N - DEBT SERVICE	61.8	313.7	897.3	.0	538.1	1,811.0	.00
TOTAL FIXED CAPITAL OUTLAY	283.3	313.7	1,238.7	.0	10,459.6	12,295.3	.00
TOTAL ITEM. OF EXPENDITURES	28,147.1	1,670.9	1,238.7	390.2	48,977.7	80,424.6	114,538.07

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>			
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING		955,568,514	955,568,514
TOTAL AID TO LOC GOV - OPERATION		955,568,514	955,568,514
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING		297,823,973	297,823,973
TOTAL PYMT OF PEN, BEN & CLAIMS		297,823,973	297,823,973
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>			
DEBT SERVICE			
STATE FUNDS - NONMATCHING		313,731,157	313,731,157
TOTAL DEBT SERVICE		313,731,157	313,731,157
TOTAL SECTION 1		1,670,900,000	1,670,900,000
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING		1,670,900,000	1,670,900,000
TOTAL SPENDING AUTHORIZATIONS			
OPERATING		1,357,168,843	1,357,168,843
FIXED CAPITAL OUTLAY		313,731,157	313,731,157
<u>SECTION 2 - EDUCATION (ALL OTHER FUNDS)</u>			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	176,448,586	46,003,869	222,452,455
STATE FUNDS - MATCHING	46,323,485	595,000	46,918,485
FEDERAL FUNDS		430,834,770	430,834,770
TRANS/RECIPIENT/FED FUNDS		501,367	501,367
POSITIONS			2,405.25
TOTAL STATE OPERATIONS	222,772,071	477,935,006	700,707,077
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	11,489,267,994	1,962,696,197	13,451,964,191
STATE FUNDS - MATCHING	224,033,452		224,033,452
FEDERAL FUNDS		488,191,593	488,191,593
TOTAL AID TO LOC GOV - OPERATION	11,713,301,446	2,450,887,790	14,164,189,236
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	222,899,314	7,789,519	230,688,833
STATE FUNDS - MATCHING	3,691,326		3,691,326
FEDERAL FUNDS		3,415,000	3,415,000
TOTAL PYMT OF PEN, BEN & CLAIMS	226,590,640	11,204,519	237,795,159

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 2 - EDUCATION (ALL OTHER FUNDS)			
<u>OPERATING</u>			
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	2,836,687,035	86,161,098	2,922,848,133
FEDERAL FUNDS		1,626,410,079	1,626,410,079
TOTAL PASS THRU/ST & FED FUNDS	2,836,687,035	1,712,571,177	4,549,258,212
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	2,634,931	3,592,015	6,226,946
STATE FUNDS - MATCHING	113,877		113,877
FEDERAL FUNDS		2,216,593	2,216,593
TOTAL TRANS TO OTHER ENTITIES	2,748,808	5,808,608	8,557,416
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING		373,516,595	373,516,595
TOTAL STATE CAPITAL OUTLAY-PECO		373,516,595	373,516,595
DEBT SERVICE			
STATE FUNDS - NONMATCHING		1,029,877,498	1,029,877,498
TOTAL DEBT SERVICE		1,029,877,498	1,029,877,498
TOTAL SECTION 2 POSITIONS	15,002,100,000	6,061,801,193	21,063,901,193
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	14,727,937,860	3,509,636,791	18,237,574,651
STATE FUNDS - MATCHING	274,162,140	595,000	274,757,140
FEDERAL FUNDS		2,551,068,035	2,551,068,035
TRANS/RECIPIENT/FED FUNDS		501,367	501,367
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	15,002,100,000	4,658,407,100	19,660,507,100
FIXED CAPITAL OUTLAY		1,403,394,093	1,403,394,093
SECTION 3 - HUMAN SERVICES			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	227,045,496	753,556,152	980,601,648
STATE FUNDS - MATCHING	460,164,314	313,702,304	773,866,618
FEDERAL FUNDS		1,450,744,534	1,450,744,534
TRANS/RECIPIENT/FED FUNDS		118,697,375	118,697,375
TOTAL STATE OPERATIONS POSITIONS	687,209,810	2,636,700,365	3,323,910,175
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	442,808,870	80,988,782	523,797,652
STATE FUNDS - MATCHING	1,129,983,087	88,668,025	1,218,651,112
FEDERAL FUNDS		3,173,582,092	3,173,582,092
TRANS/RECIPIENT/FED FUNDS		127,226,406	127,226,406
TOTAL AID TO LOC GOV - OPERATION	1,572,791,957	3,470,465,305	5,043,257,262

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 3 - HUMAN SERVICES			
<u>OPERATING</u>			
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	6,540,498	950,000	7,490,498
STATE FUNDS - MATCHING	11,473,839		11,473,839
TRANS/RECIPIENT/FED FUNDS		28,017	28,017
TOTAL PYMT OF PEN, BEN & CLAIMS	18,014,337	978,017	18,992,354
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	3,000,000		3,000,000
STATE FUNDS - MATCHING		21,754,358	21,754,358
FEDERAL FUNDS			
TOTAL PASS THRU/ST & FED FUNDS	3,000,000	21,754,358	24,754,358
MEDICAID AND TANF			
STATE FUNDS - MATCHING	5,950,377,702	5,181,935,516	11,132,313,218
FEDERAL FUNDS		14,974,271,508	14,974,271,508
TRANS/RECIPIENT/FED FUNDS		629,099,207	629,099,207
TOTAL MEDICAID AND TANF	5,950,377,702	20,785,306,231	26,735,683,933
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	2,360,751	7,835,486	10,196,237
STATE FUNDS - MATCHING	14,775,184	2,996,625	17,771,809
FEDERAL FUNDS		14,820,691	14,820,691
TRANS/RECIPIENT/FED FUNDS		427,092	427,092
TOTAL TRANS TO OTHER ENTITIES	17,135,935	26,079,894	43,215,829
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - MATCHING		700,000	700,000
FEDERAL FUNDS		1,300,000	1,300,000
TOTAL STATE CAPITAL OUTLAY - DMS		2,000,000	2,000,000
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	10,828,053	5,280,600	16,108,653
STATE FUNDS - MATCHING		3,850,000	3,850,000
FEDERAL FUNDS		7,150,000	7,150,000
TOTAL ST CAPITAL OUTLAY - AGENCY	10,828,053	16,280,600	27,108,653
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING	1,294,111	7,533,960	8,828,071
TOTAL AID TO LOC GOVT-CAP OUTLAY	1,294,111	7,533,960	8,828,071
TOTAL SECTION 3 POSITIONS	8,260,651,905	26,967,098,730	35,227,750,635
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	693,877,779	856,144,980	1,550,022,759
STATE FUNDS - MATCHING	7,566,774,126	5,591,852,470	13,158,626,596
FEDERAL FUNDS		19,643,623,183	19,643,623,183
TRANS/RECIPIENT/FED FUNDS		875,478,097	875,478,097
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	8,248,529,741	26,941,284,170	35,189,813,911
FIXED CAPITAL OUTLAY	12,122,164	25,814,560	37,936,724

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

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	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	3,201,666,988	359,661,304	3,561,328,292
STATE FUNDS - MATCHING	10,763,468	9,796,891	20,560,359
FEDERAL FUNDS		45,279,656	45,279,656
TRANS/RECIPIENT/FED FUNDS		49,175,561	49,175,561
POSITIONS			40,821.75
TOTAL STATE OPERATIONS	3,212,430,456	463,913,412	3,676,343,868
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	235,561,459	32,260,272	267,821,731
STATE FUNDS - MATCHING	300,843		300,843
FEDERAL FUNDS		52,358,993	52,358,993
TRANS/RECIPIENT/FED FUNDS		1,049,069	1,049,069
TOTAL AID TO LOC GOV - OPERATION	235,862,302	85,668,334	321,530,636
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
TRANS/RECIPIENT/FED FUNDS		1,754,800	1,754,800
TOTAL PASS THRU/ST & FED FUNDS		53,817,075	53,817,075
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	22,549,716	1,257,334	23,807,050
STATE FUNDS - MATCHING	19,917	24,935	44,852
FEDERAL FUNDS		25,365,816	25,365,816
TRANS/RECIPIENT/FED FUNDS		70,661	70,661
TOTAL TRANS TO OTHER ENTITIES	22,569,633	26,718,746	49,288,379
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	102,500		102,500
TOTAL STATE CAPITAL OUTLAY - DMS	102,500		102,500
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	16,172,953		16,172,953
TOTAL ST CAPITAL OUTLAY - AGENCY	16,172,953		16,172,953
DEBT SERVICE			
STATE FUNDS - NONMATCHING	61,849,828		61,849,828
TOTAL DEBT SERVICE	61,849,828		61,849,828

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS			
<u>POSITIONS</u>			
TOTAL SECTION 4	3,548,987,672	668,151,649	4,217,139,321
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	3,537,903,444	423,422,244	3,961,325,688
STATE FUNDS - MATCHING	11,084,228	9,821,826	20,906,054
FEDERAL FUNDS		182,857,488	182,857,488
TRANS/RECIPIENT/FED FUNDS		52,050,091	52,050,091
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	3,470,862,391	668,151,649	4,139,014,040
FIXED CAPITAL OUTLAY	78,125,281		78,125,281
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	76,152,258	1,365,419,184	1,441,571,442
STATE FUNDS - MATCHING	234,169	39,354,443	39,588,612
FEDERAL FUNDS		188,072,662	188,072,662
TRANS/RECIPIENT/FED FUNDS		2,082,558	2,082,558
POSITIONS			15,174.25
TOTAL STATE OPERATIONS	76,386,427	1,594,928,847	1,671,315,274
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	18,532,080	81,737,321	100,269,401
STATE FUNDS - MATCHING	9,165,197		9,165,197
FEDERAL FUNDS		6,417,074	6,417,074
TOTAL AID TO LOC GOV - OPERATION	27,697,277	88,154,395	115,851,672
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING		10,109,202	10,109,202
FEDERAL FUNDS		1,068,227,976	1,068,227,976
TOTAL PASS THRU/ST & FED FUNDS		1,078,337,178	1,078,337,178
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	5,360,522	64,695,309	70,055,831
STATE FUNDS - MATCHING		419	419
FEDERAL FUNDS		328,890	328,890
TOTAL TRANS TO OTHER ENTITIES	5,360,522	65,024,618	70,385,140
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	3,644,269		3,644,269
TOTAL STATE CAPITAL OUTLAY - DMS	3,644,269		3,644,269
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	37,755,000	281,978,296	319,733,296
FEDERAL FUNDS		12,800,000	12,800,000
TOTAL ST CAPITAL OUTLAY - AGENCY	37,755,000	294,778,296	332,533,296

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16

	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	6,636,439,563		6,636,439,563
STATE FUNDS - MATCHING	96,648,266		96,648,266
FEDERAL FUNDS	2,398,631,004		2,398,631,004
TOTAL STATE CAPITAL OUTLAY - DOT	9,131,718,833		9,131,718,833
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING	62,820,601	104,275,933	167,096,534
STATE FUNDS - MATCHING	17,358,800	166,667	17,525,467
FEDERAL FUNDS		308,690,838	308,690,838
TOTAL AID TO LOC GOVT-CAP OUTLAY	80,179,401	413,133,438	493,312,839
DEBT SERVICE			
STATE FUNDS - NONMATCHING		367,261,974	367,261,974
TOTAL DEBT SERVICE		367,261,974	367,261,974
TOTAL SECTION 5	231,022,896	13,033,337,579	13,264,360,475
<u>FUNDING SOURCE RECAP</u>			
STATE FUNDS - NONMATCHING	204,264,730	8,911,916,782	9,116,181,512
STATE FUNDS - MATCHING	26,758,166	136,169,795	162,927,961
FEDERAL FUNDS		3,983,168,444	3,983,168,444
TRANS/RECIPIENT/FED FUNDS		2,082,558	2,082,558
TOTAL SPENDING AUTHORIZATIONS	231,022,896	13,033,337,579	13,264,360,475
OPERATING	109,444,226	2,826,445,038	2,935,889,264
FIXED CAPITAL OUTLAY	121,578,670	10,206,892,541	10,328,471,211
SECTION 6 - GENERAL GOVERNMENT			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	476,564,420	1,693,330,124	2,169,894,544
STATE FUNDS - MATCHING	46,625,971	27,037,685	73,663,656
FEDERAL FUNDS		357,013,435	357,013,435
TRANS/RECIPIENT/FED FUNDS		43,688,252	43,688,252
TOTAL STATE OPERATIONS	523,190,391	2,121,069,496	2,644,259,887
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	34,554,568	233,117,277	267,671,845
STATE FUNDS - MATCHING	17,382,285	13,088,277	30,470,562
FEDERAL FUNDS		567,038,206	567,038,206
TRANS/RECIPIENT/FED FUNDS		1,036,300	1,036,300
TOTAL AID TO LOC GOV - OPERATION	51,936,853	814,280,060	866,216,913
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	18,409,674	7,898,581	26,308,255
TOTAL PYMT OF PEN, BEN & CLAIMS	18,409,674	7,898,581	26,308,255

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

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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	438,172	412,227,835	412,666,007
STATE FUNDS - MATCHING		19,322,350	19,322,350
FEDERAL FUNDS		311,192,626	311,192,626
TOTAL PASS THRU/ST & FED FUNDS	438,172	742,742,811	743,180,983
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	39,563,134	22,886,258	62,449,392
STATE FUNDS - MATCHING	380,967	129,642	510,609
FEDERAL FUNDS		6,167,002	6,167,002
TRANS/RECIPIENT/FED FUNDS		193,189	193,189
TOTAL TRANS TO OTHER ENTITIES	39,944,101	29,376,091	69,320,192
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	17,531,728	5,424,177	22,955,905
TOTAL STATE CAPITAL OUTLAY - DMS	17,531,728	5,424,177	22,955,905
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	7,157,000	8,524,413	15,681,413
FEDERAL FUNDS		3,500,000	3,500,000
TRANS/RECIPIENT/FED FUNDS		315,000	315,000
TOTAL ST CAPITAL OUTLAY - AGENCY	7,157,000	12,339,413	19,496,413
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING	24,981,761	3,200,000	28,181,761
STATE FUNDS - MATCHING		3,000,000	3,000,000
TOTAL AID TO LOC GOVT-CAP OUTLAY	24,981,761	6,200,000	31,181,761
DEBT SERVICE			
STATE FUNDS - NONMATCHING		38,255,689	38,255,689
TOTAL DEBT SERVICE		38,255,689	38,255,689
TOTAL SECTION 6	683,589,680	3,777,586,318	4,461,175,998
<u>FUNDING SOURCE RECAP</u>			
STATE FUNDS - NONMATCHING	619,200,457	2,424,864,354	3,044,064,811
STATE FUNDS - MATCHING	64,389,223	62,577,954	126,967,177
FEDERAL FUNDS		1,244,911,269	1,244,911,269
TRANS/RECIPIENT/FED FUNDS		45,232,741	45,232,741
TOTAL SPENDING AUTHORIZATIONS	683,589,680	3,777,586,318	4,461,175,998
OPERATING	633,919,191	3,715,367,039	4,349,286,230
FIXED CAPITAL OUTLAY	49,670,489	62,219,279	111,889,768

SUMMARY BY SECTION
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
SECTION 7 - JUDICIAL BRANCH			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	392,878,541	88,516,324	481,394,865
FEDERAL FUNDS		2,163,128	2,163,128
TRANS/RECIPIENT/FED FUNDS		7,898,533	7,898,533
	-----	-----	-----
TOTAL STATE OPERATIONS	392,878,541	98,577,985	4,340.50 491,456,526
	=====	=====	=====
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	5,093,240		5,093,240
TOTAL AID TO LOC GOV - OPERATION	5,093,240		5,093,240
	=====	=====	=====
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	976,101	6,487	982,588
FEDERAL FUNDS		4,163	4,163
TRANS/RECIPIENT/FED FUNDS		32,391	32,391
TOTAL TRANS TO OTHER ENTITIES	976,101	43,041	1,019,142
	=====	=====	=====
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	21,784,446		21,784,446
TOTAL STATE CAPITAL OUTLAY - DMS	21,784,446		21,784,446
	=====	=====	=====
TOTAL SECTION 7	420,732,328	98,621,026	4,340.50 519,353,354
	=====	=====	=====
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	420,732,328	88,522,811	509,255,139
FEDERAL FUNDS		2,167,291	2,167,291
TRANS/RECIPIENT/FED FUNDS		7,930,924	7,930,924
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	398,947,882	98,621,026	497,568,908
FIXED CAPITAL OUTLAY	21,784,446		21,784,446
	=====	=====	=====

SUMMARY FOR ALL SECTIONS
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
ALL SECTIONS			
<u>OPERATING</u>			
STATE OPERATIONS			
STATE FUNDS - NONMATCHING	4,550,756,289	4,306,486,957	8,857,243,246
STATE FUNDS - MATCHING	564,111,407	390,486,323	954,597,730
FEDERAL FUNDS		2,474,108,185	2,474,108,185
TRANS/RECIPIENT/FED FUNDS		222,043,646	222,043,646
	-----	-----	-----
TOTAL STATE OPERATIONS	5,114,867,696	7,393,125,111	114,538.07 12,507,992,807
	=====	=====	=====
AID TO LOC GOV - OPERATION			
STATE FUNDS - NONMATCHING	12,225,818,211	3,346,368,363	15,572,186,574
STATE FUNDS - MATCHING	1,380,864,864	101,756,302	1,482,621,166
FEDERAL FUNDS		4,287,587,958	4,287,587,958
TRANS/RECIPIENT/FED FUNDS		129,311,775	129,311,775
TOTAL AID TO LOC GOV - OPERATION	13,606,683,075	7,865,024,398	21,471,707,473
	=====	=====	=====
PYMT OF PEN, BEN & CLAIMS			
STATE FUNDS - NONMATCHING	247,849,486	339,304,155	587,153,641
STATE FUNDS - MATCHING	15,165,165		15,165,165
FEDERAL FUNDS		16,607,000	16,607,000
TRANS/RECIPIENT/FED FUNDS		28,017	28,017
TOTAL PYMT OF PEN, BEN & CLAIMS	263,014,651	355,939,172	618,953,823
	=====	=====	=====
PASS THRU/ST & FED FUNDS			
STATE FUNDS - NONMATCHING	2,840,125,207	617,675,743	3,457,800,950
STATE FUNDS - MATCHING		19,322,350	19,322,350
FEDERAL FUNDS		3,074,246,062	3,074,246,062
TRANS/RECIPIENT/FED FUNDS		1,754,800	1,754,800
TOTAL PASS THRU/ST & FED FUNDS	2,840,125,207	3,712,998,955	6,553,124,162
	=====	=====	=====
MEDICAID AND TANF			
STATE FUNDS - MATCHING	5,950,377,702	5,181,935,516	11,132,313,218
FEDERAL FUNDS		14,974,271,508	14,974,271,508
TRANS/RECIPIENT/FED FUNDS		629,099,207	629,099,207
TOTAL MEDICAID AND TANF	5,950,377,702	20,785,306,231	26,735,683,933
	=====	=====	=====
TRANS TO OTHER ENTITIES			
STATE FUNDS - NONMATCHING	73,445,155	100,272,889	173,718,044
STATE FUNDS - MATCHING	15,289,945	3,151,621	18,441,566
FEDERAL FUNDS		48,903,155	48,903,155
TRANS/RECIPIENT/FED FUNDS		723,333	723,333
TOTAL TRANS TO OTHER ENTITIES	88,735,100	153,050,998	241,786,098
	=====	=====	=====
<u>FIXED CAPITAL OUTLAY</u>			
STATE CAPITAL OUTLAY - DMS			
STATE FUNDS - NONMATCHING	43,062,943	5,424,177	48,487,120
STATE FUNDS - MATCHING		700,000	700,000
FEDERAL FUNDS		1,300,000	1,300,000
TOTAL STATE CAPITAL OUTLAY - DMS	43,062,943	7,424,177	50,487,120
	=====	=====	=====

SUMMARY FOR ALL SECTIONS
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16

	GEN REVENUE	TRUST FUNDS	ALL FUNDS
ALL SECTIONS			
FIXED CAPITAL OUTLAY			
ST CAPITAL OUTLAY - AGENCY			
STATE FUNDS - NONMATCHING	71,913,006	295,783,309	367,696,315
STATE FUNDS - MATCHING		3,850,000	3,850,000
FEDERAL FUNDS		23,450,000	23,450,000
TRANS/RECIPIENT/FED FUNDS		315,000	315,000
TOTAL ST CAPITAL OUTLAY - AGENCY	71,913,006	323,398,309	395,311,315
STATE CAPITAL OUTLAY - DOT			
STATE FUNDS - NONMATCHING		6,636,439,563	6,636,439,563
STATE FUNDS - MATCHING		96,648,266	96,648,266
FEDERAL FUNDS		2,398,631,004	2,398,631,004
TOTAL STATE CAPITAL OUTLAY - DOT		9,131,718,833	9,131,718,833
STATE CAPITAL OUTLAY-PECO			
STATE FUNDS - NONMATCHING		373,516,595	373,516,595
TOTAL STATE CAPITAL OUTLAY-PECO		373,516,595	373,516,595
AID TO LOC GOVT-CAP OUTLAY			
STATE FUNDS - NONMATCHING	89,096,473	115,009,893	204,106,366
STATE FUNDS - MATCHING	17,358,800		20,525,467
FEDERAL FUNDS		308,690,838	308,690,838
TOTAL AID TO LOC GOVT-CAP OUTLAY	106,455,273	426,867,398	533,322,671
DEBT SERVICE			
STATE FUNDS - NONMATCHING	61,849,828	1,749,126,318	1,810,976,146
TOTAL DEBT SERVICE	61,849,828	1,749,126,318	1,810,976,146
POSITIONS			114,538.07
TOTAL ALL SECTIONS	28,147,084,481	52,277,496,495	80,424,580,976
FUNDING SOURCE RECAP			
STATE FUNDS - NONMATCHING	20,203,916,598	17,885,407,962	38,089,324,560
STATE FUNDS - MATCHING	7,943,167,883	5,801,017,045	13,744,184,928
FEDERAL FUNDS		27,607,795,710	27,607,795,710
TRANS/RECIPIENT/FED FUNDS		983,275,778	983,275,778
TOTAL SPENDING AUTHORIZATIONS			
OPERATING	27,863,803,431	40,265,444,865	68,129,248,296
FIXED CAPITAL OUTLAY	283,281,050	12,012,051,630	12,295,332,680

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
OPERATING							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF . . . . .	.0	1,357.2	.0	.0	.0	1,357.2	.00
TOTAL SECTION 1	.0	1,357.2	.0	.0	.0	1,357.2	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF	15,002.1	.0	.0	.0	4,658.4	19,660.5	2,405.25
TOTAL SECTION 2	15,002.1	.0	.0	.0	4,658.4	19,660.5	2,405.25
EDUCATION RECAP							
EDUCATION/EARLY LEARNING	547.7	.0	.0	.0	469.4	1,017.1	100.00
EDUCATION/PUBLIC SCHOOLS	10,788.1	540.9	.0	.0	1,914.5	13,243.5	.00
EDUCATION/EL COLLEGES	950.5	244.9	.0	.0	.0	1,195.4	.00
EDUCATION/UNIVERSITIES	2,304.5	273.6	.0	.0	1,907.4	4,485.4	.00
EDUCATION/OTHER	411.3	297.8	.0	.0	367.1	1,076.2	2,305.25
TOTAL EDUCATION RECAP	15,002.1	1,357.2	.0	.0	4,658.4	21,017.7	2,405.25
SECTION 3 - HUMAN SERVICES							
AGENCY/HEALTH CARE ADMIN.	5,504.7	.0	.0	322.2	22,027.0	27,854.0	1,563.00
AGENCY/PERSONS WITH DISABL.	496.1	.0	.0	.0	698.6	1,194.7	2,865.50
CHILDREN & FAMILIES	1,635.6	.0	.0	.0	1,318.7	2,954.3	11,888.50
ELDER AFFAIRS, DEPT OF	117.4	.0	.0	.0	167.1	284.4	434.50
HEALTH, DEPT OF	486.3	.0	.0	68.0	2,253.9	2,808.3	15,174.57
VETERANS' AFFAIRS, DEPT OF	8.4	.0	.0	.0	85.8	94.2	1,105.50
TOTAL SECTION 3	8,248.5	.0	.0	390.2	26,551.1	35,189.8	33,031.57
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF	2,215.2	.0	.0	.0	68.7	2,283.9	23,892.00
FL COMMISSION/OFFENDER REVIEW	9.6	.0	.0	.0	.1	9.7	132.00
JUSTICE ADMINISTRATION	714.4	.0	.0	.0	137.1	851.5	10,370.75
JUVENILE JUSTICE, DEPT OF	380.9	.0	.0	.0	144.3	525.2	3,265.50
LAW ENFORCEMENT, DEPT OF	103.7	.0	.0	.0	164.3	268.0	1,805.00
LEGAL AFFAIRS/ATTY GENERAL	47.1	.0	.0	.0	153.7	200.8	1,356.50
TOTAL SECTION 4	3,470.9	.0	.0	.0	668.2	4,139.0	40,821.75
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMMR	92.1	.0	.0	.0	1,387.1	1,479.1	3,631.25
ENVIR PROTECTION, DEPT OF	14.6	.0	.0	.0	370.1	384.8	2,952.50
FISH/WILDLIFE CONSERV COMM	2.7	.0	.0	.0	337.3	340.1	2,136.50
TRANSPORTATION, DEPT OF . . . . .	.0	.0	.0	.0	732.0	732.0	6,454.00
TOTAL SECTION 5	109.4	.0	.0	.0	2,826.4	2,935.9	15,174.25
SECTION 6 - GENERAL GOVERNMENT							
ADMINISTERED FUNDS	62.2	.0	.0	.0	48.4	110.6	.00
BUSINESS/PROFESSIONAL REG	1.2	.0	.0	.0	146.9	148.1	1,621.25
CITRUS, DEPT OF . . . . .	.0	.0	.0	.0	48.8	48.8	55.00
ECONOMIC OPPORTUNITY	2.9	.0	.0	.0	1,161.0	1,163.9	1,618.50
FINANCIAL SERVICES	23.3	.0	.0	.0	298.7	322.0	2,593.50

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
OPERATING							
SECTION 6 - GENERAL GOVERNMENT							
GOVERNOR, EXECUTIVE OFFICE...	21.7	.0	.0	.0	343.2	364.9	425.00
HIWAY SAFETY/MTR VEH, DEPT...	.0	.0	.0	.0	444.9	444.9	4,414.00
LEGISLATIVE BRANCH.....	201.3	.0	.0	.0	2.5	203.8	.00
LOTTERY, DEPARTMENT OF THE...	.0	.0	.0	.0	165.1	165.1	420.00
MANAGEMENT SRVCS, DEPT OF...	32.7	.0	.0	.0	592.1	624.8	1,338.50
MILITARY AFFAIRS, DEPT OF...	20.8	.0	.0	.0	44.2	64.9	459.00
PUBLIC SERVICE COMMISSION....	.2	.0	.0	.0	24.9	25.1	280.00
REVENUE, DEPARTMENT OF.....	211.7	.0	.0	.0	362.3	574.0	5,133.00
STATE, DEPT OF.....	55.9	.0	.0	.0	32.3	88.2	407.00
TOTAL SECTION 6	633.9	.0	.0	.0	3,715.4	4,349.3	18,764.75
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.....	398.9	.0	.0	.0	98.6	497.6	4,340.50
TOTAL SECTION 7	398.9	.0	.0	.0	98.6	497.6	4,340.50
TOTAL OPERATING	27,863.8	1,357.2	.0	390.2	38,518.1	68,129.2	114,538.07
FIXED CAPITAL OUTLAY							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF.....	.0	313.7	.0	.0	.0	313.7	.00
TOTAL SECTION 1	.0	313.7	.0	.0	.0	313.7	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF.....	.0	.0	1,238.7	.0	164.7	1,403.4	.00
TOTAL SECTION 2	.0	.0	1,238.7	.0	164.7	1,403.4	.00
EDUCATION RECAP							
EDUCATION/EARLY LEARNING...	.0	.0	.0	.0	.0	.0	.00
EDUCATION/PUBLIC SCHOOLS....	.0	.0	.0	.0	.0	.0	.00
EDUCATION/PL COLLEGES.....	.0	.0	.0	.0	.0	.0	.00
EDUCATION/UNIVERSITIES.....	.0	.0	.0	.0	.0	.0	.00
EDUCATION/OTHER.....	.0	313.7	1,238.7	.0	164.7	1,717.1	.00
TOTAL EDUCATION RECAP	.0	313.7	1,238.7	.0	164.7	1,717.1	.00
SECTION 3 - HUMAN SERVICES							
AGENCY/PERSONS WITH DISABL...	3.3	.0	.0	.0	1.2	4.5	.00
CHILDREN & FAMILIES.....	2.4	.0	.0	.0	.0	2.4	.00
HEALTH, DEPT OF.....	6.4	.0	.0	.0	10.2	16.6	.00
VETERANS' AFFAIRS, DEPT OF...	.0	.0	.0	.0	14.4	14.4	.00
TOTAL SECTION 3	12.1	.0	.0	.0	25.8	37.9	.00
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF.....	75.0	.0	.0	.0	.0	75.0	.00
JUVENILE JUSTICE, DEPT OF...	1.8	.0	.0	.0	.0	1.8	.00
LEGAL AFFAIRS/ATTY GENERAL...	1.3	.0	.0	.0	.0	1.3	.00

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16
(\$ IN MILLIONS)

	GENERAL REVENUE	LOTTERY	PECO	TOBACCO	OTHER TRUST	ALL FUNDS	POSITIONS
FIXED CAPITAL OUTLAY							
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
TOTAL SECTION 4	78.1	.0	.0	.0	.0	78.1	.00
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMMR....	6.9	.0	.0	.0	11.1	18.0	.00
ENVIR PROTECTION, DEPT OF....	99.2	.0	.0	.0	861.3	960.5	.00
FISH/WILDLIFE CONSERV COMM...	15.5	.0	.0	.0	18.2	33.7	.00
TRANSPORTATION, DEPT OF.....	.0	.0	.0	.0	9,316.3	9,316.3	.00
TOTAL SECTION 5	121.6	.0	.0	.0	10,206.9	10,328.5	.00
SECTION 6 - GENERAL GOVERNMENT							
ECONOMIC OPPORTUNITY.....	.0	.0	.0	.0	3.5	3.5	.00
FINANCIAL SERVICES.....	.0	.0	.0	.0	.4	.4	.00
GOVERNOR, EXECUTIVE OFFICE...	.0	.0	.0	.0	3.0	3.0	.00
HIWAY SAFETY/MTR VEH, DEPT...	.0	.0	.0	.0	5.4	5.4	.00
MANAGEMENT SRVCS, DEPT OF...	17.5	.0	.0	.0	46.4	64.0	.00
MILITARY AFFAIRS, DEPT OF...	7.2	.0	.0	.0	3.5	10.7	.00
STATE, DEPT OF.....	25.0	.0	.0	.0	.0	25.0	.00
TOTAL SECTION 6	49.7	.0	.0	.0	62.2	111.9	.00
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.....	21.8	.0	.0	.0	.0	21.8	.00
TOTAL SECTION 7	21.8	.0	.0	.0	.0	21.8	.00
TOTAL FIXED CAPITAL OUTLAY	283.3	313.7	1,238.7	.0	10,459.6	12,295.3	.00
OPERATING AND FIXED CAPITAL OUTLAY							
SECTION 1 - EDUCATION ENHANCEMENT							
EDUCATION, DEPT OF.....	.0	1,670.9	.0	.0	.0	1,670.9	.00
TOTAL SECTION 1	.0	1,670.9	.0	.0	.0	1,670.9	.00
SECTION 2 - EDUCATION (ALL OTHER FUNDS)							
EDUCATION, DEPT OF.....	15,002.1	.0	1,238.7	.0	4,823.1	21,063.9	2,405.25
TOTAL SECTION 2	15,002.1	.0	1,238.7	.0	4,823.1	21,063.9	2,405.25
EDUCATION RECAP							
EDUCATION/EARLY LEARNING...	547.7	.0	.0	.0	469.4	1,017.1	100.00
EDUCATION/PUBLIC SCHOOLS....	10,788.1	540.9	.0	.0	1,914.5	13,243.5	.00
EDUCATION/PL COLLEGES.....	950.5	244.9	.0	.0	.0	1,195.4	.00
EDUCATION/UNIVERSITIES.....	2,304.5	273.6	.0	.0	1,907.4	4,485.4	.00
EDUCATION/OTHER.....	411.3	611.6	1,238.7	.0	531.8	2,793.3	2,305.25
TOTAL EDUCATION RECAP	15,002.1	1,670.9	1,238.7	.0	4,823.1	22,734.8	2,405.25

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

SUMMARY BY SECTION BY DEPARTMENT
(FOR INFORMATION ONLY)

SPB 2500 FY 15-16
(\$ 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.	5,504.7	.0	.0	322.2	22,027.0	27,854.0	1,563.00
AGENCY/PERSONS WITH DISABL.	499.4	.0	.0	.0	699.8	1,199.2	2,865.50
CHILDREN & FAMILIES.	1,638.0	.0	.0	.0	1,318.7	2,956.7	11,888.50
ELDER AFFAIRS, DEPT OF.	117.4	.0	.0	.0	167.1	284.4	434.50
HEALTH, DEPT OF.	492.8	.0	.0	68.0	2,264.1	2,824.8	15,174.57
VETERANS' AFFAIRS, DEPT OF.	8.4	.0	.0	.0	100.2	108.6	1,105.50
TOTAL SECTION 3	8,260.7	.0	.0	390.2	26,576.9	35,227.8	33,031.57
SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS							
CORRECTIONS, DEPT OF.	2,290.3	.0	.0	.0	68.7	2,359.0	23,892.00
FL COMMISSN/OFFENDER REVIEW.	9.6	.0	.0	.0	.1	9.7	132.00
JUSTICE ADMINISTRATION.	714.4	.0	.0	.0	137.1	851.5	10,370.75
JUVENILE JUSTICE, DEPT OF.	382.7	.0	.0	.0	144.3	527.0	3,265.50
LAW ENFORCEMENT, DEPT OF.	103.7	.0	.0	.0	164.3	268.0	1,805.00
LEGAL AFFAIRS/ATTY GENERAL.	48.4	.0	.0	.0	153.7	202.0	1,356.50
TOTAL SECTION 4	3,549.0	.0	.0	.0	668.2	4,217.1	40,821.75
SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION							
AGRIC/CONSUMER SVCS/COMM.	99.0	.0	.0	.0	1,398.1	1,497.1	3,631.25
ENVIR PROTECTION, DEPT OF.	113.8	.0	.0	.0	1,231.4	1,345.2	2,952.50
FISH/WILDLIFE CONSERV COMM.	18.2	.0	.0	.0	355.5	373.8	2,136.50
TRANSPORTATION, DEPT OF. ....	.0	.0	.0	.0	10,048.3	10,048.3	6,454.00
TOTAL SECTION 5	231.0	.0	.0	.0	13,033.3	13,264.4	15,174.25
SECTION 6 - GENERAL GOVERNMENT							
ADMINISTERED FUNDS.	62.2	.0	.0	.0	48.4	110.6	.00
BUSINESS/PROFESSIONAL REG.	1.2	.0	.0	.0	146.9	148.1	1,621.25
CITRUS, DEPT OF. ....	.0	.0	.0	.0	48.8	48.8	55.00
ECONOMIC OPPORTUNITY.	2.9	.0	.0	.0	1,164.5	1,167.4	1,618.50
FINANCIAL SERVICES.	23.3	.0	.0	.0	299.1	322.4	2,593.50
GOVERNOR, EXECUTIVE OFFICE.	21.7	.0	.0	.0	346.2	367.9	425.00
HIWAY SAFETY/MTR VEH, DEPT. ....	.0	.0	.0	.0	450.3	450.3	4,414.00
LEGISLATIVE BRANCH.	201.3	.0	.0	.0	2.5	203.8	.00
LOTTERY, DEPARTMENT OF THE. ....	.0	.0	.0	.0	165.1	165.1	420.00
MANAGEMENT SRVCS, DEPT OF.	50.3	.0	.0	.0	638.5	688.8	1,338.50
MILITARY AFFAIRS, DEPT OF.	27.9	.0	.0	.0	47.7	75.6	459.00
PUBLIC SERVICE COMMISSION. ....	.2	.0	.0	.0	24.9	25.1	280.00
REVENUE, DEPARTMENT OF.	211.7	.0	.0	.0	362.3	574.0	5,133.00
STATE, DEPT OF.	80.8	.0	.0	.0	32.3	113.2	407.00
TOTAL SECTION 6	683.6	.0	.0	.0	3,777.6	4,461.2	18,764.75
SECTION 7 - JUDICIAL BRANCH							
STATE COURT SYSTEM.	420.7	.0	.0	.0	98.6	519.4	4,340.50
TOTAL SECTION 7	420.7	.0	.0	.0	98.6	519.4	4,340.50
TOTAL OPERATING AND FCO	28,147.1	1,670.9	1,238.7	390.2	48,977.7	80,424.6	114,538.07

NOTE: AMOUNTS ACROSS AND DOWN MAY NOT EQUAL DUE TO ROUNDING.

APPEARANCE RECORD

3/25/15 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)
Meeting Date

2500
Bill Number (if applicable)

Topic Financial literacy Amendment

~~995026~~
Amendment Barcode (if applicable)

Name Aimee Diaz Lyon

995026 by
Sen. Ring

Job Title _____

Address 215 South Monroe Street #505

Phone 850-205-9000

Tallahassee FL 32301
City State Zip

Email aimee.diazlyon@metlaw.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Business Law Section of the Florida 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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

SB 2500
Bill Number (if applicable)

Topic #995007

995007
Amendment Barcode (if applicable)

Name Mark Anderson

Job Title Lobbyist

Address 106 S. Monroe St
Street
Tallahassee FL 32301
City State Zip

Phone 813-205-0658

Email mark@consultanderson.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Council on Economic Education

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

SB 2500
Bill Number (if applicable)
995007
Amendment Barcode (if applicable)

Topic #995007

Name America Dora Lyon

Job Title _____

Address _____
Street

Phone _____

City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Business Law Section of FL 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.

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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)

3/25/19
Meeting Date

SB 2500
Bill Number (if applicable)
995007
Amendment Barcode (if applicable)

Topic #995007

Name Brewster Bevis

Job Title _____

Address _____
Street

Phone _____

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing AIF

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)

3/25/15

Meeting Date

5B2500

Bill Number (if applicable)

995007

Amendment Barcode (if applicable)

Topic #995007

Name Jared Ross

Job Title _____

Address _____

Street

Phone _____

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing League of Southern Credit Unions

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

SB 2500
Bill Number (if applicable)
#995007
Amendment Barcode (if applicable)

Topic #995007

Name TIM Nungesser

Job Title _____

Address _____
Street

Phone _____

City _____ State _____ Zip _____

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing NFIB

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)

3/25/15

Meeting Date

SB 2500

Bill Number (if applicable)

#995007

Amendment Barcode (if applicable)

Topic #995007

Name Rebecca de la Rosa

Job Title

Address

Street

Phone

City

State

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Junior League

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)

3/25/15

Meeting Date

SB 2500

Bill Number (if applicable)

#995007

Amendment Barcode (if applicable)

Topic #995007

Name Anthony Dimarco

Job Title

Address

Street

Phone

City

State

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Bankers Assoc.

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB2005

Bill Number (if applicable)

995007

Amendment Barcode (if applicable)

Topic Amendment for Financial Literary Program

Name Brewster Bevis

Job Title Senior Vice President

Address 516 N. Adams St

Street

Tallahassee

City

FL

State

32301

Zip

Phone 224-7173

Email bbevis@aif.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

Amraps
Bill Number (if applicable)
995009
Amendment Barcode (if applicable)

Topic Keep Florida Beautiful

Name Mary Jean Yan

Job Title Executive Director

Address 3324 Charleston Road

Phone 850/519-7859

Street
TLH
City
FL
State
32309
Zip

Email maryjeanyan@concept

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Keep Florida Beautiful

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)

3/25/15
Meeting Date

2500
Bill Number (if applicable)

Topic GAA

~~9922~~
Amendment Barcode (if applicable)

Name Ryan Smart

(Alzman)
995005

Job Title President

Address 308 N Monroe St

Phone 850-222-6277

Street

Tallahassee

FL

32301

City

State

Zip

Email rsmart@1000ff.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing 1000 Friends 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.

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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)

3/25/15
Meeting Date

2500
Bill Number (if applicable)

Topic ERBA

~~995022~~
Amendment Barcode (if applicable)

Name DAVID LUKED

(Altman)
995005

Job Title _____

Address 1674 UNIVERSITY PARKWAY
Street

Phone (407) 323-2404

SARASOTA FL 34243
City State Zip

Email DLUKED@SIERRAFLORIDA.COM

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing SIERRA CLUB FLORIDA

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)

3/25/15
Meeting Date

2560
Bill Number (if applicable)

995023
Amendment Barcode (if applicable)

Topic GAA

Name Ryan Smart

(Joyner)

Job Title President

995010

Address 308 N. Monroe St
Street

Phone 561-358-7191

Tallahassee FL 32301
City State Zip

Email rsmart@loaweb.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing 1000 Friends 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.

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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/25/15
Meeting Date

2500
Bill Number (if applicable)

Topic GDA

995023
Amendment Barcode (if applicable)

Name DAVID CULLEN

(JOYNER)

Job Title _____

995010

Address 1674 UNIVERSITY PKWY
Street

Phone 941.323.2409

SARASOTA FL 34223
City State Zip

Email cullen@senate.fl.gov

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing SEERS CUBA FORUM

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
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 2502

INTRODUCER: Appropriations Committee

SUBJECT: Implementing the 2015-2016 General Appropriations Act

DATE: March 26, 2015

REVISED: _____

ANALYST

McSwain

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 2502 provides the statutory authority necessary to implement and execute the General Appropriations Act for Fiscal Year 2015-2016. Statutory changes are temporary and expire on July 1, 2016.

The bill provides an effective date of July 1, 2015, except as otherwise provided.

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 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 2015-2016.

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 provides that funds provided for instructional materials shall be released and expended as required in the proviso language attached to Specific Appropriation 9.

¹ *Brown v. Firestone*, 382 So.2d 654 (Fla. 1980); *Chiles v. Milligan*, 659 So.2d 1055 (Fla. 1995).

Section 4 amends s. 1013.64, F.S., to provide that, notwithstanding the current formula, for the 2015-2016 fiscal year, funds appropriated for remodeling, renovation, maintenance, and repairs and site improvement for existing satisfactory facilities will be allocated by prorating the total appropriation based on each school district's share of the 2014-2015 reported fixed capital outlay FTE.

Section 5 provides that any district school board that generates less than \$1 million dollars in revenue from one mill of ad valorem tax shall contribute 0.75 mill, rather than 1.5 mills, for Fiscal Year 2015-2016 to the cost of funded special facilities projects.

Section 6, 7, and 8 provide changes, for the 2015-2016 fiscal year, to the calculation of multiple components of the Florida Education Finance Program (FEFP), including:

- Providing funding for the 300 lowest performing elementary schools through funds allocated in the Supplemental Academic Instruction and the Research-Based Reading Instruction Allocation categoricals.
- Authorizing performance funding for a CAPE industry certification earned through a dual enrollment course, which is not a fundable certification on the Postsecondary Industry Certification Funding List or is earned as a result of an agreement with a nonpublic postsecondary institution, to be provided in the same manner as a non-dual enrollment course industry certification.
- Establishing two new tiers of bonuses available to CAPE industry certification teachers at \$75 for 0.3 weighted certifications and \$100 for 0.5 and 1.0 weighted certifications, with a \$4,000 maximum annual bonus for teachers providing instruction in courses leading to these industry certifications.
- Increasing the discretionary millage compression supplement for the school district 0.748 mill discretionary levy for operations from the state average to five percent above the state average funds per FTE.
- Modifying the sparsity supplement calculation to compute the sparsity supplement for larger eligible districts with a full-time equivalent student membership of between 20,000 and 24,000, by dividing the total number of full-time equivalent students in all programs by the number of permanent senior high school centers in the district, not in excess of four.
- Amending the virtual education contribution calculation by including the declining enrollment supplement and exceptional student education (ESE) guaranteed allocation.
- Creating the federally connected student supplement to provide funding to school districts to support the education of students connected with federally-owned military installations, National Aeronautics and Space Administration (NASA) property, and Indian lands. To be eligible for this supplement, the district must also be eligible for federal impact aid funds, pursuant to Title VIII of the Elementary and Secondary Education Act of 1965.
- Conforming a cross-reference in s.1011.71, F.S., changed as a result of the addition of the federally connected student supplement as a new subsection of law in s.1011.62, F.S.

Section 9 amends s. 1011.71, F.S., to clarify that, for Fiscal Year 2015-2016, annual license fees, maintenance fees, and lease agreements for enterprise resource software are allowable uses of local capital improvement funds.

Section 10 establishes the State University System (SUS) Performance Based Incentive funding model, for Fiscal Year 2015-2016, to evaluate the state universities' performance on specified metrics. Funding for the SUS Performance Based Incentive consists of a state investment, plus an institutional investment consisting of funds redistributed from SUS base funding.

Section 11 establishes a Florida College System (FCS) Performance Based Incentive funding model, for Fiscal Year 2015-2016, to evaluate the FCS institutions' performance on specified metrics. Funding for the FCS Performance Based Incentive consists of a state investment, plus an institutional investment consisting of funds redistributed from the Florida College System Program Fund.

Section 12 incorporates by reference the document entitled "Medicaid Hospital Funding Programs" for the purpose of displaying the calculations used by the legislature in making appropriations for the Low-Income Pool and Hospital Exemptions Programs.

Section 13 provides that the provisions of s. 409.905, F.S., be waived and authorizes the AHCA to retroactively adjust hospital payment rates funded by intergovernmental transfers to align payments with appropriated intergovernmental transfer funding for Fiscal Year 2014-2015.

Section 14 amends s. 20.435(4), F.S., for the 2015-2016 fiscal year, to provide that the Department of Health may use funds within the Medical Quality Assurance Trust Fund for providing health care services to Department of Health clients.

Section 15 sets prioritization guidelines for the Agency for Persons with Disabilities (APD) in moving clients from the wait list and into receiving waiver services. The APD is required to allow an individual who meets eligibility requirements to receive home and community based services in this state if the individual's parent or legal guardian is an active-duty military service member and, at the time of the service member's transfer to Florida, the individual was receiving home and community based services in another state.

Section 16 amends of s. 296.37(1), F.S., for the 2015-2016 fiscal year, to increase the personal needs allowance for residents of State Veterans' Nursing Homes from \$35 to \$105. This will maintain parity in the amount of income that all residents are allowed to keep for incidental expenses not covered by room and board.

Section 17 authorizes the AHCA and the Department of Health to submit a budget amendment to realign funding within and between agencies based on the implementation of the Statewide Medicaid Managed Care Medical Assistance Program for Children's Medical Services within the Department of Health. The funding realignment must reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to the capitated Children's Medical Services Network. The AHCA also is authorized to submit a request for non-operating budget authority to transfer the federal funds to the Department of Health, pursuant to s. 216.181(12), F.S.

Section 18 provides that, notwithstanding s. 409.991, F.S., for the 2015-2016 fiscal year, funds provided to community-based care lead agencies by the Department of Children and Families will be allocated based on a training needs assessment conducted by the Department of Children and Families.

Section 19 amends s. 216.262, F.S., to allow the EOG to request additional positions and appropriations from unallocated general revenue during the 2015-2016 fiscal year for the Department of Corrections (DOC) if the actual inmate population of the DOC exceeds certain Criminal Justice Estimating Conference forecasts. The additional positions and appropriations may be used for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population, and are subject to Legislative Budget Commission review and approval.

Sections 29 and 30

Section 20 authorizes Department of Legal Affairs to expend appropriated funds in those 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 21 amends s. 932.7055, F.S., relating to the disbursement of proceeds from the sale of forfeited property 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 22 amends s. 215.18, F.S., to provide the chief justice the authority to request a trust fund loan.

Section 23 requires the Department of Management Services (DMS) and agencies to utilize a tenant broker to renegotiate private lease agreements, in excess of 2,000 square feet, expiring before June 30, 2017.

Sections 24 and 25 require that fee for service of process against the Department of Financial Services or Office of Insurance Regulation be deposited to the Administrative Trust Fund rather than the Insurance Regulatory Trust Fund.

Section 26 provides that, in order to implement the provisions in SB 576, SB 578, SB 580, SB 582, SB 584, or similar legislation related to Article X, s. 28 of the Florida Constitution, enacted during the 2015 Regular Session of the Legislature or an extension thereof, the Agency for Persons with Disabilities, the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Fish and Wildlife Conservation Commission, and the Department of State may submit one or more budget amendments, as necessary, to: realign funding; increase operating, nonoperating, or fixed capital outlay budget authority from trust funds; or transfer trust funds between agencies or budget entities, as needed. A budget amendment is subject to the notice, review, and objection procedures of s. 216.177, F.S.

Section 27 amends s. 403.7095, F.S., relating to the solid waste management grant program to require the DEP to award \$3 million of grant funds equally to counties having populations of fewer than 100,000 for waste tire, litter prevention, recycling and education, and general solid waste programs.

Section 28 amends s. 259.105, F.S., related to the distribution of proceeds in the Florida Forever Trust Fund, to provide \$2 million to only the Division of State Lands within the Department of Environmental Protection for the Board of Trustees Florida Forever Priority List land acquisition projects.

Section 29 authorizes the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the DEP for fixed capital outlay projects. The increase in fixed capital outlay budget authority is authorized for funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation, the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act), or from British Petroleum Corporation (BP) for natural resources damage assessment early restoration projects. Any continuing commitment for future appropriations by the Legislature must be specifically identified.

Section 30 authorizes the Governor to temporarily transfer moneys, from one or more of the trust funds in the State Treasury, to the Department of Environmental Protection's Land Acquisition Trust Fund (LATF) whenever there is a deficiency that would render the LATF temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund. These funds must be expended solely and exclusively in accordance with Article X, s. 28 of the Florida Constitution. This transfer is a temporary loan and the funds must be repaid to the trust funds from which the moneys were loaned by the end of the 2015-2016 fiscal year. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, F.S., and the Governor shall provide notice of such action at least seven days before the effective date of the transfer of trust funds.

Section 31 amends s. 376.307, F.S., to provide that the Department of Environmental Protection may use appropriated funds within the Water Quality Assurance Trust Fund for the purpose of paying the outstanding and final debt service on bonds issued before February 1, 2009, by the South Florida Water Management District and the St. Johns River Water Management District.

Section 32 provides that, notwithstanding s. 287.057, F.S., the Department of Highway Safety and Motor Vehicles may extend its existing contract for driver license and identification card equipment and consumables through December 31, 2017, provided that the current price of each driver license and identification card does not increase. The contract extension must be executed by August 1, 2015.

Section 33 requires the Department of Transportation (DOT) to fund a statewide system of multi-use trails and related facilities, notwithstanding ss. 339.135(4)(a) and (5)(a), F.S., relating to geographic equity requirements for funding transportation projects.

Sections 34 and 35 reenact s. 341.102, F.S., to authorize the DOT to approve and provide matching grant funding for railroad quiet zones.

Sections 36 and 37 amend s. 339.2816, F.S., to allow the DOT to use up to \$50 million from the State Transportation Trust Fund for the purposes of funding the Small County Road Assistance Program in the 5-year work program for the 2015-2016 fiscal year.

Sections 38 and 39 reenact amendments to s. 216.292, F.S., that remove language limiting scope of legislative review of “five percent” budget transfers. The Legislature would continue to be able to object that a proposed action exceeds delegated authority or is contrary to legislative policy and intent.

Section 40 provides that no state agency may initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would require a change in law or require a change to the agency's budget other than a transfer authorized in s. 216.292(2) or (3), F.S., unless the initiation of such competitive solicitation is specifically authorized in law or in the General Appropriations Act or by the Legislative Budget Commission.

Section 41 authorizes the EOG to transfer funds in the appropriation category “Special Categories-Risk Management Insurance” between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance.

Section 42 authorizes the EOG to transfer funds in the appropriation category “Special Categories-Transfer to DMS-Human Resources Services Purchased Per Statewide Contract” of the 2015-2016 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 DMS for human resources management services.

Section 43 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 budget 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. This requirement applies to state employee reassignments regardless of which agency (sending or receiving) is responsible for pay and benefits of assigned employee.

Section 44 maintains legislative salaries at the July 1, 2010 level.

Sections 45 and 46 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 2015-2016 General Appropriations Act.

Section 47 provides that, in order to implement the issuance of new debt authorized in the 2015-2016 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 2015-2016 fiscal year should be implemented and is in the best interest of the state.

Section 48 provides that funds appropriated for travel by state employees 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. The agency head is required to consider the use of teleconferencing and electronic communication to meet needs of activity before approving travel.

Section 49 provides that the EOG is authorized to transfer funds appropriated in any appropriation category used to pay for data processing in the GAA between agencies in order to align the budget authority granted with the utilization rate of each department.

Section 50 notwithstanding s. 216.292(2)(a), F.S., which authorizes agency budget transfers of up to 5 percent of approved budget between categories. Except for transfers approved pursuant to section 49 of the Implementing Bill, agencies are prohibited from transferring funds from a data center appropriation category to a category other than a data center appropriation category.

Section 51 provides that the EOG is authorized to transfer funds appropriated in the appropriations category “expenses” between agencies in order to allocate a reduction relating to SUNCOM Services.

Sections 52 and 53 reenacts amendments to s. 110.12315, F.S., that: modify copayments associated with the state employees’ group health insurance program consistent with decisions that have been made in the General Appropriations Act; authorize the Department of Management Services, for the state employees’ prescription drug program, to negotiate the pharmacy dispensing fee, to implement a 90-day supply limit program for certain maintenance drugs at retail pharmacies for state employees under certain circumstances, and to maintain a list of maintenance drugs and preferred brand name drugs; and provide that copayments for state employees for a 90-day supply of prescription drugs at a retail pharmacy will be the same as a 90-day supply through mail order.

Section 54 specifies that no section of the bill shall take effect if the appropriations and proviso to which it relates are vetoed.

Section 55 provides that a permanent change made by another law to any of the same statutes amended by this bill will take precedence over the provision in this bill.

Section 56 provides a severability clause.

Section 57 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 SB 2502 implements provisions of the Senate Proposed General Appropriations Act for Fiscal Year 2015-2016, SB 2500, no direct fiscal impacts are created by this bill.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 112.24, 215.18, 215.32, 216.181, 216.262, 216.292, 259.105, 296.37, 339.135, 339.2816, 376.307, 403.7095, 932.7055, 1011.62, 1011.71, and 1013.64.

This bill creates undesignated sections of Florida Law.

This bill reenacts the following sections of the Florida Statutes: 110.12315, 124.502, and 341.302.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.



905098

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Altman) recommended the following:

Senate Amendment (with directory and title amendments)

Delete lines 1088 - 1091

and insert:

2016 ~~2014-2015~~ fiscal year only, \$350 million to only the
Division of State Lands within the Department of Environmental
Protection for the Board of Trustees Florida Forever Priority
List land acquisition projects, \$15 million to the Department of
Environmental Protection for state park facility improvements,
\$25 million to the Department of Environmental Protection for



905098

11 beach management and restoration projects, and \$20 million to
12 the South Florida Water Management District for land acquisition
13 related to the restoration of the Kissimmee River. This
14 paragraph expires July 1, 2016~~+~~

15
16 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

17 And the directory clause is amended as follows:

18 Delete line 1077

19 and insert:

20 1570, 1618, 1647, and 1707 of the 2015-2016 General

21
22 ===== T I T L E A M E N D M E N T =====

23 And the title is amended as follows:

24 Delete lines 118 - 123

25 and insert:

26 the Division of State Lands within the Department of
27 Environmental Protection for the Board of Trustees
28 Florida Forever Priority List land acquisition
29 projects, to the Department of Environmental
30 Protection for state park facility improvements and
31 beach management and restoration projects, and to the
32 South Florida Water Management District for certain
33 land acquisition;

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to implementing the 2015-2016 General
 3 Appropriations Act; providing legislative intent;
 4 incorporating by reference certain calculations of the
 5 Florida Education Finance Program; providing that
 6 funds for instructional materials must be released and
 7 expended as required in specified proviso language,
 8 notwithstanding other provisions of law; amending s.
 9 1013.64, F.S.; revising the basis for allocating fixed
 10 capital outlay funds for existing satisfactory
 11 facilities; providing the required ad valorem tax
 12 millage contribution by certain district school boards
 13 for funded construction projects; amending s. 1011.62,
 14 F.S.; requiring supplemental academic instruction
 15 categorical funds and research-based reading
 16 instruction allocation funds to be used by a school
 17 district with at least one of certain lowest-
 18 performing elementary schools for additional intensive
 19 reading instruction at such school during the summer
 20 program in addition to the school year; providing that
 21 the additional instruction requirements continue in
 22 the subsequent year for certain students; revising the
 23 funding of full-time equivalent values for students
 24 who earn CAPE industry certifications through dual
 25 enrollment; increasing the bonus awarded to teachers
 26 who provided instruction in courses that led to
 27 certain CAPE industry certifications; specifying a
 28 maximum bonus amount per teacher per school year;
 29 revising the calculation of the discretionary millage

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30 compression supplement amount; revising the
 31 computation of district sparsity index for districts
 32 with a specified full-time equivalent student
 33 membership; deleting obsolete language; revising the
 34 calculation of the virtual education contribution;
 35 creating a federally connected student supplement for
 36 school districts; specifying eligibility requirements
 37 and calculations for the supplement; amending s.
 38 1011.71, F.S.; conforming a cross-reference;
 39 authorizing enterprise resource software to be
 40 acquired by certain fees and agreements; requiring the
 41 Board of Governors and the State Board of Education to
 42 base state performance funds for the State University
 43 System and the Florida College System, respectively,
 44 on specified metrics adopted by each board; specifying
 45 allocation of the funds; requiring certain funds to be
 46 withheld from an institution based on specified
 47 performance; requiring the boards to submit reports by
 48 a specified time to the Governor and the Legislature;
 49 incorporating by reference certain calculations for
 50 the Medicaid Low-Income Pool and Disproportionate
 51 Share Hospital programs; requiring the Agency for
 52 Health Care Administration to retroactively adjust
 53 hospital payment rates to align payments with
 54 available intergovernmental transfer funding under
 55 certain circumstances; amending s. 20.435, F.S.;
 56 revising the authorized uses of funding in the Medical
 57 Quality Assurance Trust Fund; prioritizing which
 58 categories of individuals on the wait list of the

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59 Agency for Persons with Disabilities shall be offered
60 slots in the Medicaid home and community-based waiver
61 programs; requiring the agency to allow an individual
62 to receive waiver services if his or her parent or
63 guardian is an active duty servicemember transferred
64 to Florida and previously received these services in
65 another state; providing that individuals remaining on
66 the wait list are not entitled to a hearing in
67 accordance with federal law or administrative
68 proceeding under state law; amending s. 296.37, F.S.;
69 requiring certain residents of a veterans' nursing
70 home to contribute to his or her maintenance and
71 support; authorizing the Agency for Health Care
72 Administration, in consultation with the Department of
73 Health, to submit a budget amendment to reflect
74 certain enrollment changes within the Children's
75 Medical Services network; providing that certain funds
76 provided for training purposes shall be allocated to
77 community-based lead agencies based on a training
78 needs assessment conducted by the Department of
79 Children and Families; amending s. 216.262, F.S.;
80 authorizing the Department of Corrections under
81 certain circumstances to submit a budget amendment for
82 additional positions; authorizing the Department of
83 Legal Affairs to expend certain appropriated funds on
84 programs that were funded by the department from
85 specific appropriations in general appropriations acts
86 in previous years; amending s. 932.7055, F.S.;
87 authorizing a municipality to expend funds from its

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88 special law enforcement trust fund to reimburse the
89 municipality's general fund for moneys advanced from
90 the general fund before a certain date; amending s.
91 215.18, F.S.; providing for trust fund loans to the
92 state court system sufficient to meet its
93 appropriation; providing procedures for accessing and
94 repaying the loan; directing the Department of
95 Management Services to use tenant broker services to
96 renegotiate or reprocur leases for office or storage
97 space; requiring the Department of Management Services
98 to provide a report to the Legislature; reenacting s.
99 624.502, F.S., relating to the deposit of fees for
100 service of process made upon the Chief Financial
101 Officer or Office of Insurance Regulation; providing
102 for deposit of such fees into the Administrative Trust
103 Fund rather than the Insurance Regulatory Trust Fund;
104 authorizing the Agency for Persons with Disabilities,
105 the Department of Agriculture and Consumer Services,
106 the Department of Environmental Protection, the Fish
107 and Wildlife Commission, and the Department of State
108 to submit a budget amendment to realign funding, to
109 increase certain budget authority from trust funds, or
110 to transfer trust funds in order to implement
111 specified law; amending s. 403.7095, F.S.; requiring
112 the Department of Environmental Protection to award a
113 specified amount in grants to certain small counties
114 for waste tire and litter prevention, recycling
115 education, and solid waste programs; amending s.
116 259.105, F.S.; providing that certain funds in the

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117 Florida Forever Trust Fund shall be distributed to
 118 Division of State Lands within the Department of
 119 Environmental Protection for the Board of Trustees
 120 Florida Forever Priority List land acquisition
 121 project; authorizing certain funds in the Florida
 122 Forever Trust Fund to be provided to the water
 123 management districts for certain land acquisitions;
 124 amending s. 216.181, F.S.; authorizing the Legislative
 125 Budget Commission to increase amounts appropriated to
 126 the Fish and Wildlife Conservation Commission or the
 127 Department of Environmental Protection for fixed
 128 capital outlay projects; providing direction to
 129 agencies for submitting budget amendments; amending s.
 130 215.18, F.S.; authorizing the Governor, if there is a
 131 specified deficiency in the Land Acquisition Trust
 132 Fund in the Department of Environmental Protection, to
 133 transfer funds from other trust funds in the State
 134 Treasury as a temporary loan to the Land Acquisition
 135 Trust Fund; providing procedures for such transfer and
 136 the repayment of the loan; providing a legislative
 137 determination that the repayment of the temporary loan
 138 is a constitutionally allowable use of such moneys;
 139 amending s. 376.307, F.S.; authorizing moneys in the
 140 Water Quality Assurance Trust Fund to be used for the
 141 payment of debt service on, or to fund other amounts
 142 payable with respect to, certain bonds issued before a
 143 specified date by the South Florida Water Management
 144 District and St. Johns River Water Management
 145 District; authorizing the Department of Highway Safety

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146 and Motor Vehicles to extend its existing contract for
 147 driver license equipment and consumables under
 148 specified circumstances; amending s. 339.135, F.S.;
 149 requiring the Department of Transportation to use
 150 appropriated funds to support the establishment of a
 151 statewide system of interconnected multiuse trails and
 152 related facilities; prohibiting these funds from
 153 causing the deferral, deletion, or reduction of other
 154 funded existing projects; reenacting s. 341.302(10),
 155 F.S., relating to the rail program; revising
 156 provisions related to the Department of
 157 Transportation's responsibilities for requiring and
 158 administering quiet zones as part of the statewide
 159 rail program; amending s. 339.2816, F.S.; authorizing
 160 certain funds from the State Transportation Trust Fund
 161 to be used for the Small County Road Assistance
 162 Program; reenacting s. 216.292(2)(a), F.S., relating
 163 to exceptions for nontransferable appropriations;
 164 removing a restriction on the type of review a
 165 legislative appropriations committee may make when
 166 reviewing certain notices of proposed transfers by
 167 state agencies; prohibiting a state agency from
 168 initiating a competitive solicitation for a product or
 169 service under certain circumstances; authorizing the
 170 Executive Office of the Governor to transfer funds
 171 between departments for purposes of aligning amounts
 172 paid for risk management premiums and aligning amounts
 173 paid for human resource management services; amending
 174 s. 112.24, F.S.; providing conditions on the

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175 assignment of an employee of a state agency under an
 176 employee interchange agreement; providing that the
 177 annual salaries of the members of the Legislature
 178 shall be maintained at a specified level; reenacting
 179 s. 215.32(2)(b), F.S., relating to the source and use
 180 of certain trust funds; authorizing the transfer of
 181 unappropriated cash balances to the general revenue or
 182 budget stabilization funds from certain trust funds;
 183 providing a legislative determination that the
 184 issuance of new debt is in the best interests of the
 185 state; limiting the use of travel funds to activities
 186 that are critical to an agency's mission; providing
 187 exceptions; authorizing the Executive Office of the
 188 Governor to transfer funds for use by the state's
 189 designated primary data centers; prohibiting an agency
 190 from transferring funds from a data processing
 191 category to another category that is not a data
 192 processing category; authorizing the Executive Office
 193 of the Governor to transfer funds between agencies in
 194 order to allocate a reduction relating to SUNCOM
 195 Network services; reenacting s. 110.12315, F.S.,
 196 relating to the state employees' prescription drug
 197 program; requiring a 90-day supply limit for
 198 maintenance prescription drug purchases; requiring the
 199 Department of Management Services to negotiate the
 200 pharmacy dispensing fee; revising pharmacy
 201 reimbursement rates; requiring the department to
 202 maintain the preferred brand name drug list and
 203 maintenance drug list; revising the copayment amounts

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204 for the state employees' prescription drug program;
 205 specifying the requirements for filling certain types
 206 of prescriptions; revising prescription drug copayment
 207 amounts; providing for the effect of a veto of one or
 208 more specific appropriations or proviso to which
 209 implementing language refers; providing for the
 210 continued operation of certain provisions
 211 notwithstanding a future repeal or expiration provided
 212 by this act; providing severability; providing
 213 effective dates.

214
 215 Be It Enacted by the Legislature of the State of Florida:

216
 217 Section 1. It is the intent of the Legislature that the
 218 implementing and administering provisions of this act apply to
 219 the General Appropriations Act for the 2015-2016 fiscal year.

220 Section 2. In order to implement Specific Appropriations 7,
 221 8, 9, 90, and 91 of the 2015-2016 General Appropriations Act,
 222 the calculations of the Florida Education Finance Program for
 223 the 2015-2016 fiscal year in the document titled "Public School
 224 Funding-The Florida Education Finance Program," dated March ,
 225 2015, and filed with the Secretary of the Senate, are
 226 incorporated by reference for the purpose of displaying the
 227 calculations used by the Legislature, consistent with the
 228 requirements of state law, in making appropriations for the
 229 Florida Education Finance Program. This section expires July 1,
 230 2016.

231 Section 3. In order to implement Specific Appropriations 7
 232 and 90 of the 2015-2016 General Appropriations Act and

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233 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,
 234 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the
 235 expenditure of funds provided for instructional materials, for
 236 the 2015-2016 fiscal year, funds provided for instructional
 237 materials shall be released and expended as required in the
 238 proviso language for Specific Appropriation 90 of the 2015-2016
 239 General Appropriations Act. This section expires July 1, 2016.

240 Section 4. In order to implement Specific Appropriation 18
 241 of the 2015-2016 General Appropriations Act, paragraph (a) of
 242 subsection (1) of section 1013.64, Florida Statutes, is amended
 243 to read:

244 1013.64 Funds for comprehensive educational plant needs;
 245 construction cost maximums for school district capital
 246 projects.—Allocations from the Public Education Capital Outlay
 247 and Debt Service Trust Fund to the various boards for capital
 248 outlay projects shall be determined as follows:

249 (1)(a)1. Funds for remodeling, renovation, maintenance,
 250 repairs, and site improvement for existing satisfactory
 251 facilities shall be given priority consideration by the
 252 Legislature for appropriations allocated to the boards from the
 253 total amount of the Public Education Capital Outlay and Debt
 254 Service Trust Fund appropriated. These funds shall be calculated
 255 pursuant to the following basic formula: the building value
 256 times the building age over the sum of the years' digits
 257 assuming a 50-year building life. For modular noncombustible
 258 facilities, a 35-year life shall be used, and for relocatable
 259 facilities, a 20-year life shall be used. "Building value" is
 260 calculated by multiplying each building's total assignable
 261 square feet times the appropriate net-to-gross conversion rate

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262 found in state board rules and that product times the current
 263 average new construction cost. "Building age" is calculated by
 264 multiplying the prior year's building age times 1 minus the
 265 prior year's sum received from this subsection divided by the
 266 prior year's building value. To the net result shall be added
 267 the number 1. Each board shall receive the percentage generated
 268 by the preceding formula of the total amount appropriated for
 269 the purposes of this section.

270 2. Notwithstanding subparagraph 1., and for the 2015-2016
 271 2014-2015 fiscal year only, funds appropriated for remodeling,
 272 renovation, maintenance, repairs, and site improvement for
 273 existing satisfactory facilities shall be allocated by prorating
 274 the total appropriation based on each school district's share of
 275 the 2014-2015 ~~2013-2014~~ reported fixed capital outlay full-time
 276 equivalent student. This subparagraph expires July 1, 2016 ~~2015~~.

277 Section 5. In order to implement Specific Appropriation 22
 278 of the 2015-2016 General Appropriations Act and notwithstanding
 279 s. 1013.64(2), Florida Statutes, any district school board that
 280 generates less than \$1 million in revenue from a 1-mill levy of
 281 ad valorem tax shall contribute 0.75 mills for fiscal year 2015-
 282 2016 toward the cost of funded special facilities construction
 283 projects. This section expires July 1, 2016.

284 Section 6. In order to implement Specific Appropriations 7
 285 and 90 of the 2015-2016 General Appropriations Act, paragraphs
 286 (f) and (o) of subsection (1), paragraph (a) of subsection (4),
 287 subsection (5), paragraph (b) of subsection (7), paragraph (a)
 288 of subsection (9), subsection (11), and present subsection (13)
 289 of section 1011.62, Florida Statutes, are amended, present
 290 subsections (13), (14), and (15) of that section are

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291 redesignated as subsections (14), (15), and (16), respectively,
 292 and a new subsection (13) is added to that section, to read:

293 1011.62 Funds for operation of schools.—If the annual
 294 allocation from the Florida Education Finance Program to each
 295 district for operation of schools is not determined in the
 296 annual appropriations act or the substantive bill implementing
 297 the annual appropriations act, it shall be determined as
 298 follows:

299 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
 300 OPERATION.—The following procedure shall be followed in
 301 determining the annual allocation to each district for
 302 operation:

303 (f) *Supplemental academic instruction; categorical fund.*—

304 1. There is created a categorical fund to provide
 305 supplemental academic instruction to students in kindergarten
 306 through grade 12. This paragraph may be cited as the
 307 “Supplemental Academic Instruction Categorical Fund.”

308 2. Categorical funds for supplemental academic instruction
 309 shall be allocated annually to each school district in the
 310 amount provided in the General Appropriations Act. These funds
 311 shall be in addition to the funds appropriated on the basis of
 312 FTE student membership in the Florida Education Finance Program
 313 and shall be included in the total potential funds of each
 314 district. These funds shall be used to provide supplemental
 315 academic instruction to students enrolled in the K-12 program.
 316 For the 2014-2015 and 2015-2016 fiscal years ~~year~~, each school
 317 district that has one or more of the 300 lowest-performing
 318 elementary schools based on the state reading assessment shall
 319 use these funds, together with the funds provided in the

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320 district’s research-based reading instruction allocation and
 321 other available funds, to provide an additional hour of
 322 instruction beyond the normal school day for each day of the
 323 entire school year, and to provide the equivalent hours of
 324 instruction in a summer program, for intensive reading
 325 instruction for the students in each of these schools. If a
 326 participating school is no longer classified as one of the 300
 327 lowest-performing elementary schools in the subsequent year, the
 328 school must continue to provide the additional hour of intensive
 329 reading instruction to all students who have Level 1 or Level 2
 330 reading assessment scores. This additional hour of instruction
 331 must be provided by teachers or reading specialists who are
 332 effective in teaching reading or by a K-5 mentoring reading
 333 program that is supervised by a teacher who is effective at
 334 teaching reading. Students enrolled in these schools who have
 335 level 5 assessment scores may participate in the additional hour
 336 of instruction on an optional basis. Exceptional student
 337 education centers may ~~shall~~ not be included in the 300 schools.
 338 After this requirement has been met, supplemental instruction
 339 strategies may include, but are not limited to: modified
 340 curriculum, reading instruction, after-school instruction,
 341 tutoring, mentoring, class size reduction, extended school year,
 342 intensive skills development in summer school, and other methods
 343 for improving student achievement. Supplemental instruction may
 344 be provided to a student in any manner and at any time during or
 345 beyond the regular 180-day term identified by the school as
 346 being the most effective and efficient way to best help that
 347 student progress from grade to grade and to graduate.

348 3. Effective with the 1999-2000 fiscal year, funding on the

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349 basis of FTE membership beyond the 180-day regular term shall be
 350 provided in the FEFP only for students enrolled in juvenile
 351 justice education programs or in education programs for
 352 juveniles placed in secure facilities or programs under s.
 353 985.19. Funding for instruction beyond the regular 180-day
 354 school year for all other K-12 students shall be provided
 355 through the supplemental academic instruction categorical fund
 356 and other state, federal, and local fund sources with ample
 357 flexibility for schools to provide supplemental instruction to
 358 assist students in progressing from grade to grade and
 359 graduating.

360 4. The Florida State University School, as a lab school, is
 361 authorized to expend from its FEFP or Lottery Enhancement Trust
 362 Fund allocation the cost to the student of remediation in
 363 reading, writing, or mathematics for any graduate who requires
 364 remediation at a postsecondary educational institution.

365 5. Beginning in the 1999-2000 school year, dropout
 366 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),
 367 (b), and (c), and 1003.54 shall be included in group 1 programs
 368 under subparagraph (d)3.

369 (c) *Calculation of additional full-time equivalent*
 370 *membership based on successful completion of a career-themed*
 371 *course pursuant to ss. 1003.491, 1003.492, and 1003.493, or*
 372 *courses with embedded CAPE industry certifications or CAPE*
 373 *Digital Tool certificates, and issuance of industry*
 374 *certification identified on the CAPE Industry Certification*
 375 *Funding List pursuant to rules adopted by the State Board of*
 376 *Education or CAPE Digital Tool certificates pursuant to s.*
 377 *1003.4203.-*

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378 1.a. A value of 0.025 full-time equivalent student
 379 membership shall be calculated for CAPE Digital Tool
 380 certificates earned by students in elementary and middle school
 381 grades.

382 b. A value of 0.1 or 0.2 full-time equivalent student
 383 membership shall be calculated for each student who completes a
 384 course as defined in s. 1003.493(1)(b) or courses with embedded
 385 CAPE industry certifications and who is issued an industry
 386 certification identified annually on the CAPE Industry
 387 Certification Funding List approved under rules adopted by the
 388 State Board of Education. A value of 0.2 full-time equivalent
 389 membership shall be calculated for each student who is issued a
 390 CAPE industry certification that has a statewide articulation
 391 agreement for college credit approved by the State Board of
 392 Education. For CAPE industry certifications that do not
 393 articulate for college credit, the Department of Education shall
 394 assign a full-time equivalent value of 0.1 for each
 395 certification. Middle grades students who earn additional FTE
 396 membership for a CAPE Digital Tool certificate pursuant to sub-
 397 subparagraph a. may not use the previously funded examination to
 398 satisfy the requirements for earning an industry certification
 399 under this sub-subparagraph. Additional FTE membership for an
 400 elementary or middle grades student ~~may shall~~ not exceed 0.1 for
 401 certificates or certifications earned within the same fiscal
 402 year. The State Board of Education shall include the assigned
 403 values on the CAPE Industry Certification Funding List under
 404 rules adopted by the state board. Such value shall be added to
 405 the total full-time equivalent student membership for grades 6
 406 through 12 in the subsequent year ~~for courses that were not~~

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407 ~~provided through dual enrollment.~~ CAPE industry certifications
 408 earned through dual enrollment must be reported and funded
 409 pursuant to s. 1011.80. However, if a student earns a
 410 certification through a dual enrollment course and the
 411 certification is not a fundable certification on the
 412 postsecondary certification funding list, or the dual enrollment
 413 certification is earned as a result of an agreement between a
 414 school district and a nonpublic postsecondary institution, the
 415 bonus value shall be funded in the same manner as for other
 416 nondual enrollment course industry certifications. In such
 417 cases, the school district may provide for an agreement between
 418 the high school and the technical center, or the school district
 419 and the postsecondary institution may enter into an agreement
 420 for equitable distribution of the bonus funds.

421 c. A value of 0.3 full-time equivalent student membership
 422 shall be calculated for student completion of the courses and
 423 the embedded certifications identified on the CAPE Industry
 424 Certification Funding List and approved by the commissioner
 425 pursuant to ss. 1003.4203(5) (a) and 1008.44.

426 d. A value of 0.5 full-time equivalent student membership
 427 shall be calculated for CAPE Acceleration Industry
 428 Certifications that articulate for 15 to 29 college credit
 429 hours, and 1.0 full-time equivalent student membership shall be
 430 calculated for CAPE Acceleration Industry Certifications that
 431 articulate for 30 or more college credit hours pursuant to CAPE
 432 Acceleration Industry Certifications approved by the
 433 commissioner pursuant to ss. 1003.4203(5) (b) and 1008.44.

434 2. Each district must allocate at least 80 percent of the
 435 funds provided for CAPE industry certification, in accordance

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436 with this paragraph, to the program that generated the funds.
 437 This allocation may not be used to supplant funds provided for
 438 basic operation of the program.

439 3. For CAPE industry certifications earned in the 2013-2014
 440 school year and in subsequent years, the school district shall
 441 distribute to each classroom teacher who provided direct
 442 instruction toward the attainment of a CAPE industry
 443 certification that qualified for additional full-time equivalent
 444 membership under subparagraph 1.:

445 a. A bonus ~~in the amount~~ of \$25 for each student taught by
 446 a teacher who provided instruction in a course that led to the
 447 attainment of a CAPE industry certification on the CAPE Industry
 448 Certification Funding List with a weight of 0.1.

449 b. A bonus ~~in the amount~~ of \$50 for each student taught by
 450 a teacher who provided instruction in a course that led to the
 451 attainment of a CAPE industry certification on the CAPE Industry
 452 Certification Funding List with a weight of 0.2, ~~0.3, 0.5, and~~
 453 ~~1.0~~.

454 c. A bonus of \$75 for each student taught by a teacher who
 455 provided instruction in a course that led to the attainment of a
 456 CAPE industry certification on the CAPE Industry Certification
 457 Funding List with a weight of 0.3.

458 d. A bonus of \$100 for each student taught by a teacher who
 459 provided instruction in a course that led to the attainment of a
 460 CAPE industry certification on the CAPE Industry Certification
 461 Funding List with a weight of 0.5 or 1.0.

462 Bonuses awarded pursuant to this paragraph shall be provided to
 463 teachers who are employed by the district in the year in which
 464

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465 the additional FTE membership calculation is included in the
 466 calculation. Bonuses shall be calculated based upon the
 467 associated weight of a CAPE industry certification on the CAPE
 468 Industry Certification Funding List for the year in which the
 469 certification is earned by the student. In a single school year,
 470 a Any bonus awarded to a teacher under sub-subparagraph 3.a. or
 471 sub-subparagraph 3.b. this paragraph may not exceed \$2,000 or
 472 under sub-subparagraph 3.c. or sub-subparagraph 3.d. may not
 473 exceed \$4,000. The maximum bonus that may be awarded to a
 474 teacher under this paragraph is \$4,000 in a single school year.
 475 This bonus in any given school year and is in addition to any
 476 regular wage or other bonus the teacher received or is scheduled
 477 to receive.

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

485 (a) *Estimated taxable value calculations.*—

486 1.a. Not later than 2 working days prior to July 19, the
 487 Department of Revenue shall certify to the Commissioner of
 488 Education its most recent estimate of the taxable value for
 489 school purposes in each school district and the total for all
 490 school districts in the state for the current calendar year
 491 based on the latest available data obtained from the local
 492 property appraisers. The value certified shall be the taxable
 493 value for school purposes for that year, and no further

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494 adjustments shall be made, except those made pursuant to
 495 paragraphs (c) and (d), or an assessment roll change required by
 496 final judicial decisions as specified in paragraph (15) (b)
 497 ~~(14) (b)~~. Not later than July 19, the Commissioner of Education
 498 shall compute a millage rate, rounded to the next highest one
 499 one-thousandth of a mill, which, when applied to 96 percent of
 500 the estimated state total taxable value for school purposes,
 501 would generate the prescribed aggregate required local effort
 502 for that year for all districts. The Commissioner of Education
 503 shall certify to each district school board the millage rate,
 504 computed as prescribed in this subparagraph, as the minimum
 505 millage rate necessary to provide the district required local
 506 effort for that year.

507 b. The General Appropriations Act shall direct the
 508 computation of the statewide adjusted aggregate amount for
 509 required local effort for all school districts collectively from
 510 ad valorem taxes to ensure that no school district's revenue
 511 from required local effort millage will produce more than 90
 512 percent of the district's total Florida Education Finance
 513 Program calculation as calculated and adopted by the
 514 Legislature, and the adjustment of the required local effort
 515 millage rate of each district that produces more than 90 percent
 516 of its total Florida Education Finance Program entitlement to a
 517 level that will produce only 90 percent of its total Florida
 518 Education Finance Program entitlement in the July calculation.

519 2. On the same date as the certification in sub-
 520 subparagraph 1.a., the Department of Revenue shall certify to
 521 the Commissioner of Education for each district:

522 a. Each year for which the property appraiser has certified

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523 the taxable value pursuant to s. 193.122(2) or (3), if
 524 applicable, since the prior certification under sub-subparagraph
 525 1.a.

526 b. For each year identified in sub-subparagraph a., the
 527 taxable value certified by the appraiser pursuant to s.
 528 193.122(2) or (3), if applicable, since the prior certification
 529 under sub-subparagraph 1.a. This is the certification that
 530 reflects all final administrative actions of the value
 531 adjustment board.

532 (5) DISCRETIONARY MILLAGE COMPRESSION SUPPLEMENT.—The
 533 Legislature shall prescribe in the General Appropriations Act,
 534 pursuant to s. 1011.71(1), the rate of nonvoted current
 535 operating discretionary millage that shall be used to calculate
 536 a discretionary millage compression supplement. If the
 537 prescribed millage generates an amount of funds per unweighted
 538 FTE for the district that is less than 105 percent of the state
 539 average, the district shall receive an amount per FTE that, when
 540 added to the funds per FTE generated by the designated levy,
 541 shall equal 105 percent of the state average.

542 (7) DETERMINATION OF SPARSITY SUPPLEMENT.—

543 (b) The district sparsity index shall be computed by
 544 dividing the total number of full-time equivalent students in
 545 all programs in the district by the number of senior high school
 546 centers in the district, not in excess of three, which centers
 547 are approved as permanent centers by a survey made by the
 548 Department of Education. For districts with a full-time
 549 equivalent student membership of at least 20,000, but no more
 550 than 24,000, the index shall be computed by dividing the total
 551 number of full-time equivalent students in all programs by the

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552 number of permanent senior high school centers in the district,
 553 not to exceed four.

554 (9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

555 (a) The research-based reading instruction allocation is
 556 created to provide comprehensive reading instruction to students
 557 in kindergarten through grade 12. For the 2014-2015 and 2015-
 558 2016 fiscal years year, in each school district that has one or
 559 more of the 300 lowest-performing elementary schools based on
 560 the state reading assessment, priority shall be given to
 561 providing an additional hour per day of intensive reading
 562 instruction beyond the normal school day for each day of the
 563 entire school year, and to providing the equivalent hours of
 564 intensive reading instruction in a summer program, for the
 565 students in each school. If a participating school is no longer
 566 classified as one of the 300 lowest-performing elementary
 567 schools in the subsequent year, the school must continue to
 568 provide the additional hour of intensive reading instruction to
 569 all students who have Level 1 or Level 2 reading assessment
 570 scores. Students enrolled in these schools who have level 5
 571 assessment scores may participate in the additional hour of
 572 instruction on an optional basis. Exceptional student education
 573 centers ~~may shall~~ not be included in the 300 schools. The
 574 intensive reading instruction delivered in this additional hour
 575 and for other students shall include: research-based reading
 576 instruction that has been proven to accelerate progress of
 577 students exhibiting a reading deficiency; differentiated
 578 instruction based on student assessment data to meet students'
 579 specific reading needs; explicit and systematic reading
 580 development in phonemic awareness, phonics, fluency, vocabulary,

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581 and comprehension, with more extensive opportunities for guided
 582 practice, error correction, and feedback; and the integration of
 583 social studies, science, and mathematics-text reading, text
 584 discussion, and writing in response to reading. ~~For the 2012-~~
 585 ~~2013 and 2013-2014 fiscal years, a school district may not hire~~
 586 ~~more reading coaches than were hired during the 2011-2012 fiscal~~
 587 ~~year unless all students in kindergarten through grade 5 who~~
 588 ~~demonstrate a reading deficiency, as determined by district and~~
 589 ~~state assessments, including students scoring Level 1 or Level 2~~
 590 ~~on the statewide, standardized reading assessment or, upon~~
 591 ~~implementation, the English Language Arts assessment, are~~
 592 ~~provided an additional hour per day of intensive reading~~
 593 ~~instruction beyond the normal school day for each day of the~~
 594 ~~entire school year.~~

595 (11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may
 596 annually provide in the Florida Education Finance Program a
 597 virtual education contribution. The amount of the virtual
 598 education contribution shall be the difference between the
 599 amount per FTE established in the General Appropriations Act for
 600 virtual education and the amount per FTE for each district and
 601 the Florida Virtual School, which may be calculated by taking
 602 the sum of the base FEFP allocation, the declining enrollment
 603 supplement, the discretionary local effort, the state-funded
 604 discretionary contribution, the discretionary millage
 605 compression supplement, the research-based reading instruction
 606 allocation, the exceptional student education guaranteed
 607 allocation, and the instructional materials allocation, and then
 608 dividing by the total unweighted FTE. This difference shall be
 609 multiplied by the virtual education unweighted FTE for programs

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610 and options identified in s. 1002.455(3) and the Florida Virtual
 611 School and its franchises to equal the virtual education
 612 contribution and shall be included as a separate allocation in
 613 the funding formula.

614 (13) FEDERALLY CONNECTED STUDENT SUPPLEMENT.—The federally
 615 connected student supplement is created to provide supplemental
 616 funding for school districts to support the education of
 617 students connected with federally owned military installations,
 618 National Aeronautics and Space Administration (NASA) property,
 619 and Indian lands. To be eligible for this supplement, the
 620 district must be eligible for federal Impact Aid Program funds
 621 under Title VIII of the Elementary and Secondary Education Act
 622 of 1965. The supplement shall be the sum of the student
 623 allocation and an exempt property allocation.

624 (a) The student allocation shall be calculated based on the
 625 number of students reported for federal Impact Aid Program
 626 funds, including students with disabilities, who meet one of the
 627 following criteria:

628 1. Resides with a parent who is on active duty in the
 629 uniformed services or is an accredited foreign government
 630 official and military officer. Students with disabilities shall
 631 also be reported separately for this condition.

632 2. Resides on eligible federally owned Indian lands.
 633 Students with disabilities shall also be reported separately for
 634 this condition.

635 3. Resides with a civilian parent who lives or works on
 636 eligible federal property connected with a military installation
 637 or NASA. The number of these students shall be multiplied by a
 638 factor of 0.5.

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639 (b) The total number of federally connected students
 640 calculated under paragraph (a) shall be multiplied by a
 641 percentage of the base student allocation as provided in the
 642 General Appropriations Act. The total of the number of students
 643 with disabilities as reported separately under subparagraphs
 644 (a)1. and (a)2. shall be multiplied by an additional percentage
 645 of the base student allocation as provided in the General
 646 Appropriations Act. The base amount and the amount for students
 647 with disabilities shall be summed to provide the student
 648 allocation.

649 (c) The exempt-property allocation shall be equal to the
 650 tax-exempt value of federal impact aid lands reserved as
 651 military installations, real property owned by NASA, or eligible
 652 federally owned Indian lands located in the district, as of
 653 January 1 of the previous year, multiplied by the millage
 654 authorized and levied under s. 1011.71(2).

655 (14)(13) QUALITY ASSURANCE GUARANTEE.—The Legislature may
 656 annually in the General Appropriations Act determine a
 657 percentage increase in funds per K-12 unweighted FTE as a
 658 minimum guarantee to each school district. The guarantee shall
 659 be calculated from prior year base funding per unweighted FTE
 660 student which shall include the adjusted FTE dollars as provided
 661 in subsection (15)(14), quality guarantee funds, and actual
 662 nonvoted discretionary local effort from taxes. From the base
 663 funding per unweighted FTE, the increase shall be calculated for
 664 the current year. The current year funds from which the
 665 guarantee shall be determined shall include the adjusted FTE
 666 dollars as provided in subsection (15)(14) and potential
 667 nonvoted discretionary local effort from taxes. A comparison of

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668 current year funds per unweighted FTE to prior year funds per
 669 unweighted FTE shall be computed. For those school districts
 670 which have less than the legislatively assigned percentage
 671 increase, funds shall be provided to guarantee the assigned
 672 percentage increase in funds per unweighted FTE student. Should
 673 appropriated funds be less than the sum of this calculated
 674 amount for all districts, the commissioner shall prorate each
 675 district's allocation. This provision shall be implemented to
 676 the extent specifically funded.

677 Section 7. In order to implement Specific Appropriations 7
 678 and 90 of the 2015-2016 General Appropriations Act, subsection
 679 (1) of section 1011.71, Florida Statutes, is amended to read:
 680 1011.71 District school tax.—

681 (1) If the district school tax is not provided in the
 682 General Appropriations Act or the substantive bill implementing
 683 the General Appropriations Act, each district school board
 684 desiring to participate in the state allocation of funds for
 685 current operation as prescribed by s. 1011.62(15) ~~or 1011.62(14)~~
 686 shall levy on the taxable value for school purposes of the
 687 district, exclusive of millage voted under the provisions of s.
 688 9(b) or s. 12, Art. VII of the State Constitution, a millage
 689 rate not to exceed the amount certified by the commissioner as
 690 the minimum millage rate necessary to provide the district
 691 required local effort for the current year, pursuant to s.
 692 1011.62(4)(a)1. In addition to the required local effort millage
 693 levy, each district school board may levy a nonvoted current
 694 operating discretionary millage. The Legislature shall prescribe
 695 annually in the appropriations act the maximum amount of millage
 696 a district may levy.

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697 Section 8. The amendments made by this act to ss. 1011.62
 698 and 1011.71(1), Florida Statutes, expire July 1, 2016, and the
 699 text of ss. 1011.62 and 1011.71(1), Florida Statutes, shall
 700 revert to that in existence on June 30, 2015, except that any
 701 amendments to such text enacted other than by this act shall be
 702 preserved and continue to operate to the extent that such
 703 amendments are not dependent upon the portions of text which
 704 expire pursuant to this section.

705 Section 9. In order to implement Specific Appropriations 7
 706 and 90 of the 2015-2016 General Appropriations Act, paragraph
 707 (d) of subsection (2) of section 1011.71, Florida Statutes, is
 708 amended to read:

709 1011.71 District school tax.—

710 (2) In addition to the maximum millage levy as provided in
 711 subsection (1), each school board may levy not more than 1.5
 712 mills against the taxable value for school purposes for district
 713 schools, including charter schools at the discretion of the
 714 school board, to fund:

715 (d)1. The purchase, lease-purchase, or lease of new and
 716 replacement equipment; computer hardware, including electronic
 717 hardware and other hardware devices necessary for gaining access
 718 to or enhancing the use of electronic content and resources or
 719 to facilitate the access to and the use of a school district's
 720 digital classrooms plan pursuant to s. 1011.62, excluding
 721 software other than the operating system necessary to operate
 722 the hardware or device; and enterprise resource software
 723 applications that are classified as capital assets in accordance
 724 with definitions of the Governmental Accounting Standards Board,
 725 have a useful life of at least 5 years, and are used to support

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726 districtwide administration or state-mandated reporting
 727 requirements.

728 2. Notwithstanding subparagraph 1., enterprise resource
 729 software may be acquired by annual license fees, maintenance
 730 fees, or lease agreements. This subparagraph expires July 1,
 731 2016.

732 Section 10. (1) In order to implement Specific
 733 Appropriation 138 of the 2015-2016 General Appropriations Act,
 734 the State University System Performance Based Incentive shall be
 735 based on indicators of institutional attainment of performance
 736 metrics adopted by the Board of Governors. The performance-based
 737 funding metrics must include, but are not limited to, metrics
 738 that measure graduation and retention rates; degree production;
 739 affordability; postgraduation employment, salaries, or further
 740 education; student loan default rates; access; and any other
 741 metrics approved by the board.

742 (2) The Board of Governors shall evaluate the institutions'
 743 performance on the metrics based on benchmarks adopted by the
 744 board which measure the achievement of institutional excellence
 745 or improvement. Each fiscal year, the amount of funds available
 746 for allocation to the institutions based on the performance
 747 funding model shall consist of the state's investment in
 748 performance funding, plus an institutional investment consisting
 749 of funds to be redistributed from the base funding of the State
 750 University System, as determined in the General Appropriations
 751 Act. The institutional investment shall be restored for all
 752 institutions that meet the board's minimum performance threshold
 753 under the performance funding model. An institution that is one
 754 of the bottom three institutions or fails to meet the board's

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755 minimum performance funding threshold is not eligible for the
 756 state's investment, shall have a portion of its institutional
 757 investment withheld, and shall submit an improvement plan to the
 758 board which specifies the activities and strategies for
 759 improving the institution's performance.

760 (3) By October 1, 2015, the Board of Governors shall submit
 761 to the Governor, the President of the Senate, and the Speaker of
 762 the House of Representatives a report on the previous year's
 763 performance funding allocation which reflects the rankings and
 764 award distributions.

765 (4) This section expires July 1, 2016.

766 Section 11. (1) In order to implement Specific
 767 Appropriation 122 of the 2015-2016 General Appropriations Act,
 768 the Florida College System Performance Based Incentive shall be
 769 based on indicators of institutional attainment of performance
 770 metrics adopted by the State Board of Education. The
 771 performance-based funding metrics must be limited to metrics
 772 that measure retention; program completion and graduation rates;
 773 student loan default rates; job placement; and postgraduation
 774 employment, salaries, or further education.

775 (2) The State Board of Education shall evaluate the
 776 institutions' performance on the metrics based on benchmarks
 777 adopted by the board which measure the achievement of
 778 institutional excellence or improvement. Each fiscal year, the
 779 amount of funds available for allocation to the institutions
 780 based on the performance funding model shall consist of the
 781 state's investment in performance funding, plus an institutional
 782 investment consisting of funds to be redistributed from the base
 783 funding of the Florida College System Program Fund, as

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784 determined in the General Appropriations Act. The board shall
 785 establish a minimum performance threshold that the institutions
 786 must meet in order to be eligible for the state's investment in
 787 performance funds. The institutional investment shall be
 788 restored for all institutions eligible for the state's
 789 investment under the performance funding model. An institution
 790 that fails to meet the board's minimum performance funding
 791 threshold is not eligible for the state's investment, shall have
 792 a portion of its institutional investment withheld, and shall
 793 submit an improvement plan to the board which specifies the
 794 activities and strategies for improving the institution's
 795 performance.

796 (3) The State Board of Education must review the
 797 improvement plan and, if approved, must monitor the
 798 institution's progress on implementing the specified activities
 799 and strategies. The institutions shall submit monitoring reports
 800 to the board no later than December 31 and May 31 of each year.

801 (4) The Commissioner of Education shall withhold
 802 disbursement of the institutional investment until such time as
 803 the monitoring report for the institution is approved by the
 804 State Board of Education. An institution that fails to make
 805 satisfactory progress may not have its full institutional
 806 investment restored. If all institutional investment funds are
 807 not restored, any remaining funds shall be redistributed in
 808 accordance with the board's performance funding model.

809 (5) By October 1, 2015, the State Board of Education shall
 810 submit to the Governor, the President of the Senate, and the
 811 Speaker of the House of Representatives a report on the previous
 812 year's performance funding allocation which reflects the

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813 rankings and award distributions.

814 (6) This section expires July 1, 2016.

815 Section 12. In order to implement Specific Appropriations
 816 194, 201, 202, 203, and 206 of the 2015-2016 General
 817 Appropriations Act, and contingent on SB 7044 or similar
 818 legislation becoming law, the calculations for the Medicaid Low-
 819 Income Pool and Disproportionate Share Hospital programs for the
 820 2015-2016 fiscal year contained in the document entitled
 821 "Medicaid Hospital Funding Programs," dated March , 2015, and
 822 filed with the Secretary of the Senate, are incorporated by
 823 reference for the purpose of displaying the calculations used by
 824 the Legislature, consistent with the requirements of state law,
 825 in making appropriations for the Medicaid Low-Income Pool and
 826 Disproportionate Share Hospital programs. This section expires
 827 July 1, 2016.

828 Section 13. In order to implement Specific Appropriations
 829 201 and 206 and notwithstanding s. 409.905, Florida Statutes, if
 830 the Agency for Health Care Administration determines that the
 831 providers' average per-discharge Automatic Intergovernmental
 832 Transfer payments and LIP-6 Intergovernmental Transfer payments
 833 used in paying hospitals during state fiscal year 2014-2015
 834 differs from appropriated state fiscal year 2014-2015
 835 intergovernmental transfer allocations, the agency shall
 836 retroactively adjust hospital payment rates to align payments
 837 with available intergovernmental transfer funding by
 838 reprocessing all hospital claims for state fiscal year 2014-
 839 2015. Adjustments must cover differences between actual
 840 intergovernmental transfer payments and appropriated
 841 intergovernmental transfer amounts up to a limit equal to full

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842 hospital Medicaid inpatient cost. This section expires July 1,
 843 2016.

844 Section 14. In order to implement Section 9 of the 2015-
 845 2016 General Appropriations Act, paragraph (c) is added to
 846 subsection (4) of section 20.435, Florida Statutes, to read:

847 20.435 Department of Health; trust funds.—The following
 848 trust funds shall be administered by the Department of Health:

849 (4) Medical Quality Assurance Trust Fund.

850 (c) For the 2015-2016 fiscal year, the uses authorized
 851 under paragraph (a) include providing health care services to
 852 department clients. This paragraph expires July 1, 2016.

853 Section 15. (1) In order to implement Specific
 854 Appropriation 251 of the 2015-2016 General Appropriations Act
 855 and notwithstanding s. 393.065(5), Florida Statutes, individuals
 856 from the Medicaid home and community-based waiver programs wait
 857 list shall be offered a slot on the waiver as follows:

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

861 (b) Under category 2, the Agency for Persons with
 862 Disabilities shall provide waiver services that are not
 863 otherwise available under the State Medicaid Plan or through the
 864 child welfare system under s. 409.986, Florida Statutes, and,
 865 for an eligible individual at least 18 years old but not yet 22
 866 years old, the agency shall also provide residential
 867 habilitation services, such as supervision and training, to
 868 assist the individual improve skills related to activities of
 869 daily living. Individuals eligible under category 2 shall be
 870 moved into waiver services if they have an open case in the

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871 Department of Children and Families' statewide automated child
872 welfare information system and:

873 1. Are transitioning out of the child welfare system at the
874 finalization of an adoption, a reunification with family
875 members, a permanent placement with a relative, or a
876 guardianship with a nonrelative; or

877 2. Are at least 18 years old but not yet 22 years old.

878 (c) In selecting individuals in category 3, category 4, or
879 category 5, the Agency for Persons with Disabilities shall use
880 the Agency for Persons with Disabilities Wait List
881 Prioritization Tool, dated March 15, 2013. Those individuals
882 whose needs score highest on the Wait List Prioritization Tool
883 shall be moved to the waiver during the 2015-2016 fiscal year,
884 to the extent funds are available.

885 (2) The agency shall allow an individual who meets the
886 eligibility requirements provided under s. 393.065(1), Florida
887 Statutes, to receive home and community-based services in this
888 state if the individual's parent or legal guardian is an active-
889 duty military servicemember and, at the time of the
890 servicemember's transfer to Florida, the individual was
891 receiving home and community-based services in another state.

892 (3) Upon the placement of individuals on the waiver
893 pursuant to subsection (1), individuals remaining on the wait
894 list are deemed not to have been substantially affected by
895 agency action and are, therefore, not entitled to a hearing
896 under s. 393.125, Florida Statutes, or administrative proceeding
897 under chapter 120, Florida Statutes.

898 (4) This section expires July 1, 2016.

899 Section 16. In order to implement Specific Appropriations

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900 554 through 563 of the 2015-2016 General Appropriations Act,
901 subsection (3) of section 296.37, Florida Statutes, is amended
902 to read:

903 296.37 Residents; contribution to support.—

904 (3) Notwithstanding subsection (1), each resident of the
905 home who receives a pension, compensation, or gratuity from the
906 United States Government, or income from any other source, of
907 more than \$105 per month shall contribute to his or her
908 maintenance and support while a resident of the home in
909 accordance with a payment schedule determined by the
910 administrator and approved by the director. The total amount of
911 such contributions shall be to the fullest extent possible, but,
912 in no case, shall exceed the actual cost of operating and
913 maintaining the home. This subsection expires July 1, 2016 ~~2015~~.

914 Section 17. In order to implement Specific Appropriations
915 187B through 220A and 524 of the 2015-2016 General
916 Appropriations Act and notwithstanding ss. 216.181 and 216.292,
917 Florida Statutes, the Agency for Health Care Administration, in
918 consultation with the Department of Health, may submit a budget
919 amendment, subject to the notice, review, and objection
920 procedures of s. 216.177, Florida Statutes, to realign funding
921 within and between agencies based on implementation of the
922 Statewide Medicaid Managed Care Medical Assistance program for
923 the Children's Medical Services Program of the Department of
924 Health. The funding realignment shall reflect the actual
925 enrollment changes due to the transfer of beneficiaries from
926 fee-for-service to the capitated Children's Medical Services
927 network. The Agency for Health Care Administration may submit a
928 request for nonoperating budget authority to transfer the

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929 federal funds to the Department of Health, pursuant to s.
 930 216.181(12), Florida Statutes. This section expires July 1,
 931 2016.

932 Section 18. In order to implement Specific Appropriation
 933 323 of the 2015-2016 General Appropriations Act, and
 934 notwithstanding s. 409.991, Florida Statutes, for the 2015-2016
 935 fiscal year, funds provided for training purposes shall be
 936 allocated to community-based lead agencies based on a training
 937 needs assessment conducted by the Department of Children and
 938 Families. This section expires July 1, 2016.

939 Section 19. In order to implement Specific Appropriations
 940 583 through 720 and 733 through 771 of the 2015-2016 General
 941 Appropriations Act, subsection (4) of section 216.262, Florida
 942 Statutes, is amended to read:

943 216.262 Authorized positions.—

944 (4) Notwithstanding the provisions of this chapter relating
 945 to increasing the number of authorized positions, and for the
 946 2015-2016 ~~2014-2015~~ fiscal year only, if the actual inmate
 947 population of the Department of Corrections exceeds the inmate
 948 population projections of the February 27, 2015 ~~2014~~, Criminal
 949 Justice Estimating Conference by 1 percent for 2 consecutive
 950 months or 2 percent for any month, the Executive Office of the
 951 Governor, with the approval of the Legislative Budget
 952 Commission, shall immediately notify the Criminal Justice
 953 Estimating Conference, which shall convene as soon as possible
 954 to revise the estimates. The Department of Corrections may then
 955 submit a budget amendment requesting the establishment of
 956 positions in excess of the number authorized by the Legislature
 957 and additional appropriations from unallocated general revenue

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958 sufficient to provide for essential staff, fixed capital
 959 improvements, and other resources to provide classification,
 960 security, food services, health services, and other variable
 961 expenses within the institutions to accommodate the estimated
 962 increase in the inmate population. All actions taken pursuant to
 963 this subsection are subject to review and approval by the
 964 Legislative Budget Commission. This subsection expires July 1,
 965 2016 ~~2015~~.

966 Section 20. In order to implement Specific Appropriations
 967 1319 and 1320 of the 2015-2016 General Appropriations Act, the
 968 Department of Legal Affairs may expend appropriated funds in
 969 those specific appropriations on the same programs that were
 970 funded by the department pursuant to specific appropriations
 971 made in general appropriations acts in previous years. This
 972 section expires July 1, 2016.

973 Section 21. In order to implement Specific Appropriations
 974 1254 and 1259 of the 2015-2016 General Appropriations Act,
 975 paragraph (d) of subsection (4) of section 932.7055, Florida
 976 Statutes, is amended to read:

977 932.7055 Disposition of liens and forfeited property.—

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

980 (d) Notwithstanding any other provision of this subsection,
 981 and for the 2015-2016 ~~2014-2015~~ fiscal year only, the funds in a
 982 special law enforcement trust fund established by the governing
 983 body of a municipality may be expended to reimburse the general
 984 fund of the municipality for moneys advanced from the general
 985 fund to the special law enforcement trust fund before October 1,
 986 2001. This paragraph expires July 1, 2016 ~~2015~~.

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987 Section 22. In order to implement section 7 of the 2015-
 988 2016 General Appropriations Act, subsection (2) of section
 989 215.18, Florida Statutes, is amended to read:

990 215.18 Transfers between funds; limitation.-

991 (2) The Chief Justice of the Supreme Court may receive one
 992 or more trust fund loans to ensure that the state court system
 993 has funds sufficient to meet its appropriations in the 2015-2016
 994 ~~2014-2015~~ General Appropriations Act. If the Chief Justice
 995 accesses the loan, he or she must notify the Governor and the
 996 chairs of the legislative appropriations committees in writing.
 997 The loan must come from other funds in the State Treasury which
 998 are for the time being or otherwise in excess of the amounts
 999 necessary to meet the just requirements of such last-mentioned
 1000 funds. The Governor shall order the transfer of funds within 5
 1001 days after the written notification from the Chief Justice. If
 1002 the Governor does not order the transfer, the Chief Financial
 1003 Officer shall transfer the requested funds. The loan of funds
 1004 from which any money is temporarily transferred must be repaid
 1005 by the end of the 2015-2016 ~~2014-2015~~ fiscal year. This
 1006 subsection expires July 1, 2016 ~~2015~~.

1007 Section 23. In order to implement appropriations used for
 1008 the payments of existing lease contracts for private lease space
 1009 in excess of 2,000 square feet in the 2015-2016 General
 1010 Appropriations Act, the Department of Management Services, with
 1011 the cooperation of the agencies having the existing lease
 1012 contracts for office or storage space, shall use tenant broker
 1013 services to renegotiate or reprocure all private lease
 1014 agreements for office or storage space expiring between July 1,
 1015 2016, and June 30, 2018, in order to reduce costs in future

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1016 years. The department shall incorporate this initiative into its
 1017 2015 master leasing report required under s. 255.249(7), Florida
 1018 Statutes, and may use tenant broker services to explore the
 1019 possibilities of collocating office or storage space, to review
 1020 the space needs of each agency, and to review the length and
 1021 terms of potential renewals or renegotiations. The department
 1022 shall provide a report to the Executive Office of the Governor,
 1023 the President of the Senate, and the Speaker of the House of
 1024 Representatives by November 1, 2015, which lists each lease
 1025 contract for private office or storage space, the status of
 1026 renegotiations, and the savings achieved. This section expires
 1027 July 1, 2016.

1028 Section 24. In order to implement Specific Appropriations
 1029 2270 through 2278 of the 2015-2016 General Appropriations Act,
 1030 section 624.502, Florida Statutes, is reenacted to read:

1031 624.502 Service of process fee.-In all instances as
 1032 provided in any section of the insurance code and s. 48.151(3)
 1033 in which service of process is authorized to be made upon the
 1034 Chief Financial Officer or the director of the office, the
 1035 plaintiff shall pay to the department or office a fee of \$15 for
 1036 such service of process, which fee shall be deposited into the
 1037 Administrative Trust Fund.

1038 Section 25. The amendment to s. 624.502, Florida Statutes,
 1039 as carried forward by this act from chapter 2013-41, Laws of
 1040 Florida, expires July 1, 2016, and the text of that section
 1041 shall revert to that in existence on June 30, 2013, except that
 1042 any amendments to such text enacted other than by this act shall
 1043 be preserved and continue to operate to the extent that such
 1044 amendments are not dependent upon the portions of text which

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1045 expire pursuant to this section.

1046 Section 26. In order to implement Specific Appropriations
 1047 1368 through 1514, 1516 through 1739, 1740 through 1858A, 277A
 1048 through 277C, 277F, 277K, 3056, 3081 through 3085, 3087 through
 1049 3092, 3113 through 3115, 3119, and 3122 of the 2015-2016 General
 1050 Appropriations Act and notwithstanding s. 216.292, Florida
 1051 Statutes, the Agency for Persons with Disabilities, the
 1052 Department of Agriculture and Consumer Services, the Department
 1053 of Environmental Protection, the Fish and Wildlife Conservation
 1054 Commission, and the Department of State, may submit one or more
 1055 budget amendments, as necessary, to realign funding, to increase
 1056 operating, nonoperating, or fixed capital outlay budget
 1057 authority from trust funds, or to transfer trust funds, between
 1058 agencies or budget entities, as needed to implement provisions
 1059 of SB 576, SB 578, SB 580, SB 582, or SB 584, or similar
 1060 legislation enacted during the 2015 Regular Session of the
 1061 Legislature or an extension thereof, to implement s. 28, Article
 1062 X of the State Constitution. A budget amendment is subject to
 1063 the notice, review, and objection procedures of s. 216.177,
 1064 Florida Statutes. This section expires July 1, 2016.

1065 Section 27. In order to implement Specific Appropriation
 1066 1693 of the 2015-2016 General Appropriations Act, subsection (5)
 1067 of section 403.7095, Florida Statutes, is amended to read:

1068 403.7095 Solid waste management grant program.—

1069 (5) Notwithstanding any other provision of this section,
 1070 and for the 2015-2016 ~~2014-2015~~ fiscal year only, the Department
 1071 of Environmental Protection shall award the sum of \$3 million in
 1072 grants equally to counties having populations of fewer than
 1073 100,000 for waste tire and litter prevention, recycling

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1074 education, and general solid waste programs. This subsection
 1075 expires July 1, 2016 ~~2015~~.

1076 Section 28. In order to implement Specific Appropriations
 1077 1569A and 1570 and section 56 of the 2015-2016 General
 1078 Appropriations Act, paragraph (m) of subsection (3) of section
 1079 259.105, Florida Statutes, is amended, to read:

1080 259.105 The Florida Forever Act.—

1081 (3) Less the costs of issuing and the costs of funding
 1082 reserve accounts and other costs associated with bonds, the
 1083 proceeds of cash payments or bonds issued pursuant to this
 1084 section shall be deposited into the Florida Forever Trust Fund
 1085 created by s. 259.1051. The proceeds shall be distributed by the
 1086 Department of Environmental Protection in the following manner:

1087 (m) Notwithstanding paragraphs (a)-(j) and for the 2015-
 1088 2016 ~~2014-2015~~ fiscal year only, \$2 million to only the Division
 1089 of State Lands within the Department of Environmental Protection
 1090 for the Board of Trustees Florida Forever Priority List land
 1091 acquisition projects. This paragraph expires July 1, 2016+.

1092 ~~1. Five million dollars to the Department of Agriculture~~
 1093 ~~and Consumer Services for the acquisition of agricultural lands~~
 1094 ~~through perpetual conservation easements and other perpetual~~
 1095 ~~less-than-fee techniques, which will achieve the objectives of~~
 1096 ~~Florida Forever and s. 570.71.~~

1097 ~~2. The remaining moneys appropriated from the Florida~~
 1098 ~~Forever Trust Fund shall be distributed only to the Division of~~
 1099 ~~State Lands within the Department of Environmental Protection~~
 1100 ~~for land acquisitions that are less than fee interest, for~~
 1101 ~~partnerships in which the state's portion of the acquisition~~
 1102 ~~cost is no more than 50 percent, or for conservation lands~~

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1103 ~~needed for military buffering or springs or water resources~~
 1104 ~~protection.~~

1105
 1106 ~~This paragraph expires July 1, 2015.~~

1107 Section 29. In order to implement Specific Appropriations
 1108 1724A, 1724B, and 1817A of the 2015-2016 General Appropriations
 1109 Act, paragraph (d) of subsection (11) of section 216.181,
 1110 Florida Statutes, is amended to read:

1111 216.181 Approved budgets for operations and fixed capital
 1112 outlay.-

1113 (11)

1114 (d) Notwithstanding paragraph (b) and paragraph (2)(b), and
 1115 for the 2015-2016 ~~2014-2015~~ fiscal year only, the Legislative
 1116 Budget Commission may increase the amounts appropriated to the
 1117 Fish and Wildlife Conservation Commission or the Department of
 1118 Environmental Protection for fixed capital outlay projects,
 1119 including additional fixed capital outlay projects, using funds
 1120 provided to the state from the Gulf Environmental Benefit Fund
 1121 administered by the National Fish and Wildlife Foundation; funds
 1122 provided to the state from the Gulf Coast Restoration Trust Fund
 1123 related to the Resources and Ecosystems Sustainability, Tourist
 1124 Opportunities, and Revived Economies of the Gulf Coast Act of
 1125 2012 (RESTORE Act); or funds provided by the British Petroleum
 1126 Corporation (BP) for natural resource damage assessment early
 1127 restoration projects. Concurrent with submission of an amendment
 1128 to the Legislative Budget Commission pursuant to this paragraph,
 1129 any project that carries a continuing commitment for future
 1130 appropriations by the Legislature must be specifically
 1131 identified, together with the projected amount of the future

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1132 commitment associated with the project and the fiscal years in
 1133 which the commitment is expected to commence. This paragraph
 1134 expires July 1, 2016 ~~2015~~.

1135
 1136 The provisions of this subsection are subject to the notice and
 1137 objection procedures set forth in s. 216.177.

1138 Section 30. In order to implement Specific Appropriations
 1139 1368 through 1514, 1516 through 1739, 1740 through 1858A, 277A
 1140 through 277C, 277F, 277K, 3056, 3081 through 3085, 3087 through
 1141 3092, 3113 through 3115, 3119, and 3122 of the 2015-2016 General
 1142 Appropriations Act, subsection (3) is added to section 215.18,
 1143 Florida Statutes, to read:

1144 215.18 Transfers between funds; limitation.-

1145 (3) Notwithstanding subsection (1) and only with respect to
 1146 the Land Acquisition Trust Fund in the Department of
 1147 Environmental Protection, whenever there is a deficiency in the
 1148 Land Acquisition Trust Fund which would render that trust fund
 1149 temporarily insufficient to meet its just requirements,
 1150 including the timely payment of appropriations from that trust
 1151 fund, and other trust funds in the State Treasury have moneys
 1152 that are for the time being or otherwise in excess of the
 1153 amounts necessary to meet the just requirements, including
 1154 appropriated obligations, of those other trust funds, the
 1155 Governor may order a temporary transfer of moneys from one or
 1156 more of the other trust funds to the Land Acquisition Trust Fund
 1157 in the Department of Environmental Protection. Any action
 1158 proposed pursuant to this subsection is subject to the notice,
 1159 review, and objection procedures of s. 216.177, and the Governor
 1160 shall provide notice of such action at least 7 days before the

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1161 effective date of the transfer of trust funds. Any transfer of
 1162 trust funds to the Land Acquisition Trust Fund in the Department
 1163 of Environmental Protection must be repaid to the trust funds
 1164 from which the moneys were loaned by the end of the 2015-2016
 1165 fiscal year. The Legislature has determined that the repayment
 1166 of the other trust fund moneys temporarily loaned to the Land
 1167 Acquisition Trust Fund in the Department Environmental
 1168 Protection pursuant to this subsection is an allowable use of
 1169 the moneys in the Land Acquisition Trust Fund because the moneys
 1170 from other trust funds temporarily loaned to the Land
 1171 Acquisition Trust Fund will be expended solely and exclusively
 1172 in accordance with s. 28, Art. X of the State Constitution. This
 1173 subsection expires July 1, 2016.

1174 Section 31. In order to implement Specific Appropriation
 1175 1619 of the 2015-2016 General Appropriations Act, paragraph (g)
 1176 is added to subsection (1) of section 376.307, Florida Statutes,
 1177 to read:

1178 376.307 Water Quality Assurance Trust Fund.—

1179 (1) The Water Quality Assurance Trust Fund is intended to
 1180 serve as a broad-based fund for use in responding to incidents
 1181 of contamination that pose a serious danger to the quality of
 1182 groundwater and surface water resources or otherwise pose a
 1183 serious danger to the public health, safety, or welfare. Moneys
 1184 in this fund may be used:

1185 (g) To pay the outstanding and final debt service on bonds
 1186 issued before February 1, 2009, by the South Florida Water
 1187 Management District and the St. Johns River Water Management
 1188 District which are secured by revenues provided pursuant to
 1189 former s. 373.59, Florida Statutes 2014, or to fund debt service

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1190 reserve funds, rebate obligations, or other amounts payable with
 1191 respect to such bonds. This paragraph expires July 1, 2016.

1192 Section 32. In order to implement Specific Appropriation
 1193 2644 of the 2015-2016 General Appropriations Act and
 1194 notwithstanding s. 287.057, Florida Statutes, the Department of
 1195 Highway Safety and Motor Vehicles may extend its existing
 1196 contract for driver license equipment and consumables through
 1197 December 31, 2017, provided the price of each driver license and
 1198 identification card as of March 1, 2015, does not increase. The
 1199 contract extension must be executed on behalf of the department
 1200 and the contractor no later than August 1, 2015. This section
 1201 expires July 1, 2016.

1202 Section 33. In order to implement Specific Appropriation
 1203 1916 of the 2015-2016 General Appropriations Act, paragraph (i)
 1204 of subsection (4) and paragraph (b) of subsection (5) of section
 1205 339.135, Florida Statutes, are amended to read:

1206 339.135 Work program; legislative budget request;
 1207 definitions; preparation, adoption, execution, and amendment.—

1208 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

1209 (i) Notwithstanding paragraph (a), and for the 2015-2016
 1210 ~~2014-2015~~ fiscal year only, the Department of Transportation
 1211 shall ~~may~~ use appropriated funds to support the establishment of
 1212 a statewide system of interconnected multiuse trails and to pay
 1213 the costs of planning, land acquisition, design, and
 1214 construction of such trails and related facilities. Funds
 1215 specifically appropriated for this purpose may not reduce,
 1216 delete, or defer any existing projects funded as of July 1, 2015
 1217 ~~2014~~, in the department's 5-year work program. This paragraph
 1218 expires July 1, 2016 ~~2015~~.

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1219 (5) ADOPTION OF THE WORK PROGRAM.—

1220 (b) Notwithstanding paragraph (a), and for the 2015-2016
 1221 ~~2014-2015~~ fiscal year only, the department shall ~~may~~ use
 1222 appropriated funds to support the establishment of a statewide
 1223 system of interconnected multiuse trails and to pay the costs of
 1224 planning, land acquisition, design, and construction of such
 1225 trails and related facilities. Funds specifically appropriated
 1226 for this purpose may not reduce, delete, or defer any existing
 1227 projects funded as of July 1, 2015 ~~2014~~, in the department's 5-
 1228 year work program. This paragraph expires July 1, 2016 ~~2015~~.

1229 Section 34. In order to implement Specific Appropriation
 1230 1894 of the 2015-2016 General Appropriations Act, subsection
 1231 (10) of section 341.302, Florida Statutes, is reenacted to read:
 1232 341.302 Rail program; duties and responsibilities of the
 1233 department.—The department, in conjunction with other
 1234 governmental entities, including the rail enterprise and the
 1235 private sector, shall develop and implement a rail program of
 1236 statewide application designed to ensure the proper maintenance,
 1237 safety, revitalization, and expansion of the rail system to
 1238 assure its continued and increased availability to respond to
 1239 statewide mobility needs. Within the resources provided pursuant
 1240 to chapter 216, and as authorized under federal law, the
 1241 department shall:

1242 (10)(a) Administer rail operating and construction
 1243 programs, which programs shall include the regulation of maximum
 1244 train operating speeds, the opening and closing of public grade
 1245 crossings, the construction and rehabilitation of public grade
 1246 crossings, the installation of traffic control devices at public
 1247 grade crossings, the approval and implementation of quiet zones,

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1248 and administration of the programs by the department, including
 1249 participation in the cost of the programs.

1250 (b) Provide grant funding to assist with the implementation
 1251 of quiet zones that have been approved by the department, which
 1252 funding may not exceed 50 percent of the nonfederal and
 1253 nonprivate share of the total costs of any quiet zone capital
 1254 improvement project.

1255 (c) Coordinate and work closely with local, state, and
 1256 federal agencies to provide technical support to local agencies
 1257 for the development of quiet zone plans.

1258 (d) Monitor crossing incidents at approved quiet zone
 1259 locations and suspend the operation of a quiet zone at any time
 1260 the department determines that a significant deterioration in
 1261 safety is resulting from quiet zone implementation.

1262 Section 35. The amendment to s. 341.302(10), Florida
 1263 Statutes, as carried forward by this act from chapter 2014-53,
 1264 Laws of Florida, expires July 1, 2016, and the text of that
 1265 paragraph shall revert to that in existence on June 30, 2014,
 1266 except that any amendments to such text enacted other than by
 1267 this act shall be preserved and continue to operate to the
 1268 extent that such amendments are not dependent upon the portions
 1269 of text which expire pursuant to this section.

1270 Section 36. In order to implement Specific Appropriation
 1271 1910 of the 2015-2016 General Appropriations Act, subsection (3)
 1272 of section 339.2816, Florida Statutes, is amended to read:

1273 339.2816 Small County Road Assistance Program.—

1274 (3) ~~Beginning with fiscal year 1999-2000 until fiscal year~~
 1275 ~~2009-2010, and beginning again with fiscal year 2012-2013~~ In
 1276 fiscal year 2015-2016, up to \$50 ~~\$25~~ million ~~annually~~ from the

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1277 State Transportation Trust Fund may be used for the purposes of
1278 funding the Small County Road Assistance Program as described in
1279 this section.

1280 Section 37. The amendment made by this act to s. 339.2816,
1281 Florida Statutes, expires July 1, 2016, and the text of that
1282 section shall revert to that in existence on June 30, 2015,
1283 except that any amendments to such text enacted other than by
1284 this act shall be preserved and continue to operate to the
1285 extent that such amendments are not dependent upon the portions
1286 of text which expire pursuant to this section.

1287 Section 38. In order to implement the salary and benefits,
1288 expenses, other personal services, contracted services, special
1289 categories and operating capital outlay categories of the 2015-
1290 2016 General Appropriations Act, paragraph (a) of subsection (2)
1291 of section 216.292, Florida Statutes, is reenacted to read:

1292 216.292 Appropriations nontransferable; exceptions.—

1293 (2) The following transfers are authorized to be made by
1294 the head of each department or the Chief Justice of the Supreme
1295 Court whenever it is deemed necessary by reason of changed
1296 conditions:

1297 (a) The transfer of appropriations funded from identical
1298 funding sources, except appropriations for fixed capital outlay,
1299 and the transfer of amounts included within the total original
1300 approved budget and plans of releases of appropriations as
1301 furnished pursuant to ss. 216.181 and 216.192, as follows:

1302 1. Between categories of appropriations within a budget
1303 entity, if no category of appropriation is increased or
1304 decreased by more than 5 percent of the original approved budget
1305 or \$250,000, whichever is greater, by all action taken under

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1306 this subsection.

1307 2. Between budget entities within identical categories of
1308 appropriations, if no category of appropriation is increased or
1309 decreased by more than 5 percent of the original approved budget
1310 or \$250,000, whichever is greater, by all action taken under
1311 this subsection.

1312 3. Any agency exceeding salary rate established pursuant to
1313 s. 216.181(8) on June 30th of any fiscal year shall not be
1314 authorized to make transfers pursuant to subparagraphs 1. and 2.
1315 in the subsequent fiscal year.

1316 4. Notice of proposed transfers under subparagraphs 1. and
1317 2. shall be provided to the Executive Office of the Governor and
1318 the chairs of the legislative appropriations committees at least
1319 3 days prior to agency implementation in order to provide an
1320 opportunity for review.

1321 Section 39. The amendment to s. 216.292, Florida Statutes,
1322 as carried forward by this act from chapter 2014-53, Laws of
1323 Florida, expires July 1, 2016, and the text of that section
1324 shall revert to that in existence on June 30, 2014, except that
1325 any amendments to such text enacted other than by this act shall
1326 be preserved and continue to operate to the extent that such
1327 amendments are not dependent upon the portions of text which
1328 expire pursuant to this section.

1329 Section 40. In order to implement the appropriation of
1330 funds in the contracted services and expenses categories of the
1331 2015-2016 General Appropriations Act, a state agency may not
1332 initiate a competitive solicitation for a product or service if
1333 the completion of such competitive solicitation would:

1334 (1) Require a change in law; or

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1335 (2) Require a change to the agency's budget other than a
 1336 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
 1337 unless the initiation of such competitive solicitation is
 1338 specifically authorized in law, in the General Appropriations
 1339 Act, or by the Legislative Budget Commission.

1340
 1341 This section does not apply to a competitive solicitation for
 1342 which the agency head certifies that a valid emergency exists.
 1343 This section expires July 1, 2016.

1344 Section 41. In order to implement the appropriation of
 1345 funds in the appropriation category "Special Categories-Risk
 1346 Management Insurance" in the 2015-2016 General Appropriations
 1347 Act, and pursuant to the notice, review, and objection
 1348 procedures of s. 216.177, Florida Statutes, the Executive Office
 1349 of the Governor may transfer funds appropriated in that category
 1350 between departments in order to align the budget authority
 1351 granted with the premiums paid by each department for risk
 1352 management insurance. This section expires July 1, 2016.

1353 Section 42. In order to implement the appropriation of
 1354 funds in the appropriation category "Special Categories-Transfer
 1355 to Department of Management Services-Human Resources Services
 1356 Purchased per Statewide Contract" in the 2015-2016 General
 1357 Appropriations Act, and pursuant to the notice, review, and
 1358 objection procedures of s. 216.177, Florida Statutes, the
 1359 Executive Office of the Governor may transfer funds appropriated
 1360 in that category between departments in order to align the
 1361 budget authority granted with the assessments that must be paid
 1362 by each agency to the Department of Management Services for
 1363 human resource management services. This section expires July 1,

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1364 2016.

1365 Section 43. In order to implement appropriations for
 1366 salaries and benefits of the 2015-2016 General Appropriations
 1367 Act, subsection (6) of section 112.24, Florida Statutes, is
 1368 amended to read:

1369 112.24 Intergovernmental interchange of public employees.—
 1370 To encourage economical and effective utilization of public
 1371 employees in this state, the temporary assignment of employees
 1372 among agencies of government, both state and local, and
 1373 including school districts and public institutions of higher
 1374 education is authorized under terms and conditions set forth in
 1375 this section. State agencies, municipalities, and political
 1376 subdivisions are authorized to enter into employee interchange
 1377 agreements with other state agencies, the Federal Government,
 1378 another state, a municipality, or a political subdivision
 1379 including a school district, or with a public institution of
 1380 higher education. State agencies are also authorized to enter
 1381 into employee interchange agreements with private institutions
 1382 of higher education and other nonprofit organizations under the
 1383 terms and conditions provided in this section. In addition, the
 1384 Governor or the Governor and Cabinet may enter into employee
 1385 interchange agreements with a state agency, the Federal
 1386 Government, another state, a municipality, or a political
 1387 subdivision including a school district, or with a public
 1388 institution of higher learning to fill, subject to the
 1389 requirements of chapter 20, appointive offices which are within
 1390 the executive branch of government and which are filled by
 1391 appointment by the Governor or the Governor and Cabinet. Under
 1392 no circumstances shall employee interchange agreements be

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1393 utilized for the purpose of assigning individuals to participate
 1394 in political campaigns. Duties and responsibilities of
 1395 interchange employees shall be limited to the mission and goals
 1396 of the agencies of government.

1397 (6) For the ~~2015-2016~~ ~~2014-2015~~ fiscal year only, the
 1398 assignment of an employee of a state agency as provided in this
 1399 section may be made if recommended by the Governor or Chief
 1400 Justice, as appropriate, and approved by the chairs of the
 1401 legislative appropriations committees. Such actions shall be
 1402 deemed approved if neither chair provides written notice of
 1403 objection within 14 days after receiving notice of the action
 1404 pursuant to s. 216.177. This subsection expires July 1, 2016
 1405 ~~2015~~.

1406 Section 44. In order to implement Specific Appropriations
 1407 2665 and 2666 of the 2015-2016 General Appropriations Act and
 1408 notwithstanding s. 11.13(1), Florida Statutes, the authorized
 1409 salaries for members of the Legislature for the 2015-2016 fiscal
 1410 year shall be set at the same level in effect on July 1, 2010.
 1411 This section expires July 1, 2016.

1412 Section 45. In order to implement the transfer of funds to
 1413 the General Revenue Fund from trust funds in the 2015-2016
 1414 General Appropriations Act, paragraph (b) of subsection (2) of
 1415 section 215.32, Florida Statutes, is reenacted to read:

1416 215.32 State funds; segregation.-

1417 (2) The source and use of each of these funds shall be as
 1418 follows:

1419 (b)1. The trust funds shall consist of moneys received by
 1420 the state which under law or under trust agreement are
 1421 segregated for a purpose authorized by law. The state agency or

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1422 branch of state government receiving or collecting such moneys
 1423 is responsible for their proper expenditure as provided by law.
 1424 Upon the request of the state agency or branch of state
 1425 government responsible for the administration of the trust fund,
 1426 the Chief Financial Officer may establish accounts within the
 1427 trust fund at a level considered necessary for proper
 1428 accountability. Once an account is established, the Chief
 1429 Financial Officer may authorize payment from that account only
 1430 upon determining that there is sufficient cash and releases at
 1431 the level of the account.

1432 2. In addition to other trust funds created by law, to the
 1433 extent possible, each agency shall use the following trust funds
 1434 as described in this subparagraph for day-to-day operations:

1435 a. Operations or operating trust fund, for use as a
 1436 depository for funds to be used for program operations funded by
 1437 program revenues, with the exception of administrative
 1438 activities when the operations or operating trust fund is a
 1439 proprietary fund.

1440 b. Operations and maintenance trust fund, for use as a
 1441 depository for client services funded by third-party payors.

1442 c. Administrative trust fund, for use as a depository for
 1443 funds to be used for management activities that are departmental
 1444 in nature and funded by indirect cost earnings and assessments
 1445 against trust funds. Proprietary funds are excluded from the
 1446 requirement of using an administrative trust fund.

1447 d. Grants and donations trust fund, for use as a depository
 1448 for funds to be used for allowable grant or donor agreement
 1449 activities funded by restricted contractual revenue from private
 1450 and public nonfederal sources.

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- 1451 e. Agency working capital trust fund, for use as a
 1452 depository for funds to be used pursuant to s. 216.272.
- 1453 f. Clearing funds trust fund, for use as a depository for
 1454 funds to account for collections pending distribution to lawful
 1455 recipients.
- 1456 g. Federal grant trust fund, for use as a depository for
 1457 funds to be used for allowable grant activities funded by
 1458 restricted program revenues from federal sources.
- 1459
- 1460 To the extent possible, each agency must adjust its internal
 1461 accounting to use existing trust funds consistent with the
 1462 requirements of this subparagraph. If an agency does not have
 1463 trust funds listed in this subparagraph and cannot make such
 1464 adjustment, the agency must recommend the creation of the
 1465 necessary trust funds to the Legislature no later than the next
 1466 scheduled review of the agency's trust funds pursuant to s.
 1467 215.3206.
- 1468 3. All such moneys are hereby appropriated to be expended
 1469 in accordance with the law or trust agreement under which they
 1470 were received, subject always to the provisions of chapter 216
 1471 relating to the appropriation of funds and to the applicable
 1472 laws relating to the deposit or expenditure of moneys in the
 1473 State Treasury.
- 1474 4.a. Notwithstanding any provision of law restricting the
 1475 use of trust funds to specific purposes, unappropriated cash
 1476 balances from selected trust funds may be authorized by the
 1477 Legislature for transfer to the Budget Stabilization Fund and
 1478 General Revenue Fund in the General Appropriations Act.
- 1479 b. This subparagraph does not apply to trust funds required

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- 1480 by federal programs or mandates; trust funds established for
 1481 bond covenants, indentures, or resolutions whose revenues are
 1482 legally pledged by the state or public body to meet debt service
 1483 or other financial requirements of any debt obligations of the
 1484 state or any public body; the Division of Licensing Trust Fund
 1485 in the Department of Agriculture and Consumer Services; the
 1486 State Transportation Trust Fund; the trust fund containing the
 1487 net annual proceeds from the Florida Education Lotteries; the
 1488 Florida Retirement System Trust Fund; trust funds under the
 1489 management of the State Board of Education or the Board of
 1490 Governors of the State University System, where such trust funds
 1491 are for auxiliary enterprises, self-insurance, and contracts,
 1492 grants, and donations, as those terms are defined by general
 1493 law; trust funds that serve as clearing funds or accounts for
 1494 the Chief Financial Officer or state agencies; trust funds that
 1495 account for assets held by the state in a trustee capacity as an
 1496 agent or fiduciary for individuals, private organizations, or
 1497 other governmental units; and other trust funds authorized by
 1498 the State Constitution.
- 1499 Section 46. The amendment to s. 215.32(2)(b), Florida
 1500 Statutes, as carried forward by this act from chapter 2011-47,
 1501 Laws of Florida, expires July 1, 2016, and the text of that
 1502 paragraph shall revert to that in existence on June 30, 2011,
 1503 except that any amendments to such text enacted other than by
 1504 this act shall be preserved and continue to operate to the
 1505 extent that such amendments are not dependent upon the portions
 1506 of text which expire pursuant to this section.
- 1507 Section 47. In order to implement the issuance of new debt
 1508 authorized in the 2015-2016 General Appropriations Act, and

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1509 pursuant to s. 215.98, Florida Statutes, the Legislature
 1510 determines that the authorization and issuance of debt for the
 1511 2015-2016 fiscal year should be implemented and is in the best
 1512 interest of the state. This section expires July 1, 2016.

1513 Section 48. In order to implement appropriations in the
 1514 2015-2016 General Appropriations Act for state employee travel,
 1515 the funds appropriated to each state agency, which may be used
 1516 for travel by state employees, shall be limited during the 2015-
 1517 2016 fiscal year to travel for activities that are critical to
 1518 each state agency's mission. Funds may not be used for travel by
 1519 state employees to foreign countries, other states, conferences,
 1520 staff training activities, or other administrative functions
 1521 unless the agency head has approved, in writing, that such
 1522 activities are critical to the agency's mission. The agency head
 1523 shall consider using teleconferencing and other forms of
 1524 electronic communication to meet the needs of the proposed
 1525 activity before approving mission-critical travel. This section
 1526 does not apply to travel for law enforcement purposes, military
 1527 purposes, emergency management activities, or public health
 1528 activities. This section expires July 1, 2016.

1529 Section 49. In order to implement Specific Appropriations
 1530 2906 through 2927 of the 2015-2016 General Appropriations Act,
 1531 funded from the data processing appropriation category for
 1532 computing services of user agencies, and pursuant to the notice,
 1533 review, and objection procedures of s. 216.177, Florida
 1534 Statutes, the Executive Office of the Governor may transfer
 1535 funds appropriated for data processing in the 2015-2016 General
 1536 Appropriations Act between agencies in order to align the budget
 1537 authority granted with the utilization rate of each department.

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1538 This section expires July 1, 2016.

1539 Section 50. In order to implement appropriations authorized
 1540 in the 2015-2016 General Appropriations Act for data center
 1541 services, and notwithstanding s. 216.292(2)(a), Florida
 1542 Statutes, except as authorized in section 49 of this act, an
 1543 agency may not transfer funds from a data processing category to
 1544 a category other than another data processing category. This
 1545 section expires July 1, 2016.

1546 Section 51. In order to implement Specific Appropriation
 1547 2887 of the 2015-2016 General Appropriations Act, the Executive
 1548 Office of the Governor may transfer funds appropriated in the
 1549 appropriation category "Expenses" of the 2015-2016 General
 1550 Appropriations Act between agencies in order to allocate a
 1551 reduction relating to SUNCOM Network services. This section
 1552 expires July 1, 2016.

1553 Section 52. In order to implement section 8 of the 2015-
 1554 2016 General Appropriations Act, section 110.12315, Florida
 1555 Statutes, is reenacted to read:

1556 110.12315 Prescription drug program.—The state employees'
 1557 prescription drug program is established. This program shall be
 1558 administered by the Department of Management Services, according
 1559 to the terms and conditions of the plan as established by the
 1560 relevant provisions of the annual General Appropriations Act and
 1561 implementing legislation, subject to the following conditions:

1562 (1) The department shall allow prescriptions written by
 1563 health care providers under the plan to be filled by any
 1564 licensed pharmacy pursuant to contractual claims-processing
 1565 provisions. Nothing in this section may be construed as
 1566 prohibiting a mail order prescription drug program distinct from

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1567 the service provided by retail pharmacies.

1568 (2) In providing for reimbursement of pharmacies for
1569 prescription medicines dispensed to members of the state group
1570 health insurance plan and their dependents under the state
1571 employees' prescription drug program:

1572 (a) Retail pharmacies participating in the program must be
1573 reimbursed at a uniform rate and subject to uniform conditions,
1574 according to the terms and conditions of the plan.

1575 (b) There shall be a 30-day supply limit for prescription
1576 card purchases, a 90-day supply limit for maintenance
1577 prescription drug purchases, and a 90-day supply limit for mail
1578 order or mail order prescription drug purchases.

1579 (c) The pharmacy dispensing fee shall be negotiated by the
1580 department.

1581 (3) Pharmacy reimbursement rates shall be as follows:

1582 (a) For mail order and specialty pharmacies contracting
1583 with the department, reimbursement rates shall be as established
1584 in the contract.

1585 (b) For retail pharmacies, the reimbursement rate shall be
1586 at the same rate as mail order pharmacies under contract with
1587 the department.

1588 (4) The department shall maintain the preferred brand name
1589 drug list to be used in the administration of the state
1590 employees' prescription drug program.

1591 (5) The department shall maintain a list of maintenance
1592 drugs.

1593 (a) Preferred provider organization health plan members may
1594 have prescriptions for maintenance drugs filled up to three
1595 times as a 30-day supply through a retail pharmacy; thereafter,

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1596 prescriptions for the same maintenance drug must be filled as a
1597 90-day supply either through the department's contracted mail
1598 order pharmacy or through a retail pharmacy.

1599 (b) Health maintenance organization health plan members may
1600 have prescriptions for maintenance drugs filled as a 90-day
1601 supply either through a mail order pharmacy or through a retail
1602 pharmacy.

1603 (6) Copayments made by health plan members for a 90-day
1604 supply through a retail pharmacy shall be the same as copayments
1605 made for a 90-day supply through the department's contracted
1606 mail order pharmacy.

1607 (7) The department shall establish the reimbursement
1608 schedule for prescription pharmaceuticals dispensed under the
1609 program. Reimbursement rates for a prescription pharmaceutical
1610 must be based on the cost of the generic equivalent drug if a
1611 generic equivalent exists, unless the physician prescribing the
1612 pharmaceutical clearly states on the prescription that the brand
1613 name drug is medically necessary or that the drug product is
1614 included on the formulary of drug products that may not be
1615 interchanged as provided in chapter 465, in which case
1616 reimbursement must be based on the cost of the brand name drug
1617 as specified in the reimbursement schedule adopted by the
1618 department.

1619 (8) The department shall conduct a prescription utilization
1620 review program. In order to participate in the state employees'
1621 prescription drug program, retail pharmacies dispensing
1622 prescription medicines to members of the state group health
1623 insurance plan or their covered dependents, or to subscribers or
1624 covered dependents of a health maintenance organization plan

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1625 under the state group insurance program, shall make their
1626 records available for this review.

1627 (9) The department shall implement such additional cost-
1628 saving measures and adjustments as may be required to balance
1629 program funding within appropriations provided, including a
1630 trial or starter dose program and dispensing of long-term-
1631 maintenance medication in lieu of acute therapy medication.

1632 (10) Participating pharmacies must use a point-of-sale
1633 device or an online computer system to verify a participant's
1634 eligibility for coverage. The state is not liable for
1635 reimbursement of a participating pharmacy for dispensing
1636 prescription drugs to any person whose current eligibility for
1637 coverage has not been verified by the state's contracted
1638 administrator or by the department.

1639 (11) Under the state employees' prescription drug program
1640 copayments must be made as follows:

1641 (a) Effective January 1, 2013, for the State Group Health
1642 Insurance Standard Plan:

- 1643 1. For generic drug with card.....\$7.
- 1644 2. For preferred brand name drug with card.....\$30.
- 1645 3. For nonpreferred brand name drug with card.....\$50.
- 1646 4. For generic mail order drug.....\$14.
- 1647 5. For preferred brand name mail order drug.....\$60.
- 1648 6. For nonpreferred brand name mail order drug.....\$100.

1649 (b) Effective January 1, 2006, for the State Group Health
1650 Insurance High Deductible Plan:

- 1651 1. Retail coinsurance for generic drug with card.....30%.
- 1652 2. Retail coinsurance for preferred brand name drug with
1653 card.....30%.

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1654 3. Retail coinsurance for nonpreferred brand name drug with
1655 card.....50%.

1656 4. Mail order coinsurance for generic drug.....30%.

1657 5. Mail order coinsurance for preferred brand name drug.30%.

1658 6. Mail order coinsurance for nonpreferred brand name
1659 drug.....50%.

1660 (c) The department shall create a preferred brand name drug
1661 list to be used in the administration of the state employees'
1662 prescription drug program.

1663 Section 53. (1) The amendments to s. 110.12315(2)(b),
1664 Florida Statutes, as carried forward by this act from chapters
1665 2013-41 and 2014-53, Laws of Florida, expire July 1, 2016, and
1666 the text of that paragraph shall revert to that in existence on
1667 June 30, 2012, except that any amendments to such text enacted
1668 other than by this act shall be preserved and continue to
1669 operate to the extent that such amendments are not dependent
1670 upon the portions of text which expire pursuant to this section.

1671 (2) The amendments to s. 110.12315(2)(c) and (3)-(10),
1672 Florida Statutes, as carried forward by this act from chapter
1673 2014-53, Laws of Florida, expire July 1, 2016, and the text of
1674 present s. 110.12315(2)(c) and (7)-(10), Florida Statutes,
1675 shall, respectively, revert to the former text of s.
1676 110.12315(2)(c) and (3)-(6), Florida Statutes, in existence on
1677 June 30, 2014, except that any amendments to such text enacted
1678 other than by this act shall be preserved and continue to
1679 operate to the extent that such amendments are not dependent
1680 upon the portions of text which expire pursuant to this section.

1681 (3) The amendment to s. 110.12315(7)(a), Florida Statutes,
1682 as carried forward by this act from chapter 2013-41, Laws of

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1683 Florida, and the amendment that renumbered that paragraph as s.
 1684 110.12315(11) (a), Florida Statutes, as carried forward by this
 1685 act from chapter 2014-53, Laws of Florida, expire July 1, 2016,
 1686 and the text of that paragraph shall revert to that in existence
 1687 on December 31, 2010, except that any amendments to such text
 1688 enacted other than by this act shall be preserved and continue
 1689 to operate to the extent that such amendments are not dependent
 1690 upon the portions of text which expire pursuant to this section.

1691 Section 54. Any section of this act which implements a
 1692 specific appropriation or specifically identified proviso
 1693 language in the 2015-2016 General Appropriations Act is void if
 1694 the specific appropriation or specifically identified proviso
 1695 language is vetoed. Any section of this act which implements
 1696 more than one specific appropriation or more than one portion of
 1697 specifically identified proviso language in the 2015-2016
 1698 General Appropriations Act is void if all the specific
 1699 appropriations or portions of specifically identified proviso
 1700 language are vetoed.

1701 Section 55. If any other act passed during the 2015 Regular
 1702 Session contains a provision that is substantively the same as a
 1703 provision in this act, but that removes or is otherwise not
 1704 subject to the future repeal applied to such provision by this
 1705 act, the Legislature intends that the provision in the other act
 1706 takes precedence and continues to operate, notwithstanding the
 1707 future repeal provided by this act.

1708 Section 56. If any provision of this act or its application
 1709 to any person or circumstance is held invalid, the invalidity
 1710 does not affect other provisions or applications of the act
 1711 which can be given effect without the invalid provision or

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1712 application, and to this end the provisions of this act are
 1713 severable.

1714 Section 57. Except as otherwise expressly provided in this
 1715 act and except for this section, which shall take effect upon
 1716 this act becoming a law, this act shall take effect July 1,
 1717 2015; or, if this act fails to become a law until after that
 1718 date, it shall take effect upon becoming a law and operate
 1719 retroactively to July 1, 2015.

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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: SB 2504

INTRODUCER: Appropriations Committee

SUBJECT: State Employees/Collective Bargaining

DATE: March 26, 2015

REVISED: _____

ANALYST

McSwain

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 2504 directs the resolution of the collective bargaining issues at impasse for the 2015-2016 fiscal year regarding state employees. These issues will be resolved based on the spending decisions included in the General Appropriations Act for the 2015-2016 fiscal year.

This bill is effective July 1, 2015.

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 Legislature 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 10 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 2015-2016 fiscal year regarding state employees will be resolved pursuant to the spending decisions contained in the General Appropriations Act for the 2015-2016 fiscal year.

Section 2 provides an effective date of July 1, 2015.

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. Statutes Affected:

This bill creates an undesignated section of Florida law.

IX. Additional Information:

A. Committee Substitute – Statement of 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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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 2015-2016 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 for the 2015-2016 fiscal year.

Section 2. This act shall take effect July 1, 2015.

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 7038

INTRODUCER: Governmental Oversight and Accountability Committee

SUBJECT: Employer Contributions to Fund Retiree Benefits

DATE: March 24, 2015

REVISED: 3/26/15

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
	<u>McVaney</u>	<u>McVaney</u>	<u> </u>	GO Submitted as Committee Bill
1.	<u>McSwain</u>	<u>Kynoch</u>	<u>AP</u>	Favorable

I. Summary:

SB 7038 establishes the contribution rates paid by employers participating in the Florida Retirement System (FRS) beginning July 1, 2015. These rates are intended to fund the full normal cost and the amortization of the unfunded actuarial liability of the FRS. With these modifications to employer contribution rates, the FRS will receive roughly \$34.5 million less in revenue on an annual basis beginning July 1, 2015.

The bill also increases the contributions paid by employers participating in the retiree health insurance subsidy program. With the increased contribution rates, the Retiree Health Insurance Trust Fund will receive roughly \$96.8 million of additional revenues on an annual basis beginning July 1, 2015.

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 FRS, 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 most members contributing three percent of their salaries.²

¹ The Florida Retirement System Pension Plan and Other State Administered Systems Comprehensive Annual Financial Report Fiscal Year Ended June 30, 2014, at p. 29. Available online at: https://www.rol.frs.state.fl.us/forms/2013-14_CAFR.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. Members in the Deferred Retirement Option Program do not contribute to the system.

The FRS is a multi-employer, contributory plan, governed by the Florida Retirement System Act in Chapter 121, F.S. As of June 30, 2014, the FRS had 622,089 active members, 363,034 annuitants, 16,137 disabled retirees, and 38,058 active participants of the Deferred Retirement Option Program (DROP).³ As of June 30, 2014, the FRS consisted of 1,014 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 186 cities and 262 special districts that have elected to join the system.⁴

The membership of the FRS is divided into five membership classes:

- The Regular Class⁵ consists of 537,993 active members, plus 5,402 in renewed membership;
- The Special Risk Class⁶ includes 68,593 active members;
- The Special Risk Administrative Support Class⁷ has 84 active members;
- The Elected Officers' Class⁸ has 2,040 active members, plus 147 in renewed membership; and
- The Senior Management Service Class⁹ has 7,607 members, plus 184 in renewed membership.¹⁰

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 of employment with an FRS employer.¹² Vested benefits are payable upon termination or death as a

³ Florida Retirement System Annual Financial Report Fiscal Year Ended June 30, 2014, at 112.

⁴ *Id.*, at 146.

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 Annual Financial Report Fiscal Year Ended June 30, 2014, at 115.

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

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 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 the member's years of creditable service multiplied by the service accrual rate multiplied by the member's 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

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 in-line-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.

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.

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 specified 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.

In the annual actuarial valuation of the Florida Retirement System based on July 1, 2014, plan assets and liabilities, Milliman, Inc., the state actuary, determined the following key data relating to the FRS pension plan.

	Valuation Results (in \$ billions)			
	July 1, 2011	July 1, 2012	July 1, 2013	July 1, 2014
Actuarial Liability	\$144.1	\$147.2	\$153.3	\$160.1
Actuarial Value of Assets	\$126.1	\$127.9	\$131.7	\$138.6
Unfunded Actuarial Liability	\$ 18.0	\$ 19.3	\$ 21.6	\$21.5
Funded Percentage	87.5%	86.9%	85.9%	86.6%

The following are the current employer contribution rates for each class and the blended rates recommended by the state actuary beginning in July 2015:²⁹

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.

²⁹ Section 121.71(4) and (5), F.S.

Membership Class	Current Rates Effective July 1, 2014		Recommended Rates to be effective July 1, 2015	
	Normal Cost	UAL Rate	Normal Cost	UAL Rate
Regular Class	3.53%	2.54%	2.91%	2.65%
Special Risk Class	11.01%	7.51%	11.35%	8.99%
Special Risk Administrative Support Class	4.18%	36.59%	3.71%	27.54%
Elected Officer’s Class				
• Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	6.30%	38.66%	6.48%	37.62%
• Justices and Judges	10.10%	21.77%	11.39%	22.62%
• County Officers	8.36%	33.58%	8.48%	32.09%
Senior Management Service Class	4.80%	15.04%	4.32%	15.41%
Deferred Retirement Option Program	4.30%	6.72%	4.10%	7.12%

For all membership classes, except the DROP and certain members with renewed membership, employees contribute three 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

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 of the 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 1.26 percent 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 health insurance subsidy

³⁰ Section 121.71(3), F.S.

³¹ See sections 121.4503 and 121.72(1), F.S.

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.

A recent cash flow analysis of the Retiree Health Insurance Subsidy Trust Fund indicates the following key cash flow data for Fiscal Year 2010-2011 through Fiscal Year 2014-2015. Under current law and current administration and assuming only two percent payroll growth for Fiscal Year 2013-2014 and Fiscal Year 2014-2015, the trust fund is expected to deplete its reserves by September 2015. After that date, the trust fund may not have sufficient revenues to pay the full monthly benefits to retirees.

Retiree Health Insurance Subsidy Trust Fund				
Changes in Fund Balance (in \$ millions)				
	FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17
Fund Balance – beginning of Year	\$121.53	\$60.49	\$7.25	(\$59.20)
Revenues (employer contributions and investment earnings)	\$366.24	\$372.53	\$379.66	\$387.25
Expenditures	\$407.28	\$425.77	\$446.11	\$468.94
Excess of Revenues over Expenditures	(\$61.04)	(\$53.24)	(\$66.45)	(\$81.69)
Fund Balance – end of year	\$60.49	\$7.25	(\$59.20)	(\$140.89)
Reserves (balance / monthly expenses)	1.8 months	0.2 months	(1.6 months)	(3.6 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, 2013 Annual Valuation as necessary to adequately fund the costs of retirement benefits during Fiscal Year 2014-2015.

Section 1 amends s. 112.363, F.S., to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.26 percent of gross compensation to 1.58 percent of gross compensation for each member of the Florida Retirement System.

Section 2 amends s. 121.052, F.S., to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.26 percent of gross compensation to 1.58 percent of gross compensation for each member of the Elected Officers’ Class of Florida Retirement System.

Section 3 amends s. 121.055, F.S., to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.26 percent of gross compensation to 1.58 percent of gross compensation for each member of the Senior Management Service Class of Florida Retirement System.

Section 4 amends s. 121.071, F.S., to increase the employer paid contribution to the Retiree Health Insurance Trust Fund from 1.26 percent of gross compensation to 1.58 percent 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 membership class 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, 2015.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

Article VII, s. 18(a) 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

The aggregate employer contributions anticipated to be paid into the Florida Retirement System Trust Fund in Fiscal Year 2015-2016 will decrease by approximately \$34.4 million when compared to the employer contributions paid in Fiscal Year 2014-2015. However, the impacts on particular employers vary significantly based on whether the employers have members in the Special Risk Class or the Judicial Subclass. The impacts by employer group for Fiscal Year 2015-2016 are noted below.

Employer Group	Impact on Contributions
State Agencies	\$3.9 m
Universities	(\$2.7 m)
Colleges	(\$4.5 m)
School Boards	(\$60.5 m)
Counties	\$31.5 m
Other	(\$2.1 m)
Total	(\$34.5 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 \$96.8 million annually. The increases by employer group for Fiscal Year 2015-2016 are noted below. With these increased contributions, the trust fund is not expected to deplete its reserves during the forecasted period.

Employer Group	New Contributions
State Agencies	\$14.8 m
Universities	\$4.3 m
Colleges	\$3.4 m
School Boards	\$43.3 m
Counties	\$25.8 m
Other	\$5.2 m
Total	\$96.8 m

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 112.363, 121.052, 121.055, 121.071, and 121.71.

IX. Additional Information:

A. Committee Substitute – Statement of 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

585-01924-15 20157038__

1 A bill to be entitled
 2 An act relating to employer contributions to fund
 3 retiree benefits; amending ss. 112.363, 121.052,
 4 121.055, and 121.071, F.S.; revising the employer
 5 contribution rates for the retiree health insurance
 6 subsidy; amending s. 121.71, F.S.; revising the
 7 required employer retirement contribution rates for
 8 members of each membership class and subclass of the
 9 Florida Retirement System; providing findings of an
 10 important state interest; providing an effective date.
 11
 12 Be It Enacted by the Legislature of the State of Florida:
 13
 14 Section 1. Paragraph (i) is added to subsection (8) of
 15 section 112.363, Florida Statutes, 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 (i) Beginning July 1, 2015, the employer of each member of
 20 a state-administered retirement plan shall contribute 1.58
 21 percent of gross compensation each pay period.
 22
 23 Such contributions shall be submitted to the Department of
 24 Management Services and deposited in the Retiree Health
 25 Insurance Subsidy Trust Fund.
 26 Section 2. Paragraph (d) of subsection (7) of section
 27 121.052, Florida Statutes, is amended to read:
 28 121.052 Membership class of elected officers.—
 29 (7) CONTRIBUTIONS.—

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30 (d) The following table states the required employer
 31 contribution on behalf of each member of the Elected Officers'
 32 Class in terms of a percentage of the member's gross
 33 compensation. Such contribution constitutes the entire health
 34 insurance subsidy contribution with respect to each such member.
 35 A change in the contribution rate is effective with the first
 36 salary paid on or after the beginning date of the change. The
 37 retiree health insurance subsidy contribution rate is as
 38 follows:
 39

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%
July 1, 2001, through June 30,	1.11%

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2013	
July 1, 2013, through June 30, 2014	1.20%
Effective July 1, 2014, <u>through June 30, 2015</u>	1.26%
<u>Effective July 1, 2015</u>	<u>1.58%</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. Paragraph (d) of 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.

(3)

(d) The following table states the required employer contribution on behalf of each member of the Senior Management Service 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

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retiree health insurance subsidy contribution rate is as follows:	
Dates of Contribution	Contribution
Rate Changes	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%
July 1, 2001, through June 30, 2013	1.11%
July 1, 2013, through June 30, 2014	1.20%
Effective July 1, 2014, <u>through June 30, 2015</u>	1.26%

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80 Effective July 1, 2015 1.58%

81

82 Such contributions and accompanying payroll data are due and

83 payable no later than the 5th working day of the month

84 immediately following the month during which the payroll period

85 ended and shall be deposited by the administrator in the Retiree

86 Health Insurance Subsidy Trust Fund.

87 Section 4. Subsection (4) of section 121.071, Florida

88 Statutes, is amended to read:

89 121.071 Contributions.—Contributions to the system shall be

90 made as follows:

91 (4) The following table states the required employer

92 contribution on behalf of each member of the Regular Class,

93 Special Risk Class, or Special Risk Administrative Support Class

94 in terms of a percentage of the member's gross compensation.

95 Such contribution constitutes the entire health insurance

96 subsidy contribution with respect to each such member. A change

97 in the contribution rate is effective with the first salary paid

98 on or after the beginning date of the change. The retiree health

99 insurance subsidy contribution rate is as follows:

100

Dates of Contribution Rate Changes	Contribution Rate
October 1, 1987, through December 31, 1988	0.24%
January 1, 1989, through	0.48%

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103 December 31, 1993

104 January 1, 1994, through
December 31, 1994 0.56%

105 January 1, 1995, through June
30, 1998 0.66%

106 July 1, 1998, through June 30,
2001 0.94%

107 July 1, 2001, through June 30,
2013 1.11%

108 July 1, 2013, through June 30,
2014 1.20%

109 ~~Effective July 1, 2014,~~
through June 30, 2015 1.26%

110 Effective July 1, 2015 1.58%

111 Such contributions shall be deposited by the administrator in

112 the Retiree Health Insurance Subsidy Trust Fund.

113 Section 5. Subsections (4) and (5) of section 121.71,

114 Florida Statutes, are amended to read:

115 121.71 Uniform rates; process; calculations; levy.—

116 (4) Required employer retirement contribution rates for

117 each membership class and subclass of the Florida Retirement

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118 System for both retirement plans are as follows:

119

	Percentage of Gross Compensation, Effective	July 1, <u>2015</u> 2014
120 Membership Class		
121 Regular Class	<u>2.91%</u>	3.53%
122 Special Risk Class	<u>11.35%</u>	11.01%
123 Special Risk Administrative Support Class	<u>3.71%</u>	4.18%
124 Elected Officers' Class— Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys, Public Defenders	<u>6.48%</u>	6.30%
125 Elected Officers' Class— Justices, Judges	<u>11.39%</u>	10.10%
126 Elected Officers' Class— County Elected Officers	<u>8.48%</u>	8.36%

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127 Senior Management Class 4.32% ~~4.80%~~

128 DROP 4.10% ~~4.30%~~

129 (5) In order to address unfunded actuarial liabilities of

130 the system, the required employer retirement contribution rates

131 for each membership class and subclass of the Florida Retirement

132 System for both retirement plans are as follows:

133

	Percentage of Gross Compensation, Effective	July 1, <u>2015</u> 2014
134 Membership Class		
135 Regular Class	<u>2.65%</u>	2.54%
136 Special Risk Class	<u>8.99%</u>	7.51%
137 Special Risk Administrative Support Class	<u>27.54%</u>	36.59%
138 Elected Officers' Class— Legislators, Governor, Lt. Governor, Cabinet Officers, State Attorneys,	<u>37.62%</u>	38.66%

	585-01924-15	20157038__
	Public Defenders	
139	Elected Officers' Class-	
	Justices, Judges	<u>22.62%</u> 21.77%
140	Elected Officers' Class-	
	County Elected Officers	<u>32.09%</u> 33.58%
141	Senior Management Service	
	Class	<u>15.41%</u> 15.04%
142	DROP	<u>7.12%</u> 6.72%

143

144 Section 6. The Legislature finds that a proper and
 145 legitimate state purpose is served when employees, officers, and
 146 retirees of the state and its political subdivisions, and the
 147 dependents, survivors, and beneficiaries of such employees,
 148 officers, and retirees, are extended the basic protections
 149 afforded by governmental retirement systems. These persons must
 150 be provided benefits that are fair and adequate and that are
 151 managed, administered, and funded in an actuarially sound
 152 manner, as required by s. 14, Article X of the State
 153 Constitution and part VII of chapter 112, Florida Statutes.
 154 Therefore, the Legislature determines and declares that this act
 155 fulfills an important state interest.

156 Section 7. The Legislature finds that a proper and
 157 legitimate state purpose is served when employees, officers, and
 158 retirees of the state and of its political subdivisions, and the
 159 dependents, survivors, and beneficiaries of such employees,

	585-01924-15	20157038__
160	<u>officers, and retirees, are extended the basic protections</u>	
161	<u>afforded by governmental retirement systems that provide fair</u>	
162	<u>and adequate benefits, including health insurance subsidies, and</u>	
163	<u>that are managed, administered, and funded in a reasonable</u>	
164	<u>manner. Therefore, the Legislature determines and declares that</u>	
165	<u>this act fulfills an important state interest.</u>	
166	Section 8. This act shall take effect July 1, 2015.	

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/25/2016

Meeting Date

SB 7038 (AP)

Bill Number (if applicable)

Topic GOVT OVERSIGHT / ACCTG. - EMP. CONT. TO FUND RETIREEL BEN

Amendment Barcode (if applicable)

Name ROBERT CHAPMAN

Job Title STATE EMPLOYEE

Address 41219 LYMBROOK DRIVE

Phone _____

Street

ZEPHYRUS

FLORIDA

33540

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

25 MAR 15

Meeting Date

7038

Bill Number (if applicable)

Topic EMPLOYER CONTRIBUTIONS TO FUND RETIREE BENEFITS Amendment Barcode (if applicable)

Name WILLIAM THEODORE

Job Title AIRCRAFT MECHANIC

Address 9002 TARAWYND CT.
Street

Phone 813 323 4871

ODESSA FL 33556
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MACHINISTS UNION

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 (10/14/14)

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 2506

INTRODUCER: Appropriations Committee

SUBJECT: Judiciary

DATE: March 26, 2015

REVISED: _____

ANALYST

Harkness

STAFF DIRECTOR

Kynoch

REFERENCE

AP

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 2506 authorizes Supreme Court justices and appellate court judges to receive reimbursement for travel expenses and subsistence incurred while conducting official business of the court.

The fiscal impact of the bill is \$353,811 in recurring general revenue.

This bill takes effect July 1, 2015.

II. Present Situation:

The Florida Constitution requires that the Supreme Court consist of seven justices and that each appellate district must have at least one justice elected or appointed from the district to the Supreme Court who is a resident of the appellate district at the time of the original appointment or election.¹ While the work of the Supreme Court is performed in Tallahassee, the justices are not required to move from their residences in the appellate districts to Tallahassee. Justices are not authorized to receive reimbursement for travel between their home residences and the Supreme Court in Tallahassee.

In 1956, the Florida electorate approved a constitutional amendment creating an appellate court system in Florida. Florida law authorizes 64 appellate judges who reside within five district courts of appeal (DCAs).²

¹ FLA. CONST. art. V, s. 3.

² Section 35.06, F.S.

District Court of Appeal	Circuits	Approximate Square Miles	Headquarters	Number of Judges
First	First, Second, Third, Fourth, Eighth, Fourteenth	21,773	Second (Tallahassee, Leon County)	15
Second	Sixth, Tenth, Twelfth, Thirteenth, Twentieth	13,017	Tenth (Lakeland, Polk County)	16
Third	Eleventh and Sixteenth	2,942	Eleventh (Miami-Dade County)	10
Fourth	Fifteenth, Seventeenth, Nineteenth	5,648	Fifteenth (Palm Beach County)	12
Fifth	Fifth, Seventh, Ninth, Eighteenth	10,618	Seventh (Daytona Beach, Volusia County)	11

Source: Sections 35.01-35.05, F.S.

Florida’s appellate regions encompass large geographic regions. Appellate judges may live anywhere in the district but are not compensated for travel to and from the district courts’ headquarters. As a result, few of the appellate judges live outside the districts’ headquarters circuit and remote areas of the appellate district are underrepresented. For example, in the First DCA, a district that includes six judicial circuits, only two of the court’s fifteen judges live outside of the district’s headquarters (Tallahassee). Florida’s Fifth DCA encompasses thirteen central Florida counties and over 10,000 square miles. Three of the judges live in the Seventh Judicial Circuit (Daytona Beach), where the court is located. Five of the judges live in the Orlando area and travel more than 100 miles each time they travel to court. Two of the court’s judges make a 150-mile round-trip drive from Melbourne in Brevard County.

III. Effect of Proposed Changes:

Section 1 creates s. 25.025, F.S., permitting Supreme Court justices permanently residing outside of the Second Judicial Circuit to be paid subsistence and travel expenses, pursuant to s. 112.061, F.S., when conducting business at the headquarters of the Supreme Court in Tallahassee. Justices who reside outside of the Second Judicial Circuit are authorized to designate an official headquarters in their county of residence, located in a district court of appeal courthouse, county courthouse or other appropriate facility. Justices will be paid travel expenses when travelling between their official headquarters and Tallahassee on official business and reimbursed subsistence for each day or partial day they are in Tallahassee. The Supreme Court may not use state funds to lease space in a facility to establish an official headquarters for a justice.

Section 2 amends s. 35.05, F.S., permitting DCA judges permanently residing outside the judicial circuit in which their district court’s headquarters or branch is located to be paid travel expenses, pursuant to s. 112.061, F.S., from their county of residence to the headquarters of the appellate district. If an appellate judge resides outside the judicial circuit in which the appellate district headquarters is located and more than 50 miles from the headquarters, a DCA judge may designate an official headquarters in her or her county of residence at a county courthouse or other appropriate facility. The judge may be reimbursed for travel between the judge’s official

headquarters and the headquarters of the appellate district. A DCA may not use state funds to lease space in a facility to establish an official headquarters for an appellate judge.

Section 3 provides that the bill takes effect on July 1, 2015.

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:

According to the Office of the State Court Administrator, SB 2506 has a total fiscal impact of \$353,811 in recurring general revenue. The fiscal impact for the Supreme Court travel is \$209,930. Supreme Court travel costs are based on official state mileage, assuming 40 round trips yearly per justice between Tallahassee and the DCA headquarters in the justice's home appellate district. Subsistence costs assume 77 meeting days at \$131 per day and 80 travel days at \$98.25 per day, or \$17,947 per justice.

The fiscal impact for the DCA judges' travel is \$143,881, which includes \$21,440 in subsistence cost for four judges, \$78,268 in mileage costs for 14 judges, and \$44,173 in a contingency pool available for other DCA judges, as necessary. The subsistence costs include 40 overnight trips that two First DCA judges will make travelling from Jacksonville to Tallahassee and 36 trips that one Third DCA judge will make travelling from Key West to Miami. The mileage costs for the 11 judges in the Second, Fourth, and Fifth DCA reflect 94 trips each between their counties of residence and the DCA headquarters.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

The bill substantially amends section 35.05 of the Florida Statutes.

This bill creates section 25.025 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of 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

576-00882B-15

20152506pb

1 A bill to be entitled
 2 An act relating to the judiciary; creating s. 25.025,
 3 F.S.; establishing the headquarters of the Supreme
 4 Court; authorizing a Supreme Court Justice to
 5 designate a district court of appeal courthouse, a
 6 county courthouse, or any other facility in his or her
 7 county of residence as his or her official
 8 headquarters; providing that the official headquarters
 9 may serve as the justice's private chambers only;
 10 providing for a justice to receive subsistence and
 11 transportation reimbursement relating to travel to the
 12 headquarters of the Supreme Court under certain
 13 circumstances; providing for implementation; providing
 14 that a county is not required to provide space in a
 15 county courthouse to a justice; authorizing a county
 16 to enter into a specified agreement with the Supreme
 17 Court; prohibiting the Supreme Court from using state
 18 funds to lease space in a district court of appeal
 19 courthouse, county courthouse, or other facility to
 20 allow a justice to establish an official headquarters;
 21 amending s. 35.05, F.S.; authorizing a district court
 22 of appeal judge to designate a county courthouse or
 23 other facility in his or her county of residence as
 24 his or her official headquarters; providing that the
 25 official headquarters may serve as the judge's private
 26 chambers only; providing for a district court of
 27 appeal judge to receive reimbursement for
 28 transportation expenses relating to travel to the
 29 headquarters of the district court of appeal under

Page 1 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

576-00882B-15

20152506pb

30 certain circumstances; providing for implementation;
 31 providing that a county is not required to provide
 32 space in a county courthouse to a district court of
 33 appeal judge; authorizing a county to enter into a
 34 specified agreement with a district court of appeal;
 35 prohibiting a district court of appeal from using
 36 state funds to lease space in a county courthouse or
 37 other facility to allow a judge to establish an
 38 official headquarters; providing an effective date.

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

41 Section 1. Section 25.025, Florida Statutes, is created to
 42 read:

43 25.025 Headquarters.-

44 (1) The headquarters of the Supreme Court shall be the
 45 Supreme Court Building in the Second Judicial Circuit,
 46 Tallahassee, Leon County.

47 (2) (a) Any Supreme Court Justice who permanently resides
 48 outside the Second Judicial Circuit may, if he or she so
 49 requests, designate a district court of appeal courthouse, a
 50 county courthouse, or any other appropriate facility in his or
 51 her county of residence as his or her official headquarters
 52 pursuant to s. 112.061. This official headquarters may serve as
 53 the justice's private chambers only.

54 (b) A justice who designates an official headquarters in
 55 his or her county of residence under this subsection is eligible
 56 for subsistence at a rate to be established by the Chief Justice
 57 for each day or partial day that the justice is at the
 58

Page 2 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

576-00882B-15

20152506pb

59 headquarters of the Supreme Court for the conduct of the
 60 business of the Court; however, such amount may not exceed the
 61 amount allowed under s. 112.061(6). In addition to the
 62 subsistence allowance, a justice is eligible for reimbursement
 63 for transportation expenses as provided in s. 112.061(7), for
 64 travel between the justice's official headquarters and the
 65 headquarters of the Court for the conduct of the business of the
 66 Court.

67 (c) Payment of subsistence and reimbursement for
 68 transportation expenses relating to travel between a justice's
 69 official headquarters and the headquarters of the Court shall be
 70 made to the extent appropriated funds are available, as
 71 determined by the Chief Justice.

72 (3) The Marshal of the Supreme Court and the Office of the
 73 State Courts Administrator shall coordinate with each affected
 74 justice and other state and local officials as necessary to
 75 implement paragraph (2) (a).

76 (4) (a) This section does not require a county to provide
 77 space in a county courthouse for a justice. A county may enter
 78 into an agreement with the Supreme Court governing the use of
 79 space in a county courthouse.

80 (b) The Supreme Court may not use state funds to lease
 81 space in a district court of appeal courthouse, county
 82 courthouse, or other facility to allow a justice to establish an
 83 official headquarters pursuant to subsection (2).

84 Section 2. Subsections (3), (4), and (5) are added to
 85 section 35.05, Florida Statutes, to read:

86 35.05 Headquarters.—

87 (3) (a) A district court of appeal judge who permanently

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88 resides outside the judicial circuit in which the headquarters
 89 or a branch of the court is located and whose residence is
 90 located more than 50 miles from the nearest facility of the
 91 court may, if he or she so requests, designate a county
 92 courthouse or other appropriate facility in his or her county of
 93 residence as his or her official headquarters pursuant to s.
 94 112.061. This official headquarters may serve as the judge's
 95 private chambers only.

96 (b) A district court of appeal judge who designates an
 97 official headquarters in his or her county of residence under
 98 this subsection is eligible for reimbursement for transportation
 99 expenses as provided in s. 112.061(7) for travel between the
 100 judge's official headquarters and the nearest headquarters of
 101 the court or a branch of the court for the conduct of the
 102 business of the court.

103 (c) Reimbursement for transportation expenses relating to
 104 travel between a judge's official headquarters and the
 105 headquarters of the court or a branch of the court shall be made
 106 to the extent appropriated funds are available, as determined by
 107 the Chief Justice of the Supreme Court.

108 (4) The marshal of each district court of appeal and the
 109 Office of the State Courts Administrator shall coordinate with
 110 each affected district court of appeal judge and other state and
 111 local officials as necessary to implement paragraph (3) (a).

112 (5) (a) This section does not require a county to provide
 113 space in a county courthouse for a district court of appeal
 114 judge. A county may enter into an agreement with a district
 115 court of appeal governing the use of space in a county
 116 courthouse.

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117 (b) A district court of appeal may not use state funds to
118 lease space in a county courthouse or other facility to allow a
119 judge to establish an official headquarters pursuant to
120 subsection (3).

121 Section 3. This act shall take effect July 1, 2015.

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 2508

INTRODUCER: Appropriations Committee

SUBJECT: Education

DATE: March 27, 2015

REVISED: _____

ANALYST

Sikes

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

Submitted as Committee Bill

I. Summary:

SB 2508 conforms education statutes to the Senate proposed General Appropriations Bill, SB 2500, for Fiscal Year 2015-2016.

The bill:

- Modifies the preeminent state research universities program authorized under s. 1001.7065, F.S., by requiring a state research university to enter into, and maintain, a formal agreement with the National Merit Scholarship Corporation to offer college-sponsored Merit Scholarship® awards for consideration of preeminent status.
- Renames the Florida National Merit Scholarship Incentive Program as the Benacquisto Scholarship Program.
- Clarifies that for a student to be considered a “full-time student” under s. 1011.61 (1), F.S., a school operating more than one session comprising not less than 810 net hours per session in grades 4 through 12 or not less than 630 net hours per session in kindergarten through grade 3, may do so only because of a natural disaster.
- Extends the requirement of providing an additional hour of intensive reading instruction daily to students enrolled in the 300 lowest performing elementary schools through the 2017-2018 academic year, requires participating schools to also provide the required additional instruction through an equivalent number of hours in a summer program, and requires participating schools to continue to provide the additional hour of instruction to all students who have level 1 or 2 reading assessment scores in the subsequent year after the school is no longer classified as one of the 300 lowest performing.
- Authorizes performance funding for Career and Professional Education (CAPE) industry certification earned through a dual enrollment course, which is not a fundable certification on the Postsecondary Industry Certification Funding List or is earned as a result of an agreement with a nonpublic postsecondary institution, to be funded in the same manner as a non-dual enrollment course industry certification.
- Establishes two new tiers of bonuses available to CAPE industry certification teachers under s. 1011.62 (1)(o), F.S., at \$75 for 0.3 weighted certifications and \$100 for 0.5 and 1.0

weighted certifications, and establishes a \$4,000 maximum annual bonus for teachers providing instruction in courses leading to these industry certifications.

- Increases the discretionary millage compression supplement to five percent above the state average.
- Modifies the sparsity supplement calculation authorized in s. 1011.62 (7), F.S., to compute the sparsity supplement for larger eligible districts with a full-time equivalent student membership of between 20,000 and 24,000, by dividing the total number of full-time equivalent students in all programs by the number of permanent senior high school centers in the district, not in excess of four.
- Amends the virtual education contribution calculation within the Florida Education Finance Program (FEFP) by including the declining enrollment supplement and exceptional student education (ESE) guaranteed allocation.
- Creates the federally connected student supplement within the FEFP to provide supplemental funding to school districts to support the education of students connected with federally-owned military installations, National Aeronautics and Space Administration (NASA) property, and Indian lands. To be eligible for this supplement, the district must also be eligible for federal impact aid funds, pursuant to Title VIII of the Elementary and Secondary Education Act of 1965.
- Clarifies that annual license fees, maintenance fees, and lease agreements for enterprise resource software are allowable uses of local capital improvement funds.
- Provides audit protection for teachers under the Florida Teacher Classroom Supply Assistance Program by requiring teachers to provide the school district with receipts for the expenditure of the funds.
- Statutorily establishes the State University System Performance Based Incentive funding model.
- Establishes a Florida College System Performance Based Incentive funding model.

This bill substantially amends the following sections of the Florida Statutes: 1001.7065, 1011.61, 1011.62, 1011.71, and 1012.71.

II. Present Situation:

Preeminent State Research Universities

The preeminent state research university program is a collaborative partnership between the Board of Governors and the Legislature to elevate the academic and research preeminence of Florida's highest performing state research universities. A state research university that meets at least 11 of the 12 academic and research excellence standards identified in statute is designated as a preeminent state research university. Those academic and research metrics are:

- An average weighted grade point average of 4.0 or higher on a 4.0 scale and an average SAT score of 1800 or higher for fall semester incoming freshmen, as reported annually.
- A top-50 ranking on at least two well-known and highly respected national public university rankings, reflecting national preeminence, using most recent rankings.
- A freshman retention rate of 90 percent or higher for full-time, first-time-in-college students, as reported annually to the Integrated Postsecondary Education Data System (IPEDS).
- A 6-year graduation rate of 70 percent or higher for full-time, first-time-in-college students, as reported annually to the IPEDS.

- Six or more faculty members at the state university who are members of a national academy, as reported by the Center for Measuring University Performance in the Top American Research Universities (TARU) annual report.
- Total annual research expenditures, including federal research expenditures, of \$200 million or more, as reported annually by the National Science Foundation (NSF).
- Total annual research expenditures in diversified nonmedical sciences of \$150 million or more, based on data reported annually by the NSF.
- A top-100 university national ranking for research expenditures in five or more science, technology, engineering, or mathematics fields of study, as reported annually by the NSF.
- One hundred or more total patents awarded by the United States Patent and Trademark Office for the most recent 3-year period.
- Four hundred or more doctoral degrees awarded annually, as reported in the Board of Governors Annual Accountability Report.
- Two hundred or more postdoctoral appointees annually, as reported in the TARU annual report.
- An endowment of \$500 million or more, as reported in the Board of Governors Annual Accountability Report.¹

A preeminent research university receives \$5 million in recurring funds annually, subject to appropriation in the General Appropriations Act (GAA).² Currently, only Florida State University and the University of Florida meet the standards for preeminent state research university designation and are Florida's only two preeminent state research universities.³

Florida National Merit Scholarship Incentive Program

The Florida National Merit Scholarship Incentive Program is a merit scholarship for 2013-14 Florida high school graduates and later who achieved the National Merit or National Achievement Finalist designation. The scholarship award is equal to the per term cost of institutional attendance minus the sum of Bright Futures and the award associated with the National Merit/Achievement process.

Minimum Required Hours of Instruction for a Full-Time Student

For the purposes of the Florida Education Finance Program (FEFP), a "full-time student" is defined as a student on the membership roll of one school program or a combination of school programs for the school year for:

- No less than 900 hours of instruction for a student in grade levels 4 through 12, or not less than 720 hours of instruction for a student in kindergarten through grade 3;
- No less than 810 hours of instruction for a student in grade levels 4 through 12, or not less than 630 hours of instruction for a student in kindergarten through grade 3 in a double-session school or a school utilizing an experimental school calendar approved by the Department of Education; or

¹ s. 1001.7065, F.S.

² s. 1001.7065, F.S.

³ Preeminent State Research University Benchmark Plans, Board of Governors Strategic Planning Committee. November 20, 2013. http://www.flbog.edu/documents_meetings/0184_0752_5480_399%20SPC%20Packet.pdf

- Instruction comprising the appropriate number of hours for students who, within the past year, have moved with their parents for the purpose of engaging in the farm labor or fish industries, if a plan furnishing such an extended school day or week, or a combination thereof, has been approved by the commissioner.⁴

Intensive Reading Instruction

A school district that has one or more of the 300 lowest performing elementary schools based on the state reading assessment is required to provide an additional hour of intensive reading instruction beyond the normal school day for each day of the entire school year in those schools.⁵ Funds for this program are designated in the Supplemental Academic Instruction and the Research-Based Reading Instruction Allocation categoricals in the FEFP within the GAA.⁶

Career and Professional Education (CAPE) Dual Enrollment Industry Certification Funding

Performance funding for a CAPE industry certification earned through dual enrollment is provided to the Florida College System institution or district career center providing the instruction only if the industry certification is eligible for funding on the Postsecondary Industry Certification Funding List approved by the State Board of Education.⁷

Bonus Funding

Bonus funding is authorized for school districts and for teachers if a student earns a qualifying score on the following examinations and certifications: International Baccalaureate (IB) examinations; Advanced International Certificate of Education (AICE) examinations; Advance Placement (AP) examinations; and CAPE industry certifications.⁸

School District Bonus Funding

School district bonus funding is awarded as follows:⁹

- 0.16 FTE bonus funding for every qualifying score earned on an IB or AP examination or full-credit AICE examination.
- 0.8 FTE bonus funding for every qualifying score earned on a half-credit AICE examination.
- 0.1, 0.2, 0.3, 0.5, or 1.0 FTE for CAPE industry certifications.

Teacher Bonus Funding

Teacher bonus funding is awarded for IB, AICE, and AP examinations, and CAPE industry certifications.¹⁰ For IB examinations, a bonus in the amount of \$50 is awarded for each student

⁴ s. 1011.61 (1), F.S.

⁵ s. 1011.62 (1)(f), (9), F.S.

⁶ ch. 2014-51, L.O.F.

⁷ s. 1011.80, F.S.

⁸ Sections 1011.62 (1)(l)-(o), F.S.

⁹ *Id.*

¹⁰ *Id.*

taught by the IB teacher who receives a qualifying score on the IB examination.¹¹ An additional bonus of \$500 is awarded to each IB teacher in a school designated with a grade of “D” or “F” who has at least one student earning a qualifying score on the IB examination.¹² IB bonuses must not exceed \$2,000 given to a teacher in any given school year. However, the maximum bonus shall be \$3,000 if at least 50 percent of the students enrolled in a teacher’s course earn a qualifying score in a school designated with a grade of “A,” “B,” or “C”; or if at least 25 percent of the students enrolled in a teacher’s course earn a qualifying score in a school designated with a grade of “D” or “F.”¹³

For AICE examinations, a bonus in the amount of \$50 is awarded for each student taught by the AICE teacher in each full-credit AICE course who receives a qualifying score on the AICE examination.¹⁴ A bonus in the amount of \$25 is awarded for each student taught by the AICE teacher in each half-credit AICE course who receives a qualifying score on the AICE examination.¹⁵ An additional bonus of \$500 is awarded to each AICE teacher in a school designated with a grade of “D” or “F” who has at least one student earning a qualifying score on the full-credit AICE examination, or \$250 each to teachers of half-credit AICE classes in a school designated with a grade of “D” or “F” which has at least one student earning a qualifying score on the half-credit AICE examination.¹⁶ AICE bonuses must not exceed \$2,000 given to a teacher in any given school year.¹⁷

For AP examinations, a bonus in the amount of \$50 is awarded for each student taught by the AP teacher who receives a qualifying score on the AP examination.¹⁸ An additional bonus of \$500 is awarded to each AP teacher in a school designated with a grade of “D” or “F” who has at least one student earning a qualifying score on the AP examination.¹⁹ AP bonuses must not exceed \$2,000 given to a teacher in any given school year.²⁰ However, the maximum bonus shall be \$3,000 if at least 50 percent of the students enrolled in a teacher’s course earn a qualifying score in a school designated with a grade of “A,” “B,” or “C”; or if at least 25 percent of the students enrolled in a teacher’s course earn a qualifying score in a school designated with a grade of “D” or “F.”²¹

For CAPE Industry Certifications, a bonus in the amount of \$25 is awarded for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.1.²² A bonus in the amount of \$50 is awarded for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE

¹¹ *Id.*

¹² *Id.*

¹³ *Id.*

¹⁴ *Id.*

¹⁵ *Id.*

¹⁶ *Id.*

¹⁷ *Id.*

¹⁸ *Id.*

¹⁹ *Id.*

²⁰ *Id.*

²¹ *Id.*

²² *Id.*

Industry Certification Funding List with a weight of 0.2, 0.3, 0.5, and 1.0.²³ CAPE industry certification bonuses must not exceed \$2,000 given to a teacher in any given school year.²⁴

Discretionary Millage Compression Supplement

A school district that levies the full 0.748 discretionary millage authorized under s. 1011.71(1), F.S., and prescribed in the GAA,²⁵ and generates an amount of funds per unweighted full-time equivalent (FTE) student that is less than the state average amount per unweighted (FTE) student, receives a discretionary millage compression supplement that brings the district up to the state average.²⁶

Sparsity Supplement

The Florida Education Finance Program (FEFP) recognizes the relatively higher operating cost of smaller districts due to sparse student populations through a statutory formula in which the variable factor is a sparsity index.²⁷ This index is computed by dividing the FTE student membership of the qualified district by the number of permanent senior high school centers (not to exceed three). A qualified district's FTE shall equal or be less than that prescribed annually by the Legislature in the GAA. The amount prescribed annually by the Legislature shall be no less than 17,000, but no more than 24,000 FTE.²⁸

Virtual Education Contribution

The virtual education contribution is calculated within the FEFP for the Florida Virtual School and its franchises, as well as other virtual instruction programs and options identified in s. 1002.455(3), F.S. The virtual education contribution is the difference between the amount per FTE established in the GAA for virtual education and the amount per FTE for each district and the Florida Virtual School, which is calculated by taking the sum of the base FEFP allocation, the discretionary local effort, the state-funded discretionary contribution, the discretionary millage compression supplement, the research-based reading instruction allocation, and the instructional materials allocation, and then dividing by the total unweighted FTE. In the 2014-2015 fiscal year, funding for virtual education is established at 5,230 per FTE.²⁹

Federally Connected Students

Title VIII of the Elementary and Secondary Education Act of 1965, authorizes certain school districts to receive federal impact aid funding to support the education of students whose parents are employed by the federal government, including active duty uniformed services, or who live

²³ *Id.*

²⁴ *Id.*

²⁵ ch. 2014-51, L.O.F.

²⁶ 2014-15 Funding for Florida School Districts, Florida Department of Education.

<http://fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>

²⁷ 2014-15 Funding for Florida School Districts, Florida Department of Education.

<http://fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>

²⁸ s.1011.62 (7), F.S.

²⁹ ch. 2014-51, L.O.F.

or work on federally-owned property, such as military installations, National Aeronautics and Space Administration (NASA) property, and Indian lands.

The impact aid funding for Florida school districts has decreased by 50 percent from \$13.9 million in the 1993-1994 fiscal year to \$6.9 million in the 2013-2014 fiscal year. Currently, 14 school districts in Florida qualify for federal impact aid.

Local Capital Improvement Revenue for Computer Hardware and Enterprise Software

School districts are authorized to use local improvement revenue to purchase, lease-purchase, or lease:

- New and replacement equipment;
- Computer hardware; and
- Enterprise resource software applications that are classified as capital assets, have a useful life of at least 5 years, and are used to support districtwide administration or state-mandated reporting requirements.

Florida Classroom Teacher Supply Program

Under the Florida Teachers Classroom Supply Assistance Program, each school district is provided an allocation based on the prorated total of each school district's share of the total K-12 unweighted FTE student enrollment. These funds are to be used only by classroom teachers for the purchase of classroom instructional materials and supplies for use in teaching students.³⁰ Teachers are required to sign an acknowledgement stating they understand the appropriate use of these funds and that they will keep all receipts for expenditures of the funds for at least four years.³¹

State University System Performance Funding

In the 2014-2015 GAA, proviso specifically required performance funding be allocated based on the Board of Governor's (BOG) model approved on January 16, 2014. This model contained 10 performance metrics, which included the following:

- Percent of bachelor's degree graduates employed and/or continuing their education;
- Average wages of employed baccalaureate graduates;
- Cost per undergraduate degree;
- Six-year graduation rate (full-time and part-time first time in college (FTIC));
- Academic Progress Rate (second year retention with a grade point average above 2.0);
- Bachelor's degrees awarded in areas of strategic emphasis (including Science, Technology, Engineering and Math (STEM) education);
- University access rate (percent of undergraduates with a Pell Grant);
- Graduate degrees awarded in areas of strategic emphasis (including STEM);
- Two additional metrics, one chosen by each of the following:
 - Board of Governors, and

³⁰ 2014-15 Funding for Florida School Districts, Florida Department of Education.
<http://fldoe.org/core/fileparse.php/7507/urlt/Fefpdist.pdf>

³¹ s. 1012.71 (5), F.S.

- University Board of Trustees

SUS institutions will be evaluated for their performance based on benchmarks adopted by the BOG for achievement of excellence or improvement these specified metrics. The 2014-2015 GAA appropriated \$200 million for State University Performance Based Incentives in the 2014-2015 fiscal year, which included \$100 million in new funding and \$100 million redistributed from the state university's base funds.³² Institutions qualifying for new funding also have their base funding restored. Any institution which fails to meet the minimum threshold set by the BOG will have a portion of its base funding withheld and must submit an improvement plan to the BOG. The BOG must approve the improvement plan and conduct progress monitoring of the improvement plan's implementation. An institution will have its full base funding restored upon BOG approval of the improvement plan monitoring report. Any institution that fails to make satisfactory progress will not have its full base funding restored.

Florida College System Performance Funding

In the 2014-2015 GAA, proviso directed the Commissioner of Education to recommend a performance funding formula that may be used to allocate funds to Florida College System institutions. The commissioner's recommendations were to include up to ten performance measures, appropriate performance benchmarks for each measure, and a detailed methodology for allocating performance funds to the colleges. At a minimum, the measures were to include job placement rates, cost per degree, and graduation/ retention rates. In January 2015, these recommendations were finalized and included the required measures, as well as additional measures for:

- Pell Grant student graduation rate,
- Program completer entry level wages,
- Time to degree,
- Credit milestones, and a
- Local measure selected by each college's board of trustees.

III. Effect of Proposed Changes:

Preeminent State Research Universities

The bill specifies that any institution that meets the required academic and research excellence standards for consideration of preeminent status must also enter into, and maintain, a formal agreement with the National Merit Scholarship Corporation to offer College-sponsored Merit Scholarship® awards to be designated as a preeminent state research university.

Florida National Merit Scholarship Incentive Program

The bill renames the Florida National Merit Scholarship Incentive Program as the Benacquisto Scholarship Program and identifies a recipient of an award as a Benacquisto Scholar.

³² ch. 2014-51, L.O.F.

Minimum Required Hours of Instruction for Full-Time Student

The bill clarifies that for a student to be considered a “full-time student” under s. 1011.61 (1), F.S., a school operating more than one session comprising not less than 810 net hours per session in grades 4 through 12 or not less than 630 net hours per session in kindergarten through grade 3, may do so only because of a natural disaster.

Intensive Reading Instruction

The bill 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 300 lowest performing elementary schools through the 2017-2018 academic year.

The bill also requires participating schools to implement a summer program with an equivalent number of hours of instruction in addition to the hour of instruction provided during the school year. The bill requires participating schools to continue to provide an additional hour of instruction to all students who have Level 1 or Level 2 reading assessment scores in the subsequent year after the school is no longer classified as one of the 300 lowest performing elementary schools.

Career and Professional Education (CAPE) Dual Enrollment Industry Certification Funding

The bill authorizes performance funding for a CAPE industry certification earned through a dual enrollment course, which is not a fundable certification on the Postsecondary Industry Certification Funding List or is earned as a result of an agreement with a nonpublic postsecondary institution, to be funded in the same manner as a non-dual enrollment course industry certification. The school district may provide for an agreement between the high school and the technical center, or the school district and the postsecondary institution may enter into an agreement for equitable distribution of the bonus funds.

CAPE Teacher Bonus Funding

The bill establishes two new tiers of bonuses available to CAPE industry certification teachers under s. 1011.62 (1)(o), F.S. A teacher providing instruction to a student in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.3 will earn a \$75 bonus, which is \$25 more than currently authorized. A teacher providing instruction to a student in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.5 or 1.0 will earn a \$100 bonus, which is \$50 more than currently authorized. The maximum total annual bonus for teachers providing instruction in courses leading to these CAPE industry certifications is increased from \$2,000 to \$4,000.

Discretionary Millage Compression Supplement

The bill increases the discretionary millage compression supplement for the school district 0.748 mill discretionary levy for operations from the state average to five percent above the state average funds per full-time equivalent (FTE) student.

Sparsity Supplement

The bill amends s. 1011.62 (7), F.S., to compute the sparsity supplement for larger eligible districts with between 20,000 and 24,000 FTE students, by dividing the total number of FTE students by the number of permanent senior high school centers in the district, not in excess of four rather than three.

Virtual Education Contribution

The bill amends the virtual education contribution calculation within the FEFP by including the declining enrollment supplement and exceptional student education (ESE) guaranteed allocation. The inclusion of the declining enrollment supplement and ESE guaranteed allocation in the virtual education contribution calculation ensures that eligible programs do not receive funding in excess of the maximum amount per FTE student established for virtual education in the General Appropriations Act (GAA).

Federally Connected Student Supplement

The bill creates the federally connected student supplement categorical within the Florida Education Finance Program (FEFP). Fourteen school districts, which currently receive federal impact aid under Title VIII of the Elementary and Secondary Education Act of 1965, could be eligible for additional FEFP funding under this new categorical.

The supplement is based on two components: a student allocation and an exempt-property allocation. The student allocation is based on the number of students in the district reported for federal impact aid, including students with disabilities, who

- Reside with a parent who is on active duty in the uniformed services or is an accredited foreign government official and military officer;
- Reside on eligible federally-owned Indian lands; or
- Reside with a civilian parent who lives or works on eligible federal property connected with a military installation or NASA. The number of these students shall be multiplied by a factor of 0.5.

The exempt-property allocation is based on the district's real property value of exempt federal property of federal impact aid lands reserved as military installations, NASA properties, or federally-owned Indian lands, multiplied by the millage authorized and levied under s. 1011.71 (2), F.S. The student allocation and the exempt-property allocation will be added together for each eligible district to produce the federally connected student supplement.

Local Capital Improvement Revenue for Computer Hardware and Enterprise Software

School districts are currently authorized to purchase enterprise resource software with their local capital improvement revenue, however, it is unclear as to whether annual license fees, maintenance fees, or lease agreements for enterprise resource software are authorized uses of these funds. The bill specifically authorizes school districts to use their local capital

improvement revenue for enterprise resource software annual license fees, maintenance fees, or lease agreements.

Florida Classroom Teacher Supply Program

The bill requires classroom teachers to provide receipts for the expenditure of Florida Teachers Classroom Supply Assistance Program funds to the school district, in place of the currently required signed acknowledgement that the teacher understands the appropriate use of the funds and will keep all receipts for expenditures of the funds for at least four years. This change, while requiring additional effort from the school district, protects teachers from potential income tax audit issues arising from situations in which the teacher has not retained receipts, and has the funds counted as taxable income.

State University System Performance Funding

The bill statutorily establishes State University System (SUS) Performance Based Incentive, which is based on indicators of institutional attainment of performance metrics adopted by the Board of Governors (BOG). These performance metrics include, but are not limited to, metrics that measure graduation and retention rates; degree production; affordability; postgraduation employment, salaries, or further education; student loan default rates; access; and any other metrics approved by the BOG. SUS institutions will be evaluated for their performance based on benchmarks adopted by the BOG for achievement of excellence or improvement on specified metrics.

Each fiscal year, the amount of funds available for allocation to universities based upon the performance funding model consists of a state investment, plus an institutional investment consisting of funds redistributed from the base funding for the SUS, as determined in the GAA. Institutions qualifying for the state's investment will also have their institutional investment restored. The institutional investment will be restored for all institutions that meet the board's minimum performance funding threshold under the performance funding model. Any institution that is in the bottom three or fails to meet the board's minimum performance funding threshold will not be eligible for the state's investment, will have a portion of its institutional investment withheld, and must submit an improvement plan to the board that specifies the activities and strategies for improving the institution's performance.

Florida College System Performance Funding

The bill establishes Florida College System (FCS) Performance Based Incentive, which is based on indicators of institutional attainment of performance metrics adopted by the State Board of Education (state board). These performance metrics include, but are not limited to, metrics that measure retention; program completion and graduation rates; student loan default rates; job placement; and post-graduation employment, salaries, or further education. FCS institutions will be evaluated for their performance based on benchmarks adopted by the state board for achievement of excellence or improvement on specified metrics.

Each fiscal year, the amount of funds available for allocation to institutions based upon the performance funding model consists of a state investment, plus an institutional investment

consisting of funds redistributed from the base funding for the Florida College System Program Fund, as determined in the GAA. Institutions qualifying for the state investment shall also have their institutional investment restored. Any institution which fails to meet the minimum threshold set by the state board will have a portion of its institutional investment withheld and must submit an improvement plan to the state board. The state board must approve the improvement plan and conduct progress monitoring of the improvement plan's implementation. An institution will have its full institutional investment restored upon state board approval of the improvement plan monitoring report. Any institution that fails to make satisfactory progress will not have its full institutional investment restored.

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:

SB 2508 increases the bonus funding for teachers who provide instruction to a student in a course that led to the attainment of a 0.3, 0.5, or 1.0 weighted industry certification. These teachers are eligible for up to an additional \$2,000 annually in bonus funding.

C. Government Sector Impact:

The bill conforms applicable statutes to the Senate proposed General Appropriations Bill, SB 2500, for Fiscal Year 2015-2016.

The bill modifies the calculation for the sparsity supplement to continue to include the Hernando County School District. The Hernando County School District would be eligible for an estimated \$2 million in sparsity supplement funds in the 2015-2016 fiscal year.

The bill modifies the virtual education contribution calculation in the Florida Education Finance Program (FEFP) by including the declining enrollment supplement and the

exceptional student education (ESE) guaranteed allocation in the calculation to maintain funding for virtual education at 5,230 per full-time equivalent (FTE) student.

The bill extends the requirement of providing an additional hour of intensive reading instruction daily to students enrolled in the 300 lowest performing elementary schools through the 2017-2018 academic year, requires participating schools to also provide the required additional instruction through an equivalent number of hours in a summer program, and requires participating schools to continue to provide the additional hour of instruction to all students who have level 1 or 2 reading assessment scores in the subsequent year after the school is no longer classified as one of the 300 lowest performing. This additional hour of reading instruction is funded through the Supplemental Academic Instruction (SAI) and the Research-Based Reading Instruction Allocation categoricals in the FEFP. A total of \$90 million is provided for this instruction in the 2015-2016 fiscal year.

The bill increases the discretionary millage compression supplement for the school district 0.748 mill discretionary levy for operations from the state average to five percent above the state average funds per FTE student. This change will increase the discretionary millage supplement by approximately \$34 million.

The bill creates the federally connected student supplement categorical within the FEFP. The school districts eligible for funding through the categorical will receive their proportional share of the \$12,441,144, as proposed in SB 2500, allocated through the FEFP.

The bill statutorily establishes the State University Performance Based Incentive, which is funded at \$400 million in SB 2500. The state's investment consists of \$200 million and the institutional investment constitutes the remaining \$200 million. The funds received by an individual state university will be contingent upon the university's performance on the established metrics.

The bill establishes the Florida College System Performance Based Incentive, which is funded at \$60 million in SB 2500. The state's investment consists of \$30 million and the institutional investment constitutes the remaining \$30 million. The funds received by each institution will be contingent upon the institution's performance on the established metrics.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1001.7065, 1009.893, 1011.61, 1011.62, 1011.71, and 1012.71.

This bill creates two unnumbered sections of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of 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.



464098

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Negron) recommended the following:

Senate Amendment (with title amendment)

Between lines 810 and 811

insert:

Section 8. Section 1009.893, Florida Statutes, is amended to read:

1009.893 Benacquisto Scholarship ~~Florida National Merit Scholar Incentive~~ Program.—

(1) As used in this section, the term:

(a) "Department" means the Department of Education.



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11 (b) "Scholarship Incentive Program" means the Benacquisto
12 Scholarship Florida National Merit Scholar Incentive Program.

13 (2) The Benacquisto Scholarship Florida National Merit
14 Scholar Incentive Program is created to reward any Florida high
15 school graduate who receives recognition as a National Merit
16 Scholar or National Achievement Scholar and who initially
17 enrolls in the 2014-2015 academic year or, later, in a
18 baccalaureate degree program at an eligible Florida public or
19 independent postsecondary educational institution.

20 (3) The department shall administer the scholarship
21 incentive program according to rules and procedures established
22 by the State Board of Education. The department shall advertise
23 the availability of the scholarship incentive program and notify
24 students, teachers, parents, certified school counselors, and
25 principals or other relevant school administrators of the
26 criteria.

27 (4) In order to be eligible for an award under the
28 scholarship incentive program, a student must:

29 (a) Be a state resident as determined in s. 1009.40 and
30 rules of the State Board of Education;

31 (b) Earn a standard Florida high school diploma or its
32 equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282,
33 or s. 1003.435 unless:

34 1. The student completes a home education program according
35 to s. 1002.41; or

36 2. The student earns a high school diploma from a non-
37 Florida school while living with a parent who is on military or
38 public service assignment out of this state;

39 (c) Be accepted by and enroll in a Florida public or



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40 independent postsecondary educational institution that is
41 regionally accredited; and

42 (d) Be enrolled full-time in a baccalaureate degree program
43 at an eligible regionally accredited Florida public or
44 independent postsecondary educational institution during the
45 fall academic term following high school graduation.

46 (5) (a) An eligible student who is a National Merit Scholar
47 or National Achievement Scholar and who attends a Florida public
48 postsecondary educational institution shall receive a
49 scholarship ~~an incentive~~ award equal to the institutional cost
50 of attendance minus the sum of the student's Florida Bright
51 Futures Scholarship and National Merit Scholarship or National
52 Achievement Scholarship.

53 (b) An eligible student who is a National Merit Scholar or
54 National Achievement Scholar and who attends a Florida
55 independent postsecondary educational institution shall receive
56 a scholarship ~~an incentive~~ award equal to the highest cost of
57 attendance at a Florida public university, as reported by the
58 Board of Governors of the State University System, minus the sum
59 of the student's Florida Bright Futures Scholarship and National
60 Merit Scholarship or National Achievement Scholarship.

61 (6) (a) To be eligible for a renewal award, a student must
62 earn all credits for which he or she was enrolled and maintain a
63 3.0 or higher grade point average.

64 (b) A student may receive the scholarship ~~incentive~~ award
65 for a maximum of 100 percent of the number of credit hours
66 required to complete a baccalaureate degree program, or until
67 completion of a baccalaureate degree program, whichever comes
68 first.



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69 (7) The department shall annually issue awards from the
70 scholarship ~~incentive~~ program. Before the registration period
71 each semester, the department shall transmit payment for each
72 award to the president or director of the postsecondary
73 educational institution, or his or her representative, except
74 that the department may withhold payment if the receiving
75 institution fails to report or to make refunds to the department
76 as required in this section.

77 (a) Each institution shall certify to the department the
78 eligibility status of each student to receive a disbursement
79 within 30 days before the end of its regular registration
80 period, inclusive of a drop and add period. An institution is
81 not required to reevaluate the student eligibility after the end
82 of the drop and add period.

83 (b) An institution that receives funds from the scholarship
84 ~~incentive~~ program must certify to the department the amount of
85 funds disbursed to each student and remit to the department any
86 undisbursed advances within 60 days after the end of regular
87 registration.

88 (c) If funds appropriated are not adequate to provide the
89 maximum allowable award to each eligible student, awards must be
90 prorated using the same percentage reduction.

91 (8) Funds from any award within the scholarship ~~incentive~~
92 program may not be used to pay for remedial coursework or
93 developmental education.

94 (9) A student may use an award for a summer term if funds
95 are available and appropriated by the Legislature.

96 (10) The department shall allocate funds to the appropriate
97 institutions and collect and maintain data regarding the



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98 scholarship incentive program within the student financial
99 assistance database as specified in s. 1009.94.

100 (11) Section 1009.40(4) does not apply to awards issued
101 under this section.

102 (12) A student who receives an award under the scholarship
103 program shall be known as a Benacquisto Scholar.

104 (13)~~(12)~~ The State Board of Education shall adopt rules
105 necessary to administer this section.

106

107 ===== T I T L E A M E N D M E N T =====

108 And the title is amended as follows:

109 Delete line 52

110 and insert:

111 requiring the boards to adopt rules; amending s.
112 1009.893, F.S., changing the name of the "Florida
113 National Merit Scholar Incentive Program" to the
114 "Benacquisto Scholarship Program"; providing that a
115 student who receives the scholarship award under the
116 program be referred to as a Benacquisto Scholar;
117 conforming provisions to changes made by the act;
118 providing an

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to education; amending s. 1001.7065,
 3 F.S.; requiring a state research university to enter
 4 into and maintain a formal agreement with a specified
 5 organization to offer college-sponsored merit
 6 scholarship awards as a condition of designation as a
 7 preeminent state research university; specifying that
 8 continuation of a state research university's
 9 institute for online learning is contingent on the
 10 university entering into and maintaining such an
 11 agreement; amending s. 1011.61, F.S.; revising the
 12 term "full-time student" for the purposes of the
 13 Florida Education Finance Program; amending s.
 14 1011.62, F.S.; requiring supplemental academic
 15 instruction categorical funds and research-based
 16 reading instruction allocation funds to be used by a
 17 school district with at least one of certain lowest-
 18 performing elementary schools for additional intensive
 19 reading instruction at such school during the summer
 20 program in addition to the school year; providing that
 21 the additional instruction requirements continue in
 22 the subsequent year for certain students; revising the
 23 funding of full-time equivalent values for students
 24 who earn CAPE industry certifications through dual
 25 enrollment; increasing the bonus awarded to teachers
 26 who provided instruction in courses that led to
 27 certain CAPE industry certifications; specifying a
 28 maximum bonus amount per teacher per school year;
 29 revising the calculation of the discretionary millage

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30 compression supplement amount; revising the
 31 computation of district sparsity index for districts
 32 with a specified full-time equivalent student
 33 membership; deleting obsolete language; revising the
 34 calculation of the virtual education contribution;
 35 creating a federally connected student supplement for
 36 school districts; specifying eligibility requirements
 37 and calculations for the supplement; amending s.
 38 1011.71, F.S.; a conforming a cross-reference;
 39 authorizing enterprise resource software to be
 40 acquired by certain fees and agreements; amending s.
 41 1012.71, F.S.; requiring a classroom teacher to
 42 provide the school district with receipts for the
 43 expenditure of certain funds; requiring the Board of
 44 Governors and the State Board of Education to base
 45 state performance funds for the State University
 46 System and the Florida College System, respectively,
 47 on specified metrics adopted by each board; specifying
 48 allocation of the funds; requiring certain funds to be
 49 withheld from an institution based on specified
 50 performance; requiring the boards to submit reports by
 51 a specified time to the Governor and the Legislature;
 52 requiring the boards to adopt rules; providing an
 53 effective date.

54
 55 Be It Enacted by the Legislature of the State of Florida:

56
 57 Section 1. Subsections (3) and (4) of section 1001.7065,
 58 Florida Statutes, are amended to read:

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59 1001.7065 Preeminent state research universities program.-
 60 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.-The
 61 Board of Governors shall designate each state research
 62 university that meets at least 11 of the 12 academic and
 63 research excellence standards identified in subsection (2) and
 64 that enters into and maintains a formal agreement with the
 65 National Merit Scholarship Corporation to offer college-
 66 sponsored merit scholarship awards a preeminent state research
 67 university.

68 (4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR
 69 ONLINE LEARNING.-A state research university that, as of July 1,
 70 2013, ~~met~~ meets all 12 of the academic and research excellence
 71 standards identified in subsection (2), as verified by the Board
 72 of Governors, shall establish an institute for online learning.
 73 Continuation of the institute for online learning is contingent
 74 upon a state research university entering into and maintaining a
 75 formal agreement with the National Merit Scholarship Corporation
 76 to offer college-sponsored merit scholarship awards. The
 77 institute shall establish a robust offering of high-quality,
 78 fully online baccalaureate degree programs at an affordable cost
 79 in accordance with this subsection.

80 (a) By August 1, 2013, the Board of Governors shall convene
 81 an advisory board to support the development of high-quality,
 82 fully online baccalaureate degree programs at the university.

83 (b) The advisory board shall:

84 1. Offer expert advice, as requested by the university, in
 85 the development and implementation of a business plan to expand
 86 the offering of high-quality, fully online baccalaureate degree
 87 programs.

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88 2. Advise the Board of Governors on the release of funding
 89 to the university upon approval by the Board of Governors of the
 90 plan developed by the university.

91 3. Monitor, evaluate, and report on the implementation of
 92 the plan to the Board of Governors, the Governor, the President
 93 of the Senate, and the Speaker of the House of Representatives.

94 (c) The advisory board shall be composed of the following
 95 five members:

96 1. The chair of the Board of Governors or the chair's
 97 permanent designee.

98 2. A member with expertise in online learning, appointed by
 99 the Board of Governors.

100 3. A member with expertise in global marketing, appointed
 101 by the Governor.

102 4. A member with expertise in cloud virtualization,
 103 appointed by the President of the Senate.

104 5. A member with expertise in disruptive innovation,
 105 appointed by the Speaker of the House of Representatives.

106 (d) The president of the university shall be consulted on
 107 the advisory board member appointments.

108 (e) A majority of the advisory board shall constitute a
 109 quorum, elect the chair, and appoint an executive director.

110 (f) By September 1, 2013, the university shall submit to
 111 the advisory board a comprehensive plan to expand high-quality,
 112 fully online baccalaureate degree program offerings. The plan
 113 shall include:

114 1. Existing on-campus general education courses and
 115 baccalaureate degree programs that will be offered online.

116 2. New courses that will be developed and offered online.

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- 117 3. Support services that will be offered to students
118 enrolled in online baccalaureate degree programs.
- 119 4. A tuition and fee structure that meets the requirements
120 in paragraph (k) for online courses, baccalaureate degree
121 programs, and student support services.
- 122 5. A timeline for offering, marketing, and enrolling
123 students in the online baccalaureate degree programs.
- 124 6. A budget for developing and marketing the online
125 baccalaureate degree programs.
- 126 7. Detailed strategies for ensuring the success of students
127 and the sustainability of the online baccalaureate degree
128 programs.
- 129
- 130 Upon recommendation of the plan by the advisory board and
131 approval by the Board of Governors, the Board of Governors shall
132 award the university \$10 million in nonrecurring funds and \$5
133 million in recurring funds for fiscal year 2013-2014 and \$5
134 million annually thereafter, subject to appropriation in the
135 General Appropriations Act.
- 136 (g) Beginning in January 2014, the university shall offer
137 high-quality, fully online baccalaureate degree programs that:
- 138 1. Accept full-time, first-time-in-college students.
- 139 2. Have the same rigorous admissions criteria as equivalent
140 on-campus degree programs.
- 141 3. Offer curriculum of equivalent rigor to on-campus degree
142 programs.
- 143 4. Offer rolling enrollment or multiple opportunities for
144 enrollment throughout the year.
- 145 5. Do not require any on-campus courses. However, for

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- 146 courses or programs that require clinical training or
147 laboratories that cannot be delivered online, the university
148 shall offer convenient locational options to the student, which
149 may include, but are not limited to, the option to complete such
150 requirements at a summer-in-residence on the university campus.
151 The university may provide a network of sites at convenient
152 locations and contract with commercial testing centers or
153 identify other secure testing services for the purpose of
154 proctoring assessments or testing.
- 155 6. Apply the university's existing policy for accepting
156 credits for both freshman applicants and transfer applicants.
- 157 (h) The university may offer a fully online Master's in
158 Business Administration degree program and other master's degree
159 programs.
- 160 (i) The university may develop and offer degree programs
161 and courses that are competency based as appropriate for the
162 quality and success of the program.
- 163 (j) The university shall periodically expand its offering
164 of online baccalaureate degree programs to meet student and
165 market demands.
- 166 (k) The university shall establish a tuition structure for
167 its online institute in accordance with this paragraph,
168 notwithstanding any other provision of law.
- 169 1. For students classified as residents for tuition
170 purposes, tuition for an online baccalaureate degree program
171 shall be set at no more than 75 percent of the tuition rate as
172 specified in the General Appropriations Act pursuant to s.
173 1009.24(4) and 75 percent of the tuition differential pursuant
174 to s. 1009.24(16). No distance learning fee, fee for campus

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175 facilities, or fee for on-campus services may be assessed,
 176 except that online students shall pay the university's
 177 technology fee, financial aid fee, and Capital Improvement Trust
 178 Fund fee. The revenues generated from the Capital Improvement
 179 Trust Fund fee shall be dedicated to the university's institute
 180 for online learning.

181 2. For students classified as nonresidents for tuition
 182 purposes, tuition may be set at market rates in accordance with
 183 the business plan.

184 3. Tuition for an online degree program shall include all
 185 costs associated with instruction, materials, and enrollment,
 186 excluding costs associated with the provision of textbooks
 187 pursuant to s. 1004.085 and physical laboratory supplies.

188 4. Subject to the limitations in subparagraph 1., tuition
 189 may be differentiated by degree program as appropriate to the
 190 instructional and other costs of the program in accordance with
 191 the business plan. Pricing must incorporate innovative
 192 approaches that incentivize persistence and completion,
 193 including, but not limited to, a fee for assessment, a bundled
 194 or all-inclusive rate, and sliding scale features.

195 5. The university must accept advance payment contracts and
 196 student financial aid.

197 6. Fifty percent of the net revenues generated from the
 198 online institute of the university shall be used to enhance and
 199 enrich the online institute offerings, and 50 percent of the net
 200 revenues generated from the online institute shall be used to
 201 enhance and enrich the university's campus state-of-the-art
 202 research programs and facilities.

203 7. The institute may charge additional local user fees

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204 pursuant to s. 1009.24(14) upon the approval of the Board of
 205 Governors.

206 8. The institute shall submit a proposal to the president
 207 of the university authorizing additional user fees for the
 208 provision of voluntary student participation in activities and
 209 additional student services.

210 Section 2. Paragraph (a) of subsection (1) of section
 211 1011.61, Florida Statutes, is amended to read:

212 1011.61 Definitions.—Notwithstanding the provisions of s.
 213 1000.21, the following terms are defined as follows for the
 214 purposes of the Florida Education Finance Program:

215 (1) A "full-time equivalent student" in each program of the
 216 district is defined in terms of full-time students and part-time
 217 students as follows:

218 (a) A "full-time student" is one student on the membership
 219 roll of one school program or a combination of school programs
 220 listed in s. 1011.62(1)(c) for the school year or the equivalent
 221 for:

222 1. Instruction in a standard school, comprising not less
 223 than 900 net hours for a student in or at the grade level of 4
 224 through 12, or not less than 720 net hours for a student in or
 225 at the grade level of kindergarten through grade 3 or in an
 226 authorized prekindergarten exceptional program;

227 2. Instruction in a school that is operating with more than
 228 one session approved by the Department of Education because of a
 229 natural disaster, comprising not less than the equivalent of 810
 230 net hours per session in grades 4 through 12 or not less than
 231 630 net hours per session in kindergarten through grade 3;

232 3.2- Instruction in a ~~double-session school or a school~~

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233 utilizing an experimental school calendar approved by the
 234 Department of Education, comprising not less than the equivalent
 235 of 810 net hours in grades 4 through 12 or not less than 630 net
 236 hours in kindergarten through grade 3; or

237 ~~4.3-~~ Instruction comprising the appropriate number of net
 238 hours set forth in subparagraph 1. or subparagraph 3.
 239 ~~subparagraph 2.~~ for students who, within the past year, have
 240 moved with their parents for the purpose of engaging in the farm
 241 labor or fish industries, if a plan furnishing such an extended
 242 school day or week, or a combination thereof, has been approved
 243 by the commissioner. Such plan may be approved to accommodate
 244 the needs of migrant students only or may serve all students in
 245 schools having a high percentage of migrant students. The plan
 246 described in this subparagraph is optional for any school
 247 district and is not mandated by the state.

248
 249 The department shall determine and implement an equitable method
 250 of equivalent funding for experimental schools and for schools
 251 operating under emergency conditions, which schools have been
 252 approved by the department to operate for less than the minimum
 253 school day.

254 Section 3. Paragraphs (f) and (o) of subsection (1),
 255 paragraph (a) of subsection (4), subsection (5), paragraph (b)
 256 of subsection (7), paragraph (a) of subsection (9), subsection
 257 (11), and present subsection (13) of section 1011.62, Florida
 258 Statutes, are amended, present subsections (13), (14), and (15)
 259 of that section are redesignated as subsections (14), (15), and
 260 (16), respectively, and a new subsection (13) is added to that
 261 section, to read:

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262 1011.62 Funds for operation of schools.—If the annual
 263 allocation from the Florida Education Finance Program to each
 264 district for operation of schools is not determined in the
 265 annual appropriations act or the substantive bill implementing
 266 the annual appropriations act, it shall be determined as
 267 follows:

268 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR
 269 OPERATION.—The following procedure shall be followed in
 270 determining the annual allocation to each district for
 271 operation:

272 (f) *Supplemental academic instruction; categorical fund.*—

273 1. There is created a categorical fund to provide
 274 supplemental academic instruction to students in kindergarten
 275 through grade 12. This paragraph may be cited as the
 276 "Supplemental Academic Instruction Categorical Fund."

277 2. Categorical funds for supplemental academic instruction
 278 shall be allocated annually to each school district in the
 279 amount provided in the General Appropriations Act. These funds
 280 shall be in addition to the funds appropriated on the basis of
 281 FTE student membership in the Florida Education Finance Program
 282 and shall be included in the total potential funds of each
 283 district. These funds shall be used to provide supplemental
 284 academic instruction to students enrolled in the K-12 program.
 285 For the 2014-2015, 2015-2016, 2016-2017, and 2017-2018 fiscal
 286 ~~years~~ year, each school district that has one or more of the 300
 287 lowest-performing elementary schools based on the state reading
 288 assessment shall use these funds, together with the funds
 289 provided in the district's research-based reading instruction
 290 allocation and other available funds, to provide an additional

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291 hour of instruction beyond the normal school day for each day of
 292 the entire school year, and to provide the equivalent hours of
 293 instruction in a summer program, for intensive reading
 294 instruction for the students in each of these schools. If a
 295 participating school is no longer classified as one of the 300
 296 lowest-performing elementary schools in the subsequent year, the
 297 school must continue to provide the additional hour of intensive
 298 reading instruction to all students who have Level 1 or Level 2
 299 reading assessment scores. This additional hour of instruction
 300 must be provided by teachers or reading specialists who are
 301 effective in teaching reading or by a K-5 mentoring reading
 302 program that is supervised by a teacher who is effective at
 303 teaching reading. Students enrolled in these schools who have
 304 level 5 assessment scores may participate in the additional hour
 305 of instruction on an optional basis. Exceptional student
 306 education centers ~~may shall~~ not be included in the 300 schools.
 307 After this requirement has been met, supplemental instruction
 308 strategies may include, but are not limited to: modified
 309 curriculum, reading instruction, after-school instruction,
 310 tutoring, mentoring, class size reduction, extended school year,
 311 intensive skills development in summer school, and other methods
 312 for improving student achievement. Supplemental instruction may
 313 be provided to a student in any manner and at any time during or
 314 beyond the regular 180-day term identified by the school as
 315 being the most effective and efficient way to best help that
 316 student progress from grade to grade and to graduate.

317 3. Effective with the 1999-2000 fiscal year, funding on the
 318 basis of FTE membership beyond the 180-day regular term shall be
 319 provided in the FEFP only for students enrolled in juvenile

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320 justice education programs or in education programs for
 321 juveniles placed in secure facilities or programs under s.
 322 985.19. Funding for instruction beyond the regular 180-day
 323 school year for all other K-12 students shall be provided
 324 through the supplemental academic instruction categorical fund
 325 and other state, federal, and local fund sources with ample
 326 flexibility for schools to provide supplemental instruction to
 327 assist students in progressing from grade to grade and
 328 graduating.

329 4. The Florida State University School, as a lab school, is
 330 authorized to expend from its FEFP or Lottery Enhancement Trust
 331 Fund allocation the cost to the student of remediation in
 332 reading, writing, or mathematics for any graduate who requires
 333 remediation at a postsecondary educational institution.

334 5. Beginning in the 1999-2000 school year, dropout
 335 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),
 336 (b), and (c), and 1003.54 shall be included in group 1 programs
 337 under subparagraph (d)3.

338 (o) *Calculation of additional full-time equivalent*
 339 *membership based on successful completion of a career-themed*
 340 *course pursuant to ss. 1003.491, 1003.492, and 1003.493, or*
 341 *courses with embedded CAPE industry certifications or CAPE*
 342 *Digital Tool certificates, and issuance of industry*
 343 *certification identified on the CAPE Industry Certification*
 344 *Funding List pursuant to rules adopted by the State Board of*
 345 *Education or CAPE Digital Tool certificates pursuant to s.*
 346 *1003.4203.-*

347 1.a. A value of 0.025 full-time equivalent student
 348 membership shall be calculated for CAPE Digital Tool

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349 certificates earned by students in elementary and middle school
350 grades.

351 b. A value of 0.1 or 0.2 full-time equivalent student
352 membership shall be calculated for each student who completes a
353 course as defined in s. 1003.493(1)(b) or courses with embedded
354 CAPE industry certifications and who is issued an industry
355 certification identified annually on the CAPE Industry
356 Certification Funding List approved under rules adopted by the
357 State Board of Education. A value of 0.2 full-time equivalent
358 membership shall be calculated for each student who is issued a
359 CAPE industry certification that has a statewide articulation
360 agreement for college credit approved by the State Board of
361 Education. For CAPE industry certifications that do not
362 articulate for college credit, the Department of Education shall
363 assign a full-time equivalent value of 0.1 for each
364 certification. Middle grades students who earn additional FTE
365 membership for a CAPE Digital Tool certificate pursuant to sub-
366 subparagraph a. may not use the previously funded examination to
367 satisfy the requirements for earning an industry certification
368 under this sub-subparagraph. Additional FTE membership for an
369 elementary or middle grades student may ~~shall~~ not exceed 0.1 for
370 certificates or certifications earned within the same fiscal
371 year. The State Board of Education shall include the assigned
372 values on the CAPE Industry Certification Funding List under
373 rules adopted by the state board. Such value shall be added to
374 the total full-time equivalent student membership for grades 6
375 through 12 in the subsequent year ~~for courses that were not~~
376 ~~provided through dual enrollment~~. CAPE industry certifications
377 earned through dual enrollment must be reported and funded

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378 pursuant to s. 1011.80. However, if a student earns a
379 certification through a dual enrollment course and the
380 certification is not a fundable certification on the
381 postsecondary certification funding list, or the dual enrollment
382 certification is earned as a result of an agreement between a
383 school district and a nonpublic postsecondary institution, the
384 bonus value shall be funded in the same manner as for other
385 nondual enrollment course industry certifications. In such
386 cases, the school district may provide for an agreement between
387 the high school and the technical center, or the school district
388 and the postsecondary institution may enter into an agreement
389 for equitable distribution of the bonus funds.

390 c. A value of 0.3 full-time equivalent student membership
391 shall be calculated for student completion of the courses and
392 the embedded certifications identified on the CAPE Industry
393 Certification Funding List and approved by the commissioner
394 pursuant to ss. 1003.4203(5)(a) and 1008.44.

395 d. A value of 0.5 full-time equivalent student membership
396 shall be calculated for CAPE Acceleration Industry
397 Certifications that articulate for 15 to 29 college credit
398 hours, and 1.0 full-time equivalent student membership shall be
399 calculated for CAPE Acceleration Industry Certifications that
400 articulate for 30 or more college credit hours pursuant to CAPE
401 Acceleration Industry Certifications approved by the
402 commissioner pursuant to ss. 1003.4203(5)(b) and 1008.44.

403 2. Each district must allocate at least 80 percent of the
404 funds provided for CAPE industry certification, in accordance
405 with this paragraph, to the program that generated the funds.
406 This allocation may not be used to supplant funds provided for

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407 basic operation of the program.

408 3. For CAPE industry certifications earned in the 2013-2014
409 school year and in subsequent years, the school district shall
410 distribute to each classroom teacher who provided direct
411 instruction toward the attainment of a CAPE industry
412 certification that qualified for additional full-time equivalent
413 membership under subparagraph 1.:

414 a. A bonus ~~in the amount~~ of \$25 for each student taught by
415 a teacher who provided instruction in a course that led to the
416 attainment of a CAPE industry certification on the CAPE Industry
417 Certification Funding List with a weight of 0.1.

418 b. A bonus ~~in the amount~~ of \$50 for each student taught by
419 a teacher who provided instruction in a course that led to the
420 attainment of a CAPE industry certification on the CAPE Industry
421 Certification Funding List with a weight of 0.2, ~~0.3, 0.5, and~~
422 ~~1.0~~.

423 c. A bonus of \$75 for each student taught by a teacher who
424 provided instruction in a course that led to the attainment of a
425 CAPE industry certification on the CAPE Industry Certification
426 Funding List with a weight of 0.3.

427 d. A bonus of \$100 for each student taught by a teacher who
428 provided instruction in a course that led to the attainment of a
429 CAPE industry certification on the CAPE Industry Certification
430 Funding List with a weight of 0.5 or 1.0.

431 Bonuses awarded pursuant to this paragraph shall be provided to
432 teachers who are employed by the district in the year in which
433 the additional FTE membership calculation is included in the
434 calculation. Bonuses shall be calculated based upon the
435

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436 associated weight of a CAPE industry certification on the CAPE
437 Industry Certification Funding List for the year in which the
438 certification is earned by the student. In a single school year,
439 a ~~Any~~ bonus awarded to a teacher under sub-subparagraph 3.a. or
440 sub-subparagraph 3.b. ~~this paragraph~~ may not exceed \$2,000 or
441 under sub-subparagraph 3.c. or sub-subparagraph 3.d. may not
442 exceed \$4,000. The maximum bonus that may be awarded to a
443 teacher under this paragraph is \$4,000 in a single school year.
444 This bonus ~~in any given school year~~ and is in addition to any
445 regular wage or other bonus the teacher received or is scheduled
446 to receive.

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

454 (a) *Estimated taxable value calculations.*—

455 1.a. Not later than 2 working days prior to July 19, the
456 Department of Revenue shall certify to the Commissioner of
457 Education its most recent estimate of the taxable value for
458 school purposes in each school district and the total for all
459 school districts in the state for the current calendar year
460 based on the latest available data obtained from the local
461 property appraisers. The value certified shall be the taxable
462 value for school purposes for that year, and no further
463 adjustments shall be made, except those made pursuant to
464 paragraphs (c) and (d), or an assessment roll change required by

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465 final judicial decisions as specified in paragraph (15) (b)
 466 ~~(14) (b)~~. Not later than July 19, the Commissioner of Education
 467 shall compute a millage rate, rounded to the next highest one
 468 one-thousandth of a mill, which, when applied to 96 percent of
 469 the estimated state total taxable value for school purposes,
 470 would generate the prescribed aggregate required local effort
 471 for that year for all districts. The Commissioner of Education
 472 shall certify to each district school board the millage rate,
 473 computed as prescribed in this subparagraph, as the minimum
 474 millage rate necessary to provide the district required local
 475 effort for that year.

476 b. The General Appropriations Act shall direct the
 477 computation of the statewide adjusted aggregate amount for
 478 required local effort for all school districts collectively from
 479 ad valorem taxes to ensure that no school district's revenue
 480 from required local effort millage will produce more than 90
 481 percent of the district's total Florida Education Finance
 482 Program calculation as calculated and adopted by the
 483 Legislature, and the adjustment of the required local effort
 484 millage rate of each district that produces more than 90 percent
 485 of its total Florida Education Finance Program entitlement to a
 486 level that will produce only 90 percent of its total Florida
 487 Education Finance Program entitlement in the July calculation.

488 2. On the same date as the certification in sub-
 489 subparagraph 1.a., the Department of Revenue shall certify to
 490 the Commissioner of Education for each district:

491 a. Each year for which the property appraiser has certified
 492 the taxable value pursuant to s. 193.122(2) or (3), if
 493 applicable, since the prior certification under sub-subparagraph

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494 1.a.

495 b. For each year identified in sub-subparagraph a., the
 496 taxable value certified by the appraiser pursuant to s.
 497 193.122(2) or (3), if applicable, since the prior certification
 498 under sub-subparagraph 1.a. This is the certification that
 499 reflects all final administrative actions of the value
 500 adjustment board.

501 (5) DISCRETIONARY MILLAGE COMPRESSION SUPPLEMENT.—The
 502 Legislature shall prescribe in the General Appropriations Act,
 503 pursuant to s. 1011.71(1), the rate of nonvoted current
 504 operating discretionary millage that shall be used to calculate
 505 a discretionary millage compression supplement. If the
 506 prescribed millage generates an amount of funds per unweighted
 507 FTE for the district that is less than 105 percent of the state
 508 average, the district shall receive an amount per FTE that, when
 509 added to the funds per FTE generated by the designated levy,
 510 shall equal 105 percent of the state average.

511 (7) DETERMINATION OF SPARSITY SUPPLEMENT.—

512 (b) The district sparsity index shall be computed by
 513 dividing the total number of full-time equivalent students in
 514 all programs in the district by the number of senior high school
 515 centers in the district, not in excess of three, which centers
 516 are approved as permanent centers by a survey made by the
 517 Department of Education. For districts with a full-time
 518 equivalent student membership of at least 20,000, but no more
 519 than 24,000, the index shall be computed by dividing the total
 520 number of full-time equivalent students in all programs by the
 521 number of permanent senior high school centers in the district,
 522 not to exceed four.

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523 (9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—
 524 (a) The research-based reading instruction allocation is
 525 created to provide comprehensive reading instruction to students
 526 in kindergarten through grade 12. For the 2014-2015, 2015-2016,
 527 2016-2017, and 2017-2018 fiscal years year, in each school
 528 district that has one or more of the 300 lowest-performing
 529 elementary schools based on the state reading assessment,
 530 priority shall be given to providing an additional hour per day
 531 of intensive reading instruction beyond the normal school day
 532 for each day of the entire school year, and to providing the
 533 equivalent hours of instruction in a summer program, for the
 534 students in each school. If a participating school is no longer
 535 classified as one of the 300 lowest-performing elementary
 536 schools in the subsequent year, the school must continue to
 537 provide the additional hour of intensive reading instruction to
 538 all students who have Level 1 or Level 2 reading assessment
 539 scores. Students enrolled in these schools who have level 5
 540 assessment scores may participate in the additional hour of
 541 instruction on an optional basis. Exceptional student education
 542 centers may ~~shall~~ not be included in the 300 schools. The
 543 intensive reading instruction delivered in this additional hour
 544 and for other students shall include: research-based reading
 545 instruction that has been proven to accelerate progress of
 546 students exhibiting a reading deficiency; differentiated
 547 instruction based on student assessment data to meet students'
 548 specific reading needs; explicit and systematic reading
 549 development in phonemic awareness, phonics, fluency, vocabulary,
 550 and comprehension, with more extensive opportunities for guided
 551 practice, error correction, and feedback; and the integration of

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552 social studies, science, and mathematics-text reading, text
 553 discussion, and writing in response to reading. ~~For the 2012-~~
 554 ~~2013 and 2013-2014 fiscal years, a school district may not hire~~
 555 ~~more reading coaches than were hired during the 2011-2012 fiscal~~
 556 ~~year unless all students in kindergarten through grade 5 who~~
 557 ~~demonstrate a reading deficiency, as determined by district and~~
 558 ~~state assessments, including students scoring Level 1 or Level 2~~
 559 ~~on the statewide, standardized reading assessment or, upon~~
 560 ~~implementation, the English Language Arts assessment, are~~
 561 ~~provided an additional hour per day of intensive reading~~
 562 ~~instruction beyond the normal school day for each day of the~~
 563 ~~entire school year.~~

564 (11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may
 565 annually provide in the Florida Education Finance Program a
 566 virtual education contribution. The amount of the virtual
 567 education contribution shall be the difference between the
 568 amount per FTE established in the General Appropriations Act for
 569 virtual education and the amount per FTE for each district and
 570 the Florida Virtual School, which may be calculated by taking
 571 the sum of the base FEFP allocation, the declining enrollment
 572 supplement, the discretionary local effort, the state-funded
 573 discretionary contribution, the discretionary millage
 574 compression supplement, the research-based reading instruction
 575 allocation, the exceptional student education guaranteed
 576 allocation, and the instructional materials allocation, and then
 577 dividing by the total unweighted FTE. This difference shall be
 578 multiplied by the virtual education unweighted FTE for programs
 579 and options identified in s. 1002.455(3) and the Florida Virtual
 580 School and its franchises to equal the virtual education

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581 contribution and shall be included as a separate allocation in
582 the funding formula.

583 (13) FEDERALLY CONNECTED STUDENT SUPPLEMENT.—The federally
584 connected student supplement is created to provide supplemental
585 funding for school districts to support the education of
586 students connected with federally owned military installations,
587 National Aeronautics and Space Administration (NASA) property,
588 and Indian lands. To be eligible for this supplement, the
589 district must be eligible for federal Impact Aid Program funds
590 under Title VIII of the Elementary and Secondary Education Act
591 of 1965. The supplement shall be the sum of the student
592 allocation and an exempt property allocation.

593 (a) The student allocation shall be calculated based on the
594 number of students reported for federal Impact Aid Program
595 funds, including students with disabilities, who meet one of the
596 following criteria:

597 1. Resides with a parent who is on active duty in the
598 uniformed services or is an accredited foreign government
599 official and military officer. Students with disabilities shall
600 also be reported separately for this condition.

601 2. Resides on eligible federally owned Indian lands.
602 Students with disabilities shall also be reported separately for
603 this condition.

604 3. Resides with a civilian parent who lives or works on
605 eligible federal property connected with a military installation
606 or NASA. The number of these students shall be multiplied by a
607 factor of 0.5.

608 (b) The total number of federally connected students
609 calculated under paragraph (a) shall be multiplied by a

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610 percentage of the base student allocation as provided in the
611 General Appropriations Act. The total of the number of students
612 with disabilities as reported separately under subparagraphs
613 (a)1. and (a)2. shall be multiplied by an additional percentage
614 of the base student allocation as provided in the General
615 Appropriations Act. The base amount and the amount for students
616 with disabilities shall be summed to provide the student
617 allocation.

618 (c) The exempt-property allocation shall be equal to the
619 tax-exempt value of federal impact aid lands reserved as
620 military installations, real property owned by NASA, or eligible
621 federally owned Indian lands located in the district, as of
622 January 1 of the previous year, multiplied by the millage
623 authorized and levied under s. 1011.71(2).

624 (14)(13) QUALITY ASSURANCE GUARANTEE.—The Legislature may
625 annually in the General Appropriations Act determine a
626 percentage increase in funds per K-12 unweighted FTE as a
627 minimum guarantee to each school district. The guarantee shall
628 be calculated from prior year base funding per unweighted FTE
629 student which shall include the adjusted FTE dollars as provided
630 in subsection (15)(14), quality guarantee funds, and actual
631 nonvoted discretionary local effort from taxes. From the base
632 funding per unweighted FTE, the increase shall be calculated for
633 the current year. The current year funds from which the
634 guarantee shall be determined shall include the adjusted FTE
635 dollars as provided in subsection (15)(14) and potential
636 nonvoted discretionary local effort from taxes. A comparison of
637 current year funds per unweighted FTE to prior year funds per
638 unweighted FTE shall be computed. For those school districts

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639 which have less than the legislatively assigned percentage
640 increase, funds shall be provided to guarantee the assigned
641 percentage increase in funds per unweighted FTE student. Should
642 appropriated funds be less than the sum of this calculated
643 amount for all districts, the commissioner shall prorate each
644 district's allocation. This provision shall be implemented to
645 the extent specifically funded.

646 Section 4. Subsection (1) and paragraph (d) of subsection
647 (2) of section 1011.71, Florida Statutes, is amended to read:
648 1011.71 District school tax.—

649 (1) If the district school tax is not provided in the
650 General Appropriations Act or the substantive bill implementing
651 the General Appropriations Act, each district school board
652 desiring to participate in the state allocation of funds for
653 current operation as prescribed by s. 1011.62(15) ~~s. 1011.62(14)~~
654 shall levy on the taxable value for school purposes of the
655 district, exclusive of millage voted under the provisions of s.
656 9(b) or s. 12, Art. VII of the State Constitution, a millage
657 rate not to exceed the amount certified by the commissioner as
658 the minimum millage rate necessary to provide the district
659 required local effort for the current year, pursuant to s.
660 1011.62(4)(a)1. In addition to the required local effort millage
661 levy, each district school board may levy a nonvoted current
662 operating discretionary millage. The Legislature shall prescribe
663 annually in the appropriations act the maximum amount of millage
664 a district may levy.

665 (2) In addition to the maximum millage levy as provided in
666 subsection (1), each school board may levy not more than 1.5
667 mills against the taxable value for school purposes for district

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668 schools, including charter schools at the discretion of the
669 school board, to fund:

670 (d) The purchase, lease-purchase, or lease of new and
671 replacement equipment; computer hardware, including electronic
672 hardware and other hardware devices necessary for gaining access
673 to or enhancing the use of electronic content and resources or
674 to facilitate the access to and the use of a school district's
675 digital classrooms plan pursuant to s. 1011.62, excluding
676 software other than the operating system necessary to operate
677 the hardware or device; and enterprise resource software
678 applications that are classified as capital assets in accordance
679 with definitions of the Governmental Accounting Standards Board,
680 have a useful life of at least 5 years, and are used to support
681 districtwide administration or state-mandated reporting
682 requirements. Enterprise resource software may be acquired by
683 annual license fees, maintenance fees, or lease agreements.

684 Section 5. Subsections (4), (5), and (6) of section
685 1012.71, Florida Statutes, are amended to read:

686 1012.71 The Florida Teachers Classroom Supply Assistance
687 Program.—

688 (4) Each classroom teacher must provide the school district
689 with receipts for the expenditure of the funds. If the classroom
690 teacher is provided funds in advance of expenditure, the ~~Each~~
691 classroom teacher must sign a statement acknowledging receipt of
692 the funds, ~~provide keep~~ receipts as requested by the school
693 district ~~for no less than 4 years~~ to show that funds expended
694 meet the requirements of this section, and return any unused
695 funds to the district school board by ~~at~~ the end of the regular
696 school year. Any unused funds that are returned to the district

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697 school board shall be deposited into the school advisory council
698 account of the school at which the classroom teacher returning
699 the funds was employed when that teacher received the funds or
700 deposited into the Florida Teachers Classroom Supply Assistance
701 Program account of the school district in which a charter school
702 is sponsored, as applicable.

703 ~~(5) The statement must be signed and dated by each~~
704 ~~classroom teacher before receipt of the Florida Teachers~~
705 ~~Classroom Supply Assistance Program funds and shall include the~~
706 ~~wording: "I, ... (name of teacher) ..., am employed by the~~
707 ~~... County District School Board or by the ... Charter School as~~
708 ~~a full time classroom teacher. I acknowledge that Florida~~
709 ~~Teachers Classroom Supply Assistance Program funds are~~
710 ~~appropriated by the Legislature for the sole purpose of~~
711 ~~purchasing classroom materials and supplies to be used in the~~
712 ~~instruction of students assigned to me. In accepting custody of~~
713 ~~these funds, I agree to keep the receipts for all expenditures~~
714 ~~for no less than 4 years. I understand that if I do not keep the~~
715 ~~receipts, it will be my personal responsibility to pay any~~
716 ~~federal taxes due on these funds. I also agree to return any~~
717 ~~unexpended funds to the district school board at the end of the~~
718 ~~regular school year for deposit into the school advisory council~~
719 ~~account of the school where I was employed at the time I~~
720 ~~received the funds or for deposit into the Florida Teachers~~
721 ~~Classroom Supply Assistance Program account of the school~~
722 ~~district in which the charter school is sponsored, as~~
723 ~~applicable."~~

724 ~~(5)(6)~~ The Department of Education and district school
725 boards may, and are encouraged to, enter into public-private

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726 partnerships in order to increase the total amount of Florida
727 Teachers Classroom Supply Assistance Programs funds available to
728 classroom teachers.

729 Section 6. (1) The State University System Performance
730 Based Incentive shall be based on indicators of institutional
731 attainment of performance metrics adopted by the Board of
732 Governors. The performance-based funding metrics must include,
733 but are not limited to, metrics that measure graduation and
734 retention rates; degree production; affordability;
735 postgraduation employment, salaries, or further education;
736 student loan default rates; access; and any other metrics
737 approved by the board.

738 (2) The Board of Governors shall evaluate the institutions'
739 performance on the metrics based on benchmarks adopted by the
740 board which measure the achievement of institutional excellence
741 or improvement. Each fiscal year, the amount of funds available
742 for allocation to the institutions based on the performance
743 funding model shall consist of the state's investment in
744 performance funding, plus an institutional investment consisting
745 of funds to be redistributed from the base funding of the State
746 University System, as determined in the General Appropriations
747 Act. The institutional investment shall be restored for all
748 institutions that meet the board's minimum performance threshold
749 under the performance funding model. An institution that is one
750 of the bottom three institutions or fails to meet the board's
751 minimum performance funding threshold is not eligible for the
752 state's investment, shall have a portion of its institutional
753 investment withheld, and shall submit an improvement plan to the
754 board that specifies the activities and strategies for improving

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755 the institution's performance.

756 (3) By October 1 of each year, the Board of Governors shall
 757 submit to the Governor, the President of the Senate, and the
 758 Speaker of the House of Representatives a report on the previous
 759 year's performance funding allocation which reflects the
 760 rankings and award distributions.

761 (4) The Board of Governors shall adopt a regulation to
 762 implement this section.

763 Section 7. (1) The Florida College System Performance Based
 764 Incentive shall be based on indicators of institutional
 765 attainment of performance metrics adopted by the State Board of
 766 Education. The performance-based funding metrics must be limited
 767 to metrics that measure retention; program completion and
 768 graduation rates; student loan default rates; job placement; and
 769 postgraduation employment, salaries, or further education.

770 (2) The State Board of Education shall evaluate the
 771 institutions' performance on the metrics based on benchmarks
 772 adopted by the board which measure the achievement of
 773 institutional excellence or improvement. Each fiscal year, the
 774 amount of funds available for allocation to the institutions
 775 based on the performance funding model shall consist of the
 776 state's investment in performance funding, plus an institutional
 777 investment consisting of funds to be redistributed from the base
 778 funding of the Florida College System Program Fund, as
 779 determined in the General Appropriations Act. The board shall
 780 establish a minimum performance threshold that institutions must
 781 meet in order to be eligible for the state's investment in
 782 performance funds. The institutional investment shall be
 783 restored for all institutions eligible for the state's

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784 investment under the performance funding model. Any institution
 785 that fails to meet the board's minimum performance funding
 786 threshold is not eligible for the state's investment, shall have
 787 a portion of its institutional investment withheld, and shall
 788 submit an improvement plan to the board that specifies the
 789 activities and strategies for improving the institution's
 790 performance.

791 (3) The State Board of Education must review the
 792 improvement plan, and if approved, must monitor the
 793 institution's progress on implementing the specified activities
 794 and strategies. The institutions shall submit monitoring reports
 795 to the board no later than December 31 and May 31 of each year.

796 (4) The Commissioner of Education shall withhold
 797 disbursement of the institutional investment until such time as
 798 the monitoring report for the institution is approved by the
 799 State Board of Education. Any institution that fails to make
 800 satisfactory progress will not have its full institutional
 801 investment restored. If all institutional investment funds are
 802 not restored, any remaining funds shall be redistributed in
 803 accordance with the board's performance funding model.

804 (5) By October 1 of each year, the State Board of Education
 805 shall submit to the Governor, the President of the Senate, and
 806 the Speaker of the House of Representatives a report on the
 807 previous year's performance funding allocation which reflects
 808 the rankings and award distributions.

809 (6) The State Board of Education shall adopt rules to
 810 implement this section.

811 Section 8. This act shall take effect July 1, 2015.

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 2510

INTRODUCER: Appropriations Committee

SUBJECT: Florida Business Information Portal

DATE: March 26, 2015

REVISED: _____

ANALYST

Davis

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 2510 directs the Department of Business and Professional Regulation (department) to establish and implement, by June 30, 2017, the Florida Business Information Portal (portal) that provides the information needed to start and operate a business in Florida. Specifically, the portal must include, but is not limited to the following:

- A downloadable guide to starting and operating a business in Florida.
- A list of business types and an associated checklist for starting each type of business.
- Information regarding business tax registration and filing.
- Information on registering with the Department of State.

The bill authorizes the department to contract for services to develop the portal, and specifies the state agencies that must cooperate with the department in the development, implementation, and ongoing content updates.

The bill repeals s. 215.1995, F.S., which established the One-Stop Business Registration Portal Clearing Trust Fund in the Department of Revenue. The bill terminates the trust fund and repeals s. 288.109, F.S., which directed the Department of Revenue to establish and implement the One-Stop Business Registration Portal.

The Senate proposed General Appropriations Bill for Fiscal Year 2015-2016, SB 2500, includes two positions and \$1,475,203 from the General Revenue Fund to develop and implement the portal.

The bill is effective July 1, 2015.

II. Present Situation:

Currently, an individual starting a business in the State of Florida must interact with several state agencies to register for taxes, request a license or receive certain permits. These tasks may include visits to multiple state agency websites which collect duplicative information data from

the potential applicant. The State of Florida does not have a single point-of-entry where an individual can access all processes needed to start and operate a business in the state.

Section 288.109, F.S., originally directed the State Technology Office to establish and implement an Internet website for a One-Stop Permitting System, which would allow an applicant to complete and submit application forms for various permits to state agencies and counties by January 1, 2001. Despite that law, the system was not built; the State Technology Office was later abolished.

Chapter 2012-139, L.O.F., directed the Department of Revenue to establish and implement a One-Stop Business Registration Portal, through an Internet website, that provided individuals and businesses with a single point-of-entry into state government for completing and submitting of documents required for transacting business in Florida.

Specifically, the One-Stop Business Registration Portal would provide businesses and individuals a single point-of-entry for:

- Completing and submitting applications for various licenses, registrations, or permits that must be issued by a state agency in order for the applicant to transact business in the state.
- Filing various documents that must be filed with state agencies or departments in order for the filer to transact business in the state.
- Remitting payment for various fees that must be paid to state agencies or departments.

The Department of Revenue developed an implementation plan that included up to four potential phases released over three to five years with estimated costs totaling \$7 million to \$9 million. To date, total appropriations for the project have been \$4.5 million with expenditures of \$2.7 million.

In 2014, the Department of Revenue suspended the One-Stop Business Registration project. The Fiscal Year 2014-2015 General Appropriations Act (GAA) directed the Department of Revenue, in collaboration with the department, to contract with a third party consultant firm to complete a comprehensive assessment of the project. Proviso language included the Fiscal Year 2014-2015 GAA directed that the assessment should include a technical review of all project artifacts and application development produced from the project start date through March 1, 2014, an analysis of any gaps between the current project scope and the required functionality of the One-Stop Business Registration Portal, and a recommendation of action to remediate any variances between the current project scope and the required functionality.

The Department of Revenue provided the results of the independent assessment to the Governor, President of the Senate, and Speaker of the House of Representatives in November 2014. The assessment indicated that the project, as currently scoped and structured, would make it difficult to achieve the overall One-Stop vision and objectives as defined in ch. 2012-139, L.O.F. The assessment identified a series of recommendations to re-evaluate the intent of the project and provide more specificity for the desired functionality of the One-Stop Business Registration Portal.

Chapter 2012-140, L.O.F., created the One-Stop Business Registration Portal Clearing Trust Fund within the Department of Revenue. The trust fund was established for use as a depository

for receipts generated through utilization of the One-Stop Business Registration Portal and for subsequent transfer or distribution of such fund to appropriate agencies and accounts. The One-Stop Business Registration Portal never became operational, therefore no funds were deposited into the trust fund.

III. Effect of Proposed Changes:

Section 1 creates s. 20.166, F.S., which establishes the Florida Business Information Portal (portal) within the Department of Business and Professional Regulation (department). By June 30, 2017, the department must implement the portal that provides the information needed to start and operate a business in Florida, including information on licenses, permits, or registrations that are issued by state agencies. The bill authorizes the department to contract for services to develop the portal.

The portal is required, but not limited, to include:

- A downloadable guide to starting and operating a business in Florida.
- A list of business types and an associated checklist for starting each type of business.
- Information regarding business tax registration and filing.
- Information regarding registering with the Department of State.

The bill specifies the state agencies directed to cooperate with the department in the development, implementation, and continued content management of the portal. The specified agencies include, but are not limited to the:

- Agency for Health Care Administration;
- Department of Agriculture and Consumer Services;
- Department of Economic Opportunity;
- Department of Environmental Protection;
- Department of Financial Services;
- Office of Financial Regulation;
- Office of Insurance Regulation;
- Department of Health;
- Department of Highway Safety and Motor Vehicles;
- Department of Lottery;
- Department of Management Services;
- Department of Revenue;
- Department of State; and
- Fish and Wildlife Conservation Commission.

Sections 2 and 4 repeal s. 215.1995, F.S., and terminate the One-Stop Business Registration Portal Clearing Trust Fund within the Department of Revenue. The bill directs the Chief Financial Officer to remove the fund from the various state accounting systems.

Section 3 repeals s. 288.109, F.S., which directs the Department of Revenue to establish and implement the One-Stop Business Registration Portal.

Section 5 provides an effective date of July 1, 2015.

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 Business Information Portal created by SB 2510 will make it easier for individuals and new businesses to locate information needed to conduct business in the state.

C. Government Sector Impact:

The department will require funds and staff to implement the portal. Additionally, the department will need to develop a plan and potentially procure contract services to develop and implement the system. The total estimated cost of a two-year effort to establish the functionality required by the bill is \$2.2 million. The Senate proposed General Appropriations Bill for Fiscal Year 2015-2016, SB 2500, includes an appropriation of \$1,475,203 (\$200,571 recurring and \$1,274,632 nonrecurring) from the General Revenue Fund and provides two positions with associated salary rate of 144,000 to develop and implement the Business Information Portal.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 20.166 of the Florida Statutes.

This bill repeals the following sections of the Florida Statutes: 215.1995 and 288.109.

IX. Additional Information:

- A. **Committee Substitute – Statement of 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

576-01536C-15

20152510pb

A bill to be entitled

An act relating to the Florida Business Information Portal; creating s. 20.166, F.S.; establishing the Florida Business Information Portal within the Department of Business and Professional Regulation; requiring the department, in collaboration with specified state agencies, to implement the portal by a specified date; specifying the contents of the portal; requiring designated state agencies to cooperate with the department in the development, implementation, and updates of the portal; authorizing the Department of Business and Professional Regulation to contract for services to develop the portal; repealing s. 215.1995, F.S., relating to the One-Stop Business Registration Portal Clearing Trust Fund; repealing s. 288.109, F.S., relating to the One-Stop Business Registration Portal; providing procedures for the termination of the trust fund; providing an effective date.

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

Section 1. Section 20.166, Florida Statutes, is created to read:

20.166 Florida Business Information Portal.-

(1) The Florida Business Information Portal is established within the Department of Business and Professional Regulation.

(2) By June 30, 2017, the Department of Business and Professional Regulation, in collaboration with the state agencies identified in subsection (4), shall implement the

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Florida Business Information Portal. The Florida Business Information Portal shall provide the information needed to start and operate a business in Florida, including information regarding licenses, permits, or registrations that are issued by the state agencies in subsection (4).

(3) The Florida Business Information Portal must provide at least the following:

(a) A downloadable guide on how to start and operate a business in Florida.

(b) A list of business types and a checklist for starting each type of business.

(c) Information regarding business tax registration and filing.

(d) Information regarding registering with the Department of State.

(4) The state agencies that must cooperate with the Department of Business and Professional Regulation in the development, implementation, and ongoing content updates of the Florida Business Information Portal include, but are not limited to:

(a) The Agency for Health Care Administration.

(b) The Department of Agriculture and Consumer Services.

(c) The Department of Economic Opportunity.

(d) The Department of Environmental Protection.

(e) The Department of Financial Services, including the Office of Financial Regulation and the Office of Insurance Regulation.

(f) The Department of Health.

(g) The Department of Highway Safety and Motor Vehicles.

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59 (h) The Department of the Lottery.
60 (i) The Department of Management Services.
61 (j) The Department of Revenue.
62 (k) The Department of State.
63 (l) The Fish and Wildlife Conservation Commission.
64 (5) The Department of Business and Professional Regulation
65 may contract for services to develop the Florida Business
66 Information Portal.
67 Section 2. Section 215.1995, Florida Statutes, is repealed.
68 Section 3. Section 288.109, Florida Statutes, is repealed.
69 Section 4. The One-Stop Business Registration Portal
70 Clearing Trust Fund within the Department of Revenue, FLAIR
71 number 73-2-977, is terminated. The Chief Financial Officer
72 shall close out and remove the terminated trust fund from the
73 various state accounting systems using generally accepted
74 accounting principles concerning warrants outstanding, assets,
75 and liabilities.
76 Section 5. This act shall take effect July 1, 2015.

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 2512

INTRODUCER: Appropriations Committee

SUBJECT: Medicaid

DATE: March 26, 2015

REVISED: _____

ANALYST

Brown

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 2512 revises various aspects of the Medicaid program including:

- The definition of rural hospitals;
- Reimbursement of Medicaid Providers;
- The Statewide Medicaid Residency Program;
- The Low-Income Pool and Disproportionate Share Hospital programs; and
- Statewide Medicaid Managed Care.

The bill also creates the “Florida Health Insurance Affordability Exchange Program” (FHIX) under ss. 409.710 - 409.731, F.S., as a multi-phased, consumer-driven approach to providing access to high-quality, affordable health care coverage to low-income, uninsured Floridians who are not currently eligible to enroll in Medicaid. The FHIX will begin operations by providing coverage to persons eligible for Medicaid under s. 1902(a)(10)(A)(i)(VIII) of the Social Security Act or s. 2001 of the federal Patient Protection and Affordable Care Act, eligible to participate in the Florida Healthy Kids program, or who meet and maintain the responsibilities outlined in the bill.

The bill conforms Medicaid-related statutes to the Senate proposed General Appropriations Bill, for Fiscal Year 2015-2016, SB 2500.

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 classified as a sole community hospital under 42 C.F.R. s. 412.92 which has up to 340 licensed beds;
- 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

An acute care hospital that has not previously been designated as a rural hospital and that meets the criteria of the definition will be granted rural hospital status upon submitting an application, including supporting documentation, to the Agency for Health Care Administration (AHCA).²

Currently, 30 hospitals meet the statutory definition of 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
Flagler Hospital	St. Johns	St. Augustine	335
Florida Hospital Flagler	Flagler	Palm Coast	99
Florida Hospital Wauchula	Hardee	Wauchula	25
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
Lower Keys Medical Center	Monroe	Key West	118
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
Regional General Hospital Williston ³	Levy	Williston	40

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. 395.602(2)(e), F.S.

³ Formerly known as Tri County Hospital - Williston.

Rural Hospital	County	City	Beds
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	25
Shands Starke Regional Medical Center	Bradford	Starke	25

Rural hospitals are eligible to participate in Medicaid’s rural hospital financial assistance programs under s. 409.9116, F.S. Rural hospitals may also receive special consideration in the General Appropriations Act for Medicaid reimbursement due to their rural status.

Sole Community Hospitals

The federal Medicare program classifies a hospital as a “sole community hospital” based on criteria specified in title 42, s. 412.92, of the Code of Federal Regulations, including whether the hospital is situated in a federally-designated rural area, the hospital’s capacity, and the hospital’s distance from other hospitals. A sole community hospital is given special treatment and is eligible for payment adjustments from the Medicare program due to the federal government’s consideration of the hospital’s accessibility to residents of rural areas who have limited options for hospital services.

Florida contains seven sole community hospitals.⁴ In 2014, the Legislature amended the definition of rural hospital to include hospitals classified as sole community hospitals having up to 340 licensed beds, beginning in the 2014-2015 fiscal year.⁵ Prior to the 2014-2015 fiscal year, two of Florida’s sole community hospitals did not qualify under Florida statutes as rural hospitals.⁶

Low-Income Pool

The Low-Income Pool (LIP) was created as a result of the original Medicaid waiver that established the Medicaid Managed Care Pilot Program, which was implemented in 2006. Pursuant to s. 409.91211(1)(b), F.S., waiver authority for the pilot was “contingent upon federal approval to preserve the upper-payment-limit funding mechanism for hospitals, including a guarantee of a reasonable growth factor, a methodology to allow the use of a portion of these funds to serve as a risk pool for demonstration sites, provisions to preserve the state’s ability to use intergovernmental transfers, and provisions to protect the disproportionate share program.” The statute further required that under a LIP, state matching funds required for the program must be provided by local governmental entities through intergovernmental transfers in accordance with published federal statutes and regulations.

The LIP was designed to fund supplemental payments to hospitals that provide services to Medicaid recipients, the uninsured, and underinsured individuals. The LIP program also authorized supplemental Medicaid payments to provider access systems, such as federally

⁴ The sole community hospitals in Florida are: Desoto Memorial Hospital (Arcadia); Doctors’ Memorial Hospital (Perry); Ed Fraser Memorial Hospital (MacClenny); Flagler Hospital (St. Augustine); Raulerson Hospital (Okeechobee); Jackson Hospital (Marianna); and Lower Keys Medical Center (Key West).

⁵ See ch. 2014-57, Laws of Florida.

⁶ Flagler Hospital and Lower Keys Medical Center.

qualified health centers, county health departments, and hospital primary care programs, to cover the cost of providing services to Medicaid recipients, the uninsured, and the underinsured.

Statutory authority for the LIP under a Medicaid waiver as described above expired October 1, 2014, when s. 409.91211, F.S., was repealed.⁷

Chapter 2011-134, L.O.F., created s. 409.97, F.S., to, in part, require the Agency for Health Care Administration (AHCA) to establish and maintain a LIP in a manner authorized by federal waiver to support enhanced access to services by offsetting shortfalls in Medicaid reimbursement, paying for otherwise uncompensated care, and financing coverage for the uninsured.⁸ Under s. 409.97(1), F.S., the AHCA is authorized, beginning in the 2014-2015 fiscal year, to accept voluntary transfers of local taxes and other qualified revenue from counties, municipalities, and special taxing districts, and such transfers must be contributed to advance the general goals of the Florida Medicaid program without restriction. However, under ch. 2014-53, L.O.F., the provisions of s. 409.97, F.S., were made effective beginning in the 2015-2016 fiscal year, notwithstanding the provisions of s. 409.97(1), F.S., authorizing implementation during the 2014-2015 fiscal year.

Therefore, under current law, the AHCA's statutory authority to seek a LIP waiver under s. 409.91211, F.S., has expired, and such authority under s. 409.97, F.S., has been delayed until July 1, 2015.

On July 31, 2014, the federal Centers for Medicare & Medicaid Services extended Florida's Medicaid waiver authority to operate the LIP during the 2014-2015 fiscal year only, with an expiration date of July 1, 2015.

Intermediate Care Facilities for the Developmentally Disabled (ICF/DD)

Medicaid reimburses ICF/DD providers through a cost-based reimbursement methodology. Cost-based reimbursement is accomplished through establishing a reimbursement rate based upon each individual ICF/DD's historic cost of providing services, which is then indexed using pre-determined health care inflation indices to provide an inflationary increase. The AHCA collects the cost data from annual cost reports submitted by the ICF/DD providers to use in calculating and setting cost-based reimbursement rates. Other provider types that are reimbursed using a cost-based methodology include nursing homes, hospital outpatient services, rural health clinics, county health departments, hospices, and federally qualified health centers. These provider types may be subject to specified reimbursement ceilings and targets.

In 2008, the Legislature directed the AHCA to establish provider rates for hospitals, nursing homes, county health departments, community intermediate care facilities for the developmentally disabled, and prepaid health plans in a manner that would ensure no automatic increase in statewide expenditures resulting from a change in unit costs for a period of two fiscal years beginning July 1, 2009.⁹ In 2011, the Legislature revised this provision to ensure no

⁷ See ch. 2011-135, s. 20, Laws of Florida.

⁸ See s. 409.97(2), F.S.

⁹ See ch. 2008-143, Laws of Florida.

automatic increase in statewide expenditures resulting from a change in unit costs based on the July 1, 2011, unit costs.¹⁰ The 2011 revision was made effective in perpetuity.

Graduate Medical Education and the Statewide Medicaid Residency Program

In 2013, the Legislature created the Statewide Medicaid Residency Program (SMRP) to fund graduate medical education (GME).¹¹ 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.¹²

Graduate medical education is significant because:¹³

- 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.

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.
- A 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.

¹⁰ See ch. 2011-61, Laws of Florida.

¹¹ See ch. 2013-48, Laws of Florida.

¹² Florida Department of Health, *Annual Report on Graduate Medical Education in Florida*, January 2010.

¹³ *Id.*

- 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 a formula defined in statute.
- 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 must be reduced to a sum that equals \$50,000 per FTE resident and the excess funds must 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.

Disproportionate Share Hospital Programs

Federal law requires state Medicaid programs to make Disproportionate Share Hospital (DSH) payments to qualifying hospitals that serve a large number of Medicaid recipients and uninsured individuals. The federal government annually provides a limited DSH allotment to each state. States may appropriate these federal funds based on the amount of state dollars appropriated as matching funds for the federal DSH allotment, up to but not exceeding the federal limit. The Legislature delineates how DSH funds will be distributed to each eligible facility in the General Appropriations Act.

For states to receive DSH payments, federal law requires states to submit an independent certified audit and an annual report to the secretary of the federal Department of Health and Human Services, describing DSH payments made to each DSH hospital. Florida law requires the AHCA to use audited data from specified years to determine the amount of Medicaid and charity care to be used in calculating DSH payments.¹⁴

Statewide Medicaid Managed Care and Reconciliation for Nursing Home Payments

Part IV of ch. 409, F.S., was created in 2011 by ch. 2011-134, L.O.F., and governs the Statewide Medicaid Managed Care program (SMMC). The program, authorized by a federal Medicaid waiver, is designed for the AHCA to issue invitations to negotiate¹⁵ and competitively procure contracts with managed care plans in 11 regions of the state to provide comprehensive Medicaid coverage for most of the state's enrollees in the Medicaid program. SMMC has two components: managed medical assistance (MMA) and long-term care managed care (LTCMC).

¹⁴ See s. 409.911(2), F.S.

¹⁵ An "invitation to negotiate" is a written or electronically posted solicitation for vendors to submit competitive, sealed replies for the purpose of selecting one or more vendors with which to commence negotiations for the procurement of commodities or contractual services. See s. 287.012(17), F.S.

The LTCMC component began enrolling Medicaid recipients in August 2013 and its state-wide roll-out was completed in March 2014.¹⁶ The MMA component began enrolling Medicaid recipients in May 2014 and finished its roll-out in August 2014.¹⁷

Under LTCMC, the long-term care managed care plans must offer a network contract to nursing homes, hospices, and aging network providers who previously participated in certain home and community based waivers. Nursing home and hospice providers must participate in all selected plans that offer them contracts. The plans and the providers are required to negotiate mutually acceptable payment terms and rates.

However, the AHCA is required to establish nursing-facility-specific payment rates for each licensed nursing home, based on facility costs and adjusted as authorized in the General Appropriations Act.¹⁸ Payments to LTCMC plans must be reconciled to reimburse actual payments to nursing facilities.¹⁹ These provisions are also applied by the AHCA to payments relating to hospice providers to the effect that both nursing home and hospice providers receive a reimbursement rate from LTCMC plans based upon historical data as provided in each facility's Medicaid cost report. Current law does not define the specific parameters upon which the reconciliation must be based.

Uninsured in Florida

In 2013, the American Community Survey (ACS) of the federal Census Bureau, estimated that four million Floridians were uninsured.²⁰ Of that number, 594,000 were projected to be children.²¹ Approximately 900,000 adults in Florida were estimated to have incomes under 100 percent of the federal poverty level (FPL), according to statistics for 2013.²²

Beginning January 1, 2014, health insurance coverage in Florida became available through the federal health insurance exchange²³ created under the Patient Protection and Affordable Care Act to persons with incomes above 100 percent of the FPL. Also, on January 1, 2014, Florida Medicaid coverage to children up to age 18 was extended to 133 percent of the FPL.

¹⁶ See < http://ahca.myflorida.com/Medicaid/statewide_mc/index.shtml#LTCMC >, last visited March 21, 2015.

¹⁷ See < http://ahca.myflorida.com/Medicaid/statewide_mc/index.shtml#MMA >, last visited March 21, 2015.

¹⁸ See s. 409.983(6), F.S.

¹⁹ *Id.*

²⁰ Office of Economic and Demographic Research, Florida Legislature, *Economic Analysis of PPACA and Medicaid Expansion*, Presentation to Senate Select Committee on Patient Protection and Affordable Care Act (Mar. 4, 2013), http://www.flsenate.gov/PublishedContent/Committees/2012-2014/SPPA/MeetingRecords/MeetingPacket_2071.pdf (last visited Mar. 8, 2015).

²¹ *Id.*

²² Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of the Non-Elderly (0-64) with Income Below 100% Federal Poverty Level (FPL)* <http://kff.org/other/state-indicator/nonelderly-up-to-139-fpl/> (Mar. 7, 2015).

²³ President Obama signed the Patient Protection and Affordable Care Act into law on March 23, 2010. The first open enrollment was held starting on October 1, 2013, and a second one was held from November 15, 2014, through February 15, 2015. Florida does not operate its own exchange, so Floridians purchase coverage through the federal exchange at www.healthcare.gov.

The Census Bureau's March 2014 Supplement to the Current Population Survey showed that Florida's overall uninsured number had dropped to 3.6 million and the children's number to 504,900.^{24,25} The survey was conducted from January through April 2014.²⁶

Florida Medicaid

The Medicaid program is a partnership between the federal and state governments to provide medical care to low income children and disabled persons. Each state operates its own Medicaid program under a state plan that must be approved by the federal Centers for Medicare & Medicaid Services (CMS). The state plan outlines Medicaid eligibility standards, policies, and reimbursement methodologies.

Florida Medicaid is administered by the AHCA and is financed with federal and state funds. The Department of Children and Families (DCF) determines eligibility for the Medicaid program and transmits that information to the AHCA. The AHCA is designated as the single state Medicaid agency and has the lead responsibility for the overall program.²⁷

Over 3.7 million Floridians are currently enrolled in Medicaid²⁸ and the program's estimated expenditures for the 2014-2015 fiscal year are \$23.4 billion.²⁹ The federal government currently pays 59.56 percent of the costs of Medicaid services with the state paying 40.44 percent. Florida has the fourth largest Medicaid program in the country.³⁰

Medicaid currently covers:

- 20 percent of Florida's population;
- 27 percent of Florida's children;
- 62.2 percent of Florida's births;
- 69 percent of Florida's nursing homes days.³¹

The structure for each state's Medicaid program is different and each state's share of expenditures is largely determined by the federal government. Federal law and regulations set the minimum amount, scope, and duration of services offered in the program, among other requirements. Eligibility for Medicaid is based on a number of factors, including age, household or individual income, and assets. State Medicaid benefits are provided in statute under

²⁴ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of the Total Population (2013)*, <http://kff.org/other/state-indicator/total-population/> (last visited Mar. 7, 2015).

²⁵ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of Children 0-18*, <http://kff.org/other/state-indicator/children-0-18/> (last visited Mar. 7, 2015).

²⁶ More current, reliable estimates of the number of uninsured Floridians is not available at this time.

²⁷ See s. 409.963, F.S.

²⁸ Agency for Health Care Administration, *Report of Medicaid Eligibles - January 31, 2015*, http://ahca.myflorida.com/mcicaid/about/pdf/age_assistance_category_2015-01-31.pdf (last visited Mar. 9, 2015).

²⁹ Office of Economic and Demographic Research, *Social Services Estimating Conference Medicaid Expenditures* (December 12, 2014) <http://edr.state.fl.us/Content/conferences/mcicaid/medhistory.pdf> (last visited Mar. 6, 2015).

³⁰ Agency for Health Care Administration, Health and Human Services Appropriations Committee Presentation, *Agency for Health Care Administration - An Overview (Jan. 22, 2015)*, Slide 9, http://www.flsenate.gov/PublishedContent/Committees/2014-2016/AHS/MeetingRecords/MeetingPacket_2759.pdf (last visited: Mar. 6, 2015).

³¹ Id at 10.

s. 409.903, F.S. (Mandatory Payments for Eligible Persons) and s. 409.904, F.S. (Optional Payments for Eligible Persons).

Applicants for Medicaid must be United States citizens or qualified noncitizens, must be Florida residents, and must provide social security numbers for data matching. While self-attestation is permitted for a number of data elements on the application, most components are matched through the Federal Data Services Hub.³² Applicants must also agree to cooperate with Child Support Enforcement during the application process.³³

Florida’s Current Medicaid and CHIP Eligibility Levels in Florida ³⁴ (With Income Disregards and Modified Adjusted Gross Income)						
Children’s Medicaid			CHIP (Kidcare)	Pregnant Women	Parents	Childless Adults
Age 0-1	Age 1-5	Age 6-18	Ages 0-18	Medicaid		
206% FPL	140% FPL	133% FPL	210% FPL	191% FPL	30% FPL	0% FPL

Federal poverty guidelines are updated every year by the Census Bureau. The guidelines are used to adopt the threshold for eligibility for financial assistance under a number of different social and human service programs, including Medicaid and the Children’s Health Insurance Program.

Federal Poverty Guidelines for 2015 ³⁵ Annual Income (rounded)				
Family Size	100%	133%	150%	200%
1	\$11,770	\$15,654	\$17,655	\$23,540
2	\$15,930	\$21,187	\$23,895	\$31,860
3	\$20,090	\$26,720	\$30,135	\$40,180
4	\$24,250	\$32,252	\$36,375	\$48,500
5	\$28,410	\$37,785	\$42,615	\$56,820
	Add \$4,160 each additional person after 5			

Minimum eligibility coverage thresholds are established in federal law for certain population groups, such as children, as well as minimum benefits and maximum cost sharing. The minimum benefits include items such as physician services, hospital services, home health services, and family planning.³⁶ States can add benefits, pending federal approval. Florida has added benefits, including prescription drugs, adult dental services, and dialysis.³⁷ For children under age 21, the benefits must include the Early and Periodic Screening, Diagnostic and Treatment services, which are those health care and diagnostic services and treatment and measures that may be

³² Florida Department of Children and Families, *Family-Related Medicaid Programs Fact Sheet*, (January 2015), p.3, <http://www.dcf.state.fl.us/programs/access/docs/Family-RelatedMedicaidFactSheet.pdf> (last visited: Mar. 8, 2015).

³³ Id.

³⁴ U.S. Centers for Medicare and Medicaid Services, Medicaid.gov, *Florida*, <http://www.medicaid.gov/medicaid-chip-program-information/by-state/florida.html> (last visited Mar. 7, 2015).

³⁵ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Medicaid and CHIP Program Information - 2015 Federal Poverty Level Charts* <http://www.medicaid.gov/medicaid-chip-program-information/by-topics/eligibility/downloads/2015-federal-poverty-level-charts.pdf> (last visited Mar. 7, 2015).

³⁶ Section 409.905, F.S.

³⁷ Section 409.906, F.S.

needed to correct or ameliorate defects or physical and mental illnesses and conditions discovered by screening services, consistent with federal law.³⁸

For the MMA component of SMMC, 13 non-specialty managed care plans contract with AHCA across 11 different regions. Specialty plans are also available to serve distinct populations, such as the Children's Medical Services Network for children with special health care needs, or those in the child welfare system. Medicaid recipients with HIV/AIDS, serious mental illness, dual enrollment with Medicare, chronic obstructive pulmonary disease, congestive heart failure, or cardiovascular disease may also select from specialized plans. Most plans supplemented the required benefits and offered enhanced options, such as adult dental, hearing and vision coverage, outpatient hospital coverage and physician services.

Under s. 409.967, F.S., accountability provisions for the managed care plans specify several conditions or requirements, including emergency care and physician reimbursement standards, access and credentialing requirements, encounter data submission guidelines, grievance and resolutions, and medical loss ratio calculations.

Most Medicaid recipients must be enrolled under MMA. Those individuals who are not required to enroll, but may choose to do so, are:

- Recipients who have other creditable coverage, excluding Medicare;
- Recipients who reside in residential commitment facilities through the Department of Juvenile Justice or mental health treatment facilities under s. 394.455(32), F.S.;
- Persons eligible for refugee assistance;
- Residents of a developmental disability center;
- Enrollees in the developmental disabilities home and community based waiver or those waiting for waiver services; and
- Children in a prescribed pediatric extended care center.³⁹

Other Medicaid enrollees are exempt from the MMA program and receive Medicaid services on a fee-for-service basis. Exempt enrollees are:

- Women who are eligible for family planning services only;
- Women who are eligible only for breast and cervical cancer services; and
- Persons eligible for emergency Medicaid for aliens.

The MMA component is authorized by a Medicaid waiver granted by federal CMS that was originally designed for the Medicaid Reform Pilot Project. The five-year waiver was approved in 2005 and has been extended twice. The MMA component is currently operating under a three-year waiver extension granted on July 31, 2014, which expires June 30, 2017.⁴⁰

³⁸ See Section 1905 9(r) of the Social Security Act.

³⁹ Section 409.972, F.S.

⁴⁰ Department of Health and Human Services, Centers for Medicare & Medicaid Services, *Medicaid 1115 Demonstration Fact Sheet* (July 31, 2014), <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/fl/fl-medicaid-reform-fs.pdf> (last visited Mar. 8, 2015).

Florida Kidcare Program

The Florida Kidcare Program (Kidcare) was created in 1998 by the Florida Legislature in response to the federal enactment of the Children's Health Insurance Program (CHIP) in 1997. The CHIP provides subsidized health insurance coverage to uninsured children who do not qualify for Medicaid but who have family incomes under 200 percent of the FPL and meet other eligibility criteria. The state statutory authority for Kidcare is found under part II of ch. 409, F.S., specifically in ss. 409.810 through 409.821, F.S.

The CHIP-funded components of Florida Kidcare serve distinct populations:

- Medicaid for Children: Children from birth until age 1 for family incomes between 185 percent and 200 percent of the FPL.
- Medikids: Children from age 1 until age 5 for family incomes between 133 percent and 200 percent of the FPL. Those enrollees above 200 percent FPL may enroll at a non-subsidized rate established by the AHCA.
- Healthy Kids: Children from age 5 through age 18 for family incomes between 133 and 200 percent of the FPL. Those above 200 percent FPL may enroll at a non-subsidized rate established by the FHKC.
- Children's Medical Services Network: Title XXI and Title XIX funds are available from birth until age 19 for family incomes up to 200 percent of the FPL for children with special health care needs. The Department of Health assesses whether children meet the clinical requirements.

Kidcare is funded by Medicaid funds under Title XIX of the Social Security Act, state funds from General Revenue and the Tobacco Settlement Trust Fund, and family contributions.⁴¹ The CHIP has an enhanced federal matching rate that is more favorable than Medicaid. For the period of October 2014 through June 2015, the federal match rate is 71.80 percent.⁴²

Family contributions are based on family size, household income, and other eligibility factors. Families above the income limits for premium assistance or who are not otherwise eligible for premium assistance are offered the opportunity to participate in Kidcare at a non-subsidized rate (full-pay). The non-subsidized rates are established by the individual program and are based on the actual costs of the program, both premiums and an administrative fee. The income limit for premium assistance is 200 percent of the FPL.

The CHIP was re-authorized by Congress in 2009 until federal Fiscal Year 2019, but federal funding was only re-authorized until September 30, 2015. Re-authorization bills are pending in Congress, including a bipartisan discussion draft led by the House Energy and Commerce Chair Fred Upton, House Health Subcommittee Chair Joe Pitts and the Senate Finance Committee

⁴¹ Florida Kidcare Coordinating Council, *2014 Annual Report and Recommendations*, p. 14, http://www.floridakidcare.org/council/wp-content/uploads/2014/08/2014_Annual_Report.pdf (last reviewed Mar. 8, 2015).

⁴² Office of Economic and Demographic Research, *Social Services Estimating Conference - Kidcare Program (November 21, 2014 Conference Results)* <http://edr.state.fl.us/Content/conferences/kidcare/kidcaredetail.pdf> (last viewed Mar. 8, 2015).

Chair and original CHIP bill sponsor, Orrin Hatch.⁴³ The discussion draft does not provide an extension period but extends funding for at least 1 year while seeking stakeholder feedback.

Another proposal, *Protecting & Retaining Our Children's Health Insurance Program Act of 2015 (PRO-CHIP)* has also been introduced and would extend CHIP funding through 2019 and the other components of the program. The proposal, Senate Bill 522, is sponsored by Senator Sherrod Brown with Senators Stabenow, Wyden, Casey and Minority Leader Reid and more than 40 other Senators.^{44,45}

Florida Healthy Kids Corporation

The Florida Healthy Kids Program is authorized under s. 624.91, F.S., which is also known as the "William G. 'Doc' Myers Healthy Kids Corporation Act." The FHKC was created as a private, not-for-profit corporation by the 1990 Florida Legislature in an effort to increase access to health insurance for school-aged children.⁴⁶

Eligibility for the state-funded assistance is prescribed under s. 624.91(3), F.S., and provides cross references to the Florida Kidcare Act. The Healthy Kids program is also identified as a non-entitlement program.⁴⁷

The FHKC is managed by an executive director selected by the board with the number of staff determined by the board. The FHKC is authorized to:

- Collect contributions from families, local sources or employer based premiums;
- Establish administrative and accounting procedures;
- Establish preventive health standards for children that do not limit participation to pediatricians in rural areas with consultation from appropriate experts;
- Determine eligibility for children seeking enrollment in Title XXI funded and non-Title XXI components;
- Establish grievance processes;
- Establish participation criteria for administrative services for the FHKC;
- Establish enrollment criteria that include penalties or waiting periods for non-payment of premiums of 30 days;
- Contract with authorized insurers and other health care providers meeting standards established by the FHKC for the delivery of services and select health plans through a competitive bid process;

⁴³ U.S. House Energy and Commerce Committee, *Extending Funding for the State's Children Health Insurance Program*, (Feb. 24, 2015), <http://energycommerce.house.gov/fact-sheet/extending-funding-state-children%E2%80%99s-health-insurance-program> (last visited: Mar. 5, 2015).

⁴⁴ U.S. Senate Committee on Finance, *Wyden Joins Sens. Brown, Casey and Stabenow on Legislation to Extend the Children's Health Insurance Program*, (February 12, 2015) <http://www.finance.senate.gov/newsroom/ranking/release/?id=20c6ac77-77af-424f-bb3e-dc84a92af22d> (last visited: Mar. 5, 2015).

⁴⁵ S. 522, 114th Congress (2015).

⁴⁶ Florida Healthy Kids Corporation, *History*, <https://www.healthykids.org/healthykids/history/> (last visited Mar. 7, 2015).

⁴⁷ A non-entitlement program means that funding may be limited. If more applicants or enrollees apply or enroll for the program than funding allows, an enrollee is not entitled to enrollment, even if eligible.

- Purchase goods and services in a cost effective manner with a minimum medical loss ratio of 85 percent for health plan contracts;
- Establish disenrollment criteria for insufficient funding levels;
- Develop a plan to publicize the program;
- Secure staff and the necessary funds to administer the program;
- Provide an annual Kidcare report, in consultation with partner agencies, to the Governor, Chief Financial Officer, Commissioner of Education, President of the Senate, Speaker of the House of Representatives, and minority leaders of the Senate and House of Representatives;
- Provide quarterly enrollment information on the full pay population; and
- Establish benefit packages that conform to the Florida Kidcare benchmark benefit.

Limits on premiums and cost sharing in the Healthy Kids must conform to existing federal law and regulation for Title XIX and XXI. All Title XXI funded enrollees pay monthly premiums of \$15 or \$20 per family per month based on their family size and income. For those families at or below 150 percent of the FPL, the cost is \$15 per family per month. For those between 150 percent of the FPL and 200 percent of the FPL, the cost is \$20 per family per month.

Enrollees also have copayments for non-preventive services that range from \$5 per prescription to \$10 for an inappropriate use of the emergency room visit. There are no copayments for visits related to well-child, preventive health, or dental care.⁴⁸

The FHKC is governed by a 13-member board of directors, chaired by Florida's Chief Financial Officer or his or her designee.⁴⁹ The 12 other board members are:

- Secretary of the AHCA;
- One member appointed by the Commissioner of Education from the Office of School Health Programs from the Department of Education;
- One member, appointed by the Chief Financial Officer from among three members nominated by the Florida Pediatric Society;
- One member, appointed by the Governor, who represents the Children's Medical Services Program;
- One member appointed by the Chief Financial Officer from among three members nominated by the Florida Hospital Association;
- One member, appointed by the Governor, who is an expert on child health policy;
- One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Academy of Family Physicians;
- One member, appointed by the Governor, who represents the state Medicaid program;
- One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Association of Counties;
- The state health officer or his or her designee;
- The Secretary of the DCF, or his or her designee; and

⁴⁸ See State of Florida, Florida KidCare Program, Title XXI State Child Health Insurance Plan, Amendment #22, July 1, 2012, pp.98-101., <http://medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Childrens-Health-Insurance-Program-CHIP/Downloads/CHIP-SPAs/FL-CSPA-22-FINAL.pdf> (last visited: Mar. 17, 2013).

⁴⁹ See s. 624.91(6), F.S.

- One member, appointed by the Governor, from among three members nominated by the Florida Dental Association.

Board members do not receive compensation for their service but may receive reimbursement for per diem and travel expenses in accordance with s. 112.061, F.S.⁵⁰

The FHKC is not an insurer and is not subject to the licensing requirements of the Department of Financial Services. In addition, the FHKC board is also granted complete fiscal control over the FHKC and responsibility for all fiscal operations. Any liquidation of the FHKC would be supervised by the Department of Financial Services.⁵¹

Florida Health Choices Corporation, Inc. (Corporation)

In 2008, the Florida Legislature created the Florida Health Choices Program to address the issue of Florida's uninsured.⁵² The corporation is a private, non-profit, corporation under s. 408.910, F.S., and operates in compliance with part III of chapter 112 (Public Officers and Employees) and chapter 119 (Public Records), 286 (Public Business), and 617 (Corporations Not for Profit).

The corporation is led by a 15-member board of directors and three ex-officio, non-voting board members for three-year terms, including:

- Four members appointed by and serving at the pleasure of the Governor;
- Four members appointed by and serving at the pleasure of the President of the Senate;
- Four members appointed by and serving at the pleasure of the Speaker of the House of Representatives; and
- Three non-voting ex-officio members:
 - The Secretary of the AHCA or a designee with expertise in health care services;
 - The Secretary of the Department of Management Services or a designee with expertise in health care services; and
 - The Commissioner of the Office of Insurance Regulation or a designee with expertise in insurance regulation.

Board members may not include insurers, health insurance agents or brokers, health care providers, health maintenance organizations (HMOs), prepaid service providers, or any other entity or affiliate or subsidiary of eligible vendors. Board members may not serve for more than nine years, and members must disclose any conflicts of interest that would prohibit him or her from participating in any decision that would inure to the member's benefit or the member's organization. The board selects a chief executive officer for the corporation who is responsible for the selection of other staff, as authorized by an operating budget.

⁵⁰ See s. 624.91(5), F.S.

⁵¹ See s. 624.91(7), F.S.

⁵² See Chapter Law 2008-32.

The corporation is designed as a single, centralized marketplace for the purchase of health products, including, but not limited to, health insurance plans, HMO plans, prepaid services, and flexible spending accounts. Policies sold as part of the program are exempt from regulation under the Insurance Code and laws governing HMOs. The following entities are authorized to be eligible vendors:

- Insurers authorized under ch. 624, of the Insurance Code, such as self-insurers, indemnity plans, life and health insurers, church benefit plans, disability, and multi-employer welfare arrangements, and Florida Healthy Kids Corporation;
- HMOs authorized under part I of ch. 641, F.S., relating to Health Service Programs, including health maintenance organization contracts, limited benefit policies, and other risk bearing coverage, benefits, and products;
- Prepaid limited health service organizations and discount medical plans under ch. 636, F.S.;
- Prepaid health clinics licensed under ch. 641, part II, F.S.;
- Health care providers, including hospitals and other licensed health facilities, health care clinics, pharmacies, and other licensed health care providers;
- Provider organizations, including service networks, group practices, and professional associations; and
- Corporate entities providing specific health services.

The corporation is authorized to collect premiums and other payments from employers. The law further specifies who may participate as either an employer or an individual. Employers eligible to enroll include employers that meet criteria established by the corporation and their individual employees and other individuals meeting criteria established by the corporation.⁵³

The corporation is required to:

- Determine eligibility of employers, vendors, individuals and agents;
- Establish procedures for the operation of the program;
- Arrange for the collection of contributions from employers and participants;
- Establish criteria for disenrollment for failure to pay the individual's share of any contribution required to maintain enrollment in any product;
- Establish criteria for exclusion of vendors;
- Develop and implement a plan for public awareness and program promotion;
- Secure staff and consultant services, as necessary;
- Establish policies and procedures as necessary;
- Operate a toll-free hotline to respond to requests for assistance;
- Provide for initial, open and special enrollment periods; and
- Evaluate options for employer participation which may conform with common insurance practices.

The corporation's Florida Health Insurance Marketplace (marketplace) currently includes individual health plans, discount plans, and limited benefit plans. The marketplace offers options that are compliant with the Patient Protection and Affordable Care Act (PPACA)⁵⁴ across the

⁵³ See s. 408.910(4)(a), F.S.

⁵⁴ To be compliant with PPACA, plans must eliminate any pre-existing condition exclusions, annual or lifetime dollar limits on the essential benefits, prohibit rescissions, provide preventive services without cost sharing, include emergency services

different metal ranges, dental-only plans, vision and hearing plans, telemedicine plans, discount plans, and prescription drug plans.⁵⁵ Additional marketplace platforms for group health plans for small employers and associations are planned.

Pricing for products on the marketplace must be transparent to the participants and established by the vendors. The marketplace may assess a surcharge annually of not more than 2.5 percent of the price. The surcharge must be used to support the administrative services provided by corporation and for payments to buyers' representatives.

During its most recent open enrollment – January 5, 2015, through February 15, 2015 – the corporation reported 51 total individual product enrollments covering 56 adults and children with 66 applications started. Of those that purchased coverage, 85 percent purchased individual coverage and 15 percent purchased spouse or family coverage.⁵⁶ The marketplace recorded 4,800 visits during its January open enrollment.⁵⁷

The corporation offers a minimum of 20 plans per county from two different companies with a maximum of 46 plans in a county from six different companies as of March 2015.⁵⁸

The Patient Protection and Affordable Care Act of 2010

In March 2010, the Congress passed and the President signed two pieces of legislation: the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 that are together called PPACA.⁵⁹ Under PPACA, one of the key components required the states to expand Medicaid to a minimum national eligibility threshold of 133 percent of the FPL, or, as it is sometimes expressed, 138 percent of the FPL with application of an automatic five percent income disregard, effective January 1, 2014.⁶⁰ While the funding for the newly eligible under this expansion would be initially funded at 100 percent federal funds for the first three calendar years (2014, 2015, and 2016), the states would gradually be required to pay a share of the costs, starting at five percent in calendar year 2017 before leveling off at 10 percent in 2020.⁶¹ As enacted, the PPACA provided that states refusing to expand to the new national eligibility threshold faced the loss of *all* of their federal Medicaid funding.⁶²

without prior authorization, establish an appeals process, provide access to pediatricians and OB/GYNs, extend dependent coverage to age 26 and provide the essential health benefits. For a checklist, see Nat'l Assn. of Insurance Commissioners Compliance Summary: http://www.naic.org/documents/index_health_reform_ppaca_uniform_compliance_summary.pdf (last visited: Mar. 9, 2015).

⁵⁵Florida Office of Insurance Regulation, *Cover Florida Health Care Access Program Annual Report (March 2015)*, (last visited Mar. 7, 2015).

⁵⁶Florida Health Choices Corporation, *Florida Health Choices Reports Zero Glitches with New Online Marketplace Launched in January* (February 20, 2015) <http://www.myfloridachoice.org/florida-health-choices-reports-zero-glitches-with-new-online-marketplace-launched-in-january/> (last visited Mar. 7, 2015).

⁵⁷ Id.

⁵⁸ Conversation with Rose Naff, CEO, Florida Health Choices, Inc., (Mar. 9, 2015).

⁵⁹ Pub. Law No. 111-148, H.R. 3590, 111th Cong. (Mar. 23, 2010) and (Pub. Law No. 111-152, 111th Cong. (Mar. 30, 2010).

⁶⁰ 42 U.S.C. s. 1396a(1).

⁶¹ 42 U.S.C. s. 1396d(y)(1).

⁶² 42 U.S.C. s. 1396c

Enhanced Medicaid Match Rate for Newly Eligible Only: CY 2014 and Beyond							
CY	2014	2015	2016	2017	2018	2019	2020+
FMAP	100%	100%	100%	95%	94%	93%	90%

Florida, along with 25 other states, challenged the constitutionality of the law. In *NFIB v. Sebelius*, the Supreme Court found the enforcement provisions of the Medicaid expansion unconstitutional.⁶³ As a result, states can voluntarily expand their Medicaid eligibility thresholds to PPACA standards and receive the enhanced federal match for the expansion population, but states cannot be penalized for not doing so.⁶⁴

Since the decision in *NFIB v. Sebelius*, federal guidance has emphasized state flexibility in how states expand coverage to those defined as the newly eligible population. In a letter to the National Governors Association January 14, 2013, then-Health and Human Services Secretary Kathleen Sebelius reminded states of their ability to design flexible benefit packages without the need for waivers and the alternative benefit plans that are available.⁶⁵ This letter was preceded by the Frequently Asked Questions document on Exchange, Market Reforms and Medicaid, issued on December 10, 2012, that discussed promotion of personal responsibility, wellness benefits, and state flexibility to design benefits.⁶⁶

Individual and Employer Mandates

A letter issued on November 20, 2012 (ACA #21) to state Medicaid directors further addressed state options for the adult Medicaid expansion group and the alternative benefit plans available under Section 1937 of the Social Security Act.⁶⁷ Under Section 1937, state Medicaid programs have the option of providing certain groups with benchmark or benchmark equivalent coverage based on four products: (1) the standard Blue Cross/Blue Shield Preferred Provider option offered to federal employees; (2) state employee coverage that is generally offered to all state employees; (3) the commercial HMO with the largest insured, non-Medicaid enrollment in the state or (4) Secretary-approved coverage.⁶⁸ For children under the age of 21, the coverage must include the Early and Periodic Screening, Diagnostic and Treatment Service (EPSDT). Other aspects of the essential health benefit requirements of the PPACA, as discussed further below, may also be applicable, depending on the benefit package utilized.

⁶³ *National Federation of Independent Business (NFIB) v. Sebelius, Secretary of Health and Human Services*, 648 F. 3d 1235, affirmed in part, reversed in part.

⁶⁴ Department of Health and Human Services, *Secretary Sebelius Letter to Governors*, (July 10, 2012), <http://capsules.kaiserhealthnews.org/wp-content/uploads/2012/07/Secretary-Sebelius-Letter-to-the-Governors-071012.pdf> (last visited Mar. 7, 2015).

⁶⁵ *Letter to National Governor's Association from Secretary Sebelius*, January 14, 2013 (copy on file with Senate Health Policy Committee).

⁶⁶ Centers for Medicare and Medicaid Services, *Frequently Asked Questions on Exchanges, Market Reforms and Medicaid*, pp. 15-16, (December 10, 2012), <http://cciio.cms.gov/resources/factsheets/index.html>, (last visited Mar. 17, 2013).

⁶⁷ Centers for Medicare and Medicaid Services, *State Medicaid Director Letter: Essential Health Benefits in the Medicaid Program* (November 20, 2012), <http://www.medicaid.gov/Federal-Policy-Guidance/downloads/SMD-12-003.pdf> (last visited Mar. 17, 2013).

⁶⁸ *Id.*

In addition to the Medicaid expansion component, the PPACA imposes a mandate on individuals to acquire health insurance or pay a tax penalty when they file their tax returns. Currently, many uninsured individuals are eligible for Medicaid or Kidcare coverage but are not enrolled. The existence of the federal mandate to purchase insurance may result in an unknown number of currently eligible individuals coming forward and enrolling in Medicaid who had not previously chosen to enroll. Their participation – to the extent it occurs – will result in increased costs that the state would not likely have incurred without the catalyst of the federal legislation.

Under the provisions, employers with more than 50 full-time employees that do not offer coverage meeting the essential benefits coverage standard and who does not offer minimum essential coverage to at least 95 percent of its full-time employees (and their dependents) and at least one employee receive a premium tax credit through the PPACA exchange, the employer will be assessed a fee of \$2,000 per full time employee, with the first 30 employees, including those who have minimum essential coverage.⁶⁹ Or, if an employer does offer minimum essential coverage to at least 95 percent of its full-time employees (and their dependents) and at least one employee receives a premium tax credit through the federal exchange because the employer's coverage was not affordable, did not provide minimum value, or because the employee was not one of the 95 percent of the employees offered coverage, the employer is assessed the lesser of \$3,000 per employee receiving the credit.⁷⁰ The large employer can only be assessed under one of the scenarios, not both.

Like individuals, certain employers also have a shared responsibility under the PPACA beginning January 1, 2015. This responsibility was slated to start in 2014 under the PPACA; however, the Department of Treasurer and the Internal Revenue Service provided transition relief in 2014 for:

- Information reporting requirements applicable to insurers, self-insuring employers and certain other providers of minimum essential coverage;
- Information reporting requirements applicable to large employers; and
- Employer shared responsibilities.⁷¹

The notice indicated the delay was intended to give additional time to provide input by employers and other reporting entities and to allow all parties to adapt their reporting systems. The transition relief states that it has no impact on other PPACA provisions.⁷²

Individuals may be exempt from the requirement to acquire minimum essential coverage if the minimum amount the individual must pay for that coverage is more than eight percent of his or her household income or he or she qualifies to receive a hardship exemption.⁷³ Some of the reasons that may qualify an individual for a hardship exemption include, but are not limited to:

⁶⁹ Internal Revenue Service, Employer Shared Responsibilities, <http://www.irs.gov/Affordable-Care-Act/Employers/Employer-Shared-Responsibility-Provisions> (last visited Mar. 7, 2015).

⁷⁰ Id.

⁷¹ Internal Revenue Service, Not-129718-13, *Transition Relief for 2014 Under §§6055 (§6055 Information Reporting), §6056 (Information Reporting) and 4980H (Employer Responsibility Provisions)*, <http://www.irs.gov/pub/irs-drop/n-13-45.pdf> (last visited: Mar. 7, 2015).

⁷² Id.

⁷³ Internal Revenue Service, *Individual Shared Responsibility Provision*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/Individual-Shared-Responsibility-Provision> (last visited Mar. 7, 2015).

- Being ineligible for Medicaid because the individual lives in a state that decided not to expand Medicaid under the PPACA;
- Spending less than three consecutive months without minimum essential health coverage;
- Buying coverage would pose a hardship;
- Having gross income below the applicable tax return filing threshold;
- Finding no affordable coverage on the exchange that meets the minimum value standard; and
- Being eligible for services through Indian Health Care Services.⁷⁴

The Internal Revenue Service releases a rule every year setting the tax penalty for the lack of minimum essential coverage. For 2014, the annual payment amount is the greater of:

- One percent of a taxpayer's household income that is above the tax return filing threshold for the taxpayer's filing status, or
- A flat dollar amount for the taxpayer's family, which is \$95 per adult and \$47.50 per adult, limited to a family maximum of \$285.⁷⁵

The amount is calculated based on the national average for a premium payment for a bronze level health plan in the exchange for 2014. For 2014, the annual national average premium for a bronze level health plan was \$2,448 per individual, but \$12,240 for a family with five or more members.⁷⁶

Exchanges

A health insurance exchange is intended to create an organized and competitive market for health insurance by offering a choice of health plans, establishing common rules regarding the offering and pricing of insurance, and providing information to help consumers better understand the health care options available to them.⁷⁷ To facilitate coverage, the PPACA authorized the state-based American Health Benefit Exchanges and Small Business Health Options Program (SHOP) Exchanges. These exchanges can be administered by governmental agencies or non-profit organizations. The exchanges, at a minimum, must:⁷⁸

- Certify, re-certify and de-certify plans participating on the exchange;
- Operate a toll-free hotline;
- Maintain a website;
- Provide plan information and plan benefit options;
- Interact with the state's Medicaid and CHIP programs and provide information on eligibility and determination of eligibility for these programs;
- Certify individuals that gain exemptions from the individual responsibility requirement; and,
- Establish a navigator program.

⁷⁴Internal Revenue Service, *Shared Responsibility Provision*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/Individual-Shared-Responsibility-Provision> (last visited Mar. 7, 2015).

⁷⁵ Internal Revenue Service, *Individual Shared Responsibility Provision - Reporting and Calculating the Payment*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/ACA-Individual-Shared-Responsibility-Provision-Calculating-the-Payment> (last visited Mar. 7, 2015).

⁷⁶ Id.

⁷⁷ Kaiser Family Foundation, *Explaining Health Care Reform: Questions About Health Insurance Exchanges* (April 2010) <https://kaiserfamilyfoundation.files.wordpress.com/2013/01/7908-02.pdf> (last visited Mar. 7, 2015).

⁷⁸Centers for Medicare and Medicaid Services, *Initial Guidance to States on Exchanges*, (November 18, 2010), http://www.cms.gov/CCIIO/Resources/Files/guidance_to_states_on_exchanges.html (last visited Mar. 7, 2015).

On November 16, 2012, Florida Governor Rick Scott notified then-HHS Secretary Sebelius that Florida had too many unanswered questions to commit to a state-based exchange under the PPACA for the first enrollment period on January 1, 2014.⁷⁹ Florida has since opted to use the federal exchange.

Qualifying coverage may be obtained through an employer, the federal exchange, or private individual or group coverage outside of the federal exchange meeting the minimum essential benefits coverage standard.

Exchange Benefits

Each plan sold in the federal exchange must include the “essential health benefits” as defined by the PPACA and as compared to an existing benchmark plan set in each state. The essential health benefits are:

- Ambulatory patient services;
- Emergency services;
- Hospitalization;
- Maternity and newborn care;
- Mental health and substance abuse disorder services, including behavioral health treatment;
- Prescription drugs;
- Rehabilitative and habilitative services and devices;
- Laboratory services;
- Preventive and wellness services and chronic disease management; and
- Pediatric services, including oral and vision care.

Qualified Health Plans

In order to receive a health care tax credit, an individual must be enrolled in a qualified health plan.⁸⁰ Qualified health plans are certified by the federal exchange and meet specific requirements:

- Provide essential health benefits;
- Follow the established limits on cost sharing; and
- Meet all other requirements.⁸¹

These plans are available on the federal exchange or may also be available directly from an insurance company or one of the state’s qualified health plans.⁸²

⁷⁹ Letter from Governor Rick Scott to Health and Human Services Secretary Kathleen Sebelius, (November 16, 2012) <http://www.flgov.com/2012/11/16/letter-from-governor-rick-scott-to-u-s-secretary-of-health-and-human-services-kathleen-sebelius/> (last visited Mar. 6, 2015).

⁸⁰ Internal Revenue Service, *Health Care Tax Credits: Qualified Health Plan Requirements*, <http://www.irs.gov/Individuals/HCTC:-Qualified-Health-Plan-Requirements> (last viewed Mar. 8, 2015).

⁸¹ U.S. Department of Health and Human Services, Healthcare.gov, *Qualified Health Plan*, <https://www.healthcare.gov/glossary/qualified-health-plan/> (last viewed Mar. 8, 2015).

⁸² Id.

Each plan sold must also be one of the following actuarial values⁸³ or “metal levels:”

- Bronze: 60 percent actuarial value;
- Silver: 70 percent actuarial value;
- Gold: 80 percent actuarial value; and
- Platinum: 90 percent actuarial value.

Premium Tax Credits and Cost Sharing Subsidies

Premium credits and other cost sharing subsidies are available to United States citizens and legal immigrants within certain income limits for coverage purchased through the exchange. Legal immigrants with incomes at or below 100 percent of the FPL who are not eligible for Medicaid are eligible for premium credits.⁸⁴ Premium credits are set on a sliding scale based on the percent of FPL for the household and reduce the out-of-pocket costs incurred by individuals and families.

The amount for premium tax credits, as a percentage of income, are set in section 36B of the Internal Revenue Code follows:⁸⁵

Premium Tax Credits	
Income Range	Premium Percentage Range (% of income)
Up to 133% FPL	2%
133% to 150%	3% - 4%
150% to 200%	4% - 6.3%
200% to 250%	6.3% - 8.05%
250% to 300%	8.05% - 9.5%
300% to 400%	9.5%

In addition to subsidies for the costs of health insurance premiums, individuals may also qualify to offset other out-of-pocket costs through cost sharing credits. Subsidies for cost sharing are available for those individuals between 100 percent of the FPL and 400 percent of the FPL. The cost sharing credits reduce the out-of-pocket amounts incurred by individuals on essential health benefits and will also impact the actuarial value of a health plan. Actuarial value reflects the average share of covered benefits paid by the insurer or health plan. For example, if the actuarial value of a plan is 90 percent, the health plan is paying 90 percent of the costs and the enrollee 10 percent.

The maximum amount of cost sharing is 94 percent for those individuals between 100 percent and 150 percent FPL and individuals with incomes up to 400 percent FPL who may qualify for a 70 percent subsidy as the table below illustrates.

⁸³ Actuarial value is calculated by computing the ratio of total expected payments by the plan for essential health benefits and costing sharing rules with the total costs of the essential health benefits the standard population is expected to incur. For example, a health plan with an actuarial value of 70 percent would be expected to pay an average of 70 percent of the standard population’s expected medical expenses for the essential health benefits. Individuals covered by the plan would then be expected to pay the remaining 30 percent, on average through cost sharing such as deductibles, co-pays and co-insurance.

⁸⁴ 26 U.S.C. s. 36B(c).

⁸⁵ 26 U.S.C. s. 36B(b).

Cost Sharing Subsidies⁸⁶	
FPL Level	Cost Sharing Subsidy
100% - 150%	94%
150% - 200%	87%
200% - 250%	73%
250% - 400%	70%

Cost sharing limitations are based on the limits placed on Health Savings Accounts under the Internal Revenue Code.⁸⁷ The maximum out of pocket costs for any federal exchange plan in 2015 are \$6,600 for an individual and \$13,200 for a family plan, even with a catastrophic plan.⁸⁸

In addition to enrolling individuals into qualified health plans, an exchange may also determine eligibility for Medicaid and CHIP. The exchange also determines if an individual is eligible for advance premium tax credits and cost sharing reductions.

High Deductible Plans

High deductible plans are paired with health savings accounts.⁸⁹ To qualify as a high deductible plan, the annual deductible must be at least \$1,250 for single plans and \$2,500 for family coverage. The employer and the employee make annual contributions⁹⁰ to a limit of \$3,250 for single coverage and \$6,250 for family coverage. For 2014, total out-of-pocket spending is capped at \$6,350 for individual and \$12,700 for family.⁹¹ The employer and the employee contributions are not subject to federal income tax on the employee's income. Unused funds roll over automatically every year. A health savings account is owned by the employee and is portable.

Alternative Medicaid Expansion in Other States

Arkansas

Arkansas received approval for a Medicaid Section 1115 demonstration waiver to implement its Medicaid expansion in September 2013. Under its waiver, Arkansas uses Medicaid funds as premium assistance to purchase coverage in the federal exchange for its newly eligible adults up to 138 percent FPL. All newly eligible adults will primarily purchase coverage and enroll in a

⁸⁶ 42 U.S.C. s. 18071(c)(1)(B)

⁸⁷ CFR 45 §126.130; *See also* Section 223(c)(2)(A)(ii)(I) of the Internal Revenue Code of 1986, as amended for self only coverage for 2014; or for other than self-only coverage, the annual dollar amount in section 223(c)(A)(ii)(II) of the Internal Revenue Code of 1986, as amended, for non-self only coverage that is in effect for 2014.

⁸⁸ U.S. Department of Health and Human Services, *healthcare.gov*, *Out of pocket costs*, <https://www.healthcare.gov/choose-a-plan/out-of-pocket-costs/> (last visit Mar. 7, 2015).

⁸⁹ Internal Revenue Code, 26 U.S.C. sec. 223.

⁹⁰ The IRS annually sets the contribution limit as adjusted by inflation.

⁹¹ Internal Revenue Services, *Health Savings Accounts and Other Tax-Favored Health Plans (Pub. 969)(2013)* <http://www.irs.gov/publications/p969/index.html> (last visited Mar. 7, 2015).

plan through the federal exchange to receive their coverage. Any services not covered through their plans are provided through the state’s fee-for-service Medicaid delivery system.⁹²

Individuals excluded from enrolling in the federal exchange include American Indians or Alaskan Natives and the medically frail, who may receive services directly through the state. For all other enrollees affected by the demonstration, enrollment in a QHP is a condition of receiving benefits.⁹³

Arkansas’ Approved Monthly Premiums - Medicaid Expansion Waiver⁹⁴		
Less than 50%	50% - 100%	100 - 138% FPL
None	\$5 to IA	\$10-\$25 to IA

All beneficiaries with incomes between 50 percent and 133 percent of the FPL will be assigned an Independence Account (IA). The individual will receive a credit or debit card to access the amounts in that account to cover copayments and coinsurance. Both the state and the participant are required to make contributions to this account.⁹⁵

The state pays the managed care plans selected by the beneficiaries directly and identification cards are sent by the plan directly to a new enrollee. Individuals who do not make a selection are auto-assigned to a silver-level plan and are given 30 days to change plans.

Enrollees under 50 percent of the FPL have no additional cost sharing. Those enrollees above 50 percent of the FPL have cost sharing consistent with Medicaid requirements that does exceed more than five percent of family monthly or quarterly income.⁹⁶

Iowa

In December 2013, Iowa received approval for two Medicaid waivers for implementation of its Medicaid expansion under the PPACA. The waivers cover all newly eligible adults statewide up to 138 percent of the FPL and does so under two delivery systems:

- Expands Medicaid for those at or below 100 percent FPL through Medicaid managed care; and
- Expands Medicaid for those above 100 percent FPL to 138 percent FPL by purchasing silver-level qualified health plan coverage in the exchange.

⁹² Centers for Medicare and Medicaid Services, *Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration Fact Sheet*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-fs.pdf> (last visited Mar. 7, 2015).

⁹³ Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, pp.14-15, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁹⁴ Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, pp.7 & 21, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁹⁵ Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, p.7, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁹⁶ Id at 16.

Premiums were not imposed during the first year of the program but will be in the second year for enrollees above 50 percent of the FPL. Enrollees have the opportunity to have the premiums waived if they complete healthy behaviors, and the premiums can continue to be waived in subsequent years if enrollees meet requirements for the incentives. At the state’s option, the non-payment of a premium can result in a collectible debt but not a loss of coverage.⁹⁷

Iowa’s Approved Monthly Premiums - Medicaid Expansion Waiver		
Less than 50% FPL	50% - 100% FPL	100 - 133% FPL
None	\$5/household	\$10/household
90 day premium grace period		

Individuals in the Wellness Plan (Medicaid Managed Care) receive a Medicaid alternative benefits plan that is at least equivalent to the state employee benefit plan, except for an enhanced dental plan with access to additional dental benefits with prior authorization.⁹⁸ Those in the exchange plan receive an essential health benefit plan that is at least equivalent to those provided on the commercial essential health benefits benchmark.⁹⁹ Wrap-around services are provided by the Medicaid agency for family planning services at non-network providers and for EPSDT services for 19 and 20 year old enrollees. Iowa is not required to provide non-emergency transportation. The waiver was initially granted in year one of the demonstration and continued through July 31, 2015.¹⁰⁰

Indiana

An amendment to Indiana’s existing Medicaid demonstration, Healthy Indiana Plan 1.0 (HIP) was approved on January 27, 2015, and renamed the Healthy Indiana Plan 2.0. HIP 2.0 extends Medicaid to adults through 133 of the FPL beginning February 1, 2015. Under HIP 2.0, Indiana will offer three different pathways to coverage:

- HIP Basic - an ABP for individuals that includes all of the essential health benefits and does not require a premium payment;
- HIP Plus - a comprehensive ABP for individuals who contribute to a POWER account with additional benefits not available in HIP Basic; and
- HIP Link Program - a voluntary premium assistance program for individuals above age 21 with access to cost effective employer sponsored insurance that meets qualification criteria.¹⁰¹

⁹⁷ Centers for Medicare and Medicaid Services, Special Terms and Conditions with Iowa Department of Human Services - Iowa Wellness Plan (11-W-00289/5) http://dhs.iowa.gov/sites/default/files/WellnessSTCsTechnicalCorrections_020215.pdf (last visited Mar. 7, 2015).

⁹⁸ Iowa Department of Human Services, Medicaid 1115 Waiver Application, Iowa Wellness Plan, p.5, http://dhs.iowa.gov/sites/default/files/IAWellnessPlan1115_Final.pdf (last visited Mar. 7, 2015).

⁹⁹ Iowa Department of Human Services, Medicaid 1115 Waiver, Iowa Marketplace Choice Plan, p.5, http://dhs.iowa.gov/sites/default/files/IAMktplaceChoice1115_Final.pdf (last visited Mar. 7, 2015)

¹⁰⁰ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Iowa Marketplace Choice Plan - Section 1115 Demonstration Fact Sheet*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ia/ia-marketplace-choice-plan-fs.pdf> (last visited: Mar. 9, 2015).

¹⁰¹ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Healthy Indiana Plan 2.0 Section 1115 Medicaid Demonstration Fact Sheet (January 27, 2015)*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/in/Healthy-Indiana-Plan-2/in-healthy-indiana-plan-support-20-fs.pdf> (last visited: Mar. 7, 2015).

Indiana does not offer non-emergency transportation for the first year of the demonstration.

In addition to health benefits coverage, individuals who contribute to a Personal Wellness and Responsibility (POWER) account have access to additional benefits. Contributions to a POWER account are a condition of eligibility for those with incomes above 100 percent of the FPL.¹⁰² Funds in the POWER accounts are used to pay for some of beneficiaries’ health care expenses. With the exception of inappropriate use of the emergency room fee, no other cost sharing is charged under the HIP Plus component.

Those enrolled in HIP Basic are subject to copayments. These copayments are consistent with the Medicaid cost sharing rule and must include the automated tracking of the five percent monthly or quarterly aggregate cap. Indiana had the following co-payments approved:

Indiana HIP Basic Co-Pay Schedule¹⁰³	
Service	Per Visit/Service
Preventive Care Services (including family planning and maternity services)	\$0
Outpatient Services	\$4
Inpatient Services	\$75
Preferred Drugs	\$4
Non-Preferred Drugs	\$8
Non-Emergent ER Use (HIP Basic and HIP Plus)	\$8 - 1st visit \$25 - Recurrent

Enrollees above 100 percent of the FPL who do not make contributions or who cease transition to the HIP Basic program after a 60-day grace period are disqualified from the HIP Plus program for six months.¹⁰⁴ There are exceptions to the lock-out period for the medically frail and other special circumstances.

Indiana Maximum Monthly POWER Contributions¹⁰⁵					
<5% FPL	<22%	22% - 50%	51% -75%	76%-100%	101%-138%
\$1	\$4.32	\$9.82	\$14.72	\$19.62	\$27.39
<ul style="list-style-type: none"> - Represents approximately 2% of enrollee’s income; - When enrollee leaves the program, the member amount is refunded to the member; and - When enrollee remains in the program, the member portion rolls over at the end of the year; can double if member completes required preventive services. 					

¹⁰² U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, Approval Letter and Special Terms and Conditions (January 27, 2015) <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/in/Healthy-Indiana-Plan-2/in-healthy-indiana-plan-support-20-ca.pdf> (last visited Mar. 7, 2015).

¹⁰³ Id at 35 and 36.

¹⁰⁴ Id.

¹⁰⁵ Healthy Indiana Plan 2.0, Presentation to Senate Health Policy Committee (March 4, 2015), slides 16 & 17 (on file with the Senate Committee on Health Policy).

The POWER accounts function like a health savings account and hold both beneficiary and state contributions. The POWER account funds pay for the first \$2,500 in claims; claims beyond that amount are covered through capitation or other payments made by the state. The funds are not for copayments under the HIP Plus accounts. For HIP Link enrollees, the POWER account funds are used to pay premium and cost sharing amounts.¹⁰⁶

Employers and other third parties are also permitted to contribute to POWER accounts. It is the managed care organization's responsibility to issue the POWER card to each enrollee upon enrollment and to track all of the contributions.

Outside of this demonstration, Indiana will offer a separate work search and job training program to encourage employment called Gateway to Work for those enrollees who choose to participate. Health coverage under Medicaid will not be affected.

III. Effect of Proposed Changes:

Section 1 amends s. 395.602, F.S., to revise the definition of "rural hospital" by deleting the provision allowing a hospital to qualify as a rural hospital by being classified as a sole community hospital having up to 340 licensed beds. However, sole community hospitals may still qualify as rural hospitals under one of the definition's other criteria.

The bill also extends the expiration of two statutory provisions that deem hospitals to be rural hospitals if they previously received funds under the rural disproportionate share hospital program, or were licensed as rural hospitals, during certain periods of time. Under the bill, such hospitals will continue to be deemed rural hospitals through June 30, 2021.

Section 2 amends s. 409.908, F.S., effective upon the bill becoming law, to consolidate provisions relating to Medicaid reimbursement of hospitals for inpatient and outpatient services utilizing funds donated to the Agency for Health Care Administration (AHCA) from specified state entities, including local governments, within a new paragraph (c) of s. 409.908(1), F.S. The bill provides that the AHCA may receive such donations in the form of intergovernmental transfers (IGTs) for the purpose of making special exception payments or to enhance hospital reimbursement.

The bill also directs the AHCA to seek Medicaid waiver authority to use IGTs for the advancement of the Medicaid program and for enhancing provider reimbursement delivered by fee-for-service payments or under Statewide Medicaid Managed Care in ways that incent donations of IGTs and prevent providers from being penalized in the calculations of Medicaid cost limits by virtue of having donated IGTs.

Section 3 amends s. 409.908, F.S., to remove community intermediate care facilities for the developmentally disabled from the list of providers for which the AHCA is required to set rates at levels that ensure no increase in statewide expenditures resulting from changes in unit costs.

¹⁰⁶ Id.

Section 4 amends s. 404.909, F.S., relating to the Statewide Medicaid Residency Program (SMRP), to provide that:

- Residency specialties must be reported using the current residency code in the Intern and Resident Information System required by Medicare.
- Annual allocations calculated under the SMRP must be capped at two times the average per-resident allocation amount for all hospitals.
- A Graduate Medical Education Startup Bonus Program is created. In any fiscal year in which funds are appropriated for the startup bonus program, hospitals eligible to participate in the SMRP may apply for up to \$100,000 per newly created residency slot that is dedicated to a physician specialty in statewide supply/demand deficit. Such physician specialties and subspecialties are those identified in the General Appropriations Act.

Section 5 amends s. 409.911, F.S., relating to the disproportionate share hospital program (DSH), by requiring the AHCA to use the average of the 2007, 2008, and 2009 audited disproportionate share data to determine each hospital's Medicaid days and charity care for the 2015-2016 fiscal year, as opposed to the average of the 2005, 2006, and 2007 data.

Section 6 repeals s. 409.97, F.S., relating to intergovernmental transfers, the Low-Income Pool, and hospital rate distribution within Statewide Medicaid Managed Care.

Section 7 amends s. 409.983, F.S., relating to payments in the Long-Term Care Managed Care (LTCMC) component of Statewide Medicaid Managed Care, to provide that when payments to LTCMC plans are reconciled to reimburse plans for actual payments to nursing facilities, the reconciliations must result from changes in nursing home per diem rates and that payments may not be reconciled to actual nursing home bed-days experienced by the LTCMC plans.

Section 8 amends s. 408.07, F.S., to correct a cross-reference.

Sections 9 through 23 pertain to the Florida Health Insurance Affordability Exchange Program and are effective upon the bill becoming law.

The bill directs the Division of Law Revision and Information to rename part II of chapter 409, Florida Statutes, as "Insurance Affordability Programs," instead of "Kidcare," and to incorporate the newly created sections of ss. 409.720-409.731, F.S., under this part. The "Florida Health Insurance Affordability Exchange Program" or "FHIX" is established under ss. 409.720 through 409.731, Florida Statutes, as a new program under part II of ch. 409, F.S.

The FHIX program is placed within the AHCA for the purpose of assisting Floridians in purchasing health benefits coverage and gaining access to health services. The FHIX is based on seven principles:

- Fair Value;
- Consumer Choice;
- Simplicity;
- Portability;
- Promotes Employment;
- Consumer Empowerment; and

- Risk Adjustment.

Definitions specific for the FHIX program are:

- “Agency” means the Agency for Health Care Administration;
- “Applicant” means an individual who applies for determination of eligibility for health benefits coverage under this part;
- “Corporation” means Florida Health Choices, Inc.;
- “Enrollee” means an individual who has been determined eligible for and is receiving health benefits coverage under this part;
- “Florida Health Insurance Affordability Exchange” or “FHIX” means the program created under ss. 409.720-409.731, F.S.;
- “Florida Healthy Kids Corporation” means the entity created under s. 624.91, F.S.;
- “Florida Kidcare Program” or “Kidcare” means the program created under ss. 409,810-409.821, F.S.;
- “Health benefits coverage” means the payment of benefits for covered health care services or the availability, directly or through arrangements with other persons, of covered health care services on prepaid or per capita basis or a prepaid aggregate fixed sum basis;
- “Inactive status” means the enrollment status of a participant previously enrolled in health benefits coverage in the FHIX marketplace, who lost coverage through non-payment, but maintains access to his or her balance in a health savings account or health reimbursement account;
- “Medicaid” means the medical assistance program authorized by Title XIX of the Social Security Act, and regulations thereunder, and part III and IV of ch. 409, F.S., as administered by the AHCA;
- “Modified adjusted gross income” means the individual’s or household’s adjusted gross income as defined in s. 36B(d)(2) of the Internal Revenue Code of 1986 and which is used to determine eligibility for FHIX;
- “Patient Protection and Affordable Care Act” or “Affordable Care Act” means Public Law No. 111-148, as further amended by the Health Care and Education Reconciliation Act of 2010, Public Law 111-152, and amendments to, and regulations or guidance under, those acts;
- “Premium credit” means the monthly amount paid by the AHCA per enrollee in the FHIX toward health benefits coverage;
- “Qualified alien” means an alien as defined in 8 U.S.C. s. 1641(b) or (c);¹⁰⁷ and
- “Resident” means a United States citizen or qualified alien who is domiciled in this state.

Eligibility

In order to participate in the FHIX, s. 409.723, F.S. establishes that an individual must be a resident and must also meet the following requirements, as applicable:

- Qualify as a newly eligible enrollee as described in s. 1902(a)(10)(A)(i)(VIII) of the Social Security Act or s. 2001 of the Affordable Care Act and as may be further defined by federal regulation;

¹⁰⁷ “Qualified alien” means an alien as defined in s. 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended, Pub. L. No. 104-193.

- Meet and maintain the responsibilities under participant responsibilities; and
- Qualify as a participant in the Florida Healthy Kids program under s. 624.91, F.S., subject to the implementation of Phase Three under s. 409.727, F.S.

A “newly eligible enrollee” as described above is an adult between the ages of 19 and 64 whose income is at or below 133 percent of the FPL based on a modified adjusted gross income or MAGI. This includes parents and childless adults who may not have previously qualified for Medicaid.

Enrollment

To enroll in FHIX, applicants will apply using the same process used today for Medicaid eligibility through the Department of Children and Families (DCF). The DCF is responsible for processing applications, determining eligibility and transmitting information to the AHCA or the corporation, depending on the phase on each applicant’s eligibility status. An application is only deemed complete when it has met all of the requirements under participant responsibilities.

The DCF will also be responsible for corresponding with the participant on an ongoing basis regarding the participant’s status and shall review the eligibility status at least every 12 months.

Participant Rights

A participant has certain rights under FHIX:

- Access to the FHIX marketplace to select the scope, amount, and type of health care coverage and services to purchase;
- Continuity and portability of coverage to avoid disruption of coverage and other health care services when the participant’s economic circumstances change;
- Retention of unspent credits in the participant’s health savings or health reimbursement account following a change in the participant’s eligibility status. Credits are maintained for an inactive status participant for up to five years after the participant enters inactive status;
- Ability to select more than one product or plan on the FHIX marketplace; and
- The choice of at least two health benefits products that meet the requirements of the Affordable Care Act.

Participant Responsibilities

A participant under the FHIX program also has certain responsibilities to remain enrolled or in active status:

- Complete an initial application for health benefits coverage and annual renewal process that includes proof of employment, on-the-job training, or placement activities, or pursuit of educational opportunities at certain hourly levels based on status;
- Learn and remain informed about the choices available on the FHIX marketplace and the uses of credit in the individual accounts;
- Execute a contract with the DCF that acknowledges that FHIX is not an entitlement, state and federal funding may end at any time, failure to pay cost sharing may result in a transition to inactive status, and noncompliance with other requirements may also result in a transition to inactive status;

- Select plans and other products in a timely manner;
- Comply with program rules and prohibitions against fraud;
- Make monthly premium payments and other cost sharing by their respective deadline; and
- Meet minimum coverage requirements by selecting a high deductible health plan combined with a health savings or health reimbursement account if not selecting a plan with more extensive coverage.

Beginning with Phase Two, requirements for employment, on-the-job training, or pursuit of educational opportunities will be implemented. Minimum hourly rates will vary by a participant’s individual circumstances in order to maintain an active status on the FHIX marketplace. For a parent of a child younger than 18, the minimum hourly requirements for pursuit of these activities or employment is 20 hours weekly. For a childless adult, the minimum weekly hourly requirement is 30. A disabled adult or the caregiver of a disabled child or adult may seek an exemption from these requirements through the corporation on an annual basis.

Cost Sharing

Enrollees are required to make monthly premium payments to maintain their health benefits coverage on the FHIX marketplace. Premiums are assessed based on the enrollee’s modified adjusted gross income and the maximum monthly premiums as follows:

FPL	<22	22% - 50%	>50%-75%	>75%-100%	>100%
Amount	\$3	\$8	\$15	\$20	\$25

Depending on the products and services selected by the enrollee, he or she may incur additional cost sharing, such as copayments, deductibles, or other out of pocket costs. An enrollee may also be charged an inappropriate emergency room fee of \$8 for the first visit and up to \$25 for any subsequent visit, based on the plan selected by the enrollee. Cumulative annual cost sharing, however, may not exceed five percent of the enrollee’s annual modified adjusted gross income.

If after a 30-day grace period, a full premium payment has not been received, the enrollee will be transitioned to an inactive status and may not re-enroll to active status for 6 months, unless a hardship exemption has been granted under the Medicaid Fair Hearing Process.

Available Assistance

Under s. 409.724, F.S., participants under FHIX receive a standard credit amount equivalent to the applicable risk-adjusted capitation rate paid to Medicaid managed care plans. Subject to federal approval, additional resources could be made available to supplement the standard credit amount and be made available to FHIX enrollees in the future and incorporated into FHIX.

In addition to the standard health benefits provided, the corporation must also offer each enrollee access to an individual account that qualifies as a health reimbursement or health savings account. Unexpended funds from the monthly premium credit must be placed in the account, as well as credits earned from healthy behaviors, adherence to wellness plans, or compliance with disease management plans. Funds in these accounts may be used to pay cost sharing obligations or to purchase other health-related items, as permitted under federal law. This account may be retained for up to five years after a participant moves into inactive status.

The enrollee or other third parties may also make contributions to the enrollee's account to supplement the premium credit or other earned credits. The enrollee may not withdraw as a refund any funds except those funds the enrollee has deposited into his or her own account.

Choice counseling will be coordinated by the AHCA and the corporation for the FHIX. The choice counseling program must ensure the enrollees have information about the FHIX marketplace program, the products and services, who to call for questions, or to make plan selections. The program will also provide culturally sensitive materials that take into consideration the projected participating populations. The corporation is also required to encourage licensed insurance agents to identify and assist eligible enrollees. The bill specifically does not prohibit insurance agents from receiving usual and customary commissions from insurers and health maintenance organizations that offer plans in the FHIX marketplace.

An ongoing education campaign coordinated by the AHCA, the corporation, and the Florida Healthy Kids Corporation must include:

- How the transition process to the FHIX marketplace will occur and the timeline for the enrollee's specific transition;
- Plans that are available and how to research information about available plans;
- Information about other available insurance affordability programs for the individual and his or her family;
- Information about health benefits coverage, provider networks, and cost sharing for available plans in each region;
- Information on how to complete the required annual renewal process, including renewal dates and deadlines; and
- Information on how to update eligibility if the participant's data have changed since his or her last renewal or application date.

Beginning in Phase Two (January 1, 2016), the Florida Healthy Kids Corporation will provide customer support for the FHIX marketplace. Customer support will include:

- A toll-free number;
- A web site in multiple languages;
- General program information;
- Financial information, including enrollee premiums; and
- Customer service and status reports on enrollee premiums;

The corporation is required to inform participants who transition to inactive status about other insurance affordability options and to electronically refer such enrollees to the federal exchange or other programs, as appropriate.

Available Products and Services

Section 409.725, F.S., requires the FHIX marketplace to offer the following products and services:

- Authorized products and services that are offered on the Florida Health Choices, Inc., marketplace (409.910, F.S.);

- Medicaid managed care plans under part IV of ch. 409, F.S., that qualify to participate;
- Authorized products under the Florida Healthy Kids Corporation; and
- Employer-sponsored plans.

Program Accountability

The plans and products that participate in FHIX will be required to meet certain accountability standards under s. 409.726, F.S. All managed care plans must collect and maintain encounter data in the same manner as under Statewide Medicaid Managed Care and will be subject to the accompanying penalties under s. 409.967(2)(h)2, F.S., for the failure to meet those standards. The AHCA will be responsible for the collection and maintenance of that data.

The corporation and the AHCA will work together to develop network and access standards for FHIX contract standards and to develop coverage quality standards for the adult population.

The bill establishes specific performance standards for the DCF for the processing of applications, both initial applications and renewals. The AHCA, the DCF, and the Florida Healthy Kids Corporation must conduct an annual satisfaction survey for the FHIX marketplace which may be incorporated into the annual report. Enrollment reports must be posted online monthly.

An annual report is due by July 1 to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The minimum components of the report include enrollment and application data, customer satisfaction, utilization and cost data, enrollee use of funds in reimbursement accounts, types of plans and products purchased, and recommendations for program improvement.

Implementation Schedule

The implementation schedule for FHIX is based on each phase passing a readiness review before implementation under s. 409.727, F.S. The AHCA is identified as the lead agency for FHIX, as the state’s designated Medicaid agency. The AHCA, the corporation, the DCF, and the Florida Healthy Kids Corporation are directed to begin implementation upon SB 2512 becoming law, with statewide implementation of the FHIX marketplace by January 1, 2016.

Implementation Activities			
Phase	Start Date	Activities	Enrollee Requirements
Readiness	Effective Date - Ongoing Based on Phase/Region	Implementation Activities	None

Implementation Activities			
Phase	Start Date	Activities	Enrollee Requirements
One	July 1, 2015	-Enroll newly eligible, low-income, uninsured into Medicaid managed care plans -Corporation readies for implementation of FHIX marketplace for Phase Two -Healthy Kids prepares for customer service, financial support and choice counseling in Phase Two and Three	-Complete application -Select MMA plan -Utilize health savings or health reimbursement account
Two	January 1, 2016*	1. Enroll newly eligible, low-income, uninsured into FHIX 2. Transition Phase One enrollees from MMA plans to FHIX by April 1, 2016 3. Renew existing enrollees at annual enrollment date 3. Healthy Kids prepares to transition enrollees to FHIX under Phase Three	-Complete application -Meet work or educational requirements or seek an exemption -Pay required premium or transition to inactive status -Select plans products, or services from FHIX -Execute contract -Comply with program rules -Meet minimum coverage requirements -Utilize health savings or health reimbursement account
Three	July 1, 2016*	1. Enroll newly eligible, low-income, uninsured into FHIX 2. Renew existing enrollees at annual enrollment date 3. Healthy Kids transitions enrollees to FHIX under Phase Three	-Complete application -Meet work or educational requirements or seek an exemption -Pay required premium or transition to inactive status -Select plans products, or services from FHIX -Execute contract -Comply with program rules -Meet minimum coverage requirements -Utilize health savings or health reimbursement account

**Phase Two implementation is contingent upon federal approval*

Under s. 409.729, F.S., a FHIX Workgroup is created to facilitate the implementation of the program and to plan for a multi-year reorganization of the state’s insurance affordability programs. The Workgroup is chaired by a representative of the AHCA and includes two additional representatives from the AHCA, plus two representatives each from the DCF, the corporation, and the FHKC.

Before implementation of any phase, the AHCA shall conduct a readiness review in consultation with the FHIX Workgroup. The AHCA must determine that the region has satisfied the following milestones, at a minimum:

- Functional readiness of the service delivery platform for the phase;
- Plan availability and presence of plan choice;
- Provider network capacity and adequacy of the available plans in the region;
- Availability of customer support; and
- Other factors critical to the success of FHIX.

Phase One begins on July 1, 2015, and requires the AHCA, corporation, and the Florida Healthy Kids Corporation to coordinate activities. To be eligible during this phase, an enrollee is only required to meet the definition of “newly eligible.” An enrollee is not be required to meet the work or educational search requirements or make premium payments during this phase.

Responsibilities of Agencies by Implementation Phase			
Activity	Phase One	Phase Two	Phase Three
Eligibility Determination	DCF	DCF	DCF
Benefits/Plan Delivery	AHCA	FHIX	FHIX
Choice Counseling	AHCA	Healthy Kids	Healthy Kids
Customer Service	AHCA	Healthy Kids	Healthy Kids
Financial Service	AHCA	Healthy Kids	Healthy Kids
Program Oversight	AHCA	AHCA	AHCA

Enrollees in Phase One receive benefits and services through the Medicaid managed care plans in part IV of this chapter. At least two plans per region will be available to an enrollee to select from during this phase. Choice counseling and customer service will be provided by the AHCA.

Phase Two’s implementation is contingent upon federal approval and is planned to start no later than January 1, 2016. Participants will enroll or transition from Medicaid managed care plans to services and products on the FHIX marketplace. To be eligible during this phase, an enrollee must be “newly eligible,” meet the work or educational search requirements, learn and be informed of the FHIX marketplace choices, execute a DCF contract, select plans in a timely manner, comply with all program rules and prohibitions, make monthly premium payments and any other cost sharing payments, and meet minimum coverage requirements.

Enrollees moving from Phase One coverage must complete the process by April 1, 2016, or they will transition to inactive status. There is no automatic enrollment in the FHIX. Choice counseling during Phase Two will be provided in coordination by the AHCA and the corporation with customer support by the Florida Healthy Kids Corporation.

Phase Three begins no later than July 1, 2016, with the transition of Healthy Kids enrollees to the FHIX marketplace. Healthy Kids enrollees must meet the eligibility requirements of Phase Two enrollees and be eligible for the Healthy Kids program under s. 624.91, F.S. A Healthy Kids enrollee who selects a FHIX marketplace plan will be provided a premium credit equal to the average capitation rate paid in his or her county of residence in the Healthy Kids program as of

June 30, 2016. An enrollee will be responsible for any difference in costs. Any unexpended funds from the premium credit may be used on the FHIX marketplace for supplemental benefits.

The corporation is required is to notify enrollees of their premium credit amounts and how to access the FHIX marketplace selection process. Customer service and choice counseling services will also be provided.

Program Operation and Management

In order to implement the FHIX program, several agencies and two non-profit corporations created by the state have specific responsibilities under the newly created s. 409.728, F.S.:

Specific Program Operations and Management Duties for FHIX			
Agency for Health Care Admin.	Dept. of Children and Families	Florida Health Choices, Inc.	Florida Healthy Kids
Contract with Fla Health Choices for FHIX for implementation, development and administration and release of funds	Coordinate with other agencies and corporations	Begin implementation of FHIX in Phase One	Retain duties in Phase One and Two
Administer Phase One	Determine eligibility and renewals	Implement FHIX for Phase Two and Three	Provide customer service to FHIX
Provide administrative support to FHIX Workgroup	Transmit eligibility determinations to AHCA and corporation	Offer health benefits coverage compliant with PPACA	Collect and transfer family funds to FHIX
Transition Phase One Enrollees to FHIX no later than April 1, 2016		Offer at least 2 plans at each metal level	Conduct financial reporting
Transmit enrollee information to FHIX		Provide opportunity for MMA plans to participate on FHIX in Phase Three	Coordinate activities with partner agencies
With Phase Two, determine risk adjusted rates annually based on specific statutory criteria		Offer enhanced or customized benefits	
Transfer funds to FHIX for premium credits		Provide sufficient staff and resources	
Encourage Medicaid Managed Assistance (MMA) plans to participate on FHIX		Provide opportunity for Healthy Kids plans to participate at FHIX	

Long Term Reorganization

The FHI Workgroup is required to hold its first organizational meeting within 30 days after the effective date of this act and to meet at least bimonthly. The responsibilities of the Workgroup include:

- Recommend a Phase Two implementation plan no later than October 1, 2015;
- Review network and access standards for plans and products;
- Assess readiness and recommend actions needed to reorganize the state's insurance affordability programs for each phase or region;
- Recommend any proposed change to Title XIX-funded or Title XXI-funded programs based on the availability of federal funding;
- Identify duplication of services among the corporation, the AHCA, and the FHKC currently and under FHI's proposed Phase Three program;
- Evaluate fiscal impacts based on proposed Phase Three transition plan;
- Compile schedule of impacted contracts, leases, and other assets;
- Determine staff requirements for Phase Three; and
- Develop and present a final transition plan no later than December 1, 2015, to the Governor, President of the Senate, and Speaker of the House of Representatives.

Federal Authorities

The bill authorizes the AHCA to seek federal approval to implement FHI. Obtaining federal approval may be a multi-step process.

The bill establishes triggers for expiration of the FHI program under certain conditions. FHI expires at the end of Phase One if the state does not receive federal approval for Phase Two or at the end of the state fiscal year in which any of these conditions occur:

- Federal match contribution falls below 90 percent;
- Federal match contribution falls below the increased Federal Match Assistance Percentage for medical assistance for newly eligible mandatory individuals as specified in the Affordable Care Act; or
- Federal match for the FHI program and the Medicaid program are blended under federal law or regulation in such a manner that causes the overall federal contribution to diminish when compared to separate, non-blended federal contributions.

Florida Health Choices Program

The bill revises s. 408.910, F.S., to recognize the role the corporation will play in the FHI marketplace. The bill makes the necessary changes to authorize the corporation to offer the products and services to the newly eligible population under the FHI.

Definitions are added to include the "Florida Health Insurance Affordability Exchange Program" or "FHI" and to include the potential availability of Medicaid managed care plans under the existing definition of "Insurer." A definition for the "Patient Protection and Affordable Care Act" or "Affordable Care Act" is also added.

In the list of services to individual participants that the corporation currently provides, two new services have been added:

- Health benefits coverage information about health insurance plans compliant with the Affordable Care Act; and
- Consumer assistance and enrollment services for the FHIX.

The bill includes a modification that recognizes that not all enrollees may have the option of payroll deduction. The bill clarifies that surcharges may not be assessed on products or services sold on the FHIX marketplace. A separate reference to the FHIX marketplace has been created within the statute from the existing Florida Health Choices marketplace to distinguish the process, enrollment periods, and differing limits.

Authority has been granted to the corporation to collect contributions from third parties and governmental entities, to administer the FHIX program, and to coordinate with the AHCA, the DCF and FHKC on the transition plan for FHIX and any subsequent transition activities. Participation in the FHIX marketplace may begin at any time and is not limited to an open enrollment period.

Section 24 amends 409.904, F.S., to provide that, effective October 1, 2015, persons eligible under the Medically Needy program will be limited to children under the age of 21 and pregnant women. Under the bill, the Medically Needy program will end on October 1, 2019.

Sections 25 and 26 pertain to the Florida Healthy Kids Corporation and are effective upon the bill becoming law.

The bill revises s. 624.91, F.S., the “William G. ‘Doc’ Myers Healthy Kids Corporation Act.” Obsolete language is deleted throughout the act.

Healthy Kids’ authorizations, duties, and powers are amended to include:

- Collect premiums for the Florida Health Insurance Affordability Exchange program;
- Contract with other insurance affordability programs and FHIX to provide customer service other enrollment-focused services;
- Develop performance metrics annually for administrative functions, contracting with vendors, customer service, enrollee education, financial services, and program integrity; and
- Modify the health plan medical loss ratio to include dental and include calculations consistent with federal regulation.

Under the bill, effective July 1, 2016, health and dental services contracts of Healthy Kids must transition to the FHIX marketplace. Qualifying plans may enroll as vendors on FHIX to maintain continuity of care for Healthy Kids’ participants.

Quarterly full-pay enrollment and utilization comparison information is required to be provided online. Current law does not specify how the information may be provided.

The board of directors is re-configured with the chair being an appointee designated by the Governor and composed of 12 other members appointed by the Governor and confirmed by the Senate for three-year terms. The board members serve at the pleasure of the Governor. Those

members who are serving as of the effective date of this act may remain on the board until January 1, 2016.

Healthy Kids is also directed to confer with the AHCA, the DCF, and the corporation to develop transition plans for FHIX.

The Operating Fund of the Florida Healthy Kids Corporation has never been separately funded. Under the bill, the Operating Fund is repealed effective upon the bill becoming law.

Section 27 creates an undesignated section of law that directs the Division of Law Revision and Information to replace the phrase “the effective date of this act” wherever it occurs in the bill with the date the act becomes law.

Section 28 provides that the bill has an effective date of July 1, 2015, except as otherwise provided in the bill.

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:

SB 2512 may provide cost savings to Floridians and stimulate economic growth. The following two organizations have published estimates:

- The Florida Chamber of Commerce estimates that Florida’s families and business pay \$1.4 billion in hidden health care taxes to cover the costs of the uninsured.¹⁰⁸ As an example, the Chamber has estimated that every insured Floridian pays about \$2,000 for every hospital stay to cover the cost of the uninsured.¹⁰⁹

¹⁰⁸ Florida Chamber of Commerce, *Smarter Healthcare Coverage in Florida*, p.3, <http://www.flchamber.com/wp-content/uploads/FL-Chamber-Plan-for-Smarter-Healthcare-Coverage.pdf> (last visited Mar. 8, 2015).

¹⁰⁹ Id.

- The Florida Hospital Association (FHA) has also conducted research on the impact of extending health insurance coverage to this population. By covering 1 million or more Floridians, the FHA has projected 121,000 new jobs, savings of more than \$2.5 billion in state general revenue, and \$541 million a year in local government revenue.¹¹⁰

The Affordable Care Act imposes an employer mandate effective in 2015 for businesses that employ 100 or more people. Those employers must provide affordable health insurance coverage or face penalties of \$2,000 or \$3,000 per person. This may also have an impact on Florida's economy if additional options are not available and more individuals are not covered.¹¹¹

C. Government Sector Impact:

The proposed Senate General Appropriations Bill for Fiscal Year 2015-2016, SB 2500, contains:

- An appropriation of \$8,938,589 from the General Revenue Fund, \$849,077,555 from the Grants and Donations Trust Fund, and \$1,309,952,189 from the Medical Care Trust Fund for the Low-Income Pool, for which the Agency for Health Care Administration is authorized to seek a federal Medicaid waiver under the bill.
- An appropriation of \$500,000 from the General Revenue Fund and \$766,143 from the Medical Care Trust Fund for the Graduate Medical Education Startup Bonus Program created under the bill.
- Appropriations to the Agency for Health Care Administration totaling \$8,741,162 from the General Revenue Fund and \$2,808,431,291 from the Medical Care Trust Fund for implementation of the Florida Health Insurance Affordability Exchange Program (FHIX) created under the bill.
- Appropriations to the Department of Children and Families totaling \$912,292 from the General Revenue Fund and \$3,306,265 from the Federal Grants Trust Fund and 60 full-time equivalent positions, for implementation of the FHIX program.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 395.602, 408.07, 408.910, 409.904, 409.908, 409.909, 409.911, 409.983, and 624.91.

¹¹⁰ Florida Hospital Association, *A Healthy Florida Works*, <http://ahealthyfloridaworks.com/v6/wp-content/uploads/2014/10/AHealthyFloridaIGv10.pdf> (last visited Mar. 8, 2015).

¹¹¹ Id.

This bill creates the following sections of the Florida Statutes: 409.720 through 409.731.

This bill repeals the following sections of the Florida Statutes: 408.70, 409.97, and 624.915.

IX. Additional Information:

A. Committee Substitute – Statement of 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.; revising the term "rural hospital"; amending s.
 4 409.908, F.S.; deleting provisions that authorized the
 5 agency to receive funds from certain state entities,
 6 local governments, and other political subdivisions
 7 for a specific purpose; providing that the Agency for
 8 Health Care Administration is authorized to receive
 9 intergovernmental transfers of funds from governmental
 10 entities for specified purposes; requiring the agency
 11 to seek Medicaid waiver authority for the use of local
 12 intergovernmental transfers under certain parameters;
 13 revising the list of provider types that are subject
 14 to certain statutory provisions relating to the
 15 establishment of rates; amending s. 409.909, F.S.;
 16 revising definitions; altering the annual allocation
 17 cap for hospitals participating in the Statewide
 18 Medicaid Residency Program; creating the Graduate
 19 Medical Education Startup Bonus Program; providing
 20 allocations for the program; amending s. 409.911,
 21 F.S.; updating references to data used for calculating
 22 disproportionate share program payments to certain
 23 hospitals for the 2015-2016 fiscal year; repealing s.
 24 409.97, F.S., relating to state and local Medicaid
 25 partnerships; amending s. 409.983, F.S.; providing
 26 parameters for the reconciliation of managed care plan
 27 payments in the long-term care managed care program;
 28 amending s. 408.07, F.S.; conforming a cross-
 29 reference; creating s. 409.720, F.S.; providing a

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30 short title; creating s. 409.721, F.S.; creating the
 31 Florida Health Insurance Affordability Exchange
 32 Program or FHIIX in the Agency for Health Care
 33 Administration; providing program authority and
 34 principles; creating s. 409.722, F.S.; defining terms;
 35 creating s. 409.723, F.S.; providing eligibility and
 36 enrollment criteria; providing patient rights and
 37 responsibilities; providing premium levels; creating
 38 s. 409.724, F.S.; providing for premium credits and
 39 choice counseling; establishing an education campaign;
 40 providing for customer support and disenrollment;
 41 creating s. 409.725, F.S.; providing for available
 42 products and services; creating s. 409.726, F.S.;
 43 providing for program accountability; creating s.
 44 409.727, F.S.; providing an implementation schedule;
 45 creating s. 409.728, F.S.; providing program operation
 46 and management duties; creating s. 409.729, F.S.;
 47 providing for the development of a long-term
 48 reorganization plan and the formation of the FHIIX
 49 Workgroup; creating s. 409.730, F.S.; authorizing the
 50 agency to seek federal approval; creating s. 409.731,
 51 F.S.; providing for program expiration; repealing s.
 52 408.70, F.S., relating to legislative findings
 53 regarding access to affordable health care; amending
 54 s. 408.910, F.S.; revising legislative intent;
 55 redefining terms; revising the scope of the Florida
 56 Health Choices Program and the pricing of services
 57 under the program; providing requirements for
 58 operation of the marketplace; providing additional

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59 duties for the corporation to perform; requiring an
 60 annual report to the Governor and the Legislature;
 61 amending s. 409.904, F.S.; establishing a date when
 62 new enrollment in the Medically Needy program is
 63 suspended; providing an expiration date for the
 64 program; amending s. 624.91, F.S.; revising
 65 eligibility requirements for state-funded assistance;
 66 revising the duties and powers of the Florida Healthy
 67 Kids Corporation; revising provisions for the
 68 appointment of members of the board of the Florida
 69 Healthy Kids Corporation; requiring transition plans;
 70 repealing s. 624.915, F.S., relating to the operating
 71 fund of the Florida Healthy Kids Corporation;
 72 providing effective dates.

73
 74 Be It Enacted by the Legislature of the State of Florida:

75
 76 Section 1. Paragraph (e) of subsection (2) of section
 77 395.602, Florida Statutes, is amended to read:

78 395.602 Rural hospitals.—

79 (2) DEFINITIONS.—As used in this part, the term:

80 (e) "Rural hospital" means an acute care hospital licensed
 81 under this chapter, having 100 or fewer licensed beds and an
 82 emergency room, which is:

83 1. The sole provider within a county with a population
 84 density of up to 100 persons per square mile;

85 2. An acute care hospital, in a county with a population
 86 density of up to 100 persons per square mile, which is at least
 87 30 minutes of travel time, on normally traveled roads under

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88 normal traffic conditions, from any other acute care hospital
 89 within the same county;

90 3. A hospital supported by a tax district or subdistrict
 91 whose boundaries encompass a population of up to 100 persons per
 92 square mile;

93 ~~4. A hospital classified as a sole community hospital under~~
 94 ~~42 C.F.R. s. 412.92 which has up to 340 licensed beds;~~

95 4.5. A hospital with a service area that has a population
 96 of up to 100 persons per square mile. As used in this
 97 subparagraph, the term "service area" means the fewest number of
 98 zip codes that account for 75 percent of the hospital's
 99 discharges for the most recent 5-year period, based on
 100 information available from the hospital inpatient discharge
 101 database in the Florida Center for Health Information and Policy
 102 Analysis at the agency; or

103 ~~5.6.~~ A hospital designated as a critical access hospital,
 104 as defined in s. 408.07.

105
 106 Population densities used in this paragraph must be based upon
 107 the most recently completed United States census. A hospital
 108 that received funds under s. 409.9116 for a quarter beginning no
 109 later than July 1, 2002, is deemed to have been and shall
 110 continue to be a rural hospital from that date through June 30,
 111 2021 ~~2015~~, if the hospital continues to have up to 100 licensed
 112 beds and an emergency room. An acute care hospital that has not
 113 previously been designated as a rural hospital and that meets
 114 the criteria of this paragraph shall be granted such designation
 115 upon application, including supporting documentation, to the
 116 agency. A hospital that was licensed as a rural hospital during

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117 the 2010-2011 or 2011-2012 fiscal year shall continue to be a
 118 rural hospital from the date of designation through June 30,
 119 2021 ~~2015~~, if the hospital continues to have up to 100 licensed
 120 beds and an emergency room.

121 Section 2. Effective upon this act becoming a law,
 122 subsection (1) of section 409.908, Florida Statutes, is amended
 123 to read:

124 409.908 Reimbursement of Medicaid providers.—Subject to
 125 specific appropriations, the agency shall reimburse Medicaid
 126 providers, in accordance with state and federal law, according
 127 to methodologies set forth in the rules of the agency and in
 128 policy manuals and handbooks incorporated by reference therein.
 129 These methodologies may include fee schedules, reimbursement
 130 methods based on cost reporting, negotiated fees, competitive
 131 bidding pursuant to s. 287.057, and other mechanisms the agency
 132 considers efficient and effective for purchasing services or
 133 goods on behalf of recipients. If a provider is reimbursed based
 134 on cost reporting and submits a cost report late and that cost
 135 report would have been used to set a lower reimbursement rate
 136 for a rate semester, then the provider's rate for that semester
 137 shall be retroactively calculated using the new cost report, and
 138 full payment at the recalculated rate shall be effected
 139 retroactively. Medicare-granted extensions for filing cost
 140 reports, if applicable, shall also apply to Medicaid cost
 141 reports. Payment for Medicaid compensable services made on
 142 behalf of Medicaid eligible persons is subject to the
 143 availability of moneys and any limitations or directions
 144 provided for in the General Appropriations Act or chapter 216.
 145 Further, nothing in this section shall be construed to prevent

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146 or limit the agency from adjusting fees, reimbursement rates,
 147 lengths of stay, number of visits, or number of services, or
 148 making any other adjustments necessary to comply with the
 149 availability of moneys and any limitations or directions
 150 provided for in the General Appropriations Act, provided the
 151 adjustment is consistent with legislative intent.

152 (1) Reimbursement to hospitals licensed under part I of
 153 chapter 395 must be made prospectively or on the basis of
 154 negotiation.

155 (a) Reimbursement for inpatient care is limited as provided
 156 in s. 409.905(5), except as otherwise provided in this
 157 subsection.

158 1. If authorized by the General Appropriations Act, the
 159 agency may modify reimbursement for specific types of services
 160 or diagnoses, recipient ages, and hospital provider types.

161 2. The agency may establish an alternative methodology to
 162 the DRG-based prospective payment system to set reimbursement
 163 rates for:

164 a. State-owned psychiatric hospitals.

165 b. Newborn hearing screening services.

166 c. Transplant services for which the agency has established
 167 a global fee.

168 d. Recipients who have tuberculosis that is resistant to
 169 therapy who are in need of long-term, hospital-based treatment
 170 pursuant to s. 392.62.

171 3. The agency shall modify reimbursement according to other
 172 methodologies recognized in the General Appropriations Act.

173
 174 ~~The agency may receive funds from state entities, including, but~~

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175 ~~not limited to, the Department of Health, local governments, and~~
 176 ~~other local political subdivisions, for the purpose of making~~
 177 ~~special exception payments, including federal matching funds,~~
 178 ~~through the Medicaid inpatient reimbursement methodologies.~~
 179 ~~Funds received for this purpose shall be separately accounted~~
 180 ~~for and may not be commingled with other state or local funds in~~
 181 ~~any manner. The agency may certify all local governmental funds~~
 182 ~~used as state match under Title XIX of the Social Security Act,~~
 183 ~~to the extent and in the manner authorized under the General~~
 184 ~~Appropriations Act and pursuant to an agreement between the~~
 185 ~~agency and the local governmental entity. In order for the~~
 186 ~~agency to certify such local governmental funds, a local~~
 187 ~~governmental entity must submit a final, executed letter of~~
 188 ~~agreement to the agency, which must be received by October 1 of~~
 189 ~~each fiscal year and provide the total amount of local~~
 190 ~~governmental funds authorized by the entity for that fiscal year~~
 191 ~~under this paragraph, paragraph (b), or the General~~
 192 ~~Appropriations Act. The local governmental entity shall use a~~
 193 ~~certification form prescribed by the agency. At a minimum, the~~
 194 ~~certification form must identify the amount being certified and~~
 195 ~~describe the relationship between the certifying local~~
 196 ~~governmental entity and the local health care provider. The~~
 197 ~~agency shall prepare an annual statement of impact which~~
 198 ~~documents the specific activities undertaken during the previous~~
 199 ~~fiscal year pursuant to this paragraph, to be submitted to the~~
 200 ~~Legislature annually by January 1.~~

201 (b) Reimbursement for hospital outpatient care is limited
 202 to \$1,500 per state fiscal year per recipient, except for:

203 1. Such care provided to a Medicaid recipient under age 21,

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204 in which case the only limitation is medical necessity.

205 2. Renal dialysis services.

206 3. Other exceptions made by the agency.

207
 208 ~~The agency is authorized to receive funds from state entities,~~
 209 ~~including, but not limited to, the Department of Health, the~~
 210 ~~Board of Governors of the State University System, local~~
 211 ~~governments, and other local political subdivisions, for the~~
 212 ~~purpose of making payments, including federal matching funds,~~
 213 ~~through the Medicaid outpatient reimbursement methodologies.~~
 214 ~~Funds received from state entities and local governments for~~
 215 ~~this purpose shall be separately accounted for and shall not be~~
 216 ~~commingled with other state or local funds in any manner.~~

217 (c)1. The agency may receive intergovernmental transfers of
 218 funds from governmental entities, including, but not limited to,
 219 the Department of Health, local governments, and other local
 220 political subdivisions, for the purpose of making special
 221 exception payments or to enhance provider reimbursement,
 222 including federal matching funds, through the Medicaid inpatient
 223 or outpatient reimbursement methodologies. Funds received by
 224 intergovernmental transfer for these purposes shall be
 225 separately accounted for and may not be commingled with other
 226 state or local funds in any manner. The agency may certify all
 227 local intergovernmental transfers used as state match under
 228 Title XIX of the Social Security Act to the extent and in the
 229 manner authorized under the General Appropriations Act and
 230 pursuant to an agreement between the agency and the local
 231 governmental entity. In order for the agency to certify such
 232 local intergovernmental transfers, a local governmental entity

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233 must submit a final, executed letter of agreement to the agency
 234 which must be received by October 1 of each fiscal year and
 235 provide the total amount of intergovernmental transfers
 236 authorized by the entity for that fiscal year under this
 237 paragraph or the General Appropriations Act. The local
 238 governmental entity shall use a certification form prescribed by
 239 the agency. At a minimum, the certification form must identify
 240 the amount being certified.

241 2. The agency shall seek Medicaid waiver authority to use
 242 local intergovernmental transfers for the advancement of the
 243 Medicaid program and for enhancing or supplementing provider
 244 reimbursement under this part and part IV in ways that incent
 245 donations of local intergovernmental transfers and prevent
 246 providers from being penalized in the calculations of Medicaid
 247 cost limits by virtue of having donated intergovernmental
 248 transfers under waiver authority granted under this paragraph.
 249 The agency shall prepare an annual statement of impact which
 250 documents the specific activities undertaken during the previous
 251 fiscal year pursuant to this paragraph, to be submitted to the
 252 Legislature annually by January 1.

253 (d)(e) Hospitals that provide services to a
 254 disproportionate share of low-income Medicaid recipients, or
 255 that participate in the regional perinatal intensive care center
 256 program under chapter 383, or that participate in the statutory
 257 teaching hospital disproportionate share program may receive
 258 additional reimbursement. The total amount of payment for
 259 disproportionate share hospitals shall be fixed by the General
 260 Appropriations Act. The computation of these payments must be
 261 made in compliance with all federal regulations and the

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262 methodologies described in ss. 409.911 and 409.9113.

263 ~~(e)(d)~~ The agency is authorized to limit inflationary
 264 increases for outpatient hospital services as directed by the
 265 General Appropriations Act.

266 Section 3. Paragraph (c) of subsection (23) of section
 267 409.908, Florida Statutes, is amended to read:

268 409.908 Reimbursement of Medicaid providers.—Subject to
 269 specific appropriations, the agency shall reimburse Medicaid
 270 providers, in accordance with state and federal law, according
 271 to methodologies set forth in the rules of the agency and in
 272 policy manuals and handbooks incorporated by reference therein.
 273 These methodologies may include fee schedules, reimbursement
 274 methods based on cost reporting, negotiated fees, competitive
 275 bidding pursuant to s. 287.057, and other mechanisms the agency
 276 considers efficient and effective for purchasing services or
 277 goods on behalf of recipients. If a provider is reimbursed based
 278 on cost reporting and submits a cost report late and that cost
 279 report would have been used to set a lower reimbursement rate
 280 for a rate semester, then the provider's rate for that semester
 281 shall be retroactively calculated using the new cost report, and
 282 full payment at the recalculated rate shall be effected
 283 retroactively. Medicare-granted extensions for filing cost
 284 reports, if applicable, shall also apply to Medicaid cost
 285 reports. Payment for Medicaid compensable services made on
 286 behalf of Medicaid eligible persons is subject to the
 287 availability of moneys and any limitations or directions
 288 provided for in the General Appropriations Act or chapter 216.
 289 Further, nothing in this section shall be construed to prevent
 290 or limit the agency from adjusting fees, reimbursement rates,

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291 lengths of stay, number of visits, or number of services, or
 292 making any other adjustments necessary to comply with the
 293 availability of moneys and any limitations or directions
 294 provided for in the General Appropriations Act, provided the
 295 adjustment is consistent with legislative intent.

296 (23)

297 (c) This subsection applies to the following provider
 298 types:

- 299 1. Inpatient hospitals.
- 300 2. Outpatient hospitals.
- 301 3. Nursing homes.
- 302 4. County health departments.

303 ~~5. Community intermediate care facilities for the~~
 304 ~~developmentally disabled.~~

305 ~~5.6.~~ Prepaid health plans.

306 Section 4. Section 409.909, Florida Statutes, is amended to
 307 read:

308 409.909 Statewide Medicaid Residency Program.—

309 (1) The Statewide Medicaid Residency Program is established
 310 to improve the quality of care and access to care for Medicaid
 311 recipients, expand graduate medical education on an equitable
 312 basis, and increase the supply of highly trained physicians
 313 statewide. The agency shall make payments to hospitals licensed
 314 under part I of chapter 395 for graduate medical education
 315 associated with the Medicaid program. This system of payments is
 316 designed to generate federal matching funds under Medicaid and
 317 distribute the resulting funds to participating hospitals on a
 318 quarterly basis in each fiscal year for which an appropriation
 319 is made.

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320 (2) On or before September 15 of each year, the agency
 321 shall calculate an allocation fraction to be used for
 322 distributing funds to participating hospitals. On or before the
 323 final business day of each quarter of a state fiscal year, the
 324 agency shall distribute to each participating hospital one-
 325 fourth of that hospital's annual allocation calculated under
 326 subsection (4). The allocation fraction for each participating
 327 hospital is based on the hospital's number of full-time
 328 equivalent residents and the amount of its Medicaid payments. As
 329 used in this section, the term:

330 (a) "Full-time equivalent," or "FTE," means a resident who
 331 is in his or her residency period, with the initial residency
 332 period, ~~which is~~ defined as the minimum number of years of
 333 training required before the resident may become eligible for
 334 board certification by the American Osteopathic Association
 335 Bureau of Osteopathic Specialists or the American Board of
 336 Medical Specialties in the specialty in which he or she first
 337 began training, not to exceed 5 years. The residency specialty
 338 is defined as reported using the current resident code in the
 339 Intern and Resident Information System (IRIS), required by
 340 Medicare. A resident training beyond the initial residency
 341 period is counted as 0.5 FTE, unless his or her chosen specialty
 342 is in ~~general surgery or~~ primary care, in which case the
 343 resident is counted as 1.0 FTE. For the purposes of this
 344 section, primary care specialties include:

- 345 1. Family medicine;
- 346 2. General internal medicine;
- 347 3. General pediatrics;
- 348 4. Preventive medicine;

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- 349 5. Geriatric medicine;
 350 6. Osteopathic general practice;
 351 7. Obstetrics and gynecology; ~~and~~
 352 8. Emergency medicine; and
 353 9. General surgery.

354 (b) "Medicaid payments" means the estimated total payments
 355 for reimbursing a hospital for direct inpatient services for the
 356 fiscal year in which the allocation fraction is calculated based
 357 on the hospital inpatient appropriation and the parameters for
 358 the inpatient diagnosis-related group base rate, including
 359 applicable intergovernmental transfers, specified in the General
 360 Appropriations Act, as determined by the agency.

361 (c) "Resident" means a medical intern, fellow, or resident
 362 enrolled in a program accredited by the Accreditation Council
 363 for Graduate Medical Education, the American Association of
 364 Colleges of Osteopathic Medicine, or the American Osteopathic
 365 Association at the beginning of the state fiscal year during
 366 which the allocation fraction is calculated, as reported by the
 367 hospital to the agency.

368 (3) The agency shall use the following formula to calculate
 369 a participating hospital's allocation fraction:

$$370 \text{ HAF} = [0.9 \times (\text{HFTE}/\text{TFTE})] + [0.1 \times (\text{HMP}/\text{TMP})]$$

371 Where:

372 HAF=A hospital's allocation fraction.

373 HFTE=A hospital's total number of FTE residents.

374 TFTE=The total FTE residents for all participating
 375 hospitals.

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378 HMP=A hospital's Medicaid payments.
 379 TMP=The total Medicaid payments for all participating
 380 hospitals.

381
 382 (4) A hospital's annual allocation shall be calculated by
 383 multiplying the funds appropriated for the Statewide Medicaid
 384 Residency Program in the General Appropriations Act by that
 385 hospital's allocation fraction. If the calculation results in an
 386 annual allocation that exceeds 2 times the average \$50,000 per
 387 FTE resident amount for all hospitals, the hospital's annual
 388 allocation shall be reduced to a sum equaling no more than 2
 389 times the average \$50,000 per FTE resident. The funds calculated
 390 for that hospital in excess of 2 times the average \$50,000 per
 391 FTE resident amount for all hospitals shall be redistributed to
 392 participating hospitals whose annual allocation does not exceed
 393 2 times the average \$50,000 per FTE resident amount for all
 394 hospitals, using the same methodology and payment schedule
 395 specified in this section.

396 (5) Graduate Medical Education Startup Bonus Program—
 397 Hospitals eligible for participation in subsection (1) are
 398 eligible to participate in the graduate medical education
 399 startup bonus program established under this subsection.
 400 Notwithstanding subsection (4) or an FTE's residency period, and
 401 in any state fiscal year in which funds are appropriated for the
 402 startup bonus program, the agency shall allocate a \$100,000
 403 startup bonus for each newly created resident position that is
 404 authorized by the Accreditation Council for Graduate Medical
 405 Education or Osteopathic Postdoctoral Training Institution in an
 406 initial or established accredited training program that is in a

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407 physician specialty in statewide supply/demand deficit. In any
 408 year in which funding is not sufficient to provide \$100,000 for
 409 each newly created resident position, funding shall be reduced
 410 pro rata across all newly created resident positions in
 411 physician specialties in statewide supply/demand deficit.

412 (a) Hospitals applying for a startup bonus must submit to
 413 the agency by March 1 their Accreditation Council for Graduate
 414 Medical Education or Osteopathic Postdoctoral Training
 415 Institution approval validating the new resident positions
 416 approved in physician specialties in statewide supply/demand
 417 deficit in the current fiscal year. An applicant hospital may
 418 validate a change in the number of residents by comparing the
 419 prior period Accreditation Council for Graduate Medical
 420 Education or Osteopathic Postdoctoral Training Institution
 421 approval to the current year.

422 (b) Any unobligated startup bonus funds on April 15 of each
 423 fiscal year shall be proportionally allocated to hospitals
 424 participating under subsection (3) for existing FTE residents in
 425 the physician specialties in statewide supply/demand deficit.
 426 This nonrecurring allocation shall be in addition to the funds
 427 allocated in subsection (4). Notwithstanding subsection (4), the
 428 allocation under this subsection shall not exceed \$100,000 per
 429 FTE resident.

430 (c) For purposes of this subsection, physician specialties
 431 and subspecialties, both adult and pediatric, in statewide
 432 supply/demand deficit are those identified in the General
 433 Appropriations Act.

434 (d) The agency shall distribute all funds authorized under
 435 the Graduate Medical Education Startup Bonus program on or

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436 before the final business day of the fourth quarter of a state
 437 fiscal year.

438 ~~(6)(5)~~ Beginning in the 2015-2016 state fiscal year, the
 439 agency shall reconcile each participating hospital's total
 440 number of FTE residents calculated for the state fiscal year 2
 441 years prior with its most recently available Medicare cost
 442 reports covering the same time period. Reconciled FTE counts
 443 shall be prorated according to the portion of the state fiscal
 444 year covered by a Medicare cost report. Using the same
 445 definitions, methodology, and payment schedule specified in this
 446 section, the reconciliation shall apply any differences in
 447 annual allocations calculated under subsection (4) to the
 448 current year's annual allocations.

449 ~~(7)(6)~~ The agency may adopt rules to administer this
 450 section.

451 Section 5. Paragraph (a) of subsection (2) of section
 452 409.911, Florida Statutes, is amended to read:

453 409.911 Disproportionate share program.—Subject to specific
 454 allocations established within the General Appropriations Act
 455 and any limitations established pursuant to chapter 216, the
 456 agency shall distribute, pursuant to this section, moneys to
 457 hospitals providing a disproportionate share of Medicaid or
 458 charity care services by making quarterly Medicaid payments as
 459 required. Notwithstanding the provisions of s. 409.915, counties
 460 are exempt from contributing toward the cost of this special
 461 reimbursement for hospitals serving a disproportionate share of
 462 low-income patients.

463 (2) The Agency for Health Care Administration shall use the
 464 following actual audited data to determine the Medicaid days and

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465 charity care to be used in calculating the disproportionate
466 share payment:

467 (a) The average of the ~~2005, 2006, and 2007~~, 2008, and 2009
468 audited disproportionate share data to determine each hospital's
469 Medicaid days and charity care for the ~~2015-2016~~ 2014-2015 state
470 fiscal year.

471 Section 6. Section 409.97, Florida Statutes, is repealed.

472 Section 7. Subsection (6) of section 409.983, Florida
473 Statutes, is amended to read:

474 409.983 Long-term care managed care plan payment.—In
475 addition to the payment provisions of s. 409.968, the agency
476 shall provide payment to plans in the long-term care managed
477 care program pursuant to this section.

478 (6) The agency shall establish nursing-facility-specific
479 payment rates for each licensed nursing home based on facility
480 costs adjusted for inflation and other factors as authorized in
481 the General Appropriations Act. Payments to long-term care
482 managed care plans shall be reconciled to reimburse actual
483 payments to nursing facilities resulting from changes in nursing
484 home per diem rates but may not be reconciled to actual days
485 experienced by the long-term care managed care plans.

486 Section 8. Subsection (43) of section 408.07, Florida
487 Statutes, is amended to read:

488 408.07 Definitions.—As used in this chapter, with the
489 exception of ss. 408.031-408.045, the term:

490 (43) "Rural hospital" means an acute care hospital licensed
491 under chapter 395, having 100 or fewer licensed beds and an
492 emergency room, and which is:

493 (a) The sole provider within a county with a population

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494 density of no greater than 100 persons per square mile;

495 (b) An acute care hospital, in a county with a population
496 density of no greater than 100 persons per square mile, which is
497 at least 30 minutes of travel time, on normally traveled roads
498 under normal traffic conditions, from another acute care
499 hospital within the same county;

500 (c) A hospital supported by a tax district or subdistrict
501 whose boundaries encompass a population of 100 persons or fewer
502 per square mile;

503 (d) A hospital with a service area that has a population of
504 100 persons or fewer per square mile. As used in this paragraph,
505 the term "service area" means the fewest number of zip codes
506 that account for 75 percent of the hospital's discharges for the
507 most recent 5-year period, based on information available from
508 the hospital inpatient discharge database in the Florida Center
509 for Health Information and Policy Analysis at the Agency for
510 Health Care Administration; or

511 (e) A critical access hospital.

512
513 Population densities used in this subsection must be based upon
514 the most recently completed United States census. A hospital
515 that received funds under s. 409.9116 for a quarter beginning no
516 later than July 1, 2002, is deemed to have been and shall
517 continue to be a rural hospital from that date through June 30,
518 2015, if the hospital continues to have 100 or fewer licensed
519 beds and an emergency room, ~~or meets the criteria of s.~~
520 ~~395.602(2)(c)~~ 4. An acute care hospital that has not previously
521 been designated as a rural hospital and that meets the criteria
522 of this subsection shall be granted such designation upon

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523 application, including supporting documentation, to the Agency
524 for Health Care Administration.

525 Section 9. Effective upon this act becoming a law, the
526 Division of Law Revision and Information is directed to rename
527 part II of chapter 409, Florida Statutes, as "Insurance
528 Affordability Programs" and to incorporate ss. 409.720-409.731,
529 Florida Statutes, under this part.

530 Section 10. Effective upon this act becoming a law, section
531 409.720, Florida Statutes, is created to read:

532 409.720 Short title.—Sections 409.720-409.731 may be cited
533 as the "Florida Health Insurance Affordability Exchange Program"
534 or "FHIX."

535 Section 11. Effective upon this act becoming a law, section
536 409.721, Florida Statutes, is created to read:

537 409.721 Program authority.—The Florida Health Insurance
538 Affordability Exchange Program, or FHIX, is created in the
539 agency to assist Floridians in purchasing health benefits
540 coverage and gaining access to health services. The products and
541 services offered by FHIX are based on the following principles:

542 (1) FAIR VALUE.—Financial assistance will be rationally
543 allocated regardless of differences in categorical eligibility.

544 (2) CONSUMER CHOICE.—Participants will be offered
545 meaningful choices in the way they can redeem the value of the
546 available assistance.

547 (3) SIMPLICITY.—Obtaining assistance will be consumer-
548 friendly, and customer support will be available when needed.

549 (4) PORTABILITY.—Participants can continue to access the
550 services and products of FHIX despite changes in their
551 circumstances.

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552 (5) PROMOTES EMPLOYMENT.—Assistance will be offered in a
553 way that incentivizes employment.

554 (6) CONSUMER EMPOWERMENT.—Assistance will be offered in a
555 manner that maximizes individual control over available
556 resources.

557 (7) RISK ADJUSTMENT.—The amount of assistance will reflect
558 participants' medical risk.

559 Section 12. Effective upon this act becoming a law, section
560 409.722, Florida Statutes, is created to read:

561 409.722 Definitions.—As used in ss. 409.720-409.731, the
562 term:

563 (1) "Agency" means the Agency for Health Care
564 Administration.

565 (2) "Applicant" means an individual who applies for
566 determination of eligibility for health benefits coverage under
567 this part.

568 (3) "Corporation" means Florida Health Choices, Inc., as
569 established under s. 408.910.

570 (4) "Enrollee" means an individual who has been determined
571 eligible for and is receiving health benefits coverage under
572 this part.

573 (5) "FHIX marketplace" or "marketplace" means the single,
574 centralized market established under s. 408.910 which
575 facilitates health benefits coverage.

576 (6) "Florida Health Insurance Affordability Exchange
577 Program" or "FHIX" means the program created under ss. 409.720-
578 409.731.

579 (7) "Florida Healthy Kids Corporation" means the entity
580 created under s. 624.91.

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581 (8) "Florida Kidcare program" or "Kidcare program" means
 582 the health benefits coverage administered through ss. 409.810-
 583 409.821.

584 (9) "Health benefits coverage" means the payment of
 585 benefits for covered health care services or the availability,
 586 directly or through arrangements with other persons, of covered
 587 health care services on a prepaid per capita basis or on a
 588 prepaid aggregate fixed-sum basis.

589 (10) "Inactive status" means the enrollment status of a
 590 participant previously enrolled in health benefits coverage
 591 through the FHI marketplace who lost coverage through the
 592 marketplace for non-payment, but maintains access to his or her
 593 balance in a health savings account or health reimbursement
 594 account.

595 (11) "Medicaid" means the medical assistance program
 596 authorized by Title XIX of the Social Security Act, and
 597 regulations thereunder, and part III and part IV of this
 598 chapter, as administered in this state by the agency.

599 (12) "Modified adjusted gross income" means the
 600 individual's or household's annual adjusted gross income as
 601 defined in s. 36B(d)(2) of the Internal Revenue Code of 1986 and
 602 which is used to determine eligibility for FHI.

603 (13) "Patient Protection and Affordable Care Act" or
 604 "Affordable Care Act" means Pub. L. No. 111-148, as further
 605 amended by the Health Care and Education Reconciliation Act of
 606 2010, Pub. L. No. 111-152, and any amendments to, and
 607 regulations or guidance under, those acts.

608 (14) "Premium credit" means the monthly amount paid by the
 609 agency per enrollee in the Florida Health Insurance

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610 Affordability Exchange Program toward health benefits coverage.

611 (15) "Qualified alien" means an alien as defined in 8
 612 U.S.C. s. 1641(b) or (c).

613 (16) "Resident" means a United States citizen or qualified
 614 alien who is domiciled in this state.

615 Section 13. Effective upon this act becoming a law, section
 616 409.723, Florida Statutes, is created to read:

617 409.723 Participation.—

618 (1) ELIGIBILITY.—In order to participate in FHI, an
 619 individual must be a resident and must meet the following
 620 requirements, as applicable:

621 (a) Qualify as a newly eligible enrollee, who must be an
 622 individual as described in s. 1902(a)(10)(A)(i)(VIII) of the
 623 Social Security Act or s. 2001 of the Affordable Care Act and as
 624 may be further defined by federal regulation.

625 (b) Meet and maintain the responsibilities under subsection
 626 (4).

627 (c) Qualify as a participant in the Florida Healthy Kids
 628 program under s. 624.91, subject to the implementation of Phase
 629 Three under s. 409.727.

630 (2) ENROLLMENT.—To enroll in FHI, an applicant must submit
 631 an application to the department for an eligibility
 632 determination.

633 (a) Applications may be submitted by mail, fax, online, or
 634 any other method permitted by law or regulation.

635 (b) The department is responsible for any eligibility
 636 correspondence and status updates to the participant and other
 637 agencies.

638 (c) The department shall review a participant's eligibility

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639 every 12 months.640 (d) An application or renewal is deemed complete when the
641 participant has met all the requirements under subsection (4).642 (3) PARTICIPANT RIGHTS.—A participant has all of the
643 following rights:644 (a) Access to the FHI marketplace to select the scope,
645 amount, and type of health care coverage and other services to
646 purchase.647 (b) Continuity and portability of coverage to avoid
648 disruption of coverage and other health care services when the
649 participant's economic circumstances change.650 (c) Retention of applicable unspent credits in the
651 participant's health savings or health reimbursement account
652 following a change in the participant's eligibility status.
653 Credits are valid for an inactive status participant for up to 5
654 years after the participant first enters an inactive status.655 (d) Ability to select more than one product or plan on the
656 FHI marketplace.657 (e) Choice of at least two health benefits products that
658 meet the requirements of the Affordable Care Act.659 (4) PARTICIPANT RESPONSIBILITIES.—A participant has all of
660 the following responsibilities:661 (a) Complete an initial application for health benefits
662 coverage and an annual renewal process;663 (b) Annually provide evidence of participation in one of
664 the following activities at the levels required under paragraph665 (c):666 1. Proof of employment.667 2. On-the-job training or job placement activities.

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668 3. Pursuit of educational opportunities.669 (c) Engage in the activities required under paragraph (b)
670 at the following minimum levels:671 1. For a parent of a child younger than 18 years of age, a
672 minimum of 20 hours weekly.673 2. For a childless adult, a minimum of 30 hours weekly.
674675 A participant who is a disabled adult or a caregiver of a
676 disabled child or adult may submit a request for an exception to
677 these requirements to the corporation and, thereafter, shall
678 annually submit to the department a request to renew the
679 exception to the hourly level requirements.680 (d) Learn and remain informed about the choices available
681 on the FHI marketplace and the uses of credits in the
682 individual accounts.683 (e) Execute a contract with the department to acknowledge
684 that:685 1. FHI is not an entitlement and state and federal funding
686 may end at any time;687 2. Failure to pay required premiums or cost sharing will
688 result in a transition to inactive status; and689 3. Noncompliance with work or educational requirements will
690 result in a transition to inactive status.691 (f) Select plans and other products in a timely manner.692 (g) Comply with program rules and the prohibitions against
693 fraud, as described in s. 414.39.694 (h) Timely make monthly premium and any other cost-sharing
695 payments.696 (i) Meet minimum coverage requirements by selecting a high-

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697 deductible health plan combined with a health savings or health
 698 reimbursement account if not selecting a plan offering more
 699 extensive coverage.

700 (5) COST SHARING.—

701 (a) Enrollees are assessed monthly premiums based on their
 702 modified adjusted gross income. The maximum monthly premium
 703 payments are set at the following income levels:

704 1. At or below 22 percent of the federal poverty level: \$3.

705 2. Greater than 22 percent, but at or below 50 percent, of
 706 the federal poverty level: \$8.

707 3. Greater than 50 percent, but at or below 75 percent, of
 708 the federal poverty level: \$15.

709 4. Greater than 75 percent, but at or below 100 percent, of
 710 the federal poverty level: \$20.

711 5. Greater than 100 percent of the federal poverty level:
 712 \$25.

713 (b) Depending on the products and services selected by the
 714 enrollee, the enrollee may also incur additional cost-sharing,
 715 such as copayments, deductibles, or other out-of-pocket costs.

716 (c) An enrollee may be subject to an inappropriate
 717 emergency room visit charge of up to \$8 for the first visit and
 718 up to \$25 for any subsequent visit, based on the enrollee's
 719 benefit plan, to discourage inappropriate use of the emergency
 720 room.

721 (d) Cumulative annual cost sharing per enrollee may not
 722 exceed 5 percent of an enrollee's annual modified adjusted gross
 723 income.

724 (e) If, after a 30-day grace period, a full premium payment
 725 has not been received, the enrollee shall be transitioned from

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726 coverage to inactive status and may not reenroll for a minimum
 727 of 6 months, unless a hardship exception has been granted.
 728 Enrollees may seek a hardship exception under the Medicaid Fair
 729 Hearing Process.

730 Section 14. Effective upon this act becoming a law, section
 731 409.724, Florida Statutes, is created to read:

732 409.724 Available assistance.—

733 (1) PREMIUM CREDITS.—

734 (a) Standard amount.—The standard monthly premium credit is
 735 equivalent to the applicable risk-adjusted capitation rate paid
 736 to Medicaid managed care plans under part IV of this chapter.

737 (b) Supplemental funding.—Subject to federal approval,
 738 additional resources may be made available to enrollees and
 739 incorporated into FHI.

740 (c) Savings accounts.—In addition to the benefits provided
 741 under this section, the corporation must offer each enrollee
 742 access to an individual account that qualifies as a health
 743 reimbursement account or a health savings account. Eligible
 744 unexpended funds from the monthly premium credit must be
 745 deposited into each enrollee's individual account in a timely
 746 manner. Enrollees may also be rewarded for healthy behaviors,
 747 adherence to wellness programs, and other activities established
 748 by the corporation which demonstrate compliance with prevention
 749 or disease management guidelines. Funds deposited into these
 750 accounts may be used to pay cost-sharing obligations or to
 751 purchase other health-related items to the extent permitted
 752 under federal law.

753 (d) Enrollee contributions.—The enrollee may make deposits
 754 to his or her account at any time to supplement the premium

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755 credit, to purchase additional FHI products, or to offset other
756 cost-sharing obligations.

757 (e) Third parties.—Third parties, including, but not
758 limited to, an employer or relative, may also make deposits on
759 behalf of the enrollee into the enrollee's FHI marketplace
760 account. The enrollee may not withdraw any funds as a refund,
761 except those funds the enrollee has deposited into his or her
762 account.

763 (2) CHOICE COUNSELING.—The agency and the corporation shall
764 work together to develop a choice counseling program for FHI.
765 The choice counseling program must ensure that participants have
766 information about the FHI marketplace program, products, and
767 services and that participants know where and whom to call for
768 questions or to make their plan selections. The choice
769 counseling program must provide culturally sensitive materials
770 and must take into consideration the demographics of the
771 projected population.

772 (3) EDUCATION CAMPAIGN.—The agency, the corporation, and
773 the Florida Healthy Kids Corporation must coordinate an ongoing
774 enrollee education campaign beginning in Phase One, as provided
775 in s. 409.27, informing participants, at a minimum:

776 (a) How the transition process to the FHI marketplace will
777 occur and the timeline for the enrollee's specific transition.

778 (b) What plans are available and how to research
779 information about available plans.

780 (c) Information about other available insurance
781 affordability programs for the individual and his or her family.

782 (d) Information about health benefits coverage, provider
783 networks, and cost sharing for available plans in each region.

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784 (e) Information on how to complete the required annual
785 renewal process, including renewal dates and deadlines.

786 (f) Information on how to update eligibility if the
787 participant's data have changed since his or her last renewal or
788 application date.

789 (4) CUSTOMER SUPPORT.—Beginning in Phase Two, the Florida
790 Healthy Kids Corporation shall provide customer support for
791 FHI, shall address general program information, financial
792 information, and customer service issues, and shall provide
793 status updates on bill payments. Customer support must also
794 provide a toll-free number and maintain a website that is
795 available in multiple languages and that meets the needs of the
796 enrollee population.

797 (5) INACTIVE PARTICIPANTS.—The corporation must inform the
798 inactive participant about other insurance affordability
799 programs and electronically refer the participant to the federal
800 exchange or other insurance affordability programs, as
801 appropriate.

802 Section 15. Effective upon this act becoming a law, section
803 409.725, Florida Statutes, is created to read:

804 409.725 Available products and services.—The FHI
805 marketplace shall offer the following products and services:

806 (1) Authorized products and services pursuant to s.
807 408.910.

808 (2) Medicaid managed care plans under part IV of this
809 chapter.

810 (3) Authorized products under the Florida Healthy Kids
811 Corporation pursuant to s. 624.91.

812 (4) Employer-sponsored plans.

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813 Section 16. Effective upon this act becoming a law, section
814 409.726, Florida Statutes, is created to read:

815 409.726 Program accountability.

816 (1) All managed care plans that participate in FHIx must
817 collect and maintain encounter level data in accordance with the
818 encounter data requirements under s. 409.967(2)(d) and are
819 subject to the accompanying penalties under s. 409.967(2)(h)2.
820 The agency is responsible for the collection and maintenance of
821 the encounter level data.

822 (2) The corporation, in consultation with the agency, shall
823 establish access and network standards for contracts on the FHIx
824 marketplace and shall ensure that contracted plans have
825 sufficient providers to meet enrollee needs. The corporation, in
826 consultation with the agency, shall develop quality of coverage
827 and provider standards specific to the adult population.

828 (3) The department shall develop accountability measures
829 and performance standards to be applied to applications and
830 renewal applications for FHIx which are submitted online, by
831 mail, by fax, or through referrals from a third party. The
832 minimum performance standards are:

833 (a) Application processing speed.—Ninety percent of all
834 applications, from all sources, must be processed within 45
835 days.

836 (b) Applications processing speed from online sources.—
837 Ninety-five percent of all applications received from online
838 sources must be processed within 45 days.

839 (c) Renewal application processing speed.—Ninety percent of
840 all renewals, from all sources, must be processed within 45
841 days.

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842 (d) Renewal application processing speed from online
843 sources.—Ninety-five percent of all applications received from
844 online sources must be processed within 45 days.

845 (4) The agency, the department, and the Florida Healthy
846 Kids Corporation must meet the following standards for their
847 respective roles in the program:

848 (a) Eighty-five percent of calls must be answered in 20
849 seconds or less.

850 (b) One hundred percent of all contacts, which include, but
851 are not limited to, telephone calls, faxed documents and
852 requests, and e-mails, must be handled within 2 business days.

853 (c) Any self-service tools available to participants, such
854 as interactive voice response systems, must be operational 7
855 days a week, 24 hours a day, at least 98 percent of each month.

856 (5) The agency, the department, and the Florida Healthy
857 Kids Corporation must conduct an annual satisfaction survey to
858 address all measures that require participant input specific to
859 the FHIx marketplace program. The parties may elect to
860 incorporate these elements into the annual report required under
861 subsection (7).

862 (6) The agency and the corporation shall post online
863 monthly enrollment reports for FHIx.

864 (7) An annual report is due no later than July 1 to the
865 Governor, the President of the Senate, and the Speaker of the
866 House of Representatives. The annual report must be coordinated
867 by the agency and the corporation and must include, but is not
868 limited to:

869 (a) Enrollment and application trends and issues.

870 (b) Utilization and cost data.

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871 (c) Customer satisfaction.
 872 (d) Funding sources in health savings accounts or health
 873 reimbursement accounts.
 874 (e) Enrollee use of funds in health savings accounts or
 875 health reimbursement accounts.
 876 (f) Types of products and plans purchased.
 877 (g) Movement of enrollees across different insurance
 878 affordability programs.
 879 (h) Recommendations for program improvement.
 880 Section 17. Effective upon this act becoming a law, section
 881 409.727, Florida Statutes, is created to read:
 882 409.727 Implementation schedule.—The agency, the
 883 corporation, the department, and the Florida Healthy Kids
 884 Corporation shall begin implementation of FHIX immediately, with
 885 statewide implementation in all regions, as described in s.
 886 409.966(2), by January 1, 2016.
 887 (1) READINESS REVIEW.—Before implementation of any phase
 888 under this section, the agency shall conduct a readiness review
 889 in consultation with the FHIX Workgroup described in s. 409.729.
 890 The agency must determine, at a minimum, the following readiness
 891 milestones:
 892 (a) Functional readiness of the service delivery platform
 893 for the phase.
 894 (b) Plan availability and presence of plan choice.
 895 (c) Provider network capacity and adequacy of the available
 896 plans in the region.
 897 (d) Availability of customer support.
 898 (e) Other factors critical to the success of FHIX.
 899 (2) PHASE ONE.—

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900 (a) Phase One begins on July 1, 2015. The agency, the
 901 corporation, the department, and the Florida Healthy Kids
 902 Corporation shall coordinate activities to ensure that
 903 enrollment begins by July 1, 2015.
 904 (b) To be eligible during this phase, a participant must
 905 meet the requirements under s. 409.723(1)(a).
 906 (c) An enrollee is entitled to receive health benefits
 907 coverage in the same manner as provided under and through the
 908 selected managed care plans in the Medicaid managed care program
 909 in part IV of this chapter.
 910 (d) An enrollee shall have a choice of at least two managed
 911 care plans in each region.
 912 (e) Choice counseling and customer service must be provided
 913 in accordance with s. 409.724(2).
 914 (3) PHASE TWO.—
 915 (a) Beginning no later than January 1, 2016, and contingent
 916 upon federal approval, participants may enroll or transition to
 917 health benefits coverage under the FHIX marketplace.
 918 (b) To be eligible during this phase, a participant must
 919 meet the requirements under s. 409.723(1)(a) and (b).
 920 (c) An enrollee may select any benefit, service, or product
 921 available.
 922 (d) The corporation shall notify an enrollee of his or her
 923 premium credit amount and how to access the FHIX marketplace
 924 selection process.
 925 (e) A Phase One enrollee must be transitioned to the FHIX
 926 marketplace by April 1, 2016. An enrollee who does not select a
 927 plan or service on the FHIX marketplace by that deadline shall
 928 be moved to inactive status.

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929 (f) An enrollee shall have a choice of at least two managed
 930 care plans in each region which meet or exceed the Affordable
 931 Care Act's requirements and which qualify for a premium credit
 932 on the FHIIX marketplace.

933 (g) Choice counseling and customer service must be provided
 934 in accordance with s. 409.724(2) and (4).

935 (4) PHASE THREE.-

936 (a) No later than July 1, 2016, the corporation and the
 937 Florida Healthy Kids Corporation must begin the transition of
 938 enrollees under s. 624.91 to the FHIIX marketplace.

939 (b) Eligibility during this phase is based on meeting the
 940 requirements of Phase Two and s. 409.723(1)(c).

941 (c) An enrollee may select any benefit, service, or product
 942 available under s. 409.725.

943 (d) A Florida Healthy Kids enrollee who selects a FHIIX
 944 marketplace plan must be provided a premium credit equivalent to
 945 the average capitation rate paid in his or her county of
 946 residence under Florida Healthy Kids as of June 30, 2016. The
 947 enrollee is responsible for any difference in costs and may use
 948 any remaining funds for supplemental benefits on the FHIIX
 949 marketplace.

950 (e) The corporation shall notify an enrollee of his or her
 951 premium credit amount and how to access the FHIIX marketplace
 952 selection process.

953 (f) Choice counseling and customer service must be provided
 954 in accordance with s. 409.724(2) and (4).

955 (g) Enrollees under s. 624.91 must transition to the FHIIX
 956 marketplace by September 30, 2016.

957 Section 18. Effective upon this act becoming a law, section

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958 409.728, Florida Statutes, is created to read:

959 409.728 Program operation and management.-In order to
 960 implement ss. 409.720-409.731:

961 (1) The Agency for Health Care Administration shall do all
 962 of the following:

963 (a) Contract with the corporation for the development,
 964 implementation, and administration of the Florida Health
 965 Insurance Affordability Exchange Program and for the release of
 966 any federal, state, or other funds appropriated to the
 967 corporation.

968 (b) Administer Phase One of FHIIX.

969 (c) Provide administrative support to the FHIIX Workgroup
 970 under s. 409.729.

971 (d) Transition the FHIIX enrollees to the FHIIX marketplace
 972 beginning January 1, 2016, in accordance with the transition
 973 workplan. Stakeholders that serve low-income individuals and
 974 families must be consulted during the implementation and
 975 transition process through a public input process. All regions
 976 must complete the transition no later than April 1, 2016.

977 (e) Timely transmit enrollee information to the
 978 corporation.

979 (f) Beginning with Phase Two, determine annually the risk-
 980 adjusted rate to be paid per month based on historical
 981 utilization and spending data for the medical and behavioral
 982 health of this population, projected forward, and adjusted to
 983 reflect the eligibility category, medical and dental trends,
 984 geographic areas, and the clinical risk profile of the
 985 enrollees.

986 (g) Transfer to the corporation such funds as approved in

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987 the General Appropriations Act for the premium credits.
 988 (h) Encourage Medicaid managed care plans to apply as
 989 vendors to the marketplace to facilitate continuity of care and
 990 family care coordination.
 991 (2) The Department of Children and Families shall, in
 992 coordination with the corporation, the agency, and the Florida
 993 Healthy Kids Corporation, determine eligibility of applications
 994 and application renewals for FHIx in accordance with s. 409.902
 995 and shall transmit eligibility determination information on a
 996 timely basis to the agency and corporation.
 997 (3) The Florida Healthy Kids Corporation shall do all of
 998 the following:
 999 (a) Retain its duties and responsibilities under s. 624.91
 1000 for Phase One and Phase Two of the program.
 1001 (b) Provide customer service for the FHIx marketplace, in
 1002 coordination with the agency and the corporation.
 1003 (c) Transfer funds and provide financial support to the
 1004 FHIx marketplace, including the collection of monthly cost
 1005 sharing.
 1006 (d) Conduct financial reporting related to such activities,
 1007 in coordination with the corporation and the agency.
 1008 (e) Coordinate activities for the program with the agency,
 1009 the department, and the corporation.
 1010 (4) Florida Health Choices, Inc., shall do all of the
 1011 following:
 1012 (a) Begin the development of FHIx during Phase One.
 1013 (b) Implement and administer Phase Two and Phase Three of
 1014 the FHIx marketplace and the ongoing operations of the program.
 1015 (c) Offer health benefits coverage packages on the FHIx

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1016 marketplace, including plans compliant with the Affordable Care
 1017 Act.
 1018 (d) Offer FHIx enrollees a choice of at least two plans per
 1019 county at each benefit level which meet the requirements under
 1020 the Affordable Care Act.
 1021 (e) Provide an opportunity for participation in Medicaid
 1022 managed care plans if those plans meet the requirements of the
 1023 FHIx marketplace.
 1024 (f) Offer enhanced or customized benefits to FHIx
 1025 marketplace enrollees.
 1026 (g) Provide sufficient staff and resources to meet the
 1027 program needs of enrollees.
 1028 (h) Provide an opportunity for plans contracted with or
 1029 previously contracted with the Florida Healthy Kids Corporation
 1030 under s. 624.91 to participate with FHIx if those plans meet the
 1031 requirements of the program.
 1032 (i) Encourage insurance agents licensed under chapter 626
 1033 to identify and assist enrollees. This act does not prohibit
 1034 these agents from receiving usual and customary commissions from
 1035 insurers and health maintenance organizations that offer plans
 1036 in the FHIx marketplace.
 1037 Section 19. Effective upon this act becoming a law, section
 1038 409.729, Florida Statutes, is created to read:
 1039 409.729 Long-term reorganization.—The FHIx Workgroup is
 1040 created to facilitate the implementation of FHIx and to plan for
 1041 a multiyear reorganization of the state's insurance
 1042 affordability programs. The FHIx Workgroup consists of two
 1043 representatives each from the agency, the department, the
 1044 Florida Healthy Kids Corporation, and the corporation. An

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1045 additional representative of the agency serves as chair. The
 1046 FHIX Workgroup must hold its organizational meeting no later
 1047 than 30 days after the effective date of this act and must meet
 1048 at least bimonthly. The role of the FHIX Workgroup is to make
 1049 recommendations to the agency. The responsibilities of the
 1050 workgroup include, but are not limited to:

1051 (1) Recommend a Phase Two implementation plan no later than
 1052 October 1, 2015.

1053 (2) Review network and access standards for plans and
 1054 products.

1055 (3) Assess readiness and recommend actions needed to
 1056 reorganize the state's insurance affordability programs for each
 1057 phase or region. If a phase or region receives a nonreadiness
 1058 recommendation, the agency must notify the Legislature of that
 1059 recommendation, the reasons for such a recommendation, and
 1060 proposed plans for achieving readiness.

1061 (4) Recommend any proposed change to the Title XIX-funded
 1062 or Title XXI-funded programs based on the continued availability
 1063 and reauthorization of the Title XXI program and its federal
 1064 funding.

1065 (5) Identify duplication of services among the corporation,
 1066 the agency, and the Florida Healthy Kids Corporation currently
 1067 and under FHIX's proposed Phase Three program.

1068 (6) Evaluate any fiscal impacts based on the proposed
 1069 transition plan under Phase Three.

1070 (7) Compile a schedule of impacted contracts, leases, and
 1071 other assets.

1072 (8) Determine staff requirements for Phase Three.
 1073 (9) Develop and present a final transition plan that

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1074 incorporates all elements under this section no later than
 1075 December 1, 2015, in a report to the Governor, the President of
 1076 the Senate, and the Speaker of the House of Representatives.

1077 Section 20. Effective upon this act becoming a law, section
 1078 409.730, Florida Statutes, is created to read:

1079 409.730 Federal participation.—The agency may seek federal
 1080 approval to implement FHIX.

1081 Section 21. Effective upon this act becoming a law, section
 1082 409.731, Florida Statutes, is created to read:

1083 409.731 Program expiration.—The Florida Health Insurance
 1084 Affordability Exchange Program expires at the end of Phase One
 1085 if the state does not receive federal approval for Phase Two or
 1086 at the end of the state fiscal year in which any of these
 1087 conditions occurs:

1088 (1) The federal match contribution falls below 90 percent.
 1089 (2) The federal match contribution falls below the
 1090 increased Federal Medical Assistance Percentage for medical
 1091 assistance for newly eligible mandatory individuals as specified
 1092 in the Affordable Care Act.

1093 (3) The federal match for the FHIX program and the Medicaid
 1094 program are blended under federal law or regulation in such a
 1095 manner that causes the overall federal contribution to diminish
 1096 when compared to separate, nonblended federal contributions.

1097 Section 22. Effective upon this act becoming a law, section
 1098 408.70, Florida Statutes, is repealed.

1099 Section 23. Effective upon this act becoming a law, section
 1100 408.910, Florida Statutes, is amended to read:

1101 408.910 Florida Health Choices Program.—
 1102 (1) LEGISLATIVE INTENT.—The Legislature finds that a

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1103 significant number of the residents of this state do not have
 1104 adequate access to affordable, quality health care. The
 1105 Legislature further finds that increasing access to affordable,
 1106 quality health care can be best accomplished by establishing a
 1107 competitive market for purchasing health insurance and health
 1108 services. It is therefore the intent of the Legislature to
 1109 create and expand the Florida Health Choices Program to:

1110 (a) Expand opportunities for Floridians to purchase
 1111 affordable health insurance and health services.

1112 (b) Preserve the benefits of employment-sponsored insurance
 1113 while easing the administrative burden for employers who offer
 1114 these benefits.

1115 (c) Enable individual choice in both the manner and amount
 1116 of health care purchased.

1117 (d) Provide for the purchase of individual, portable health
 1118 care coverage.

1119 (e) Disseminate information to consumers on the price and
 1120 quality of health services.

1121 (f) Sponsor a competitive market that stimulates product
 1122 innovation, quality improvement, and efficiency in the
 1123 production and delivery of health services.

1124 (2) DEFINITIONS.—As used in this section, the term:

1125 (a) "Corporation" means the Florida Health Choices, Inc.,
 1126 established under this section.

1127 (b) "Corporation's marketplace" means the single,
 1128 centralized market established by the program that facilitates
 1129 the purchase of products made available in the marketplace.

1130 (c) "Florida Health Insurance Affordability Exchange
 1131 Program" or "FHIX" is the program created under ss. 409.720-

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1132 409.731 for low-income, uninsured residents of this state.

1133 ~~(d)(e)~~ "Health insurance agent" means an agent licensed
 1134 under part IV of chapter 626.

1135 ~~(e)(d)~~ "Insurer" means an entity licensed under chapter 624
 1136 which offers an individual health insurance policy or a group
 1137 health insurance policy, a preferred provider organization as
 1138 defined in s. 627.6471, an exclusive provider organization as
 1139 defined in s. 627.6472, ~~or~~ a health maintenance organization
 1140 licensed under part I of chapter 641, ~~or~~ a prepaid limited
 1141 health service organization or discount medical plan
 1142 organization licensed under chapter 636, or a managed care plan
 1143 contracted with the Agency for Health Care Administration under
 1144 the managed medical assistance program under part IV of chapter
 1145 409.

1146 (f) "Patient Protection and Affordable Care Act" or
 1147 "Affordable Care Act" means Pub. L. No. 111-148, as further
 1148 amended by the Health Care and Education Reconciliation Act of
 1149 2010, Pub. L. No. 111-152, and any amendments to or regulations
 1150 or guidance under those acts.

1151 ~~(g)(e)~~ "Program" means the Florida Health Choices Program
 1152 established by this section.

1153 (3) PROGRAM PURPOSE AND COMPONENTS.—The Florida Health
 1154 Choices Program is created as a single, centralized market for
 1155 the sale and purchase of various products that enable
 1156 individuals to pay for health care. These products include, but
 1157 are not limited to, health insurance plans, health maintenance
 1158 organization plans, prepaid services, service contracts, and
 1159 flexible spending accounts. The components of the program
 1160 include:

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- 1161 (a) Enrollment of employers.
 1162 (b) Administrative services for participating employers,
 1163 including:
 1164 1. Assistance in seeking federal approval of cafeteria
 1165 plans.
 1166 2. Collection of premiums and other payments.
 1167 3. Management of individual benefit accounts.
 1168 4. Distribution of premiums to insurers and payments to
 1169 other eligible vendors.
 1170 5. Assistance for participants in complying with reporting
 1171 requirements.
 1172 (c) Services to individual participants, including:
 1173 1. Information about available products and participating
 1174 vendors.
 1175 2. Assistance with assessing the benefits and limits of
 1176 each product, including information necessary to distinguish
 1177 between policies offering creditable coverage and other products
 1178 available through the program.
 1179 3. Account information to assist individual participants
 1180 with managing available resources.
 1181 4. Services that promote healthy behaviors.
 1182 5. Health benefits coverage information about health
 1183 insurance plans compliant with the Affordable Care Act.
 1184 6. Consumer assistance and enrollment services for the
 1185 Florida Health Insurance Affordability Exchange Program, or
 1186 FHIX.
 1187 (d) Recruitment of vendors, including insurers, health
 1188 maintenance organizations, prepaid clinic service providers,
 1189 provider service networks, and other providers.

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- 1190 (e) Certification of vendors to ensure capability,
 1191 reliability, and validity of offerings.
 1192 (f) Collection of data, monitoring, assessment, and
 1193 reporting of vendor performance.
 1194 (g) Information services for individuals and employers.
 1195 (h) Program evaluation.
 1196 (4) ELIGIBILITY AND PARTICIPATION.—Participation in the
 1197 program is voluntary and shall be available to employers,
 1198 individuals, vendors, and health insurance agents as specified
 1199 in this subsection.
 1200 (a) Employers eligible to enroll in the program include
 1201 those employers that meet criteria established by the
 1202 corporation and elect to make their employees eligible through
 1203 the program.
 1204 (b) Individuals eligible to participate in the program
 1205 include:
 1206 1. Individual employees of enrolled employers.
 1207 2. Other individuals that meet criteria established by the
 1208 corporation.
 1209 (c) Employers who choose to participate in the program may
 1210 enroll by complying with the procedures established by the
 1211 corporation. The procedures must include, but are not limited
 1212 to:
 1213 1. Submission of required information.
 1214 2. Compliance with federal tax requirements for the
 1215 establishment of a cafeteria plan, pursuant to s. 125 of the
 1216 Internal Revenue Code, including designation of the employer's
 1217 plan as a premium payment plan, a salary reduction plan that has
 1218 flexible spending arrangements, or a salary reduction plan that

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1219 has a premium payment and flexible spending arrangements.
 1220 3. Determination of the employer's contribution, if any,
 1221 per employee, provided that such contribution is equal for each
 1222 eligible employee.
 1223 4. Establishment of payroll deduction procedures, subject
 1224 to the agreement of each individual employee who voluntarily
 1225 participates in the program.
 1226 5. Designation of the corporation as the third-party
 1227 administrator for the employer's health benefit plan.
 1228 6. Identification of eligible employees.
 1229 7. Arrangement for periodic payments.
 1230 8. Employer notification to employees of the intent to
 1231 transfer from an existing employee health plan to the program at
 1232 least 90 days before the transition.
 1233 (d) All eligible vendors who choose to participate and the
 1234 products and services that the vendors are permitted to sell are
 1235 as follows:
 1236 1. Insurers licensed under chapter 624 may sell health
 1237 insurance policies, limited benefit policies, other risk-bearing
 1238 coverage, and other products or services.
 1239 2. Health maintenance organizations licensed under part I
 1240 of chapter 641 may sell health maintenance contracts, limited
 1241 benefit policies, other risk-bearing products, and other
 1242 products or services.
 1243 3. Prepaid limited health service organizations may sell
 1244 products and services as authorized under part I of chapter 636,
 1245 and discount medical plan organizations may sell products and
 1246 services as authorized under part II of chapter 636.
 1247 4. Prepaid health clinic service providers licensed under

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1248 part II of chapter 641 may sell prepaid service contracts and
 1249 other arrangements for a specified amount and type of health
 1250 services or treatments.
 1251 5. Health care providers, including hospitals and other
 1252 licensed health facilities, health care clinics, licensed health
 1253 professionals, pharmacies, and other licensed health care
 1254 providers, may sell service contracts and arrangements for a
 1255 specified amount and type of health services or treatments.
 1256 6. Provider organizations, including service networks,
 1257 group practices, professional associations, and other
 1258 incorporated organizations of providers, may sell service
 1259 contracts and arrangements for a specified amount and type of
 1260 health services or treatments.
 1261 7. Corporate entities providing specific health services in
 1262 accordance with applicable state law may sell service contracts
 1263 and arrangements for a specified amount and type of health
 1264 services or treatments.
 1265
 1266 A vendor described in subparagraphs 3.-7. may not sell products
 1267 that provide risk-bearing coverage unless that vendor is
 1268 authorized under a certificate of authority issued by the Office
 1269 of Insurance Regulation and is authorized to provide coverage in
 1270 the relevant geographic area. Otherwise eligible vendors may be
 1271 excluded from participating in the program for deceptive or
 1272 predatory practices, financial insolvency, or failure to comply
 1273 with the terms of the participation agreement or other standards
 1274 set by the corporation.
 1275 (e) Eligible individuals may participate in the program
 1276 voluntarily. Individuals who join the program may participate by

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1277 complying with the procedures established by the corporation.
 1278 These procedures must include, but are not limited to:

- 1279 1. Submission of required information.
- 1280 2. Authorization for payroll deduction, if applicable.
- 1281 3. Compliance with federal tax requirements.
- 1282 4. Arrangements for payment.
- 1283 5. Selection of products and services.

1284 (f) Vendors who choose to participate in the program may
 1285 enroll by complying with the procedures established by the
 1286 corporation. These procedures may include, but are not limited
 1287 to:

- 1288 1. Submission of required information, including a complete
 1289 description of the coverage, services, provider network, payment
 1290 restrictions, and other requirements of each product offered
 1291 through the program.
- 1292 2. Execution of an agreement to comply with requirements
 1293 established by the corporation.
- 1294 3. Execution of an agreement that prohibits refusal to sell
 1295 any offered product or service to a participant who elects to
 1296 buy it.
- 1297 4. Establishment of product prices based on applicable
 1298 criteria.
- 1299 5. Arrangements for receiving payment for enrolled
 1300 participants.
- 1301 6. Participation in ongoing reporting processes established
 1302 by the corporation.
- 1303 7. Compliance with grievance procedures established by the
 1304 corporation.

1305 (g) Health insurance agents licensed under part IV of

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1306 chapter 626 are eligible to voluntarily participate as buyers'
 1307 representatives. A buyer's representative acts on behalf of an
 1308 individual purchasing health insurance and health services
 1309 through the program by providing information about products and
 1310 services available through the program and assisting the
 1311 individual with both the decision and the procedure of selecting
 1312 specific products. Serving as a buyer's representative does not
 1313 constitute a conflict of interest with continuing
 1314 responsibilities as a health insurance agent if the relationship
 1315 between each agent and any participating vendor is disclosed
 1316 before advising an individual participant about the products and
 1317 services available through the program. In order to participate,
 1318 a health insurance agent shall comply with the procedures
 1319 established by the corporation, including:

- 1320 1. Completion of training requirements.
- 1321 2. Execution of a participation agreement specifying the
 1322 terms and conditions of participation.
- 1323 3. Disclosure of any appointments to solicit insurance or
 1324 procure applications for vendors participating in the program.
- 1325 4. Arrangements to receive payment from the corporation for
 1326 services as a buyer's representative.

1327 (5) PRODUCTS.—

1328 (a) The products that may be made available for purchase
 1329 through the program include, but are not limited to:

- 1330 1. Health insurance policies.
- 1331 2. Health maintenance contracts.
- 1332 3. Limited benefit plans.
- 1333 4. Prepaid clinic services.
- 1334 5. Service contracts.

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1335 6. Arrangements for purchase of specific amounts and types
1336 of health services and treatments.

1337 7. Flexible spending accounts.

1338 (b) Health insurance policies, health maintenance
1339 contracts, limited benefit plans, prepaid service contracts, and
1340 other contracts for services must ensure the availability of
1341 covered services.

1342 (c) Products may be offered for multiyear periods provided
1343 the price of the product is specified for the entire period or
1344 for each separately priced segment of the policy or contract.

1345 (d) The corporation shall provide a disclosure form for
1346 consumers to acknowledge their understanding of the nature of,
1347 and any limitations to, the benefits provided by the products
1348 and services being purchased by the consumer.

1349 (e) The corporation must determine that making the plan
1350 available through the program is in the interest of eligible
1351 individuals and eligible employers in the state.

1352 (6) PRICING.—Prices for the products and services sold
1353 through the program must be transparent to participants and
1354 established by the vendors. The corporation may ~~shall~~ annually
1355 assess a surcharge for each premium or price set by a
1356 participating vendor. Any ~~The~~ surcharge may not be more than 2.5
1357 percent of the price and shall be used to generate funding for
1358 administrative services provided by the corporation and payments
1359 to buyers' representatives; however, a surcharge may not be
1360 assessed for products and services sold in the FHI marketplace.

1361 (7) THE MARKETPLACE PROCESS.—The program shall provide a
1362 single, centralized market for purchase of health insurance,
1363 health maintenance contracts, and other health products and

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1364 services. Purchases may be made by participating individuals
1365 over the Internet or through the services of a participating
1366 health insurance agent. Information about each product and
1367 service available through the program shall be made available
1368 through printed material and an interactive Internet website.

1369 (a) Marketplace purchasing.—A participant needing personal
1370 assistance to select products and services shall be referred to
1371 a participating agent in his or her area.

1372 1. (a) Participation in the program may begin at any time
1373 during a year after the employer completes enrollment and meets
1374 the requirements specified by the corporation pursuant to
1375 paragraph (4) (c).

1376 2. (b) Initial selection of products and services must be
1377 made by an individual participant within the applicable open
1378 enrollment period.

1379 3. (e) Initial enrollment periods for each product selected
1380 by an individual participant must last at least 12 months,
1381 unless the individual participant specifically agrees to a
1382 different enrollment period.

1383 4. (d) If an individual has selected one or more products
1384 and enrolled in those products for at least 12 months or any
1385 other period specifically agreed to by the individual
1386 participant, changes in selected products and services may only
1387 be made during the annual enrollment period established by the
1388 corporation.

1389 5. (e) The limits established in subparagraphs 2., 3., and
1390 4. paragraphs (b) (d) apply to any risk-bearing product that
1391 promises future payment or coverage for a variable amount of
1392 benefits or services. The limits do not apply to initiation of

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1393 flexible spending plans if those plans are not associated with
 1394 specific high-deductible insurance policies or the use of
 1395 spending accounts for any products offering individual
 1396 participants specific amounts and types of health services and
 1397 treatments at a contracted price.

1398 (b) FHIX marketplace purchasing.-

1399 1. Participation in the FHIX marketplace may begin at any
 1400 time during the year.

1401 2. Initial enrollment periods for certain products selected
 1402 by an individual enrollee which are noncompliant with the
 1403 Affordable Care Act may be required to last at least 12 months,
 1404 unless the individual participant specifically agrees to a
 1405 different enrollment period.

1406 (8) CONSUMER INFORMATION.—The corporation shall:

1407 (a) Establish a secure website to facilitate the purchase
 1408 of products and services by participating individuals. The
 1409 website must provide information about each product or service
 1410 available through the program.

1411 (b) Inform individuals about other public health care
 1412 programs.

1413 (9) RISK POOLING.—The program may use methods for pooling
 1414 the risk of individual participants and preventing selection
 1415 bias. These methods may include, but are not limited to, a
 1416 postenrollment risk adjustment of the premium payments to the
 1417 vendors. The corporation may establish a methodology for
 1418 assessing the risk of enrolled individual participants based on
 1419 data reported annually by the vendors about their enrollees.
 1420 Distribution of payments to the vendors may be adjusted based on
 1421 the assessed relative risk profile of the enrollees in each

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1422 risk-bearing product for the most recent period for which data
 1423 is available.

1424 (10) EXEMPTIONS.—

1425 (a) Products, other than the products set forth in
 1426 subparagraphs (4)(d)1.-4., sold as part of the program are not
 1427 subject to the licensing requirements of the Florida Insurance
 1428 Code, as defined in s. 624.01 or the mandated offerings or
 1429 coverages established in part VI of chapter 627 and chapter 641.

1430 (b) The corporation may act as an administrator as defined
 1431 in s. 626.88 but is not required to be certified pursuant to
 1432 part VII of chapter 626. However, a third party administrator
 1433 used by the corporation must be certified under part VII of
 1434 chapter 626.

1435 (c) Any standard forms, website design, or marketing
 1436 communication developed by the corporation and used by the
 1437 corporation, or any vendor that meets the requirements of
 1438 paragraph (4)(f) is not subject to the Florida Insurance Code,
 1439 as established in s. 624.01.

1440 (11) CORPORATION.—There is created the Florida Health
 1441 Choices, Inc., which shall be registered, incorporated,
 1442 organized, and operated in compliance with part III of chapter
 1443 112 and chapters 119, 286, and 617. The purpose of the
 1444 corporation is to administer the program created in this section
 1445 and to conduct such other business as may further the
 1446 administration of the program.

1447 (a) The corporation shall be governed by a 15-member board
 1448 of directors consisting of:

- 1449 1. Three ex officio, nonvoting members to include:
 1450 a. The Secretary of Health Care Administration or a

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1451 designee with expertise in health care services.

1452 b. The Secretary of Management Services or a designee with

1453 expertise in state employee benefits.

1454 c. The commissioner of the Office of Insurance Regulation

1455 or a designee with expertise in insurance regulation.

1456 2. Four members appointed by and serving at the pleasure of

1457 the Governor.

1458 3. Four members appointed by and serving at the pleasure of

1459 the President of the Senate.

1460 4. Four members appointed by and serving at the pleasure of

1461 the Speaker of the House of Representatives.

1462 5. Board members may not include insurers, health insurance

1463 agents or brokers, health care providers, health maintenance

1464 organizations, prepaid service providers, or any other entity,

1465 affiliate, or subsidiary of eligible vendors.

1466 (b) Members shall be appointed for terms of up to 3 years.

1467 Any member is eligible for reappointment. A vacancy on the board

1468 shall be filled for the unexpired portion of the term in the

1469 same manner as the original appointment.

1470 (c) The board shall select a chief executive officer for

1471 the corporation who shall be responsible for the selection of

1472 such other staff as may be authorized by the corporation's

1473 operating budget as adopted by the board.

1474 (d) Board members are entitled to receive, from funds of

1475 the corporation, reimbursement for per diem and travel expenses

1476 as provided by s. 112.061. No other compensation is authorized.

1477 (e) There is no liability on the part of, and no cause of

1478 action shall arise against, any member of the board or its

1479 employees or agents for any action taken by them in the

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1480 performance of their powers and duties under this section.

1481 (f) The board shall develop and adopt bylaws and other

1482 corporate procedures as necessary for the operation of the

1483 corporation and carrying out the purposes of this section. The

1484 bylaws shall:

1485 1. Specify procedures for selection of officers and

1486 qualifications for reappointment, provided that no board member

1487 shall serve more than 9 consecutive years.

1488 2. Require an annual membership meeting that provides an

1489 opportunity for input and interaction with individual

1490 participants in the program.

1491 3. Specify policies and procedures regarding conflicts of

1492 interest, including the provisions of part III of chapter 112,

1493 which prohibit a member from participating in any decision that

1494 would inure to the benefit of the member or the organization

1495 that employs the member. The policies and procedures shall also

1496 require public disclosure of the interest that prevents the

1497 member from participating in a decision on a particular matter.

1498 (g) The corporation may exercise all powers granted to it

1499 under chapter 617 necessary to carry out the purposes of this

1500 section, including, but not limited to, the power to receive and

1501 accept grants, loans, or advances of funds from any public or

1502 private agency and to receive and accept from any source

1503 contributions of money, property, labor, or any other thing of

1504 value to be held, used, and applied for the purposes of this

1505 section.

1506 (h) The corporation may establish technical advisory panels

1507 consisting of interested parties, including consumers, health

1508 care providers, individuals with expertise in insurance

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1509 regulation, and insurers.

1510 (i) The corporation shall:

1511 1. Determine eligibility of employers, vendors,

1512 individuals, and agents in accordance with subsection (4).

1513 2. Establish procedures necessary for the operation of the

1514 program, including, but not limited to, procedures for

1515 application, enrollment, risk assessment, risk adjustment, plan

1516 administration, performance monitoring, and consumer education.

1517 3. Arrange for collection of contributions from

1518 participating employers, third parties, governmental entities,

1519 and individuals.

1520 4. Arrange for payment of premiums and other appropriate

1521 disbursements based on the selections of products and services

1522 by the individual participants.

1523 5. Establish criteria for disenrollment of participating

1524 individuals based on failure to pay the individual's share of

1525 any contribution required to maintain enrollment in selected

1526 products.

1527 6. Establish criteria for exclusion of vendors pursuant to

1528 paragraph (4) (d).

1529 7. Develop and implement a plan for promoting public

1530 awareness of and participation in the program.

1531 8. Secure staff and consultant services necessary to the

1532 operation of the program.

1533 9. Establish policies and procedures regarding

1534 participation in the program for individuals, vendors, health

1535 insurance agents, and employers.

1536 10. Provide for the operation of a toll-free hotline to

1537 respond to requests for assistance.

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1538 11. Provide for initial, open, and special enrollment

1539 periods.

1540 12. Evaluate options for employer participation which may

1541 conform ~~to with~~ common insurance practices.

1542 13. Administer the Florida Health Insurance Affordability

1543 Exchange Program in accordance with ss. 409.720-409.731.

1544 14. Coordinate with the Agency for Health Care

1545 Administration, the Department of Children and Families, and the

1546 Florida Healthy Kids Corporation on the transition plan for FHI

1547 and any subsequent transition activities.

1548 (12) REPORT.—~~The board of the corporation shall Beginning~~

1549 ~~in the 2009-2010 fiscal year,~~ submit by February 1 an annual

1550 report to the Governor, the President of the Senate, and the

1551 Speaker of the House of Representatives documenting the

1552 corporation's activities in compliance with the duties

1553 delineated in this section.

1554 (13) PROGRAM INTEGRITY.—To ensure program integrity and to

1555 safeguard the financial transactions made under the auspices of

1556 the program, the corporation is authorized to establish

1557 qualifying criteria and certification procedures for vendors,

1558 require performance bonds or other guarantees of ability to

1559 complete contractual obligations, monitor the performance of

1560 vendors, and enforce the agreements of the program through

1561 financial penalty or disqualification from the program.

1562 (14) EXEMPTION FROM PUBLIC RECORDS REQUIREMENTS.—

1563 (a) *Definitions.*—For purposes of this subsection, the term:

1564 1. "Buyer's representative" means a participating insurance

1565 agent as described in paragraph (4) (g).

1566 2. "Enrollee" means an employer who is eligible to enroll

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1567 in the program pursuant to paragraph (4) (a) .

1568 3. "Participant" means an individual who is eligible to
1569 participate in the program pursuant to paragraph (4) (b) .

1570 4. "Proprietary confidential business information" means
1571 information, regardless of form or characteristics, that is
1572 owned or controlled by a vendor requesting confidentiality under
1573 this section; that is intended to be and is treated by the
1574 vendor as private in that the disclosure of the information
1575 would cause harm to the business operations of the vendor; that
1576 has not been disclosed unless disclosed pursuant to a statutory
1577 provision, an order of a court or administrative body, or a
1578 private agreement providing that the information may be released
1579 to the public; and that is information concerning:

1580 a. Business plans.

1581 b. Internal auditing controls and reports of internal
1582 auditors.

1583 c. Reports of external auditors for privately held
1584 companies.

1585 d. Client and customer lists.

1586 e. Potentially patentable material.

1587 f. A trade secret as defined in s. 688.002.

1588 5. "Vendor" means a participating insurer or other provider
1589 of services as described in paragraph (4) (d) .

1590 (b) *Public record exemptions.*—

1591 1. Personal identifying information of an enrollee or
1592 participant who has applied for or participates in the Florida
1593 Health Choices Program is confidential and exempt from s.
1594 119.07(1) and s. 24(a), Art. I of the State Constitution.

1595 2. Client and customer lists of a buyer's representative

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1596 held by the corporation are confidential and exempt from s.
1597 119.07(1) and s. 24(a), Art. I of the State Constitution.

1598 3. Proprietary confidential business information held by
1599 the corporation is confidential and exempt from s. 119.07(1) and
1600 s. 24(a), Art. I of the State Constitution.

1601 (c) *Retroactive application.*—The public record exemptions
1602 provided for in paragraph (b) apply to information held by the
1603 corporation before, on, or after the effective date of this
1604 exemption.

1605 (d) *Authorized release.*—

1606 1. Upon request, information made confidential and exempt
1607 pursuant to this subsection shall be disclosed to:

1608 a. Another governmental entity in the performance of its
1609 official duties and responsibilities.

1610 b. Any person who has the written consent of the program
1611 applicant.

1612 c. The Florida Kidcare program for the purpose of
1613 administering the program authorized in ss. 409.810-409.821.

1614 2. Paragraph (b) does not prohibit a participant's legal
1615 guardian from obtaining confirmation of coverage, dates of
1616 coverage, the name of the participant's health plan, and the
1617 amount of premium being paid.

1618 (e) *Penalty.*—A person who knowingly and willfully violates
1619 this subsection commits a misdemeanor of the second degree,
1620 punishable as provided in s. 775.082 or s. 775.083.

1621 (f) *Review and repeal.*—This subsection is subject to the
1622 Open Government Sunset Review Act in accordance with s. 119.15,
1623 and shall stand repealed on October 2, 2016, unless reviewed and
1624 saved from repeal through reenactment by the Legislature.

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1625 Section 24. Effective upon this act becoming a law,
1626 subsection (2) of section 409.904, Florida Statutes, is amended
1627 to read:

1628 409.904 Optional payments for eligible persons.—The agency
1629 may make payments for medical assistance and related services on
1630 behalf of the following persons who are determined to be
1631 eligible subject to the income, assets, and categorical
1632 eligibility tests set forth in federal and state law. Payment on
1633 behalf of these Medicaid eligible persons is subject to the
1634 availability of moneys and any limitations established by the
1635 General Appropriations Act or chapter 216.

1636 (2) A family, a pregnant woman, a child under age 21, a
1637 person age 65 or over, or a blind or disabled person, who would
1638 be eligible under any group listed in s. 409.903(1), (2), or
1639 (3), except that the income or assets of such family or person
1640 exceed established limitations. For a family or person in one of
1641 these coverage groups, medical expenses are deductible from
1642 income in accordance with federal requirements in order to make
1643 a determination of eligibility. A family or person eligible
1644 under the coverage known as the “medically needy,” is eligible
1645 to receive the same services as other Medicaid recipients, with
1646 the exception of services in skilled nursing facilities and
1647 intermediate care facilities for the developmentally disabled.
1648 Effective October 1, 2015, persons eligible under “medically
1649 needy” shall be limited to children under the age of 21 and
1650 pregnant women. This subsection expires October 1, 2019.

1651 Section 25. Effective upon this act becoming a law, section
1652 624.91, Florida Statutes, is amended to read:

1653 624.91 The Florida Healthy Kids Corporation Act.—

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1654 (1) SHORT TITLE.—This section may be cited as the “William
1655 G. ‘Doc’ Myers Healthy Kids Corporation Act.”

1656 (2) LEGISLATIVE INTENT.—

1657 (a) The Legislature finds that increased access to health
1658 care services could improve children’s health and reduce the
1659 incidence and costs of childhood illness and disabilities among
1660 children in this state. Many children do not have comprehensive,
1661 affordable health care services available. It is the intent of
1662 the Legislature that the Florida Healthy Kids Corporation
1663 provide comprehensive health insurance coverage to such
1664 children. The corporation is encouraged to cooperate with any
1665 existing health service programs funded by the public or the
1666 private sector.

1667 (b) It is the intent of the Legislature that the Florida
1668 Healthy Kids Corporation serve as one of several providers of
1669 services to children eligible for medical assistance under Title
1670 XXI of the Social Security Act. Although the corporation may
1671 serve other children, the Legislature intends the primary
1672 recipients of services provided through the corporation be
1673 school-age children with a family income below 200 percent of
1674 the federal poverty level, who do not qualify for Medicaid. It
1675 is also the intent of the Legislature that state and local
1676 government Florida Healthy Kids funds be used to continue
1677 coverage, subject to specific appropriations in the General
1678 Appropriations Act, to children not eligible for federal
1679 matching funds under Title XXI.

1680 (3) ELIGIBILITY FOR STATE-FUNDED ASSISTANCE.—Only residents
1681 of this state are eligible ~~the following individuals are~~
1682 ~~eligible~~ for state-funded assistance in paying Florida Healthy

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1683 Kids premiums pursuant to s. 409.814.+

1684 (a) Residents of this state who are eligible for the
1685 Florida Kidcare program pursuant to s. 409.814.

1686 (b) Notwithstanding s. 409.814, legal aliens who are
1687 ~~enrolled in the Florida Healthy Kids program as of January 31,~~
1688 ~~2004, who do not qualify for Title XXI federal funds because~~
1689 ~~they are not qualified aliens as defined in s. 409.811.~~

1690 (4) NONENTITLEMENT.—Nothing in this section shall be
1691 construed as providing an individual with an entitlement to
1692 health care services. No cause of action shall arise against the
1693 state, the Florida Healthy Kids Corporation, or a unit of local
1694 government for failure to make health services available under
1695 this section.

1696 (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.—

1697 (a) There is created the Florida Healthy Kids Corporation,
1698 a not-for-profit corporation.

1699 (b) The Florida Healthy Kids Corporation shall:

1700 1. Arrange for the collection of any individual, family,
1701 ~~local contributions,~~ or employer payment or premium, in an
1702 amount to be determined by the board of directors, to provide
1703 for payment of premiums for comprehensive insurance coverage and
1704 for the actual or estimated administrative expenses.

1705 2. Arrange for the collection of any voluntary
1706 contributions to provide for payment of Florida Kidcare program
1707 or Florida Health Insurance Affordability Exchange Program
1708 ~~premiums for children who are not eligible for medical~~
1709 ~~assistance under Title XIX or Title XXI of the Social Security~~
1710 ~~Act.~~

1711 3. ~~Subject to the provisions of s. 409.8134, accept~~

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1712 ~~voluntary supplemental local match contributions that comply~~
1713 ~~with the requirements of Title XXI of the Social Security Act~~
1714 ~~for the purpose of providing additional Florida Kidcare coverage~~
1715 ~~in contributing counties under Title XXI.~~

1716 ~~4.~~ Establish the administrative and accounting procedures
1717 for the operation of the corporation.

1718 ~~4.5.~~ Establish, with consultation from appropriate
1719 professional organizations, standards for preventive health
1720 services and providers and comprehensive insurance benefits
1721 appropriate to children, provided that such standards for rural
1722 areas shall not limit primary care providers to board-certified
1723 pediatricians.

1724 ~~5.6.~~ Determine eligibility for children seeking to
1725 participate in the Title XXI-funded components of the Florida
1726 Kidcare program consistent with the requirements specified in s.
1727 409.814, ~~as well as the non-Title XXI-eligible children as~~
1728 ~~provided in subsection (3).~~

1729 ~~6.7.~~ Establish procedures under which ~~providers of local~~
1730 ~~match to,~~ applicants to and participants in the program may have
1731 grievances reviewed by an impartial body and reported to the
1732 board of directors of the corporation.

1733 ~~7.8.~~ Establish participation criteria and, if appropriate,
1734 contract with an authorized insurer, health maintenance
1735 organization, or third-party administrator to provide
1736 administrative services to the corporation.

1737 ~~8.9.~~ Establish enrollment criteria that include penalties
1738 or waiting periods of 30 days for reinstatement of coverage upon
1739 voluntary cancellation for nonpayment of family or individual
1740 premiums.

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1741 ~~9.10-~~ Contract with authorized insurers or any provider of
 1742 health care services, meeting standards established by the
 1743 corporation, for the provision of comprehensive insurance
 1744 coverage to participants. Such standards shall include criteria
 1745 under which the corporation may contract with more than one
 1746 provider of health care services in program sites.

1747 a. Health plans shall be selected through a competitive bid
 1748 process. The Florida Healthy Kids Corporation shall purchase
 1749 goods and services in the most cost-effective manner consistent
 1750 with the delivery of quality medical care.

1751 b. The maximum administrative cost for a Florida Healthy
 1752 Kids Corporation contract shall be 15 percent. For health and
 1753 dental care contracts, the minimum medical loss ratio for a
 1754 Florida Healthy Kids Corporation contract shall be 85 percent.
 1755 The calculations must use uniform financial data collected from
 1756 all plans in a format established by the corporation and shall
 1757 be computed for each plan on a statewide basis. Funds shall be
 1758 classified in a manner consistent with 45 C.F.R. part 158 For
 1759 dental contracts, the remaining compensation to be paid to the
 1760 authorized insurer or provider under a Florida Healthy Kids
 1761 Corporation contract shall be no less than an amount which is 85
 1762 percent of premium; to the extent any contract provision does
 1763 not provide for this minimum compensation, this section shall
 1764 prevail.

1765 c. The health plan selection criteria and scoring system,
 1766 and the scoring results, shall be available upon request for
 1767 inspection after the bids have been awarded.

1768 d. Effective July 1, 2016, health and dental services
 1769 contracts of the corporation must transition to the FHIX

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1770 marketplace under s. 409.722. Qualifying plans may enroll as
 1771 vendors with the FHIX marketplace to maintain continuity of care
 1772 for participants.

1773 ~~10.11-~~ Establish disenrollment criteria in the event ~~local~~
 1774 ~~matching~~ funds are insufficient to cover enrollments.

1775 ~~11.12-~~ Develop and implement a plan to publicize the
 1776 Florida Kidcare program, the eligibility requirements of the
 1777 program, and the procedures for enrollment in the program and to
 1778 maintain public awareness of the corporation and the program.

1779 ~~12.13-~~ Secure staff necessary to properly administer the
 1780 corporation. Staff costs shall be funded from state ~~and local~~
 1781 ~~matching funds~~ and such other private or public funds as become
 1782 available. The board of directors shall determine the number of
 1783 staff members necessary to administer the corporation.

1784 ~~13.14-~~ In consultation with the partner agencies, provide a
 1785 report on the Florida Kidcare program annually to the Governor,
 1786 the Chief Financial Officer, the Commissioner of Education, the
 1787 President of the Senate, the Speaker of the House of
 1788 Representatives, and the Minority Leaders of the Senate and the
 1789 House of Representatives.

1790 ~~14.15-~~ Provide information on a quarterly basis online to
 1791 the Legislature and the Governor which compares the costs and
 1792 utilization of the full-pay enrolled population and the Title
 1793 XXI-subsidized enrolled population in the Florida Kidcare
 1794 program. The information, at a minimum, must include:

1795 a. The monthly enrollment and expenditure for full-pay
 1796 enrollees in the Medikids and Florida Healthy Kids programs
 1797 compared to the Title XXI-subsidized enrolled population; and

1798 b. The costs and utilization by service of the full-pay

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1799 enrollees in the Medikids and Florida Healthy Kids programs and
1800 the Title XXI-subsidized enrolled population.

1801 ~~15.16.~~ Establish benefit packages that conform to the
1802 provisions of the Florida Kidcare program, as created in ss.
1803 409.810-409.821.

1804 16. Contract with other insurance affordability programs
1805 and FHIx to provide customer service or other enrollment-focused
1806 services.

1807 17. Annually develop performance metrics for the following
1808 focus areas:

1809 a. Administrative functions.

1810 b. Contracting with vendors.

1811 c. Customer service.

1812 d. Enrollee education.

1813 e. Financial services.

1814 f. Program integrity.

1815 (c) Coverage under the corporation's program is secondary
1816 to any other available private coverage held by, or applicable
1817 to, the participant child or family member. Insurers under
1818 contract with the corporation are the payors of last resort and
1819 must coordinate benefits with any other third-party payor that
1820 may be liable for the participant's medical care.

1821 (d) The Florida Healthy Kids Corporation shall be a private
1822 corporation not for profit, organized pursuant to chapter 617,
1823 and shall have all powers necessary to carry out the purposes of
1824 this act, including, but not limited to, the power to receive
1825 and accept grants, loans, or advances of funds from any public
1826 or private agency and to receive and accept from any source
1827 contributions of money, property, labor, or any other thing of

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1828 value, to be held, used, and applied for the purposes of this
1829 act.

1830 (6) BOARD OF DIRECTORS AND MANAGEMENT SUPERVISION.—

1831 (a) The Florida Healthy Kids Corporation shall operate
1832 subject to the supervision and approval of a board of directors.
1833 The board chair shall be an appointee designated by the
1834 Governor, and the board shall be chaired by the Chief Financial
1835 Officer or her or his designee, and composed of 12 other
1836 members. The Senate shall confirm the designated chair and other
1837 board appointees. The board members shall be appointed selected
1838 for 3-year terms of office as follows:

1839 1. The Secretary of Health Care Administration, or his or
1840 her designee.

1841 2. One member appointed by the Commissioner of Education
1842 from the Office of School Health Programs of the Florida
1843 Department of Education.

1844 3. One member appointed by the Chief Financial Officer from
1845 among three members nominated by the Florida Pediatric Society.

1846 4. One member, appointed by the Governor, who represents
1847 the Children's Medical Services Program.

1848 5. One member appointed by the Chief Financial Officer from
1849 among three members nominated by the Florida Hospital
1850 Association.

1851 6. One member, appointed by the Governor, who is an expert
1852 on child health policy.

1853 7. One member, appointed by the Chief Financial Officer,
1854 from among three members nominated by the Florida Academy of
1855 Family Physicians.

1856 8. One member, appointed by the Governor, who represents

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1857 ~~the state Medicaid program.~~

1858 ~~9. One member, appointed by the Chief Financial Officer,~~
 1859 ~~from among three members nominated by the Florida Association of~~
 1860 ~~Counties.~~

1861 ~~10. The State Health Officer or her or his designee.~~

1862 ~~11. The Secretary of Children and Families, or his or her~~
 1863 ~~designee.~~

1864 ~~12. One member, appointed by the Governor, from among three~~
 1865 ~~members nominated by the Florida Dental Association.~~

1866 (b) A member of the board of directors serves at the
 1867 pleasure of the Governor ~~may be removed by the official who~~
 1868 ~~appointed that member.~~ The board shall appoint an executive
 1869 director, who is responsible for other staff authorized by the
 1870 board.

1871 (c) Board members are entitled to receive, from funds of
 1872 the corporation, reimbursement for per diem and travel expenses
 1873 as provided by s. 112.061.

1874 (d) There shall be no liability on the part of, and no
 1875 cause of action shall arise against, any member of the board of
 1876 directors, or its employees or agents, for any action they take
 1877 in the performance of their powers and duties under this act.

1878 (e) Board members who are serving as of the effective date
 1879 of this act may remain on the board until January 1, 2016.

1880 (7) LICENSING NOT REQUIRED; FISCAL OPERATION.—

1881 (a) The corporation shall not be deemed an insurer. The
 1882 officers, directors, and employees of the corporation shall not
 1883 be deemed to be agents of an insurer. Neither the corporation
 1884 nor any officer, director, or employee of the corporation is
 1885 subject to the licensing requirements of the insurance code or

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1886 the rules of the Department of Financial Services. However, any
 1887 marketing representative utilized and compensated by the
 1888 corporation must be appointed as a representative of the
 1889 insurers or health services providers with which the corporation
 1890 contracts.

1891 (b) The board has complete fiscal control over the
 1892 corporation and is responsible for all corporate operations.

1893 (c) The Department of Financial Services shall supervise
 1894 any liquidation or dissolution of the corporation and shall
 1895 have, with respect to such liquidation or dissolution, all power
 1896 granted to it pursuant to the insurance code.

1897 (8) TRANSITION PLANS.—The corporation shall confer with the
 1898 Agency for Health Care Administration, the Department of
 1899 Children and Families, and Florida Health Choices, Inc., to
 1900 develop transition plans for the Florida Health Insurance
 1901 Affordability Exchange Program as created under ss. 409.720-
 1902 409.731.

1903 Section 26. Effective upon this act becoming a law, section
 1904 624.915, Florida Statutes, is repealed.

1905 Section 27. Effective upon this act becoming a law, the
 1906 Division of Law Revision and Information is directed to replace
 1907 the phrase "the effective date of this act" wherever it occurs
 1908 in this act with the date the act becomes a law.

1909 Section 28. Except as otherwise expressly provided in this
 1910 act and except for this section, which shall take effect upon
 1911 this act becoming a law, this act shall take effect July 1,
 1912 2015.

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 2514

INTRODUCER: Appropriations Committee

SUBJECT: Allocation of Funds for Community-based Care Lead Agencies

DATE: March 26, 2015

REVISED: _____

ANALYST

Shettle

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 2514 amends the core services funding allocation methodology for community-based care lead agencies (CBC). Beginning in Fiscal Year 2015-2016 the methodology will include no adjustment to the base core services funding for each CBC. Twenty percent of new core services funding will be allocated to all CBCs, and 80 percent will be allocated only to CBCs that have base funding below their equitable share as determined by the equity allocation model. The bill also amends the equity allocation model.

The bill is budget neutral to the state; however, the amount of new core services funding allocated to each CBC will be affected.

The bill has an effective date of July 1, 2015.

II. Present Situation:

Community-Based Care Lead Agencies

Section 409.986, F.S., expresses legislative intent for the Department of Children and Families (DCF) to contract with community-based care lead agencies (CBC) to provide child protection and child welfare services. Services provided by the CBCs are intended to facilitate a child remaining safely in his or her home, returning safely to his or her home if removed, or obtaining an alternative permanent home if he or she cannot remain at home or be returned home. The Legislature further intends that communities have responsibility for and should participate in ensuring safety, permanence, and well-being for all children in the state.¹

The Legislature has found that when private entities assume responsibility for the care of children in the child protection and child welfare system, comprehensive oversight of the programmatic, administrative, and fiscal operation of those entities is essential. The Legislature has also found that the appropriate care of children is ultimately the responsibility of the state

¹ See s. 409.986, F.S.

and that outsourcing such care does not relieve the state of its responsibility to ensure that appropriate care is provided.²

CBCs are procured by the DCF through a competitive process as required under ch. 287, F.S. In order to serve as a CBC, an entity must meet a series of qualifications and be governed by a board of directors or board committee whose membership must be composed of at least 75 percent Florida residents. Of the state residents, at least 51 percent must also reside within the service area of the lead community-based provider.³

CBCs serve all children referred to the DCF as a result of a report of abuse, neglect, or abandonment, or who are at risk of abuse, neglect, or abandonment. CBCs, under certain conditions, may act as guardian for a child for the purpose of registering a child for school or seeking emergency medical attention. CBCs must be licensed as a child-caring or child-placing agency by the DCF, and each foster home, therapeutic foster home, emergency shelter, or other placement facility must be licensed by the DCF under ch. 402, F.S.⁴

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. In 1998, the Legislature required the DCF to outsource the provision of all foster care and related services statewide. The transition was completed in Fiscal Year 2004-2005. The DCF has 20 CBC contracts. For Fiscal Year 2014-2015, a total of \$587.1 million was provided to the CBCs for core services.

Allocation of Funds for Community-based Care Lead Agencies

Section 409.991, F.S., requires that the DCF allocate funds for CBCs according to an equity allocation model. This model was designed to allocate funds among CBCs depending to some degree on the differing needs and services required by specific populations being served by each CBC. The equity allocation model includes “core services funding,” which is defined as all funds allocated to CBCs operating under contract with the DCF under s. 409.987, F.S., with a number of exceptions.⁵

Ninety percent of the recurring core services funding for each CBC is based on the prior-year recurring base of core services funds and 10 percent is based on the equity allocation model.

The equity allocation model includes 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 is calculated based on the following weights:

² See s. 409.986 (1)(b), F.S.

³ See s. 409.987, F.S.

⁴ See s. 409.988, F.S.

⁵ See s. 409.991(1)(a), F.S.

- Proportion of children in poverty is weighted as 30 percent of the total;
- Proportion of child abuse hotline workload is weighted as 30 percent of the total;
- Proportion of children in care is weighted as 30 percent of the total; and
- Proportion of contribution to the reduction in out-of-home care is weighted as 10 percent of the total.

Unless otherwise specified in the General Appropriations Act (GAA), any new core services funds are allocated based on the equity allocation model. Such allocations are proportional to the proportion of funding based on the equity model and allocated only to the CBC contracts, if the current funding proportion is less than the proportion of funding based on the equity model.⁶

III. Effect of Proposed Changes:

Section 1 amends s. 409.991, F.S. to provide that, beginning in the 2015-2016 fiscal year, the base core services funding for each community-based care lead agency (CBC) will be based fully on the recurring core services funding from the prior year. No adjustments will be made to the base core services funding; under current law, 10 percent of recurring base core services funding is redistributed based on the equity allocation model.

Unless otherwise provided in the GAA, any new core services funds will be allocated to each CBC based on an equity allocation model as follows:

- 20 percent of new funding, allocated among all CBCs; and
- 80 percent of new funding, allocated only among CBCs that are funded below their equitable share, as determined by the equity allocation model, based on their relative proportion of the total amount of funding below the equitable share.

The equity allocation model is revised to include the following factors.

- Proportion of the child population;
- Proportion of child abuse hotline workload; and
- Proportion of children in care, weighted as 60 percent based on children in out-of-home care and 40 percent based on children in in-home care.

The equity allocation of core services funds must be calculated based on the following weights:

- Proportion of the child population, weighted as five percent of the total;
- Proportion of child abuse hotline workload, weighted as 15 percent of the total; and
- Proportion of children in care, weighted as 80 percent of the total.

Section 2 provides an effective date of July 1, 2015.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

⁶ See s. 409.991(4), F.S.

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:

SB 2514 will alter the allocation of new core services funding to each community-based care lead agency.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following section 409.991 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of 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

576-02241A-15

20152514pb

1 A bill to be entitled
 2 An act relating to allocation of funds for community-
 3 based care lead agencies; amending s. 409.991, F.S.;
 4 revising the equity allocation model for funding
 5 community-based care lead agencies; providing an
 6 effective date.

7
 8 Be It Enacted by the Legislature of the State of Florida:

9
 10 Section 1. Section 409.991, Florida Statutes, is amended to
 11 read:

12 409.991 Allocation of funds for community-based care lead
 13 agencies.—

14 (1) As used in this section, the term:

15 (a) "Core services funds funding" means all funds allocated
 16 to community-based care lead agencies operating under contract
 17 with the department pursuant to s. 409.987, with the following
 18 exceptions:

19 1. Funds appropriated for independent living;
 20 2. Funds appropriated for maintenance adoption subsidies;
 21 3. Funds allocated by the department for protective
 22 investigations training;
 23 4. Nonrecurring funds;
 24 5. Designated mental health wrap-around services funds; and
 25 6. Funds for special projects for a designated community-
 26 based care lead agency.

27 (b) "Equity allocation model" means an allocation model
 28 that uses the following factors:

29 1. Proportion of the child population ~~children in poverty~~;

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30 2. Proportion of child abuse hotline workload; and
 31 3. Proportion of children in care; ~~and~~
 32 4. ~~Proportion of contribution in the reduction of out-of-~~
 33 ~~home care.~~

34 (c) "Proportion of child population" means the proportion
 35 of children, up to 18 years of age during the previous calendar
 36 year, in the geographic area served by the community-based care
 37 lead agency "~~Proportion of children in poverty~~" means the
 38 ~~average of the proportion of children in the geographic area~~
 39 ~~served by the community-based care lead agency based on the~~
 40 ~~following subcomponents:~~

41 1. ~~Children up to 18 years of age who are below the poverty~~
 42 ~~level as determined by the latest available Small Area Income~~
 43 ~~and Poverty Estimates (SAIPE) from the United States Census~~
 44 ~~Bureau;~~

45 2. ~~Children eligible for free or reduced-price meals as~~
 46 ~~determined by the latest available survey published by the~~
 47 ~~Department of Education; and~~

48 3. ~~The number of children in families receiving benefits~~
 49 ~~from the federal Supplemental Nutrition Assistance Program~~
 50 ~~(SNAP) in the most recent month as determined by the department.~~

51 (d) "Proportion of child abuse hotline workload" means the
 52 weighted average of the following subcomponents:

53 1. The average number of initial and additional child abuse
 54 reports received during the month for the most recent 12 months
 55 based on child protective investigations trend reports as
 56 determined by the department. This subcomponent shall be
 57 weighted as 20 percent of the factor.

58 2. The average count of children in investigations in the

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59 most recent 12 months based on child protective investigations
60 trend reports as determined by the department. This subcomponent
61 shall be weighted as 40 percent of the factor.

62 3. The average count of children in investigations with a
63 most serious finding of verified abuse in the most recent 12
64 months based on child protective investigations trend reports as
65 determined by the department. This subcomponent shall be
66 weighted as 40 percent of the factor.

67 (e) "Proportion of children in care" means the proportion
68 ~~of the sum~~ of the number of children in care receiving in-home
69 services and the number of children in out-of-home care with a
70 case management overlay during the most recent 12-month period.
71 This subcomponent shall be weighted as follows:

72 1. Sixty percent shall be based on children in out-of-home
73 care.

74 2. Forty percent shall be based on children in in-home care
75 at the end of the most recent month as reported in the child
76 welfare services trend reports as determined by the department.

77 ~~(f) "Proportion of contribution in the reduction of out-of-~~
78 ~~home care" means the proportion of the number of children in~~
79 ~~out-of-home care on December 31, 2006, minus the number of~~
80 ~~children in out-of-home care as of the end of the most recent~~
81 ~~month as reported in the child welfare services trend reports as~~
82 ~~determined by the department.~~

83 (2) The equity allocation of core services funds shall be
84 calculated based on the following weights:

85 (a) Proportion of the child population ~~children in poverty~~
86 shall be weighted as 5 ~~30~~ percent of the total;

87 (b) Proportion of child abuse hotline workload shall be

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88 weighted as 15 ~~30~~ percent of the total; and

89 (c) Proportion of children in care shall be weighted as 80
90 ~~30~~ percent of the total; ~~and~~

91 ~~(d) Proportion of contribution to the reduction in out-of-~~
92 ~~home care shall be weighted as 10 percent of the total.~~

93 (3) Beginning in the 2015-2016 ~~2013-2014~~ state fiscal year,
94 100 ~~90~~ percent of the recurring core services funding for each
95 community-based care lead agency shall be based on the prior
96 year recurring base of core services funds ~~and 10 percent shall~~
97 ~~be based on the equity allocation model.~~

98 (4) Unless otherwise specified in the General
99 Appropriations Act, any new core services funds shall be
100 allocated based on the equity allocation model as follows:

101 (a) Twenty percent of new funding shall be allocated among
102 all community-based care lead agencies.

103 (b) Eighty percent of new funding shall be allocated among
104 community-based care lead agencies that are funded below their
105 equitable share. Funds allocated pursuant to this paragraph
106 shall be weighted based on each community-based care lead
107 agency's relative proportion of the total amount of funding
108 below the equitable share. Such allocations must be proportional
109 to the proportion of funding based on the equity model and
110 allocated only to the community-based care lead agency contracts
111 if the current funding proportion is less than the proportion of
112 funding based on the equity model.

113 Section 2. This act shall take effect July 1, 2015.

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 602 (104334)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Education); and Senators Gaetz and Galvano

SUBJECT: Students With Disabilities

DATE: March 24, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Hand</u>	<u>Klebacha</u>	<u>ED</u>	<u>Favorable</u>
2.	<u>Sikes</u>	<u>Elwell</u>	<u>AED</u>	<u>Recommend: Fav/CS</u>
3.	<u>Elwell</u>	<u>Kynoch</u>	<u>AP</u>	<u>Pre-meeting</u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

PCS/SB 602 bill amends the Florida Personal Learning Scholarship Accounts Program (PLSA or program) by expanding the pool of eligible students, tightening program accountability requirements, streamlining program implementation, increasing the Department of Education's (DOE) responsibilities for implementation of the program, and clarifying program implementation.

Specifically, the bill:

- Expands student eligibility to include all students on the autism spectrum, per the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition (DSM-5), and to students who are, or will be, 3 or 4 years old on or before September 1 and meet all other eligibility requirements. Establishes eligibility dates for existing students to renew and new students to apply for the PLSA program.
- Requires that authorized expenditures be for educational purposes.
- Authorizes expenditures associated with part-time private tutoring from persons meeting specified requirements (e.g., certified teacher and special skills).
- Requires that interest accrued remain in a PLSA account for the parent to use for authorized purposes.
- Requires a licensed physician to approve specialized services before being provided by an approved provider.

- Allows parents the ability to receive the scholarship funds before the beginning of the school year.
- Requires an eligible nonprofit scholarship-funding organization (SFO) to notify program participants of their annual ability to request new or revised matrix of services.
- Authorizes the Commissioner of Education to determine the length of suspensions or terminations, and determine conditions for reinstating program eligibility.
- Adds an option for parents to use PLSA funds on providers from outside the State of Florida who meet similar regulation or approval requirements to those applicable to in-state providers for specialized services.
- Expands the authorized uses of program funds to include fees for specific specialized programs, fees for an annual evaluation of educational progress, training and maintenance agreements for digital devices, and transition services provided by life coaches.
- Clarifies that kindergarten students approved via “high-risk” status must re-qualify under one of the other disability categories when he/she reaches age 6 in order to renew program participation.
- Clarifies PLSA funds may be used toward enrollment at Independent Colleges and Universities of Florida (ICUF) institutions.
- Requires the Florida Prepaid College Board (Prepaid Board) to allow program funds to be used along with other funds to purchase a prepaid college plan, be separately tracked and accounted for, and used only after private prepaid funds in the account have been exhausted.

The bill increases the number of students potentially eligible for a scholarship by including all students on the autism spectrum. An estimated 860 additional autism spectrum students could participate in the program under the expanded definition, which would cost an additional \$8.6 million. An estimated 480 three and four year-olds could be eligible to participate in the program at an additional cost of \$4.8 million. However, since scholarships awarded under the program are on a first-come, first-served basis, the number of students receiving a scholarship is limited by the funds appropriated in the General Appropriations Act.

The bill takes effect upon becoming a law.

II. Present Situation:

The Florida Personal Learning Scholarship Accounts Program (PLSA or program) was created during the 2014 Legislative session. The PLSA program provides the option for a parent to better meet the individual needs of his or her eligible child.¹ A parent who applies for program participation is exercising his or her parental option to determine the appropriate placement or services that best meet the needs of his or her child.²

¹ The PLSA program “does not expand the regulatory authority of Florida, its officers, or any school district to impose additional regulation on participating private schools, nonpublic postsecondary educational institutions, and private providers beyond those reasonably necessary to enforce requirements expressly set forth in this section.” Section 1002.385(17), F.S.

² The parent must apply for the program by February 1 of each year, for participation in the subsequent school year. Section 1002.385(3)(b), F.S.

PLSA Parental Choice Options

The PLSA program provides kindergarten through grade 12 students who are a resident of this state and have a disability³ with access to scholarship funds for authorized instructional materials, curriculum, specialized services by approved providers, enrollment and tuition, assessment fees, Florida Prepaid College Program contributions, and contracted services by a public school or school district.⁴

The program provides parental choice options by delineating parent and student responsibilities, student eligibility, scholarship amounts and allowable expenditures, and parent obligations. The program also specifies implementation responsibilities of eligible nonprofit scholarship-funding organizations (SFOs), eligible private schools, the Department of Education, the Commissioner of Education, school districts, and the Auditor General.

Parent and Student Responsibilities

Student Eligibility

A parent may establish and maintain a PLSA account if his or her child is a Florida resident, eligible to enroll in kindergarten through grade 12 in a Florida public school, has a disability, and is the subject of an Individual Education Plan (IEP) or has received a diagnosis of a disability from a licensed physician or psychologist.⁵

Disability means, for a student in kindergarten to grade 12, autism, as defined in s. 393.063(3), F.S.; cerebral palsy, as defined in s. 393.063(4), F.S.; Down syndrome, as defined in s. 393.063(13), F.S.; an intellectual disability, as defined in s. 393.063(21), F.S.; Prader-Willi syndrome, as defined in s. 393.063(25), F.S.; or Spina bifida, as defined in s. 393.063(36), F.S.; and for a student in kindergarten, being a high-risk child, as defined in s. 393.063(20)(a), F.S.; and Williams syndrome.⁶

Autism, as currently defined for program eligibility, means “a pervasive, neurologically based developmental disability of extended duration which causes severe learning, communication, and behavioral disorders with age and onset during infancy or childhood. Individuals with autism exhibit impairment in reciprocal social interaction, impairment in verbal and nonverbal communication and imaginative ability, and a markedly restricted repertoire of activities and interests.”⁷ Thus, this definition of autism requires that a student exhibit severe and substantial deficits in certain areas.⁸

A student is not eligible for the PLSA program:

³ Section 1002.385(3), F.S.

⁴ Section 1002.385(5), F.S.

⁵ Section 1002.385(3)(a), F.S.

⁶ Section 1002.385(2)(d), F.S.

⁷ Section 393.063(3), F.S.

⁸ Email, Agency for Persons with Disabilities (Dec. 15, 2014).

- While enrolled in a public school⁹ or a school providing services to youth in the Department of Juvenile Justice program;¹⁰
- While receiving a scholarship in accordance with the Florida Tax Credit Scholarship Program or McKay Scholarship, or any other educational scholarship pursuant to chapter 1002;¹¹
- If the student or student's parent has accepted any payment, refund, or rebate from a provider of any services received while participating in the program;¹² or
- If the student's participation in the program has been denied or revoked by the Commissioner of Education; or the student's parent has forfeited participation in the program by failing to comply with the program's requirements.¹³

Scholarship Amount and Allowable Expenditures

The maximum scholarship amount is determined by several factors and calculations.¹⁴ However, the calculation for all students participating in the program is based on the matrix that assigns the student to support Level III of services.¹⁵ The scholarship funds are not released to SFOs¹⁶ until after the Department of Education (DOE or Department) verifies that the student is not attending public schools based upon the October student count.¹⁷ The amount of payment can be adjusted upon request of the parent every three years to reevaluate the matrix.¹⁸

Funds from a PLSA account may be used for:¹⁹

- Instructional materials;²⁰
- Curriculum;²¹

⁹ Being enrolled in a public school includes, but is not limited to, the Florida School for the Deaf and Blind; the Florida Virtual School; the College-Preparatory Boarding Academy; a developmental research school authorized under s.1002.33, s. 1002.331, or s. 1002.332; or a virtual education program authorized under s. 1002.45. Section 1002.385(4)(a)1, F.S.

¹⁰ Section 1002.385(4)(a)2., F.S.

¹¹ Sections 1002.385(4)(a)3.-4., F.S. The requirements for the Florida Tax Credit Scholarship Program and John M. McKay Scholarships for Students With Disabilities Program can be found in ss. 1002.39, 1002.395, 1002.42, and 1002.421, F.S.

¹² Section 1002.385(4)(b)1., F.S.

¹³ Sections 1002.385(4)(b)2.-3., F.S.

¹⁴ Section. 1002.385(13), F.S.

¹⁵ Sections 1002.385(11) and (13)(a)3., F.S. The average scholarship amount for the 2014-2015 school year is approximately \$10,000 per student. See, Florida Department of Education, *Personal Learning Scholarship Account Program FAQs*, <http://www.fldoe.org/schools/school-choice/k-12-scholarship-programs/plsa/plsa-faqs.shtml#7166> (last visited February 6, 2015).

¹⁶ An eligible nonprofit scholarship-funding organization has the same meaning as in s. 1002.395, which means a state university; or an independent college or university that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, located and chartered in this state, is not for profit, and is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools; or is charitable organization that is exempt from federal income tax pursuant to s. 501(c)(3) of the Internal Revenue Code, is a Florida entity formed under chapters 607, 608 or 617 and whose principal office is located in the state, and complies with s. 1002.395(6) and (16), F.S. (respectively, obligations of SFOs and SFO applications). See, sections 1002.385(2)(e), and 1002.395(2)(f), F.S.

¹⁷ Section 1002.385(9)(e), F.S.

¹⁸ Sections 1002.385(7)(c), (11) and (13)(a), F.S.

¹⁹ Section 1002.385(5), F.S.

²⁰ Instructional materials also includes digital devices, digital periphery devices, and assistive technology devices that allow a student to access instruction or instructional content. Section 1002.385(5)(a), F.S.

²¹ Curriculum means a complete course of study for a particular content area or grade level, including any required supplemental materials. Section 1002.385(2)(b), F.S.

- Specialized services by approved providers selected by the parent;²²
- Enrollment, tuition or fees in various authorized educational institutions;²³
- Fees for assessments and industry certification examinations;²⁴
- Contributions to the Florida Prepaid College Program account for the benefit of the eligible student;²⁵ and
- Contracted services provided by a public school or school district, including classes and extracurricular programs for the services specified in the IEP or additional services.²⁶

The ability to receive program payments continues until a student fails to comply with the program requirements, has funds revoked by the Commissioner of Education, return to or enrolls in a public school, graduates from high school, or reaches 22 years of age, whichever occurs first.²⁷

However, a student may continue to expend the balance remaining in a PLSA account until the eligible student's graduation from an eligible postsecondary educational institution, or after a period of 4 consecutive years after high school graduation in which the student is not enrolled in an eligible postsecondary educational institution.²⁸

Parent Obligations

Parents of students receiving a scholarship are responsible for signing an agreement with the SFO, procuring the services necessary to educate the student, and paying eligible expenses in excess of the amount of the PLSA account.²⁹

A specialized service provider, eligible private school, eligible postsecondary educational institution, private tutoring program provider, online or virtual program provider, public school, school district, or other entity receiving payments may not share, refund, or rebate any moneys from the PLSA account to the parent or participating student.³⁰

²² See s. 468.1125, F.S. Services provided may include, but not limited to applied behavior analysis services and services provided by speech-language, pathologists, occupational therapists, physical therapists, and listening and spoken language specialists. Section 1002.385(5)(c), F.S. The Department of Health, the Agency for Persons with Disabilities, and DOE are required to work with an SFO for easy or automated access to lists of licensed providers of services to ensure efficient administration of the program. Section 1002.385(15), F.S.

²³ The various schools or programs include an eligible private school, an eligible postsecondary educational institution, a private tutoring program, a virtual program offered by a DOE-approved private online provider, the Florida Virtual School, or an approved online course. See ss. 1002.43, 1002.45(2)(a), 1003.499, and 1004.0961, F.S.

²⁴ Authorized assessments are nationally standardized, norm-referenced achievement tests, Advanced Placement Examinations, industry certification examinations, assessments related to postsecondary education, or other assessments. Section 1002.385(5)(e), F.S.

²⁵ See s. 1009.98, F.S., Stanley G. Tate Florida Prepaid College Program.

²⁶ A student who receives services under a contract is not considered to be enrolled in a public school for eligibility purposes. Section 1002.385(5)(g), F.S.

²⁷ Section 1002.385(6), F.S.

²⁸ Section 1002.385(13)(c), F.S. Afterward, the PLSA account will be closed and any remaining funds will revert to the state. Id.

²⁹ Section 1002.385(11), F.S.

³⁰ Section 1002.385(5), F.S.

A parent must annually submit a notarized, sworn compliance statement to the SFO to:³¹

- Affirm that the student meets regular school student attendance requirements;³²
- Affirm PLSA funds only have been used for authorized purposes;
- Notify the school district that the student is participating in the program, if the parent chooses to enroll in a home education program;
- Affirm that the student takes all appropriate standardized assessments;
- Request participation in the program by the date established by the SFO;
- Affirm that the student remains in good standing with the provider or school if those options are selected by the parent;
- Apply for admission of his or her child to a private school, if this option is selected by the parent;
- Apply to renew participation in the program;
- Affirm that the parent will not transfer any college savings funds to another beneficiary;
- Affirm that the parent will not take possession of any funding contributed by the state; and
- Affirm that the parent will maintain a portfolio of records for two years to document student learning and requiring it to be available for inspection upon 15 days written notice from the district school superintendent.

A parent who fails to comply with these requirements forfeits the PLSA account.³³

PLSA Program Implementation Responsibilities

Scholarship Funding Organizations

An eligible scholarship funding organization (SFO) is authorized to establish PLSA accounts for eligible students.³⁴

SFOs receive applications, confirm initial or continuing participation, and determine student eligibility; award scholarships on a first-come, first-serve basis; provide a process for students on the wait list or late-filing applicants to participate in the program; establish PLSA accounts for each eligible student; and verify expenditures.³⁵ SFOs must return unused funds to the state when the student is no longer eligible to participate in the program.³⁶

SFOs must notify DOE of applicants by March 1 before the subsequent school year starts, and, when the application is received, provide DOE with information about the student so that DOE may report the student for funding.³⁷

³¹ Section 1002.385(11)(a), F.S.

³² These requirements are a parochial, religious, or denominational school; a private school supported in whole or in part by tuition charges or by endowments or gifts; a home education program that meets the requirements of chapter 1002, F.S. *See* ss. 1002.385(11)(a)1., 1003.01(13), 1003.21 and 1003.24, F.S.

³³ Section 1002.385(11), F.S.

³⁴ Section 1002.385(12), F.S.

³⁵ *Id.*

³⁶ *Id.*

³⁷ *Id.*

SFOs must develop a system for payment of benefits by electronic funds transfer, including, but not limited to debit cards, electronic payment cards, or any other means of electronic payment that DOE determines to be commercially viable or cost-effective.³⁸ Commodities or services related to the development of such a system must be procured by competitive solicitation or from a state term contract.³⁹

Private Schools

An eligible private school may be sectarian or nonsectarian, and must:⁴⁰

- Comply with all requirements for private schools participating in the state school choice scholarship programs;
- Provide the SFO, upon request, all documentation required for the student's participation, including all the private school's and student's fee schedules;
- Be academically accountable to the parent for meeting the educational needs of the student;⁴¹
- Employ or contract with teachers who have regular and direct contact with each student receiving a PLSA scholarship at the school's physical location; and
- Annually contract with an independent certified public accountant to perform agreed upon procedures, if the school receives more than \$250,000 in PLSA scholarship funds each year.

The inability of a private school to meet these requirements constitutes a basis for the ineligibility of the private school to participate in the program, as determined by DOE.⁴²

Department of Education

The DOE's responsibilities are to maintain a list of approved providers, investigate written complaints, require SFOs to provide quarterly reports regarding student participation in the program, and compare the list of students participating in the program with the public school enrollment lists before each program payment to avoid duplicate payments.⁴³

The State Board of Education is required to adopt rules to administer the program.⁴⁴

Commissioner of Education

The Commissioner of Education (Commissioner) is required to deny, suspend, or revoke a student's participation in the program or the use of program funds, if the student's health, safety, or welfare is in jeopardy or fraud is suspected.⁴⁵

³⁸ Section 1002.385(13)(d), F.S.

³⁹ *Id.*

⁴⁰ Section 1002.385(8), F.S.

⁴¹ A private school must provide the parent a written explanation of the student's progress; if requested by a parent, annually administer, or make provision for students participating in the program in grades 3-10 to take one of the national norm-referenced tests identified by DOE or the statewide, assessments pursuant to s. 1008.22 (students with disabilities for whom standardized testing is not appropriate are exempt from this requirement); report the student's scores to the parent; and cooperate with the scholarship student whose parent chooses to have the student participate in the statewide assessments. Section 1002.385(8)(c), F.S.

⁴² Section 1002.385(8), F.S.

⁴³ Section 1002.385(9), F.S.

⁴⁴ Section 1002.385(18), F.S.

⁴⁵ Section 1002.385(10)(a), F.S.

The Commissioner may also deny, suspend, or revoke the use of program funds for material noncompliance with law and rules.⁴⁶ In making this determination, the Commissioner may consider factors such as acts or omissions that led to a previous denial or revocation; failure to reimburse an SFO for improperly received funds; imposition of prior criminal sanctions, civil fines, administrative fines, license revocation or suspension, program eligibility suspension, termination, or revocation related to an entity's management or operation; or other types of criminal proceedings in which there was a finding of guilt or no contest to offenses involving fraud, deceit, dishonesty, or moral turpitude.⁴⁷

School Districts

If requested by a parent, a school district must complete a matrix that assigns a level of service to a student with a disability who does not have a matrix.⁴⁸ The school district is required to complete the matrix within 30 days after receiving notice of the request, and provide the parent with the matrix level within 10 days thereafter.⁴⁹ The DOE is responsible for notifying the parent and SFO of the amount of funds awarded within 10 days of receiving the matrix level from the district.⁵⁰ A school district may only change a matrix to correct a technical, typographical, or calculation error.⁵¹

A school district is required to notify the parent of each eligible student that the matrix may be reevaluated every 3 years.⁵²

For each PLSA student who chooses to participate in the statewide, standardized assessment or the Florida Alternate Assessment, the school district must notify the student and parent about locations and times to take the assessments.⁵³

Auditor General

The Auditor General must conduct an annual financial and operational audit related to the program.⁵⁴ As a part of this audit, the Auditor General must verify, at a minimum, the total amount of students served and eligibility of reimbursements made by each SFO and transmit that information to the department.⁵⁵ The department will be notified of any SFO that fails to comply with a request for information.⁵⁶

⁴⁶ *Id.* The SBE adopted Rule 6A-6.0961, F.A.C., to administer the PLSA program, effective November 4, 2014.

⁴⁷ Section 1002.385(10)(b), F.S.

⁴⁸ Sections 1002.385(7)(a), and (11), F.S.

⁴⁹ Section 1002.385(7), F.S.

⁵⁰ *Id.*

⁵¹ *Id.*

⁵² Section 1002.385(7)(c), F.S.

⁵³ Section 1002.385(7)(b), F.S.

⁵⁴ Section 1002.385(14), F.S.

⁵⁵ *Id.*

⁵⁶ *Id.*

III. Effect of Proposed Changes:

The bill amends the Florida Personal Learning Scholarship Accounts Program (PLSA or program) by expanding the pool of eligible students, tightening program accountability requirements, streamlining program implementation, increasing the Department of Education's (DOE) responsibilities for implementation of the program, and clarifying program implementation.

PLSA Program Accountability Requirements

The bill:

- Clarifies that authorized expenditures are for “educational purposes;”
- Adds authority for PLSA funds to be used for part-time private tutoring from persons meeting specified requirements (e.g., certified teacher and special skills);
- Clarifies that interest accrued in a PLSA account remains in the PLSA account for the parent to use for authorized purposes and is treated the same as PLSA funds if moneys get reverted;
- Adds a requirement that the Auditor General must provide a copy of SFO operational audits to the Commissioner of Education (Commissioner), and streamlines Auditor General audit responsibilities by removing duplicative reporting requirements; and
- Creates a new requirement that a physician licensed under chapter 458⁵⁷ or 459⁵⁸ must approve specialized services to be provided by an approved provider.

PLSA Program Implementation

The bill:

- Revises annual deadlines, beginning with 2015-16 academic year awards, to prioritize funding for renewal applications, the previous year's wait-listed students, timely-filed new applications, and then late-filed applications. For example, PLSA funding for the 2015-2016 academic year is prioritized as follows: renewal applications timely submitted by February 1, 2015; new applications submitted by June 30, 2015; and late-filed applications submitted by August 15, 2015. New or revised matrix of services are included with “completed applications;”⁵⁹ and
- Adds new requirements for:

⁵⁷ Chapter 458, Florida Statutes, relates to medical practice.

⁵⁸ Chapter 459, Florida Statutes, relates to osteopathic medicine.

⁵⁹ The bill describes a “completed application” as including, but not limited to, an application, required documentation and forms, an initial or revised matrix of services (if requested), and any additional information or documentation required by the SFO or in State Board of Education rule.⁶⁰ The bill describes “final verification” as consisting only of the following items that apply to the student: a completed withdrawal form from the school district, if the student was enrolled in a public school before the determination of program eligibility; a letter of admission or enrollment from an eligible private school in which the student wishes to participate; a copy of the notice of the parent's intent to establish and maintain a home education program required by s. 1002.41(1)(a), F.S., or a copy of the district school superintendent's review of the annual educational evaluation of the student in a home education program required by s. 1002.41(2), F.S.; or a copy of the notification from a private school that the student has withdrawn from the John M. McKay Scholarships for Students with Disabilities Program or the Florida Tax Credit Scholarship Program.

- Parents to provide “final verification”⁶⁰ of eligibility to SFOs in order to receive funding and confirm compliance with all requirements;
- 100 percent of program funds to be released to SFOs in the first quarter of each year so parents have access to all funds as early in the fiscal year as possible;
- “Wait list”⁶¹ applicants to be given preference for initial program participation;
- SFOs to annually notify program participants of ability to request new or revised matrix of services annually; and
- Private schools that wish to participate in PLSA to include within their John M. McKay or Florida Tax Credit scholarship program applications, a notification of PLSA participation.

DOE Responsibility to Implement the PLSA Program

The bill:

- Adds DOE responsibilities to: facilitate program implementation, coordinate SFO implementation of core program activities, approve service providers associated with school code responsibilities, and oversee school district implementation of program requirements;
- Clarifies the Commissioner’s ability to investigate complaints; deny, suspend, and revoke program participation by any person or entity;
- Adds specific authority for the Commissioner to determine the length of suspensions or terminations, and determine conditions for reinstating program eligibility for students, organizations, private schools, postsecondary educational institutions, approved providers, or other appropriate parties;
- Adds SFO annual reporting requirements that include specific information on participating students, including the number and demographics of program participants, disability category, matrix level of services, award amount per student, total expenditures by category, and types of providers of services; and
- Adds new requirements for:
 - The Department to compare the list of PLSA students to the list of McKay Scholarship Program and Florida Tax Credit Scholarship Program students to confirm program eligibility and avoid duplicate payments; and
 - The State Board of Education to implement various rulemaking requirements by July 1, 2015, in order for the rules to be in place for the 2015-2016 academic year.

PLSA Program Administration

The bill:

⁶⁰ The bill describes “final verification” as consisting only of the following items that apply to the student: a completed withdrawal form from the school district, if the student was enrolled in a public school before the determination of program eligibility; a letter of admission or enrollment from an eligible private school in which the student wishes to participate; a copy of the notice of the parent’s intent to establish and maintain a home education program required by s. 1002.41(1)(a), F.S., or a copy of the district school superintendent’s review of the annual educational evaluation of the student in a home education program required by s. 1002.41(2), F.S.; or a copy of the notification from a private school that the student has withdrawn from the John M. McKay Scholarships for Students with Disabilities Program or the Florida Tax Credit Scholarship Program.

⁶¹ For initial program participation (i.e., excluding renewing students), the bill requires that a preference first be provided to students retained on a waiting list created by a SFO. The waiting list must be in the order that completed applications are received by the SFO.

- Expands student eligibility to include all students on the autism spectrum, per the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition (DSM-5),⁶² and to students who are, or will be, 3 or 4 years old on or before September 1 and meet all other eligibility requirements, which expands the pool of persons potentially eligible for a scholarship.
- Adds an option for parents to use PLSA funds for services available from providers outside the State of Florida who meet similar regulation or approval requirements compared to in-state providers for specialized services.
- Clarifies that kindergarten students approved via “high-risk” status must re-qualify under one of the other disability categories when he/she reaches age 6 in order to renew program participation.
- Clarifies timeframes for award of funds, use of funds once the student graduates from high school, and when funds revert.
- Adds the ability for a student to use funds from their PLSA accounts while enrolled in an eligible postsecondary educational institution.
- Expands the authorized uses of program funds to include
 - Training and maintenance agreements for digital devices, digital periphery devices, and assistive technology devices.
 - Fees for specialized summer education programs;
 - Fees for specialized after-school education programs;
 - Fees for an annual evaluation of educational progress by a state-certified teacher, if this option is chosen for a home education student; and
 - Transition services provided by life coaches.
- Adds new requirements for:
 - The Florida Prepaid College Board (Prepaid Board) to allow for:
 - Program funds to be used along with other funds to purchase a prepaid college plan.
 - Program funds to be separately tracked and accounted.
 - Program funds and interest to be reverted back to the state under certain situations.
 - Program funds to be used only after private payments have been used for prepaid plan expenditures.
 - Procedures to be adopted by July 1, 2015 to expedite implementation of the provisions for the 2015-2016 fiscal year.
 - Students to be authorized to use funds from their PLSA accounts at Independent Colleges and Universities of Florida (ICUF) institutions.
- Clarifies that a PLSA student at a private school may take the same state assessments as authorized for a student participating in the John M. McKay Scholarships for Students with Disabilities Program.
- Removes the requirement that program benefits be made via an electronic funds transfer or electronic payment.

The bill takes effect upon becoming a law.

⁶² The DSM-5 is the reference manual used by health care professionals in the United States as the authoritative guide to the diagnosis of mental disorders. It provides a common language for clinicians to communicate about their patients and establishes consistent and reliable diagnosis that can be used in the research of mental disorders. American Psychiatric Association, DSM-5 Development, *Frequently Asked Questions*, <http://www.dsm5.org/about/pages/faq.aspx> (last visited February 12, 2015).

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:

The Opportunity Scholarship Program was successfully challenged based on the adequacy of the public education system⁶³ and the no aid provision⁶⁴ of the Florida Constitution.⁶⁵ No other Florida school choice scholarship program has been declared unconstitutional.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

PCS/SB 602 increases number of students potentially eligible for a personal learning scholarship account (PLSA) by including all students on the autism spectrum. A family of a student with a disability eligible to participate in the Florida Personal Learning Scholarship Account Program has the flexibility to decide which services would best meet their student's needs and to spend funds accordingly, within the limitations of the program. Each PLSA scholarship provides approximately \$10,000 to make those services more accessible and affordable, in lieu of attendance at a public school.

C. Government Sector Impact:

In 2014-15, approximately 1,400 students are expected to be awarded PLSA scholarships under this program at a cost of about \$14 million. The bill increases number of students

⁶³ Article IX, s. 1, Fla. Const., providing that “[a]dequate provision shall be made by law for a uniform, efficient, safe, secure, and high quality system of free public schools that allows students to obtain a high quality education and for the establishment, maintenance, and operation of institutions of higher learning and other public education programs that the needs of the people require.”

⁶⁴ Article I, s. 3., Fla. Const., providing that “[n]o revenue of the state or any political subdivision or agency thereof shall ever be taken from the public treasury directly or indirectly in aid of any church, sect, or religious denomination or in aid of any sectarian institution.”

⁶⁵ See *Bush v. Holmes*, 886 So.2d 340 (Fla. 1st DCA 2004), affirmed on other grounds, 919 So.2d 392 (Fla. 2006).

potentially eligible for a scholarship by including all students on the autism spectrum and expanding eligibility to three and four year-olds. An estimated 860 additional autism spectrum students could participate in the program under the expanded definition, which would cost an additional \$8.6 million. An estimated 480 three and four year-olds could be eligible to participate in the program at an additional cost of \$4.8 million. However, since scholarships awarded under the program are on a first-come, first-served basis, the number of students receiving a scholarship is limited by the funds appropriated in the General Appropriations Act.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1002.385 and 1009.98.

IX. 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 Education on March 4, 2015:

The committee substitute:

- Expands program eligibility to students who are, or will be, 3 or 4 years old on or before September 1 and meet all other eligibility requirements;
- Expands the authorized uses of program funds to include training and maintenance agreements for digital devices, digital periphery devices, and assistive technology devices.
- Expands the authorized uses of program funds to include:
 - Fees for specialized summer education programs,
 - Fees for specialized after-school education programs,
 - Transition services provided by life coaches, and
 - Fees for an annual evaluation of educational progress by a state-certified teacher, if this option is chosen for a home education student pursuant to s. 1002.41 (1) (c)1.
- Clarifies that a PLSA student at a private school may take the same state assessments as authorized for a student participating in the John M. McKay Scholarships for Students with Disabilities Program.
- Removes the requirement that program benefits be made via an electronic funds transfer or electronic payment.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Gaetz) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (k) of subsection (2) of section
11.45, Florida Statutes, is amended to read:

11.45 Definitions; duties; authorities; reports; rules.—

(2) DUTIES.—The Auditor General shall:

(k) Annually conduct operational audits of the accounts and
records of educational fiscal intermediaries issued a contract



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11 under s. 1002.384 and eligible nonprofit scholarship-funding
12 organizations receiving eligible contributions under s.
13 1002.395, including any contracts for services with related
14 entities, to determine compliance with the respective sections
15 ~~provisions of that section.~~ An audit of an educational fiscal
16 ~~intermediary must include, but not be limited to, a~~
17 ~~determination of the educational fiscal intermediary's~~
18 ~~compliance with s. 1002.384(3)(d). An audit of an eligible~~
19 ~~nonprofit scholarship-funding organization must~~ Such audits
20 ~~shall include, but not be limited to, a determination of the~~
21 ~~eligible nonprofit scholarship-funding organization's compliance~~
22 ~~with s. 1002.395(6)(j). The Auditor General shall provide its~~
23 ~~report on the results of the audits to the Governor, the~~
24 ~~President of the Senate, the Speaker of the House of~~
25 ~~Representatives, the Chief Financial Officer, and the~~
26 ~~Legislative Auditing Committee, within 30 days of completion of~~
27 ~~the audit.~~

28
29 The Auditor General shall perform his or her duties
30 independently but under the general policies established by the
31 Legislative Auditing Committee. This subsection does not limit
32 the Auditor General's discretionary authority to conduct other
33 audits or engagements of governmental entities as authorized in
34 subsection (3).

35 Section 2. Section 1002.384, Florida Statutes, is created
36 to read:

37 1002.384 Educational fiscal intermediaries.—

38 (1) DEFINITIONS.—As used in this section, the term:

39 (a) "Educational fiscal intermediary" or "EFI" includes,



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40 but is not limited to, a school district direct-support
41 organization; a state university; or an independent college or
42 university that is eligible to participate in the William L.
43 Boyd, IV, Florida Resident Access Grant Program, located and
44 chartered in this state, is not for profit, and is accredited by
45 the Commission on Colleges of the Southern Association of
46 Colleges and Schools; or a charitable organization that is:

47 1. Exempt from federal income tax under s. 501(c)(3) of the
48 Internal Revenue Code;

49 2. A Florida entity formed under chapter 607, chapter 608,
50 or chapter 617 whose principal office is located in this state;

51 and

52 3. In compliance with this section and s. 1002.385.

53 (b) "Owner or operator" means an owner, president, officer,
54 or director of an eligible nonprofit scholarship-funding
55 organization or a person with equivalent decisionmaking
56 authority over an EFI.

57 (c) "Program" means the Florida Personal Learning
58 Scholarship Accounts Program established under s. 1002.385.

59 (2) COMPETITIVE SOLICITATION.—The department shall:

60 (a)1. Issue a competitive solicitation to select one or
61 more entities to serve as EFIs for a 3-year term. The department
62 may issue the competitive solicitation by a request for
63 proposals or an invitation to negotiate. The resulting contracts
64 are not renewable or extendable. Before expiration of the
65 resulting contracts, the department shall issue a new
66 competitive solicitation and execute a new contract or contracts
67 in accordance with this section.

68 2. Require that an EFI's response to a competitive



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69 solicitation include the authority and obligations of an EFI
70 identified in this section and in s. 1002.385. Such authority
71 and obligations must be scored in the department's evaluation of
72 responses to the competitive solicitation and contained in the
73 EFI's contract with the department.

74 3. Include representatives of the Department of Revenue and
75 the Chief Financial Officer to participate as evaluators, and
76 negotiators if an invitation to negotiate is issued, in the
77 department's competitive selection process for the contract
78 required under this section.

79 (b) Consider the criteria, authorities, and obligations for
80 an EFI under this section and s. 1002.385 when awarding
81 contracts to one or more EFIs by the competitive solicitation.
82 The resulting contracts must include the criteria, authorities,
83 and obligations under this section and s. 1002.385. The
84 following requirements must receive priority in scoring and
85 preference in the competitive solicitation:

86 1. Experience and personnel.—The EFI must have experience
87 providing services that are similar to, or exceed, the size and
88 scope of the services required under this section and s.
89 1002.385. Personnel for the EFI must be sufficient to provide
90 all services and regulations under the scope of EFI
91 responsibility.

92 2. Fiscal responsibility.—The EFI must have at least one
93 previous audit accomplished to be eligible to seek a contract.
94 The audit must have been conducted by the Auditor General or
95 must be subsequently reviewed and certified by the Auditor
96 General. The EFI must not have any negative financial findings
97 in its most recent audits required under this section and ss.



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98 11.45 and 1002.385.

99 3. Administrative fee.—The EFI may collect an
100 administrative fee for its services. The administrative fee may
101 not be deducted from any scholarship funds, but may be provided
102 for in the General Appropriations Act. A preference is given to
103 the EFI with the lowest administrative fee offered in the
104 competitive solicitation. Scholarship funds are paid out as
105 required under s. 1002.385 or the General Appropriations Act.

106 (3) DUTIES, RESPONSIBILITIES, AND PROHIBITED ACTIONS.—An
107 EFI:

108 (a) Shall implement this section, carry out its contract
109 with the department, and implement and manage the Florida
110 Personal Learning Scholarship Accounts Program established under
111 s. 1002.385.

112 (b) May not have an owner or operator who owns or operates
113 an eligible private school that is participating in a
114 scholarship program under s. 1002.385, s. 1002.39, or s.
115 1002.395.

116 (c) May not restrict or reserve scholarships for use at a
117 particular private school or provide scholarships to a child of
118 an owner or operator.

119 (d) May use for administrative expenses a percentage, as
120 identified in the contract, of the total individual scholarship
121 funding received by the EFI for the state fiscal year in which
122 such scholarships are issued. The administrative expenses must
123 be reasonable and necessary for the EFI's management and
124 distribution of scholarship funds pursuant to this section and
125 s. 1002.385. Administrative expenses may not be used for
126 lobbying or political activity or for expenses related to



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127 lobbying or political activity. If an EFI charges an application
128 fee for a scholarship, the application fee must be immediately
129 refunded to the person who paid the fee if the student is placed
130 on a wait list. The administrative fee may not be deducted from
131 any scholarship funds, but may be provided for in the General
132 Appropriations Act. An application fee may not be deducted from
133 any scholarship funds.

134 (e) Must maintain separate accounts for scholarship funds
135 and operating funds.

136 (f) With the prior approval of the department, may transfer
137 funds to another EFI if the student associated with the funds
138 transfers to another EFI.

139 (4) OBLIGATIONS.—An EFI must:

140 (a) Continually comply with subsections (2) and (3).

141 (b) Provide to the department, as part of the competitive
142 solicitation process; retain; and provide to the department upon
143 request, the following documentation:

144 1. A copy of the EFI's incorporation documents and
145 registration with the Division of Corporations of the Department
146 of State.

147 2. A copy of the EFI's Internal Revenue Service
148 determination letter as a s. 501(c) (3) not-for-profit
149 organization, if applicable.

150 3. A description of the EFI's financial plan that
151 demonstrates sufficient funds to operate throughout the school
152 year.

153 4. Notwithstanding the statewide or geographic contract
154 limitations of chapter 287, a description of the geographic
155 region that the EFI intends to serve and an analysis of the



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- 156 demand and unmet need for eligible students in that area.
- 157 5. The EFI's organizational chart.
- 158 6. A description of the criteria and methodology that the
159 EFI will use to evaluate scholarship eligibility.
- 160 7. A description of the application process, including
161 deadlines and any associated fees.
- 162 8. A description of the deadlines for attendance
163 verification and scholarship payments.
- 164 9. A copy of the organization's policies on conflict of
165 interest and whistleblowers.
- 166 10. A copy of a surety bond or letter of credit in an
167 amount equal to 25 percent of the scholarship funds anticipated
168 for each school year or \$100,000, whichever is greater.
- 169 (c) If the EFI is an existing EFI that seeks a new contract
170 during a subsequent competitive solicitation, include in its
171 proposal, in addition to the documentation required under
172 paragraph (b), the following documentation:
- 173 1. A surety bond or letter of credit equal to the amount of
174 undisbursed donations held by the EFI based on the annual report
175 submitted pursuant to paragraph (f). The amount of the surety
176 bond or letter of credit must be at least \$100,000, but not more
177 than \$25 million.
- 178 2. The EFI's completed Internal Revenue Service Form 990
179 submitted no later than November 30 of the year before the
180 school year that the organization intends to offer the
181 scholarships, notwithstanding the September 1 application
182 deadline. An organization that is not required by federal law to
183 complete this form is exempt from this subparagraph.
- 184 3. A copy of the statutorily required audit to the



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185 department and the Auditor General.
186 4. An annual report that includes:
187 a. The number of students who completed applications, by
188 county, and by grade.
189 b. The number of students who were approved for
190 scholarships, by county, and by grade.
191 c. The number of students who received funding for
192 scholarships within each funding category, by county, and by
193 grade.
194 d. The amount of funds received, the amount of funds
195 distributed in scholarships, and an accounting of the remaining
196 funds and the obligation of those funds.
197 e. A detailed accounting of how the organization spent the
198 administrative funds allowable under paragraphs (2) (b) and
199 (3) (d).
200 (d) Comply with the antidiscrimination provisions of 42
201 U.S.C. s. 2000d.
202 (e) Comply with the following background check
203 requirements:
204 1. All owners and operators are, before employment or
205 engagement to provide services, subject to level 2 background
206 screening as provided under chapter 435. The fingerprints for
207 the background screening must be electronically submitted to the
208 Department of Law Enforcement and may be taken by an authorized
209 law enforcement agency, by an employee of the EFI who is trained
210 to take fingerprints, or by a private company that is trained to
211 take fingerprints. However, the complete set of fingerprints of
212 an owner or operator may not be taken by the owner or operator.
213 The results of the state and national criminal history check



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214 shall be provided to the department for screening under chapter
215 435. The cost of the background screening may be borne by the
216 EFI or the owner or operator.

217 2. As part of every new contract pursuant to this section,
218 each owner or operator must meet level 2 screening standards as
219 described in s. 435.04, at which time the EFI shall request the
220 Department of Law Enforcement to forward the fingerprints to the
221 Federal Bureau of Investigation for level 2 screening. If the
222 fingerprints of an owner or operator are not retained by the
223 Department of Law Enforcement under subparagraph 3., the owner
224 or operator shall electronically file a complete set of
225 fingerprints with the Department of Law Enforcement. Upon
226 submission of fingerprints for this purpose, the EFI shall
227 request that the Department of Law Enforcement forward the
228 fingerprints to the Federal Bureau of Investigation for level 2
229 screening, and the fingerprints shall be retained by the
230 Department of Law Enforcement under subparagraph 3.

231 3. Fingerprints submitted to the Department of Law
232 Enforcement as required under this paragraph must be retained by
233 the Department of Law Enforcement in a manner approved by rule
234 and must be entered in the statewide automated biometric
235 identification system authorized under s. 943.05(2)(b). The
236 fingerprints must thereafter be available for all purposes and
237 uses authorized for arrest fingerprints that are entered in the
238 statewide automated biometric identification system pursuant to
239 s. 943.051.

240 4. The Department of Law Enforcement shall search all
241 arrest fingerprints received under s. 943.051 against the
242 fingerprints retained in the statewide automated biometric



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243 identification system under subparagraph 3. An arrest record
244 that is identified with an owner's or operator's fingerprints
245 must be reported to the department. The department shall
246 participate in this search process by paying an annual fee to
247 the Department of Law Enforcement and by informing the
248 Department of Law Enforcement of any change in the employment,
249 engagement, or association status of the owners or operators
250 whose fingerprints are retained under subparagraph 3. The
251 Department of Law Enforcement shall adopt a rule setting the
252 amount of the annual fee to be imposed upon the department for
253 performing the services required under this subparagraph and
254 subparagraph 3. and establishing the procedures for the
255 retention of owner and operator fingerprints and the
256 dissemination of search results. The fee may be borne by the
257 owner or operator.

258 5. An EFI whose owner or operator fails the level 2
259 background screening is not eligible to provide scholarships
260 under this section.

261 6. An EFI whose owner or operator in the last 7 years has
262 filed for personal bankruptcy or corporate bankruptcy in a
263 corporation of which he or she owned more than 20 percent is not
264 eligible to provide scholarships under this section.

265 7. In addition to the offenses listed in s. 435.04, a
266 person required to undergo background screening under this
267 section may not have an arrest awaiting final disposition for;
268 been found guilty of, or entered a plea of nolo contendere to,
269 regardless of adjudication; been adjudicated delinquent, and the
270 record sealed or expunged for, any of the following offenses or
271 any similar offense in another jurisdiction:



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- 272 a. Any authorizing statutes, if the offense was a felony.
273 b. This chapter, if the offense was a felony.
274 c. Section 409.920, relating to Medicaid provider fraud.
275 d. Section 409.9201, relating to Medicaid fraud.
276 e. Section 741.28, relating to domestic violence.
277 f. Section 817.034, relating to fraudulent acts through
278 mail, wire, radio, electromagnetic, photoelectronic, or
279 photooptical systems.
280 g. Section 817.234, relating to false and fraudulent
281 insurance claims.
282 h. Section 817.505, relating to patient brokering.
283 i. Section 817.568, relating to criminal use of personal
284 identification information.
285 j. Section 817.60, relating to obtaining a credit card
286 through fraudulent means.
287 k. Section 817.61, relating to fraudulent use of credit
288 cards, if the offense was a felony.
289 l. Section 831.01, relating to forgery.
290 m. Section 831.02, relating to uttering forged instruments.
291 n. Section 831.07, relating to forging bank bills, checks,
292 drafts, or promissory notes.
293 o. Section 831.09, relating to uttering forged bank bills,
294 checks, drafts, or promissory notes.
295 p. Section 831.30, relating to fraud in obtaining medicinal
296 drugs.
297 q. Section 831.31, relating to the sale, manufacture,
298 delivery, or possession with the intent to sell, manufacture, or
299 deliver any counterfeit controlled substance, if the offense was
300 a felony.



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301 (f) Provide to the Auditor General and the Department of
302 Education a report on the results of an annual financial audit
303 of its accounts and records conducted by an independent
304 certified public accountant in accordance with auditing
305 standards generally accepted in the United States, government
306 auditing standards, and rules promulgated by the Auditor
307 General. The audit report must include a report on financial
308 statements presented in accordance with generally accepted
309 accounting principles. Audit reports must be provided to the
310 Auditor General and the department within 180 days after
311 completion of the EFI's fiscal year. The Auditor General shall
312 review all audit reports submitted pursuant to this paragraph.
313 The Auditor General shall request any significant items that
314 were omitted in violation of a rule adopted by the Auditor
315 General. The items must be provided within 45 days after the
316 date of the request. If the EFI does not comply with the Auditor
317 General's request, the Auditor General shall notify the
318 Legislative Auditing Committee.

319 (g) Prepare and submit annual reports to the department
320 pursuant to s. 1002.385(9)(d). In addition, an EFI must submit
321 in a timely manner any information requested by the department
322 relating to the program.

323 (h)1. Participate in the joint development of agreed-upon
324 procedures to be performed by an independent certified public
325 accountant as required under s. 1002.385(8)(e) if the EFI
326 provided more than \$250,000 in scholarship funds to an eligible
327 private school under this section during the 2015-2016 state
328 fiscal year. This requirement also applies to an EFI acting as
329 an eligible nonprofit scholarship-funding organization that



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330 provided more than \$250,000 in scholarship funds to an eligible
331 private school during the 2014-2015 state fiscal year. The
332 agreed-upon procedures must uniformly apply to all private
333 schools and must determine, at a minimum, whether the private
334 school has been verified as eligible by the department under s.
335 1002.385; has an adequate accounting system, a system of
336 financial controls, and a process for deposit and classification
337 of scholarship funds; and has properly expended scholarship
338 funds for education-related expenses. During the development of
339 the procedures, the EFIs shall specify guidelines governing the
340 materiality of exceptions that may be found during the
341 accountant's performance of the procedures. The procedures and
342 guidelines shall be provided to private schools and the
343 Commissioner of Education by August 1, 2015.

344 2. Participate in a joint review of the agreed-upon
345 procedures and guidelines required under subparagraph 1.
346 biennially if the EFI provided more than \$250,000 in scholarship
347 funds to an eligible private school under this section during
348 the state fiscal year preceding the biennial review. If the
349 procedures and guidelines are revised, the revisions must be
350 provided to the eligible private schools and the Commissioner of
351 Education by March 15, 2016, and biennially thereafter.

352 3. Monitor the compliance of a private school with ss.
353 1002.385, 1002.42, and 1002.421 if the EFI provided the majority
354 of the scholarship funding to the school. For each private
355 school subject to s. 1002.385, the appropriate EFI shall notify
356 the Commissioner of Education by October 30, 2015, and annually
357 thereafter of:

358 a. A private school's failure to submit a report required



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359 under s. 1002.385; or
360 b. Any material exceptions set forth in the report required
361 under s. 1002.385.

362 4. Seek input from the accrediting associations that are
363 members of the Florida Association of Academic Nonpublic Schools
364 when jointly developing the agreed-upon procedures and
365 guidelines under subparagraph 1. and conducting a review of
366 those procedures and guidelines under subparagraph 2.

367 (i) Maintain the surety bond or letter of credit required
368 under subparagraph (b)10. The requirements of this paragraph are
369 waived for a state university; or an independent college or
370 university that is eligible to participate in the William L.
371 Boyd, IV, Florida Resident Access Grant Program, is located and
372 chartered in this state, is not for profit, and is accredited by
373 the Commission on Colleges of the Southern Association of
374 Colleges and Schools.

375 (j) Provide to the Auditor General any information or
376 documentation requested in connection with an operational audit
377 of an EFI conducted pursuant to s. 11.45.

378 (5) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department
379 shall:

380 (a) Ensure an EFI's compliance with the contract, this
381 section, and s. 1002.385. In instances of noncompliance by an
382 EFI, the department may terminate the contract or, if the
383 noncompliance is of a nonsubstantive or minimal nature, require
384 the EFI to take necessary action to return to compliance.

385 (b) Annually publish on its website, by August 30 of each
386 year, a list of eligible EFIs that are under contract with the
387 department under this section. In addition, the department shall



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388 submit the list to the President of the Senate and the Speaker
389 of the House of Representatives.

390 (c) Annually verify the eligibility of EFIs that are under
391 contract by the department pursuant to this section. The
392 department shall annually submit a report concerning the
393 verification, including, but not limited to, actions taken by
394 the department related to an EFI's noncompliance with the
395 contract, actions taken by the parties to return the EFI to
396 compliance, actions taken by the department to impose liquidated
397 damages or other similar fund offsets to recover funds pursuant
398 to s. 1002.385, and actions taken by the department to terminate
399 any such contract. In addition, the department shall publish the
400 report on its website.

401 (d) Ensure that, if the contract with a EFI is terminated
402 and a new contract is not entered into pursuant to subsection
403 (2), the EFI must notify the affected eligible students and
404 parents of the decision within 15 days after termination of the
405 contract. An eligible student affected by the contract
406 termination remains eligible under s. 1002.385 until the end of
407 the school year in which the EFI's contract with the department
408 was terminated. The student must apply and be accepted by
409 another EFI for the upcoming school year pursuant to s.
410 1002.385. The student shall be given priority as a renewing
411 student in accordance with s. 1002.385.

412 (6) ELIGIBILITY.—An eligible nonprofit scholarship-funding
413 organization that participated in the Florida Personal Learning
414 Scholarship Accounts Program pursuant to s. 1002.385 in the
415 2014-2015 school year is eligible to participate in the program
416 for the 2015-2016 school year, and may receive administrative



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417 funding as provided for in the General Appropriations Act, until
418 the department executes a contract pursuant to subsection (2).
419 The department shall expedite the competitive solicitation and
420 the issuance of subsequent contracts required under subsection
421 (2). This subsection is repealed June 30, 2016.

422 Section 3. Section 1002.385, Florida Statutes, is amended
423 to read:

424 1002.385 Florida personal learning scholarship accounts.—

425 (1) ESTABLISHMENT OF PROGRAM.—The Florida Personal Learning
426 Scholarship Accounts Program is established to provide the
427 option for a parent to better meet the individual educational
428 needs of his or her eligible child.

429 (2) DEFINITIONS.—As used in this section, the term:

430 (a) "Approved provider" means a provider approved by the
431 Agency for Persons with Disabilities, a health care practitioner
432 as defined in s. 456.001(4), or a provider approved by the
433 department pursuant to s. 1002.66. The term also includes
434 providers outside this state which are subject to similar
435 regulation or approval requirements.

436 (b) "Curriculum" means a complete course of study for a
437 particular content area or grade level, including any required
438 supplemental materials.

439 (c) "Department" means the Department of Education.

440 (d) "Disability" means, for a student in kindergarten to
441 grade 12, autism spectrum disorder, as defined in the Diagnostic
442 and Statistical Manual of Mental Disorders, Fifth Edition, ~~as~~
443 ~~defined in s. 393.063(3); cerebral palsy, as defined in s.~~
444 393.063(4); Down syndrome, as defined in s. 393.063(13); an
445 intellectual disability, as defined in s. 393.063(21); Prader-



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446 Willi syndrome, as defined in s. 393.063(25); or spina bifida,
447 as defined in s. 393.063(36); for a 3- or 4-year old child or a
448 student in kindergarten, being a high-risk child, as defined in
449 s. 393.063(20) (a); muscular dystrophy; and Williams syndrome.

450 (e) "Educational fiscal intermediary" or "EFI" ~~"Eligible~~
451 ~~nonprofit scholarship-funding organization" or "organization"~~
452 has the same meaning as in s. 1002.384 ~~s. 1002.395~~.

453 (f) "Eligible postsecondary educational institution" means
454 a Florida College System institution;; a state university;; a
455 school district technical center;; a school district adult
456 general education center; an independent college or university
457 that is eligible to participate in the William L. Boyd, IV,
458 Florida Resident Access Grant Program under s. 1009.89; or an
459 accredited independent ~~nonpublic~~ postsecondary educational
460 institution, as defined in s. 1005.02, which is licensed to
461 operate in the state pursuant to requirements specified in part
462 III of chapter 1005.

463 (g) "Eligible private school" means a private school, as
464 defined in s. 1002.01, which is located in this state, which
465 offers an education to students in any grade from kindergarten
466 to grade 12, and which meets the requirements of:

- 467 1. Sections 1002.42 and 1002.421; and
468 2. A scholarship program under s. 1002.39 or s. 1002.395~~;~~
469 ~~as applicable, if the private school participates in a~~
470 ~~scholarship program under s. 1002.39 or s. 1002.395.~~

471 (h) "IEP" means individual education plan.

472 (i) "Parent" means a resident of this state who is a
473 parent, as defined in s. 1000.21.

474 (j) "Program" means the Florida Personal Learning



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475 Scholarship Accounts Program established in this section.

476 (3) PROGRAM ELIGIBILITY.—A parent of a student with a
477 disability may request and receive from the state a Florida
478 personal learning scholarship account for the purposes specified
479 in subsection (5) if:

480 (a) The student:

481 1. Is a resident of this state;

482 2. Is or will be 3 or 4 years old on or before September 1
483 of the year in which the student applies for program
484 participation, or is eligible to enroll in kindergarten through
485 grade 12 in a public school in this state;

486 3. Has a disability as defined in paragraph (2) (d); and

487 4. Is the subject of an IEP written in accordance with
488 rules of the State Board of Education or has received a
489 diagnosis of a disability ~~as defined in subsection (2)~~ from a
490 physician who is licensed under chapter 458 or chapter 459 or a
491 psychologist who is licensed under chapter 490 ~~in this state.~~

492 (b) Beginning January 2015, and each year thereafter, the
493 following application deadlines and guidelines are met:

494 1. The parent of a student seeking program renewal must
495 submit a completed application to an EFI for renewal by February
496 1 before the school year in which the student wishes to
497 participate.

498 2. The parent of a student seeking initial approval to
499 participate in the program must submit a completed application
500 to an EFI by June 30 before the school year in which the student
501 wishes to participate.

502 3. The parent of a student seeking approval to participate
503 in the program who does not comply with the requirements of



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504 subparagraph 1. or subparagraph 2. may late file a completed
505 application by August 15 before the school year in which the
506 student wishes to participate.

507 4. A parent must submit final verification to the
508 organization before the EFI opens a personal learning
509 scholarship account for the student. The final verification must
510 consist of only the following items that apply to the student:

511 a. A completed withdrawal form from the school district if
512 the student was enrolled in a public school before the
513 determination of program eligibility;

514 b. A letter of admission or enrollment from an eligible
515 private school for the school year in which the student wishes
516 to participate;

517 c. A copy of the notice of the parent's intent to establish
518 and maintain a home education program required by s.
519 1002.41(1)(a), or a copy of the district school superintendent's
520 review of the annual educational evaluation of the student in a
521 home education program required by s. 1002.41(2); or

522 d. A copy of notification from a private school that the
523 student has withdrawn from the John M. McKay Scholarships for
524 Students with Disabilities Program or the Florida Tax Credit
525 Scholarship Program.

526 5. A parent's completed application and final verification
527 submitted pursuant to this paragraph ~~the parent has applied to~~
528 ~~an eligible nonprofit scholarship funding organization to~~
529 ~~participate in the program by February 1 before the school year~~
530 ~~in which the student will participate or an alternative date as~~
531 ~~set by the organization for any vacant, funded slots. The~~
532 ~~request~~ must be communicated directly to the EFI ~~organization~~ in



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533 a manner that creates a written or electronic record including
534 ~~of the request and the date of receipt of the request.~~ The EFI
535 ~~organization~~ shall notify the district and the department of the
536 parent's intent upon receipt of the parent's completed
537 application and final verification request. The completed
538 application must include, but is not limited to, an application;
539 required documentation and forms; an initial or revised matrix
540 of services, if requested; and any additional information or
541 documentation required by the EFI or by State Board of Education
542 rule.

543 (4) PROGRAM PROHIBITIONS.—

544 (a) A student is not eligible for the program while he or
545 she is:

546 1. Enrolled in a public school, including, but not limited
547 to, the Florida School for the Deaf and the Blind; the Florida
548 Virtual School; the College-Preparatory Boarding Academy; a
549 developmental research school authorized under s. 1002.32; a
550 charter school authorized under s. 1002.33, s. 1002.331, or s.
551 1002.332; or a virtual education program authorized under s.
552 1002.45;

553 2. Enrolled in the Voluntary Prekindergarten Education
554 Program authorized under part V of this chapter;

555 3. Enrolled in a school operating for the purpose of
556 providing educational services to youth in the Department of
557 Juvenile Justice commitment programs;

558 ~~4.3.~~ Receiving a scholarship pursuant to the Florida Tax
559 Credit Scholarship Program under s. 1002.395 or the John M.
560 McKay Scholarships for Students with Disabilities Program under
561 s. 1002.39; or



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562 5.4. Receiving any other educational scholarship pursuant
563 to this chapter.

564
565 For purposes of subparagraph 1., a 3- or 4-year old who receives
566 services that are funded through the Florida Education Finance
567 Program is considered to be a student enrolled in a public
568 school.

569 (b) A student is not eligible for the program if:

570 1. The student or student's parent has accepted any
571 payment, refund, or rebate, in any manner, from a provider of
572 any services received pursuant to subsection (5);

573 2. The student's participation in the program, or receipt
574 or expenditure of program funds, has been denied or revoked by
575 the commissioner of Education pursuant to subsection (10); or

576 3. The student's parent has forfeited participation in the
577 program for failure to comply with requirements pursuant to
578 subsection (11); or

579 4. The student's application for program eligibility has
580 been denied by an EFI.

581 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds may be
582 spent if used to support the student's educational needs, for
583 the following purposes:

584 (a) Instructional materials, including digital devices,
585 digital periphery devices, and assistive technology devices that
586 allow a student to access instruction or instructional content
587 and training on the use of and maintenance agreements for these
588 devices.

589 (b) Curriculum as defined in paragraph (2) (b) .

590 (c) Specialized services by approved providers which have



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591 been approved by a physician licensed under chapter 458 or
592 chapter 459 and ~~that are~~ selected by the parent. These
593 specialized services may include, but are not limited to:

594 1. Applied behavior analysis services as provided in ss.
595 627.6686 and 641.31098.

596 2. Services provided by speech-language pathologists as
597 defined in s. 468.1125.

598 3. Occupational therapy services as defined in s. 468.203.

599 4. Services provided by physical therapists as defined in
600 s. 486.021.

601 5. Services provided by listening and spoken language
602 specialists and an appropriate acoustical environment for a
603 child who is deaf or hard of hearing and who has received an
604 implant or assistive hearing device.

605

606 Specialized services outside this state are authorized under
607 this paragraph if the services are subject to similar regulation
608 or approval requirements.

609 (d) Enrollment in, or tuition or fees associated with
610 enrollment in, an eligible private school, an eligible
611 postsecondary educational institution or a program offered by
612 the institution, a private tutoring program authorized under s.
613 1002.43, a virtual program offered by a department-approved
614 private online provider that meets the provider qualifications
615 specified in s. 1002.45(2)(a), the Florida Virtual School as a
616 private paying student, or an approved online course offered
617 pursuant to s. 1003.499 or s. 1004.0961.

618 (e) Fees for nationally standardized, norm-referenced
619 achievement tests, Advanced Placement Examinations, industry



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620 certification examinations, assessments related to postsecondary
621 education, or other assessments.

622 (f) Contributions to the Stanley G. Tate Florida Prepaid
623 College Program pursuant to s. 1009.98 or the Florida College
624 Savings Program pursuant to s. 1009.981, for the benefit of the
625 eligible student. The Florida Prepaid College Board shall, by
626 the earliest date that a school may open pursuant to s.
627 1001.42(4)(f), create procedures to allow program funds to be
628 used in conjunction with other funds used by the parent in the
629 purchase of a prepaid college plan or a college savings plan;
630 require program funds to be tracked and accounted for separately
631 from other funds contributed to a prepaid college plan or a
632 college savings plan; require program funds and associated
633 interest to be reverted as specified in this section; and
634 require program funds to be used only after private payments
635 have been used for prepaid college plan or a college savings
636 plan expenditures. The EFI shall enter into a contract with the
637 Florida Prepaid College Board to enable the board to establish
638 mechanisms to implement this section, including, but not limited
639 to, identifying the source of funds being deposited in these
640 plans. A qualified or designated beneficiary may not be changed
641 while these plans contain funds contributed from this section.

642 (g) Contracted services provided by a public school or
643 school district, including classes. A student who receives
644 services under a contract under this paragraph is not considered
645 enrolled in a public school for eligibility purposes as
646 specified in subsection (4).

647 (h) Tuition and fees for part-time tutoring services
648 provided by a person who holds a valid Florida educator's



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649 certificate pursuant to s. 1012.56; a person who holds an
650 adjunct teaching certificate pursuant to s. 1012.57; or a person
651 who has demonstrated a mastery of subject area knowledge
652 pursuant to 1012.56(5). The term "part-time tutoring services"
653 as used in this paragraph does not meet the definition of the
654 term "regular school attendance" in s. 1003.01(13)(e).

655 (i) Fees for specialized summer education programs.
656 (j) Fees for specialized after-school education programs.
657 (k) Transition services provided by job coaches.
658 (l) Fees for an annual evaluation of educational progress
659 by a state-certified teacher, if this option is chosen for a
660 home education student pursuant to s. 1002.41(1)(c)1.

661
662 A specialized service provider, eligible private school,
663 eligible postsecondary educational institution, private tutoring
664 program provider, online or virtual program provider, public
665 school, school district, or other entity receiving payments
666 pursuant to this subsection may not share, refund, or rebate any
667 moneys from the Florida personal learning scholarship account
668 with the parent or participating student in any manner.

669 (6) TERM OF THE PROGRAM.—For purposes of continuity of
670 educational choice and program integrity:

671 (a) The program payments made by the state to an EFI for a
672 personal learning scholarship account under this section shall
673 continue ~~remain in force~~ until the parent does not renew program
674 eligibility; the EFI determines a student is not eligible for
675 program renewal; the commissioner denies, suspends, or revokes
676 program participation or use of funds; or a student enrolls in
677 participating in the program participates in any of the



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678 ~~prohibited activities specified in subsection (4), has funds~~
679 ~~revoked by the Commissioner of Education pursuant to subsection~~
680 ~~(10), returns to a public school or in the Voluntary~~
681 Prekindergarten Education Program, graduates from high school,
682 or attains 22 years of age, whichever occurs first. A
683 ~~participating student who enrolls in a public school or public~~
684 ~~school program is considered to have returned to a public school~~
685 ~~for the purpose of determining the end of the program's term.~~

686 (b) Program expenditures by the parent from the program
687 account are authorized until a student's personal learning
688 scholarship account is closed pursuant to paragraph (c).

689 (c) A student's personal learning scholarship account shall
690 be closed, and any remaining funds, including accrued interest
691 or contributions made using program funds pursuant to paragraph
692 (5) (f), shall revert to the state upon:

693 1. The eligible student no longer being enrolled in an
694 eligible postsecondary educational institution or a program
695 offered by the institution;

696 2. Denial or revocation of program eligibility by the
697 commissioner;

698 3. Denial of program application by an EFI; or

699 4. After any period of 4 consecutive years after high
700 school completion or graduation in which the student is not
701 enrolled in an eligible postsecondary educational institution or
702 a program offered by the institution.

703
704 The commissioner must notify the parent and EFI of any reversion
705 determination.

706 (7) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—



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707 (a)1. For a student with a disability who does not have a
708 matrix of services under s. 1011.62(1)(e), or who wants a
709 revised matrix of services, and for whom the parent requests a
710 new or revised matrix of services, the school district must
711 complete a matrix that assigns the student to one of the levels
712 of service as they existed before the 2000-2001 school year.

713 2.a. Within 10 calendar ~~school~~ days after a school district
714 receives notification of a parent's request for completion of a
715 matrix of services, the school district must notify the
716 student's parent if the matrix of services has not been
717 completed and inform the parent that the district is required to
718 complete the matrix within 30 days after receiving notice of the
719 parent's request for the matrix of services. This notice must
720 include the required completion date for the matrix.

721 b. The school district shall complete the matrix of
722 services for a student whose parent has made a request. The
723 school district must provide the student's parent, the EFI, and
724 the department with the student's matrix level within 10
725 calendar ~~school~~ days after its completion.

726 c. The department shall notify the parent and the EFI
727 ~~eligible nonprofit scholarship-funding organization~~ of the
728 amount of the funds awarded within 10 days after receiving the
729 school district's notification of the student's matrix level.

730 d. A school district may change a matrix of services only
731 if the change is to correct a technical, typographical, or
732 calculation error, except that a parent may annually request a
733 matrix reevaluation for each student participating in the
734 program pursuant to paragraph (12)(h).

735 (b) For each student participating in the program who



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736 chooses to participate in statewide, standardized assessments
737 under s. 1008.22 or the Florida Alternate Assessment, the school
738 district in which the student resides must notify the student
739 and his or her parent about the locations and times to take all
740 statewide, standardized assessments.

741 ~~(c) For each student participating in the program, a school~~
742 ~~district shall notify the parent about the availability of a~~
743 ~~reevaluation at least every 3 years.~~

744 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible
745 private school may be sectarian or nonsectarian and shall:

746 (a) Comply with all requirements for private schools
747 participating in state school choice scholarship programs
748 pursuant to s. 1002.421. To participate in the program, a
749 private school must submit to the department a notification for
750 eligibility to participate in its application for the John M.
751 McKay Scholarships for Students with Disabilities and Florida
752 Tax Credit Scholarship programs identified in ss. 1002.39 and
753 1002.395.

754 (b) Provide to the department and EFI ~~eligible nonprofit~~
755 ~~scholarship-funding organization~~, upon request, all
756 documentation required for the student's participation,
757 including the private school's and student's fee schedules.

758 (c) Be academically accountable to the parent for meeting
759 the educational needs of the student by:

760 1. At a minimum, annually providing to the parent a written
761 explanation of the student's progress.

762 2. Annually administering or making provision for students
763 participating in the program in grades 3 through 10 to take one
764 of the nationally norm-referenced tests identified by the State



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765 ~~Board~~ Department of Education or the statewide assessments
766 pursuant to s. 1008.22. Students with disabilities for whom
767 standardized testing is not appropriate are exempt from this
768 requirement. A participating private school shall report a
769 student's scores to the parent.

770 3. Cooperating with the scholarship student whose parent
771 chooses to have the student participate in the statewide
772 assessments pursuant to s. 1008.22 or, if a private school
773 chooses to offer the statewide assessments, administering the
774 assessments at the school.

775 a. A participating private school may choose to offer and
776 administer the statewide assessments to all students who attend
777 the private school in grades 3 through 10.

778 b. A participating private school shall submit a request in
779 writing to the Department of Education by March 1 of each year
780 in order to administer the statewide assessments in the
781 subsequent school year.

782 (d) Employ or contract with teachers who have regular and
783 direct contact with each student receiving a scholarship under
784 this section at the school's physical location.

785 (e) Annually contract with an independent certified public
786 accountant to perform the agreed-upon procedures developed under
787 s. 1002.384(4)(h) ~~s. 1002.395(6)(n)~~ and produce a report of the
788 results if the private school receives more than \$250,000 in
789 funds from scholarships awarded under this section in the 2014-
790 2015 state fiscal year or a state fiscal year thereafter. A
791 private school subject to this paragraph must submit the report
792 by September 15, 2015, and annually thereafter to the EFI
793 ~~scholarship-funding organization~~ that awarded the majority of



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794 the school's scholarship funds. The agreed-upon procedures must
795 be conducted in accordance with attestation standards
796 established by the American Institute of Certified Public
797 Accountants.

798

799 The inability of a private school to meet the requirements of
800 this subsection constitutes a basis for the ineligibility of the
801 private school to participate in the program as determined by
802 the commissioner ~~department~~.

803 (9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department
804 shall:

805 (a) Maintain a list of approved providers pursuant to s.
806 1002.66, and eligible postsecondary educational institutions,
807 eligible private schools, and EFIs on its website. The
808 department may identify or provide links to lists of other
809 approved providers on its website.

810 (b) Require each EFI ~~eligible nonprofit scholarship-funding~~
811 ~~organization to preapprove verify eligible expenditures to be~~
812 ~~before the distribution of funds for any expenditures made~~
813 pursuant to paragraphs (5) (a) and (b). Review of expenditures
814 made for services in paragraphs (5) (c) - (h) must ~~(5) (c) - (g) may~~
815 be completed after the purchase ~~payment~~ has been made.

816 (c) Investigate any written complaint of a violation of
817 this section by a parent, student, private school, public school
818 or school district, EFI, provider, or other appropriate party in
819 accordance with the process established by s. 1002.395(9) (f).

820 (d) Require annually by December 1 ~~quarterly~~ reports by an
821 EFI, which must include, but need not be limited to, eligible
822 ~~nonprofit scholarship-funding organization regarding the number~~



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823 of students participating in the program, demographics of
824 program participants; disability category; matrix level of
825 services, if known; award amount per student; total expenditures
826 for the categories in subsection (5); and the types of providers
827 of services to students, and other information deemed necessary
828 by the department.

829 (e) Compare the list of students participating in the
830 program with the public school student enrollment lists and the
831 list of students participating in school choice scholarship
832 programs established pursuant to this chapter, throughout the
833 school year, before each program payment to avoid duplicate
834 payments and confirm program eligibility.

835 (10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

836 (a) The Commissioner of Education:

837 1. Shall deny, suspend, or revoke a student's participation
838 in the program if the health, safety, or welfare of the student
839 is threatened or fraud is suspected.

840 2. Shall deny, suspend, or revoke an authorized use of
841 program funds if the health, safety, or welfare of the student
842 is threatened or fraud is suspected.

843 3. May ~~deny, suspend, or revoke an~~ authorized use of
844 program funds for material failure to comply with this section
845 and applicable State Board of Education ~~department~~ rules if the
846 noncompliance is correctable within a reasonable period of time.
847 Otherwise, the commissioner shall ~~deny, suspend,~~ or revoke ~~an~~
848 authorized use for failure to materially comply with the law and
849 rules adopted under this section.

850 4. Shall require compliance by the appropriate party by a
851 date certain for all nonmaterial failures to comply with this



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852 section and applicable State Board of Education ~~department~~
853 rules.

854 5. Notwithstanding the other provisions of this section,
855 the commissioner may deny, suspend, or revoke program
856 participation or use of program funds by the student; or
857 participation or eligibility of an EFI, eligible private school,
858 eligible postsecondary educational institution, approved
859 provider, or other appropriate party for a violation of this
860 section. The commissioner may determine the length of, and
861 conditions for lifting, the suspension or revocation specified
862 in this paragraph. The length of suspension or revocation may
863 not exceed 5 years, except for instances of fraud, in which case
864 the length of suspension or revocation may not exceed 10 years.
865 The commissioner may employ mechanisms allowed by law to recover
866 unexpended program funds or withhold payment of an equal amount
867 of program funds to recover program funds that were not
868 authorized for use under this section thereafter.

869 6. Shall deny or terminate program participation upon a
870 parent's forfeiture of a personal learning scholarship account
871 pursuant to subsection (11).

872 (b) In determining whether to deny, suspend, ~~or~~ revoke, or
873 lift a suspension or revocation, in accordance with this
874 subsection, the commissioner may consider factors that include,
875 but are not limited to, acts or omissions that by a
876 ~~participating entity which~~ led to a previous denial, suspension,
877 or revocation of participation in a state or federal program or
878 an education scholarship program; failure to reimburse the EFI
879 ~~eligible nonprofit scholarship funding organization for program~~
880 funds improperly received or retained by the entity; failure to



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881 reimburse government funds improperly received or retained;
882 imposition of a prior criminal sanction related to the person or
883 entity or its officers or employees; imposition of a civil fine
884 or administrative fine, license revocation or suspension, or
885 program eligibility suspension, termination, or revocation
886 related to a person's or an entity's management or operation; or
887 other types of criminal proceedings in which the person or the
888 entity or its officers or employees were found guilty of,
889 regardless of adjudication, or entered a plea of nolo contendere
890 or guilty to, any offense involving fraud, deceit, dishonesty,
891 or moral turpitude.

892 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM
893 PARTICIPATION.—A parent who applies for program participation
894 under this section is exercising his or her parental option to
895 determine the appropriate placement or the services that best
896 meet the needs of his or her child. The scholarship award for a
897 student is based on a matrix that assigns the student to support
898 Level III services. If a parent chooses to request and receive
899 an IEP and a matrix of services from the school district, the
900 amount of the payment shall be adjusted as needed, when the
901 school district completes the matrix.

902 (a) To satisfy or maintain program eligibility, including,
903 but not limited to, eligibility to receive program payments and
904 expend program payments ~~enroll an eligible student in the~~
905 ~~program,~~ the parent must sign an agreement with the EFI eligible
906 ~~nonprofit scholarship-funding organization~~ and annually submit a
907 notarized, sworn compliance statement to the EFI organization
908 to:

909 1. Affirm that the student is enrolled in a program that



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910 meets regular school attendance requirements as provided in s.
911 1003.01(13)(b)-(d).

912 2. Affirm that ~~Use~~ the program funds are used only for
913 authorized purposes serving the student's educational needs, as
914 described in subsection (5).

915 3. Affirm that the student takes all appropriate
916 standardized assessments as specified in this section.

917 a. If the parent enrolls the child in an eligible private
918 school, the student must take an assessment selected by the
919 private school pursuant to s. 1002.395(7)(e) or, if requested by
920 the parent, the statewide, standardized assessments pursuant to
921 s. 1002.39(8)(c)2. and (9)(e).

922 b. If the parent enrolls the child in a home education
923 program, the parent may choose to participate in an assessment
924 as part of the annual evaluation provided for in s.
925 1002.41(1)(c).

926 4. Notify the school district that the student is
927 participating in the program ~~Personal Learning Scholarship~~
928 ~~Accounts~~ if the parent chooses to enroll in a home education
929 program as provided in s. 1002.41.

930 5. File a completed application for initial program
931 participation with an EFI ~~Request participation in the program~~
932 by the dates ~~date~~ established pursuant to this section ~~by the~~
933 ~~eligible nonprofit scholarship funding organization.~~

934 6. Affirm that the student remains in good standing with
935 the entities identified in paragraph (5)(d), paragraph (5)(g),
936 or paragraph (5)(h) ~~provider or school~~ if those options are
937 selected by the parent.

938 7. Apply for admission of his or her child if the private



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939 school option is selected by the parent.

940 8. Annually file a completed application to renew
941 participation in the program if renewal is desired by the
942 parent. Notwithstanding any changes to the student's IEP, a
943 student who was previously eligible for participation in the
944 program shall remain eligible to apply for renewal ~~as provided~~
945 ~~in subsection (6)~~. However, in order for a high-risk child to
946 continue to participate in the program in the school year after
947 he or she reaches 6 years of age, the child's completed
948 application for renewal of program participation must contain
949 documentation that the child has a disability defined in
950 paragraph (2) (d) other than high-risk status.

951 9. Affirm that the parent is prohibited from transferring
952 and will not transfer any prepaid college plan or college
953 savings plan funds contributed pursuant to paragraph (5) (f) to
954 another beneficiary while the plan contains funds contributed
955 pursuant to this section.

956 10. Affirm that the parent will not take possession of any
957 funding provided by the state for the program ~~Florida Personal~~
958 ~~Learning Scholarship Accounts.~~

959 11. Affirm that the parent will maintain a portfolio of
960 records and materials which must be preserved ~~by the parent~~ for
961 2 years and be made available for inspection by the EFI, the
962 department, or the district school superintendent or the
963 superintendent's designee upon 15 days' written notice. This
964 paragraph does not require inspection of the superintendent to
965 ~~inspect~~ the portfolio. The portfolio of records and materials
966 must consist of:

967 a. A log of educational instruction and services which is



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968 made contemporaneously with delivery of the instruction and
969 services and which designates by title any reading materials
970 used; ~~and~~

971 b. Samples of any writings, worksheets, workbooks, or
972 creative materials used or developed by the student; and

973 c. Other records, documents, or materials required by the
974 EFI or specified by the department in rule, to facilitate
975 program implementation.

976 (b) The parent is responsible for procuring the services
977 necessary to educate the student. When the student receives a
978 personal learning scholarship account, the district school board
979 is not obligated to provide the student with a free appropriate
980 public education. For purposes of s. 1003.57 and the Individuals
981 with Disabilities in Education Act, a participating student has
982 only those rights that apply to all other unilaterally
983 parentally placed students, except that, when requested by the
984 parent, school district personnel must develop an individual
985 education plan or matrix level of services.

986 (c) The parent is responsible for ~~the payment of all~~
987 ~~eligible expenses in excess of the amount of the personal~~
988 ~~learning scholarship account in accordance with the terms agreed~~
989 ~~to between the parent and the providers.~~

990
991 A parent who fails to comply with this subsection forfeits the
992 personal learning scholarship account.

993 (12) ADMINISTRATION OF PERSONAL LEARNING SCHOLARSHIP
994 ACCOUNTS.—An EFI ~~eligible nonprofit scholarship funding~~
995 ~~organization participating in the Florida Tax Credit Scholarship~~
996 ~~Program established under s. 1002.395~~ may establish personal



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997 learning scholarship accounts for eligible students, in
998 accordance with the deadlines established in this section, by:

999 (a) Receiving completed applications and final verification
1000 and determining student eligibility in accordance with the
1001 requirements of this section. For initial program participation,
1002 preference must first be provided to students retained on a wait
1003 list created by the EFI in the order that completed applications
1004 are approved ~~The organization shall notify the department of the~~
1005 ~~applicants for the program by March 1 before the school year in~~
1006 ~~which the student intends to participate.~~ When a completed an
1007 application and final verification are ~~is~~ received and approved,
1008 the EFI scholarship funding organization must provide the
1009 department with information on the student to enable the
1010 department to report the student for funding in an amount
1011 determined in accordance with subsection (13).

1012 (b) Notifying parents of their receipt of a scholarship on
1013 a first-come, first-served basis, after approving the completed
1014 application and confirming receipt of the parent's final
1015 verification, based upon the funds provided for this program in
1016 the General Appropriations Act.

1017 (c) Establishing a date pursuant to paragraph (3) (b) by
1018 which a parent must confirm initial or continuing participation
1019 in the program and confirm the establishment or continuance of a
1020 personal learning scholarship account.

1021 (d) Establishing a date and process pursuant to paragraph
1022 (3) (b) by which completed applications may be approved and
1023 students on the wait list or late-filing applicants may be
1024 allowed to participate in the program during the school year,
1025 within the amount of funds provided for this program in the



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1026 General Appropriations Act. The process must allow timely filed
1027 completed applications to take precedence before late-filed
1028 completed applications for purposes of creating a wait list for
1029 participation in the program.

1030 (e) Establishing and maintaining separate accounts for each
1031 eligible student. For each account, the EFI must maintain a
1032 record of interest accrued that is retained in the student's
1033 account and available only for authorized program expenditures.

1034 (f) Verifying qualifying educational expenditures pursuant
1035 to the requirements of subsection (5) paragraph ~~(8) (b)~~.

1036 (g) Returning any remaining program ~~unused~~ funds pursuant
1037 to paragraph (6) (c) to the department when the student is no
1038 longer authorized to expend program funds. The EFI may reimburse
1039 a parent for authorized program expenditures made during the
1040 fiscal year before funds are deposited in the student's eligible
1041 for a personal scholarship learning account.

1042 (h) Annually notifying the parent about the availability of
1043 and the requirements associated with requesting an initial
1044 matrix or matrix reevaluation annually for each student
1045 participating in the program.

1046 (13) FUNDING AND PAYMENT.—

1047 (a)1. The maximum funding amount granted for an eligible
1048 student with a disability, pursuant to this section ~~subsection~~
1049 ~~(3)~~, shall be equivalent to the base student allocation in the
1050 Florida Education Finance Program multiplied by the appropriate
1051 cost factor for the educational program which would have been
1052 provided for the student in the district school to which he or
1053 she would have been assigned, multiplied by the district cost
1054 differential.



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1055 2. In addition, an amount equivalent to a share of the
1056 guaranteed allocation for exceptional students in the Florida
1057 Education Finance Program shall be determined and added to the
1058 amount in subparagraph 1. The calculation shall be based on the
1059 methodology and the data used to calculate the guaranteed
1060 allocation for exceptional students for each district in chapter
1061 2000-166, Laws of Florida. Except as provided in subparagraph
1062 3., the calculation shall be based on the student's grade, the
1063 matrix level of services, and the difference between the 2000-
1064 2001 basic program and the appropriate level of services cost
1065 factor, multiplied by the 2000-2001 base student allocation and
1066 the 2000-2001 district cost differential for the sending
1067 district. The calculated amount must also include an amount
1068 equivalent to the per-student share of supplemental academic
1069 instruction funds, instructional materials funds, technology
1070 funds, and other categorical funds as provided in the General
1071 Appropriations Act.

1072 3. Except as otherwise provided, the calculation for all
1073 students participating in the program shall be based on the
1074 matrix that assigns the student to support Level III of
1075 services. If a parent chooses to request and receive a matrix of
1076 services from the school district, when the school district
1077 completes the matrix, the amount of the payment shall be
1078 adjusted as needed.

1079 (b) The amount of the awarded funds shall be 90 percent of
1080 the calculated amount. One hundred percent of the funds
1081 appropriated for this program shall be released in the first
1082 quarter of each fiscal year. Accrued interest is in addition to,
1083 and not part of, the awarded funds. Program funds include both



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1084 the awarded funds and the accrued interest.

1085 ~~(c) Upon an eligible student's graduation from an eligible~~
1086 ~~postsecondary educational institution or after any period of 4~~
1087 ~~consecutive years after high school graduation in which the~~
1088 ~~student is not enrolled in an eligible postsecondary educational~~
1089 ~~institution, the student's personal learning scholarship account~~
1090 ~~shall be closed, and any remaining funds shall revert to the~~
1091 ~~state.~~

1092 ~~(c)(d)~~ The EFI ~~eligible nonprofit scholarship funding~~
1093 ~~organization~~ shall develop a system for payment of benefits by
1094 ~~electronic~~ funds transfer, including, but not limited to, debit
1095 cards, electronic payment cards, or any other means of
1096 ~~electronic~~ payment that the department deems to be commercially
1097 viable or cost-effective. Commodities or services related to the
1098 development of such a system shall be procured by competitive
1099 solicitation unless they are purchased from a state term
1100 contract pursuant to s. 287.056.

1101 ~~(d)(e)~~ Moneys received pursuant to this section do not
1102 constitute taxable income to the student or parent of the
1103 qualified student.

1104 (14) OBLIGATIONS OF THE AUDITOR GENERAL.—

1105 (a) The Auditor General shall conduct an annual ~~financial~~
1106 ~~and~~ operational audit of accounts and records of each EFI
1107 ~~eligible scholarship funding organization~~ that participates in
1108 the program. As part of this audit, the Auditor General shall
1109 verify, at a minimum, the total amount of students served and
1110 eligibility of reimbursements made by each EFI ~~eligible~~
1111 ~~nonprofit scholarship funding organization~~ and transmit that
1112 information to the department.



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1113 (b) The Auditor General shall notify the department of any
1114 EFI eligible nonprofit scholarship-funding organization that
1115 fails to comply with a request for information.

1116 (c) The Auditor General shall provide the Commissioner of
1117 Education with a copy of each annual operational audit performed
1118 pursuant to this subsection within 10 days after each audit is
1119 finalized.

1120 (15) OBLIGATIONS RELATED TO APPROVED PROVIDERS.—The
1121 Department of Health, the Agency for Persons with Disabilities,
1122 and the Department of Education shall work with an EFI eligible
1123 ~~nonprofit scholarship-funding organization~~ for easy or automated
1124 access to lists of licensed providers of services specified in
1125 paragraph (5) (c) to ensure efficient administration of the
1126 program.

1127 (16) LIABILITY.—The state is not liable for the award or
1128 any use of awarded funds under this section.

1129 (17) SCOPE OF AUTHORITY.—This section does not expand the
1130 regulatory authority of this state, its officers, or any school
1131 district to impose additional regulation on participating
1132 private schools, independent ~~nonpublic~~ postsecondary educational
1133 institutions, and private providers beyond those reasonably
1134 necessary to enforce requirements expressly set forth in this
1135 section.

1136 (18) REPORTS.—The department shall, by February 1 of each
1137 year, provide an annual report to the Governor, the President of
1138 the Senate, and the Speaker of the House of Representatives
1139 regarding the effectiveness of the Florida Personal Learning
1140 Scholarship Accounts Program. The report must address the scope
1141 and size of the program, with regard to participation and other



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1142 related data, and analyze the effectiveness of the program
1143 pertaining to cost, education, and therapeutic services.

1144 (19)~~(18)~~ RULES.—The State Board of Education shall adopt
1145 rules pursuant to ss. 120.536(1) and 120.54 to administer this
1146 section.

1147 (20)~~(19)~~ IMPLEMENTATION SCHEDULE FOR THE 2014-2015 SCHOOL
1148 YEAR.—Notwithstanding the provisions of this section related to
1149 notification and eligibility timelines, an EFI eligible
1150 ~~nonprofit scholarship-funding organization~~ may enroll parents on
1151 a rolling schedule on a first-come, first-served basis, within
1152 the amount of funds provided in the General Appropriations Act.
1153 This subsection is repealed July 1, 2015.

1154 Section 4. Paragraph (z) is added to subsection (4) of
1155 section 1009.971, Florida Statutes, to read:

1156 1009.971 Florida Prepaid College Board.—

1157 (4) FLORIDA PREPAID COLLEGE BOARD; POWERS AND DUTIES.—The
1158 board shall have the powers and duties necessary or proper to
1159 carry out the provisions of ss. 1009.97-1009.984, including, but
1160 not limited to, the power and duty to:

1161 (z) Adopt rules governing:

1162 1. The purchase and use of a prepaid college plan
1163 authorized under s. 1009.98 or a college savings plan authorized
1164 under s. 1009.981 for the Florida Personal Learning Scholarship
1165 Accounts Program pursuant to ss. 1002.385, 1009.98, and
1166 1009.981.

1167 2. The use of a prepaid college plan authorized under s.
1168 1009.98 or a college savings plan authorized under s. 1009.981
1169 for postsecondary education programs for students with
1170 disabilities.



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1171 Section 5. Subsection (11) is added to section 1009.98,
1172 Florida Statutes, to read:

1173 1009.98 Stanley G. Tate Florida Prepaid College Program.—

1174 (11) IMPLEMENTATION PROCEDURES.—

1175 (a) Notwithstanding any other provision in this section, a
1176 prepaid college plan may be purchased, accounted for, used, and
1177 terminated as provided in s. 1002.385. By July 1, 2015, the
1178 board shall develop procedures, contracts, and any other
1179 required forms or documentation necessary to fully implement
1180 this subsection. The board shall enter into a contract with
1181 educational fiscal intermediaries pursuant to s. 1002.385 to
1182 enable the board to establish mechanisms to implement this
1183 subsection, including, but not limited to, identifying the
1184 source of funds being deposited into a prepaid college plan. A
1185 qualified or designated beneficiary may not be changed while a
1186 prepaid college plan contains funds contributed from s.
1187 1002.385.

1188 (b) A qualified beneficiary may apply the benefits of an
1189 advance payment contract toward the program fees of a program
1190 designed for students with disabilities conducted by a state
1191 postsecondary institution. A transfer authorized under this
1192 subsection may not exceed the redemption value of the advance
1193 payment contract at a state postsecondary institution or the
1194 number of semester credit hours contracted on behalf of a
1195 qualified beneficiary.

1196 Section 6. Subsection (10) is added to section 1009.981,
1197 Florida Statutes, to read:

1198 1009.981 Florida College Savings Program.—

1199 (10) IMPLEMENTATION PROCEDURES.—



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1200 (a) Notwithstanding any other provision in this section, a
1201 college savings plan may be purchased, accounted for, used, and
1202 terminated as provided in s. 1002.385. By July 1, 2015, the
1203 board shall develop procedures, contracts, and any other
1204 required forms or documentation necessary to fully implement
1205 this subsection. The board shall enter into a contract with
1206 educational fiscal intermediaries pursuant to s. 1002.385 to
1207 enable the board to establish mechanisms to implement this
1208 subsection, including, but not limited, to identifying the
1209 source of funds being deposited into a college savings plan. A
1210 qualified or designated beneficiary may not be changed while a
1211 college savings plan contains funds contributed from s.
1212 1002.385.

1213 (b) A qualified beneficiary may apply the benefits of an
1214 advance payment contract toward the program fees of a program
1215 designed for students with disabilities conducted by a state
1216 postsecondary institution. A transfer authorized under this
1217 subsection may not exceed the redemption value of the advance
1218 payment contract at a state postsecondary institution or the
1219 number of semester credit hours contracted on behalf of a
1220 qualified beneficiary.

1221 Section 7. The Department of Education shall adopt rules to
1222 implement s. 1002.385, Florida Statutes.

1223 (1) Such rules must be effective by July 1, 2015, and must
1224 include, but need not be limited to:

1225 (a) Establishing procedures concerning the student,
1226 organization, eligible private school, eligible postsecondary
1227 educational institution, or other appropriate party to
1228 participate in the program, including approval, suspension, and



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1229 termination of eligibility;
1230 (b) Establishing uniform forms for use by organizations for
1231 parents and students;
1232 (c) Approving providers pertaining to the Florida K-20
1233 Education Code;
1234 (d) Incorporating program participation in existing private
1235 school scholarship program applications, including, but not
1236 limited to, ensuring that the process for obtaining eligibility
1237 under s. 1002.385, Florida Statutes, is as administratively
1238 convenient as possible for a private school;
1239 (e) Establishing a matrix of services calculations and
1240 timelines, so that the initial and revised matrix is completed
1241 by a school district in time to be included in the completed
1242 application;
1243 (f) Establishing a deadline for an organization to provide
1244 annual notice of the ability for a parent to request an initial
1245 or revised matrix of services, which must enable the initial or
1246 revised matrix to be included in the completed application;
1247 (g) Establishing additional records, documents, or
1248 materials a parent must collect and retain in the student's
1249 portfolio;
1250 (h) Establishing preliminary timelines and procedures that
1251 enable a parent to submit a completed application to the
1252 organization, and for the organization to review and approve the
1253 completed application; and
1254 (i) Defining terms, including, but not limited to, the
1255 terms "participating student," "new student," "eligible
1256 student," "award letter," "program funds," "associated
1257 interest," "program payments," "program expenditures," "initial



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1258 program participation," "program renewal," "wait list," "timely
1259 filed application," and "late-filed application."

1260 (2) Such rules should maximize flexibility and ease of
1261 program use for the parent and student.

1262 Section 8. This act shall take effect upon becoming a law.

1263

1264 ===== T I T L E A M E N D M E N T =====

1265 And the title is amended as follows:

1266 Delete everything before the enacting clause
1267 and insert:

1268 A bill to be entitled

1269 An act relating to students with disabilities;
1270 amending s. 11.45, F.S.; revising the duties of the
1271 Auditor General to include annual audits of
1272 educational fiscal intermediaries; creating s.
1273 1002.384, F.S.; defining terms; requiring the
1274 Department of Education to issue a competitive
1275 solicitation to procure an educational fiscal
1276 intermediary; prescribing requirements and
1277 qualifications for an educational fiscal intermediary
1278 to compete for a contract; authorizing an educational
1279 fiscal intermediary to collect an administrative fee;
1280 specifying authorized and prohibited actions and
1281 requirements for an educational fiscal intermediary
1282 that is awarded a contract; establishing requirements
1283 for the department with respect to the oversight of
1284 contracted educational fiscal intermediaries;
1285 providing transitional provisions; amending s.
1286 1002.385, F.S.; revising definitions applicable to the



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1287 Florida Personal Learning Scholarship Accounts
1288 Program; revising scholarship application deadlines
1289 and guidelines; revising provisions to conform to the
1290 designation of educational fiscal intermediaries;
1291 requiring authorized program funds to support the
1292 student's educational needs; requiring the Florida
1293 Prepaid College Board to create certain procedures;
1294 authorizing part-time private tutoring services by
1295 persons meeting certain requirements; authorizing
1296 program funds to be spent for specified education
1297 programs and services; revising the conditions under
1298 which a student's personal learning scholarship
1299 account must be closed; revising the responsibilities
1300 for school districts; revising requirements for a
1301 private school's eligibility to participate in the
1302 program; revising responsibilities of the Department
1303 of Education and the Commissioner of Education with
1304 respect to program administration; revising
1305 responsibilities for parents and students to
1306 participate in the program; requiring a parent to
1307 affirm that program funds are used only for authorized
1308 purposes that serve the student's educational needs;
1309 revising responsibilities of education fiscal
1310 intermediaries pertaining to the administration of
1311 personal learning scholarship accounts; revising the
1312 wait list and priority of approving renewal and new
1313 applications; revising the notice requirement of an
1314 education fiscal intermediary; authorizing accrued
1315 interest to be used for authorized expenditures;



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1316 requiring accrued interest to be reverted as a part of
1317 reverted scholarship funds; revising taxable income
1318 requirements; removing obsolete audit requirements;
1319 requiring the Auditor General to provide a copy of
1320 each annual operational audit performed to the
1321 Commissioner of Education within a specified
1322 timeframe; requiring the department to provide an
1323 annual report to the Governor and the Legislature
1324 regarding the program; prescribing report
1325 requirements; providing for future repeal of
1326 provisions pertaining to an implementation schedule of
1327 notification and eligibility timelines; amending s.
1328 1009.971, F.S.; revising the powers and duties of the
1329 Florida Prepaid College Board to include specified
1330 rulemaking authority; amending ss. 1009.98 and
1331 1009.981, F.S.; authorizing a prepaid college plan or
1332 a college savings plan to be purchased, accounted for,
1333 used, and terminated under certain circumstances;
1334 specifying rulemaking requirements applicable to the
1335 department; providing an effective date.



530956

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Gaetz) recommended the following:

Senate Amendment to Amendment (912564)

Delete line 449
and insert:
s. 393.063(20)(a); sensory processing disorder; muscular dystrophy; and Williams syndrome.



365936

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Gaetz) recommended the following:

Senate Amendment to Amendment (912564)

Delete lines 1185 - 1220

and insert:

qualified beneficiary may not be changed while a prepaid college plan contains funds contributed from s. 1002.385.

(b) A qualified beneficiary may apply the benefits of an advance payment contract toward the program fees of a program designed for students with disabilities conducted by a state postsecondary institution. A transfer authorized under this



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11 subsection may not exceed the redemption value of the advance
12 payment contract at a state postsecondary institution or the
13 number of semester credit hours contracted on behalf of a
14 qualified beneficiary.

15 Section 6. Subsection (10) is added to section 1009.981,
16 Florida Statutes, to read:

17 1009.981 Florida College Savings Program.—

18 (10) IMPLEMENTATION PROCEDURES.—

19 (a) Notwithstanding any other provision in this section, a
20 college savings plan may be purchased, accounted for, used, and
21 terminated as provided in s. 1002.385. By July 1, 2015, the
22 board shall develop procedures, contracts, and any other
23 required forms or documentation necessary to fully implement
24 this subsection. The board shall enter into a contract with
25 educational fiscal intermediaries pursuant to s. 1002.385 to
26 enable the board to establish mechanisms to implement this
27 subsection, including, but not limited to, identifying the
28 source of funds being deposited into a college savings plan. A
29 designated beneficiary may not be changed while a college
30 savings plan contains funds contributed from s. 1002.385.

31 (b) A designated beneficiary may apply the benefits of a
32 participation agreement toward the program fees of a program
33 designed for students with disabilities conducted by a state
34 postsecondary institution.



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576-01914-15

Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on Education)

A bill to be entitled

An act relating to students with disabilities;
amending s. 1002.385, F.S.; revising definitions;
revising scholarship application deadlines and
guidelines; requiring authorized program funds to
support the student's educational needs; requiring the
Florida Prepaid College Board to create certain
procedures; authorizing part-time private tutoring
services by persons meeting certain requirements;
authorizing program funds to be spent for specified
education programs and services; clarifying and
expanding responsibilities of the Department of
Education; revising the conditions under which a
student's personal learning scholarship account must
be closed; revising the responsibilities for school
districts; revising private school eligibility
requirements; revising responsibilities for parents
and students who participate in the program; requiring
a parent to affirm program funds are only used for
authorized purposes that serve the student's
educational needs; revising responsibilities of
eligible nonprofit scholarship-funding organizations
pertaining to the administration of personal learning
scholarship accounts; revising the wait list and
priority of approving renewal and new applications;
revising the notice requirement of an organization;
authorizing accrued interest to be used for authorized



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expenditures; requiring accrued interest to be
reverted as a part of reverted scholarship funds;
revising taxable income requirements; removing
obsolete audit requirements; requiring the Auditor
General to provide a copy of each annual operational
audit performed to the Commissioner of Education
within a specified timeframe; correcting cross-
references; providing future repeal of provisions
pertaining to an implementation schedule of
notification and eligibility timelines; amending s.
1009.98, F.S.; authorizing a prepaid college plan to
be purchased, accounted for, used, and terminated
under certain circumstances; specifying State Board of
Education rulemaking requirements; requiring the
department to make rules; outlining specific
rulemaking requirements of the Department of
Education; providing an effective date.

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

Section 1. Section 1002.385, Florida Statutes, is amended
to read:

1002.385 Florida personal learning scholarship accounts.—

(1) ESTABLISHMENT OF PROGRAM.—The Florida Personal Learning
Scholarship Accounts Program is established to provide the
option for a parent to better meet the individual educational
needs of his or her eligible child.

(2) DEFINITIONS.—As used in this section, the term:

(a) "Approved provider" means a provider approved by the



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57 Agency for Persons with Disabilities, a health care practitioner
58 as defined in s. 456.001(4), or a provider approved by the
59 department pursuant to s. 1002.66. The term also includes
60 providers outside this state which are subject to similar
61 regulation or approval requirements.

62 (b) "Curriculum" means a complete course of study for a
63 particular content area or grade level, including any required
64 supplemental materials.

65 (c) "Department" means the Department of Education.

66 (d) "Disability" means, for a student in kindergarten to
67 grade 12, autism spectrum disorder, as defined in the Diagnostic
68 and Statistical Manual of Mental Disorders, Fifth Edition, ~~as~~
69 ~~defined in s. 393.063(3);~~ cerebral palsy, as defined in s.
70 393.063(4); Down syndrome, as defined in s. 393.063(13); an
71 intellectual disability, as defined in s. 393.063(21); Prader-
72 Willi syndrome, as defined in s. 393.063(25); or spina bifida,
73 as defined in s. 393.063(36); for a student in kindergarten,
74 being a high-risk child, as defined in s. 393.063(20) (a); and
75 Williams syndrome.

76 (e) "Eligible nonprofit scholarship-funding organization"
77 or "organization" means a nonprofit scholarship-funding
78 organization that is approved pursuant to s. 1002.395(2) (f). The
79 organization must have a copy of its annual operational audit
80 provided to the Commissioner of Education as required by this
81 section has the same meaning as in s. 1002.395.

82 (f) "Eligible postsecondary educational institution" means
83 a Florida College System institution; ~~a~~ a state university; ~~a~~
84 a school district technical center; ~~a~~ a school district adult
85 general education center; an independent college or university



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86 that is eligible to participate in the William L. Boyd, IV,
87 Florida Resident Access Grant Program under s. 1009.89; ~~or an~~
88 accredited independent nonpublic postsecondary educational
89 institution, as defined in s. 1005.02, which is licensed to
90 operate in the state pursuant to requirements specified in part
91 III of chapter 1005.

92 (g) "Eligible private school" means a private school, as
93 defined in s. 1002.01, which is located in this state, which
94 offers an education to students in any grade from kindergarten
95 to grade 12, and which meets the requirements of:

- 96 1. Sections 1002.42 and 1002.421; and
97 2. A scholarship program under s. 1002.39 or s. 1002.395,
98 ~~as applicable, if the private school participates in a~~
99 ~~scholarship program under s. 1002.39 or s. 1002.395.~~

100 (h) "IEP" means individual education plan.

101 (i) "Parent" means a resident of this state who is a
102 parent, as defined in s. 1000.21.

103 (j) "Program" means the Florida Personal Learning
104 Scholarship Accounts Program established in this section.

105 (3) PROGRAM ELIGIBILITY.—A parent of a student with a
106 disability may request and receive from the state a Florida
107 personal learning scholarship account for the purposes specified
108 in subsection (5) if:

- 109 (a) The student:
110 1. Is a resident of this state;
111 2. Is or will be 3 or 4 years old on or before September 1
112 of the year in which the student applies for program
113 participation, or is eligible to enroll in kindergarten through
114 grade 12 in a public school in this state;



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- 115 3. Has a disability as defined in paragraph (2) (d); and
116 4. Is the subject of an IEP written in accordance with
117 rules of the State Board of Education or has received a
118 diagnosis of a disability ~~as defined in subsection (2)~~ from a
119 physician who is licensed under chapter 458 or chapter 459 or a
120 psychologist who is licensed under chapter 490 in this state.
121 (b) Beginning January 2015, and each year thereafter, the
122 following application deadlines and guidelines are met:
123 1. The parent of a student seeking program renewal must
124 submit a completed application to an organization for renewal by
125 February 1 before the school year in which the student wishes to
126 participate.
127 2. The parent of a student seeking initial approval to
128 participate in the program must submit a completed application
129 to an organization by June 30 before the school year in which
130 the student wishes to participate.
131 3. The parent of a student seeking approval to participate
132 in the program who does not comply with the requirements of
133 subparagraph 1. or subparagraph 2. may late-file a completed
134 application by August 15 before the school year in which the
135 student wishes to participate.
136 4. A parent must submit final verification to the
137 organization before the organization opens a personal learning
138 scholarship account for the student. The final verification must
139 consist of only the following items that apply to the student:
140 a. A completed withdrawal form from the school district if
141 the student was enrolled in a public school before the
142 determination of program eligibility;
143 b. A letter of admission or enrollment from an eligible



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- 144 private school for the school year in which the student wishes
145 to participate;
146 c. A copy of the notice of the parent's intent to establish
147 and maintain a home education program required by s.
148 1002.41(1) (a), or a copy of the district school superintendent's
149 review of the annual educational evaluation of the student in a
150 home education program required by s. 1002.41(2); or
151 d. A copy of notification from a private school that the
152 student has withdrawn from the John M. McKay Scholarships for
153 Students with Disabilities Program or the Florida Tax Credit
154 Scholarship Program.
155 5. A parent's completed application and final verification
156 submitted pursuant to this paragraph ~~the parent has applied to~~
157 an eligible nonprofit scholarship funding organization to
158 participate in the program by February 1 before the school year
159 in which the student will participate or an alternative date as
160 set by the organization for any vacant, funded slots. The
161 request must be communicated directly to the organization in a
162 manner that creates a written or electronic record including of
163 the request and the date of receipt of the request. The
164 organization shall notify the district and the department of the
165 parent's intent upon receipt of the parent's completed
166 application and final verification ~~request~~. The completed
167 application must include, but is not limited to, an application;
168 required documentation and forms; an initial or revised matrix
169 of services, if requested; and any additional information or
170 documentation required by the organization or by State Board of
171 Education rule.
172 (4) PROGRAM PROHIBITIONS.—



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173 (a) A student is not eligible for the program while he or
174 she is:

175 1. Enrolled in a public school, including, but not limited
176 to, the Florida School for the Deaf and the Blind; the Florida
177 Virtual School; the College-Preparatory Boarding Academy; a
178 developmental research school authorized under s. 1002.32; a
179 charter school authorized under s. 1002.33, s. 1002.331, or s.
180 1002.332; or a virtual education program authorized under s.
181 1002.45;

182 2. Enrolled in a school operating for the purpose of
183 providing educational services to youth in the Department of
184 Juvenile Justice commitment programs;

185 3. Receiving a scholarship pursuant to the Florida Tax
186 Credit Scholarship Program under s. 1002.395 or the John M.
187 McKay Scholarships for Students with Disabilities Program under
188 s. 1002.39; or

189 4. Receiving any other educational scholarship pursuant to
190 this chapter.

191 (b) A student is not eligible for the program if:

192 1. The student or student's parent has accepted any
193 payment, refund, or rebate, in any manner, from a provider of
194 any services received pursuant to subsection (5);

195 2. The student's participation in the program, or receipt
196 or expenditure of program funds, has been denied or revoked by
197 the commissioner of Education pursuant to subsection (10); ~~or~~

198 3. The student's parent has forfeited participation in the
199 program for failure to comply with requirements pursuant to
200 subsection (11); or

201 4. The student's application for program eligibility has



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202 been denied by an organization.

203 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds may be
204 spent if used to support the student's educational needs, for
205 the following purposes:

206 (a) Instructional materials, including digital devices,
207 digital periphery devices, and assistive technology devices that
208 allow a student to access instruction or instructional content
209 and training on the use of and maintenance agreements for these
210 devices.

211 (b) Curriculum as defined in paragraph (2) (b).

212 (c) Specialized services by approved providers which have
213 been approved by a physician licensed under chapter 458 or
214 chapter 459 and that are selected by the parent. These
215 specialized services may include, but are not limited to:

216 1. Applied behavior analysis services as provided in ss.
217 627.6686 and 641.31098.

218 2. Services provided by speech-language pathologists as
219 defined in s. 468.1125.

220 3. Occupational therapy services as defined in s. 468.203.

221 4. Services provided by physical therapists as defined in
222 s. 486.021.

223 5. Services provided by listening and spoken language
224 specialists and an appropriate acoustical environment for a
225 child who is deaf or hard of hearing and who has received an
226 implant or assistive hearing device.

227
228 Specialized services outside this state are authorized under
229 this paragraph if the services are subject to similar regulation
230 or approval requirements.



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231 (d) Enrollment in, or tuition or fees associated with
232 enrollment in, an eligible private school, an eligible
233 postsecondary educational institution or a program offered by
234 the institution, a private tutoring program authorized under s.
235 1002.43, a virtual program offered by a department-approved
236 private online provider that meets the provider qualifications
237 specified in s. 1002.45(2)(a), the Florida Virtual School as a
238 private paying student, or an approved online course offered
239 pursuant to s. 1003.499 or s. 1004.0961.

240 (e) Fees for nationally standardized, norm-referenced
241 achievement tests, Advanced Placement Examinations, industry
242 certification examinations, assessments related to postsecondary
243 education, or other assessments.

244 (f) Contributions to the Stanley G. Tate Florida Prepaid
245 College Program pursuant to s. 1009.98, for the benefit of the
246 eligible student. The Florida Prepaid College Board shall, by
247 July 1, 2015, create procedures to allow program funds to be
248 used in conjunction with other funds used by the parent in the
249 purchase of a prepaid college plan; require program funds to be
250 tracked and accounted for separately from other funds
251 contributed to a prepaid plan; require program funds and
252 associated interest to be reverted as specified in this section;
253 and require program funds to be used only after private payments
254 have been used for prepaid college plan expenditures.

255 (g) Contracted services provided by a public school or
256 school district, including classes. A student who receives
257 services under a contract under this paragraph is not considered
258 enrolled in a public school for eligibility purposes as
259 specified in subsection (4).



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260 (h) Tuition and fees for part-time tutoring services
261 provided by a person who holds a valid Florida educator's
262 certificate pursuant to s. 1012.56; a person who holds an
263 adjunct teaching certificate pursuant to s. 1012.57; or a person
264 who has demonstrated a mastery of subject area knowledge
265 pursuant to 1012.56(5). The term "part-time tutoring services"
266 as used in this paragraph does not meet the definition of the
267 term "regular school attendance" in s. 1003.01(13)(e).

268 (i) Fees for specialized summer education programs.

269 (j) Fees for specialized after-school education programs.

270 (k) Transition services provided by job coaches.

271 (l) Fees for an annual evaluation of educational progress
272 by a state-certified teacher, if this option is chosen for a
273 home education student pursuant to s. 1002.41(1)(c)1.

274
275 A specialized service provider, eligible private school,
276 eligible postsecondary educational institution, private tutoring
277 program provider, online or virtual program provider, public
278 school, school district, or other entity receiving payments
279 pursuant to this subsection may not share, refund, or rebate any
280 moneys from the Florida personal learning scholarship account
281 with the parent or participating student in any manner.

282 (6) TERM OF THE PROGRAM.—For purposes of continuity of
283 educational choice and program integrity:

284 (a) The program payments made by the state to an
285 organization for a personal learning scholarship account under
286 this section shall ~~continue~~ ~~remain in force~~ until the parent
287 does not renew program eligibility; the organization determines
288 a student is not eligible for program renewal; the commissioner



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289 ~~denies, suspends, or revokes program participation or use of~~
290 ~~funds; or a student enrolls in participating in the program~~
291 ~~participates in any of the prohibited activities specified in~~
292 ~~subsection (4), has funds revoked by the Commissioner of~~
293 ~~Education pursuant to subsection (10), returns to a public~~
294 school, graduates from high school, or attains 22 years of age,
295 whichever occurs first. A participating student who enrolls in a
296 public school or public school program is considered to have
297 returned to a public school for the purpose of determining the
298 end of the program's term.

299 (b) Program expenditures by the parent from the program
300 account are authorized until a student's personal learning
301 scholarship account is closed pursuant to paragraph (c).

302 (c) A student's personal learning scholarship account shall
303 be closed, and any remaining funds, including accrued interest
304 or contributions made using program funds pursuant to paragraph
305 (5) (f), shall revert to the state upon:

306 1. The eligible student no longer being enrolled in an
307 eligible postsecondary educational institution;

308 2. Denial or revocation of program eligibility by the
309 commissioner;

310 3. Denial of program application by an organization; or

311 4. After any period of 4 consecutive years after high
312 school completion or graduation in which the student is not
313 enrolled in an eligible postsecondary educational institution or
314 a program offered by the institution.

315
316 The commissioner must notify the parent and organization of any
317 reversion determination.



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318 (7) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

319 (a)1. For a student with a disability who does not have a
320 matrix of services under s. 1011.62(1) (e), or who wants a
321 revised matrix of services, and for whom the parent requests a
322 new or revised matrix of services, the school district must
323 complete a matrix that assigns the student to one of the levels
324 of service as they existed before the 2000-2001 school year.

325 2.a. Within 10 calendar school days after a school district
326 receives notification of a parent's request for completion of a
327 matrix of services, the school district must notify the
328 student's parent if the matrix of services has not been
329 completed and inform the parent that the district is required to
330 complete the matrix within 30 days after receiving notice of the
331 parent's request for the matrix of services. This notice must
332 include the required completion date for the matrix.

333 b. The school district shall complete the matrix of
334 services for a student whose parent has made a request. The
335 school district must provide the student's parent, the
336 organization, and the department with the student's matrix level
337 within 10 calendar school days after its completion.

338 c. The department shall notify the parent and the eligible
339 nonprofit scholarship-funding organization of the amount of the
340 funds awarded within 10 days after receiving the school
341 district's notification of the student's matrix level.

342 d. A school district may change a matrix of services only
343 if the change is to correct a technical, typographical, or
344 calculation error, except that a parent may annually request a
345 matrix reevaluation for each student participating in the
346 program pursuant to paragraph (12) (h).



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347 (b) For each student participating in the program who
348 chooses to participate in statewide, standardized assessments
349 under s. 1008.22 or the Florida Alternate Assessment, the school
350 district in which the student resides must notify the student
351 and his or her parent about the locations and times to take all
352 statewide, standardized assessments.

353 ~~(c) For each student participating in the program, a school~~
354 ~~district shall notify the parent about the availability of a~~
355 ~~reevaluation at least every 3 years.~~

356 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible
357 private school may be sectarian or nonsectarian and shall:

358 (a) Comply with all requirements for private schools
359 participating in state school choice scholarship programs
360 pursuant to s. 1002.421. To participate in the program, a
361 private school must submit to the department a notification for
362 eligibility to participate in its application for the John M.
363 McKay Scholarships for Students with Disabilities and Florida
364 Tax Credit Scholarship programs identified in ss. 1002.39 and
365 1002.395.

366 (b) Provide to the department and eligible nonprofit
367 ~~scholarship-funding~~ organization, upon request, all
368 documentation required for the student's participation,
369 including the private school's and student's fee schedules.

370 (c) Be academically accountable to the parent for meeting
371 the educational needs of the student by:

372 1. At a minimum, annually providing to the parent a written
373 explanation of the student's progress.

374 2. Annually administering or making provision for students
375 participating in the program in grades 3 through 10 to take one



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376 of the nationally norm-referenced tests identified by the State
377 ~~Board Department~~ of Education or the statewide assessments
378 pursuant to s. 1008.22. Students with disabilities for whom
379 standardized testing is not appropriate are exempt from this
380 requirement. A participating private school shall report a
381 student's scores to the parent.

382 3. Cooperating with the scholarship student whose parent
383 chooses to have the student participate in the statewide
384 assessments pursuant to s. 1008.22 or, if a private school
385 chooses to offer the statewide assessments, administering the
386 assessments at the school.

387 a. A participating private school may choose to offer and
388 administer the statewide assessments to all students who attend
389 the private school in grades 3 through 10.

390 b. A participating private school shall submit a request in
391 writing to the Department of Education by March 1 of each year
392 in order to administer the statewide assessments in the
393 subsequent school year.

394 (d) Employ or contract with teachers who have regular and
395 direct contact with each student receiving a scholarship under
396 this section at the school's physical location.

397 (e) Annually contract with an independent certified public
398 accountant to perform the agreed-upon procedures developed under
399 s. 1002.395(6)(o) ~~s. 1002.395(6)(n)~~ and produce a report of the
400 results if the private school receives more than \$250,000 in
401 funds from scholarships awarded under this section in the 2014-
402 2015 state fiscal year or a state fiscal year thereafter. A
403 private school subject to this paragraph must submit the report
404 by September 15, 2015, and annually thereafter to the



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405 ~~scholarship funding~~ organization that awarded the majority of
406 the school's scholarship funds. The agreed-upon procedures must
407 be conducted in accordance with attestation standards
408 established by the American Institute of Certified Public
409 Accountants.

410
411 The inability of a private school to meet the requirements of
412 this subsection constitutes a basis for the ineligibility of the
413 private school to participate in the program as determined by
414 the commissioner department.

415 (9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department
416 shall:

417 (a) Maintain a list of approved providers pursuant to s.
418 1002.66, and eligible postsecondary educational institutions,
419 eligible private schools, and organizations on its website. The
420 department may identify or provide links to lists of other
421 approved providers on its website.

422 (b) Require each ~~eligible nonprofit scholarship funding~~
423 organization to preapprove ~~verify eligible~~ expenditures to be
424 ~~before the distribution of funds for any expenditures~~ made
425 pursuant to paragraphs (5) (a) and (b). Review of expenditures
426 made for services in paragraphs (5) (c) - (h) must ~~(5) (e) - (g) may~~
427 be completed after the purchase ~~payment~~ has been made.

428 (c) Investigate any written complaint of a violation of
429 this section by a parent, student, private school, public school
430 or school district, organization, provider, or other appropriate
431 party in accordance with the process established by s.
432 1002.395 (9) (f).

433 (d) Require annually by December 1 ~~quarterly~~ reports by an



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434 ~~eligible nonprofit scholarship funding~~ organization, which must
435 include, but need not be limited to, regarding the number of
436 students participating in the program, demographics of program
437 participants; disability category; matrix level of services, if
438 known; award amount per student; total expenditures for the
439 categories in subsection (5); and the types of providers of
440 services to students, and other information deemed necessary by
441 the department.

442 (e) Compare the list of students participating in the
443 program with the public school student enrollment lists and the
444 list of students participating in school choice scholarship
445 programs established pursuant to this chapter, throughout the
446 school year, before each program payment to avoid duplicate
447 payments and confirm program eligibility.

448 (10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

449 (a) The Commissioner of Education:

450 1. Shall deny, suspend, or revoke a student's participation
451 in the program if the health, safety, or welfare of the student
452 is threatened or fraud is suspected.

453 2. Shall deny, suspend, or revoke an authorized use of
454 program funds if the health, safety, or welfare of the student
455 is threatened or fraud is suspected.

456 3. May ~~deny, suspend, or revoke an~~ authorized use of
457 program funds for material failure to comply with this section
458 and applicable State Board of Education ~~department~~ rules if the
459 noncompliance is correctable within a reasonable period of time.
460 Otherwise, the commissioner shall ~~deny, suspend, or revoke an~~
461 authorized use for failure to materially comply with the law and
462 rules adopted under this section.



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463 4. Shall require compliance by the appropriate party by a
464 date certain for all nonmaterial failures to comply with this
465 section and applicable State Board of Education department
466 rules.

467 5. Notwithstanding the other provisions of this section,
468 the commissioner may deny, suspend, or revoke program
469 participation or use of program funds by the student; or
470 participation or eligibility of an organization, eligible
471 private school, eligible postsecondary educational institution,
472 approved provider, or other appropriate party for a violation of
473 this section. The commissioner may determine the length of, and
474 conditions for lifting, the suspension or revocation specified
475 in this paragraph. The length of suspension or revocation may
476 not exceed 5 years, except for instances of fraud, in which case
477 the length of suspension or revocation may not exceed 10 years.
478 The commissioner may employ mechanisms allowed by law to recover
479 unexpended program funds or withhold payment of an equal amount
480 of program funds to recover program funds that were not
481 authorized for use under this section thereafter.

482 6. Shall deny or terminate program participation upon a
483 parent's forfeiture of a personal learning scholarship account
484 pursuant to subsection (11).

485 (b) In determining whether to deny, suspend, ~~or~~ revoke, or
486 lift a suspension or revocation, in accordance with this
487 subsection, the commissioner may consider factors that include,
488 but are not limited to, acts or omissions that by a
489 participating entity which led to a previous denial, suspension,
490 or revocation of participation in a state or federal program or
491 an education scholarship program; failure to reimburse the



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492 ~~eligible nonprofit scholarship funding~~ organization for ~~program~~
493 funds improperly received or retained ~~by the entity; failure to~~
494 ~~reimburse government funds improperly received or retained;~~
495 imposition of a prior criminal sanction related to the person or
496 entity or its officers or employees; imposition of a civil fine
497 or administrative fine, license revocation or suspension, or
498 program eligibility suspension, termination, or revocation
499 related to a person's or an entity's management or operation; or
500 other types of criminal proceedings in which the person or the
501 entity or its officers or employees were found guilty of,
502 regardless of adjudication, or entered a plea of nolo contendere
503 or guilty to, any offense involving fraud, deceit, dishonesty,
504 or moral turpitude.

505 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM
506 PARTICIPATION.—A parent who applies for program participation
507 under this section is exercising his or her parental option to
508 determine the appropriate placement or the services that best
509 meet the needs of his or her child. The scholarship award for a
510 student is based on a matrix that assigns the student to support
511 Level III services. If a parent chooses to request and receive
512 an IEP and a matrix of services from the school district, the
513 amount of the payment shall be adjusted as needed, when the
514 school district completes the matrix.

515 (a) To satisfy or maintain program eligibility, including,
516 but not limited to, eligibility to receive program payments and
517 expend program payments ~~enroll an eligible student in the~~
518 ~~program,~~ the parent must sign an agreement with the eligible
519 ~~nonprofit scholarship funding~~ organization and annually submit a
520 notarized, sworn compliance statement to the organization to:



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- 521 1. Affirm that the student is enrolled in a program that
522 meets regular school attendance requirements as provided in s.
523 1003.01(13)(b)-(d).
- 524 2. Affirm that ~~Use~~ the program funds are used only for
525 authorized purposes serving the student's educational needs, as
526 described in subsection (5).
- 527 3. Affirm that the student takes all appropriate
528 standardized assessments as specified in this section.
- 529 a. If the parent enrolls the child in an eligible private
530 school, the student must take an assessment selected by the
531 private school pursuant to s. 1002.395(7)(e) or, if requested by
532 the parent, the statewide, standardized assessments pursuant to
533 s. 1002.39(8)(c)2. and (9)(e).
- 534 b. If the parent enrolls the child in a home education
535 program, the parent may choose to participate in an assessment
536 as part of the annual evaluation provided for in s.
537 1002.41(1)(c).
- 538 4. Notify the school district that the student is
539 participating in the program ~~Personal Learning Scholarship~~
540 ~~Accounts~~ if the parent chooses to enroll in a home education
541 program as provided in s. 1002.41.
- 542 5. File a completed application for initial program
543 participation with an organization ~~Request participation in the~~
544 ~~program~~ by the dates ~~date~~ established pursuant to this section
545 ~~by the eligible nonprofit scholarship-funding organization.~~
- 546 6. Affirm that the student remains in good standing with
547 the entities identified in paragraph (5)(d), paragraph (5)(g),
548 or paragraph (5)(h) ~~provider or school~~ if those options are
549 selected by the parent.



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- 550 7. Apply for admission of his or her child if the private
551 school option is selected by the parent.
- 552 8. Annually file a completed application to renew
553 participation in the program if renewal is desired by the
554 parent. Notwithstanding any changes to the student's IEP, a
555 student who was previously eligible for participation in the
556 program shall remain eligible to apply for renewal ~~as provided~~
557 ~~in subsection (6)~~. However, in order for a high-risk child to
558 continue to participate in the program in the school year after
559 he or she reaches 6 years of age, the child's completed
560 application for renewal of program participation must contain
561 documentation that the child has a disability defined in
562 paragraph (2)(d) other than high-risk status.
- 563 9. Affirm that the parent will not transfer any prepaid
564 college savings funds contributed pursuant to paragraph (5)(f)
565 to another beneficiary.
- 566 10. Affirm that the parent will not take possession of any
567 funding provided by the state for the program ~~Florida Personal~~
568 ~~Learning Scholarship Accounts~~.
- 569 11. Affirm that the parent will maintain a portfolio of
570 records and materials which must be preserved ~~by the parent~~ for
571 2 years and be made available for inspection by the
572 organization, the department, or the district school
573 superintendent or the superintendent's designee upon 15 days'
574 written notice. This paragraph does not require inspection of
575 ~~the superintendent to inspect~~ the portfolio. The portfolio of
576 records and materials must consist of:
- 577 a. A log of educational instruction and services which is
578 made contemporaneously with delivery of the instruction and



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579 services and which designates by title any reading materials
580 used; ~~and~~

581 b. Samples of any writings, worksheets, workbooks, or
582 creative materials used or developed by the student; ~~and~~

583 c. Other records, documents, or materials required by the
584 organization or specified by the department in rule, to
585 facilitate program implementation.

586 (b) The parent is responsible for procuring the services
587 necessary to educate the student. When the student receives a
588 personal learning scholarship account, the district school board
589 is not obligated to provide the student with a free appropriate
590 public education. For purposes of s. 1003.57 and the Individuals
591 with Disabilities in Education Act, a participating student has
592 only those rights that apply to all other unilaterally
593 parentally placed students, except that, when requested by the
594 parent, school district personnel must develop an individual
595 education plan or matrix level of services.

596 (c) The parent is responsible for ~~the payment of~~ all
597 eligible expenses in excess of the amount of the personal
598 learning scholarship account ~~in accordance with the terms agreed~~
599 ~~to between the parent and the providers.~~

600
601 A parent who fails to comply with this subsection forfeits the
602 personal learning scholarship account.

603 (12) ADMINISTRATION OF PERSONAL LEARNING SCHOLARSHIP
604 ACCOUNTS.—An ~~eligible nonprofit scholarship funding~~ organization
605 ~~participating in the Florida Tax Credit Scholarship Program~~
606 ~~established under s. 1002.395~~ may establish personal learning
607 scholarship accounts for eligible students, in accordance with



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608 the deadlines established in this section, by:

609 (a) Receiving completed applications and final verification
610 and determining student eligibility in accordance with the
611 requirements of this section. For initial program participation,
612 preference must first be provided to students retained on a wait
613 list created by the organization in the order that completed
614 applications are approved ~~The organization shall notify the~~
615 ~~department of the applicants for the program by March 1 before~~
616 ~~the school year in which the student intends to participate.~~
617 When a completed ~~an~~ application and final verification are ~~is~~
618 received and approved, the ~~scholarship funding~~ organization must
619 provide the department with information on the student to enable
620 the department to report the student for funding in an amount
621 determined in accordance with subsection (13).

622 (b) Notifying parents of their receipt of a scholarship on
623 a first-come, first-served basis, after approving the completed
624 application and confirming receipt of the parent's final
625 verification, based upon the funds provided for this program in
626 the General Appropriations Act.

627 (c) Establishing a date pursuant to paragraph (3) (b) by
628 which a parent must confirm initial or continuing participation
629 in the program and confirm the establishment or continuance of a
630 personal learning scholarship account.

631 (d) Establishing a date and process pursuant to paragraph
632 (3) (b) by which completed applications may be approved and
633 students on the wait list or late-filing applicants may be
634 allowed to participate in the program during the school year,
635 within the amount of funds provided for this program in the
636 General Appropriations Act. The process must allow timely filed



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637 completed applications to take precedence before late-filed
638 completed applications for purposes of creating a wait list for
639 participation in the program.

640 (e) Establishing and maintaining separate accounts for each
641 eligible student. For each account, the organization must
642 maintain a record of interest accrued that is retained in the
643 student's account and available only for authorized program
644 expenditures.

645 (f) Verifying qualifying educational expenditures pursuant
646 to the requirements of subsection (5) paragraph (8) (b).

647 (g) Returning any remaining program unused funds pursuant
648 to paragraph (6) (c) to the department when the student is no
649 longer authorized to expend program funds. The organization may
650 reimburse a parent for authorized program expenditures made
651 during the fiscal year before funds are deposited in the
652 student's eligible for a personal scholarship learning account.

653 (h) Annually notifying the parent about the availability of
654 and the requirements associated with requesting an initial
655 matrix or matrix reevaluation annually for each student
656 participating in the program.

657 (13) FUNDING AND PAYMENT.—

658 (a)1. The maximum funding amount granted for an eligible
659 student with a disability, pursuant to this section subsection
660 (3), shall be equivalent to the base student allocation in the
661 Florida Education Finance Program multiplied by the appropriate
662 cost factor for the educational program which would have been
663 provided for the student in the district school to which he or
664 she would have been assigned, multiplied by the district cost
665 differential.



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666 2. In addition, an amount equivalent to a share of the
667 guaranteed allocation for exceptional students in the Florida
668 Education Finance Program shall be determined and added to the
669 amount in subparagraph 1. The calculation shall be based on the
670 methodology and the data used to calculate the guaranteed
671 allocation for exceptional students for each district in chapter
672 2000-166, Laws of Florida. Except as provided in subparagraph
673 3., the calculation shall be based on the student's grade, the
674 matrix level of services, and the difference between the 2000-
675 2001 basic program and the appropriate level of services cost
676 factor, multiplied by the 2000-2001 base student allocation and
677 the 2000-2001 district cost differential for the sending
678 district. The calculated amount must also include an amount
679 equivalent to the per-student share of supplemental academic
680 instruction funds, instructional materials funds, technology
681 funds, and other categorical funds as provided in the General
682 Appropriations Act.

683 3. Except as otherwise provided, the calculation for all
684 students participating in the program shall be based on the
685 matrix that assigns the student to support Level III of
686 services. If a parent chooses to request and receive a matrix of
687 services from the school district, when the school district
688 completes the matrix, the amount of the payment shall be
689 adjusted as needed.

690 (b) The amount of the awarded funds shall be 90 percent of
691 the calculated amount. One hundred percent of the funds
692 appropriated for this program shall be released in the first
693 quarter of each fiscal year. Accrued interest is in addition to,
694 and not part of, the awarded funds. Program funds include both



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695 the awarded funds and the accrued interest.

696 ~~(c) Upon an eligible student's graduation from an eligible~~
697 ~~postsecondary educational institution or after any period of 4~~
698 ~~consecutive years after high school graduation in which the~~
699 ~~student is not enrolled in an eligible postsecondary educational~~
700 ~~institution, the student's personal learning scholarship account~~
701 ~~shall be closed, and any remaining funds shall revert to the~~
702 ~~state.~~

703 ~~(c)(d)~~ The eligible nonprofit scholarship funding
704 organization shall develop a system for payment of benefits by
705 electronic funds transfer, including, but not limited to, debit
706 cards, electronic payment cards, or any other means of
707 electronic payment that the department deems to be commercially
708 viable or cost-effective. Commodities or services related to the
709 development of such a system shall be procured by competitive
710 solicitation unless they are purchased from a state term
711 contract pursuant to s. 287.056.

712 ~~(d)(e)~~ Moneys received pursuant to this section do not
713 constitute taxable income to the student or parent of the
714 qualified student.

715 (14) OBLIGATIONS OF THE AUDITOR GENERAL.—

716 (a) The Auditor General shall conduct an annual ~~financial~~
717 ~~and~~ operational audit of accounts and records of each ~~eligible~~
718 ~~scholarship-funding~~ organization that participates in the
719 program. As part of this audit, the Auditor General shall
720 verify, at a minimum, the total amount of students served and
721 eligibility of reimbursements made by each ~~eligible nonprofit~~
722 ~~scholarship-funding~~ organization and transmit that information
723 to the department.



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724 (b) The Auditor General shall notify the department of any
725 ~~eligible nonprofit scholarship-funding~~ organization that fails
726 to comply with a request for information.

727 (c) The Auditor General shall provide the Commissioner of
728 Education with a copy of each annual operational audit performed
729 pursuant to this subsection within 10 days after each audit is
730 finalized.

731 (15) OBLIGATIONS RELATED TO APPROVED PROVIDERS.—The
732 Department of Health, the Agency for Persons with Disabilities,
733 and the Department of Education shall work with an ~~eligible~~
734 ~~nonprofit scholarship-funding~~ organization for easy or automated
735 access to lists of licensed providers of services specified in
736 paragraph (5)(c) to ensure efficient administration of the
737 program.

738 (16) LIABILITY.—The state is not liable for the award or
739 any use of awarded funds under this section.

740 (17) SCOPE OF AUTHORITY.—This section does not expand the
741 regulatory authority of this state, its officers, or any school
742 district to impose additional regulation on participating
743 private schools, ~~independent nonpublic~~ postsecondary educational
744 institutions, and private providers beyond those reasonably
745 necessary to enforce requirements expressly set forth in this
746 section.

747 (18) RULES.—The State Board of Education shall adopt rules
748 pursuant to ss. 120.536(1) and 120.54 to administer this
749 section.

750 (19) IMPLEMENTATION SCHEDULE FOR THE 2014-2015 SCHOOL
751 YEAR.—Notwithstanding the provisions of this section related to
752 notification and eligibility timelines, an ~~eligible nonprofit~~



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753 ~~scholarship funding~~ organization may enroll parents on a rolling
754 schedule on a first-come, first-served basis, within the amount
755 of funds provided in the General Appropriations Act. This
756 subsection is repealed effective July 1, 2015.

757 Section 2. Subsection (11) is added to section 1009.98,
758 Florida Statutes, to read:

759 1009.98 Stanley G. Tate Florida Prepaid College Program.-

760 (11) PROCEDURES.-Notwithstanding any other provision in
761 this section, a prepaid college plan may be purchased, accounted
762 for, used, and terminated as provided in s. 1002.385. The board
763 shall, by July 1, 2015, develop procedures, contracts, and any
764 other required forms or documentation necessary to fully
765 implement this subsection.

766 Section 3. The Department of Education shall promulgate
767 rules to implement s. 1002.385, Florida Statutes.

768 (1) Such rules must be effective by July 1, 2015, and must
769 include, but need not be limited to:

770 (a) Establishing procedures concerning the student,
771 organization, eligible private school, eligible postsecondary
772 educational institution, or other appropriate party to
773 participate in the program, including approval, suspension, and
774 termination of eligibility;

775 (b) Establishing uniform forms for use by organizations for
776 parents and students;

777 (c) Approving providers pertaining to the Florida K-20
778 Education Code;

779 (d) Incorporating program participation in existing private
780 school scholarship program applications, including, but not
781 limited to, ensuring that the process for obtaining eligibility



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782 under s. 1002.385, Florida Statutes, is as administratively
783 convenient as possible for a private school;

784 (e) Establishing a matrix of services calculations and
785 timelines, so that the initial and revised matrix is completed
786 by a school district in time to be included in the completed
787 application;

788 (f) Establishing a deadline for an organization to provide
789 annual notice of the ability for a parent to request an initial
790 or revised matrix of services, which must enable the initial or
791 revised matrix to be included in the completed application;

792 (g) Establishing additional records, documents, or
793 materials a parent must collect and retain in the student's
794 portfolio;

795 (h) Establishing preliminary timelines and procedures that
796 enable a parent to submit a completed application to the
797 organization, and for the organization to review and approve the
798 completed application; and

799 (i) Defining terms, including, but not limited to, the
800 terms "participating student," "new student," "eligible
801 student," "award letter," "program funds," "associated
802 interest," "program payments," "program expenditures," "initial
803 program participation," "program renewal," "wait list," "timely
804 filed application," and "late-filed application."

805 (2) Such rules should maximize flexibility and ease of
806 program use for the parent and student.

807 Section 4. This act shall take effect upon becoming a law.

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 602

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Education); and Senators Gaetz and Galvano

SUBJECT: Students With Disabilities

DATE: March 27, 2015 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Hand</u>	<u>Klebacha</u>	<u>ED</u>	Favorable
2.	<u>Sikes</u>	<u>Elwell</u>	<u>AED</u>	Recommend: Fav/CS
3.	<u>Elwell</u>	<u>Kynoch</u>	<u>AP</u>	Fav/CS

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 602 bill amends the Florida Personal Learning Scholarship Accounts Program (PLSA or program) by creating a new administrative agent for the program, expanding the pool of eligible students, tightening program accountability requirements, streamlining program implementation, increasing the Department of Education’s (DOE) responsibilities for implementation of the program, and clarifying program implementation.

Specifically, the bill:

- Creates an education fiscal intermediary (EFI) to act as the PLSA administrative agent and expands the types of entities that may compete to become an EFI, to include school district direct support organizations, state universities, Independent Colleges and Universities of Florida (ICUF) institutions, and certain charitable organizations.
- Requires the DOE to issue a competitive solicitation for one or more EFIs, and to verify the EFI’s compliance with law and contract.
- Expands student eligibility to include all students on the autism spectrum, per the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition (DSM-5), students with muscular dystrophy, and to students who are, or will be, 3 or 4 years old on or before September 1 and meet all other eligibility requirements. Establishes eligibility dates for existing students to renew and new students to apply for the PLSA program.
- Requires that authorized expenditures be for educational purposes.

- Authorizes expenditures associated with part-time private tutoring from persons meeting specified requirements (e.g., certified teacher and special skills).
- Requires that interest accrued remain in a PLSA account for the parent to use for authorized purposes.
- Requires a licensed physician to approve specialized services before being provided by an approved provider.
- Allows parents the ability to receive the scholarship funds before the beginning of the school year.
- Requires an EFI to notify program participants of their annual ability to request new or revised matrix of services.
- Authorizes the Commissioner of Education to determine the length of suspensions or terminations, and determine conditions for reinstating program eligibility.
- Adds an option for parents to use PLSA funds on providers from outside the State of Florida who meet similar regulation or approval requirements to those applicable to in-state providers for specialized services.
- Expands the authorized uses of program funds to include fees for specific specialized programs, fees for an annual evaluation of educational progress, training and maintenance agreements for digital devices, transition services provided by life coaches, and contributions to a Florida College Savings Account.
- Clarifies that kindergarten students approved via “high-risk” status must re-qualify under one of the other disability categories when he/she reaches age 6 in order to renew program participation.
- Clarifies PLSA funds may be used toward enrollment at ICUF institutions.
- Requires the Florida Prepaid College Board (Prepaid Board) to allow program funds to be used along with other funds to purchase a prepaid college plan, be separately tracked and accounted for, and used only after private prepaid funds in the account have been exhausted.

The bill increases the number of students potentially eligible for a scholarship by including all students on the autism spectrum. An estimated 860 additional autism spectrum students could participate in the program under the expanded definition, which would cost an additional \$8.6 million. An estimated 480 three and four year-olds could be eligible to participate in the program at an additional cost of \$4.8 million. The estimated fiscal impact for students with muscular dystrophy is minimal. Since scholarships awarded under the program are on a first-come, first-served basis, the number of students receiving a scholarship is limited by the funds appropriated in the General Appropriations Act. The Senate’s proposed General Appropriations Bill for Fiscal Year 2015-2016, SB 2500, appropriates \$50 million for the PLSA program.

The bill takes effect upon becoming a law.

II. Present Situation:

The Florida Personal Learning Scholarship Accounts Program (PLSA or program) was created during the 2014 Legislative session. The PLSA program provides the option for a parent to better

meet the individual needs of his or her eligible child.¹ A parent who applies for program participation is exercising his or her parental option to determine the appropriate placement or services that best meet the needs of his or her child.²

PLSA Parental Choice Options

The PLSA program provides kindergarten through grade 12 students who are a resident of this state and have a disability³ with access to scholarship funds for authorized instructional materials, curriculum, specialized services by approved providers, enrollment and tuition, assessment fees, Florida Prepaid College Program contributions, and contracted services by a public school or school district.⁴

The program provides parental choice options by delineating parent and student responsibilities, student eligibility, scholarship amounts and allowable expenditures, and parent obligations. The program also specifies implementation responsibilities of eligible nonprofit scholarship-funding organizations (SFOs), eligible private schools, the Department of Education, the Commissioner of Education, school districts, and the Auditor General.

Parent and Student Responsibilities

Student Eligibility

A parent may establish and maintain a PLSA account if his or her child is a Florida resident, eligible to enroll in kindergarten through grade 12 in a Florida public school, has a disability, and is the subject of an Individual Education Plan (IEP) or has received a diagnosis of a disability from a licensed physician or psychologist.⁵

Disability means, for a student in kindergarten to grade 12, autism, as defined in s. 393.063(3), F.S.; cerebral palsy, as defined in s. 393.063(4), F.S.; Down syndrome, as defined in s. 393.063(13), F.S.; an intellectual disability, as defined in s. 393.063(21), F.S.; Prader-Willi syndrome, as defined in s. 393.063(25), F.S.; or Spina bifida, as defined in s. 393.063(36), F.S.; and for a student in kindergarten, being a high-risk child, as defined in s. 393.063(20)(a), F.S.;⁶ and Williams syndrome.⁷

¹ The PLSA program “does not expand the regulatory authority of Florida, its officers, or any school district to impose additional regulation on participating private schools, nonpublic postsecondary educational institutions, and private providers beyond those reasonably necessary to enforce requirements expressly set forth in this section.” Section 1002.385(17), F.S.

² The parent must apply for the program by February 1 of each year, for participation in the subsequent school year. Section 1002.385(3)(b), F.S.

³ Section 1002.385(3), F.S.

⁴ Section 1002.385(5), F.S.

⁵ Section 1002.385(3)(a), F.S.

⁶ Section 393.063 (20), F.S., defines a “High-risk child” as a child from 3 to 5 years of age with one or more of the following characteristics: (a) A developmental delay in cognition, language, or physical development; (b) A child surviving a catastrophic infectious or traumatic illness known to be associated with developmental delay, when funds are specifically appropriated. (c) A child with a parent or guardian with developmental disabilities who requires assistance in meeting the child’s developmental needs. (d) A child who has a physical or genetic anomaly associated with developmental disability.

⁷ Section 1002.385(2)(d), F.S.

Autism, as currently defined for program eligibility, means “a pervasive, neurologically based developmental disability of extended duration which causes severe learning, communication, and behavioral disorders with age and onset during infancy or childhood. Individuals with autism exhibit impairment in reciprocal social interaction, impairment in verbal and nonverbal communication and imaginative ability, and a markedly restricted repertoire of activities and interests.”⁸ Thus, this definition of autism requires that a student exhibit severe and substantial deficits in certain areas.⁹

A student is not eligible for the PLSA program:

- While enrolled in a public school¹⁰ or a school providing services to youth in the Department of Juvenile Justice program;¹¹
- While receiving a scholarship in accordance with the Florida Tax Credit Scholarship Program or McKay Scholarship, or any other educational scholarship pursuant to chapter 1002;¹²
- If the student or student’s parent has accepted any payment, refund, or rebate from a provider of any services received while participating in the program;¹³ or
- If the student’s participation in the program has been denied or revoked by the Commissioner of Education; or the student’s parent has forfeited participation in the program by failing to comply with the program’s requirements.¹⁴

Scholarship Amount and Allowable Expenditures

The maximum scholarship amount is determined by several factors and calculations.¹⁵ However, the calculation for all students participating in the program is based on the matrix that assigns the student to support Level III of services.¹⁶ The scholarship funds are not released to SFOs¹⁷ until after the Department of Education (DOE or Department) verifies that the student is not attending

⁸ Section 393.063(3), F.S.

⁹ Email, Agency for Persons with Disabilities (Dec. 15, 2014).

¹⁰ Being enrolled in a public school includes, but is not limited to, the Florida School for the Deaf and Blind; the Florida Virtual School; the College-Preparatory Boarding Academy; a developmental research school authorized under s. 1002.33, s. 1002.331, or s. 1002.332; or a virtual education program authorized under s. 1002.45. Section 1002.385(4)(a)1, F.S.

¹¹ Section 1002.385(4)(a)2., F.S.

¹² Sections 1002.385(4)(a)3.-4., F.S. The requirements for the Florida Tax Credit Scholarship Program and John M. McKay Scholarships for Students With Disabilities Program can be found in ss. 1002.39, 1002.395, 1002.42, and 1002.421, F.S.

¹³ Section 1002.385(4)(b)1., F.S.

¹⁴ Sections 1002.385(4)(b)2.-3., F.S.

¹⁵ Section. 1002.385(13), F.S.

¹⁶ Sections 1002.385(11) and (13)(a)3., F.S. The average scholarship amount for the 2014-2015 school year is approximately \$10,000 per student. See, Florida Department of Education, *Personal Learning Scholarship Account Program FAQs*, <http://www.fldoe.org/schools/school-choice/k-12-scholarship-programs/plsa/plsa-faqs.shtml#7166> (last visited February 6, 2015).

¹⁷ An eligible nonprofit scholarship-funding organization has the same meaning as in s. 1002.395, which means a state university; or an independent college or university that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, located and chartered in this state, is not for profit, and is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools; or is charitable organization that is exempt from federal income tax pursuant to s. 501(c)(3) of the Internal Revenue Code, is a Florida entity formed under chapters 607, 608 or 617 and whose principal office is located in the state, and complies with s. 1002.395(6) and (16), F.S. (respectively, obligations of SFOs and SFO applications). See, sections 1002.385(2)(e), and 1002.395(2)(f), F.S.

public schools based upon the October student count.¹⁸ The amount of payment can be adjusted upon request of the parent every three years to reevaluate the matrix.¹⁹

Funds from a PLSA account may be used for:²⁰

- Instructional materials;²¹
- Curriculum;²²
- Specialized services by approved providers selected by the parent;²³
- Enrollment, tuition or fees in various authorized educational institutions;²⁴
- Fees for assessments and industry certification examinations;²⁵
- Contributions to the Florida Prepaid College Program account for the benefit of the eligible student;²⁶ and
- Contracted services provided by a public school or school district, including classes and extracurricular programs for the services specified in the IEP or additional services.²⁷

The ability to receive program payments continues until a student fails to comply with the program requirements, has funds revoked by the Commissioner of Education, return to or enrolls in a public school, graduates from high school, or reaches 22 years of age, whichever occurs first.²⁸

However, a student may continue to expend the balance remaining in a PLSA account until the eligible student's graduation from an eligible postsecondary educational institution, or after a period of 4 consecutive years after high school graduation in which the student is not enrolled in an eligible postsecondary educational institution.²⁹

¹⁸ Section 1002.385(9)(e), F.S.

¹⁹ Sections 1002.385(7)(c), (11) and (13)(a), F.S.

²⁰ Section 1002.385(5), F.S.

²¹ Instructional materials also includes digital devices, digital periphery devices, and assistive technology devices that allow a student to access instruction or instructional content. Section 1002.385(5)(a), F.S.

²² Curriculum means a complete course of study for a particular content area or grade level, including any required supplemental materials. Section 1002.385(2)(b), F.S.

²³ See s. 468.1125, F.S. Services provided may include, but not limited to applied behavior analysis services and services provided by speech-language, pathologists, occupational therapists, physical therapists, and listening and spoken language specialists. Section 1002.385(5)(c), F.S. The Department of Health, the Agency for Persons with Disabilities, and DOE are required to work with an SFO for easy or automated access to lists of licensed providers of services to ensure efficient administration of the program. Section 1002.385(15), F.S.

²⁴ The various schools or programs include an eligible private school, an eligible postsecondary educational institution, a private tutoring program, a virtual program offered by a DOE-approved private online provider, the Florida Virtual School, or an approved online course. See ss. 1002.43, 1002.45(2)(a), 1003.499, and 1004.0961, F.S.

²⁵ Authorized assessments are nationally standardized, norm-referenced achievement tests, Advanced Placement Examinations, industry certification examinations, assessments related to postsecondary education, or other assessments. Section 1002.385(5)(e), F.S.

²⁶ See s. 1009.98, F.S., Stanley G. Tate Florida Prepaid College Program.

²⁷ A student who receives services under a contract is not considered to be enrolled in a public school for eligibility purposes. Section 1002.385(5)(g), F.S.

²⁸ Section 1002.385(6), F.S.

²⁹ Section 1002.385(13)(c), F.S. Afterward, the PLSA account will be closed and any remaining funds will revert to the state. Id.

Parent Obligations

Parents of students receiving a scholarship are responsible for signing an agreement with the SFO, procuring the services necessary to educate the student, and paying eligible expenses in excess of the amount of the PLSA account.³⁰

A specialized service provider, eligible private school, eligible postsecondary educational institution, private tutoring program provider, online or virtual program provider, public school, school district, or other entity receiving payments may not share, refund, or rebate any moneys from the PLSA account to the parent or participating student.³¹

A parent must annually submit a notarized, sworn compliance statement to the SFO to:³²

- Affirm that the student meets regular school student attendance requirements;³³
- Affirm PLSA funds only have been used for authorized purposes;
- Notify the school district that the student is participating in the program, if the parent chooses to enroll in a home education program;
- Affirm that the student takes all appropriate standardized assessments;
- Request participation in the program by the date established by the SFO;
- Affirm that the student remains in good standing with the provider or school if those options are selected by the parent;
- Apply for admission of his or her child to a private school, if this option is selected by the parent;
- Apply to renew participation in the program;
- Affirm that the parent will not transfer any college savings funds to another beneficiary;
- Affirm that the parent will not take possession of any funding contributed by the state; and
- Affirm that the parent will maintain a portfolio of records for two years to document student learning and requiring it to be available for inspection upon 15 days written notice from the district school superintendent.

A parent who fails to comply with these requirements forfeits the PLSA account.³⁴

PLSA Program Implementation Responsibilities***Scholarship Funding Organizations***

An eligible scholarship funding organization (SFO) is authorized to establish PLSA accounts for eligible students.³⁵

SFOs receive applications, confirm initial or continuing participation, and determine student eligibility; award scholarships on a first-come, first-serve basis; provide a process for students on

³⁰ Section 1002.385(11), F.S.

³¹ Section 1002.385(5), F.S.

³² Section 1002.385(11)(a), F.S.

³³ These requirements are a parochial, religious, or denominational school; a private school supported in whole or in part by tuition charges or by endowments or gifts; a home education program that meets the requirements of chapter 1002, F.S. *See* ss. 1002.385(11)(a)1., 1003.01(13), 1003.21 and 1003.24, F.S.

³⁴ Section 1002.385(11), F.S.

³⁵ Section 1002.385(12), F.S.

the wait list or late-filing applicants to participate in the program; establish PLSA accounts for each eligible student; and verify expenditures.³⁶ SFOs must return unused funds to the state when the student is no longer eligible to participate in the program.³⁷

SFOs must notify DOE of applicants by March 1 before the subsequent school year starts, and, when the application is received, provide DOE with information about the student so that DOE may report the student for funding.³⁸

SFOs must develop a system for payment of benefits by electronic funds transfer, including, but not limited to debit cards, electronic payment cards, or any other means of electronic payment that DOE determines to be commercially viable or cost-effective.³⁹ Commodities or services related to the development of such a system must be procured by competitive solicitation or from a state term contract.⁴⁰

Private Schools

An eligible private school may be sectarian or nonsectarian, and must:⁴¹

- Comply with all requirements for private schools participating in the state school choice scholarship programs;
- Provide the SFO, upon request, all documentation required for the student's participation, including all the private school's and student's fee schedules;
- Be academically accountable to the parent for meeting the educational needs of the student;⁴²
- Employ or contract with teachers who have regular and direct contact with each student receiving a PLSA scholarship at the school's physical location; and
- Annually contract with an independent certified public accountant to perform agreed upon procedures, if the school receives more than \$250,000 in PLSA scholarship funds each year.

The inability of a private school to meet these requirements constitutes a basis for the ineligibility of the private school to participate in the program, as determined by DOE.⁴³

Department of Education

The DOE's responsibilities are to maintain a list of approved providers, investigate written complaints, require SFOs to provide quarterly reports regarding student participation in the

³⁶ *Id.*

³⁷ *Id.*

³⁸ *Id.*

³⁹ Section 1002.385(13)(d), F.S.

⁴⁰ *Id.*

⁴¹ Section 1002.385(8), F.S.

⁴² A private school must provide the parent a written explanation of the student's progress; if requested by a parent, annually administer, or make provision for students participating in the program in grades 3-10 to take one of the national norm-referenced tests identified by DOE or the statewide, assessments pursuant to s. 1008.22 (students with disabilities for whom standardized testing is not appropriate are exempt from this requirement); report the student's scores to the parent; and cooperate with the scholarship student whose parent chooses to have the student participate in the statewide assessments. Section 1002.385(8)(c), F.S.

⁴³ Section 1002.385(8), F.S.

program, and compare the list of students participating in the program with the public school enrollment lists before each program payment to avoid duplicate payments.⁴⁴

The State Board of Education is required to adopt rules to administer the program.⁴⁵

Commissioner of Education

The Commissioner of Education (Commissioner) is required to deny, suspend, or revoke a student's participation in the program or the use of program funds, if the student's health, safety, or welfare is in jeopardy or fraud is suspected.⁴⁶

The Commissioner may also deny, suspend, or revoke the use of program funds for material noncompliance with law and rules.⁴⁷ In making this determination, the Commissioner may consider factors such as acts or omissions that led to a previous denial or revocation; failure to reimburse an SFO for improperly received funds; imposition of prior criminal sanctions, civil fines, administrative fines, license revocation or suspension, program eligibility suspension, termination, or revocation related to an entity's management or operation; or other types of criminal proceedings in which there was a finding of guilt or no contest to offenses involving fraud, deceit, dishonesty, or moral turpitude.⁴⁸

School Districts

If requested by a parent, a school district must complete a matrix that assigns a level of service to a student with a disability who does not have a matrix.⁴⁹ The school district is required to complete the matrix within 30 days after receiving notice of the request, and provide the parent with the matrix level within 10 days thereafter.⁵⁰ The DOE is responsible for notifying the parent and SFO of the amount of funds awarded within 10 days of receiving the matrix level from the district.⁵¹ A school district may only change a matrix to correct a technical, typographical, or calculation error.⁵²

A school district is required to notify the parent of each eligible student that the matrix may be reevaluated every 3 years.⁵³

For each PLSA student who chooses to participate in the statewide, standardized assessment or the Florida Alternate Assessment, the school district must notify the student and parent about locations and times to take the assessments.⁵⁴

⁴⁴ Section 1002.385(9), F.S.

⁴⁵ Section 1002.385(18), F.S.

⁴⁶ Section 1002.385(10)(a), F.S.

⁴⁷ *Id.* The SBE adopted Rule 6A-6.0961, F.A.C., to administer the PLSA program, effective November 4, 2014.

⁴⁸ Section 1002.385(10)(b), F.S.

⁴⁹ Sections 1002.385(7)(a), and (11), F.S.

⁵⁰ Section 1002.385(7), F.S.

⁵¹ *Id.*

⁵² *Id.*

⁵³ Section 1002.385(7)(c), F.S.

⁵⁴ Section 1002.385(7)(b), F.S.

Auditor General

The Auditor General must conduct an annual financial and operational audit related to the program.⁵⁵ As a part of this audit, the Auditor General must verify, at a minimum, the total amount of students served and eligibility of reimbursements made by each SFO and transmit that information to the department.⁵⁶ The department will be notified of any SFO that fails to comply with a request for information.⁵⁷

III. Effect of Proposed Changes:

The bill amends the Florida Personal Learning Scholarship Accounts Program (PLSA or program) by creating a new education fiscal intermediary (EFI) to act as the administrative agent for the program, expanding the pool of eligible students, tightening program accountability requirements, streamlining program implementation, increasing the Department of Education's (DOE) responsibilities for implementation of the program, and clarifying program implementation.

PLSA Program Accountability Requirements

The bill:

- Clarifies that authorized expenditures are for “educational purposes;”
- Adds authority for PLSA funds to be used for part-time private tutoring from persons meeting specified requirements (e.g., certified teacher and special skills);
- Clarifies that interest accrued in a PLSA account remains in the PLSA account for the parent to use for authorized purposes and is treated the same as PLSA funds if moneys get reverted;
- Adds a requirement that the Auditor General must provide a copy of EFI operational audits to the Commissioner of Education (Commissioner), and streamlines Auditor General audit responsibilities by removing duplicative reporting requirements; and
- Creates a new requirement that a physician licensed under chapter 458⁵⁸ or 459⁵⁹ must approve specialized services to be provided by an approved provider.
- Requires the Department of Education (DOE) to annually report the PLSA program's scope and size with regard to student participation, and to analyze the effectiveness of PLSA relating to cost, education, and therapeutic services.

PLSA Program Implementation

The bill:

- Creates an education fiscal intermediary (EFI) to act as the PLSA administrative agent and expands the types of entities that may compete to become an EFI, to include school district direct support organizations, state universities, Independent Colleges and Universities of Florida (ICUF) institutions, and certain charitable organizations.

⁵⁵ Section 1002.385(14), F.S.

⁵⁶ *Id.*

⁵⁷ *Id.*

⁵⁸ Chapter 458, Florida Statutes, relates to medical practice.

⁵⁹ Chapter 459, Florida Statutes, relates to osteopathic medicine.

- Requires the DOE to issue a competitive solicitation for one or more EFIs, and to verify the EFI's compliance with law and contract.
- Retains accountability and transparency requirements that previously applied to SFOs for the newly created EFIs.
- Includes a transition process by which existing SFOs may continue to be the administrative agent for PLSA until the DOE EFI contracts are in place.
- Revises annual deadlines, beginning with 2015-16 academic year awards, to prioritize funding for renewal applications, the previous year's wait-listed students, timely-filed new applications, and then late-filed applications. For example, PLSA funding for the 2015-2016 academic year is prioritized as follows: renewal applications timely submitted by February 1, 2015; new applications submitted by June 30, 2015; and late-filed applications submitted by August 15, 2015. New or revised matrix of services are included with "completed applications;"⁶⁰ and
- Adds new requirements for:
 - Parents to provide "final verification"⁶¹ of eligibility to EFIs in order to receive funding and confirm compliance with all requirements;
 - 100 percent of program funds to be released to EFIs in the first quarter of each year so parents have access to all funds as early in the fiscal year as possible;
 - "Wait list"⁶² applicants to be given preference for initial program participation;
 - EFIs to annually notify program participants of ability to request new or revised matrix of services annually; and
 - Private schools that wish to participate in PLSA to include within their John M. McKay or Florida Tax Credit scholarship program applications, a notification of PLSA participation.

⁵⁹ The bill describes a "completed application" as including, but not limited to, an application, required documentation and forms, an initial or revised matrix of services (if requested), and any additional information or documentation required by the SFO or in State Board of Education rule.⁶¹ The bill describes "final verification" as consisting only of the following items that apply to the student: a completed withdrawal form from the school district, if the student was enrolled in a public school before the determination of program eligibility; a letter of admission or enrollment from an eligible private school in which the student wishes to participate; a copy of the notice of the parent's intent to establish and maintain a home education program required by s. 1002.41(1)(a), F.S., or a copy of the district school superintendent's review of the annual educational evaluation of the student in a home education program required by s. 1002.41(2), F.S.; or a copy of the notification from a private school that the student has withdrawn from the John M. McKay Scholarships for Students with Disabilities Program or the Florida Tax Credit Scholarship Program.

⁶¹ The bill describes "final verification" as consisting only of the following items that apply to the student: a completed withdrawal form from the school district, if the student was enrolled in a public school before the determination of program eligibility; a letter of admission or enrollment from an eligible private school in which the student wishes to participate; a copy of the notice of the parent's intent to establish and maintain a home education program required by s. 1002.41(1)(a), F.S., or a copy of the district school superintendent's review of the annual educational evaluation of the student in a home education program required by s. 1002.41(2), F.S.; or a copy of the notification from a private school that the student has withdrawn from the John M. McKay Scholarships for Students with Disabilities Program or the Florida Tax Credit Scholarship Program.

⁶² For initial program participation (i.e., excluding renewing students), the bill requires that a preference first be provided to students retained on a waiting list created by a SFO. The waiting list must be in the order that completed applications are received by the SFO.

DOE Responsibility to Implement the PLSA Program

The bill:

- Adds DOE responsibilities to: facilitate program implementation, coordinate EFI implementation of core program activities, approve service providers associated with school code responsibilities, and oversee school district implementation of program requirements;
- Clarifies the Commissioner's ability to investigate complaints; deny, suspend, and revoke program participation by any person or entity;
- Adds specific authority for the Commissioner to determine the length of suspensions or terminations, and determine conditions for reinstating program eligibility for students, organizations, private schools, postsecondary educational institutions, approved providers, or other appropriate parties;
- Adds EFI annual reporting requirements that include specific information on participating students, including the number and demographics of program participants, disability category, matrix level of services, award amount per student, total expenditures by category, and types of providers of services; and
- Adds new requirements for:
 - The Department to compare the list of PLSA students to the list of McKay Scholarship Program and Florida Tax Credit Scholarship Program students to confirm program eligibility and avoid duplicate payments; and
 - The State Board of Education to implement various rulemaking requirements by July 1, 2015, in order for the rules to be in place for the 2015-2016 academic year.

PLSA Program Administration

The bill:

- Expands student eligibility to include all students on the autism spectrum, per the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition (DSM-5),⁶³ students with muscular dystrophy, and to students who are, or will be, 3 or 4 years old on or before September 1 and meet all other eligibility requirements, which expands the pool of persons potentially eligible for a scholarship.
- Clarifies that a 3 or 4 year old child may not receive a Personal Learning Scholarship Account (PLSA) and services that are funded through the Florida Education Finance Program or Voluntary Prekindergarten Program (VPK) funds at the same time.
- Adds an option for parents to use PLSA funds for services available from providers outside the State of Florida who meet similar regulation or approval requirements compared to in-state providers for specialized services.
- Clarifies that kindergarten students approved via "high-risk" status must re-qualify under one of the other disability categories when he/she reaches age 6 in order to renew program participation.

⁶³ The DSM-5 is the reference manual used by health care professionals in the United States as the authoritative guide to the diagnosis of mental disorders. It provides a common language for clinicians to communicate about their patients and establishes consistent and reliable diagnosis that can be used in the research of mental disorders. American Psychiatric Association, DSM-5 Development, *Frequently Asked Questions*, <http://www.dsm5.org/about/pages/faq.aspx> (last visited February 12, 2015).

- Clarifies timeframes for award of funds, use of funds once the student graduates from high school, and when funds revert.
- Adds the ability for a student to use funds from their PLSA accounts while enrolled in an eligible postsecondary educational institution.
- Expands the authorized uses of program funds to include
 - Training and maintenance agreements for digital devices, digital periphery devices, and assistive technology devices.
 - Contributions to a Florida College Savings Program (college savings) account.
 - Fees for specialized summer education programs;
 - Fees for specialized after-school education programs;
 - Fees for an annual evaluation of educational progress by a state-certified teacher, if this option is chosen for a home education student; and
 - Transition services provided by life coaches.
- Adds new requirements for:
 - The Florida Prepaid College Board (Prepaid Board) to allow for:
 - Program funds to be used along with other funds to purchase a prepaid college plan or contribute to a college savings account
 - Program funds to be separately tracked and accounted.
 - Program funds and interest to be reverted back to the state under certain situations.
 - Program funds to be used only after private payments have been used for prepaid plan or college savings account expenditures.
 - Prepaid college plan or college savings plan funds to be used for fees at a program designed for students with disabilities conducted by a state postsecondary institution. Procedures to be adopted by July 1, 2015 to expedite implementation of the provisions for the 2015-2016 fiscal year.
 - Students to be authorized to use funds from their PLSA accounts at ICUF institutions.
- Clarifies that a PLSA student at a private school may take the same state assessments as authorized for a student participating in the John M. McKay Scholarships for Students with Disabilities Program.
- Removes the requirement that program benefits be made via an electronic funds transfer or electronic payment.

The bill takes effect upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:

The Opportunity Scholarship Program was successfully challenged based on the adequacy of the public education system⁶⁴ and the no aid provision⁶⁵ of the Florida Constitution.⁶⁶ No other Florida school choice scholarship program has been declared unconstitutional.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

CS/SB 602 increases number of students potentially eligible for a personal learning scholarship account (PLSA) by including all students on the autism spectrum, students with muscular dystrophy, and expanding eligibility to three and four year-old high-risk children. A family of a student with a disability eligible to participate in the Florida Personal Learning Scholarship Account Program has the flexibility to decide which services would best meet their student's needs and to spend funds accordingly, within the limitations of the program. Each PLSA scholarship provides approximately \$10,000 to make those services more accessible and affordable, in lieu of attendance at a public school.

C. Government Sector Impact:

In 2014-15, approximately 1,400 students are expected to be awarded PLSA scholarships under this program at a cost of about \$14 million. The bill increases number of students potentially eligible for a scholarship by including all students on the autism spectrum, students with muscular dystrophy, and expanding eligibility to three and four year-olds. An estimated 860 additional autism spectrum students could participate in the program under the expanded definition, which would cost an additional \$8.6 million. An estimated 480 three and four year-olds could be eligible to participate in the program at an additional cost of \$4.8 million. The estimated fiscal impact for students with muscular dystrophy is minimal. Since scholarships awarded under the program are on a first-come, first-served basis, the number of students receiving a scholarship is limited by the funds appropriated in the General Appropriations Act. The Senate's proposed General Appropriations Bill for Fiscal Year 2015-2016, SB 2500, appropriates \$50 million for the PLSA program.

⁶⁴ Article IX, s. 1, Fla. Const., providing that "[a]dequate provision shall be made by law for a uniform, efficient, safe, secure, and high quality system of free public schools that allows students to obtain a high quality education and for the establishment, maintenance, and operation of institutions of higher learning and other public education programs that the needs of the people require."

⁶⁵ Article I, s. 3., Fla. Const., providing that "[n]o revenue of the state or any political subdivision or agency thereof shall ever be taken from the public treasury directly or indirectly in aid of any church, sect, or religious denomination or in aid of any sectarian institution."

⁶⁶ See *Bush v. Holmes*, 886 So.2d 340 (Fla. 1st DCA 2004), affirmed on other grounds, 919 So.2d 392 (Fla. 2006).

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 11.45, 1002.385, 1009.971, 1009.98 and 1009.981.

The bill creates section 1002.384 of the Florida Statutes.

IX. 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 March 25, 2016:

The committee substitute:

- Adds muscular dystrophy to the list of allowed disabilities.
- Clarifies that a 3 or 4 year old child may not receive a Personal Learning Scholarship Account (PLSA) and services that are funded through the Florida Education Finance Program or Voluntary Prekindergarten Program (VPK) funds at the same time.
- Requires the Department of Education (DOE) to annually report the PLSA program's scope and size with regard to student participation, and to analyze the effectiveness of PLSA relating to cost, education, and therapeutic services.
- Creates an Education Fiscal Intermediary (EFI) to act as the PLSA administrative agent, rather than Scholarship Funding Organizations (SFOs) as currently authorized in law.
- Expands the types of entities that may compete to become an EFI, to include school district direct support organizations, state universities, ICUF institutions, and certain charitable organizations.
- Requires the DOE to issue a competitive solicitation for one or more EFIs, and to verify the EFI's compliance with law and contract.
- Retains accountability and transparency requirements that previously applied to SFOs for the newly created EFIs.
- Includes a transition process by which existing SFOs may continue to be the administrative agent for PLSA until the DOE EFI contracts are in place.
- Expands authorized use of PLSA funds to include the Florida College Savings Program and requires the Florida Prepaid College Board to create rules and procedures to ensure accountability.
- Allows prepaid college plan or college savings plan funds to be used for fees at a program designed for students with disabilities conducted by a state postsecondary institution.

-

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 Senator Gaetz

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1 A bill to be entitled
 2 An act relating to students with disabilities;
 3 amending s. 1002.385, F.S.; revising definitions;
 4 revising scholarship application deadlines and
 5 guidelines; requiring authorized program funds to
 6 support the student's educational needs; requiring the
 7 Florida Prepaid College Board to create certain
 8 procedures; authorizing part-time private tutoring
 9 services by persons meeting certain requirements;
 10 clarifying and expanding responsibilities of the
 11 Department of Education; revising the conditions under
 12 which a student's personal learning scholarship
 13 account must be closed; revising the responsibilities
 14 for school districts; revising private school
 15 eligibility requirements; revising responsibilities
 16 for parents and students who participate in the
 17 program; requiring a parent to affirm program funds
 18 are only used for authorized purposes that serve the
 19 student's educational needs; revising responsibilities
 20 of eligible nonprofit scholarship-funding
 21 organizations pertaining to the administration of
 22 personal learning scholarship accounts; revising the
 23 wait list and priority of approving renewal and new
 24 applications; revising the notice requirement of an
 25 organization; authorizing accrued interest to be used
 26 for authorized expenditures; requiring accrued
 27 interest to be reverted as a part of reverted
 28 scholarship funds; revising taxable income
 29 requirements; removing obsolete audit requirements;

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30 requiring the Auditor General to provide a copy of
 31 each annual operational audit performed to the
 32 Commissioner of Education within a specified
 33 timeframe; correcting cross-references; providing
 34 future repeal of provisions pertaining to an
 35 implementation schedule of notification and
 36 eligibility timelines; amending s. 1009.98, F.S.;
 37 authorizing a prepaid college plan to be purchased,
 38 accounted for, used, and terminated under certain
 39 circumstances; specifying State Board of Education
 40 rulemaking requirements; requiring the department to
 41 make rules; outlining specific rulemaking requirements
 42 of the Department of Education; providing an effective
 43 date.

44
 45 Be It Enacted by the Legislature of the State of Florida:

46
 47 Section 1. Section 1002.385, Florida Statutes, is amended
 48 to read:

49 1002.385 Florida personal learning scholarship accounts.—

50 (1) ESTABLISHMENT OF PROGRAM.—The Florida Personal Learning
 51 Scholarship Accounts Program is established to provide the
 52 option for a parent to better meet the individual educational
 53 needs of his or her eligible child.

54 (2) DEFINITIONS.—As used in this section, the term:

55 (a) "Approved provider" means a provider approved by the
 56 Agency for Persons with Disabilities, a health care practitioner
 57 as defined in s. 456.001(4), or a provider approved by the
 58 department pursuant to s. 1002.66. The term also includes

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59 providers outside this state which are subject to similar
60 regulation or approval requirements.

61 (b) "Curriculum" means a complete course of study for a
62 particular content area or grade level, including any required
63 supplemental materials.

64 (c) "Department" means the Department of Education.

65 (d) "Disability" means, for a student in kindergarten to
66 grade 12, autism spectrum disorder, as defined in the Diagnostic
67 and Statistical Manual of Mental Disorders, Fifth Edition, ~~as~~
68 ~~defined in s. 393.063(3);~~ cerebral palsy, as defined in s.
69 393.063(4); Down syndrome, as defined in s. 393.063(13); an
70 intellectual disability, as defined in s. 393.063(21); Prader-
71 Willi syndrome, as defined in s. 393.063(25); or spina bifida,
72 as defined in s. 393.063(36); for a student in kindergarten,
73 being a high-risk child, as defined in s. 393.063(20) (a); and
74 Williams syndrome.

75 (e) "Eligible nonprofit scholarship-funding organization"
76 or "organization" means a nonprofit scholarship-funding
77 organization that is approved by the department to participate
78 in the Florida Tax Credit Scholarship Program pursuant to s.
79 1002.395(2) (f). The organization must have a copy of its annual
80 operational audit provided to the Commissioner of Education as
81 required by this section ~~has the same meaning as in s. 1002.395.~~

82 (f) "Eligible postsecondary educational institution" means
83 a Florida College System institution; ~~;~~ a state university; ~~;~~ a
84 school district technical center; ~~;~~ a school district adult
85 general education center; an independent college or university
86 that is eligible to participate in the William L. Boyd, IV,
87 Florida Resident Access Grant Program under s. 1009.89; ~~;~~ or an

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88 accredited independent nonpublic postsecondary educational
89 institution, as defined in s. 1005.02, which is licensed to
90 operate in the state pursuant to requirements specified in part
91 III of chapter 1005.

92 (g) "Eligible private school" means a private school, as
93 defined in s. 1002.01, which is located in this state, which
94 offers an education to students in any grade from kindergarten
95 to grade 12, and which meets the requirements of:

96 1. Sections 1002.42 and 1002.421; and

97 2. A scholarship program under s. 1002.39 or s. 1002.395,
98 ~~as applicable, if the private school participates in a~~
99 ~~scholarship program under s. 1002.39 or s. 1002.395.~~

100 (h) "IEP" means individual education plan.

101 (i) "Parent" means a resident of this state who is a
102 parent, as defined in s. 1000.21.

103 (j) "Program" means the Florida Personal Learning
104 Scholarship Accounts Program established in this section.

105 (3) PROGRAM ELIGIBILITY.—A parent of a student with a
106 disability may request and receive from the state a Florida
107 personal learning scholarship account for the purposes specified
108 in subsection (5) if:

109 (a) The student:

- 110 1. Is a resident of this state;
111 2. Is eligible to enroll in kindergarten through grade 12
112 in a public school in this state;
113 3. Has a disability as defined in paragraph (2) (d); and
114 4. Is the subject of an IEP written in accordance with
115 rules of the State Board of Education or has received a
116 diagnosis of a disability ~~as defined in subsection (2)~~ from a

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117 physician who is licensed under chapter 458 or chapter 459 or a
118 psychologist who is licensed under chapter 490 ~~in this state.~~

119 (b) Beginning January 2015, and each year thereafter, the
120 following application deadlines and guidelines are met:

121 1. The parent of a student seeking program renewal must
122 submit a completed application to an organization for renewal by
123 February 1 before the school year in which the student wishes to
124 participate.

125 2. The parent of a student seeking initial approval to
126 participate in the program must submit a completed application
127 to an organization by June 30 before the school year in which
128 the student wishes to participate.

129 3. The parent of a student seeking approval to participate
130 in the program who does not comply with the requirements of
131 subparagraph 1. or subparagraph 2. may late-file a completed
132 application by August 15 before the school year in which the
133 student wishes to participate.

134 4. A parent must submit final verification to the
135 organization before the organization opens a personal learning
136 scholarship account for the student. The final verification must
137 consist of only the following items that apply to the student:

138 a. A completed withdrawal form from the school district if
139 the student was enrolled in a public school before the
140 determination of program eligibility;

141 b. A letter of admission or enrollment from an eligible
142 private school for the school year in which the student wishes
143 to participate;

144 c. A copy of the notice of the parent's intent to establish
145 and maintain a home education program required by s.

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146 1002.41(1)(a), or a copy of the district school superintendent's
147 review of the annual educational evaluation of the student in a
148 home education program required by s. 1002.41(2); or

149 d. A copy of notification from a private school that the
150 student has withdrawn from the John M. McKay Scholarships for
151 Students with Disabilities Program or the Florida Tax Credit
152 Scholarship Program.

153 5. A parent's completed application and final verification
154 submitted pursuant to this paragraph ~~the parent has applied to~~
155 an eligible nonprofit scholarship-funding organization to
156 participate in the program by February 1 before the school year
157 in which the student will participate or an alternative date as
158 set by the organization for any vacant, funded slots. The
159 request must be communicated directly to the organization in a
160 manner that creates a written or electronic record ~~including of~~
161 the request and the date of receipt of the request. The
162 organization shall notify the district and the department of the
163 parent's intent upon receipt of the parent's completed
164 application and final verification ~~request~~. The completed
165 application must include, but is not limited to, an application;
166 required documentation and forms; an initial or revised matrix
167 of services, if requested; and any additional information or
168 documentation required by the organization or by State Board of
169 Education rule.

170 (4) PROGRAM PROHIBITIONS.—

171 (a) A student is not eligible for the program while he or
172 she is:

173 1. Enrolled in a public school, including, but not limited
174 to, the Florida School for the Deaf and the Blind; the Florida

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175 Virtual School; the College-Preparatory Boarding Academy; a
 176 developmental research school authorized under s. 1002.32; a
 177 charter school authorized under s. 1002.33, s. 1002.331, or s.
 178 1002.332; or a virtual education program authorized under s.
 179 1002.45;

180 2. Enrolled in a school operating for the purpose of
 181 providing educational services to youth in the Department of
 182 Juvenile Justice commitment programs;

183 3. Receiving a scholarship pursuant to the Florida Tax
 184 Credit Scholarship Program under s. 1002.395 or the John M.
 185 McKay Scholarship for Students with Disabilities Program under
 186 s. 1002.39; or

187 4. Receiving any other educational scholarship pursuant to
 188 this chapter.

189 (b) A student is not eligible for the program if:

190 1. The student or student's parent has accepted any
 191 payment, refund, or rebate, in any manner, from a provider of
 192 any services received pursuant to subsection (5);

193 2. The student's participation in the program, or receipt
 194 or expenditure of program funds, has been denied or revoked by
 195 the commissioner of Education pursuant to subsection (10); ~~or~~

196 3. The student's parent has forfeited participation in the
 197 program for failure to comply with requirements pursuant to
 198 subsection (11); or

199 4. The student's application for program eligibility has
 200 been denied by an organization.

201 (5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds may be
 202 spent if used to support the student's educational needs, for
 203 the following purposes:

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204 (a) Instructional materials, including digital devices,
 205 digital periphery devices, and assistive technology devices that
 206 allow a student to access instruction or instructional content.

207 (b) Curriculum as defined in paragraph (2) (b).

208 (c) Specialized services by approved providers which have
 209 been approved by a physician licensed under chapter 458 or
 210 chapter 459 and that are selected by the parent. These
 211 specialized services may include, but are not limited to:

212 1. Applied behavior analysis services as provided in ss.
 213 627.6686 and 641.31098.

214 2. Services provided by speech-language pathologists as
 215 defined in s. 468.1125.

216 3. Occupational therapy services as defined in s. 468.203.

217 4. Services provided by physical therapists as defined in
 218 s. 486.021.

219 5. Services provided by listening and spoken language
 220 specialists and an appropriate acoustical environment for a
 221 child who is deaf or hard of hearing and who has received an
 222 implant or assistive hearing device.

223 Specialized services outside this state are authorized under
 224 this paragraph if the services are subject to similar regulation
 225 or approval requirements.

226 (d) Enrollment in, or tuition or fees associated with
 227 enrollment in, an eligible private school, an eligible
 228 postsecondary educational institution or a program offered by
 229 the institution, a private tutoring program authorized under s.
 230 1002.43, a virtual program offered by a department-approved
 231 private online provider that meets the provider qualifications
 232

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233 specified in s. 1002.45(2) (a), the Florida Virtual School as a
 234 private paying student, or an approved online course offered
 235 pursuant to s. 1003.499 or s. 1004.0961.

236 (e) Fees for nationally standardized, norm-referenced
 237 achievement tests, Advanced Placement Examinations, industry
 238 certification examinations, assessments related to postsecondary
 239 education, or other assessments.

240 (f) Contributions to the Stanley G. Tate Florida Prepaid
 241 College Program pursuant to s. 1009.98, for the benefit of the
 242 eligible student. The Florida Prepaid College Board shall, by
 243 July 1, 2015, create procedures to allow program funds to be
 244 used in conjunction with other funds used by the parent in the
 245 purchase of a prepaid college plan; require program funds to be
 246 tracked and accounted for separately from other funds
 247 contributed to a prepaid plan; require program funds and
 248 associated interest to be reverted as specified in this section;
 249 and require program funds to be used only after private payments
 250 have been used for prepaid college plan expenditures.

251 (g) Contracted services provided by a public school or
 252 school district, including classes. A student who receives
 253 services under a contract under this paragraph is not considered
 254 enrolled in a public school for eligibility purposes as
 255 specified in subsection (4).

256 (h) Tuition and fees for part-time tutoring services
 257 provided by a person who holds a valid Florida educator's
 258 certificate pursuant to s. 1012.56; a person who holds an
 259 adjunct teaching certificate pursuant to s. 1012.57; or a person
 260 who has demonstrated a mastery of subject area knowledge
 261 pursuant to 1012.56(5). The term "part-time tutoring services"

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262 as used in this paragraph does not meet the definition of the
 263 term "regular school attendance" in s. 1003.01(13) (e).
 264

265 A specialized service provider, eligible private school,
 266 eligible postsecondary educational institution, private tutoring
 267 program provider, online or virtual program provider, public
 268 school, school district, or other entity receiving payments
 269 pursuant to this subsection may not share, refund, or rebate any
 270 moneys from the Florida personal learning scholarship account
 271 with the parent or participating student in any manner.

272 (6) TERM OF THE PROGRAM.—For purposes of continuity of
 273 educational choice and program integrity:

274 (a) The program payments made by the state to an
 275 organization for a personal learning scholarship account under
 276 this section shall ~~continue remain in force~~ until the parent
 277 does not renew program eligibility; the organization determines
 278 a student is not eligible for program renewal; the commissioner
 279 denies, suspends, or revokes program participation or use of
 280 funds; or a student enrolls in ~~participating in the program~~
 281 participates in any of the prohibited activities specified in
 282 subsection (4), has funds revoked by the Commissioner of
 283 Education pursuant to subsection (10), returns to a public
 284 school, graduates from high school, or attains 22 years of age,
 285 whichever occurs first. A ~~participating student who enrolls in a~~
 286 public school or public school program is considered to have
 287 returned to a public school for the purpose of determining the
 288 end of the program's term.

289 (b) Program expenditures by the parent from the program
 290 account are authorized until a student's personal learning

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291 scholarship account is closed pursuant to paragraph (c).
 292 (c) A student's personal learning scholarship account shall
 293 be closed, and any remaining funds, including accrued interest
 294 or contributions made using program funds pursuant to paragraph
 295 (5) (f), shall revert to the state upon:
 296 1. The eligible student no longer being enrolled in an
 297 eligible postsecondary educational institution;
 298 2. Denial or revocation of program eligibility by the
 299 commissioner;
 300 3. Denial of program application by an organization; or
 301 4. After any period of 4 consecutive years after high
 302 school completion or graduation in which the student is not
 303 enrolled in an eligible postsecondary educational institution or
 304 a program offered by the institution.

305
 306 The commissioner must notify the parent and organization of any
 307 reversion determination.

308 (7) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—
 309 (a)1. For a student with a disability who does not have a
 310 matrix of services under s. 1011.62(1) (e), or who wants a
 311 revised matrix of services, and for whom the parent requests a
 312 new or revised matrix of services, the school district must
 313 complete a matrix that assigns the student to one of the levels
 314 of service as they existed before the 2000-2001 school year.

315 2.a. Within 10 calendar school days after a school district
 316 receives notification of a parent's request for completion of a
 317 matrix of services, the school district must notify the
 318 student's parent if the matrix of services has not been
 319 completed and inform the parent that the district is required to

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320 complete the matrix within 30 days after receiving notice of the
 321 parent's request for the matrix of services. This notice must
 322 include the required completion date for the matrix.

323 b. The school district shall complete the matrix of
 324 services for a student whose parent has made a request. The
 325 school district must provide the student's parent, the
 326 organization, and the department with the student's matrix level
 327 within 10 calendar school days after its completion.

328 c. The department shall notify the parent and the eligible
 329 ~~nonprofit scholarship-funding~~ organization of the amount of the
 330 funds awarded within 10 days after receiving the school
 331 district's notification of the student's matrix level.

332 d. A school district may change a matrix of services only
 333 if the change is to correct a technical, typographical, or
 334 calculation error, except that a parent may annually request a
 335 matrix reevaluation for each student participating in the
 336 program pursuant to paragraph (12) (h).

337 (b) For each student participating in the program who
 338 chooses to participate in statewide, standardized assessments
 339 under s. 1008.22 or the Florida Alternate Assessment, the school
 340 district in which the student resides must notify the student
 341 and his or her parent about the locations and times to take all
 342 statewide, standardized assessments.

343 ~~(c) For each student participating in the program, a school~~
 344 ~~district shall notify the parent about the availability of a~~
 345 ~~reevaluation at least every 3 years.~~

346 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible
 347 private school may be sectarian or nonsectarian and shall:

348 (a) Comply with all requirements for private schools

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 349 participating in state school choice scholarship programs
 350 pursuant to s. 1002.421. To participate in the program, a
 351 private school must submit to the department a notification for
 352 eligibility to participate in its application for the John M.
 353 McKay Scholarships for Students with Disabilities and Florida
 354 Tax Credit Scholarship programs identified in ss. 1002.39 and
 355 1002.395.

356 (b) Provide to the department and ~~eligible nonprofit~~
 357 ~~scholarship-funding~~ organization, upon request, all
 358 documentation required for the student's participation,
 359 including the private school's and student's fee schedules.

360 (c) Be academically accountable to the parent for meeting
 361 the educational needs of the student by:

362 1. At a minimum, annually providing to the parent a written
 363 explanation of the student's progress.

364 2. Annually administering or making provision for students
 365 participating in the program in grades 3 through 10 to take one
 366 of the nationally norm-referenced tests identified by the State
 367 Board Department of Education or the statewide assessments
 368 pursuant to s. 1008.22. Students with disabilities for whom
 369 standardized testing is not appropriate are exempt from this
 370 requirement. A participating private school shall report a
 371 student's scores to the parent.

372 3. Cooperating with the scholarship student whose parent
 373 chooses to have the student participate in the statewide
 374 assessments pursuant to s. 1008.22 or, if a private school
 375 chooses to offer the statewide assessments, administering the
 376 assessments at the school.

377 a. A participating private school may choose to offer and

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 378 administer the statewide assessments to all students who attend
 379 the private school in grades 3 through 10.

380 b. A participating private school shall submit a request in
 381 writing to the Department of Education by March 1 of each year
 382 in order to administer the statewide assessments in the
 383 subsequent school year.

384 (d) Employ or contract with teachers who have regular and
 385 direct contact with each student receiving a scholarship under
 386 this section at the school's physical location.

387 (e) Annually contract with an independent certified public
 388 accountant to perform the agreed-upon procedures developed under
 389 s. 1002.395(6)(o) ~~s. 1002.395(6)(n)~~ and produce a report of the
 390 results if the private school receives more than \$250,000 in
 391 funds from scholarships awarded under this section in the 2014-
 392 2015 state fiscal year or a state fiscal year thereafter. A
 393 private school subject to this paragraph must submit the report
 394 by September 15, 2015, and annually thereafter to the
 395 ~~scholarship-funding~~ organization that awarded the majority of
 396 the school's scholarship funds. The agreed-upon procedures must
 397 be conducted in accordance with attestation standards
 398 established by the American Institute of Certified Public
 399 Accountants.

400
 401 The inability of a private school to meet the requirements of
 402 this subsection constitutes a basis for the ineligibility of the
 403 private school to participate in the program as determined by
 404 the commissioner department.

405 (9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department
 406 shall:

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407 (a) Maintain a list of approved providers pursuant to s.
 408 1002.66, and eligible postsecondary educational institutions,
 409 eligible private schools, and organizations on its website. The
 410 department may identify or provide links to lists of other
 411 approved providers on its website.

412 (b) Require each ~~eligible nonprofit scholarship funding~~
 413 ~~organization to preapprove verify eligible expenditures to be~~
 414 ~~before the distribution of funds for any expenditures made~~
 415 pursuant to paragraphs (5) (a) and (b). Review of expenditures
 416 made for services in paragraphs (5) (c) - (h) must ~~(5) (e) - (g) may~~
 417 be completed after the purchase ~~payment~~ has been made.

418 (c) Investigate any written complaint of a violation of
 419 this section by a parent, student, private school, public school
 420 or school district, organization, provider, or other appropriate
 421 party in accordance with the process established by s.
 422 1002.395 (9) (f).

423 (d) Require annually by December 1 ~~quarterly~~ reports by an
 424 ~~eligible nonprofit scholarship funding~~ organization, which must
 425 include, but need not be limited to, regarding the number of
 426 students participating in the program, demographics of program
 427 participants, disability category, matrix level of services,
 428 award amount per student, total expenditures for the categories
 429 in subsection (5), and the types of providers of services to
 430 students, and other information deemed necessary by the
 431 department.

432 (e) Compare the list of students participating in the
 433 program with the public school student enrollment lists and the
 434 list of students participating in school choice scholarship
 435 programs established pursuant to this chapter, throughout the

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436 school year, before each program payment to avoid duplicate
 437 payments and confirm program eligibility.

438 (10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

439 (a) The Commissioner of Education:

440 1. Shall deny, suspend, or revoke a student's participation
 441 in the program if the health, safety, or welfare of the student
 442 is threatened or fraud is suspected.

443 2. Shall deny, suspend, or revoke an authorized use of
 444 program funds if the health, safety, or welfare of the student
 445 is threatened or fraud is suspected.

446 3. May ~~deny, suspend, or revoke an~~ authorized use of
 447 program funds for material failure to comply with this section
 448 and applicable State Board of Education ~~department~~ rules if the
 449 noncompliance is correctable within a reasonable period of time.
 450 Otherwise, the commissioner shall ~~deny, suspend, or revoke an~~
 451 authorized use for failure to materially comply with the law and
 452 rules adopted under this section.

453 4. Shall require compliance by the appropriate party by a
 454 date certain for all nonmaterial failures to comply with this
 455 section and applicable State Board of Education ~~department~~
 456 rules.

457 5. Notwithstanding the other provisions of this section,
 458 the commissioner may deny, suspend, or revoke program
 459 participation or use of program funds by the student; or
 460 participation or eligibility of an organization, eligible
 461 private school, eligible postsecondary educational institution,
 462 approved provider, or other appropriate party for a violation of
 463 this section. The commissioner may determine the length of, and
 464 conditions for lifting, the suspension or revocation specified

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465 in this paragraph. The length of suspension or revocation may
 466 not exceed 5 years, except for instances of fraud, in which case
 467 the length of suspension or revocation may not exceed 10 years.
 468 The commissioner may employ mechanisms allowed by law to recover
 469 unexpended program funds or withhold payment of an equal amount
 470 of program funds to recover program funds that were not
 471 authorized for use under this section thereafter.

472 6. Shall deny or terminate program participation upon a
 473 parent's forfeiture of a personal learning scholarship account
 474 pursuant to subsection (11).

475 (b) In determining whether to deny, suspend, ~~or~~ revoke, or
 476 lift a suspension or revocation, in accordance with this
 477 subsection, the commissioner may consider factors that include,
 478 but are not limited to, acts or omissions that by a
 479 participating entity which led to a previous denial, suspension,
 480 or revocation of participation in a state or federal program or
 481 an education scholarship program; failure to reimburse the
 482 eligible nonprofit scholarship-funding organization for program
 483 funds improperly received or retained by the entity; failure to
 484 reimburse government funds improperly received or retained;
 485 imposition of a prior criminal sanction related to the person or
 486 entity or its officers or employees; imposition of a civil fine
 487 or administrative fine, license revocation or suspension, or
 488 program eligibility suspension, termination, or revocation
 489 related to a person's or an entity's management or operation; or
 490 other types of criminal proceedings in which the person or the
 491 entity or its officers or employees were found guilty of,
 492 regardless of adjudication, or entered a plea of nolo contendere
 493 or guilty to, any offense involving fraud, deceit, dishonesty,

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494 or moral turpitude.

495 (11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM
 496 PARTICIPATION.—A parent who applies for program participation
 497 under this section is exercising his or her parental option to
 498 determine the appropriate placement or the services that best
 499 meet the needs of his or her child. The scholarship award for a
 500 student is based on a matrix that assigns the student to support
 501 Level III services. If a parent chooses to request and receive
 502 an IEP and a matrix of services from the school district, the
 503 amount of the payment shall be adjusted as needed, when the
 504 school district completes the matrix.

505 (a) To satisfy or maintain program eligibility, including,
 506 but not limited to, eligibility to receive program payments and
 507 expended program payments ~~enroll an eligible student in the~~
 508 ~~program,~~ the parent must sign an agreement with the eligible
 509 ~~nonprofit scholarship-funding~~ organization and annually submit a
 510 notarized, sworn compliance statement to the organization to:

511 1. Affirm that the student is enrolled in a program that
 512 meets regular school attendance requirements as provided in s.
 513 1003.01(13)(b)-(d).

514 2. Affirm that ~~Use~~ the program funds are used only for
 515 authorized purposes serving the student's educational needs, as
 516 described in subsection (5).

517 3. Affirm that the student takes all appropriate
 518 standardized assessments as specified in this section.

519 a. If the parent enrolls the child in an eligible private
 520 school, the student must take an assessment selected by the
 521 private school pursuant to s. 1002.39 or s. 1002.395(7)(e).

522 b. If the parent enrolls the child in a home education

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523 program, the parent may choose to participate in an assessment
 524 as part of the annual evaluation provided for in s.
 525 1002.41(1)(c).

526 4. Notify the school district that the student is
 527 participating in the program ~~Personal Learning Scholarship~~
 528 ~~Accounts~~ if the parent chooses to enroll in a home education
 529 program as provided in s. 1002.41.

530 5. File a completed application for initial program
 531 participation with an organization ~~Request participation in the~~
 532 ~~program~~ by the dates ~~date~~ established pursuant to this section
 533 ~~by the eligible nonprofit scholarship funding organization.~~

534 6. Affirm that the student remains in good standing with
 535 the entities identified in paragraph (5)(d), paragraph (5)(g),
 536 or paragraph (5)(h) ~~provider or school~~ if those options are
 537 selected by the parent.

538 7. Apply for admission of his or her child if the private
 539 school option is selected by the parent.

540 8. Annually file a completed application to renew
 541 participation in the program if renewal is desired by the
 542 parent. Notwithstanding any changes to the student's IEP, a
 543 student who was previously eligible for participation in the
 544 program shall remain eligible to apply for renewal ~~as provided~~
 545 ~~in subsection (6). However, in order for a high-risk child to~~
 546 continue to participate in the program in the school year after
 547 he or she reaches 6 years of age, the child's completed
 548 application for renewal of program participation must contain
 549 documentation that the child has a disability defined in
 550 paragraph (2)(d) other than high-risk status.

551 9. Affirm that the parent will not transfer any prepaid

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552 college savings funds contributed pursuant to paragraph (5)(f)
 553 to another beneficiary.

554 10. Affirm that the parent will not take possession of any
 555 funding provided by the state for the program ~~Florida Personal~~
 556 ~~Learning Scholarship Accounts~~.

557 11. Affirm that the parent will maintain a portfolio of
 558 records and materials which must be preserved ~~by the parent~~ for
 559 2 years and be made available for inspection by the
 560 organization, the department, or the district school
 561 superintendent or the superintendent's designee upon 15 days'
 562 written notice. This paragraph does not require inspection of
 563 ~~the superintendent to inspect~~ the portfolio. The portfolio of
 564 records and materials must consist of:

565 a. A log of educational instruction and services which is
 566 made contemporaneously with delivery of the instruction and
 567 services and which designates by title any reading materials
 568 used; ~~and~~

569 b. Samples of any writings, worksheets, workbooks, or
 570 creative materials used or developed by the student; and

571 c. Other records, documents, or materials required by the
 572 organization or specified by the department in rule, to
 573 facilitate program implementation.

574 (b) The parent is responsible for procuring the services
 575 necessary to educate the student. When the student receives a
 576 personal learning scholarship account, the district school board
 577 is not obligated to provide the student with a free appropriate
 578 public education. For purposes of s. 1003.57 and the Individuals
 579 with Disabilities in Education Act, a participating student has
 580 only those rights that apply to all other unilaterally

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581 parentally placed students, except that, when requested by the
582 parent, school district personnel must develop an individual
583 education plan or matrix level of services.

584 (c) The parent is responsible for ~~the payment of all~~
585 eligible expenses in excess of the amount of the personal
586 learning scholarship account ~~in accordance with the terms agreed~~
587 ~~to between the parent and the providers.~~

588
589 A parent who fails to comply with this subsection forfeits the
590 personal learning scholarship account.

591 (12) ADMINISTRATION OF PERSONAL LEARNING SCHOLARSHIP
592 ACCOUNTS.—An ~~eligible nonprofit scholarship funding organization~~
593 ~~participating in the Florida Tax Credit Scholarship Program~~
594 ~~established under s. 1002.395~~ may establish personal learning
595 scholarship accounts for eligible students, in accordance with
596 the deadlines established in this section, by:

597 (a) Receiving completed applications and final verification
598 and determining student eligibility in accordance with the
599 requirements of this section. For initial program participation,
600 preference must first be provided to students retained on a wait
601 list created by the organization in the order that completed
602 applications are approved ~~The organization shall notify the~~
603 ~~department of the applicants for the program by March 1 before~~
604 ~~the school year in which the student intends to participate.~~
605 When a completed an application and final verification are is
606 received and approved, the ~~scholarship funding~~ organization must
607 provide the department with information on the student to enable
608 the department to report the student for funding in an amount
609 determined in accordance with subsection (13).

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610 (b) Notifying parents of their receipt of a scholarship on
611 a first-come, first-served basis, after approving the completed
612 application and confirming receipt of the parent's final
613 verification, based upon the funds provided for this program in
614 the General Appropriations Act.

615 (c) Establishing a date pursuant to paragraph (3) (b) by
616 which a parent must confirm initial or continuing participation
617 in the program and confirm the establishment or continuance of a
618 personal learning scholarship account.

619 (d) Establishing a date and process pursuant to paragraph
620 (3) (b) by which completed applications may be approved and
621 students on the wait list or late-filing applicants may be
622 allowed to participate in the program during the school year,
623 within the amount of funds provided for this program in the
624 General Appropriations Act. The process must allow timely filed
625 completed applications to take precedence before late-filed
626 completed applications for purposes of creating a wait list for
627 participation in the program.

628 (e) Establishing and maintaining separate accounts for each
629 eligible student. For each account, the organization must
630 maintain a record of interest accrued that is retained in the
631 student's account and available only for authorized program
632 expenditures.

633 (f) Verifying qualifying educational expenditures pursuant
634 to the requirements of subsection (5) ~~paragraph (8) (b)~~.

635 (g) Returning any remaining program unused funds pursuant
636 to paragraph (6) (c) to the department when the student is no
637 longer authorized to expend program funds. The organization may
638 reimburse a parent for authorized program expenditures made

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639 during the fiscal year before funds are deposited in the
 640 student's eligible for a personal scholarship learning account.

641 (h) Annually notifying the parent about the availability of
 642 and the requirements associated with requesting an initial
 643 matrix or matrix reevaluation annually for each student
 644 participating in the program.

645 (13) FUNDING AND PAYMENT.—

646 (a)1. The maximum funding amount granted for an eligible
 647 student with a disability, pursuant to this section ~~subsection~~
 648 ~~(3)~~, shall be equivalent to the base student allocation in the
 649 Florida Education Finance Program multiplied by the appropriate
 650 cost factor for the educational program which would have been
 651 provided for the student in the district school to which he or
 652 she would have been assigned, multiplied by the district cost
 653 differential.

654 2. In addition, an amount equivalent to a share of the
 655 guaranteed allocation for exceptional students in the Florida
 656 Education Finance Program shall be determined and added to the
 657 amount in subparagraph 1. The calculation shall be based on the
 658 methodology and the data used to calculate the guaranteed
 659 allocation for exceptional students for each district in chapter
 660 2000-166, Laws of Florida. Except as provided in subparagraph
 661 3., the calculation shall be based on the student's grade, the
 662 matrix level of services, and the difference between the 2000-
 663 2001 basic program and the appropriate level of services cost
 664 factor, multiplied by the 2000-2001 base student allocation and
 665 the 2000-2001 district cost differential for the sending
 666 district. The calculated amount must also include an amount
 667 equivalent to the per-student share of supplemental academic

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668 instruction funds, instructional materials funds, technology
 669 funds, and other categorical funds as provided in the General
 670 Appropriations Act.

671 3. Except as otherwise provided, the calculation for all
 672 students participating in the program shall be based on the
 673 matrix that assigns the student to support Level III of
 674 services. If a parent chooses to request and receive a matrix of
 675 services from the school district, when the school district
 676 completes the matrix, the amount of the payment shall be
 677 adjusted as needed.

678 (b) The amount of the awarded funds shall be 90 percent of
 679 the calculated amount. One hundred percent of the funds
 680 appropriated for this program shall be released in the first
 681 quarter of each fiscal year. Accrued interest is in addition to,
 682 and not part of, the awarded funds. Program funds include both
 683 the awarded funds and the accrued interest.

684 ~~(e) Upon an eligible student's graduation from an eligible~~
 685 ~~postsecondary educational institution or after any period of 4~~
 686 ~~consecutive years after high school graduation in which the~~
 687 ~~student is not enrolled in an eligible postsecondary educational~~
 688 ~~institution, the student's personal learning scholarship account~~
 689 ~~shall be closed, and any remaining funds shall revert to the~~
 690 ~~state.~~

691 ~~(c)(d) The eligible nonprofit scholarship-funding~~
 692 organization shall develop a system for payment of benefits by
 693 electronic funds transfer, including, but not limited to, debit
 694 cards, electronic payment cards, or any other means of
 695 electronic payment that the department deems to be commercially
 696 viable or cost-effective. Commodities or services related to the

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697 development of such a system shall be procured by competitive
698 solicitation unless they are purchased from a state term
699 contract pursuant to s. 287.056.

700 ~~(d)(e)~~ Moneys received pursuant to this section do not
701 constitute taxable income to the student or parent of the
702 qualified student.

703 (14) OBLIGATIONS OF THE AUDITOR GENERAL.—

704 (a) The Auditor General shall conduct an annual ~~financial~~
705 ~~and~~ operational audit of accounts and records of each ~~eligible~~
706 ~~scholarship-funding~~ organization that participates in the
707 program. As part of this audit, the Auditor General shall
708 verify, at a minimum, the total amount of students served and
709 eligibility of reimbursements made by each ~~eligible nonprofit~~
710 ~~scholarship-funding~~ organization and transmit that information
711 to the department.

712 (b) The Auditor General shall notify the department of any
713 ~~eligible nonprofit scholarship-funding~~ organization that fails
714 to comply with a request for information.

715 (c) The Auditor General shall provide the Commissioner of
716 Education with a copy of each annual operational audit performed
717 pursuant to this subsection within 10 days after each audit is
718 finalized.

719 (15) OBLIGATIONS RELATED TO APPROVED PROVIDERS.—The
720 Department of Health, the Agency for Persons with Disabilities,
721 and the Department of Education shall work with an ~~eligible~~
722 ~~nonprofit scholarship-funding~~ organization for easy or automated
723 access to lists of licensed providers of services specified in
724 paragraph (5) (c) to ensure efficient administration of the
725 program.

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726 (16) LIABILITY.—The state is not liable for the award or
727 any use of awarded funds under this section.

728 (17) SCOPE OF AUTHORITY.—This section does not expand the
729 regulatory authority of this state, its officers, or any school
730 district to impose additional regulation on participating
731 private schools, ~~independent nonprofit~~ postsecondary educational
732 institutions, and private providers beyond those reasonably
733 necessary to enforce requirements expressly set forth in this
734 section.

735 (18) RULES.—The State Board of Education shall adopt rules
736 pursuant to ss. 120.536(1) and 120.54 to administer this
737 section.

738 (19) IMPLEMENTATION SCHEDULE FOR THE 2014-2015 SCHOOL
739 YEAR.—Notwithstanding the provisions of this section related to
740 notification and eligibility timelines, an ~~eligible nonprofit~~
741 ~~scholarship-funding~~ organization may enroll parents on a rolling
742 schedule on a first-come, first-served basis, within the amount
743 of funds provided in the General Appropriations Act. This
744 subsection is repealed effective July 1, 2015.

745 Section 2. Subsection (11) is added to section 1009.98,
746 Florida Statutes, to read:

747 1009.98 Stanley G. Tate Florida Prepaid College Program.—

748 (11) PROCEDURES.—Notwithstanding any other provision in
749 this section, a prepaid college plan may be purchased, accounted
750 for, used, and terminated as provided in s. 1002.385. The board
751 shall, by July 1, 2015, develop procedures, contracts, and any
752 other required forms or documentation necessary to fully
753 implement this subsection.

754 Section 3. The Department of Education shall promulgate

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755 rules to implement s. 1002.385, Florida Statutes.

756 (1) Such rules must be effective by July 1, 2015, and must
 757 include, but need not be limited to:

758 (a) Establishing procedures concerning the student,
 759 organization, eligible private school, eligible postsecondary
 760 educational institution, or other appropriate party to
 761 participate in the program, including approval, suspension, and
 762 termination of eligibility;

763 (b) Establishing uniform forms for use by organizations for
 764 parents and students;

765 (c) Approving providers pertaining to the Florida K-20
 766 Education Code;

767 (d) Incorporating program participation in existing private
 768 school scholarship program applications, including, but not
 769 limited to, ensuring that the process for obtaining eligibility
 770 under s. 1002.385, Florida Statutes, is as administratively
 771 convenient as possible for a private school;

772 (e) Establishing a matrix of services calculations and
 773 timelines, so that the initial and revised matrix is completed
 774 by a school district in time to be included in the completed
 775 application;

776 (f) Establishing a deadline for an organization to provide
 777 annual notice of the ability for a parent to request an initial
 778 or revised matrix of services, which must enable the initial or
 779 revised matrix to be included in the completed application;

780 (g) Establishing additional records, documents, or
 781 materials a parent must collect and retain in the student's
 782 portfolio;

783 (h) Establishing preliminary timelines and procedures that

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784 enable a parent to submit a completed application to the
 785 organization, and for the organization to review and approve the
 786 completed application; and

787 (i) Defining terms, including, but not limited to, the
 788 terms "participating student," "new student," "eligible
 789 student," "award letter," "program funds," "associated
 790 interest," "program payments," "program expenditures," "initial
 791 program participation," "program renewal," "wait list," "timely
 792 filed application," and "late-filed application."

793 (2) Such rules should maximize flexibility and ease of
 794 program use for the parent and student.

795 Section 4. This act shall take effect upon becoming a law.

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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)

3/25/2015

Meeting Date

602

Bill Number (if applicable)

Topic Students with Disabilities

Amendment Barcode (if applicable)

Name James Herzog

Job Title Associate Director for Education

Address 201 W Park Ave

Phone 850 2223803

Street

Tallahassee FL 32301

City

State

Zip

Email jherzog@flacath.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Conference of Catholic Bishops

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)

03/25/2015

Meeting Date

602

Bill Number (if applicable)

Topic PLSA / Students with Disabilities

Amendment Barcode (if applicable)

Name Sara Clements

Job Title Advocacy Director

Address _____

Street

Phone _____

City

State

Zip

Email sara@afloridapromise.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

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 (10/14/14)

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB 0602

Bill Number (if applicable)

Topic Students with Disabilities

Amendment Barcode (if applicable)

Name Teresa Skiles

Job Title _____

Address 4791 SW 82nd Ave #8

Phone _____

Street

Dania FL 33328

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

602

Bill Number (if applicable)

Topic

Amendment Barcode (if applicable)

Name JIM HORNE

Job Title

Address PO Box 8339

Phone 904 759 4596

Street FLEMING ISLAND, FL 32006
City State Zip

Email jhorne@strategosgroup.com

Speaking: [X] For [] Against [] Information

Waive Speaking: [X] In Support [] Against
(The Chair will read this information into the record.)

Representing AIF

Appearing at request of Chair: [] Yes [] 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.

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

602
Bill Number (if applicable)

Topic Students w/ Disabilities

Amendment Barcode (if applicable) _____

Name Brittney Burch

Job Title Policy Director

Address 130 S Bronaugh St
Street
Tallahassee
City State Zip

Phone 850-521-1200

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL 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)

3/25/15

Meeting Date

SB 602

Bill Number (if applicable)

Topic PLSA

Amendment Barcode (if applicable)

Name Kenn Edwards

Job Title Parent of Special

Address 9525 Starhawk Dr

Phone 850-509-7658

Street

Tally
City

FL
State

32309
Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing self & son

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/SB 604

INTRODUCER: Commerce and Tourism Committee and Senator Flores

SUBJECT: Consumer Protection

DATE: March 24, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Harmsen</u>	<u>McKay</u>	<u>CM</u>	Fav/CS
2.	<u>Caldwell</u>	<u>Cibula</u>	<u>JU</u>	Favorable
3.	<u>Harkness</u>	<u>Kynoch</u>	<u>AP</u>	Favorable

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 604 creates the True Origin of Digital Goods Act, which requires owners or operators of websites that disseminate commercial recordings or audiovisual works to Florida consumers to clearly post on the website and make readily accessible to a consumer using or visiting the website the true name of the operator or owner, the physical address, and the telephone number or e-mail address. The bill creates an injunctive remedy for parties aggrieved by a website's failure to clearly post its owner's or operator's identifying information. In order to be subject to this disclosure requirement, the owner or operator of the website must electronically disseminate commercial recordings or audiovisual works to Florida consumers. The owner, assignee, authorized agent, or licensee of a commercial recording or audio visual work that is electronically disseminated by a website that does not publish required identifying information may enjoin the violating website to require compliance with the bill and recover necessary expenses and reasonable attorney fees.

The bill does not have a fiscal impact.

The bill has an effective date of July 1, 2015.

II. Present Situation:

Florida law does not regulate or protect commercial recordings or audio visual works. In 2004, California passed the "True Name and Address" Act, which makes the knowing electronic

dissemination of a commercial recording or audiovisual work to more than 10 people without the disclosure of the disseminator's e-mail address a misdemeanor.¹

Tennessee followed suit in July, 2014, with the passage of the True Origin of Goods Act.² This law requires the owner or operator of a website dealing in electronic dissemination of commercial recordings or audiovisual works to clearly post his or her true and correct name, physical address, and telephone number. If the website's owner fails to disclose his or her address, he or she may be enjoined to enforce compliance, and fined for failure to do so.³ Tennessee requires these actions to be initiated and sustained by the Tennessee Attorney General's Office.⁴

III. Effect of Proposed Changes:

Section 1 creates, within part I of ch. 501, F.S., the "True Origin of Digital Goods Act" which requires owners or operators of websites that disseminate commercial recordings or audiovisual works to Florida consumers to clearly post on the website and make readily accessible to a consumer using or visiting the website the following information:

- The true and correct name of the operator or owner;
- The operator or owner's physical address; and
- The operator or owner's telephone number or e-mail address.

This bill does not protect copyrighted material, but rather governs "commercial recordings or audiovisual works," which are defined broadly in the bill to include a recording or audiovisual work whose owner, assignee, authorized agent, or licensee has disseminated or intends to disseminate such work for sale, rental, or performance or exhibition to the public, regardless of whether the person seeks commercial advantage or private financial gain from the dissemination. This bill therefore appears to apply to websites that disseminate copyrighted material as well as any disseminated recording or audiovisual work, regardless of the disseminator's intent to seek commercial advantage or financial gain from the work.

Section 1 also establishes a right to injunctive relief for owners, assignees, authorized agents, or licensees of a commercial recording or audio visual work whose work appears on a website that has not posted identifying information in violation of the bill. Before initiating the civil action provided for in the bill, the aggrieved party must "make reasonable efforts" to place an individual alleged to be in violation of the section on notice that the owner or operator may be in violation of the act, and that failure to cure the violation within 14 days may result in civil action. The prevailing party under may also obtain necessary expenses⁵ and reasonable attorney fees. These remedies are available as a supplement to other state and federal criminal and civil law provisions.

Section 1 also authorizes the court to make appropriate orders to compel compliance with the section upon motion of the party instituting the action.

¹ Cal. Penal Code §653aa.

² Tenn. Code Ann. §47-18-5601 – 47-18-5606 (2014).

³ *Id.*

⁴ *Id.*

⁵ The term "necessary expenses" is not defined by this bill.

The bill specifically exempts providers of interactive computer services, communication services, commercial mobile services, information services that provide transmission, storage, or caching of electronic communications or other related telecommunications service, and commercial mobile radio services.

Section 2 provides an effective date of July 1, 2015.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:

For a court to exercise jurisdiction over a respondent, it must have subject matter jurisdiction and personal jurisdiction. State courts have general jurisdiction, and therefore a claim made under a state statute meets the subject matter jurisdiction requirement.⁶ Personal jurisdiction is a constitutional requirement that a respondent have minimum contacts with the state in which the court sits so that the court may exercise power over the respondent.⁷ A non-resident respondent may have sufficient contacts with Florida if he or she commits acts expressly enumerated in Florida's long-arm statute.⁸ Alternately, the non-resident respondent may be subject to a Florida court's personal jurisdiction because he or she has minimum contacts with the state that are otherwise unrelated to matter that brings him or her into court.⁹ Examples of sufficient minimum contacts include frequent business travel to the state, owning a company with a Florida office branch, or subjecting oneself to the court's jurisdiction by presenting oneself in the Florida court.¹⁰ These jurisdictional requirements ensure that a respondent has sufficient notice and due process afforded to him or her under the U.S. Constitution before his or her rights are subjected to the court.¹¹

Whether a non-resident internet company that electronically disseminates commercial recordings or audiovisual works into Florida has sufficient minimum contacts with the

⁶ *Caiazza v. American Royal Arts Corp.*, 73 So. 3d 245, 250 (Fla. 4th DCA 2011).

⁷ *Id.*

⁸ *Id.*; § 48.193, F.S.

⁹ *Caiazza v. American Royal Arts Corp.*, 73 So. 3d 245, 250 (Fla. 4th DCA 2011).

¹⁰ *Id.*

¹¹ *Id.* at 250-251.

state is a fact-specific question that would likely need to be addressed on a case-by-case basis by a court.¹²

Content-neutral regulations are legitimate if they advance important governmental interests that are not related to suppression of free speech, and do not substantially burden more speech than necessary to further those interests.¹³ However, a law may be determined to be overbroad if a “substantial number of its applications are unconstitutional, judged in relation to the statute’s plainly legitimate sweep.”¹⁴

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Parties involved in the litigation provided for in CS/SB 604 will incur costs related to bringing or defending the action.

C. Government Sector Impact:

Florida courts may see an increase in case filings under this law, but it is not immediately apparent that the bill would require additional judicial time or would significantly increase court workload.¹⁵

VI. Technical Deficiencies:

None.

VII. Related Issues:

- A prevailing party to an action pursuant to s. 501.155(4)(a), F.S., possibly may never recover the fees and costs ordered by a court because of lack of personal jurisdiction over the offending party, which results in an inability to enforce the order.
- Whether Florida could assert jurisdiction over foreign websites should an aggrieved party attempt to enforce the disclosure requirements of this bill against a website owner or operator located outside of Florida is unclear. It can be assumed that website owners or operators located outside of Florida are not expected to respond to lawsuits or submit willingly to jurisdiction in Florida courts. As such, any proceedings against owners or operators of websites located outside of Florida would be expected to end in default judgments.

¹² See *Caiazza v. American Royal Arts Corp.*, 73 So. 3d 245, (Fla. 4th DCA 2011); *Zippo Mfg. Co. v. Zippo Dot Com, Inc.*, 952 F. Supp. 1119, 1124 (W.D. Pa. 1997).

¹³ *Turner Broadcasting System, Inc. v. F.C.C.*, 520 U.S. 180,189 (U.S. 1997).

¹⁴ *U.S. v. Stevens*, 559 U.S. 460 (2010), quoting, *Washington State Grange v. Washington State Republican Party*, 552 U.S. 442, 449, n. 6, (2008).

¹⁵ State Courts Administrator, *SB 604 Agency Analysis* (March 2, 2015) (on file with the Senate Committee on Commerce & Tourism).

- Following a default or other declaratory judgment, the aggrieved party could proceed with third party injunctions to discourage Internet service providers, hosting services, payment services, or other Internet website services from working with websites that fail to disclose their personal information required by this bill. For example, ISP Terms of Service Agreements frequently forbid the user website from engaging in illegal activity.
- Due to the broad definitions of the terms “commercial recording or audiovisual work” and electronic dissemination,” with each word connoting the broadest sense of its meaning, a broad net appears to be cast. As a result, many, if not all, private individuals having a website may be required to disclose their true and correct name, physical address, and telephone number or e-mail address. For example, under these definitions, a teenager who creates her own website for the purpose of posting self-produced recordings or audiovisual works would be required to provide the identifying information. Moreover, the true target for the injunction and further consequences apparently are those websites that do not provide the identifying information.
- Requiring identifying information on a website makes easier the pursuit of a lawsuit against someone who is posting illegally on a website; for instance, copyrighted material. However, someone who is illegally posting copyrighted material would probably not provide identifying information on his or her website. Thus, a person harmed by copyright violation could get an injunction against a website that is illegally publishing the copyrighted material, and assuming the jurisdiction is obtained, and use the injunction as proof of violation of the ISP, credit card, or other similar agreement to have the website blocked. Most websites that comply with the identification requirement are not the target of the bill and the only enforcement for compliance probably would be if the website was posting illegally.

VIII. Statutes Affected:

This bill creates section 501.155 of the Florida Statutes:

IX. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Commerce and Tourism on March 2, 2015:

- Clarifies that an owner, assignee, authorized agent, or licensee of a commercial recording or audiovisual work may only pursue an injunction against a website that electronically disseminates his or her commercial recording or audiovisual work, versus any commercial recording or audiovisual work;
- Requires that a website must knowingly commit, or be likely to commit a violation of the committee substitute to be subject to the civil action provided for in the committee substitute;
- Provides that an aggrieved party must make reasonable efforts to place the violating website on notice of its alleged violation and allow 14 days for the violating website to cure the violation before the aggrieved party may file for an injunction under the bill; and
- Defines the term, “website,” which excludes “channels” or homepages that are not operated by the top-level domain or website on which the channel or homepage

appears. This ensures that the owner or operator of, e.g., YouTube itself, rather than users who post information to a channel on YouTube, will be subject to the civil action provided for in this committee substitute.

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 Commerce and Tourism; and Senator Flores

577-01820-15

2015604c1

A bill to be entitled

An act relating to consumer protection; creating s. 501.155, F.S.; providing a short title; providing applicability; providing definitions; requiring owners and operators of specified websites and online services to disclose certain information; providing for injunctive relief; providing an effective date.

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

Section 1. Section 501.155, Florida Statutes, is created to read:

501.155 Electronic dissemination of commercial recordings or audiovisual works; required disclosures; injunctive relief.-

(1) SHORT TITLE.-This section may be cited as the "True Origin of Digital Goods Act."

(2) APPLICABILITY.-This section is supplemental to those provisions of state and federal criminal and civil law which impose prohibitions or provide penalties, sanctions, or remedies against the same conduct prohibited by this section. This section does not:

(a) Bar any cause of action or preclude the imposition of sanctions or penalties that would otherwise be available under state or federal law.

(b) Impose liability on providers of an interactive computer service, communications service as defined in s. 202.11(1), commercial mobile service, or information service, including, but not limited to, an Internet access service provider and a hosting service provider, if they provide the

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

577-01820-15

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transmission, storage, or caching of electronic communications or messages of others or provide another related telecommunications service, commercial mobile radio service, or information service, for use of such services by another person in violation of this section. This exemption from liability is consistent with and in addition to any liability exemption provided under 47 U.S.C. s. 230.

(3) DEFINITIONS.-As used in this section, the term:

(a) "Commercial recording or audiovisual work" means a recording or audiovisual work whose owner, assignee, authorized agent, or licensee has disseminated or intends to disseminate such recording or audiovisual work for sale, for rental, or for performance or exhibition to the public, including under license, but does not include an excerpt consisting of less than substantially all of a recording or audiovisual work. A recording or audiovisual work may be commercial regardless of whether a person who electronically disseminates it seeks commercial advantage or private financial gain from the dissemination. The term does not include video games, depictions of video game play, or the streaming of video game activity.

(b) "Electronic dissemination" means initiating a transmission of, making available, or otherwise offering a commercial recording or audiovisual work for distribution through the Internet or other digital network, regardless of whether another person has previously electronically disseminated the same commercial recording or audiovisual work.

(c) "E-mail address" means an electronic mail address as defined in s. 668.602.

(d) "Website" means a set of related web pages served from

Page 2 of 4

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59 a single web domain. The term does not include a home page or
 60 channel page for the user account of a person who is not the
 61 owner or operator of the website upon which such user home page
 62 or channel page appears.

63 (4) DISCLOSURE OF INFORMATION.—

64 (a) A person who owns or operates a website or online
 65 service dealing in substantial part in the electronic
 66 dissemination of commercial recordings or audiovisual works,
 67 directly or indirectly, and who electronically disseminates such
 68 works to consumers in this state shall clearly and conspicuously
 69 disclose his or her true and correct name, physical address, and
 70 telephone number or e-mail address on his or her website or
 71 online service in a location readily accessible to a consumer
 72 using or visiting the website or online service.

73 (b) The following locations are deemed readily accessible
 74 for purposes of this subsection:

- 75 1. A landing or home web page or screen;
- 76 2. An "about" or "about us" web page or screen;
- 77 3. A "contact" or "contact us" web page or screen;
- 78 4. An information web page or screen; or
- 79 5. Another place on the website or online service commonly
 80 used to display identifying information to consumers.

81 (5) INJUNCTIVE RELIEF.—

82 (a) An owner, assignee, authorized agent, or licensee of a
 83 commercial recording or audio visual work electronically
 84 disseminated by a website or online service in violation of this
 85 section may bring a private cause of action to obtain a
 86 declaratory judgment that an act or practice violates this
 87 section and enjoin any person who knowingly has violated, is

577-01820-15

2015604c1

88 violating, or is otherwise likely to violate this section. As a
 89 condition precedent to filing a civil action under this section,
 90 the aggrieved party must make reasonable efforts to place an
 91 individual alleged to be in violation of this section on notice
 92 that the individual may be in violation of this section and that
 93 failure to cure within 14 days may result in a civil action
 94 filed in a court of competent jurisdiction.

95 (b) Upon motion of the party instituting the action, the
 96 court may make appropriate orders to compel compliance with this
 97 section.

98 (c) The prevailing party in a cause under this section is
 99 entitled to recover necessary expenses and reasonable attorney
 100 fees.

101 Section 2. This act shall take effect July 1, 2015.



The Florida Senate

Committee Agenda Request

To: Senator Tom Lee, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: March 11, 2015

I respectfully request that **Senate Bill #604**, relating to Consumer Protection, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

Anitere Flores

Senator Anitere Flores
Florida Senate, District 37

SENATE APPROPRIATIONS
RECEIVED
15 MAR 11 PM 3:25
STAFF DIR. STAFF

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/2015

Meeting Date

604

Bill Number (if applicable)

Topic Bill impacts

Amendment Barcode (if applicable)

Name Justin Sayfie

Job Title Shareholder, Sayfie Law Firm

Address 450 E. Las Olas Blvd. #1500 Phone 954-523-2427

Street

Ft. Lauderdale FL 33301

City

State

Zip

Email justin@sayfielawfirm.com

Speaking: [] For [] Against [X] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing Google

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

3/25/15

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

604

Meeting Date

Bill Number (if applicable)

Topic Consumer Protection

Amendment Barcode (if applicable)

Name Leticia M Adams

Job Title Government Relations Manager

Address 1375 E. Buena Vista Drive
Street
Lake Buena Vista FL 32830
City State Zip

Phone 850 528 6133
Leticia.m.adams@disney.com
Email ~~l.m.adams@disney.com~~

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Walt Disney World 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.

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)

3/25/15
Meeting Date

CS/SB 604
Bill Number (if applicable)

Topic Consumer Protection

Amendment Barcode (if applicable)

Name Carlos Linares

Job Title Vice President, Anti-Privacy Legal Affairs

Address 1025 F Street N.W., 10th Floor

Phone (202) 775-0101

Washington D.C. 20004
City State Zip

Email clinares@riaa.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Recording Industry Association of America

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: PCS/CS/SB 616 (662578)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Education); Education Pre-K - 12 Committee; and Senator Legg

SUBJECT: Education Accountability

DATE: March 24, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Hand</u>	<u>Klebacha</u>	<u>ED</u>	<u>Fav/CS</u>
2.	<u>Sikes</u>	<u>Elwell</u>	<u>AED</u>	<u>Recommend: Fav/CS</u>
3.	<u>Sikes</u>	<u>Kynoch</u>	<u>AP</u>	<u>Pre-meeting</u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

PCS/CS/SB 616 impacts statutory accountability provisions related to the state's public school student assessment program, the educator performance evaluation system, and the statewide public school accountability system.

The bill maintains the statutorily provided 2014-2015 school year transition to the Florida Standards Assessments, including the suspension of negative consequences associated with school grades and school improvement ratings. Specifically, the bill makes the following adjustments to student assessment, performance evaluation requirements and school accountability.

Student Assessments

The bill:

- Reduces the number of statutorily-required assessments by eliminating the current requirement that a school district administer a local assessment for each course that is not assessed by a statewide, standardized assessment.
- Reduces the total time devoted to testing by adding a provision limiting the amount of time for test administration by limiting to no more than five percent of total school hours per student, per year, but provides exemptions for certain tests and certain students.

- Provides for timely information to teachers and parents by adding in law a provision requiring school districts to make student performance results on district-required local assessment available to the student's teachers and parents within 30 days of test administration.
- Requires the state to provide results of statewide, standardized assessments to parents and teachers within 30 days as a requirement of new or renewed state assessment contracts.
- Eliminates the Grade 11 Florida Standards Assessment (FSA) for English Language Arts and makes the Postsecondary Education Readiness Test (PERT) optional.
- Codifies the rollout schedule for statewide, standardized computer-based testing and paper testing options through the 2017-2018 school year.
- Adds a new requirement for the State Board of Education to adopt in rule a notification form that districts must use to inform parents about third grade retention and mid-year promotion and high school graduation requirements and available options.

Performance Evaluation Requirements

The bill:

- Retains the ability for teachers and school administrators to receive performance pay adjustments if they meet specified conditions.
- Modifies teacher performance evaluations by requiring the student performance component to be at least 33 percent, the instructional practice component to constitute at least 33 percent, and the professional and job responsibilities component constitute no more than 33 percent.
- Authorizes the professional and job responsibilities component of a teacher's performance evaluation to utilize peer reviews.
- Allows personnel evaluations to be based on a proportion of a teacher's students or classes, instead of every class assigned to the teacher, except that student performance on statewide, standardized assessments must be included.
- Authorizes school districts to set performance standards for performance evaluation ratings of highly effective, effective, needs improvement, and unsatisfactory for their district. The Commissioner of Education must perform an analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the Department of Education using standards of performance adopted by the State Board of Education.
- Removes prescriptive language to allow district discretion on local assessments, including requirements for student growth formulas, not associated with statewide standardized assessments.

School Accountability

The bill:

- Creates, for schools and school districts that experience technical implementation issues during the 2014-2015 school year assessment, a one-time option to use the 2014-2015 school year test results for diagnostic and baseline purposes only.
- Allows a school currently implementing a turnaround option to be released from these requirements if the school improves in the 2014-2015 transition year by at least one letter grade.

Florida Standards Assessment Administration

The bill requires that, if the Department of Education determines the administration of online assessments after January 1, 2015, does not comply with the minimum assessment protocols and requirements established by the department, the department will contract with an independent, auditing entity that has expertise in the area to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments. The bill also requires liquidated damages, if applicable in response to the administration of the spring 2015 Florida Standards Assessment administration, to be collected by the state and distributed to school districts as determined by the Legislature.

The provisions of the bill eliminating mandatory statewide assessments should result in a cost savings for the state. The elimination of the Grade 11 FSA for English Language Arts should reduce state assessment costs by approximately \$1.5 million. By making the PERT examination optional, rather than mandatory, the state assessment costs are projected to decrease by approximately \$200,000. In addition, school districts may experience a reduction in costs as a result of the reduction in local student assessments.

The bill takes effect upon becoming law.

II. Present Situation:

The education of children is a fundamental value of the people of the State of Florida.¹ It is, therefore, a paramount duty of the state to make adequate provision for the education of all children residing within its borders.² The Legislature, through the Florida K-20 Education Code, provides by law, a state system for all Florida's students to obtain a high quality education.³

The statutory mission of Florida's K-20 education system is to increase the proficiency of all students within one seamless, efficient system, by allowing them the opportunity to expand their knowledge and skills through learning opportunities and research valued by students, parents, and communities.⁴ The effectiveness of this education delivery system is assessed through the state's performance accountability system.⁵

The state's performance accountability system assesses the effectiveness of Florida's seamless K-20 education delivery system and is specifically intended to provide answers to the following questions in relation to its mission and goals:⁶

- What is the public receiving in return for funds it invests in education?
- How effectively is Florida's K-20 education system educating its students?

¹ Article IX, s. 1, Fla. Const.

² *Id.*

³ Section 1000.01, F.S.

⁴ Section 1008.31(2)(a), F.S.

⁵ Section 1008.31(1)(a), F.S.

⁶ Section 1008.31(1)(a), F.S. This performance accountability system is required to comply with the "No Child Left Behind Act of 2001," Pub. L. No. 107-110, and the Individuals with Disabilities Education Act (IDEA). Section 1008.31(1)(c), F.S. The Department of Education (DOE) is responsible for maintaining an accountability system that measures student progress toward the following goals. Section 1008.31(2)(c), F.S.

- How effectively are the major delivery sectors promoting student achievement?
- How are individual schools and postsecondary education institutions performing their responsibility to educate their students as measured by how students are performing and how much they are learning?

Public School Student Assessment Program

Florida's assessment program consists primarily of statewide, standardized assessments that are selected and administered by the state, and local assessments that are selected and administered by the school districts to measure students' attainment of education expectations.⁷

Statewide, Standardized Assessments

The purpose of Florida's student assessment program is to improve instruction; provide student academic achievement and learning gains data to students, parents, teachers, school administrators, and school district staff; and assess the cost benefit of the expenditure of taxpayer dollars.⁸ Specifically, the program is designed to:⁹

- Assess the achievement level and annual learning gains of each student in English Language Arts and mathematics and the achievement level in all other subjects assessed.
- Provide data for making decisions regarding school accountability, recognition, and improvement of operations and management, including schools operating for the purpose of providing educational services to youth in Department of Juvenile Justice programs.
- Identify the educational strengths and needs of students and the readiness of students to be promoted to the next grade level or to graduate from high school.
- Assess how well educational goals and curricular standards are met at the school, district, state, national, and international levels.
- Provide information to aid in the evaluation and development of educational programs and policies.

The commissioner is required to design and implement a statewide, standardized assessment program that is aligned to the core curricular content established in the Next Generation Sunshine State Standards and the Florida Standards.¹⁰ Participation in the assessment program is mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma and students in Department of Juvenile Justice education programs, except as otherwise provided by law.¹¹

⁷ Section 1008.22, F.S. Common placement testing is required for the purpose of assessing the skills of students who intend to enter a degree program at any public postsecondary educational institution. Section 1008.30, F.S. Before the beginning of grade 12, all students are required to have their college readiness evaluated. *Id.* The student's high school is required to identify deficiencies and require the student (in 12th grade) to complete appropriate postsecondary preparatory instruction before high school graduation. *Id.*

⁸ Section 1008.22(1), F.S.

⁹ Section 1008.22(1)(a)-(e), F.S.

¹⁰ Section 1008.22(3), F.S.

¹¹ *Id.*

Test accommodations are available for certain students, such as students with disabilities and English language learners.¹² Some accommodations may result in the need for longer test times for these students.¹³

The statewide, standardized assessment program consists of:

- Statewide, standardized comprehensive assessments:¹⁴
 - English Language Arts (grades 3 through 11);¹⁵
 - Mathematics (grades 3-8); and
 - Science (once at the elementary grade level and once at the middle grade level).¹⁶
- End-of-Course (EOC) assessments:¹⁷
 - Civics (once at middle grade level);
 - U.S. History EOC;
 - Algebra I EOC;
 - Algebra II EOC;
 - Geometry EOC; and
 - Biology I EOC.
- Florida Alternate Assessment (FAA) (assessment for students with disabilities in the core content knowledge and skills necessary for successful grade-to-grade progression and high school graduation).¹⁸

In the fall of 2014, Governor Scott directed the Commissioner of Education to “conduct a thorough and comprehensive investigation of every standardized test that school districts are requiring their students to take.¹⁹ In late 2014 and early 2015, the Commissioner conducted “a thorough and comprehensive investigation of all standardized assessments used in school

¹² Department of Education, *2014-2015 FSA and FCAT/FCAT 2.0/NGSSS EOC Assessment Accommodations Frequently Asked Questions (FAQ)*, available at <http://fsassessments.org/wp-content/uploads/2015/01/2014-2015-Assessment-Accommodations-FAQ.pdf>

¹³ *Id.*

¹⁴ Section 1008.22(3)(a), F.S. The Elementary and Secondary Education Act of 1965 (ESEA) requires states to implement “a set of high-quality, yearly academic assessments that includes, at a minimum, assessments in mathematics, reading or language arts, and science. With respect to reading/language arts and mathematics, the assessments must be administered in each of grades 3 through 8 and not less than once in grades 10 through 12. With respect to science, the assessments must be administered not less than once during grades 3 through 5, grades 6 through 9, and grades 10 through 12.” U.S. Department of Education, *Letter to Colorado Commissioner of Education, Robert K. Hammond* (Oct. 3, 2014) on file with the Committee on Education Pre-K-12 staff; *see also* 20 U.S.C. s. 6311(b)(3).

¹⁵ Pursuant to standard high school diploma requirements, a student must pass the grade 10 English Language Arts assessment or earn a concordant score. Sections 1003.4282(3)(a) and 1008.22(7), F.S. For scholar designation on a standard high school diploma, a student must pass the grade 11 English Language Arts assessment. Section 1003.4285(1)(a)1., F.S.

¹⁶ Rule 6A-1.09422(3)(b), F.A.C., requires all eligible students in grades five and eight to take the FCAT 2.0 Science.

¹⁷ Section 1008.22(3)(b), F.S. Pursuant to standard high school diploma requirements, a student must pass the Algebra I EOC. *Id.* For scholar designation on a standard high school diploma, a student must pass Algebra II EOC, Geometry EOC, Biology I EOC, and U.S. History EOC assessments. Section 1003.4285(1)(a)2.-4., F.S.

¹⁸ Section 1008.22(3)(c)1., F.S. A child with medical complexity may be exempt from participating in statewide, standardized assessments, including the Florida Alternate Assessment. Section 1008.22(9), F.S.

¹⁹ The Governor’s charge also required the Commissioner to report on the reasons why students are required to take the test, how much time is given for the test, student promotion decisions based on test results, how much time is given for the test, student promotion decisions based on test results, what grade levels and types of students take the test, when the test is given, and whether test results are provided to the teacher and/or students. Rick Scott, *Let’s Keep Florida Learning*, available at <http://www.rickscottforflorida.com/wp-content/uploads/2014/11/Let%E2%80%99s-Keep-Florida-Learning.pdf>.

districts.²⁰ On February 18, 2015, the Commissioner released her assessment investigation report.²¹

Charts on page 17-18 of the Commissioner's report identify the testing time per student, per grade for each administration of the statewide, standardized assessments – which are the FSA for English Language Arts and mathematics assessments, EOC assessments, and FCAT 2.0 assessment retakes.²² For example, test times across grades 3 through 11 range from 2.67 to 4.5 hours for the Florida Standards Assessment (FSA) for English Language Arts and 2.67 to 3 hours for FSA mathematics, totaling approximately 7.5 hours maximum for any one grade level for both FSA assessments.²³

Local Assessments

School districts are responsible for measuring student performance in all subjects and grade levels, except those subjects and grade levels measured under the statewide, standardized assessment program.²⁴ Except for those subjects and grade levels measured under the statewide, standardized assessment program, beginning with the 2014-2015 school year, each school district must administer for each course offered in the district a local assessment that measures student mastery of course content at the necessary level of rigor for the course.²⁵ Each district school board must adopt policies for selecting, developing, administering, and scoring local assessments and for collecting assessment results.²⁶ For subjects and grade levels not measured by statewide, standardized assessments, a school district must administer local assessments but is authorized to choose the assessment to be administered from the following options:²⁷

- Statewide assessments.
- Other standardized assessments, including nationally recognized standardized assessments.
- Industry certification assessments.
- District-developed or district-selected end-of-course assessments.
- Teacher-selected or principal-selected assessments.

²⁰ Department of Education, *Assessment Investigation February 18, 2015*, available at <http://www.fldoe.org/core/fileparse.php/12003/urlt/CommAssessmentInvestigationReport.pdf>.

²¹ Department of Education, *Assessment Investigation February 18, 2015*, available at <http://www.fldoe.org/core/fileparse.php/12003/urlt/CommAssessmentInvestigationReport.pdf>;

²² Department of Education, *Assessment Investigation February 18, 2015*, available at <http://www.fldoe.org/core/fileparse.php/12003/urlt/CommAssessmentInvestigationReport.pdf>. The report also contains a summary of local assessment requirements, information concerning district assessments, and an addendum with charts containing specific local assessment information for each district, *Id.* at 27-28. See also specific information on tests given by each school district, Department of Education, *Assessment Investigation February 18, 2015 Appendices*, available at <http://www.fldoe.org/core/fileparse.php/10982/urlt/Appendices.pdf>.

²³ *Id.*

²⁴ Section 1008.22(6)(a), F.S.

²⁵ Section 1008.22(6)(b), F.S.

²⁶ *Id.*

²⁷ Section 1008.22(6)(b), F.S.; Local assessments may include a variety of assessment formats, including, but not limited to, project-based assessments, adjudicated performances, and practical application assignments. Section 1008.22(6)(c), F.S.

To administer the state assessment program for statewide, standardized assessments and local assessments, the commissioner must:

- Develop or obtain statewide, standardized assessments, as appropriate, through contracts and project agreements with private vendors, public vendors, public agencies, postsecondary educational institutions, or school districts.²⁸
- Recommend, for approval by the State Board of Education (SBE), passing scores on statewide, standardized assessments in the form of achievement levels ranging from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on an assessment.²⁹
- Establish implementation schedules for the administration of statewide, standardized assessments and the reporting of student assessment results.³⁰
- Provide, at a minimum, statewide, standardized assessment data analysis showing student achievement levels and learning gains by teacher, school, and school district.³¹
- Identify methods to assist and support districts in the development and acquisition of assessments which may include developing item banks, facilitating the sharing of developed tests among school districts, acquiring assessments from state and national curriculum-area organizations, and providing technical assistance in best professional practices of test development based upon state-adopted curriculum standards, administration, and security.³²
- Identify, for approval by the SBE, one or more comparative scores for the Algebra I EOC assessment.³³
- Identify, for approval by the SBE, scores on the SAT and ACT that, if achieved, satisfy the graduation requirement that a student pass the grade 10 statewide, standardized English Language Arts assessment. The commissioner may identify concordant scores on assessments other than the SAT and ACT.³⁴

Educator Performance Evaluations

All instructional personnel³⁵ and school administrators employed by Florida's public school districts must undergo an annual performance evaluation based on sound educational principles and contemporary research in effective educational practices.³⁶ The evaluation criteria for instructional personnel include student performance, instructional practice, and professional and job responsibilities.³⁷ Likewise, the evaluation criteria for school administrators include student

²⁸ Section 1008.22(3)(h), F.S.

²⁹ Section 1008.22(3)(e), F.S.

³⁰ Section 1008.22(3)(d), F.S.

³¹ Section 1008.22(5), F.S.

³² Section 1008.22(6)(d), F.S.

³³ Section 1008.22(8), F.S.

³⁴ Section 1008.22(7), F.S.

³⁵ Instructional personnel include classroom teachers and other instructional personnel, such as certified school counselors, librarians, and learning resource specialists. Section 1012.01(2), F.S. Although substitute teachers are classified as classroom teachers, the law specifically excludes them from performance evaluation requirements. Section 1012.34(3)(a), F.S.

³⁶ Section 1012.34(3)(a), F.S. Newly hired classroom teachers are evaluated twice in their first year of teaching in a school district. *Id.*

³⁷ Section 1012.34(3)(a)1., 2., and 4., F.S. School administrator evaluation criteria include instructional leadership. Section 1012.34(3)(a)3., F.S.

performance and professional and job responsibilities.³⁸ Instructional leadership practices are also included in school administrator evaluations.³⁹

Each district superintendent must establish procedures for evaluating the performance of all instructional, administrative, and supervisory personnel employed by the school district.⁴⁰ The superintendents must also annually report evaluation results for instructional personnel and school administrators to the DOE.⁴¹ The DOE approves all district evaluation systems and monitors implementation for compliance with law.⁴²

Public school personnel evaluations must be used to designate instructional personnel and school administrators as “highly effective,” “effective,” “needs improvement” (or, for instructional personnel in the first three years of employment who need improvement, “developing”), or “unsatisfactory.”⁴³ Evaluations occur annually, except classroom teachers newly hired by a district are evaluated at least twice during their first year of teaching in the school district.⁴⁴

Performance evaluations are comprised of components of student performance, instructional practice, institutional leadership, and professional and job responsibilities.

Student Performance

Student performance includes data and indicators of student learning growth⁴⁵ based on student performance on annual statewide assessments or, for subjects and grade levels not tested by statewide assessments, school district assessments.⁴⁶ Student performance must constitute at least 50 percent of a classroom teacher’s or school administrator’s evaluation.⁴⁷

For classroom teachers, excluding substitute teachers, student performance must include student learning growth data for students assigned to the teacher over the course of at least three years.⁴⁸ If less than three years of data are available, then student learning growth may comprise not less than 40 percent of the evaluation.⁴⁹

For other instructional personnel who are not classroom teachers, student performance must include student learning growth data on statewide assessments for students assigned to the

³⁸ Section 1012.34(3)(a)1. and 4., F.S.

³⁹ Section 1012.34(3)(a)3., F.S.

⁴⁰ Section 1012.34(1)(a), F.S.

⁴¹ Section 1012.34(1)(a), F.S.

⁴² Section 1012.34(1)(b), F.S. By December 1 of each year, the commissioner must report to the Governor, President of the Senate, and Speaker of the House of Representatives the approval and implementation status of each school district’s instructional personnel and school administrator evaluation systems. The report must include evaluation results for instructional personnel and school administrators. Section 1012.34(1)(c), F.S.

⁴³ Section 1012.34(2)(e), F.S.

⁴⁴ Section 1012.34(3)(a), F.S.

⁴⁵ Section 1012.34(8), F.S. The formula is known as the “value added model” (VAM). Section 1012.34(7)(a), F.S.

⁴⁶ Sections 1012.34(3)(a)1. and 1008.22(6), F.S. Each school district must publish on its website testing schedules for the administration of district-mandated assessments and report the schedules annually to the DOE by October 1. Section 1008.22(6)(e), F.S.

⁴⁷ Sections 1012.34(3)(a)1., F.S.

⁴⁸ Section 10102.34(3)(a)1.a., F.S.

⁴⁹ Section 1012.34(3)(a)1.a., F.S.

instructional personnel over the course of at least three years⁵⁰ and must comprise at least 30 percent of the evaluation or, if less than three years of data are available, then not less than 20 percent.⁵¹

For school administrators, student performance must include student learning growth data for students assigned to the school over the course of at least three years.⁵² If less than three years of data are available, then student learning growth may comprise not less than 40 percent of the evaluation.⁵³

Instructional Practice

Instructional practice is a component of instructional personnel evaluations which consists of evaluation criteria used in annually observing classroom teachers.⁵⁴ The evaluation criteria must include indicators based on each of Florida Educator Accomplished Practices (FEAP) adopted in rule by the SBE.⁵⁵ For instructional personnel who are not classroom teachers, the evaluation criteria must be based on FEAP indicators and may include specific job expectations related to student support.⁵⁶

Instructional Leadership

Instructional leadership is a component of school administrator evaluations and consists of indicators based on each of the leadership standards adopted in rule by the SBE.⁵⁷

Professional and Job Responsibilities

The professional and job responsibilities component of an evaluation must include additional professional and job responsibilities as adopted in SBE rule.⁵⁸ District school boards may identify professional and job responsibilities in addition to those identified by the SBE.⁵⁹

Statewide Public School Accountability System

Florida's school grading system was created in 1999 as a part of substantial changes to the state's school improvement and accountability system.⁶⁰ The law designated school grade categories and specified the metrics used to measure school performance.⁶¹ School improvement ratings

⁵⁰ The student performance component for instructional personnel who are not classroom teachers may include student learning growth data and other measurable student outcomes specific to the position. Section 1012.34(1)(a)1.b., F.S.

⁵¹ Section 1012.34(3)(a)1.b., F.S.

⁵² Section 1012.34(3)(a)1.c., F.S.

⁵³ Section 1012.34(3)(a)1.c.

⁵⁴ Section 1012.34(3)(a)2., F.S.

⁵⁵ *Id.*

⁵⁶ *Id.*

⁵⁷ Section 1012.34(3)(a)3., F.S.

⁵⁸ Section 1012.34(3)(a)4., F.S.

⁵⁹ Section 1012.34(3)(a)4., F.S.

⁶⁰ Section 7 of chapter 99-398, L.O.F., *codified in* s. 229.57, F.S., *subsequently repealed by* s. 378, ch. 2002-387, L.O.F, and *codified in* s. 1008.34, F.S.

⁶¹ *Id.*

were also established in 1999⁶² as another measure of school accountability for schools that meet specified criteria.⁶³

School Grades

The measure of school accountability is the school grade.⁶⁴ The following letter grades are used to designate school performance.⁶⁵

- “A,” schools making excellent progress.
- “B,” schools making above average progress.
- “C,” schools making satisfactory progress.
- “D,” schools making less than satisfactory progress.
- “F,” schools failing to make adequate progress.

The basic school grade model used for elementary, middle, and high schools is based upon the percentage of total possible points earned by a school for student achievement scores on specified statewide, standardized assessments; student learning gains on statewide, standardized English Language Arts and mathematics assessments; and the improvement of the lowest 25 percent of students in the school in reading and mathematics.⁶⁶ School grades for middle schools and high schools are additionally customized as follows:

- School grades for middle schools include an additional component measuring the percentage of students passing high school level EOC assessments or attaining national industry certifications.⁶⁷
- High school grades are calculated by also including a school’s four-year graduation rate and the percentage of the school’s students who are eligible to earn college and career credit through accelerated courses or who attain national industry certifications.⁶⁸

The procedure for calculating the school grade and the scale used to determine a school grade are specified in SBE rule.⁶⁹

School Improvement Ratings

School improvement ratings are indicators of whether the performance of an alternative school that provides dropouts prevention and academic intervention services has improved, remained the same, or declined compared to the prior year, based on student learning gains on statewide standardized assessments.⁷⁰ Alternative schools and ESE centers may choose to receive a school improvement rating instead of a school grade.⁷¹ An alternative school that earns a school improvement rating receives one of the following ratings:⁷²

⁶² Section 7, ch. 99-398, L.O.F.

⁶³ Section 1008.341, F.S.

⁶⁴ Rule 6A-1.09981(3), F.A.C.

⁶⁵ Section 1008.34(2), F.S.; Rule 6A-1.09981(6)(a), F.A.C.

⁶⁶ Section 1008.34(3)(b)1., F.S.

⁶⁷ Section 1008.34(3)(b)i., F.S. The industry certifications must be identified in the Industry Certification Funding List adopted by the State Board of Education. *Id.*

⁶⁸ Section 1008.34(3)(b)2., F.S.

⁶⁹ Section 1008.34(3)(c)1., F.S.

⁷⁰ See s. 1008.341(2), F.S.; Rule 6A-1.099822(5)(b), F.A.C.

⁷¹ Sections 1008.341(2) and 1008.3415(1), F.S.

⁷² *Id.*

- “Commendable” – a significant percentage of the students attending the school are making learning gains;
- “Maintaining” – a sufficient percentage of the students attending the school are making learning gains; or
- “Unsatisfactory” – students attending are making less academic progress at the alternative school than when the students were served in their home schools.

School improvement ratings are based on the following two components:⁷³

- The percentage of eligible students who make learning gains in English Language Arts, as measured by statewide, standardized assessments; and
- The percentage of eligible students who make learning gains in mathematics, as measured by statewide, standardized assessments.

2014-2015 Transition Year

The 2013-2014 school year was the final year student performance results on statewide, standardized reading, writing, and mathematics assessments (aligned to an earlier set of academic standards)⁷⁴ were used to calculate school grades, school improvement ratings, and districts grades and evaluate public education personnel.⁷⁵

On February 18, 2014, the SBE adopted new state standards, called the Florida Standards, for English Language Arts and mathematics.⁷⁶ Through a competitive bid process, on March 17, 2014, the commissioner announced the selection of the American Institutes for Research to develop the statewide, standardized English Language Arts and mathematics assessments aligned to the Florida Standards.⁷⁷ The new English Language Arts and mathematics assessments are being administered for the first time during the 2014-2015 school year.⁷⁸

To facilitate Florida’s transition to the Florida Standards and associated assessments, the 2014 Legislature established the 2014-2015 school year as an informational baseline year for schools to work toward improved performance in future years.⁷⁹ The results of statewide, standardized assessments, including the Florida Standards assessments, administered in the spring of 2015 will be used to calculate school grades and school improvement ratings; however, schools will be held harmless and insulated from any penalty or reclassification that would otherwise result from the school’s 2014-2015 grade.⁸⁰ Consequently, a school will not be required to select an implement a turnaround option in the 2015-2016 school year based on the school’s 2014-2015

⁷³ Section 1008.341(3)(a) and (b), F.S.

⁷⁴ Statewide assessments include FCAT writing, FCAT 2.0, and end of course (EOC) assessments. See Section 1008.22, F.S.

⁷⁵ Florida Department of Education, *Just for Parents* (June/July 2014), available at <http://www.fldoe.org/core/fileparse.php/7743/urlt/0078176-junejuly.pdf>.

⁷⁶ Florida State Board of Education, *Minutes of February 18, 2014*, available at <http://www.fldoe.org/core/fileparse.php/5444/urlt/0074998-minutes.pdf>.

⁷⁷ Florida Department of Education, *With Students as Top Priority, Florida Chooses Replacement for FCAT*, Press Release (Mar. 17, 2014).

⁷⁸ Department of Education, *Florida Standards Assessments Information for Families*, available at <http://www.fsassessments.org/wp-content/uploads/2014/09/Florida-Family-Brochure-v6-2.pdf>.

⁷⁹ Section 1008.34(7), F.S.

⁸⁰ Section 1, ch. 2014-23, L.O.F.

grade or school improvement rating.⁸¹ Schools, based on grades calculated during the transition year, will be eligible to receive school recognition funds based on their performance.⁸²

III. Effect of Proposed Changes:

This bill impacts statutory accountability provisions related to the state's public school student assessment program, the educator performance evaluation system, and the statewide public school accountability system.

The bill maintains the statutorily provided 2014-2015 school year transition to the Florida Standards Assessments, including the suspension of negative consequences associated with school grades and school improvement ratings. Specifically, the bill makes the following adjustments to student assessment, performance evaluation requirements and school accountability.

Student Assessments

The bill:

- Reduces the number of statutorily-required assessments by eliminating the current requirement that a school district administer a local assessment for each course that is not assessed by a statewide, standardized assessment.
- Reduces the total time devoted to testing by adding a provision limiting the amount of time for test administration by limiting to no more than 5 percent of total school hours per student, per year, during a school year that a student can be required to take state-required and locally-required tests.⁸³
 - Exemptions are allowed to the 5 percent testing limit as follows: a parent may consent to additional assessments, students may take certain assessments, for use as end-of-course assessments⁸⁴ or to demonstrate college readiness,⁸⁵ and for a student with test accommodations via an Individual Education Plan (IEP) or English Language Learner (ELL) plan.⁸⁶
- Provides for timely information to teachers and parents by adding in law a provision requiring school districts to make student performance results on district-required local

⁸¹ *Id.*

⁸² *Id.*

⁸³ Instruction in a standard school for a full time student consists of at least 900 net hours for a student in grades 4-12, and 720 net hours for a student in kindergarten through grade 3. Section 1011.61(1)(a)1., F.S. The 5% testing limit thus equals 45 hours for grades 4-12 and 36 hours for kindergarten through grade 3.

⁸⁴ "The commissioner may select one or more nationally developed comprehensive examinations, which may include examinations for College Board Advanced Placement course, International Baccalaureate course, or Advanced International Certificate of Education course, or industry-approved examinations to earn national industry certifications identified in the Industry Certification Funding List, for use as EOC assessments." Section 1008.22(3)(b)4., F.S.

⁸⁵ Students may take the Florida Postsecondary Education Readiness Test (PERT), Accuplacer, SAT, or Enhanced ACT to demonstrate readiness to perform college-level work. Rule 6A-10.0315, F.A.C.

⁸⁶ The 5% testing limit does not interfere with a student's ability to take AP, IB, AICE, dual enrollment, industry certification, AAT and ACT assessments.

assessment available to the student's teachers and parents within 30 days of test administration.⁸⁷

- Requires the state to provide results of statewide, standardized assessments to parents and teachers within 30 days as a requirement of new or renewed state assessment contracts.
- Amends current law regarding mandatory assessments and progress monitoring by:
 - Removing the requirement to take the grade 11 Florida Standards Assessment (FSA) for English Language Arts.
 - Removing the grade 11 FSA for English Language Arts as a requirement to earn a scholar designation on a student's standard high school diploma.
 - Adding a requirement prohibiting administration of a local assessment if a statewide, standardized assessment is administered for the subject or grade level.
 - Removing the administration of the common placement test (e.g., Postsecondary Education Readiness Test or PERT) as a requirement in high school and makes the administration optional at the request of parents, adding authority for districts to administer SAT, ACT, or other alternative assessments, and removing the requirement for remedial instruction.⁸⁸
 - Removing the requirement for progress monitoring except for students performing at level 1 and level 2.
- Codifies the rollout schedule for statewide, standardized computer-based testing and paper testing options through the 2017-2018 school year.
- Adds a new requirement for the State Board of Education (SBE) to adopt in rule a notification form that districts must use to inform parents about third grade retention and mid-year promotion and high school graduation requirements and available options.⁸⁹

Performance Evaluation Requirements

The bill:

- Retains the ability for teachers and school administrators to receive performance pay adjustments, if they choose to have the student performance component of their performance evaluation based on a statewide or other standardized assessment, industry certification assessment, or a district-developed or selected assessment.
- Modifies the student performance component of teacher performance evaluations by lowering the component from at least 50 percent to at least 33 percent of a teacher's total performance evaluation, adding a requirement that the instructional practice component constitute at least 33 percent of a teacher's total performance evaluation, and adding a requirement that the professional and job responsibilities component constitute no more than 33 percent of a teacher's total performance evaluation.

⁸⁷ There is no requirement in state law for a school district to provide results of such assessments to teachers, students or parents within a certain time frame.

⁸⁸ One result of the state's performance accountability system is a requirement that high school students who score Level 1 or 2 to complete an intensive remedial course the following year. Section 1002.4282(5)(a), F.S. Another result is a requirement that students who score less than Level 3 on the English Language Arts or Mathematics assessments to undergo progress monitoring. Section 1008.25, F.S.

⁸⁹ State law identifies grade 3 retention and midyear promotion requirements, and high school graduation requirements; however, it does not specifically require the Department of Education – either annually or contemporaneously with the provision of assessments results – to notify parents and students of such requirements in a clear and effective manner that is easily understood.

- Authorizes the professional and job responsibilities component of a teacher's performance evaluation to utilize peer reviews.⁹⁰
- Allows personnel evaluations to be based on a proportion of a teacher's students or classes, instead of every class assigned to the teacher, except that student performance on statewide, standardized assessments must be included.
- Authorizes school districts to set performance standards for performance evaluation ratings of highly effective, effective, needs improvement, and unsatisfactory for their district. The Commissioner of Education must perform an analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the Department of Education using standards of performance adopted by the State Board of Education
- Removes prescriptive language to allow district discretion on local assessments, including requirements for student growth formulas, not associated with statewide standardized assessments.

School Accountability

The bill creates, for schools and school districts that experience technical implementation issues during the 2014-2015 school year assessment, a one-time option for superintendents, with a majority vote of the district school board, to adopt a corrective action plan and seek approval from the State Board of Education to use the 2014-2015 school year test results for diagnostic and baseline purposes only.⁹¹ If approved, the school district forfeits designation as an academically-high performing school district, if applicable, and the school forfeits school recognition funding.

The bill also allows a school currently implementing a turnaround option to be released from these requirements if the school improves in the 2014-2015 transition year by at least one letter grade.

Florida Standards Assessment Administration

The bill requires that, if the Department of Education determines the administration of online assessments after January 1, 2015, does not comply with the minimum assessment protocols and requirements established by the department, the department will contract with an independent, auditing entity that has expertise in the area to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments. The bill also requires liquidated damages, if applicable in response to the administration of the spring 2015 Florida Standards Assessment administration, to be collected by the state and distributed to school districts as determined by the Legislature.

⁹⁰ Current law does not specifically authorize peer reviews to be utilized as part of the professional and job responsibilities evaluation component. Section 1012.34(3)(a)4., F.S.

⁹¹ Superintendents must annually certify certain readiness for state assessments. Florida Department of Education, *2014-2015 Computer-Based Assessment Certification Process*, available at <http://info.fldoe.org/docushare/dsweb/Get/Document-7126/dps-2014-122.pdf>. For the certification for the Spring 2015 Computer-Based Testing for the Florida Standards Assessment: 16 superintendents' certification forms contained an addendum, 19 superintendents requested an extension of time to file the certification, and 27 superintendents submitted the certification. E-mail, Florida Department of Education (February 16, 2016), on file Committee on Education Pre-K-12 staff.

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:

Under the provisions of PCS/CS/SB 616, the American Institute for Research (AIR) may be liable for liquidated damages, if determined applicable, as a result of issues associated with the spring 2015 Florida Standards Assessments administration.

C. Government Sector Impact:

The provisions of the bill which eliminate mandatory statewide assessments should result in a cost savings for the state. Based on information provided by the Department of Education, the elimination of the Grade 11 Florida Standards Assessment for English Language Arts should reduce state assessment costs by approximately \$1.5 million. By making the Postsecondary Education Readiness Test optional, rather than mandatory, the state assessment costs are projected to decrease by approximately \$200,000. In addition, school districts may experience a reduction in costs as a result of the reduction in local student assessments.

If liquidated damages are collected from AIR as a result of issues associated with the spring 2015 Florida Standards Assessments administration, the collected funds will be distributed to school districts as determined by the Legislature.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1001.03, 1003.4282, 1003.4285, 1008.22, 1008.24, 1008.25, 1008.30, 1008.34, 1011.62, 1012.22, 1012.34, and 1012.3401.

This bill repeals section 1012.3401 of the Florida Statutes.

This bill creates an undesignated section of the Florida law.

IX. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

Recommended CS/CS by Appropriations Subcommittee on Education on March 19, 2015:

The committee substitute:

- Codifies the rollout schedule for statewide, standardized computer based testing and paper testing options through the 2016-2017 school year.
- Removes prescriptive language to allow district discretion on local assessments, including requirements for student growth formulas, not associated with statewide standardized assessments.
- Allows a school currently implementing a turnaround option to be excused from these requirements if the school improves in the 2014-2015 transition year by at least one letter grade.
- Repeals s. 1012.3401, F.S., related to outdated bonus awards for districts that implemented performance salary schedules ahead of time.
- Requires liquidated damages, if applicable in response to the administration of the spring 2015 Florida Standards Assessment administration, to be collected by the state and distributed to school districts as determined by the Legislature.
- Requires the state to provide results of statewide, standardized assessments to parents and teachers within 30 days as a requirement of new or renewed state assessment contracts.
- Allows personnel evaluations to be based on a proportion of a teacher's students or classes, instead of every class assigned to the teacher, except that student performance on statewide, standardized assessments must be included.
- Removes the requirement for multiple administrator observations for classroom teacher performance evaluations.
- Authorizes school districts to set performance standards for performance evaluation ratings of highly effective, effective, needs improvement, and unsatisfactory for their district. The Commissioner of Education must perform an analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the Department of Education using standards of performance adopted by the State Board of Educations.
- Requires that, if the Department of Education determines the administration of online assessments after January 1, 2015, does not comply with the minimum assessment

protocols and requirements established by the department, the department will contract with an independent, auditing entity that has expertise in the area to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments.

CS by Education Pre-K-12 on March 4, 2015:

The committee substitute makes the following changes to SB 616:

Student Assessments

- Clarifies that the 5 percent testing limit is per student per school year.
- Clarifies an exception to the five percent testing limit, so that students may take assessments associated with acceleration mechanisms and industry certifications and assessments to demonstrate college readiness.
- Adds an additional exception to the five percent testing limit by exempting test times associated with student Individual Education Plan (IEP) or English Language Learner (ELL) plan accommodations.
- Adds new requirement for districts to make student performance results on district-required local assessment available to the student's teachers and parents within 30 days of test administration.
- Adds a new requirement for the State Board of Education (SBE) to adopt in rule a notification form that districts must use to inform parents about third grade retention and mid-year promotion and high school graduation requirements and available options.
- Requires OPPAGA to conduct a year-long study, beginning no later than August 1, 2015, to assess the cost-effectiveness of the Department of Education leasing examination questions from American Institute for Research compares with using questions from an existing examination, and reporting the results to the President of the Senate and Speaker of the House of Representatives no later than December 1, 2016.

Performance Evaluation Requirements

- Modifies the student performance component of teacher performance evaluations by lowering the component from at least 40 percent to at least 33 percent of a teacher's total performance evaluation, increasing the instructional practice component from at least 30 percent to at least 33 percent, and increasing the professional and job responsibilities component percentage from no more than 30 percent to no more than 33 percent.
- Adds a new requirement that the instructional practice component of a teacher's performance evaluation have multiple observations by administrative personnel.
- Authorizes a new requirement that the professional and job responsibilities component of a teacher's performance evaluation to utilize peer reviews.

School Accountability

- Retains provision creating the one-time, district contingency option for the 2014-2015 school year with the following modifications:

- Changes, from supermajority to majority vote of school board, the requirement to pursue SBE approval to pursue a waiver.
- Limits the reason a district is authorized to request a waiver from any implementation failure to only a technical implementation failure.
- Clarifies that a school board must adopt the corrective action plan submitted along with the district's waiver request to the SBE.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



282382

LEGISLATIVE ACTION

Senate	.	House
Comm: TP	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Hays) recommended the following:

Senate Amendment

Delete lines 390 - 403
and insert:

(5) READING DEFICIENCY AND PARENTAL NOTIFICATION.—

(a) Any student who exhibits a substantial deficiency in reading, based upon locally determined or statewide assessments conducted in kindergarten or grade 1, grade 2, or grade 3, such as the statewide kindergarten screening administered under s. 1002.69 and subsequent related reading readiness screening or



282382

11 through teacher observations, must be given intensive reading
12 instruction immediately following the identification of the
13 reading deficiency. The student's reading proficiency must be
14 reassessed by locally determined assessments or through teacher
15 observations at the beginning of the grade following the
16 intensive reading instruction. The student must continue to be
17 provided with intensive reading instruction until the reading
18 deficiency is remedied.



703434

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Hays) recommended the following:

Senate Amendment

Delete line 392
and insert:
reading, based upon locally determined or statewide assessments



637822

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Hays) recommended the following:

Senate Amendment (with title amendment)

Delete lines 525 - 529
and insert:

(c) The statewide, standardized assessments may not be used to determine grade 3 retention pursuant to s. 1008.25(3); high school graduation pursuant to s. 1003.4282; personnel evaluations pursuant to s. 1012.34; and school grades pursuant to s. 1008.34 until:

1. A report showing their psychometric validity, the



637822

11 coefficient alpha reliability, the content description validity,
12 the differential item functional analysis, the criterion
13 prediction validity, standard error of measurement, and the
14 construct identification validity is produced and verified by
15 the Joint Committee on Standards for Educational Evaluation, the
16 American Educational Research Association, American
17 Psychological Association, or the National Council on
18 Measurement in Education. Once an independent organization
19 certifies the assessment as psychometrically sound, the test
20 item specifications must be published on the department's
21 website and be reported to the President of the Senate and the
22 Speaker of the House of Representatives; and

23 2. Until the technology infrastructure, connectivity, and
24 capacity of all public schools and school districts has been
25 load tested and independently verified by either the Joint
26 Committee on Standards for Educational Evaluation or one of the
27 member professional associations as appropriate, adequate,
28 efficient, sustainable, and ready for successful deployment and
29 implementation of online assessments ~~For purposes of determining~~
30 ~~grade 3 retention pursuant to s. 1008.25(5) and high school~~
31 ~~graduation pursuant to s. 1003.4282, student performance on the~~
32 ~~2014-2015 statewide, standardized assessments shall be linked to~~
33 ~~2013-2014 student performance expectations.~~

34
35 ===== T I T L E A M E N D M E N T =====

36 And the title is amended as follows:

37 Delete line 56

38 and insert:

39 measures to schools using turnaround options;



637822

40 prohibiting the use of statewide, standardized
41 assessments for specified purposes until certain
42 conditions are met; amending



831692

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Hays) recommended the following:

- 1 **Senate Amendment to Amendment (637822)**
- 2
- 3 Delete line 23
- 4 and insert:
- 5 2. The technology infrastructure, connectivity, and



283090

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Simmons) recommended the following:

Senate Amendment (with title amendment)

Delete lines 525 - 529

and insert:

(c) Until such time as an independent verification of the psychometric validity of the statewide, standardized assessments first implemented in 2014-2015 is provided, for purposes of ~~determining~~ grade 3 English Language Arts student performance retention pursuant to s. 1008.25(5) and high school graduation requirements pursuant to s. 1003.4282, student performance on



283090

11 the 2014-2015 statewide, standardized assessments shall be
12 linked to 2013-2014 student performance expectations. Students
13 who score in the bottom quintile on the 2014-2015 grade 3
14 English Language Arts assessment shall be identified as at-risk
15 students. School districts must notify parents of such students,
16 provide evidence as outlined in s. 1008.25(6)(b), and provide
17 the appropriate intervention and support services for student
18 success in fourth grade.

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 56

23 and insert:

24 measures to schools using turnaround options;
25 requiring that students who score in the bottom
26 quintile on the 2014-2015 grade 3 English Language
27 Arts assessment be identified as at risk students;
28 requiring that each school district notify such
29 students' parents, provide evidence, and provide
30 intervention and support services; amending



441160

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Montford) recommended the following:

Senate Amendment

Delete line 735
and insert:
evaluation may include, but not be limited to, other
professional and job



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Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on Education)

A bill to be entitled

An act relating to education accountability; amending s. 1001.03, F.S.; revising the powers of the State Board of Education to require adoption of rules regarding notification forms for grade 3 retention and midyear promotion, and high school graduation requirements and options; amending s. 1008.22, F.S.; removing the requirement that English Language Arts statewide assessments be administered to students in grade 11; requiring that assessments be delivered through computer-based testing; providing exceptions; specifying minimum requirements for paper-based administration of assessments; requiring that performance results on specified assessments be provided to teachers and parents within a specified timeframe; providing applicability; requiring the Department of Education to collect and distribute liquidated damages relating to the administration of specified assessments to school districts under certain circumstances; prohibiting a school district from administering a local assessment on a subject measured under a statewide assessment; requiring a school district to provide a student's performance results on local assessments within a specified timeframe; revising requirements for the administration of local assessments; restricting the number of school hours that a school district may



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dedicate to administer specified assessments; providing exceptions; requiring a school district to secure consent of a student's parent if school hours dedicated to the administration of local assessments exceed the threshold amount; authorizing a student to take an examination or assessment adopted pursuant to State Board of Education rule; revising requirements regarding the school district's adoption and publication of testing schedules; amending s. 1008.24, F.S.; authorizing a school district to use district employees to administer and proctor specified assessments; providing minimum requirements for State Board of Education rules regarding the training of such employees; amending s. 1008.25, F.S.; revising requirements for a district school board's comprehensive student progression plan; removing references regarding local assessments; revising requirements regarding instruction and reassessment of students who exhibit a reading deficiency; amending s. 1008.30, F.S.; specifying alternative assessments that may be accepted by public postsecondary educational institutions in lieu of the common placement test; revising requirements for state board rules regarding common placement testing; authorizing, rather than requiring, high schools to perform specified college readiness evaluations; amending s. 1008.34, F.S.; adding references to school improvement ratings; specifying applicability of certain accountability measures to schools using turnaround options; amending



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57 s. 1011.62, F.S.; requiring the Department of
58 Education to contract with an independent, auditing
59 entity if the administration of online assessments
60 after a certain date does not comply with the minimum
61 assessment protocols and requirements established by
62 the department; requiring the auditing entity to
63 perform certain duties; amending s. 1012.34, F.S.;
64 revising requirements for the Commissioner of
65 Education's annual report to the Governor and the
66 Legislature regarding personnel evaluation systems;
67 revising the percentage thresholds for performance
68 evaluation criteria for instructional personnel and
69 school administrators; revising requirements for the
70 measurement of student performance; prescribing
71 requirements for school districts regarding educator
72 performance evaluations and related student
73 performance results; requiring the state board to
74 adopt rules by a certain date; revising rule
75 requirements; removing a provision regarding district
76 bonus awards; conforming cross-references; repealing
77 s. 1012.3401, F.S., relating to the measurement of
78 student performance in personnel evaluations;
79 authorizing a school district to request approval from
80 the state board to use student performance results on
81 new statewide assessments for diagnostic and baseline
82 purposes; requiring a district school superintendent
83 to submit the waiver request to the Commissioner of
84 Education; specifying required content of a waiver
85 request; requiring the commissioner to review and make



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86 recommendations to the state board regarding each
87 waiver request; specifying conditions and requirements
88 for a school that is granted a waiver for the 2014-
89 2015 school year; providing for expiration; requiring
90 the Office of Program Policy Analysis and Government
91 Accountability (OPPAGA) to complete a study regarding
92 the leasing of examination questions; requiring OPPAGA
93 to submit a report summarizing the study findings to
94 the Legislature by a specified date; amending ss.
95 1003.4282, 1003.4285, and 1012.22, F.S.; conforming
96 provisions to changes made by the act; providing an
97 effective date.
98
99 Be It Enacted by the Legislature of the State of Florida:
100
101 Section 1. Subsection (18) is added to section 1001.03,
102 Florida Statutes, to read:
103 1001.03 Specific powers of State Board of Education.-
104 (18) PUBLICATION OF GRADE 3 RETENTION AND MIDYEAR PROMOTION
105 AND HIGH SCHOOL GRADUATION REQUIREMENTS AND OPTIONS.-The State
106 Board of Education shall adopt by rule:
107 (a) A notification form that clearly identifies for parents
108 and students the grade 3 retention and midyear promotion
109 requirements, processes, and options, as well as the high school
110 graduation requirements, processes, and options. The rule must
111 require school districts to publish this notification form on
112 their websites and include the form in annual student handbooks.
113 (b) A requirement that school districts attach the
114 notification form when providing student performance results to



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115 parents on statewide, standardized assessments administered
116 pursuant to ss. 1002.69, 1003.56, and 1008.22.

117 Section 2. Paragraphs (a), (d), and (h) of subsection (3)
118 and subsection (6) of section 1008.22, Florida Statutes, are
119 amended to read:

120 1008.22 Student assessment program for public schools.—

121 (3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The
122 Commissioner of Education shall design and implement a
123 statewide, standardized assessment program aligned to the core
124 curricular content established in the Next Generation Sunshine
125 State Standards. The commissioner also must develop or select
126 and implement a common battery of assessment tools that will be
127 used in all juvenile justice education programs in the state.
128 These tools must accurately measure the core curricular content
129 established in the Next Generation Sunshine State Standards.
130 Participation in the assessment program is mandatory for all
131 school districts and all students attending public schools,
132 including adult students seeking a standard high school diploma
133 under s. 1003.4282 and students in Department of Juvenile
134 Justice education programs, except as otherwise provided by law.
135 If a student does not participate in the assessment program, the
136 school district must notify the student's parent and provide the
137 parent with information regarding the implications of such
138 nonparticipation. The statewide, standardized assessment program
139 shall be designed and implemented as follows:

140 (a) *Statewide, standardized comprehensive assessments.*—The
141 statewide, standardized Reading assessment shall be administered
142 annually in grades 3 through 10. The statewide, standardized
143 Writing assessment shall be administered annually at least once



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144 at the elementary, middle, and high school levels. When the
145 Reading and Writing assessments are replaced by English Language
146 Arts (ELA) assessments, ELA assessments shall be administered to
147 students in grades 3 through ~~10~~ 11. Retake opportunities for the
148 grade 10 Reading assessment or, upon implementation, the grade
149 10 ELA assessment must be provided. Students taking the ELA
150 assessments shall not take the statewide, standardized
151 assessments in Reading or Writing. ELA assessments shall be
152 administered online. The statewide, standardized Mathematics
153 assessments shall be administered annually in grades 3 through
154 8. Students taking a revised Mathematics assessment shall not
155 take the discontinued assessment. The statewide, standardized
156 Science assessment shall be administered annually at least once
157 at the elementary and middle grades levels. In order to earn a
158 standard high school diploma, a student who has not earned a
159 passing score on the grade 10 Reading assessment or, upon
160 implementation, the grade 10 ELA assessment must earn a passing
161 score on the assessment retake or earn a concordant score as
162 authorized under subsection (7).

163 (d) *Implementation schedule.*—

164 1. The Commissioner of Education shall establish and
165 publish on the department's website an implementation schedule
166 to transition from the statewide, standardized Reading and
167 Writing assessments to the ELA assessments and to the revised
168 Mathematics assessments, including the Algebra I and Geometry
169 EOC assessments. The schedule must take into consideration
170 funding, sufficient field and baseline data, access to
171 assessments, instructional alignment, and school district
172 readiness to administer the assessments online. All such



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173 assessments must be delivered through computer-based testing.
174 However, the following assessments must be delivered in a
175 computer-based format, as follows: the grade 3 ELA assessment
176 beginning in the 2017-2018 school year; the grade 3 mathematics
177 assessment beginning in the 2016-2017 school year; the grade 4
178 ELA assessment beginning in the 2015-2016 school year; and the
179 grade 4 Mathematics assessment beginning in the 2016-2017 school
180 year. Paper-based administrations of assessments must, at a
181 minimum, include paper-based accommodations available for
182 eligible students whose IEPs or Section 504 plans indicate a
183 need for a paper-based format.

184 2. The Department of Education shall publish minimum and
185 recommended technology requirements that include specifications
186 for hardware, software, networking, security, and broadband
187 capacity to facilitate school district compliance with the
188 requirement that assessments be administered online.

189 (h) *Contracts for assessments.*—

190 1. The commissioner shall provide for the assessments to be
191 developed or obtained, as appropriate, through contracts and
192 project agreements with private vendors, public vendors, public
193 agencies, postsecondary educational institutions, or school
194 districts. The commissioner may enter into contracts for the
195 continued administration of the assessments authorized and
196 funded by the Legislature. Contracts may be initiated in 1
197 fiscal year and continue into the next fiscal year and may be
198 paid from the appropriations of either or both fiscal years. The
199 commissioner may negotiate for the sale or lease of tests,
200 scoring protocols, test scoring services, and related materials
201 developed pursuant to law.



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202 2. A student's performance results on statewide,
203 standardized comprehensive assessments, EOC assessments, and
204 Florida Alternate Assessments administered pursuant to this
205 subsection must be provided to the student's teachers and
206 parents within 30 days after administering such assessments.
207 This subparagraph does not apply to existing contracts for such
208 assessments, but shall apply to new contracts and any renewal of
209 existing contracts for such assessments.

210 3. If liquidated damages are applicable, the department
211 shall collect and distribute liquidated damages that are due in
212 response to the administration of the spring 2015 computer-based
213 assessments of the department's Florida Standards Assessment
214 contract with American Institutes for Research, to school
215 districts as determined by the Legislature.

216 (6) LOCAL ASSESSMENTS.—

217 (a) ~~Measurement of student performance in all subjects and~~
218 ~~grade levels, except in those subjects and grade levels measured~~
219 ~~under the statewide, standardized assessment program described~~
220 ~~in this section, is the responsibility of the school districts.~~
221 However, a school district may not administer an additional,
222 cumulative final local assessment for a course measured under a
223 statewide, standardized end-of-course assessment. A school
224 district must provide a student's performance results on
225 district-required local assessments to the student's teachers
226 and parents within 30 days after administering such assessments.

227 (b) ~~Except for those subjects and grade levels measured~~
228 ~~under the statewide, standardized assessment program, beginning~~
229 ~~with the 2014-2015 school year, each school district shall~~
230 ~~administer for each course offered in the district a local~~



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231 ~~assessment that measures student mastery of course content at~~
232 ~~the necessary level of rigor for the course. As adopted pursuant~~
233 ~~to State Board of Education rule, course content is set forth in~~
234 ~~the state standards required by s. 1003.41 and in the course~~
235 ~~description. Local assessments may include:~~

- 236 ~~1. Statewide assessments.~~
237 ~~2. Other standardized assessments, including nationally~~
238 ~~recognized standardized assessments.~~
239 ~~3. Industry certification assessments.~~
240 ~~4. District-developed or district-selected end-of-course~~
241 ~~assessments.~~
242 ~~5. Teacher-selected or principal-selected assessments.~~

243 ~~(c) Each district school board must adopt policies for~~
244 ~~selection, development, administration, and scoring of local~~
245 ~~assessments and for collection of assessment results. Local~~
246 ~~assessments implemented under subparagraphs (b)4. and 5. may~~
247 ~~include a variety of assessment formats, including, but not~~
248 ~~limited to, project based assessments, adjudicated performances,~~
249 ~~and practical application assignments. For all English Language~~
250 ~~Arts, mathematics, science, and social studies courses offered~~
251 ~~in the district that are used to meet graduation requirements~~
252 ~~under s. 1002.3105, s. 1003.4281, or s. 1003.4282 and that are~~
253 ~~not otherwise assessed by statewide, standardized assessments,~~
254 ~~the district school board must select the assessments described~~
255 ~~in subparagraphs (b)1.-4.~~

256 ~~(d) The Commissioner of Education shall identify methods to~~
257 ~~assist and support districts in the development and acquisition~~
258 ~~of local assessments required under this subsection. Methods may~~
259 ~~include developing item banks, facilitating the sharing of~~



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260 developed tests among school districts, acquiring assessments
261 from state and national curriculum-area organizations, and
262 providing technical assistance in best professional practices of
263 test development based upon state-adopted curriculum standards,
264 administration, and security.

265 (c)(e) Each school district shall establish schedules for
266 the administration of any district-required local district-
267 mandated assessment and approve the schedules as an agenda item
268 at a district school board meeting. A school district may not
269 schedule more than 5 percent of a student's total school hours
270 in a school year to administer statewide, standardized
271 assessments and district-required local assessments. The
272 district must secure written consent from a student's parent
273 before administering district-required local assessments that,
274 after applicable statewide, standardized assessments are
275 scheduled, exceed the 5 percent test administration limit for
276 that student under this paragraph. The 5 percent test
277 administration limit for a student under this paragraph may be
278 exceeded as needed to provide test accommodations that are
279 required by an IEP or are appropriate for an English language
280 learner who is currently receiving services in a program
281 operated in accordance with an approved English language learner
282 district plan pursuant to s. 1003.56. Notwithstanding this
283 paragraph, a student may choose within a school year to take an
284 examination or assessment adopted by State Board of Education
285 rule pursuant to this section and ss. 1007.27, 1008.30, and
286 1008.44. The school district shall adopt its publish the testing
287 schedule for statewide, standardized assessments and district
288 required local assessments schedules on its website, clearly



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289 specifying the estimates of average time for administering such
290 assessment by grade level. The district shall publish on its
291 website district mandated assessments, and report the schedules
292 to the Department of Education, in a format prescribed by the
293 department, by October 1 of each year.

294 Section 3. Subsection (3) of section 1008.24, Florida
295 Statutes, is amended to read:

296 1008.24 Test administration and security; public records
297 exemption.—

298 (3) (a) A school district may contract with qualified
299 contractors to administer and proctor statewide, standardized
300 assessments required under s. 1008.22 or assessments associated
301 with Florida approved courses under s. 1003.499, as approved by
302 the Department of Education in accordance with rules of the
303 State Board of Education. Assessments may be administered or
304 proctored by qualified contractors at sites that meet criteria
305 established by rules of the State Board of Education and adopted
306 pursuant to ss. 120.536(1) and 120.54 to implement the
307 contracting requirements of this subsection.

308 (b) A school district may use district employees, such as
309 education paraprofessionals as described in s. 1012.37, to
310 administer and proctor statewide, standardized assessments
311 required under s. 1008.22 or assessments associated with Florida
312 approved courses under s. 1003.499, in accordance with this
313 section and related rules adopted by the State Board of
314 Education. The rules must establish training requirements that
315 must be successfully completed by district employees prior to
316 the employees performing duties pursuant this paragraph.

317 Section 4. Paragraph (b) of subsection (2), subsections (3)



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318 and (4), paragraphs (a) and (c) of subsection (5), and paragraph
319 (a) of subsection (8) of section 1008.25, Florida Statutes, are
320 amended to read:

321 1008.25 Public school student progression; remedial
322 instruction; reporting requirements.—

323 (2) COMPREHENSIVE STUDENT PROGRESSION PLAN.—Each district
324 school board shall establish a comprehensive plan for student
325 progression which must:

326 (b) Identify the Provide specific levels of performance in
327 reading, writing, science, and mathematics for each grade level,
328 including the levels of performance on the statewide,
329 standardized assessments required by s. 1008.22 as defined by
330 the commissioner, below which a student, pursuant to subsection
331 (4), must receive remediation or be retained within an intensive
332 program that is different from the previous year's program and
333 that takes into account the student's learning style.

334 (3) ALLOCATION OF RESOURCES.—District school boards shall
335 allocate remedial and supplemental instruction resources to
336 students in the following priority:

337 (a) Students who are deficient in reading by the end of
338 grade 3.

339 (b) Students who fail to meet performance levels required
340 for promotion consistent with the district school board's plan
341 for student progression ~~required in paragraph (2) (b)~~.

342 (4) ASSESSMENT AND REMEDIATION.—

343 (a) Each student must participate in the statewide,
344 standardized assessment program required by s. 1008.22. Each
345 student who ~~does not meet specific levels of performance on the~~
346 ~~required assessments as determined by the district school board~~



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347 ~~or~~ the scores below Level 3 on the statewide, standardized
348 Reading assessment or, upon implementation, the English Language
349 Arts assessment or on the statewide, standardized Mathematics
350 assessments in grades 3 through 8 and the Algebra I EOC
351 assessment must be provided with additional diagnostic
352 assessments to determine the nature of the student's difficulty,
353 the areas of academic need, and strategies for appropriate
354 intervention and instruction as described in paragraph (b).

355 (b) The school in which the student is enrolled must
356 develop, in consultation with the student's parent, and must
357 implement a progress monitoring plan. A progress monitoring plan
358 is intended to provide the school district and the school
359 flexibility in meeting the academic needs of the student and to
360 reduce paperwork. A student who is not meeting the ~~school~~
361 ~~district or~~ state requirements for proficiency in reading and
362 mathematics shall be covered by one of the following plans to
363 target instruction and identify ways to improve his or her
364 academic achievement:

365 1. A federally required student plan such as an individual
366 education plan;

367 ~~2. A schoolwide system of progress monitoring for all~~
368 ~~students,~~ or

369 ~~2.3-~~ An individualized progress monitoring plan.

370
371 The plan chosen must be designed to assist the student ~~or the~~
372 ~~school~~ in meeting state ~~and district~~ expectations for
373 proficiency. If the student has been identified as having a
374 deficiency in reading, the K-12 comprehensive reading plan
375 required by s. 1011.62(9) shall include instructional and



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376 support services to be provided to meet the desired levels of
377 performance. District school boards may require low-performing
378 students to attend remediation programs held before or after
379 regular school hours or during the summer if transportation is
380 provided.

381 (c) Upon subsequent evaluation, if the documented
382 deficiency has not been remediated, the student may be retained.
383 Each student who does not meet the minimum performance
384 expectations identified in paragraph (2)(b) defined by the
385 Commissioner of Education for the statewide assessment tests in
386 reading, writing, science, and mathematics must continue to be
387 provided with remedial or supplemental instruction until the
388 expectations are met or the student graduates from high school
389 or is not subject to compulsory school attendance.

390 (5) READING DEFICIENCY AND PARENTAL NOTIFICATION.—

391 (a) Any student who exhibits a substantial deficiency in
392 reading, based upon ~~locally determined or~~ statewide assessments
393 conducted in kindergarten or grade 1, grade 2, or grade 3, such
394 as the statewide kindergarten screening administered under s.
395 1002.69 and subsequent related reading readiness screening or
396 through teacher observations, must be given intensive reading
397 instruction immediately following the identification of the
398 reading deficiency. The student's reading proficiency must be
399 reassessed ~~by locally determined assessments or through teacher~~
400 ~~observations at the beginning of the grade following the~~
401 ~~intensive reading instruction.~~ The student must continue to be
402 provided with intensive reading instruction until the reading
403 deficiency is remedied.

404 (c) The parent of any student who exhibits a substantial



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405 deficiency in reading, as described in paragraph (a), must be
406 notified in writing of the following:

407 1. That his or her child has been identified as having a
408 substantial deficiency in reading.

409 2. A description of the current services that are provided
410 to the child.

411 3. A description of the proposed supplemental instructional
412 services and supports that will be provided to the child that
413 are designed to remediate the identified area of reading
414 deficiency.

415 4. That if the child's reading deficiency is not remediated
416 by the end of grade 3, the child must be retained unless he or
417 she is exempt from mandatory retention for good cause.

418 5. Strategies for parents to use in helping their child
419 succeed in reading proficiency.

420 6. That the statewide, standardized assessment required
421 under s. 1008.22 Florida Comprehensive Assessment Test (FCAT) is
422 not the sole determiner of promotion and that additional
423 evaluations, portfolio reviews, and assessments are available to
424 the child to assist parents and the school district in knowing
425 when a child is reading at or above grade level and ready for
426 grade promotion.

427 7. The district's specific criteria and policies for a
428 portfolio as provided in subparagraph (6)(b)4. and the evidence
429 required for a student to demonstrate mastery of Florida's
430 academic standards for English Language Arts. A parent of a
431 student in grade 3 who is identified anytime during the year as
432 being at risk of retention may request that the school
433 immediately begin collecting evidence for a portfolio.



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434 8. The district's specific criteria and policies for
435 midyear promotion. Midyear promotion means promotion of a
436 retained student at any time during the year of retention once
437 the student has demonstrated ability to read at grade level.

438 (8) ANNUAL REPORT.—

439 (a) In addition to the requirements in paragraph (5)(b),
440 each district school board must annually report to the parent of
441 each student the progress of the student toward achieving state
442 ~~and district~~ expectations for proficiency in reading, writing,
443 science, and mathematics. The district school board must report
444 to the parent the student's results on each statewide assessment
445 test. The evaluation of each student's progress must be based
446 upon the student's classroom work, observations, tests, district
447 and state assessments, and other relevant information. Progress
448 reporting must be provided to the parent in writing in a format
449 adopted by the district school board.

450 Section 5. Subsections (1) and (3) of section 1008.30,
451 Florida Statutes, are amended to read:

452 1008.30 Common placement testing for public postsecondary
453 education.—

454 (1) The State Board of Education, in conjunction with the
455 Board of Governors, shall develop and implement a common
456 placement test for the purpose of assessing the basic
457 computation and communication skills of students who intend to
458 enter a degree program at any public postsecondary educational
459 institution. Alternative assessments, such as the SAT, the ACT,
460 and other assessments identified by rule, that may be accepted
461 in lieu of the common placement test shall also be identified in
462 ~~rule.~~ Public postsecondary educational institutions shall



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463 provide appropriate modifications of the test instruments or
464 test procedures for students with disabilities.

465 (3) The State Board of Education shall adopt rules that
466 authorize ~~require~~ high schools, at the request of a parent, to
467 evaluate before the beginning of grade 12 the college readiness
468 of a each student who scores Level 2 or Level 3 on grade 10 FCAT
469 Reading or the English Language Arts assessment under s.
470 1008.22, as applicable, or Level 2, Level 3, or Level 4 on the
471 Algebra I assessment under s. 1008.22. High schools may ~~shall~~
472 perform this evaluation using results from the corresponding
473 component of the common placement test prescribed in this
474 section, or an alternative test identified by the State Board of
475 Education, such as the SAT, the ACT, and other assessments
476 identified by rule. The high school shall use the results of the
477 test to advise the students of any identified deficiencies and
478 to recommend ~~provide 12th grade students, and require them to~~
479 ~~complete~~, appropriate postsecondary preparatory instruction
480 before high school graduation as an option to grade 12 students.
481 The curriculum provided under this subsection shall be
482 identified in rule by the State Board of Education and encompass
483 Florida's Postsecondary Readiness Competencies. Other elective
484 courses may not be substituted for the selected postsecondary
485 mathematics, reading, writing, or English Language Arts
486 preparatory course unless the elective course covers the same
487 competencies included in the postsecondary mathematics, reading,
488 writing, or English Language Arts preparatory course.

489 Section 6. Subsection (7) of section 1008.34, Florida
490 Statutes, is amended to read:

491 1008.34 School grading system; school report cards;



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492 district grade.-

493 (7) TRANSITION.—School grades pursuant to this section and
494 school improvement ratings pursuant to s. 1008.341 for the 2013-
495 2014 school year shall be calculated based on statutes and rules
496 in effect on June 30, 2014. To assist in the transition to 2014-
497 2015 school grades and school improvement ratings, calculated
498 based on new statewide, standardized assessments administered
499 pursuant to s. 1008.22, the 2014-2015 school grades and school
500 improvement ratings shall serve as an informational baseline for
501 schools to work toward improved performance in future years.
502 Accordingly, notwithstanding any other provision of law:

503 (a) A school may not be required to select and implement a
504 turnaround option pursuant to s. 1008.33 in the 2015-2016 school
505 year based on the school's 2014-2015 grade or school improvement
506 rating under s. 1008.341, as applicable. The benefits of s.
507 1008.33(4) (c), relating to a school being released from
508 implementation of the turnaround option, and s. 1008.33(4) (d),
509 relating to a school implementing strategies identified in its
510 school improvement plan, apply to a school using turnaround
511 options pursuant to s. 1008.33 which improves at least one
512 letter grade during the 2014-2015 school year.

513 (b)1. A school or approved provider under s. 1002.45 which
514 ~~that~~ receives the same or a lower school grade or school
515 improvement rating for the 2014-2015 school year compared to the
516 2013-2014 school year is not subject to sanctions or penalties
517 that would otherwise occur as a result of the 2014-2015 school
518 grade or rating. A charter school system or a school district
519 designated as high performing may not lose the designation based
520 on the 2014-2015 school grades of any of the schools within the



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521 charter school system or school district, as applicable.

522 2. The Florida School Recognition Program established under
523 s. 1008.36 shall continue to be implemented as otherwise
524 provided in the General Appropriations Act.

525 (c) For purposes of determining grade 3 retention pursuant
526 to s. 1008.25(5) and high school graduation pursuant to s.
527 1003.4282, student performance on the 2014-2015 statewide,
528 standardized assessments shall be linked to 2013-2014 student
529 performance expectations.

530

531 This subsection is repealed July 1, 2017.

532 Section 7. Paragraph (b) of subsection (12) of section
533 1011.62, Florida Statutes, is amended to read:

534 1011.62 Funds for operation of schools.—If the annual
535 allocation from the Florida Education Finance Program to each
536 district for operation of schools is not determined in the
537 annual appropriations act or the substantive bill implementing
538 the annual appropriations act, it shall be determined as
539 follows:

540 (12) FLORIDA DIGITAL CLASSROOMS ALLOCATION.—

541 (b) Each district school board shall adopt a district
542 digital classrooms plan that meets the unique needs of students,
543 schools, and personnel and submit the plan for approval to the
544 Department of Education. In addition, each district school board
545 must, at a minimum, seek input from the district's
546 instructional, curriculum, and information technology staff to
547 develop the district digital classrooms plan. The district's
548 plan must be within the general parameters established in the
549 Florida digital classrooms plan pursuant to s. 1001.20. In



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550 addition, if the district participates in federal technology
551 initiatives and grant programs, the district digital classrooms
552 plan must include a plan for meeting requirements of such
553 initiatives and grant programs. Funds allocated under this
554 subsection must be used to support implementation of district
555 digital classrooms plans. By October 1, 2014, and by March 1 of
556 each year thereafter, on a date determined by the department,
557 each district school board shall submit to the department, in a
558 format prescribed by the department, a digital classrooms plan.
559 At a minimum, such plan must include, and be annually updated to
560 reflect, the following:

561 1. Measurable student performance outcomes. Outcomes
562 related to student performance, including outcomes for students
563 with disabilities, must be tied to the efforts and strategies to
564 improve outcomes related to student performance by integrating
565 technology in classroom teaching and learning. Results of the
566 outcomes shall be reported at least annually for the current
567 school year and subsequent 3 years and be accompanied by an
568 independent evaluation and validation of the reported results.

569 2. Digital learning and technology infrastructure purchases
570 and operational activities. Such purchases and activities must
571 be tied to the measurable outcomes under subparagraph 1.,
572 including, but not limited to, connectivity, broadband access,
573 wireless capacity, Internet speed, and data security, all of
574 which must meet or exceed minimum requirements and protocols
575 established by the department. For each year that the district
576 uses funds for infrastructure, a third-party, independent
577 evaluation of the district's technology inventory and
578 infrastructure needs must accompany the district's plan.



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579 3. Professional development purchases and operational
580 activities. Such purchases and activities must be tied to the
581 measurable outcomes under subparagraph 1., including, but not
582 limited to, using technology in the classroom and improving
583 digital literacy and competency.

584 4. Digital tool purchases and operational activities. Such
585 purchases and activities must be tied to the measurable outcomes
586 under subparagraph 1., including, but not limited to,
587 competency-based credentials that measure and demonstrate
588 digital competency and certifications; third-party assessments
589 that demonstrate acquired knowledge and use of digital
590 applications; and devices that meet or exceed minimum
591 requirements and protocols established by the department.

592 5. Online assessment-related purchases and operational
593 activities. Such purchases and activities must be tied to the
594 measurable outcomes under subparagraph 1., including, but not
595 limited to, expanding the capacity to administer assessments and
596 compatibility with minimum assessment protocols and requirements
597 established by the department. If the administration of online
598 assessments after January 1, 2015, does not comply with the
599 minimum assessment protocols and requirements established by the
600 department, the department shall contract with an independent,
601 auditing entity that has expertise in the area of the
602 noncompliance to evaluate the extent of the noncompliance and
603 provide recommendations to remediate the noncompliance in future
604 administrations of online assessments.

605 Section 8. Paragraphs (b) and (c) of subsection (1),
606 paragraphs (a), (b), and (c) of subsection (3), and subsections
607 (6), (7), (8), and (10) of section 1012.34, Florida Statutes,



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608 are amended to read:

609 1012.34 Personnel evaluation procedures and criteria.—

610 (1) EVALUATION SYSTEM APPROVAL AND REPORTING.—

611 (b) The department must approve each school district's
612 instructional personnel and school administrator evaluation
613 systems. The department shall monitor each district's
614 implementation of its instructional personnel and school
615 administrator evaluation systems for compliance with the
616 requirements of this section ~~and s. 1012.3401.~~

617 (c) Annually, by December 1, the Commissioner of Education
618 shall report to the Governor, the President of the Senate, and
619 the Speaker of the House of Representatives the approval and
620 implementation status of each school district's instructional
621 personnel and school administrator evaluation systems. The
622 report shall include:

623 1. Performance evaluation results for the prior school year
624 for instructional personnel and school administrators using the
625 four levels of performance specified in paragraph (2) (e). The
626 performance evaluation results for instructional personnel shall
627 be disaggregated by classroom teachers, as defined in s.
628 1012.01(2) (a), excluding substitute teachers, and all other
629 instructional personnel, as defined in s. 1012.01(2) (b)-(d).

630 2. An analysis that compares performance evaluation results
631 calculated by each school district to indicators of performance
632 calculated by the department using the standards for performance
633 levels adopted by the state board under subsection (8).

634 3. ~~The commissioner shall include in the report~~ Each
635 district's performance-level standards established under
636 subsection (7). ~~a comparative analysis of the district's~~



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637 ~~student academic performance results and evaluation results,~~

638 4. Data reported under s. 1012.341, and the status of any
639 evaluation system revisions requested by a school district
640 pursuant to subsection (6).

641 (3) EVALUATION PROCEDURES AND CRITERIA.—Instructional
642 personnel and school administrator performance evaluations must
643 be based upon the performance of students assigned to their
644 classrooms or schools, as provided in this section. Pursuant to
645 this section, a school district's performance evaluation is not
646 limited to basing unsatisfactory performance of instructional
647 personnel and school administrators solely upon student
648 performance, but may include other criteria approved to evaluate
649 instructional personnel and school administrators' performance,
650 or any combination of student performance and other approved
651 criteria. Evaluation procedures and criteria must comply with,
652 but are not limited to, the following:

653 (a) A performance evaluation must be conducted for each
654 employee at least once a year, except that a classroom teacher,
655 as defined in s. 1012.01(2)(a), excluding substitute teachers,
656 who is newly hired by the district school board must be observed
657 and evaluated at least twice in the first year of teaching in
658 the school district. The performance evaluation must be based
659 upon sound educational principles and contemporary research in
660 effective educational practices. The evaluation criteria must
661 include:

662 1. Performance of students.—At least 33 ~~50~~ percent of a
663 performance evaluation must be based upon data and indicators of
664 student performance in accordance with subsection (7) learning
665 ~~growth assessed annually by statewide assessments or, for~~



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666 ~~subjects and grade levels not measured by statewide assessments,~~
667 ~~by school district assessments as provided in s. 1008.22(6).~~
668 ~~Each school district must use the formula adopted pursuant to~~
669 ~~paragraph (7)(a) for measuring student learning growth in all~~
670 ~~courses associated with statewide assessments and must select an~~
671 ~~equally appropriate formula for measuring student learning~~
672 ~~growth for all other grades and subjects, except as otherwise~~
673 ~~provided in subsection (7).~~

674 a. For classroom teachers, as defined in s. 1012.01(2)(a),
675 excluding substitute teachers, the student learning growth This
676 portion of the evaluation must include growth or achievement
677 data of the teacher's students or, for a school administrator,
678 the students attending the school ~~for students assigned to the~~
679 ~~teacher~~ over the course of at least 3 years. If less than 3
680 years of data are available, the years for which data are
681 available must be used. The proportion of growth or achievement
682 data may be determined by instructional assignment and the
683 percentage of the evaluation based upon student learning growth
684 may be reduced to not less than 40 percent.

685 b. For instructional personnel who are not classroom
686 teachers, the student learning growth portion of the evaluation
687 ~~must include growth data on statewide assessments for students~~
688 ~~assigned to the instructional personnel over the course of at~~
689 ~~least 3 years, or may include a combination of student learning~~
690 ~~growth data and other measurable student outcomes that are~~
691 ~~specific to the assigned position, provided that the student~~
692 ~~learning growth data accounts for not less than 30 percent of~~
693 ~~the evaluation. If less than 3 years of student growth data are~~
694 ~~available, the years for which data are available must be used~~



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695 ~~and the percentage of the evaluation based upon student learning~~
696 ~~growth may be reduced to not less than 20 percent.~~

697 ~~c. For school administrators, the student learning growth~~
698 ~~portion of the evaluation must include growth data for students~~
699 ~~assigned to the school over the course of at least 3 years. If~~
700 ~~less than 3 years of data are available, the years for which~~
701 ~~data are available must be used and the percentage of the~~
702 ~~evaluation based upon student learning growth may be reduced to~~
703 ~~not less than 40 percent.~~

704 2. Instructional practice.—For instructional personnel, at
705 least 33 percent of the performance evaluation must be based
706 upon instructional practice. Evaluation criteria used when
707 annually observing classroom teachers, as defined in s.
708 1012.01(2) (a), excluding substitute teachers, must include
709 indicators based upon each of the Florida Educator Accomplished
710 Practices adopted by the State Board of Education. Observations
711 must be used by administrative personnel to evaluate the
712 performance of classroom teachers. For instructional personnel
713 who are not classroom teachers, evaluation criteria must be
714 based upon indicators of the Florida Educator Accomplished
715 Practices and may include specific job expectations related to
716 student support.

717 3. Instructional leadership.—For school administrators, at
718 least 30 percent of the performance evaluation must be based on
719 instructional leadership. Evaluation criteria for instructional
720 leadership must include indicators based upon each of the
721 leadership standards adopted by the State Board of Education
722 under s. 1012.986, including performance measures related to the
723 effectiveness of classroom teachers in the school, the



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724 administrator's appropriate use of evaluation criteria and
725 procedures, recruitment and retention of effective and highly
726 effective classroom teachers, improvement in the percentage of
727 instructional personnel evaluated at the highly effective or
728 effective level, and other leadership practices that result in
729 student learning growth. The system may include a means to give
730 parents and instructional personnel an opportunity to provide
731 input into the administrator's performance evaluation.

732 4. Other indicators of performance ~~Professional and job~~
733 ~~responsibilities.~~—For instructional personnel and school
734 administrators, no more than 33 percent of a performance
735 evaluation must include other professional and job
736 responsibilities ~~must be included~~ as recommended ~~adopted~~ by the
737 State Board of Education or identified by the district school
738 board and, for instructional personnel, peer reviews,
739 objectively reliable survey information from students and
740 parents based on teaching practices that are consistently
741 associated with higher student achievement, and other valid and
742 reliable measures of instructional practice. ~~The district school~~
743 ~~board may identify additional professional and job~~
744 ~~responsibilities.~~

745 (b) All personnel must be fully informed of the criteria,
746 data sources, methodologies and procedures associated with the
747 evaluation process before the evaluation takes place.

748 (c) The individual responsible for supervising the employee
749 must evaluate the employee's performance. The evaluation system
750 may provide for the evaluator to consider input from other
751 personnel trained under subsection (2) paragraph (2)(f). The
752 evaluator must submit a written report of the evaluation to the



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753 district school superintendent for the purpose of reviewing the
754 employee's contract. The evaluator must submit the written
755 report to the employee no later than 10 days after the
756 evaluation takes place. The evaluator must discuss the written
757 evaluation report with the employee. The employee shall have the
758 right to initiate a written response to the evaluation, and the
759 response shall become a permanent attachment to his or her
760 personnel file.

761 (6) ANNUAL REVIEW OF AND REVISIONS TO THE SCHOOL DISTRICT
762 EVALUATION SYSTEMS.—The district school board shall establish a
763 procedure for annually reviewing instructional personnel and
764 school administrator evaluation systems to determine compliance
765 with this section ~~and s. 1012.3401~~. All substantial revisions to
766 an approved system must be reviewed and approved by the district
767 school board before being used to evaluate instructional
768 personnel or school administrators. Upon request by a school
769 district, the department shall provide assistance in developing,
770 improving, or reviewing an evaluation system.

771 (7) MEASUREMENT OF STUDENT PERFORMANCE LEARNING GROWTH.—

772 (a) The Commissioner of Education shall approve a formula
773 to measure individual student learning growth on the statewide,
774 standardized assessments in English Language Arts and
775 mathematics administered under s. 1008.22. The formula must take
776 into consideration each student's prior academic performance.
777 The formula must not set different expectations for student
778 learning growth based upon a student's gender, race, ethnicity,
779 or socioeconomic status. In the development of the formula, the
780 commissioner shall consider other factors such as a student's
781 attendance record, disability status, or status as an English



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782 language learner. The commissioner ~~may shall~~ select additional
783 formulas to measure student performance as appropriate for the
784 remainder of the statewide, standardized assessments included
785 under s. 1008.22 and continue to select formulas as new
786 assessments are implemented in the state system. After the
787 commissioner approves the formula to measure individual student
788 learning growth, the State Board of Education shall adopt these
789 formulas in rule.

790 (b) For courses associated with the statewide, standardized
791 assessments under s. 1008.22, each school district shall measure
792 student learning growth using the formulas approved by the
793 commissioner under paragraph (a) and the standards for
794 performance levels adopted by the state board under subsection
795 (8) for courses associated with the statewide, standardized
796 assessments administered under s. 1008.22 no later than the
797 school year immediately following the year the formula is
798 approved by the commissioner.

799 (c) For grades and subjects not assessed by statewide,
800 standardized assessments, but otherwise locally assessed
801 pursuant to s. 1008.22(6)(c) as required under s. 1008.22(6),
802 each school district shall measure student performance of
803 students using a methodology determined by the district.
804 However, a school district may not administer an additional,
805 final cumulative local assessment for a course measured under a
806 statewide, standardized end-of-course assessment. As provided in
807 state board rule, course content is set forth in the state
808 standards required under s. 1003.41 and in the course
809 description for the course as provided in the course code
810 directory.



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811 (d) School districts shall, for all educator performance
812 evaluations and related student performance results:

813 1. Determine the data sources, methodologies and
814 proportions of student performance data used in each educator's
815 evaluation based on the educator's school, classroom, or other
816 instructional assignments; except that each school district must
817 include data and student learning growth using the formulas
818 approved by the commissioner pursuant to paragraph (a) and the
819 standards for performance levels adopted by the state board
820 pursuant to subsection (8).

821 2. Provide that, for instructional personnel or school
822 administrator to be eligible for salary adjustment under the
823 performance salary schedule pursuant to s. 1012.22(1)(c)5.c.,
824 the student performance component of the educator's performance
825 evaluation be based on a statewide, standardized assessment
826 pursuant to s. 1008.22; a district-approved assessment; or a
827 combination of both, as applicable to the educator's
828 assignments.

829 3. Adopt, report, and provide to the public the district's
830 administration schedules for statewide assessments and local
831 assessments in compliance with timelines and requirements
832 established in s. 1008.22.

833 4. Provide parents and teachers with student performance
834 results on district-required assessments and the statewide,
835 standardized assessments within the timeframe requirements
836 established in s. 1008.22. The department shall provide models
837 for measuring performance of students which school districts may
838 adopt.

839 ~~(e) For a course that is not measured by a statewide,~~



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840 ~~standardized assessment, a school district may request, through~~
841 ~~the evaluation system approval process, to use a student's~~
842 ~~achievement level rather than student learning growth if~~
843 ~~achievement is demonstrated to be a more appropriate measure of~~
844 ~~classroom teacher performance. A school district may also~~
845 ~~request to use a combination of student learning growth and~~
846 ~~achievement, if appropriate.~~

847 ~~(d) For a course that is not measured by a statewide,~~
848 ~~standardized assessment, a school district may request, through~~
849 ~~the evaluation system approval process, that the performance~~
850 ~~evaluation for the classroom teacher assigned to that course~~
851 ~~include the learning growth of his or her students on one or~~
852 ~~more statewide, standardized assessments. The request must~~
853 ~~clearly explain the rationale supporting the request.~~

854 ~~(e) For purposes of this section and only for the 2014-2015~~
855 ~~school year, a school district may use measurable learning~~
856 ~~targets on local assessments administered under s. 1008.22(6) to~~
857 ~~evaluate the performance of students portion of a classroom~~
858 ~~teacher's evaluation for courses that are not assessed by~~
859 ~~statewide, standardized assessments. Learning targets must be~~
860 ~~approved by the school principal. A district school~~
861 ~~superintendent may assign to instructional personnel in an~~
862 ~~instructional team the student learning growth of the~~
863 ~~instructional team's students on statewide assessments. This~~
864 ~~paragraph expires July 1, 2015.~~

865 (8) RULEMAKING.—No later than August 1, 2015, the State
866 Board of Education shall adopt rules pursuant to ss. 120.536(1)
867 and 120.54 which establish uniform procedures and the format for
868 the submission, review, and approval of district evaluation



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869 systems and reporting requirements for the annual evaluation of
870 instructional personnel and school administrators; specific,
871 discrete standards for each performance level required under
872 subsection (2), based on student learning growth models approved
873 by the commissioner, to ensure clear and sufficient
874 differentiation in the performance levels and to provide
875 consistency in meaning across school districts; the measurement
876 of student learning growth and associated implementation
877 procedures required under subsection (7); and a process for
878 monitoring school district implementation of evaluation systems
879 in accordance with this section. ~~Specifically, the rules shall~~
880 ~~establish student performance levels that if not met will result~~
881 ~~in the employee receiving an unsatisfactory performance~~
882 ~~evaluation rating. In like manner, the rules shall establish a~~
883 ~~student performance level that must be met in order for an~~
884 ~~employee to receive a highly effective rating and a student~~
885 ~~learning growth standard that must be met in order for an~~
886 ~~employee to receive an effective rating.~~

887 ~~(10) DISTRICT BONUS REWARDS FOR PERFORMANCE PAY BASED ON~~
888 ~~EVALUATION PROGRESS. School districts are eligible for bonus~~
889 ~~rewards as provided for in the 2014 General Appropriations Act~~
890 ~~for making outstanding progress toward educator effectiveness,~~
891 ~~including implementation of instructional personnel salaries~~
892 ~~based on performance results under s. 1012.34 and the use of~~
893 ~~local assessment results in personnel evaluations when~~
894 ~~statewide, standardized assessments are not administered.~~

895 Section 9. Section 1012.3401, Florida Statutes, is
896 repealed.

897 Section 10. School district contingency plan.-



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898 Notwithstanding s. 1008.34(7), Florida Statutes, a school
899 district may, by majority vote of the district school board,
900 request approval from the State Board of Education to waive all
901 requirements and benefits specified in ss. 1008.34(7), 1008.36,
902 and 1003.621, Florida Statutes, and instead use results from
903 student performance on the new statewide, standardized
904 assessments administered in the 2014-2015 school year pursuant
905 to s. 1008.22, Florida Statutes, for diagnostic and baseline
906 purposes only.

907 (1) A school district's request must be submitted to the
908 Commissioner of Education by the school district superintendent
909 during the period from the last day of administration of
910 statewide, standardized assessments through June 5, 2015, in
911 accordance with the guidelines established by the commissioner.
912 At a minimum, the request, must include identification of:

913 (a) The scope of the request, to apply either to the school
914 district or to a school or certain schools within the school
915 district. The request must be made at a district or school
916 level. The request may not be made at a grade level, a subject-
917 area level, or another level.

918 (b) The reason for the request, including a description of
919 the systemic or unique technical implementation failure.
920 Quantifiable data substantiating the reason for such failure
921 must accompany the request. A school district's inability to
922 assess the minimum percentage of students pursuant to ss.
923 1008.34 and 1008.341, Florida Statutes, does not constitute a
924 reasonable justification for requesting the waiver under this
925 section.

926 (c) The school district's corrective action plan, which has



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927 been adopted by the district school board, and certification
928 that the identified technical implementation failure must be
929 resolved in time for successful administration of the statewide,
930 standardized assessments during the 2015-2016 school year and
931 each school year thereafter. The district must identify how the
932 district plans to allocate resources and technical assistance
933 that the district needs from the Department of Education to
934 facilitate the district's successful resolution of technical
935 deficiencies.

936 (d) The school district's plan for using the diagnostic
937 data to facilitate continuous improvement in student performance
938 and the effectiveness of schools, instructional personnel, and
939 school administrators; public reporting on the performance of
940 students, schools, and the district; and informing parents about
941 instruction associated with remediation and retention and
942 options available to students including acceleration,
943 graduation, and school choice. The district must also describe
944 its plans for implementing student progression plans,
945 performance evaluations of instructional personnel and school
946 administrators, performance salary schedule requirements, and
947 other uses as identified by the commissioner.

948 (2) The commissioner shall review each request for a waiver
949 and consult with the applicable school district superintendent.
950 The commissioner shall make, and provide reasons for,
951 recommendations to the State Board of Education regarding
952 granting or denying a request for waiver. The state board may
953 consider recommendations made by the commissioner to approve or
954 deny school district requests. Notwithstanding any other
955 provision of law, the commissioner's recommendation to approve a



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956 request may, after consultation with the school district
957 superintendent, include conditional requirements that must apply
958 if approved by the state board. The decision of the state board,
959 including any modifications adopted by the state board, is
960 final.

961 (3) For only the 2014-2015 school year, if a waiver is
962 granted under this section:

963 (a) A school or a school district may not receive a school
964 grade, school improvement rating, or school district grade, as
965 applicable.

966 (b) A school may, at the school district's discretion,
967 choose to use new statewide, standardized assessment results in
968 performance evaluations of instructional personnel and school
969 administrators.

970 (c) A school district shall continue to have its student
971 performance results included in the statewide, standardized
972 assessment results published by the department pursuant to s.
973 1008.22, Florida Statutes.

974 (d) A school shall forfeit eligibility to earn school
975 recognition funds pursuant to s. 1008.36, Florida Statutes, as
976 provided in the General Appropriations Act.

977 (e) A school district shall forfeit the district's
978 eligibility to earn the designation and benefits associated with
979 high performing school districts pursuant to s. 1003.621,
980 Florida Statutes.

981
982 This section expires July 1, 2016.

983 Section 11. The Office of Program Policy Analysis and
984 Government Accountability (OPPAGA) shall conduct a year-long



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985 study, beginning no later than August 1, 2015, to assess the
986 cost-effectiveness of the leasing of examination questions by
987 the Department of Education from the American Institute for
988 Research as compared with using questions from an existing
989 examination. No later than December 1, 2016, OPPAGA shall
990 provide a report summarizing the findings of the study to the
991 President of the Senate and the Speaker of the House of
992 Representatives.

993 Section 12. Paragraph (a) of subsection (5) of section
994 1003.4282, Florida Statutes, is amended to read:

995 1003.4282 Requirements for a standard high school diploma.-

996 (5) REMEDIATION FOR HIGH SCHOOL STUDENTS.-

997 (a) Each year a student scores Level 1 or Level 2 on the
998 statewide, standardized grade 9 or grade 10 Reading assessment
999 or, when implemented, the grade 9 ~~or~~ grade 10, ~~or grade 11~~ ELA
1000 assessment, the student may, as an option to the student, enroll
1001 ~~must be enrolled in and complete~~ an intensive remedial course
1002 the following year or be placed in a content area course that
1003 includes remediation of skills not acquired by the student.

1004 Section 13. Paragraph (a) of subsection (1) of section
1005 1003.4285, Florida Statutes, is amended to read:

1006 1003.4285 Standard high school diploma designations.-

1007 (1) Each standard high school diploma shall include, as
1008 applicable, the following designations if the student meets the
1009 criteria set forth for the designation:

1010 (a) *Scholar designation.*-In addition to the requirements of
1011 s. 1003.4282, in order to earn the Scholar designation, a
1012 student must satisfy the following requirements:

1013 1. ~~English Language Arts (ELA).~~ Beginning with students



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1014 ~~entering grade 9 in the 2014-2015 school year, pass the~~
1015 ~~statewide, standardized grade 11 ELA assessment.~~

1016 ~~2.~~ Mathematics.-Earn one credit in Algebra II and one
1017 credit in statistics or an equally rigorous course. Beginning
1018 with students entering grade 9 in the 2014-2015 school year,
1019 pass the Algebra II and Geometry statewide, standardized
1020 assessments.

1021 ~~2.3.~~ Science.-Pass the statewide, standardized Biology I
1022 EOC assessment and earn one credit in chemistry or physics and
1023 one credit in a course equally rigorous to chemistry or physics.
1024 However, a student enrolled in an Advanced Placement (AP),
1025 International Baccalaureate (IB), or Advanced International
1026 Certificate of Education (AICE) Biology course who takes the
1027 respective AP, IB, or AICE Biology assessment and earns the
1028 minimum score necessary to earn college credit as identified
1029 pursuant to s. 1007.27(2) meets the requirement of this
1030 subparagraph without having to take the statewide, standardized
1031 Biology I EOC assessment.

1032 ~~3.4.~~ Social studies.-Pass the statewide, standardized
1033 United States History EOC assessment. However, a student
1034 enrolled in an AP, IB, or AICE course that includes United
1035 States History topics who takes the respective AP, IB, or AICE
1036 assessment and earns the minimum score necessary to earn college
1037 credit as identified pursuant to s. 1007.27(2) meets the
1038 requirement of this subparagraph without having to take the
1039 statewide, standardized United States History EOC assessment.

1040 ~~4.5.~~ Foreign language.-Earn two credits in the same foreign
1041 language.

1042 ~~5.6.~~ Electives.-Earn at least one credit in an Advanced



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1043 Placement, an International Baccalaureate, an Advanced
1044 International Certificate of Education, or a dual enrollment
1045 course.

1046 Section 14. Paragraph (c) of subsection (1) of section
1047 1012.22, Florida Statutes, is amended to read:

1048 1012.22 Public school personnel; powers and duties of the
1049 district school board.—The district school board shall:

1050 (1) Designate positions to be filled, prescribe
1051 qualifications for those positions, and provide for the
1052 appointment, compensation, promotion, suspension, and dismissal
1053 of employees as follows, subject to the requirements of this
1054 chapter:

1055 (c) *Compensation and salary schedules.*—

1056 1. Definitions.—As used in this paragraph, the term:

1057 a. "Adjustment" means an addition to the base salary
1058 schedule that is not a bonus and becomes part of the employee's
1059 permanent base salary and shall be considered compensation under
1060 s. 121.021(22).

1061 b. "Grandfathered salary schedule" means the salary
1062 schedule or schedules adopted by a district school board before
1063 July 1, 2014, pursuant to subparagraph 4.

1064 c. "Instructional personnel" means instructional personnel
1065 as defined in s. 1012.01(2)(a)-(d), excluding substitute
1066 teachers.

1067 d. "Performance salary schedule" means the salary schedule
1068 or schedules adopted by a district school board pursuant to
1069 subparagraph 5.

1070 e. "Salary schedule" means the schedule or schedules used
1071 to provide the base salary for district school board personnel.



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1072 f. "School administrator" means a school administrator as
1073 defined in s. 1012.01(3)(c).

1074 g. "Supplement" means an annual addition to the base salary
1075 for the term of the negotiated supplement as long as the
1076 employee continues his or her employment for the purpose of the
1077 supplement. A supplement does not become part of the employee's
1078 continuing base salary but shall be considered compensation
1079 under s. 121.021(22).

1080 2. Cost-of-living adjustment.—A district school board may
1081 provide a cost-of-living salary adjustment if the adjustment:

1082 a. Does not discriminate among comparable classes of
1083 employees based upon the salary schedule under which they are
1084 compensated.

1085 b. Does not exceed 50 percent of the annual adjustment
1086 provided to instructional personnel rated as effective.

1087 3. Advanced degrees.—A district school board may not use
1088 advanced degrees in setting a salary schedule for instructional
1089 personnel or school administrators hired on or after July 1,
1090 2011, unless the advanced degree is held in the individual's
1091 area of certification and is only a salary supplement.

1092 4. Grandfathered salary schedule.—

1093 a. The district school board shall adopt a salary schedule
1094 or salary schedules to be used as the basis for paying all
1095 school employees hired before July 1, 2014. Instructional
1096 personnel on annual contract as of July 1, 2014, shall be placed
1097 on the performance salary schedule adopted under subparagraph 5.
1098 Instructional personnel on continuing contract or professional
1099 service contract may opt into the performance salary schedule if
1100 the employee relinquishes such contract and agrees to be



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1101 employed on an annual contract under s. 1012.335. Such an
1102 employee shall be placed on the performance salary schedule and
1103 may not return to continuing contract or professional service
1104 contract status. Any employee who opts into the performance
1105 salary schedule may not return to the grandfathered salary
1106 schedule.

1107 b. In determining the grandfathered salary schedule for
1108 instructional personnel, a district school board must base a
1109 portion of each employee's compensation upon performance
1110 demonstrated under s. 1012.34 and shall provide differentiated
1111 pay for both instructional personnel and school administrators
1112 based upon district-determined factors, including, but not
1113 limited to, additional responsibilities, school demographics,
1114 critical shortage areas, and level of job performance
1115 difficulties.

1116 5. Performance salary schedule.—By July 1, 2014, the
1117 district school board shall adopt a performance salary schedule
1118 that provides annual salary adjustments for instructional
1119 personnel and school administrators based upon performance
1120 determined under s. 1012.34. Employees hired on or after July 1,
1121 2014, or employees who choose to move from the grandfathered
1122 salary schedule to the performance salary schedule shall be
1123 compensated pursuant to the performance salary schedule once
1124 they have received the appropriate performance evaluation for
1125 this purpose. However, a classroom teacher whose performance
1126 evaluation uses ~~utilizes~~ student learning growth measures
1127 established under s. 1012.34(7)(c)3. ~~s. 1012.34(7)(e)~~ shall
1128 remain under the grandfathered salary schedule until his or her
1129 teaching assignment changes to a subject for which there is a a



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1130 statewide, standardized assessment or district-required local an
1131 assessment or the school district establishes equally
1132 appropriate measures of student learning growth as defined under
1133 s. 1012.34 and rules of the State Board of Education.

1134 a. Base salary.—The base salary shall be established as
1135 follows:

1136 (I) The base salary for instructional personnel or school
1137 administrators who opt into the performance salary schedule
1138 shall be the salary paid in the prior year, including
1139 adjustments only.

1140 (II) Beginning July 1, 2014, instructional personnel or
1141 school administrators new to the district, returning to the
1142 district after a break in service without an authorized leave of
1143 absence, or appointed for the first time to a position in the
1144 district in the capacity of instructional personnel or school
1145 administrator shall be placed on the performance salary
1146 schedule.

1147 b. Salary adjustments.—Salary adjustments for highly
1148 effective or effective performance shall be established as
1149 follows:

1150 (I) The annual salary adjustment under the performance
1151 salary schedule for an employee rated as highly effective must
1152 be greater than the highest annual salary adjustment available
1153 to an employee of the same classification through any other
1154 salary schedule adopted by the district.

1155 (II) The annual salary adjustment under the performance
1156 salary schedule for an employee rated as effective must be equal
1157 to at least 50 percent and no more than 75 percent of the annual
1158 adjustment provided for a highly effective employee of the same



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1159 classification.

1160 (III) The performance salary schedule shall not provide an
1161 annual salary adjustment for an employee who receives a rating
1162 other than highly effective or effective for the year.

1163 c. Salary supplements.—In addition to the salary
1164 adjustments, each district school board shall provide for salary
1165 supplements for activities that must include, but are not
1166 limited to:

1167 (I) Assignment to a Title I eligible school.

1168 (II) Assignment to a school that earned a grade of "F" or
1169 three consecutive grades of "D" pursuant to s. 1008.34 such that
1170 the supplement remains in force for at least 1 year following
1171 improved performance in that school.

1172 (III) Certification and teaching in critical teacher
1173 shortage areas. Statewide critical teacher shortage areas shall
1174 be identified by the State Board of Education under s. 1012.07.
1175 However, the district school board may identify other areas of
1176 critical shortage within the school district for purposes of
1177 this sub-sub-subparagraph and may remove areas identified by the
1178 state board which do not apply within the school district.

1179 (IV) Assignment of additional academic responsibilities.

1180

1181 If budget constraints in any given year limit a district school
1182 board's ability to fully fund all adopted salary schedules, the
1183 performance salary schedule may ~~shall~~ not be reduced on the
1184 basis of total cost or the value of individual awards in a
1185 manner that is proportionally greater than reductions to any
1186 other salary schedules adopted by the district.

1187 Section 15. This act shall take effect upon becoming a law.

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 616

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Education); Education Pre-K - 12 Committee; and Senator Legg

SUBJECT: Education Accountability

DATE: March 27, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Hand</u>	<u>Klebacha</u>	<u>ED</u>	<u>Fav/CS</u>
2.	<u>Sikes</u>	<u>Elwell</u>	<u>AED</u>	<u>Recommend: Fav/CS</u>
3.	<u>Sikes</u>	<u>Kynoch</u>	<u>AP</u>	<u>Fav/CS</u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/CS/SB 616 impacts statutory accountability provisions related to the state's public school student assessment program, the educator performance evaluation system, and the statewide public school accountability system.

The bill maintains the statutorily provided 2014-2015 school year transition to the Florida Standards Assessments, including the suspension of negative consequences associated with school grades and school improvement ratings. Specifically, the bill makes the following adjustments to student assessment, performance evaluation requirements and school accountability.

Student Assessments

The bill:

- Reduces the number of statutorily-required assessments by eliminating the current requirement that a school district administer a local assessment for each course that is not assessed by a statewide, standardized assessment.
- Reduces the total time devoted to testing by adding a provision limiting the amount of time for test administration by limiting to no more than five percent of total school hours per student, per year, but provides exemptions for certain tests and certain students.

- Provides for timely information to teachers and parents by adding in law a provision requiring school districts to make student performance results on district-required local assessment available to the student's teachers and parents within 30 days of test administration.
- Requires the state to provide results of statewide, standardized assessments to parents and teachers within 30 days as a requirement of new or renewed state assessment contracts.
- Eliminates the Grade 11 Florida Standards Assessment (FSA) for English Language Arts and makes the Postsecondary Education Readiness Test (PERT) optional.
- Codifies the rollout schedule for statewide, standardized computer-based testing and paper testing options through the 2017-2018 school year.
- Requires independent verification of the psychometric validity of statewide, standardized assessments before the results can be used to determine third grade retention or high school graduation.
- Requires students who score in the bottom quintile of the grade 3 English Language Arts assessment to be identified as at-risk and provided with the appropriate intervention and support services. Adds a new requirement for the State Board of Education to adopt in rule a notification form that districts must use to inform parents about third grade retention and mid-year promotion and high school graduation requirements and available options.

Performance Evaluation Requirements

The bill:

- Retains the ability for teachers and school administrators to receive performance pay adjustments if they meet specified conditions.
- Modifies teacher performance evaluations by requiring the student performance component to be at least 33 percent, the instructional practice component to constitute at least 33 percent, and the professional and job responsibilities component constitute no more than 33 percent.
- Authorizes the professional and job responsibilities component of a teacher's performance evaluation to utilize peer reviews.
- Allows personnel evaluations to be based on a proportion of a teacher's students or classes, instead of every class assigned to the teacher, except that student performance on statewide, standardized assessments must be included.
- Authorizes school districts to set performance standards for performance evaluation ratings of highly effective, effective, needs improvement, and unsatisfactory for their district. The Commissioner of Education must perform an analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the Department of Education using standards of performance adopted by the State Board of Education.
- Removes prescriptive language to allow district discretion on local assessments, including requirements for student growth formulas, not associated with statewide standardized assessments.

School Accountability

The bill:

- Creates, for schools and school districts that experience technical implementation issues during the 2014-2015 school year assessment, a one-time option to use the 2014-2015 school year test results for diagnostic and baseline purposes only.
- Allows a school currently implementing a turnaround option to be released from these requirements if the school improves in the 2014-2015 transition year by at least one letter grade.

Florida Standards Assessment Administration

The bill requires that, if the Department of Education determines the administration of online assessments after January 1, 2015, does not comply with the minimum assessment protocols and requirements established by the department, the department will contract with an independent, auditing entity that has expertise in the area to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments. The bill also requires liquidated damages, if applicable in response to the administration of the spring 2015 Florida Standards Assessment administration, to be collected by the state and distributed to school districts as determined by the Legislature.

The provisions of the bill eliminating mandatory statewide assessments should result in a cost savings for the state. The elimination of the Grade 11 FSA for English Language Arts should reduce state assessment costs by approximately \$1.5 million. By making the PERT examination optional, rather than mandatory, the state assessment costs are projected to decrease by approximately \$200,000. In addition, school districts may experience a reduction in costs as a result of the reduction in local student assessments.

The bill takes effect upon becoming law.

II. Present Situation:

The education of children is a fundamental value of the people of the State of Florida.¹ It is, therefore, a paramount duty of the state to make adequate provision for the education of all children residing within its borders.² The Legislature, through the Florida K-20 Education Code, provides by law, a state system for all Florida's students to obtain a high quality education.³

The statutory mission of Florida's K-20 education system is to increase the proficiency of all students within one seamless, efficient system, by allowing them the opportunity to expand their knowledge and skills through learning opportunities and research valued by students, parents, and communities.⁴ The effectiveness of this education delivery system is assessed through the state's performance accountability system.⁵

¹ Article IX, s. 1, Fla. Const.

² *Id.*

³ Section 1000.01, F.S.

⁴ Section 1008.31(2)(a), F.S.

⁵ Section 1008.31(1)(a), F.S.

The state's performance accountability system assesses the effectiveness of Florida's seamless K-20 education delivery system and is specifically intended to provide answers to the following questions in relation to its mission and goals:⁶

- What is the public receiving in return for funds it invests in education?
- How effectively is Florida's K-20 education system educating its students?
- How effectively are the major delivery sectors promoting student achievement?
- How are individual schools and postsecondary education institutions performing their responsibility to educate their students as measured by how students are performing and how much they are learning?

Public School Student Assessment Program

Florida's assessment program consists primarily of statewide, standardized assessments that are selected and administered by the state, and local assessments that are selected and administered by the school districts to measure students' attainment of education expectations.⁷

Statewide, Standardized Assessments

The purpose of Florida's student assessment program is to improve instruction; provide student academic achievement and learning gains data to students, parents, teachers, school administrators, and school district staff; and assess the cost benefit of the expenditure of taxpayer dollars.⁸ Specifically, the program is designed to:⁹

- Assess the achievement level and annual learning gains of each student in English Language Arts and mathematics and the achievement level in all other subjects assessed.
- Provide data for making decisions regarding school accountability, recognition, and improvement of operations and management, including schools operating for the purpose of providing educational services to youth in Department of Juvenile Justice programs.
- Identify the educational strengths and needs of students and the readiness of students to be promoted to the next grade level or to graduate from high school.
- Assess how well educational goals and curricular standards are met at the school, district, state, national, and international levels.
- Provide information to aid in the evaluation and development of educational programs and policies.

The commissioner is required to design and implement a statewide, standardized assessment program that is aligned to the core curricular content established in the Next Generation Sunshine State Standards and the Florida Standards.¹⁰ Participation in the assessment program is

⁶ Section 1008.31(1)(a), F.S. This performance accountability system is required to comply with the "No Child Left Behind Act of 2001," Pub. L. No. 107-110, and the Individuals with Disabilities Education Act (IDEA). Section 1008.31(1)(c), F.S. The Department of Education (DOE) is responsible for maintaining an accountability system that measures student progress toward the following goals. Section 1008.31(2)(c), F.S.

⁷ Section 1008.22, F.S. Common placement testing is required for the purpose of assessing the skills of students who intend to enter a degree program at any public postsecondary educational institution. Section 1008.30, F.S. Before the beginning of grade 12, all students are required to have their college readiness evaluated. *Id.* The student's high school is required to identify deficiencies and require the student (in 12th grade) to complete appropriate postsecondary preparatory instruction before high school graduation. *Id.*

⁸ Section 1008.22(1), F.S.

⁹ Section 1008.22(1)(a)-(e), F.S.

¹⁰ Section 1008.22(3), F.S.

mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma and students in Department of Juvenile Justice education programs, except as otherwise provided by law.¹¹

Test accommodations are available for certain students, such as students with disabilities and English language learners.¹² Some accommodations may result in the need for longer test times for these students.¹³

The statewide, standardized assessment program consists of:

- Statewide, standardized comprehensive assessments:¹⁴
 - English Language Arts (grades 3 through 11);¹⁵
 - Mathematics (grades 3-8); and
 - Science (once at the elementary grade level and once at the middle grade level).¹⁶
- End-of-Course (EOC) assessments:¹⁷
 - Civics (once at middle grade level);
 - U.S. History EOC;
 - Algebra I EOC;
 - Algebra II EOC;
 - Geometry EOC; and
 - Biology I EOC.
- Florida Alternate Assessment (FAA) (assessment for students with disabilities in the core content knowledge and skills necessary for successful grade-to-grade progression and high school graduation).¹⁸

In the fall of 2014, Governor Scott directed the Commissioner of Education to “conduct a thorough and comprehensive investigation of every standardized test that school districts are requiring their students to take.”¹⁹ In late 2014 and early 2015, the Commissioner conducted “a

¹¹ *Id.*

¹² Department of Education, *2014-2015 FSA and FCAT/FCAT 2.0/NGSSS EOC Assessment Accommodations Frequently Asked Questions (FAQ)*, available at <http://fsassessments.org/wp-content/uploads/2015/01/2014-2015-Assessment-Accommodations-FAQ.pdf>

¹³ *Id.*

¹⁴ Section 1008.22(3)(a), F.S. The Elementary and Secondary Education Act of 1965 (ESEA) requires states to implement “a set of high-quality, yearly academic assessments that includes, at a minimum, assessments in mathematics, reading or language arts, and science. With respect to reading/language arts and mathematics, the assessments must be administered in each of grades 3 through 8 and not less than once in grades 10 through 12. With respect to science, the assessments must be administered not less than once during grades 3 through 5, grades 6 through 9, and grades 10 through 12.” U.S. Department of Education, *Letter to Colorado Commissioner of Education, Robert K. Hammond* (Oct. 3, 2014) on file with the Committee on Education Pre-K-12 staff; *see also* 20 U.S.C. s. 6311(b)(3).

¹⁵ Pursuant to standard high school diploma requirements, a student must pass the grade 10 English Language Arts assessment or earn a concordant score. Sections 1003.4282(3)(a) and 1008.22(7), F.S. For scholar designation on a standard high school diploma, a student must pass the grade 11 English Language Arts assessment. Section 1003.4285(1)(a)1., F.S.

¹⁶ Rule 6A-1.09422(3)(b), F.A.C., requires all eligible students in grades five and eight to take the FCAT 2.0 Science.

¹⁷ Section 1008.22(3)(b), F.S. Pursuant to standard high school diploma requirements, a student must pass the Algebra I EOC. *Id.* For scholar designation on a standard high school diploma, a student must pass Algebra II EOC, Geometry EOC, Biology I EOC, and U.S. History EOC assessments. Section 1003.4285(1)(a)2.-4., F.S.

¹⁸ Section 1008.22(3)(c)1., F.S. A child with medical complexity may be exempt from participating in statewide, standardized assessments, including the Florida Alternate Assessment. Section 1008.22(9), F.S.

¹⁹ The Governor’s charge also required the Commissioner to report on the reasons why students are required to take the test, how much time is given for the test, student promotion decisions based on test results, how much time is given for the test, student promotion decisions based on test results, what grade levels and types of students take the test, when the test is given,

thorough and comprehensive investigation of all standardized assessments used in school districts.”²⁰ On February 18, 2015, the Commissioner released her assessment investigation report.²¹

Charts on page 17-18 of the Commissioner’s report identify the testing time per student, per grade for each administration of the statewide, standardized assessments – which are the FSA for English Language Arts and mathematics assessments, EOC assessments, and FCAT 2.0 assessment retakes.²² For example, test times across grades 3 through 11 range from 2.67 to 4.5 hours for the Florida Standards Assessment (FSA) for English Language Arts and 2.67 to 3 hours for FSA mathematics, totaling approximately 7.5 hours maximum for any one grade level for both FSA assessments.²³

Local Assessments

School districts are responsible for measuring student performance in all subjects and grade levels, except those subjects and grade levels measured under the statewide, standardized assessment program.²⁴ Except for those subjects and grade levels measured under the statewide, standardized assessment program, beginning with the 2014-2015 school year, each school district must administer for each course offered in the district a local assessment that measures student mastery of course content at the necessary level of rigor for the course.²⁵ Each district school board must adopt policies for selecting, developing, administering, and scoring local assessments and for collecting assessment results.²⁶ For subjects and grade levels not measured by statewide, standardized assessments, a school district must administer local assessments but is authorized to choose the assessment to be administered from the following options:²⁷

- Statewide assessments.
- Other standardized assessments, including nationally recognized standardized assessments.
- Industry certification assessments.
- District-developed or district-selected end-of-course assessments.
- Teacher-selected or principal-selected assessments.

and whether test results are provided to the teacher and/or students. Rick Scott, *Let’s Keep Florida Learning*, available at <http://www.rickscottforflorida.com/wp-content/uploads/2014/11/Let%E2%80%99s-Keep-Florida-Learning.pdf>.

²⁰ Department of Education, *Assessment Investigation February 18, 2015*, available at <http://www.fldoe.org/core/fileparse.php/12003/urlt/CommAssessmentInvestigationReport.pdf>.

²¹ Department of Education, *Assessment Investigation February 18, 2015*, available at <http://www.fldoe.org/core/fileparse.php/12003/urlt/CommAssessmentInvestigationReport.pdf>;

²² Department of Education, *Assessment Investigation February 18, 2015*, available at <http://www.fldoe.org/core/fileparse.php/12003/urlt/CommAssessmentInvestigationReport.pdf>. The report also contains a summary of local assessment requirements, information concerning district assessments, and an addendum with charts containing specific local assessment information for each district, *Id.* at 27-28. See also specific information on tests given by each school district, Department of Education, *Assessment Investigation February 18, 2015 Appendices*, available at <http://www.fldoe.org/core/fileparse.php/10982/urlt/Appendices.pdf>.

²³ *Id.*

²⁴ Section 1008.22(6)(a), F.S.

²⁵ Section 1008.22(6)(b), F.S.

²⁶ *Id.*

²⁷ Section 1008.22(6)(b), F.S.; Local assessments may include a variety of assessment formats, including, but not limited to, project-based assessments, adjudicated performances, and practical application assignments. Section 1008.22(6)(c), F.S.

To administer the state assessment program for statewide, standardized assessments and local assessments, the commissioner must:

- Develop or obtain statewide, standardized assessments, as appropriate, through contracts and project agreements with private vendors, public vendors, public agencies, postsecondary educational institutions, or school districts.²⁸
- Recommend, for approval by the State Board of Education (SBE), passing scores on statewide, standardized assessments in the form of achievement levels ranging from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on an assessment.²⁹
- Establish implementation schedules for the administration of statewide, standardized assessments and the reporting of student assessment results.³⁰
- Provide, at a minimum, statewide, standardized assessment data analysis showing student achievement levels and learning gains by teacher, school, and school district.³¹
- Identify methods to assist and support districts in the development and acquisition of assessments which may include developing item banks, facilitating the sharing of developed tests among school districts, acquiring assessments from state and national curriculum-area organizations, and providing technical assistance in best professional practices of test development based upon state-adopted curriculum standards, administration, and security.³²
- Identify, for approval by the SBE, one or more comparative scores for the Algebra I EOC assessment.³³
- Identify, for approval by the SBE, scores on the SAT and ACT that, if achieved, satisfy the graduation requirement that a student pass the grade 10 statewide, standardized English Language Arts assessment. The commissioner may identify concordant scores on assessments other than the SAT and ACT.³⁴

Educator Performance Evaluations

All instructional personnel³⁵ and school administrators employed by Florida's public school districts must undergo an annual performance evaluation based on sound educational principles and contemporary research in effective educational practices.³⁶ The evaluation criteria for instructional personnel include student performance, instructional practice, and professional and job responsibilities.³⁷ Likewise, the evaluation criteria for school administrators include student

²⁸ Section 1008.22(3)(h), F.S.

²⁹ Section 1008.22(3)(e), F.S.

³⁰ Section 1008.22(3)(d), F.S.

³¹ Section 1008.22(5), F.S.

³² Section 1008.22(6)(d), F.S.

³³ Section 1008.22(8), F.S.

³⁴ Section 1008.22(7), F.S.

³⁵ Instructional personnel include classroom teachers and other instructional personnel, such as certified school counselors, librarians, and learning resource specialists. Section 1012.01(2), F.S. Although substitute teachers are classified as classroom teachers, the law specifically excludes them from performance evaluation requirements. Section 1012.34(3)(a), F.S.

³⁶ Section 1012.34(3)(a), F.S. Newly hired classroom teachers are evaluated twice in their first year of teaching in a school district. *Id.*

³⁷ Section 1012.34(3)(a)1., 2., and 4., F.S. School administrator evaluation criteria include instructional leadership. Section 1012.34(3)(a)3., F.S.

performance and professional and job responsibilities.³⁸ Instructional leadership practices are also included in school administrator evaluations.³⁹

Each district superintendent must establish procedures for evaluating the performance of all instructional, administrative, and supervisory personnel employed by the school district.⁴⁰ The superintendents must also annually report evaluation results for instructional personnel and school administrators to the DOE.⁴¹ The DOE approves all district evaluation systems and monitors implementation for compliance with law.⁴²

Public school personnel evaluations must be used to designate instructional personnel and school administrators as “highly effective,” “effective,” “needs improvement” (or, for instructional personnel in the first three years of employment who need improvement, “developing”), or “unsatisfactory.”⁴³ Evaluations occur annually, except classroom teachers newly hired by a district are evaluated at least twice during their first year of teaching in the school district.⁴⁴

Performance evaluations are comprised of components of student performance, instructional practice, institutional leadership, and professional and job responsibilities.

Student Performance

Student performance includes data and indicators of student learning growth⁴⁵ based on student performance on annual statewide assessments or, for subjects and grade levels not tested by statewide assessments, school district assessments.⁴⁶ Student performance must constitute at least 50 percent of a classroom teacher’s or school administrator’s evaluation.⁴⁷

For classroom teachers, excluding substitute teachers, student performance must include student learning growth data for students assigned to the teacher over the course of at least three years.⁴⁸ If less than three years of data are available, then student learning growth may comprise not less than 40 percent of the evaluation.⁴⁹

For other instructional personnel who are not classroom teachers, student performance must include student learning growth data on statewide assessments for students assigned to the

³⁸ Section 1012.34(3)(a)1. and 4., F.S.

³⁹ Section 1012.34(3)(a)3., F.S.

⁴⁰ Section 1012.34(1)(a), F.S.

⁴¹ Section 1012.34(1)(a), F.S.

⁴² Section 1012.34(1)(b), F.S. By December 1 of each year, the commissioner must report to the Governor, President of the Senate, and Speaker of the House of Representatives the approval and implementation status of each school district’s instructional personnel and school administrator evaluation systems. The report must include evaluation results for instructional personnel and school administrators. Section 1012.34(1)(c), F.S.

⁴³ Section 1012.34(2)(e), F.S.

⁴⁴ Section 1012.34(3)(a), F.S.

⁴⁵ Section 1012.34(8), F.S. The formula is known as the “value added model” (VAM). Section 1012.34(7)(a), F.S.

⁴⁶ Sections 1012.34(3)(a)1. and 1008.22(6), F.S. Each school district must publish on its website testing schedules for the administration of district-mandated assessments and report the schedules annually to the DOE by October 1. Section 1008.22(6)(e), F.S.

⁴⁷ Sections 1012.34(3)(a)1., F.S.

⁴⁸ Section 10102.34(3)(a)1.a., F.S.

⁴⁹ Section 1012.34(3)(a)1.a., F.S.

instructional personnel over the course of at least three years⁵⁰ and must comprise at least 30 percent of the evaluation or, if less than three years of data are available, then not less than 20 percent.⁵¹

For school administrators, student performance must include student learning growth data for students assigned to the school over the course of at least three years.⁵² If less than three years of data are available, then student learning growth may comprise not less than 40 percent of the evaluation.⁵³

Instructional Practice

Instructional practice is a component of instructional personnel evaluations which consists of evaluation criteria used in annually observing classroom teachers.⁵⁴ The evaluation criteria must include indicators based on each of Florida Educator Accomplished Practices (FEAP) adopted in rule by the SBE.⁵⁵ For instructional personnel who are not classroom teachers, the evaluation criteria must be based on FEAP indicators and may include specific job expectations related to student support.⁵⁶

Instructional Leadership

Instructional leadership is a component of school administrator evaluations and consists of indicators based on each of the leadership standards adopted in rule by the SBE.⁵⁷

Professional and Job Responsibilities

The professional and job responsibilities component of an evaluation must include additional professional and job responsibilities as adopted in SBE rule.⁵⁸ District school boards may identify professional and job responsibilities in addition to those identified by the SBE.⁵⁹

Statewide Public School Accountability System

Florida's school grading system was created in 1999 as a part of substantial changes to the state's school improvement and accountability system.⁶⁰ The law designated school grade categories and specified the metrics used to measure school performance.⁶¹ School improvement ratings

⁵⁰ The student performance component for instructional personnel who are not classroom teachers may include student learning growth data and other measurable student outcomes specific to the position. Section 1012.34(1)(a)1.b., F.S.

⁵¹ Section 1012.34(3)(a)1.b., F.S.

⁵² Section 1012.34(3)(a)1.c., F.S.

⁵³ Section 1012.34(3)(a)1.c.

⁵⁴ Section 1012.34(3)(a)2., F.S.

⁵⁵ *Id.*

⁵⁶ *Id.*

⁵⁷ Section 1012.34(3)(a)3., F.S.

⁵⁸ Section 1012.34(3)(a)4., F.S.

⁵⁹ Section 1012.34(3)(a)4., F.S.

⁶⁰ Section 7 of chapter 99-398, L.O.F., *codified in* s. 229.57, F.S., *subsequently repealed by* s. 378, ch. 2002-387, L.O.F, and *codified in* s. 1008.34, F.S.

⁶¹ *Id.*

were also established in 1999⁶² as another measure of school accountability for schools that meet specified criteria.⁶³

School Grades

The measure of school accountability is the school grade.⁶⁴ The following letter grades are used to designate school performance.⁶⁵

- “A,” schools making excellent progress.
- “B,” schools making above average progress.
- “C,” schools making satisfactory progress.
- “D,” schools making less than satisfactory progress.
- “F,” schools failing to make adequate progress.

The basic school grade model used for elementary, middle, and high schools is based upon the percentage of total possible points earned by a school for student achievement scores on specified statewide, standardized assessments; student learning gains on statewide, standardized English Language Arts and mathematics assessments; and the improvement of the lowest 25 percent of students in the school in reading and mathematics.⁶⁶ School grades for middle schools and high schools are additionally customized as follows:

- School grades for middle schools include an additional component measuring the percentage of students passing high school level EOC assessments or attaining national industry certifications.⁶⁷
- High school grades are calculated by also including a school’s four-year graduation rate and the percentage of the school’s students who are eligible to earn college and career credit through accelerated courses or who attain national industry certifications.⁶⁸

The procedure for calculating the school grade and the scale used to determine a school grade are specified in SBE rule.⁶⁹

School Improvement Ratings

School improvement ratings are indicators of whether the performance of an alternative school that provides dropouts prevention and academic intervention services has improved, remained the same, or declined compared to the prior year, based on student learning gains on statewide standardized assessments.⁷⁰ Alternative schools and ESE centers may choose to receive a school improvement rating instead of a school grade.⁷¹ An alternative school that earns a school improvement rating receives one of the following ratings:⁷²

⁶² Section 7, ch. 99-398, L.O.F.

⁶³ Section 1008.341, F.S.

⁶⁴ Rule 6A-1.09981(3), F.A.C.

⁶⁵ Section 1008.34(2), F.S.; Rule 6A-1.09981(6)(a), F.A.C.

⁶⁶ Section 1008.34(3)(b)1., F.S.

⁶⁷ Section 1008.34(3)(b)i., F.S. The industry certifications must be identified in the Industry Certification Funding List adopted by the State Board of Education. *Id.*

⁶⁸ Section 1008.34(3)(b)2., F.S.

⁶⁹ Section 1008.34(3)(c)1., F.S.

⁷⁰ See s. 1008.341(2), F.S.; Rule 6A-1.099822(5)(b), F.A.C.

⁷¹ Sections 1008.341(2) and 1008.3415(1), F.S.

⁷² *Id.*

- “Commendable” – a significant percentage of the students attending the school are making learning gains;
- “Maintaining” – a sufficient percentage of the students attending the school are making learning gains; or
- “Unsatisfactory” – students attending are making less academic progress at the alternative school than when the students were served in their home schools.

School improvement ratings are based on the following two components:⁷³

- The percentage of eligible students who make learning gains in English Language Arts, as measured by statewide, standardized assessments; and
- The percentage of eligible students who make learning gains in mathematics, as measured by statewide, standardized assessments.

2014-2015 Transition Year

The 2013-2014 school year was the final year student performance results on statewide, standardized reading, writing, and mathematics assessments (aligned to an earlier set of academic standards)⁷⁴ were used to calculate school grades, school improvement ratings, and districts grades and evaluate public education personnel.⁷⁵

On February 18, 2014, the SBE adopted new state standards, called the Florida Standards, for English Language Arts and mathematics.⁷⁶ Through a competitive bid process, on March 17, 2014, the commissioner announced the selection of the American Institutes for Research to develop the statewide, standardized English Language Arts and mathematics assessments aligned to the Florida Standards.⁷⁷ The new English Language Arts and mathematics assessments are being administered for the first time during the 2014-2015 school year.⁷⁸

To facilitate Florida’s transition to the Florida Standards and associated assessments, the 2014 Legislature established the 2014-2015 school year as an informational baseline year for schools to work toward improved performance in future years.⁷⁹ The results of statewide, standardized assessments, including the Florida Standards assessments, administered in the spring of 2015 will be used to calculate school grades and school improvement ratings; however, schools will be held harmless and insulated from any penalty or reclassification that would otherwise result from the school’s 2014-2015 grade.⁸⁰ Consequently, a school will not be required to select an implement a turnaround option in the 2015-2016 school year based on the school’s 2014-2015

⁷³ Section 1008.341(3)(a) and (b), F.S.

⁷⁴ Statewide assessments include FCAT writing, FCAT 2.0, and end of course (EOC) assessments. See Section 1008.22, F.S.

⁷⁵ Florida Department of Education, *Just for Parents* (June/July 2014), available at <http://www.fldoe.org/core/fileparse.php/7743/urlt/0078176-junejuly.pdf>.

⁷⁶ Florida State Board of Education, *Minutes of February 18, 2014*, available at <http://www.fldoe.org/core/fileparse.php/5444/urlt/0074998-minutes.pdf>.

⁷⁷ Florida Department of Education, *With Students as Top Priority, Florida Chooses Replacement for FCAT*, Press Release (Mar. 17, 2014).

⁷⁸ Department of Education, *Florida Standards Assessments Information for Families*, available at <http://www.fsassessments.org/wp-content/uploads/2014/09/Florida-Family-Brochure-v6-2.pdf>.

⁷⁹ Section 1008.34(7), F.S.

⁸⁰ Section 1, ch. 2014-23, L.O.F.

grade or school improvement rating.⁸¹ Schools, based on grades calculated during the transition year, will be eligible to receive school recognition funds based on their performance.⁸²

III. Effect of Proposed Changes:

This bill impacts statutory accountability provisions related to the state's public school student assessment program, the educator performance evaluation system, and the statewide public school accountability system.

The bill maintains the statutorily provided 2014-2015 school year transition to the Florida Standards Assessments, including the suspension of negative consequences associated with school grades and school improvement ratings. Specifically, the bill makes the following adjustments to student assessment, performance evaluation requirements and school accountability.

Student Assessments

The bill:

- Reduces the number of statutorily-required assessments by eliminating the current requirement that a school district administer a local assessment for each course that is not assessed by a statewide, standardized assessment.
- Reduces the total time devoted to testing by adding a provision limiting the amount of time for test administration by limiting to no more than 5 percent of total school hours per student, per year, during a school year that a student can be required to take state-required and locally-required tests.⁸³
 - Exemptions are allowed to the 5 percent testing limit as follows: a parent may consent to additional assessments, students may take certain assessments, for use as end-of-course assessments⁸⁴ or to demonstrate college readiness,⁸⁵ and for a student with test accommodations via an Individual Education Plan (IEP) or English Language Learner (ELL) plan.⁸⁶
- Provides for timely information to teachers and parents by adding in law a provision requiring school districts to make student performance results on district-required local

⁸¹ *Id.*

⁸² *Id.*

⁸³ Instruction in a standard school for a full time student consists of at least 900 net hours for a student in grades 4-12, and 720 net hours for a student in kindergarten through grade 3. Section 1011.61(1)(a)1., F.S. The 5% testing limit thus equals 45 hours for grades 4-12 and 36 hours for kindergarten through grade 3.

⁸⁴ "The commissioner may select one or more nationally developed comprehensive examinations, which may include examinations for College Board Advanced Placement course, International Baccalaureate course, or Advanced International Certificate of Education course, or industry-approved examinations to earn national industry certifications identified in the Industry Certification Funding List, for use as EOC assessments." Section 1008.22(3)(b)4., F.S.

⁸⁵ Students may take the Florida Postsecondary Education Readiness Test (PERT), Accuplacer, SAT, or Enhanced ACT to demonstrate readiness to perform college-level work. Rule 6A-10.0315, F.A.C.

⁸⁶ The 5% testing limit does not interfere with a student's ability to take AP, IB, AICE, dual enrollment, industry certification, AAT and ACT assessments.

assessment available to the student's teachers and parents within 30 days of test administration.⁸⁷

- Requires the state to provide results of statewide, standardized assessments to parents and teachers within 30 days as a requirement of new or renewed state assessment contracts.
- Amends current law regarding mandatory assessments and progress monitoring by:
 - Removing the requirement to take the grade 11 Florida Standards Assessment (FSA) for English Language Arts.
 - Removing the grade 11 FSA for English Language Arts as a requirement to earn a scholar designation on a student's standard high school diploma.
 - Adding a requirement prohibiting administration of a local assessment if a statewide, standardized assessment is administered for the subject or grade level.
 - Removing the administration of the common placement test (e.g., Postsecondary Education Readiness Test or PERT) as a requirement in high school and makes the administration optional at the request of parents, adding authority for districts to administer SAT, ACT, or other alternative assessments, and removing the requirement for remedial instruction.⁸⁸
 - Removing the requirement for progress monitoring except for students performing at level 1 and level 2.
- Codifies the rollout schedule for statewide, standardized computer-based testing and paper testing options through the 2017-2018 school year.
- Requires independent verification of the psychometric validity of statewide, standardized assessments before the results can be used to determine third grade retention or high school graduation.
- Requires students who score in the bottom quintile of the grade 3 English Language Arts assessment to be identified as at-risk and provided with the appropriate intervention and support services.
- Adds a new requirement for the State Board of Education (SBE) to adopt in rule a notification form that districts must use to inform parents about third grade retention and mid-year promotion and high school graduation requirements and available options.⁸⁹

Performance Evaluation Requirements

The bill:

- Retains the ability for teachers and school administrators to receive performance pay adjustments, if they choose to have the student performance component of their performance evaluation based on a statewide or other standardized assessment, industry certification assessment, or a district-developed or selected assessment.

⁸⁷ There is no requirement in state law for a school district to provide results of such assessments to teachers, students or parents within a certain time frame.

⁸⁸ One result of the state's performance accountability system is a requirement that high school students who score Level 1 or 2 to complete an intensive remedial course the following year. Section 1002.4282(5)(a), F.S. Another result is a requirement that students who score less than Level 3 on the English Language Arts or Mathematics assessments to undergo progress monitoring. Section 1008.25, F.S.

⁸⁹ State law identifies grade 3 retention and midyear promotion requirements, and high school graduation requirements; however, it does not specifically require the Department of Education – either annually or contemporaneously with the provision of assessments results – to notify parents and students of such requirements in a clear and effective manner that is easily understood.

- Modifies the student performance component of teacher performance evaluations by lowering the component from at least 50 percent to at least 33 percent of a teacher's total performance evaluation, adding a requirement that the instructional practice component constitute at least 33 percent of a teacher's total performance evaluation, and adding a requirement that the professional and job responsibilities component constitute no more than 33 percent of a teacher's total performance evaluation.
- Authorizes the professional and job responsibilities component of a teacher's performance evaluation to utilize peer reviews.⁹⁰
- Allows personnel evaluations to be based on a proportion of a teacher's students or classes, instead of every class assigned to the teacher, except that student performance on statewide, standardized assessments must be included.
- Authorizes school districts to set performance standards for performance evaluation ratings of highly effective, effective, needs improvement, and unsatisfactory for their district. The Commissioner of Education must perform an analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the Department of Education using standards of performance adopted by the State Board of Education.
- Removes prescriptive language to allow district discretion on local assessments, including requirements for student growth formulas, not associated with statewide standardized assessments.

School Accountability

The bill creates, for schools and school districts that experience technical implementation issues during the 2014-2015 school year assessment, a one-time option for superintendents, with a majority vote of the district school board, to adopt a corrective action plan and seek approval from the State Board of Education to use the 2014-2015 school year test results for diagnostic and baseline purposes only.⁹¹ If approved, the school district forfeits designation as an academically-high performing school district, if applicable, and the school forfeits school recognition funding.

The bill also allows a school currently implementing a turnaround option to be released from these requirements if the school improves in the 2014-2015 transition year by at least one letter grade.

Florida Standards Assessment Administration

The bill requires that, if the Department of Education determines the administration of online assessments after January 1, 2015, does not comply with the minimum assessment protocols and

⁹⁰ Current law does not specifically authorize peer reviews to be utilized as part of the professional and job responsibilities evaluation component. Section 1012.34(3)(a)4., F.S.

⁹¹ Superintendents must annually certify certain readiness for state assessments. Florida Department of Education, *2014-2015 Computer-Based Assessment Certification Process*, available at <http://info.fldoe.org/docushare/dsweb/Get/Document-7126/dps-2014-122.pdf>. For the certification for the Spring 2015 Computer-Based Testing for the Florida Standards Assessment: 16 superintendents' certification forms contained an addendum, 19 superintendents requested an extension of time to file the certification, and 27 superintendents submitted the certification. E-mail, Florida Department of Education (February 16, 2016), on file Committee on Education Pre-K-12 staff.

requirements established by the department, the department will contract with an independent, auditing entity that has expertise in the area to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments. The bill also requires liquidated damages, if applicable in response to the administration of the spring 2015 Florida Standards Assessment administration, to be collected by the state and distributed to school districts as determined by the Legislature.

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:

Under the provisions of CS/CS/SB 616, the American Institute for Research (AIR) may be liable for liquidated damages, if determined applicable, as a result of issues associated with the spring 2015 Florida Standards Assessments administration.

C. Government Sector Impact:

The provisions of the bill which eliminate mandatory statewide assessments should result in a cost savings for the state. Based on information provided by the Department of Education, the elimination of the Grade 11 Florida Standards Assessment for English Language Arts should reduce state assessment costs by approximately \$1.5 million. By making the Postsecondary Education Readiness Test optional, rather than mandatory, the state assessment costs are projected to decrease by approximately \$200,000. In addition, school districts may experience a reduction in costs as a result of the reduction in local student assessments.

If liquidated damages are collected from AIR as a result of issues associated with the spring 2015 Florida Standards Assessments administration, the collected funds will be distributed to school districts as determined by the Legislature.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1001.03, 1003.4282, 1003.4285, 1008.22, 1008.24, 1008.25, 1008.30, 1008.34, 1011.62, 1012.22, 1012.34, and 1012.3401.

This bill repeals section 1012.3401 of the Florida Statutes.

This bill creates an undesignated section of the Florida law.

IX. 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 March 25, 2016:**

The committee substitute:

- Makes the use of peer reviews, student and parent survey responses, and other measure of instructional practice optional rather than required.
- Requires independent verification of the psychometric validity of statewide, standardized assessments before the results can be used to determine third grade retention or high school graduation.
- Requires students who score in the bottom quintile of the grade 3 English Language Arts assessment to be identified as at-risk and provided with the appropriate intervention and support services.
- Codifies the rollout schedule for statewide, standardized computer based testing and paper testing options through the 2016-2017 school year.
- Removes prescriptive language to allow district discretion on local assessments, including requirements for student growth formulas, not associated with statewide standardized assessments.
- Allows a school currently implementing a turnaround option to be excused from these requirements if the school improves in the 2014-2015 transition year by at least one letter grade.
- Repeals s. 1012.3401, F.S., related to outdated bonus awards for districts that implemented performance salary schedules ahead of time.
- Requires liquidated damages, if applicable in response to the administration of the spring 2015 Florida Standards Assessment administration, to be collected by the state and distributed to school districts as determined by the Legislature.

- Requires the state to provide results of statewide, standardized assessments to parents and teachers within 30 days as a requirement of new or renewed state assessment contracts.
- Allows personnel evaluations to be based on a proportion of a teacher's students or classes, instead of every class assigned to the teacher, except that student performance on statewide, standardized assessments must be included.
- Removes the requirement for multiple administrator observations for classroom teacher performance evaluations.
- Authorizes school districts to set performance standards for performance evaluation ratings of highly effective, effective, needs improvement, and unsatisfactory for their district. The Commissioner of Education must perform an analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the Department of Education using standards of performance adopted by the State Board of Educations.
- Requires that, if the Department of Education determines the administration of online assessments after January 1, 2015, does not comply with the minimum assessment protocols and requirements established by the department, the department will contract with an independent, auditing entity that has expertise in the area to evaluate the extent of the noncompliance and provide recommendations to remediate the noncompliance in future administrations of online assessments.

CS by Education Pre-K-12 on March 4, 2015:

The committee substitute makes the following changes to SB 616:

Student Assessments

- Clarifies that the 5 percent testing limit is per student per school year.
- Clarifies an exception to the five percent testing limit, so that students may take assessments associated with acceleration mechanisms and industry certifications and assessments to demonstrate college readiness.
- Adds an additional exception to the five percent testing limit by exempting test times associated with student Individual Education Plan (IEP) or English Language Learner (ELL) plan accommodations.
- Adds new requirement for districts to make student performance results on district-required local assessment available to the student's teachers and parents within 30 days of test administration.
- Adds a new requirement for the State Board of Education (SBE) to adopt in rule a notification form that districts must use to inform parents about third grade retention and mid-year promotion and high school graduation requirements and available options.
- Requires OPPAGA to conduct a year-long study, beginning no later than August 1, 2015, to assess the cost-effectiveness of the Department of Education leasing examination questions from American Institute for Research compares with using questions from an existing examination, and reporting the results to the President of the Senate and Speaker of the House of Representatives no later than December 1, 2016.

Performance Evaluation Requirements

- Modifies the student performance component of teacher performance evaluations by lowering the component from at least 40 percent to at least 33 percent of a teacher's total performance evaluation, increasing the instructional practice component from at least 30 percent to at least 33 percent, and increasing the professional and job responsibilities component percentage from no more than 30 percent to no more than 33 percent.
- Adds a new requirement that the instructional practice component of a teacher's performance evaluation have multiple observations by administrative personnel.
- Authorizes a new requirement that the professional and job responsibilities component of a teacher's performance evaluation to utilize peer reviews.

School Accountability

- Retains provision creating the one-time, district contingency option for the 2014-2015 school year with the following modifications:
 - Changes, from supermajority to majority vote of school board, the requirement to pursue SBE approval to pursue a waiver.
 - Limits the reason a district is authorized to request a waiver from any implementation failure to only a technical implementation failure.
 - Clarifies that a school board must adopt the corrective action plan submitted along with the district's waiver request to the SBE.

B. Amendments:

None.

By the Committee on Education Pre-K - 12; and Senator Legg

581-01943-15

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1 A bill to be entitled
 2 An act relating to education accountability; amending
 3 s. 1001.03, F.S.; revising the powers of the State
 4 Board of Education to require adoption of rules
 5 regarding notification forms for grade 3 retention and
 6 midyear promotion, and high school graduation
 7 requirements and options; amending s. 1008.22, F.S.;
 8 removing the requirement that English Language Arts
 9 statewide assessments be administered to students in
 10 grade 11; prohibiting a school district from
 11 administering a local assessment on a subject measured
 12 under a statewide assessment; requiring a school
 13 district to provide a student's performance results on
 14 local assessments within a specified timeframe;
 15 revising requirements for the administration of local
 16 assessments; transferring provisions relating to
 17 district school board policies regarding assessments;
 18 restricting the amount of school hours that a school
 19 district may dedicate to administer specified
 20 assessments; providing exceptions; requiring a school
 21 district to secure consent of a student's parent if
 22 school hours dedicated to the administration of local
 23 assessments exceed the threshold amount; authorizing a
 24 student to take an examination or assessment adopted
 25 pursuant to State Board of Education rule; revising
 26 requirements regarding the school district's adoption
 27 and publication of testing schedules; amending s.
 28 1008.25, F.S.; revising requirements for a district
 29 school board's comprehensive student progression plan;

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30 removing references regarding local assessments;
 31 revising requirements regarding instruction and
 32 reassessment of students who exhibit a reading
 33 deficiency; amending s. 1008.30, F.S.; specifying
 34 alternative assessments that may be accepted by public
 35 postsecondary educational institutions in lieu of the
 36 common placement test; revising requirements for state
 37 board rules regarding common placement testing;
 38 authorizing, rather than requiring, high schools to
 39 perform specified college readiness evaluations;
 40 amending s. 1008.34, F.S.; adding references to school
 41 improvement ratings; amending s. 1012.34, F.S.;
 42 revising the percentage thresholds for performance
 43 evaluation criteria for instructional personnel and
 44 school administrators; authorizing use of peer reviews
 45 under the professional and job responsibilities
 46 component of the evaluation; specifying standards for
 47 the content and the administration of local
 48 assessments; specifying requirements for eligibility
 49 of salary adjustments for instructional personnel or
 50 school administrators; requiring the state board to
 51 adopt rules by a certain date; amending s. 1012.3401,
 52 F.S.; revising the formula for a classroom teacher's
 53 or school administrator's performance evaluation;
 54 authorizing a school district to request approval from
 55 the state board to use student performance results on
 56 new statewide assessments for diagnostic and baseline
 57 purposes; requiring a district school superintendent
 58 to submit the waiver request to the Commissioner of

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59 Education; specifying required content of a waiver
60 request; requiring the commissioner to review and make
61 recommendations to the state board regarding each
62 waiver request; specifying conditions and requirements
63 for a school that is granted a waiver for the 2014-
64 2015 school year; providing for expiration; requiring
65 the Office of Program Policy Analysis and Government
66 Accountability (OPPAGA) to complete a study regarding
67 the leasing of examination questions; requiring OPPAGA
68 to submit a report summarizing the study findings to
69 the Legislature by a specified date; amending ss.
70 1003.4282, 1003.4285, and 1012.22, F.S.; conforming
71 provisions to changes made by the act; providing an
72 effective date.

73
74 Be It Enacted by the Legislature of the State of Florida:

75 Section 1. Subsection (18) is added to section 1001.03,
76 Florida Statutes, to read:

77 1001.03 Specific powers of State Board of Education.—
78 (18) PUBLICATION OF GRADE 3 RETENTION AND MIDYEAR PROMOTION
79 AND HIGH SCHOOL GRADUATION REQUIREMENTS AND OPTIONS.—The State
80 Board of Education shall adopt by rule:

81 (a) A notification form that clearly identifies for parents
82 and students the grade 3 retention and midyear promotion
83 requirements, processes, and options, as well as the high school
84 graduation requirements, processes, and options. The rule must
85 require school districts to publish this notification form on
86 their websites and include the form in annual student handbooks.
87

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88 (b) A requirement that school districts attach the
89 notification form when providing student performance results to
90 parents on statewide, standardized assessments administered
91 pursuant to ss. 1002.69, 1003.56, and 1008.22.

92 Section 2. Paragraph (a) of subsection (3) and subsection
93 (6) of section 1008.22, Florida Statutes, are amended to read:

94 1008.22 Student assessment program for public schools.—

95 (3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The
96 Commissioner of Education shall design and implement a
97 statewide, standardized assessment program aligned to the core
98 curricular content established in the Next Generation Sunshine
99 State Standards. The commissioner also must develop or select
100 and implement a common battery of assessment tools that will be
101 used in all juvenile justice education programs in the state.
102 These tools must accurately measure the core curricular content
103 established in the Next Generation Sunshine State Standards.
104 Participation in the assessment program is mandatory for all
105 school districts and all students attending public schools,
106 including adult students seeking a standard high school diploma
107 under s. 1003.4282 and students in Department of Juvenile
108 Justice education programs, except as otherwise provided by law.
109 If a student does not participate in the assessment program, the
110 school district must notify the student's parent and provide the
111 parent with information regarding the implications of such
112 nonparticipation. The statewide, standardized assessment program
113 shall be designed and implemented as follows:

114 (a) *Statewide, standardized comprehensive assessments.*—The
115 statewide, standardized Reading assessment shall be administered
116 annually in grades 3 through 10. The statewide, standardized

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117 Writing assessment shall be administered annually at least once
 118 at the elementary, middle, and high school levels. When the
 119 Reading and Writing assessments are replaced by English Language
 120 Arts (ELA) assessments, ELA assessments shall be administered to
 121 students in grades 3 through 10 ~~11~~. Retake opportunities for the
 122 grade 10 Reading assessment or, upon implementation, the grade
 123 10 ELA assessment must be provided. Students taking the ELA
 124 assessments shall not take the statewide, standardized
 125 assessments in Reading or Writing. ELA assessments shall be
 126 administered online. The statewide, standardized Mathematics
 127 assessments shall be administered annually in grades 3 through
 128 8. Students taking a revised Mathematics assessment shall not
 129 take the discontinued assessment. The statewide, standardized
 130 Science assessment shall be administered annually at least once
 131 at the elementary and middle grades levels. In order to earn a
 132 standard high school diploma, a student who has not earned a
 133 passing score on the grade 10 Reading assessment or, upon
 134 implementation, the grade 10 ELA assessment must earn a passing
 135 score on the assessment retake or earn a concordant score as
 136 authorized under subsection (7).

137 (6) LOCAL ASSESSMENTS.—

138 (a) Measurement of student performance in all subjects and
 139 grade levels, except those subjects and grade levels measured
 140 under the statewide, standardized assessment program described
 141 in this section, is the responsibility of the school districts.
 142 However, a school district may not administer a local assessment
 143 for subjects and grade levels that are measured under the
 144 statewide, standardized end-of-course assessments. A school
 145 district must provide a student's performance results on

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146 district-required local assessments to the student's teachers
 147 and parents within 30 days after administering such assessments.

148 ~~(b) Except for those subjects and grade levels measured~~
 149 ~~under the statewide, standardized assessment program, beginning~~
 150 ~~with the 2014 2015 school year, each school district shall~~
 151 ~~administer for each course offered in the district a local~~
 152 ~~assessment that measures student mastery of course content at~~
 153 ~~the necessary level of rigor for the course. As adopted pursuant~~
 154 ~~to State Board of Education rule, course content is set forth in~~
 155 ~~the state standards required by s. 1003.41 and in the course~~
 156 ~~description. Local assessments may include:~~

157 ~~1. Statewide assessments.~~

158 ~~2. Other standardized assessments, including nationally~~
 159 ~~recognized standardized assessments.~~

160 ~~3. Industry certification assessments.~~

161 ~~4. District-developed or district-selected end-of-course~~
 162 ~~assessments.~~

163 ~~5. Teacher-selected or principal-selected assessments.~~

164 ~~(c) Each district school board must adopt policies for~~
 165 ~~selection, development, administration, and scoring of local~~
 166 ~~assessments and for collection of assessment results. Local~~
 167 ~~assessments implemented under subparagraphs (b) 4. and 5. may~~
 168 ~~include a variety of assessment formats, including, but not~~
 169 ~~limited to, project-based assessments, adjudicated performances,~~
 170 ~~and practical application assignments. For all English Language~~
 171 ~~Arts, mathematics, science, and social studies courses offered~~
 172 ~~in the district that are used to meet graduation requirements~~
 173 ~~under s. 1002.3105, s. 1003.4281, or s. 1003.4282 and that are~~
 174 ~~not otherwise assessed by statewide, standardized assessments,~~

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175 ~~the district school board must select the assessments described~~
 176 ~~in subparagraphs (b)1.-4.~~

177 ~~(e)~~ The Commissioner of Education shall identify methods to
 178 assist and support districts in the development and acquisition
 179 of local assessments ~~required under this subsection~~. Methods may
 180 include developing item banks, facilitating the sharing of
 181 developed tests among school districts, acquiring assessments
 182 from state and national curriculum-area organizations, and
 183 providing technical assistance in best professional practices of
 184 test development based upon state-adopted curriculum standards,
 185 administration, and security.

186 (c) ~~(e)~~ Each school district shall establish schedules for
 187 the administration of any district-required local ~~district-~~
 188 ~~mandated~~ assessment and approve the schedules as an agenda item
 189 at a district school board meeting. A school district may not
 190 schedule more than 5 percent of a student's total school hours
 191 in a school year to administer statewide, standardized
 192 assessments and district-required local assessments. The
 193 district must secure written consent from a student's parent
 194 before administering district-required local assessments that,
 195 after applicable statewide, standardized assessments are
 196 scheduled, exceed the 5 percent test administration limit for
 197 that student under this paragraph. The 5 percent test
 198 administration limit for a student under this paragraph may be
 199 exceeded as needed to provide test accommodations that are
 200 required by an IEP or are appropriate for an English language
 201 learner who is currently receiving services in a program
 202 operated in accordance with an approved English language learner
 203 district plan pursuant to s. 1003.56. Notwithstanding this

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204 paragraph, a student may choose within a school year to take an
 205 examination or assessment adopted by State Board of Education
 206 rule pursuant to this section and ss. 1007.27, 1008.30, and
 207 1008.44. The school district shall adopt its ~~publish the~~ testing
 208 schedule for statewide, standardized assessments and district
 209 required local assessments ~~schedules on its website~~, clearly
 210 specifying the estimates of average time for administering each
 211 assessment by grade level. The district must publish on its
 212 website ~~district-mandated assessments~~, and report the schedules
 213 to the Department of Education, in a format prescribed by the
 214 department, by October 1 of each year.

215 Section 3. Paragraph (b) of subsection (2), subsections (3)
 216 and (4), paragraphs (a) and (c) of subsection (5), and paragraph
 217 (a) of subsection (8) of section 1008.25, Florida Statutes, are
 218 amended to read:

219 1008.25 Public school student progression; remedial
 220 instruction; reporting requirements.-

221 (2) COMPREHENSIVE STUDENT PROGRESSION PLAN.-Each district
 222 school board shall establish a comprehensive plan for student
 223 progression which must:

224 (b) Identify the ~~Provide~~ specific levels of performance in
 225 reading, writing, science, and mathematics for each grade level,
 226 ~~including the levels of performance on the statewide,~~
 227 standardized assessments required by s. 1008.22 as defined by
 228 the commissioner, below which a student, pursuant to subsection
 229 (4), must receive remediation or be retained within an intensive
 230 program that is different from the previous year's program and
 231 that takes into account the student's learning style.

232 (3) ALLOCATION OF RESOURCES.-District school boards shall

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233 allocate remedial and supplemental instruction resources to
 234 students in the following priority:

235 (a) Students who are deficient in reading by the end of
 236 grade 3.

237 (b) Students who fail to meet performance levels required
 238 for promotion consistent with the district school board's plan
 239 for student progression ~~required in paragraph (2) (b)~~.

240 (4) ASSESSMENT AND REMEDIATION.—

241 (a) Each student must participate in the statewide,
 242 standardized assessment program required by s. 1008.22. Each
 243 student who ~~does not meet specific levels of performance on the~~
 244 ~~required assessments as determined by the district school board~~
 245 ~~or who scores below Level 3 on the statewide, standardized~~
 246 Reading assessment or, upon implementation, the English Language
 247 Arts assessment or on the statewide, standardized Mathematics
 248 assessments in grades 3 through 8 and the Algebra I EOC
 249 assessment must be provided with additional diagnostic
 250 assessments to determine the nature of the student's difficulty,
 251 the areas of academic need, and strategies for appropriate
 252 intervention and instruction as described in paragraph (b).

253 (b) The school in which the student is enrolled must
 254 develop, in consultation with the student's parent, and must
 255 implement a progress monitoring plan. A progress monitoring plan
 256 is intended to provide the school district and the school
 257 flexibility in meeting the academic needs of the student and to
 258 reduce paperwork. A student who is not meeting the ~~school~~
 259 ~~district or~~ state requirements for proficiency in reading and
 260 mathematics shall be covered by one of the following plans to
 261 target instruction and identify ways to improve his or her

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262 academic achievement:

263 1. A federally required student plan such as an individual
 264 education plan;

265 ~~2. A schoolwide system of progress monitoring for all~~
 266 ~~students,~~ or

267 2.3. An individualized progress monitoring plan.

268

269 The plan chosen must be designed to assist the student ~~or the~~
 270 ~~school~~ in meeting state ~~and district~~ expectations for
 271 proficiency. If the student has been identified as having a
 272 deficiency in reading, the K-12 comprehensive reading plan
 273 required by s. 1011.62(9) shall include instructional and
 274 support services to be provided to meet the desired levels of
 275 performance. District school boards may require low-performing
 276 students to attend remediation programs held before or after
 277 regular school hours or during the summer if transportation is
 278 provided.

279 (c) Upon subsequent evaluation, if the documented
 280 deficiency has not been remediated, the student may be retained.
 281 Each student who does not meet the minimum performance
 282 expectations identified in paragraph (2) (b) defined by the
 283 ~~Commissioner of Education for the statewide assessment tests in~~
 284 ~~reading, writing, science, and mathematics~~ must continue to be
 285 provided with remedial or supplemental instruction until the
 286 expectations are met or the student graduates from high school
 287 or is not subject to compulsory school attendance.

288 (5) READING DEFICIENCY AND PARENTAL NOTIFICATION.—

289 (a) Any student who exhibits a substantial deficiency in
 290 reading, based upon ~~locally determined or~~ statewide assessments

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291 conducted in kindergarten or grade 1, grade 2, or grade 3, such
 292 as the statewide kindergarten screening administered under s.
 293 1002.69 and subsequent related reading readiness screening ~~or~~
 294 ~~through teacher observations~~, must be given intensive reading
 295 instruction immediately following the identification of the
 296 reading deficiency. The student's reading proficiency must be
 297 reassessed ~~by locally determined assessments or through teacher~~
 298 ~~observations at the beginning of the grade following the~~
 299 ~~intensive reading instruction~~. The student must continue to be
 300 provided with intensive reading instruction until the reading
 301 deficiency is remedied.

302 (c) The parent of any student who exhibits a substantial
 303 deficiency in reading, as described in paragraph (a), must be
 304 notified in writing of the following:

305 1. That his or her child has been identified as having a
 306 substantial deficiency in reading.

307 2. A description of the current services that are provided
 308 to the child.

309 3. A description of the proposed supplemental instructional
 310 services and supports that will be provided to the child that
 311 are designed to remediate the identified area of reading
 312 deficiency.

313 4. That if the child's reading deficiency is not remediated
 314 by the end of grade 3, the child must be retained unless he or
 315 she is exempt from mandatory retention for good cause.

316 5. Strategies for parents to use in helping their child
 317 succeed in reading proficiency.

318 6. That the statewide, standardized assessment required
 319 under s. 1008.22 for grade 3 Florida Comprehensive Assessment

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320 ~~Test (FCAT)~~ is not the sole determiner of promotion and that
 321 additional evaluations, portfolio reviews, and assessments are
 322 available to the child to assist parents and the school district
 323 in knowing when a child is reading at or above grade level and
 324 ready for grade promotion.

325 7. The district's specific criteria and policies for a
 326 portfolio as provided in subparagraph (6)(b)4. and the evidence
 327 required for a student to demonstrate mastery of Florida's
 328 academic standards for English Language Arts. A parent of a
 329 student in grade 3 who is identified anytime during the year as
 330 being at risk of retention may request that the school
 331 immediately begin collecting evidence for a portfolio.

332 8. The district's specific criteria and policies for
 333 midyear promotion. Midyear promotion means promotion of a
 334 retained student at any time during the year of retention once
 335 the student has demonstrated ability to read at grade level.

336 (8) ANNUAL REPORT.—

337 (a) In addition to the requirements in paragraph (5)(b),
 338 each district school board must annually report to the parent of
 339 each student the progress of the student toward achieving state
 340 ~~and district~~ expectations for proficiency in reading, writing,
 341 science, and mathematics. The district school board must report
 342 to the parent the student's results on each statewide assessment
 343 test. The evaluation of each student's progress must be based
 344 upon the student's classroom work, observations, tests, district
 345 and state assessments, and other relevant information. Progress
 346 reporting must be provided to the parent in writing in a format
 347 adopted by the district school board.

348 Section 4. Subsections (1) and (3) of section 1008.30,

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349 Florida Statutes, are amended to read:

350 1008.30 Common placement testing for public postsecondary
351 education.—

352 (1) The State Board of Education, in conjunction with the
353 Board of Governors, shall develop and implement a common
354 placement test for the purpose of assessing the basic
355 computation and communication skills of students who intend to
356 enter a degree program at any public postsecondary educational
357 institution. Alternative assessments, such as the SAT, ACT, and
358 other assessments identified by rule, that may be accepted in
359 lieu of the common placement test ~~shall also be identified in~~
360 ~~rule~~. Public postsecondary educational institutions shall
361 provide appropriate modifications of the test instruments or
362 test procedures for students with disabilities.

363 (3) The State Board of Education shall adopt rules that
364 authorize require high schools, at the request of a parent, to
365 evaluate before the beginning of grade 12 the college readiness
366 of ~~a each~~ student who scores Level 2 or Level 3 on grade 10 FCAT
367 Reading or the English Language Arts assessment under s.
368 1008.22, as applicable, or Level 2, Level 3, or Level 4 on the
369 Algebra I assessment under s. 1008.22. High schools may shall
370 perform this evaluation using results from the corresponding
371 component of the common placement test prescribed in this
372 section, or an alternative test identified by the State Board of
373 Education, such as the SAT, ACT, and other assessments
374 identified by rule. The high school shall use the results of the
375 test to advise the students of any identified deficiencies and
376 to recommend provide 12th grade students , and require them to
377 ~~complete,~~ appropriate postsecondary preparatory instruction

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378 before high school graduation as an option to 12th grade
379 students. The curriculum provided under this subsection shall be
380 identified in rule by the State Board of Education and encompass
381 Florida's Postsecondary Readiness Competencies. Other elective
382 courses may not be substituted for the selected postsecondary
383 mathematics, reading, writing, or English Language Arts
384 preparatory course unless the elective course covers the same
385 competencies included in the postsecondary mathematics, reading,
386 writing, or English Language Arts preparatory course.

387 Section 5. Subsection (7) of section 1008.34, Florida
388 Statutes, is amended to read:

389 1008.34 School grading system; school report cards;
390 district grade.—

391 (7) TRANSITION.—School grades pursuant to this section and
392 school improvement ratings pursuant to s. 1008.341 for the 2013-
393 2014 school year shall be calculated based on statutes and rules
394 in effect on June 30, 2014. To assist in the transition to 2014-
395 2015 school grades and school improvement ratings, calculated
396 based on new statewide, standardized assessments administered
397 pursuant to s. 1008.22, the 2014-2015 school grades and school
398 improvement ratings shall serve as an informational baseline for
399 schools to work toward improved performance in future years.
400 Accordingly, notwithstanding any other provision of law:

401 (a) A school may not be required to select and implement a
402 turnaround option pursuant to s. 1008.33 in the 2015-2016 school
403 year based on the school's 2014-2015 grade or school improvement
404 rating under s. 1008.341, as applicable.

405 (b)1. A school or approved provider under s. 1002.45 that
406 receives the same or a lower school grade or school improvement

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 407 rating for the 2014-2015 school year compared to the 2013-2014
 408 school year is not subject to sanctions or penalties that would
 409 otherwise occur as a result of the 2014-2015 school grade or
 410 rating. A charter school system or a school district designated
 411 as high performing may not lose the designation based on the
 412 2014-2015 school grades of any of the schools within the charter
 413 school system or school district, as applicable.

414 2. The Florida School Recognition Program established under
 415 s. 1008.36 shall continue to be implemented as otherwise
 416 provided in the General Appropriations Act.

417 (c) For purposes of determining grade 3 retention pursuant
 418 to s. 1008.25(5) and high school graduation pursuant to s.
 419 1003.4282, student performance on the 2014-2015 statewide,
 420 standardized assessments shall be linked to 2013-2014 student
 421 performance expectations.

422 This subsection is repealed July 1, 2017.

423 Section 6. Paragraph (a) of subsection (3) and subsections
 424 (7) and (8) of section 1012.34, Florida Statutes, are amended to
 425 read:

426 1012.34 Personnel evaluation procedures and criteria.—

427 (3) EVALUATION PROCEDURES AND CRITERIA.—Instructional
 428 personnel and school administrator performance evaluations must
 429 be based upon the performance of students assigned to their
 430 classrooms or schools, as provided in this section. Pursuant to
 431 this section, a school district's performance evaluation is not
 432 limited to basing unsatisfactory performance of instructional
 433 personnel and school administrators solely upon student
 434 performance, but may include other criteria approved to evaluate
 435

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 436 instructional personnel and school administrators' performance,
 437 or any combination of student performance and other approved
 438 criteria. Evaluation procedures and criteria must comply with,
 439 but are not limited to, the following:

440 (a) A performance evaluation must be conducted for each
 441 employee at least once a year, except that a classroom teacher,
 442 as defined in s. 1012.01(2)(a), excluding substitute teachers,
 443 who is newly hired by the district school board must be observed
 444 and evaluated at least twice in the first year of teaching in
 445 the school district. The performance evaluation must be based
 446 upon sound educational principles and contemporary research in
 447 effective educational practices. The evaluation criteria must
 448 include:

449 1. Performance of students.—At least 33 ~~50~~ percent of a
 450 performance evaluation must be based upon data and indicators of
 451 student learning growth assessed annually by statewide
 452 assessments or, for subjects and grade levels not measured by
 453 statewide assessments, by school district assessments pursuant
 454 to subsection (7) as provided in s. 1008.22(6). Each school
 455 district must use the formula adopted pursuant to paragraph
 456 (7)(a) for measuring student learning growth in all courses
 457 associated with statewide assessments and must select an equally
 458 appropriate formula for measuring student learning growth for
 459 all other grades and subjects, except as otherwise provided in
 460 subsection (7).

461 a. For classroom teachers, as defined in s. 1012.01(2)(a),
 462 excluding substitute teachers, the student learning growth
 463 portion of the evaluation must include growth data for students
 464 assigned to the teacher over the course of at least 3 years. If

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465 less than 3 years of data are available, the years for which
466 data are available must be used and the percentage of the
467 evaluation based upon student learning growth may be reduced to
468 not less than 30 ~~40~~ percent.

469 b. For instructional personnel who are not classroom
470 teachers, the student learning growth portion of the evaluation
471 must include growth data on statewide assessments for students
472 assigned to the instructional personnel over the course of at
473 least 3 years, or may include a combination of student learning
474 growth data and other measurable student outcomes that are
475 specific to the assigned position, provided that the student
476 learning growth data accounts for not less than 30 percent of
477 the evaluation. If less than 3 years of student growth data are
478 available, the years for which data are available must be used
479 and the percentage of the evaluation based upon student learning
480 growth may be reduced to not less than 20 percent.

481 c. For school administrators, the student learning growth
482 portion of the evaluation must include growth data for students
483 assigned to the school over the course of at least 3 years. If
484 less than 3 years of data are available, the years for which
485 data are available must be used and the percentage of the
486 evaluation based upon student learning growth may be reduced to
487 not less than 30 ~~40~~ percent.

488 2. Instructional practice.—At least 33 percent of a
489 performance evaluation ~~criteria used~~ when annually observing
490 classroom teachers, as defined in s. 1012.01(2)(a), excluding
491 substitute teachers, must include indicators based upon each of
492 the Florida Educator Accomplished Practices adopted by the State
493 Board of Education. Multiple observations must be used by

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494 administrative personnel to evaluate the performance of each
495 classroom teacher. For instructional personnel who are not
496 classroom teachers, evaluation criteria must be based upon
497 indicators of the Florida Educator Accomplished Practices and
498 may include specific job expectations related to student
499 support.

500 3. Instructional leadership.—At least 30 percent of a
501 performance evaluation for school administrators, evaluation
502 criteria must include indicators based upon each of the
503 leadership standards adopted by the State Board of Education
504 under s. 1012.986, including performance measures related to the
505 effectiveness of classroom teachers in the school, the
506 administrator's appropriate use of evaluation criteria and
507 procedures, recruitment and retention of effective and highly
508 effective classroom teachers, improvement in the percentage of
509 instructional personnel evaluated at the highly effective or
510 effective level, and other leadership practices that result in
511 student learning growth. The system may include a means to give
512 parents and instructional personnel an opportunity to provide
513 input into the administrator's performance evaluation.

514 4. Professional and job responsibilities.—For instructional
515 personnel and school administrators, no more than 33 percent of
516 a performance evaluation must include other professional and job
517 responsibilities ~~must be included~~ as adopted by the State Board
518 of Education. The district school board may identify additional
519 professional and job responsibilities. Peer reviews may be used
520 for this component.

521 (7) MEASUREMENT OF STUDENT LEARNING GROWTH; STATE AND LOCAL
522 ASSESSMENTS.—

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523 (a) The Commissioner of Education shall approve a formula
 524 to measure individual student learning growth on the statewide,
 525 standardized assessments in English Language Arts and
 526 mathematics administered under s. 1008.22. The formula must take
 527 into consideration each student's prior academic performance.
 528 The formula must not set different expectations for student
 529 learning growth based upon a student's gender, race, ethnicity,
 530 or socioeconomic status. In the development of the formula, the
 531 commissioner shall consider other factors such as a student's
 532 attendance record, disability status, or status as an English
 533 language learner. The commissioner shall select additional
 534 formulas as appropriate for the remainder of the statewide
 535 assessments included under s. 1008.22 and continue to select
 536 formulas as new assessments are implemented in the state system.
 537 After the commissioner approves the formula to measure
 538 individual student learning growth, the State Board of Education
 539 shall adopt these formulas in rule.

540 (b) For courses associated with the statewide, standardized
 541 assessments under s. 1008.22, each school district shall measure
 542 student learning growth using the formulas approved by the
 543 commissioner under paragraph (a) ~~for courses associated with the~~
 544 ~~statewide, standardized assessments administered under s.~~
 545 ~~1008.22~~ no later than the school year immediately following the
 546 year the formula is approved by the commissioner.

547 (c) For grades and subjects not assessed by statewide,
 548 standardized assessments, but otherwise locally assessed
 549 pursuant to paragraph (d) as required under s. 1008.22(6), each
 550 school district shall measure performance of students using a
 551 methodology determined by the district. The department shall

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552 provide models for measuring performance of students which
 553 school districts may adopt. However, for a course that is not
 554 measured by a statewide, standardized assessment:

555 ~~1.(c) For a course that is not measured by a statewide,~~
 556 ~~standardized assessment,~~ A school district may request, through
 557 the evaluation system approval process, to use a student's
 558 achievement level rather than student learning growth if
 559 achievement is demonstrated to be a more appropriate measure of
 560 classroom teacher performance. A school district may also
 561 request to use a combination of student learning growth and
 562 achievement, if appropriate.

563 ~~2.(d) For a course that is not measured by a statewide,~~
 564 ~~standardized assessment,~~ A school district may request, through
 565 the evaluation system approval process, that the performance
 566 evaluation for the classroom teacher assigned to that course
 567 include the learning growth of his or her students on one or
 568 more statewide, standardized assessments. The request must
 569 clearly explain the rationale supporting the request.

570 ~~3.(e) For purposes of this section and only for the 2014-~~
 571 ~~2015 school year,~~ a school district may use measurable learning
 572 targets on local assessments administered under paragraph (d)
 573 and s. 1008.22(6) to evaluate the performance of students
 574 portion of a classroom teacher's evaluation ~~for courses that are~~
 575 ~~not assessed by statewide, standardized assessments.~~ Learning
 576 targets must be approved by the school principal. A district
 577 school superintendent may assign to instructional personnel in
 578 an instructional team the student learning growth of the
 579 instructional team's students on statewide assessments. This
 580 subparagraph ~~paragraph~~ expires July 1, 2015.

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581 (d)1. Pursuant to s. 1008.22(6), school districts are
 582 responsible for the measurement of student performance in all
 583 subjects and grade levels, except those subjects and grade
 584 levels measured under the statewide, standardized assessment
 585 program. For subjects and grade levels not measured under the
 586 statewide, standardized program, each school district is
 587 responsible for administering local assessments that measure
 588 student mastery of course content at the necessary level of
 589 rigor. A school district may not administer a local assessment
 590 for subjects and grade levels that are measured under the
 591 statewide, standardized end-of-course assessments. As adopted
 592 pursuant to State Board of Education rule, course content is set
 593 forth in the state standards required by s. 1003.41 and in the
 594 course description. Local assessments may include:

595 a. Statewide assessments.
 596 b. Other standardized assessments, including nationally
 597 recognized standardized assessments.
 598 c. Industry certification assessments.
 599 d. District-developed or district-selected assessments.
 600 e. Teacher-selected or principal-selected assessments.

601 2. Each district school board must adopt policies for
 602 selection, development, administration, and scoring of district-
 603 required local assessments and for collection of assessment
 604 results. The school district must provide a student's
 605 performance results on local assessments to the student's
 606 teachers and parents within 30 days after administering such
 607 assessments. Local assessments may include a variety of
 608 assessment formats, including, but not limited to, project-based
 609 assessments, adjudicated performances, and practical application

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610 assignments. For all English Language Arts, mathematics,
 611 science, and social studies courses offered in the district
 612 which are used to meet graduation requirements under s.
 613 1002.3105, s. 1003.4281, or s. 1003.4282 and which are not
 614 otherwise assessed by statewide, standardized assessments, the
 615 district school board must select the assessments described in
 616 sub-subparagraphs (d)1.a.-d. For an instructional personnel
 617 employee or school administrator to be eligible for salary
 618 adjustment under the performance salary schedule, pursuant to s.
 619 1012.22, the student performance component of his or her
 620 performance evaluation must be based on an assessment described
 621 in sub-subparagraphs (d)1.a.-d. using a methodology determined
 622 by the school district pursuant to paragraph (c).

623 (8) RULEMAKING.—No later than August 1, 2015, the State
 624 Board of Education shall adopt rules pursuant to ss. 120.536(1)
 625 and 120.54 which establish uniform procedures for the
 626 submission, review, and approval of district evaluation systems
 627 and reporting requirements for the annual evaluation of
 628 instructional personnel and school administrators; specific,
 629 discrete standards for each performance level required under
 630 subsection (2) to ensure clear and sufficient differentiation in
 631 the performance levels and to provide consistency in meaning
 632 across school districts; the measurement of student learning
 633 growth and associated implementation procedures required under
 634 subsection (7); and a process for monitoring school district
 635 implementation of evaluation systems in accordance with this
 636 section. Specifically, the rules shall establish student
 637 performance levels that if not met will result in the employee
 638 receiving an unsatisfactory performance evaluation rating. In

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639 like manner, the rules shall establish a student performance
640 level that must be met in order for an employee to receive a
641 highly effective rating and a student learning growth standard
642 that must be met in order for an employee to receive an
643 effective rating.

644 Section 7. Section 1012.3401, Florida Statutes, is amended
645 to read:

646 1012.3401 Requirements for measuring student performance in
647 instructional personnel and school administrator performance
648 evaluations; performance evaluation of personnel for purposes of
649 performance salary schedule.-Notwithstanding any provision to
650 the contrary in ss. 1012.22 and 1012.34 regarding the
651 performance salary schedule and personnel evaluation procedures
652 and criteria:

653 (1) At least 33 ~~50~~ percent of a classroom teacher's or
654 school administrator's performance evaluation, ~~or 40 percent if~~
655 ~~less than 3 years of student performance data are available,~~
656 shall be based upon learning growth or achievement of the
657 teacher's students or, for a school administrator, the students
658 attending that school; the remaining portion shall be based upon
659 factors identified in district-determined, state-approved
660 evaluation system plans. Student achievement measures for
661 courses associated with statewide assessments may be used only
662 if a statewide growth formula has not been approved for that
663 assessment or, for courses associated with school district
664 assessments, if achievement is demonstrated to be a more
665 appropriate measure of teacher performance.

666 (2) The student performance data used in the performance
667 evaluation of nonclassroom instructional personnel shall be

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668 based on student outcome data that reflects the actual
669 contribution of such personnel to the performance of the
670 students assigned to the individual in the individual's areas of
671 responsibility.

672 (3) For purposes of the performance salary schedule in s.
673 1012.22, the student assessment data in the performance
674 evaluation must be from statewide assessments or local district-
675 ~~determined~~ assessments pursuant to ss. 1008.22(6) and 1012.34(7)
676 ~~as required in s. 1008.22(6)~~ in the subject areas taught.

677 Section 8. School district contingency plan.-
678 Notwithstanding s. 1008.34(7), Florida Statutes, a school
679 district may, by majority vote of the district school board,
680 request approval from the State Board of Education to waive all
681 requirements and benefits outlined in ss. 1008.34(7), 1008.36,
682 and 1003.621, Florida Statutes, and instead use results from
683 student performance on the new statewide, standardized
684 assessments administered in the 2014-2015 school year pursuant
685 to s. 1008.22, Florida Statutes, for diagnostic and baseline
686 purposes only.

687 (1) A school district's request must be submitted to the
688 Commissioner of Education by the school district superintendent,
689 during the period from the last day of administration of
690 statewide, standardized assessments through June 5, 2015, in
691 accordance with the guidelines established by the commissioner.
692 At a minimum, the request, must include identification of:

693 (a) The scope of the request, to apply either to the school
694 district or to a school or certain schools within the school
695 district. The request must be made at a district or school
696 level. The request may not be made at a grade level, a subject-

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697 area level, or another level.

698 (b) The reason for the request, including a description of
 699 the systemic or unique technical implementation failure.
 700 Quantifiable data substantiating the reason for such failure
 701 must accompany the request. A school district's inability to
 702 assess the minimum percentage of students pursuant to ss.
 703 1008.34 and 1008.341, Florida Statutes, does not constitute a
 704 reasonable justification for requesting the waiver under this
 705 section.

706 (c) The school district's corrective action plan, which has
 707 been adopted by the district school board, and certification
 708 that the identified technical implementation failure must be
 709 resolved in time for successful administration of the statewide,
 710 standardized assessments during the 2015-2016 school year and
 711 each school year thereafter. The district must identify how the
 712 district plans to allocate resources and technical assistance
 713 that the district needs from the Department of Education to
 714 facilitate the district's successful resolution of technical
 715 deficiencies.

716 (d) The school district's plan for using the diagnostic
 717 data to facilitate continuous improvement in student performance
 718 and the effectiveness of schools, instructional personnel, and
 719 school administrators; public reporting on the performance of
 720 students, schools, and the district; and informing parents about
 721 instruction associated with remediation and retention and
 722 options available to students including acceleration,
 723 graduation, and school choice. The district must also describe
 724 its plans for implementing student progression plans,
 725 performance evaluations of instructional personnel and school

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726 administrators, performance salary schedule requirements, and
 727 other uses as identified by the commissioner.

728 (2) The commissioner shall review each request for a waiver
 729 and consult with the applicable school district superintendent.
 730 The commissioner shall make, and provide reasons for,
 731 recommendations to the State Board of Education regarding
 732 granting or denying a request for waiver. The state board may
 733 consider recommendations made by the commissioner to approve or
 734 deny school district requests. Notwithstanding any other
 735 provision of law, the commissioner's recommendation to approve a
 736 request may, after consultation with the school district
 737 superintendent, include conditional requirements that must apply
 738 if approved by the state board. The decision of the state board,
 739 including any modifications adopted by the state board, is
 740 final.

741 (3) For only the 2014-2015 school year, if a waiver is
 742 granted under this section:

743 (a) A school or a school district may not receive a school
 744 grade, school improvement rating, or school district grade, as
 745 applicable.

746 (b) A school may, at the school district's discretion,
 747 choose to use new statewide, standardized assessment results in
 748 performance evaluations of instructional personnel and school
 749 administrators.

750 (c) A school district shall continue to have its student
 751 performance results included in the statewide, standardized
 752 assessment results published by the department pursuant to s.
 753 1008.22, Florida Statutes.

754 (d) A school shall forfeit eligibility to earn school

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755 recognition funds pursuant to s. 1008.36, Florida Statutes, as
756 provided in the General Appropriations Act.

757 (e) A school district shall forfeit the district's
758 eligibility to earn the designation and benefits associated with
759 high performing school districts pursuant to s. 1003.621,
760 Florida Statutes.

761
762 This section expires July 1, 2016.

763 Section 9. The Office of Program Policy Analysis and
764 Government Accountability (OPPAGA) shall conduct a year-long
765 study, beginning no later than August 1, 2015, to assess the
766 cost-effectiveness of the Department of Education leasing
767 examination questions from the American Institute for Research
768 compared with using questions from an existing examination. No
769 later than December 1, 2016, OPPAGA shall provide a report
770 summarizing the findings of the study to the President of the
771 Senate and the Speaker of the House of Representatives.

772 Section 10. Paragraph (a) of subsection (5) of section
773 1003.4282, Florida Statutes, is amended to read:

774 1003.4282 Requirements for a standard high school diploma.—

775 (5) REMEDIATION FOR HIGH SCHOOL STUDENTS.—

776 (a) Each year a student scores Level 1 or Level 2 on the
777 statewide, standardized grade 9 or grade 10 Reading assessment
778 or, when implemented, the grade 9 or, grade 10, ~~or grade 11~~ ELA
779 assessment, the student may, as an option to the student, enroll
780 ~~must be enrolled in and complete~~ an intensive remedial course
781 the following year or be placed in a content area course that
782 includes remediation of skills not acquired by the student.

783 Section 11. Paragraph (a) of subsection (1) of section

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784 1003.4285, Florida Statutes, is amended to read:

785 1003.4285 Standard high school diploma designations.—

786 (1) Each standard high school diploma shall include, as
787 applicable, the following designations if the student meets the
788 criteria set forth for the designation:

789 (a) *Scholar designation.*—In addition to the requirements of
790 s. 1003.4282, in order to earn the Scholar designation, a
791 student must satisfy the following requirements:

792 1. ~~English Language Arts (ELA).~~—Beginning with students
793 entering grade 9 in the 2014-2015 school year, ~~pass the~~
794 ~~statewide, standardized grade 11 ELA assessment.~~

795 2. *Mathematics.*—Earn one credit in Algebra II and one
796 credit in statistics or an equally rigorous course. Beginning
797 with students entering grade 9 in the 2014-2015 school year,
798 pass the Algebra II and Geometry statewide, standardized
799 assessments.

800 2.3. *Science.*—Pass the statewide, standardized Biology I
801 EOC assessment and earn one credit in chemistry or physics and
802 one credit in a course equally rigorous to chemistry or physics.
803 However, a student enrolled in an Advanced Placement (AP),
804 International Baccalaureate (IB), or Advanced International
805 Certificate of Education (AICE) Biology course who takes the
806 respective AP, IB, or AICE Biology assessment and earns the
807 minimum score necessary to earn college credit as identified
808 pursuant to s. 1007.27(2) meets the requirement of this
809 subparagraph without having to take the statewide, standardized
810 Biology I EOC assessment.

811 3.4. *Social studies.*—Pass the statewide, standardized
812 United States History EOC assessment. However, a student

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813 enrolled in an AP, IB, or AICE course that includes United
 814 States History topics who takes the respective AP, IB, or AICE
 815 assessment and earns the minimum score necessary to earn college
 816 credit as identified pursuant to s. 1007.27(2) meets the
 817 requirement of this subparagraph without having to take the
 818 statewide, standardized United States History EOC assessment.

819 ~~4.5-~~ Foreign language.—Earn two credits in the same foreign
 820 language.

821 ~~5.6-~~ Electives.—Earn at least one credit in an Advanced
 822 Placement, an International Baccalaureate, an Advanced
 823 International Certificate of Education, or a dual enrollment
 824 course.

825 Section 12. Paragraph (c) of subsection (1) of section
 826 1012.22, Florida Statutes, is amended to read:

827 1012.22 Public school personnel; powers and duties of the
 828 district school board.—The district school board shall:

829 (1) Designate positions to be filled, prescribe
 830 qualifications for those positions, and provide for the
 831 appointment, compensation, promotion, suspension, and dismissal
 832 of employees as follows, subject to the requirements of this
 833 chapter:

834 (c) *Compensation and salary schedules.*—

835 1. Definitions.—As used in this paragraph, the term:

836 a. "Adjustment" means an addition to the base salary
 837 schedule that is not a bonus and becomes part of the employee's
 838 permanent base salary and shall be considered compensation under
 839 s. 121.021(22).

840 b. "Grandfathered salary schedule" means the salary
 841 schedule or schedules adopted by a district school board before

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842 July 1, 2014, pursuant to subparagraph 4.

843 c. "Instructional personnel" means instructional personnel
 844 as defined in s. 1012.01(2)(a)-(d), excluding substitute
 845 teachers.

846 d. "Performance salary schedule" means the salary schedule
 847 or schedules adopted by a district school board pursuant to
 848 subparagraph 5.

849 e. "Salary schedule" means the schedule or schedules used
 850 to provide the base salary for district school board personnel.

851 f. "School administrator" means a school administrator as
 852 defined in s. 1012.01(3)(c).

853 g. "Supplement" means an annual addition to the base salary
 854 for the term of the negotiated supplement as long as the
 855 employee continues his or her employment for the purpose of the
 856 supplement. A supplement does not become part of the employee's
 857 continuing base salary but shall be considered compensation
 858 under s. 121.021(22).

859 2. Cost-of-living adjustment.—A district school board may
 860 provide a cost-of-living salary adjustment if the adjustment:

861 a. Does not discriminate among comparable classes of
 862 employees based upon the salary schedule under which they are
 863 compensated.

864 b. Does not exceed 50 percent of the annual adjustment
 865 provided to instructional personnel rated as effective.

866 3. Advanced degrees.—A district school board may not use
 867 advanced degrees in setting a salary schedule for instructional
 868 personnel or school administrators hired on or after July 1,
 869 2011, unless the advanced degree is held in the individual's
 870 area of certification and is only a salary supplement.

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871 4. Grandfathered salary schedule.—

872 a. The district school board shall adopt a salary schedule
873 or salary schedules to be used as the basis for paying all
874 school employees hired before July 1, 2014. Instructional
875 personnel on annual contract as of July 1, 2014, shall be placed
876 on the performance salary schedule adopted under subparagraph 5.
877 Instructional personnel on continuing contract or professional
878 service contract may opt into the performance salary schedule if
879 the employee relinquishes such contract and agrees to be
880 employed on an annual contract under s. 1012.335. Such an
881 employee shall be placed on the performance salary schedule and
882 may not return to continuing contract or professional service
883 contract status. Any employee who opts into the performance
884 salary schedule may not return to the grandfathered salary
885 schedule.

886 b. In determining the grandfathered salary schedule for
887 instructional personnel, a district school board must base a
888 portion of each employee's compensation upon performance
889 demonstrated under s. 1012.34 and shall provide differentiated
890 pay for both instructional personnel and school administrators
891 based upon district-determined factors, including, but not
892 limited to, additional responsibilities, school demographics,
893 critical shortage areas, and level of job performance
894 difficulties.

895 5. Performance salary schedule.—By July 1, 2014, the
896 district school board shall adopt a performance salary schedule
897 that provides annual salary adjustments for instructional
898 personnel and school administrators based upon performance
899 determined under s. 1012.34. Employees hired on or after July 1,

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900 2014, or employees who choose to move from the grandfathered
901 salary schedule to the performance salary schedule shall be
902 compensated pursuant to the performance salary schedule once
903 they have received the appropriate performance evaluation for
904 this purpose. However, a classroom teacher whose performance
905 evaluation uses ~~utilizes~~ student learning growth measures
906 established under s. 1012.34(7)(c)3. ~~s. 1012.34(7)(c)~~ shall
907 remain under the grandfathered salary schedule until his or her
908 teaching assignment changes to a subject for which there is a
909 statewide, standardized assessment or district-required local ~~an~~
910 assessment or the school district establishes equally
911 appropriate measures of student learning growth as defined under
912 s. 1012.34 and rules of the State Board of Education.

913 a. Base salary.—The base salary shall be established as
914 follows:

915 (I) The base salary for instructional personnel or school
916 administrators who opt into the performance salary schedule
917 shall be the salary paid in the prior year, including
918 adjustments only.

919 (II) Beginning July 1, 2014, instructional personnel or
920 school administrators new to the district, returning to the
921 district after a break in service without an authorized leave of
922 absence, or appointed for the first time to a position in the
923 district in the capacity of instructional personnel or school
924 administrator shall be placed on the performance salary
925 schedule.

926 b. Salary adjustments.—Salary adjustments for highly
927 effective or effective performance shall be established as
928 follows:

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929 (I) The annual salary adjustment under the performance
 930 salary schedule for an employee rated as highly effective must
 931 be greater than the highest annual salary adjustment available
 932 to an employee of the same classification through any other
 933 salary schedule adopted by the district.

934 (II) The annual salary adjustment under the performance
 935 salary schedule for an employee rated as effective must be equal
 936 to at least 50 percent and no more than 75 percent of the annual
 937 adjustment provided for a highly effective employee of the same
 938 classification.

939 (III) The performance salary schedule shall not provide an
 940 annual salary adjustment for an employee who receives a rating
 941 other than highly effective or effective for the year.

942 c. Salary supplements.—In addition to the salary
 943 adjustments, each district school board shall provide for salary
 944 supplements for activities that must include, but are not
 945 limited to:

946 (I) Assignment to a Title I eligible school.

947 (II) Assignment to a school that earned a grade of "F" or
 948 three consecutive grades of "D" pursuant to s. 1008.34 such that
 949 the supplement remains in force for at least 1 year following
 950 improved performance in that school.

951 (III) Certification and teaching in critical teacher
 952 shortage areas. Statewide critical teacher shortage areas shall
 953 be identified by the State Board of Education under s. 1012.07.
 954 However, the district school board may identify other areas of
 955 critical shortage within the school district for purposes of
 956 this sub-sub-subparagraph and may remove areas identified by the
 957 state board which do not apply within the school district.

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958 (IV) Assignment of additional academic responsibilities.

959

960 If budget constraints in any given year limit a district school
 961 board's ability to fully fund all adopted salary schedules, the
 962 performance salary schedule ~~may shall~~ not be reduced on the
 963 basis of total cost or the value of individual awards in a
 964 manner that is proportionally greater than reductions to any
 965 other salary schedules adopted by the district.

966 Section 13. This act shall take effect upon becoming a law.

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THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Education Pre-K - 12, Chair
Ethics and Elections, Vice Chair
Appropriations Subcommittee on Education
Fiscal Policy
Government Oversight and Accountability
Higher Education

SENATOR JOHN LEGG

17th District

Legg.John.web@FLSenate.gov

March 5, 2015

The Honorable Don Gaetz
Appropriations Subcommittee on Education Chair
201 The Capitol
404 South Monroe Street
Tallahassee, FL 32399

RE: SB 0616 - Education Accountability

Dear Chair Gaetz:

SB 0616 - Education Accountability has been referred to your committee. I respectfully request that it be placed on the Appropriations Subcommittee on Education Agenda, at your convenience. Your leadership and consideration are appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "John Legg".

John Legg
State Senator, District 17

cc: Tim Elwell, Staff Director

JL/jb

REPLY TO:

- 262 Crystal Grove Boulevard, Lutz, Florida 33548 (813) 909-9919
- 316 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5017

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

616

Bill Number (if applicable)

282382

Amendment Barcode (if applicable)

Topic Teacher Input

Name Catherine Baer

Job Title Chair

Address 1421 Woodgate Way

Street

Tallahassee

City

FL

State

3230

Zip

Phone _____

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Tea Party Network

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

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3-25-15

Meeting Date

616

Bill Number (if applicable)

282382

Amendment Barcode (if applicable)

Topic Teacher Input

Name Dr Karen Effrem

Job Title Executive Director

Address 116 Cousley Dr SE

Phone 763-458-7119

Street

Pt Charlotte

City

State

33952

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL Stop Common Core Coalition

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

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3/25/2015
Meeting Date

SB 616
Bill Number (if applicable)

282382
Amendment Barcode (if applicable)

Topic Education

Name Randy Osborne

Job Title Director of Education

Address 2775 NW 49th Ave
Street

Phone 352-572-7598

Ocala FL 34492
City State Zip

Email randy.victory360@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Eagle Forum

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
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March 25 2015
Meeting Date

616
Bill Number (if applicable)
637 822
Amendment Barcode (if applicable)

Topic Education

Name Marie-Claire Leman

Job Title _____

Address 1911 Wahalaaw Ct
Street

Phone 850 728-7514

Tallahassee FL 32301
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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THE FLORIDA SENATE
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3-25-15

Meeting Date

6016

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Topic Validity Amd

Name Dr Karen Effron

Job Title Executive Dir

Address 116 Coosley Dr SE

Phone 763 458-7119

Street

Pt Charlotte

State

33952

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Fl Stop Common Core Coalition

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

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3-25-15

Meeting Date

616

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Topic Validity Amend

Name Catherine Bauer

Job Title Chair

Address 1421 Woodgate Way

Phone _____

Street

Tallahassee

FL

State

32308

Zip

Email _____

City

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Tea Party Network

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

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3/25/15 Meeting Date

616 Bill Number (if applicable)

637822 Amendment Barcode (if applicable)

Topic Education

Name ELIZABETH OVERHOYT

Job Title Parent

Address 4130 Faulkner Lane

Phone 850-728-0587

Tallahassee, FL 32311 City State Zip

Email

Speaking: [X] For [] Against [] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [] Yes [X] 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

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25 MAR 15
Meeting Date

0616
Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

By HAYS ~~0802/09~~
Amendment Barcode (if applicable)

Name WILLIAM THEODORE

637822

Job Title AIRCRAFT MECHANIC

Address 9002 TARAWYND CT.

Phone 813 323 4871

Street
ODESSA FL 33556
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MACHINISTS UNION

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

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3-25-15

Meeting Date

666

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Topic Education Accountability

Name Florida PTA (Kathy Thurmon)

Job Title Legislative Committee

Address

Street

Inverness

City

FL

State

34450

Zip

Phone 727 423-5139

Email resolutions@flindapta.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida PTA

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

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03-25-15
Meeting Date

616
Bill Number (if applicable)

Topic Education Accountability

Hays Amend
Amendment Barcode (if applicable)

Name JoAnne Alvarez

~~637822~~
637822

Job Title 911 Operator

Address 14659 SW 6 Street

Phone 954 629 9970

Pembroke Pines FL 33027
Street City State Zip

Email joanne.alvarez@federalmembers.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

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

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3-25-15
Meeting Date

616
Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

HAYS AMEND.
Amendment Barcode (if applicable)

Name ANTHONY MARCIANO

~~0000380~~
637822

Job Title SERGEANT (BSO)

Address 10221 DORCHESTER DR.

Phone 954 632 6878

Street
BOCA RATON FL 33428
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MYSELF

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

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MARCH 25, 2015
Meeting Date

616
Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

HAYS AMEND.
Amendment Barcode (if applicable)
637822

Name FRANK BULGER

Job Title Sergeant

Address 16112 Prestwich Drive S.
Street

Phone 561-373-3064

Loxahatchee FL 33470
City State Zip

Email FRANK_Bulger@sheriff.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

03/25/2015
Meeting Date

SB 0616
Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

SENATOR HAYES
Amendment Barcode (if applicable)

Name ROBERT CHAPMAN

637822

Job Title STATE EMPLOYEE

Address 41219 LYNDRAK DRIVE

Phone _____

Street

ZENYRHELLS
City

FLORIDA
State

33540
Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
or Amendment
(The Chair will read this information into the record.)

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)

25 March 15
Meeting Date

606
Bill Number (if applicable)

Topic Education Accountability

HAYS Amendment
Amendment Barcode (if applicable)

Name BRYANT WARDLAW

637822

Job Title _____

Address 2815 NW 8th CT
Street

Phone 954 479 0532

FORT Lauderdale FL 33311
City State Zip

Email BWdr¹²²@Yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/2015

Meeting Date

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Mays Amendment to SB 616

Topic Education Accountability

Name Josian Senlocke

Job Title _____

Address 5940 NW 16th PLACE, APT # 3

Street

Phone 954-829-0248

SUNRISE

City

FL

State

33313

Zip

Email mylove4himalways@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

~~SB 616~~ 610

Bill Number (if applicable)

Topic Education Accountability

Hays Amendment
Amendment Barcode (if applicable)

Name Willie Bailey

637822

Job Title _____

Address 8681 N.W. 3rd Street

Phone 305-903-7811

Street

Pembroke Pines FL 33024

City

State

Zip

Email bailey.willie96@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03-25-2015

Meeting Date

616

Bill Number (if applicable)

Topic Education Accountability

Hays Amendment

Amendment Barcode (if applicable)

Name Joseph Tate

637822

Job Title Retiree

Address 5973 Copper Creek Dr.

Phone 904-765-3746

Street

Jacksonville, FL 32218

Email jojotate@bellsouth.net

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/2015
Meeting Date

SB 616
Bill Number (if applicable)
637822
Amendment Barcode (if applicable)

Topic Education

Name Randy Osborne

Job Title Director of Education

Address 2775 NW 49th Ave
Street

Phone 352-572-7598

Ocala FL 34482
City State Zip

Email Randy.Victory360@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Eagle Forum

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB 616

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Topic Education Accountability

Name Val Smith

Job Title teacher

Address 12375 Eagle Chase Way
Street

Phone 727-451-8730

New Port Richey FL 34655
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

Wed. March 25, 2015
Meeting Date

Senate Bill 616
Bill Number (if applicable)

Topic Reliability & Validity of this "Opt-Out Testing" Amendment Barcode (if applicable) 637822

Name Ms. Sharene Jones

Job Title School Advisory Council Chair (High School)

Address 2074 Midyette Rd., Apt. 1022 Phone _____
Street

FL 32301
City State Zip

Email msjones5@embarrail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3.25.15

Meeting Date

614

Bill Number (if applicable)

637 822

Amendment Barcode (if applicable)

Topic Education Accountability

Name Beth Sweeney

Job Title Coordinator of Govt-Relations

Address 40 Orange Street

Street

Phone 904-547-7673

St-Augustine FL 32084

City

State

Zip

Email Beth.Sweeney@StJohns.k12
FL.US

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing St. Johns County School District

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

616
Bill Number (if applicable)

Topic 3rd & 10th grade retention

637822
Amendment Barcode (if applicable)

Name John Sullivan

Job Title Legislative Liaison

Address 8331 S.W. 107 Ave Unit B

Phone 305-338-2916

Miami FL 33173
City State Zip

Email John@floridaeducationpolicy.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Duval County Public School

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SR 616

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Topic Education

Name Wesley Locke

Job Title Assistant Principal

Address 48314 W. 7th Ave.
Street

Phone 352-430-5799

Umatilla FL 32784
City State Zip

Email LockeW@Lake.K12.FL.US

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Spring Creek Charter School

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)

3/25

Meeting Date

SR 610

Bill Number (if applicable)

637822

Amendment Barcode (if applicable)

Topic Education

Name Robert Curry

Job Title Principal Spring Creek Charter Sch.

Address 1205 Bly Ct.

Phone 352-455-1512

Lake County FL 32726

Email curryr@lcc.k12
fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Spring Creek Charter School

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)

3/25/15
Meeting Date

CS58616
Bill Number (if applicable)

~~28385~~ + 637822
Amendment Barcode (if applicable)

Topic State Assessment - Hays' Amendment & Simmons Amendment

Name Veru. Pickup - Crawford

Job Title Legislative Liaison

Address 571 Kingsbury Terrace
Street

Phone 561.644.2439

Wallington FL 33414
City State Zip

Email vcrawford@mbu.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Charlottesville, Collier, Indian River, Martin, Okeechobee, Palm Beach, Ft. Lucie School Districts

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)

3-25-15
Meeting Date

616
Bill Number (if applicable)

831692
Amendment Barcode (if applicable)

Topic _____

Name Dr Karen Effrem

Job Title Executive Director

Address Cousley Dr SW

Phone _____

Street

Port Charlotte
City

FL
State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL Stop Common Core Coalition

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)

3-25-15
Meeting Date

616
Bill Number (if applicable)

831692
Amendment Barcode (if applicable)

Topic _____

Name Catherine Beer

Job Title Chair

Address 1421 Woodgate Way

Phone _____

Tallahassee FL 32308
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Tea Party Network

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)

CSJB 616

Bill Number (if applicable)

283090 + ~~633333~~

Amendment Barcode (if applicable)

3/25/15

Meeting Date

Topic State Assessment Hays' Amendment & Simons Amendment

Name Vern. Pickup - Crawford

Job Title Legislative Liaison

Address 571 Kingsbury Terrace

Street

Phone 561-644-2939

Wallington FL 33414

City

State

Zip

Email Vpcrawford@FSU.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Charlotte, Collier, Indian River, Martin, Okeechobee, Palm Beach, St. Lucie School District

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/2015
Meeting Date

SB 616
Bill Number (if applicable)
283090
Amendment Barcode (if applicable)

Topic Education

Name Randy Osborne

Job Title Director of Education

Address ~~4203~~ ~~st~~ 2775 NW 49th

Phone 352-572-7598

Ocala FL 34482
City State Zip

Email randy.victory360@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Eagle Forum

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)

3/25/2015

Meeting Date

9616

Bill Number (if applicable)

283090

Amendment Barcode (if applicable)

Topic EDUCATION

Name KAREN EFARM

Job Title EXEC. DIRECTOR

Address 116 LOUSLEY DR. SE

Street

PORT CHARLOTTE FL 33952

City

State

Zip

Phone 888-376-5550

Email dockaren@flstop
cccoalition.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL STOP COMMON CORE COALITION

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

616

Bill Number (if applicable)

283090

Amendment Barcode (if applicable)

Topic _____

Name ELIZABETH OVERHOLT

Job Title _____

Address 4130 Faulkner Lane
Street

Phone 850-728-0587

Tallahassee, FL 32311
City State Zip

Email overholtbetha@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

6/b

Bill Number (if applicable)

283090

Amendment Barcode (if applicable)

Topic Education

Name Catherine Baer

Job Title Chair - The Tea Party Network

Address 1421 Woodgate Way

Street

Tallahassee

City

FL

State

32308

Zip

Phone _____

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Wed. March 25, 2015

Meeting Date

1016

Bill Number (if applicable)

283090

Amendment Barcode (if applicable)

Topic Reliability & Validity of Test

Name Sharlene Jones

Job Title School Advisory Council Chair (High School)

Address 2074 Midyette Rd, Apt. 1022

Phone (850) 445-7860

Street

Tallahassee

City

Fl.

State

32301

Zip

Email msjones5@embury.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB 616

Bill Number (if applicable)

283090

Amendment Barcode (if applicable)

Topic Education

Name Wesley Locke

Job Title Assistant Principal

Address 40314 W. 7th Ave. V

Street

Umatilla

City

FL.

State

32784

Zip

Phone 352-430-5799

Email Weslocke@me.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Spring Creek Charter School

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

616

Bill Number (if applicable)

283090

Amendment Barcode (if applicable)

Topic Education

Name Robert Curry

Job Title Principal

Address 1205 Bly Ct,

Street

Phone 352-455-1512

Ennis

City

FL

State

32726

Zip

Email curry@lake.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Springs Creek Charter School

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/25/2015
Meeting Date

616
Bill Number (if applicable)

Amendment Barcode (if applicable)

Topic Education Accountability

Name Sara Clements

Job Title Advocacy Director

Address _____
Street

Phone _____

Email sara@afloridapromise.org

City _____ State _____ Zip _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Foundation for Florida's Future

Lobbyist registered with Legislature: Yes No

Appearing at request of Chair: 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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 0616
Bill Number (if applicable)

Meeting Date _____

Topic Education Accountability

Amendment Barcode (if applicable) _____

Name Derek Moore

Job Title _____

Address _____
Street

Phone _____

City _____ State _____ Zip _____

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

3/25/15

Meeting Date

0616

Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Steve Myers

Job Title _____

Address 1180 43RD CT SW

Phone _____

Street

Vero Beach

FL

32968

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

SB 0616

Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Richard Myers

Job Title UPS Driver

Address 940 17th Ave N

Phone _____

Street

JAX BCL FC

32206

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against

(The Chair will read this information into the record.)

Representing Parent of Public School Student

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 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB 0616

Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Vinny DelGvercio

Job Title Self

Address Street

Phone

City

State

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

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)

3/25/15

Meeting Date

616

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name JIM HORNE

Job Title _____

Address PO Box 8339

Phone 904 759 4596

Street Fleming Island FL 32006

Email jhorne@stratgss.com

City State Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing AIF

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/25/2015
Meeting Date

Topic Education Accountability

Bill Number SB 616
(if applicable)

Name Tammi King

Amendment Barcode _____
(if applicable)

Job Title Bus Operator

Address 2158 West Oakridge Road Apt. #C
Street
Orlando, Florida 32809
City State Zip

Phone (407) 283-5548

E-mail TammiKing41@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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

616

Bill Number (if applicable)

Topic Education

Amendment Barcode (if applicable)

Name Dr Karen Effrem

Job Title Executive Director

Address Cousley Dr SW

Phone _____

Street

Port Charlotte

City

FL

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Stop Common Core Coalition

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

25 MAR 15

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

0616

Meeting Date

Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

Amendment Barcode (if applicable)

Name WILLIAM THEODORE

Job Title AIRCRAFT MECHANIC

Address 9002 TARAWYND CT
Street

Phone 813 323 4871

ODESSA FL 33556
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MACHINISTS UNION

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/2015

Meeting Date

Topic Education Accountability

Bill Number SB 616
(if applicable)

Name Ernesline Hampton

Amendment Barcode _____
(if applicable)

Job Title Transit Operator

Address 5205 Botany Ct.

Phone 407-567-8958

Street
Orlando FL 32811
City State Zip

E-mail delancy2008@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

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

616
SB ~~616~~

3/25/15

Meeting Date

Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Jeremiah Tattersall

Job Title _____

Phone 352-222-1991

Address 206 NE 2nd Ave

Street

Email Jeremiah.Tattersall

Gainesville
City

FL
State

32601
Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Myself

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)

3/25/15
Meeting Date

SB 616
Bill Number (if applicable)

Topic Testing/Education Accountability

Amendment Barcode (if applicable)

Name Teresa Skates

Job Title Self

Address 4791 SW 82nd Ave #8

Phone (954) 478 4004

Dania, FL 33328
City State Zip

Email terenskates@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing KIVA

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/25/2015
Meeting Date

SB 0616
Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

Amendment Barcode (if applicable)

Name ROBERT CHAPMAN

Job Title STATE EMPLOYEE

Address 41219 LYNBROOK DRIVE

Phone _____

Street

ZEPHYRUS FLORIDA 33540

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

This form is part of the public record for this meeting

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

3-25-15
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 616
Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Willie Bailey

Job Title _____

Address 8681 NW 3rd Street

Phone 305-903-7811

Pembroke Pines FL 33024
City State Zip

Email Bailey.Willie@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

3/25/2015

Meeting Date

SB 616

Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Julian Senzok

Job Title _____

Address 5940 NW 16th PLACE, Apt #3

Phone 954-829-0248

Street

SUNRISE FL 33313

City

State

Zip

Email mylute&himalways@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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

25 March 15
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 616
Bill Number (if applicable)

Topic Educational Accountability

Amendment Barcode (if applicable)

Name Bryant WARDLAW

Job Title _____

Address 2815 NW 8th Ct
Street

Phone 954 479 0532

Fort Lauderdale
City State Zip

Email BWJR122@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

03-25-2015
Meeting Date

Topic Educational Accountability

Bill Number SB 616
(if applicable)

Name Joseph Tate

Amendment Barcode _____
(if applicable)

Job Title Retiree

Address 5973 Copper Creek Dr

Phone 904-765-3946

Street
Jacksonville, FL 32218
City State Zip

E-mail jojotate@bellsouth.net

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.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB 0616

Bill Number (if applicable)

Topic EDUCATION ACCOUNTABILITY

Amendment Barcode (if applicable)

Name DAVID KENNEY

Job Title _____

Address 832 SW 11th COURT
Street

Phone 239 292 3396

CAPE CORAL FL 33991
City State Zip

Email flsaltbass@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

3-25-15

Meeting Date

PCS 616

Bill Number (if applicable)

Topic Education - Testing

Amendment Barcode (if applicable)

Name Andy Ford

Job Title President : Florida Education Association

Address 213 S Adams Street

Phone

Street

Tallahassee, FL

Email

City

State

Zip

Speaking: [X] For [X] Against [] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing Florida Education Association

Appearing at request of Chair: [] Yes [] 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.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

616

Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Brittney Burch

Job Title Policy Director

Address 136 S Bronaugh St

Phone 921-1200

Street

Tallahassee FL

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL 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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S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

6/6

Bill Number (if applicable)

Topic Validity of High Stakes Tests (FSA) Amendment Barcode (if applicable)

Name Olivia James

Job Title Parent / Educator

Address 5620 Cypress Circle
Street

Phone 850-980-6191

Tallahassee, FL 32303
City State Zip

Email olivia@james@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Children 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.

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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)

3-25-15

Meeting Date

SB16

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Emily Abooy

Job Title paraprofessional

Address 154 Pinewood Circle

Phone 407-591-9755

Kissimmee, FL 34743
Street City State Zip

Email emilyschance@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

SB16

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Enrique Aboy

Job Title truck Driver

Address 154 Pinewood Circle

Phone 407-597-9755

Street

Kissimmee FL 34743

Email Tennessee26live.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

616
Bill Number (if applicable)

PCS by Appropriations
Amendment Barcode (if applicable)
~~6625078~~

Topic _____

Name Spencer Pylant

Job Title Communications + Government Relations Liaison

Address 7227 Land O' Lakes Blvd.
Street

Phone 813-794-2259

Land O' Lakes FL 34638
City State Zip

Email spylant@pasco.k12.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Pasco County Schools

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)

3-25-2015

Meeting Date

616

Bill Number (if applicable)

Topic Education Accountability

Amendment Barcode (if applicable)

Name Cheryl Vinson

Job Title Language Arts Teacher

Address 24422 Crosscut

Phone 850-376-7741

Street

Lot 2

City

State

33559

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

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/SB 642

INTRODUCER: Banking and Insurance Committee and Senators Benacquisto and Sobel

SUBJECT: Individuals with Disabilities

DATE: March 24, 2015 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Johnson/Knudson</u>	<u>Knudson</u>	<u>BI</u>	Fav/CS
2.	<u>Sikes</u>	<u>Elwell</u>	<u>AED</u>	Favorable
3.	<u>Sikes</u>	<u>Kynoch</u>	<u>AP</u>	Favorable

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 642 creates the Florida Achieving a Better Life Experience (ABLE) program, which would assist individuals with disabilities in saving money without losing their eligibility for state and federal benefits, and thereby providing a pathway for economic independence and a better quality of life. ABLE accounts resemble in some respects the federal 529-college savings plan that are tax-advantaged savings accounts. The federal ABLE Act of 2014 (“ABLE Act”), authorizes states to establish ABLE programs as an agency or instrumentality of the state or contract with other states to administer such accounts if certain conditions are met.¹

The bill directs the Florida Prepaid College Board (Prepaid Board) to create Florida ABLE, Inc., as a direct support organization that must be organized as a not-for-profit corporation. The board of directors of Florida ABLE, Inc., must include the Chair of the Prepaid Board, one member appointed by the Prepaid Board (who may be a member of the Prepaid Board) and one member appointed by the Governor, both of whom have experience in accounting, risk management, or investment management, one appointee of the President of the Florida Senate, and one appointee of the Speaker of the Florida House of Representatives. The legislative appointees would include one advocate for individuals with disabilities and one advocate for individuals with developmental disabilities. The bill provides that the Florida ABLE, Inc., would operate under a contract with the Prepaid Board. Florida ABLE, Inc., is required to implement the Florida ABLE Program on or before July 1, 2016.

¹ H.R. 5771, Division B, Title I. Public Law No. 113-295.

The bill provides that the state Medicaid agency, the Agency for Health Care Administration, would be a creditor of ABLE accounts. Upon the death of designated beneficiary of an account, and subject to any outstanding payments due for qualified disability expenses, all amounts remaining in the account, not to exceed the total medical assistance paid by or on behalf of Medicaid for such individuals after the account was opened, would be distributed to a state Medicaid program.

The Prepaid Board estimates the costs associated with the implementation of the Florida ABLE program will be \$3,386,000 for the 2015-2016 fiscal year.

This bill takes effect upon becoming a law.

II. Present Situation:

In 2011, almost 28 percent of non-institutionalized individuals in the United States with disabilities, ages 21-64, lived below the federal poverty line, compared with 12 percent of individuals without disabilities. In Florida, approximately 9.5 percent of individuals ages 16-64 are individuals with disabilities.² The unemployment rate of this group is 35.6 percent and the poverty rate is 24.2 percent.³

The costs associated with caring for an individual with disabilities can vary based on the individual's unique circumstances. Some of these costs may include out-of-pocket health care, behavioral therapy, speech therapy, physical therapy, occupational therapy, educational services, transportation, caregivers, and other services.

State and Federal Programs for Individuals with Disabled

Often, individuals with disabilities may qualify for state or federal assistance. The Social Security Disability Insurance (SSDI)⁴ and Supplemental Security Income⁵ (SSI) programs are two types of disability programs administered by the federal Social Security Administration. Applicants for each of the programs must meet strict medical requirements to qualify for disability benefits. Under the programs, disability is defined as the inability to engage in substantial gainful activity (SGA) due to a medically determinable physical or mental impairment expected to result in death or last at least 12 months.⁶ A person who is earning more than a certain monthly amount is ordinarily considered to be engaging in SGA.⁷

The SSDI program is an insurance program that provides benefits to individuals who have contributed to the Social Security system and meet certain minimum work requirements. In contrast, SSI is a means-tested program for aged, blind, or disabled individuals who meet certain

² National Disability Institute with support from the Florida Developmental Disabilities Council, *The Changing Face of Benefits, Knowledge for Successful Employment and Asset Development*, March 2013.

³ *Id.*

⁴ 42 U.S.C. ss. 401-433.

⁵ 42 U.S.C. ss. 1381 note-1385 note.

⁶ See <http://www.socialsecurity.gov/disability/professionals/bluebook/general-info.htm> (last accessed January 16, 2015).

⁷ The monthly SGA earnings limit in 2015 for statutorily blind individuals is \$1,820. For non-blind individuals, the monthly SGA amount for 2015 is \$1,090. The amount of some SSI payments may be adjusted based on receipt of other income.

income and resource limitations; however, there are no contribution or minimum work requirements.⁸ The SSI program provides cash payments assuring a minimum income for aged, blind, or disabled individuals who have very limited income and assets. Effective January 1, 2015, the maximum monthly Federal benefit rate is \$733 for an eligible individual and \$1,100 for an eligible individual with an eligible spouse.⁹ The countable resource limit for SSI eligibility is \$2,000 for individuals and \$3,000 for couples with exclusions.¹⁰ In December 2013, there were 547,594 SSI recipients (aged, blind, or disabled) and 551,858 disabled workers that were recipients of SSDI in Florida.¹¹

A SSI recipient living alone or in a household where all members receive SSI benefits are generally eligible for Medicaid. The Department of Children and Families is responsible for determining eligibility for Medicaid and other programs. Medicaid is the medical assistance program, administered by the Agency for Health Care Administration (agency), which provides access to health care for low-income families and individuals. Medicaid also assists aged and disabled people with the costs of nursing facility care and other medical expenses. Medicaid is a partnership between the states and the federal government, with each paying about half the cost. The Division of Operations' Third Party Liability (TPL) Unit of the agency is responsible for identifying, managing and recovering funds for claims paid for by Florida Medicaid for which a third party was liable, thereby ensuring Medicaid is the payer of last resort. The TPL recovery services are contracted with Xerox State Healthcare, LLC (Formerly ACS State Healthcare, LLC). Some examples of liable third parties include Medicare and other insurance companies, casualty settlements, recipient estates, and trust and annuity recovery. An estimated 446,000 individuals in Florida are under age 65 and are recipients of SSI and Medicaid benefits.¹²

Federal ABLE Act of 2014

The federal ABLE Act (Achieving a Better Life Experience Act of 2014) became law on December 19, 2014.¹³ The ABLE Act permits a state to implement a qualified ABLE program and establish ABLE accounts for individuals with disabilities that meet certain criteria and are deemed “eligible individuals.” A designated beneficiary of an ABLE account is an eligible individual who establishes an ABLE account and is the owner of such of an account.¹⁴ The provisions of the ABLE Act are effective for taxable years beginning after December 31, 2014.

⁸ The definition of disability for disabled children receiving SSI benefits is slightly different from the definition for adults. See criteria at: <http://www.ssa.gov/ssi/text-eligibility-ussi.htm#disabled-child> (last accessed on January 12, 2015).

⁹ Generally, the maximum monthly payment changes yearly due to changes in the Consumer Price Index. The 2015 schedule is available at: <http://www.socialsecurity.gov/OACT/COLA/SSI.html> (last visited January 11, 2015).

¹⁰ 20 C.F.R. s. 416.1201 and 20 C.F.R. ss. 416.1210-416.1239.

¹¹ Social Security Administration *Annual Statistical Supplement, 2014* available at:

<http://www.socialsecurity.gov/policy/docs/statcomps/supplement/2014/5j.pdf> and

<http://www.socialsecurity.gov/policy/docs/statcomps/supplement/2014/7b.pdf> (last accessed January 12, 2015).

¹² A number of individuals in the SSI file under age 65 did not have a disability onset set. Information provided by the Department of Children and Families (January 21, 2015) (on file with the Senate Committee on Banking and Insurance).

¹³ H.R. 5771, Division B, Title I. Public Law 113-295.

¹⁴ A designated beneficiary may also be a brother, sister, stepbrother, or stepsister of a former designated beneficiary of the ABLE account, provided such new designated beneficiary is also an eligible individual.

Qualified ABLE Program

A qualified ABLE program is a program established and maintained by a state or an agency or instrumentality of the state. A qualified ABLE program must meet many requirements, including the following:

- A person may make contributions for the benefit of an eligible individual to an ABLE account which is established for meeting the qualified disability expenses of the designated beneficiary of the account.
- The program must limit a designated beneficiary to one ABLE account.
- The program must allow for the establishment of ABLE accounts only for designated beneficiaries who are either residents of the state maintaining such ABLE program or residents of a state that has not established an ABLE program (“contracting state”) but has entered into a contract with a program state to provide the contracting state’s residents with access to the program state’s ABLE program.
- Contributions must be made in cash.
- The program must provide a separate accounting for each designated beneficiary.
- The program must limit investment directions from the designated beneficiary to a maximum of two times in any calendar year.
- The program may not pledge any interest in the program as a security for a loan.
- The program must establish adequate safeguards to prevent aggregate contributions on behalf of a designated beneficiary in excess of the amount established by the state under s. 529(b)(6) of the Internal Revenue Code. Aggregate contributions include contributions under any prior qualified ABLE program of any state or agency or instrumentality thereof.¹⁵
- Each officer or employee having control of the qualified ABLE program or their designee is required to report to the Secretary of the Department of Treasury information concerning the contributions, distributions, the return of excess contributions, and other information that may be required.
- A State ABLE program is required to submit electronically on a monthly basis to the Commissioner of Social Security statements on relevant distributions and account balances of all ABLE accounts.

An ABLE account provides favorable tax treatment for a designated beneficiary if certain conditions are met. Earnings in an ABLE account and distributions from the account for qualified disability expenses are not taxable income of the contributor or the designated beneficiary. The ABLE Act provides that an ABLE account may not receive aggregate contributions during a taxable year in excess of the annual gift-tax exclusion amount (\$14,000 for 2015).¹⁶ If the distributions from a qualified ABLE account do not exceed the qualified distribution expenses of the designated beneficiary, no amount is includible in gross income. If the distributions exceed the qualified distribution expenses, the amount otherwise includible in gross income would be reduced by an amount that bears the same ratio to the distributed amount as the qualified disability expenses bear to that amount. The portion of any distribution that is

¹⁵ . The current maximum account balance for 529 plans in Florida is \$418,000. This cap is subject to periodic review and possible revision. States may be required to share information about account balances to ensure this provision is not violated. Caps in other states range from \$235,000 to \$450,000. Email from Florida Prepaid College Board staff (February 7, 2015) (on file with the Senate Committee on Banking and Insurance).

¹⁶ See Internal Revenue Service information at <http://www.irs.gov/Businesses/Small-Businesses-&Self-Employed/Whats-New-Estate-and-Gift-Tax> (last visited February 7, 2015).

includible in gross income is subject to an additional 10-percent tax unless it was made after the death of the beneficiary. Amounts in an ABLE account may be rolled over without income tax liability to another ABLE account for the same beneficiary or another ABLE account for the designated beneficiary's brother, sister, stepbrother or stepsister who is also an eligible individual. Taxes may apply, however, to a change of designated beneficiary during any taxable year unless, as of the beginning of the year, the new beneficiary is both an eligible individual for the taxable year and a brother, sister, stepbrother or stepsister of the former beneficiary.

Eligible individuals

As described above, a qualified ABLE program may provide for the establishment of ABLE accounts only if those accounts have as their designated beneficiary an eligible individual. An individual is an eligible individual for a taxable year during such taxable year:

- The individual is entitled to benefits based on blindness or disability under Title II or XVI of the Social Security Act, and such blindness or disability occurred before the date the individual attained age 26; or
- A disability certification with respect to such individual has been filed with the Secretary of Treasury for the taxable year. A disability certification is a certification to the satisfaction of the Secretary of Treasury made by the eligible individual or the parent or guardian of the eligible individual, that the individual has a medically determinable physical or mental impairment, which results in marked and severe functional limitations, and can be expected to result in death, or has lasted or can be expected to last for a continuous period of not less than 12 months, or is blind and such blindness or disability occurred before the date on which the individual attained age 26. The certification must include a copy of the individual's diagnosis relating to the individual's relevant impairment or impairments, signed by a physician.

Qualified Disability Expenses

The ABLE Act provides that earnings on distributions from an ABLE account are excluded from income only to the extent total distributions do not exceed the qualified disability expenses of the designated beneficiary. For purposes of the act, qualified disability expenses are any expenses related to the eligible individual's blindness or disability that are made for the benefit of the designated beneficiary. Those expenses include: education, housing, transportation, employment training and support, assistive technology and personal support services, health, prevention and wellness, financial management and administrative services, legal fees, expenses for oversight and monitoring, funeral and burial expenses, and other expenses, which are authorized pursuant to regulations adopted by the Secretary of the U.S. Department of Treasury.

Medicaid Recovery

In the event the designated beneficiary dies, the account is subject to Medicaid recovery for the total amount of medical assistance provided for the designated beneficiary under the Medicaid program, less any premiums paid by or on behalf of the designated beneficiary to a Medicaid buy-in program. Prior to the Medicaid payback, funds in the ABLE account of the deceased designated beneficiary would be distributed for the payment of qualified disability expenses. The state is deemed a creditor of an ABLE account

Treatment of ABLÉ accounts under Federal programs

Generally, any amount in an ABLÉ account, and any distribution for qualified disability expenses, is disregarded for determining eligibility to receive, or the amount of, any assistance or benefit authorized by any Federal means-tested program with respect to any period an individual maintains, makes contributions to, or receives distributions from such ABLÉ account. However, in the case of the SSI program, a distribution for housing expenses is not disregarded, nor are amounts in an ABLÉ account in excess of \$100,000. In the case that an individual's ABLÉ account balance exceeds \$100,000, the individual's SSI benefits will be suspended until the individual's resources fall below \$100,000. However, the suspension does not apply for purposes of Medicaid eligibility. For the purposes of determining eligibility for SSI, the eligible individual is the owner of the account.

The Secretary of the U.S. Department of Treasury is required to issue regulations or other guidance no later than six months after the date of enactment of the ABLÉ Act to implement the Act, including regulations to:

- Enforce the one ABLÉ account per eligible individual limit;
- Specify information required to be presented to open an ABLÉ account;
- Define qualified disability expenses;
- Provide a process for disability certifications and determinations of disability, to be developed in consultation with the Commissioner of Social Security,
- Prevent fraud and abuse with respect to amounts claimed as qualified disability expenses; and
- Allow for transfers from one ABLÉ account to another ABLÉ account in cases in which an eligible individual has a change in state of residence.

Sunset Review of Direct Support Organizations

Pursuant to s. 20.058, F.S., any law creating or authorizing the creation of a direct support organization must state that the creation of or authorization for the DSO is repealed on October 1 of the fifth year after enactment, unless reviewed and saved from repeal through reenactment by the Legislature.

III. Effect of Proposed Changes:

This bill creates the Florida Achieving a Better Life Experience (ABLE) Act (the Florida ABLÉ Act). The Florida ABLÉ Act establishes the Florida ABLÉ program, which would assist individuals with disabilities in saving money without losing their eligibility for state and federal benefits, and thereby providing a pathway for economic independence and a better quality of life. This program was created by the federal Achieving a Better Life Experience Act of 2014 (ABLE Act), which authorizes states to establish ABLÉ programs as an agency or instrumentality of the state or contract with other states to administer such accounts if certain conditions are met.

The Florida ABLÉ program would facilitate the ability of individuals with disabilities to work and live independently without losing access to Medicaid and SSI if certain conditions are met. Under the Florida ABLÉ program, an eligible individual for the program would be an individual who becomes disabled prior to age 26 and is entitled to benefits due to blindness or disability

under the Social Security Disability Income program or SSI program or meets eligibility through the disability certification process. A designated beneficiary is defined to mean an eligible individual who establishes an ABLE account or the eligible individual to whom an account was transferred.

Under the Florida ABLE program, individuals with disabilities family members and others can contribute funds to a tax-exempt ABLE account without affecting the individual's eligibility for state and federal benefits, such as SSI and Medicaid. Those funds can be used for qualified disability expenses that include education, housing, transportation, employment support, health, prevention, wellness, financial, and legal expenses, and other expenses authorized through federal regulations. Funds placed in the ABLE program would supplement rather than supplant benefits provided through state and federal programs, earnings, and other sources.

Earnings, cash contributions, and qualified distributions associated with an ABLE account would not count as taxable income or resources for an individual with disabilities who meets certain eligibility requirements. For 2015, aggregate contributions to an ABLE account during the taxable year are capped at \$14,000. For purposes of eligibility for Supplemental Security Income (SSI) disability eligibility, only the first \$100,000 in an ABLE account is disregarded. If the balance in an ABLE account exceeds \$100,000, any SSI benefits are suspended until the balance is reduced to \$100,000; however, an individual would continue to be eligible for Medicaid and other means-tested programs.

Section 1 of the bill creates s. 1009.985, F.S., which provides that sections 1009.985-1009.988 may be cited as the "Florida Achieving a Better Life Experience (ABLE) Act" (the Florida ABLE Act).

Section 2 of the bill creates s. 1009.986, F.S., creating the Florida ABLE, Inc., as a direct support organization, and the Florida ABLE program. The bill provides a statement that the Legislature intends to establish a qualified ABLE program in Florida that is implemented consistently with federal law and maximizes program efficiency and effectiveness. The bill also provides definitions consistent with the federal ABLE Act.

Creation of Florida ABLE, Inc. [s. 1009.986(3), F.S.]

The Florida ABLE program (Program) will be established through the creation of Florida ABLE, Inc., (Florida ABLE), a not-for-profit direct support organization (DSO) established by the Florida Prepaid College Board (Prepaid Board). Florida ABLE will receive, hold, invest, and administer property and make expenditures for the Florida ABLE program. Florida ABLE will be audited in accordance with s. 215.981, F.S., which contains the audit requirements for state agency DSOs.

Oversight by Florida Prepaid College Board – Florida ABLE will operate under a written contract with the Prepaid Board that requires the articles of incorporation and bylaws of Florida ABLE to be approved by the Prepaid Board. Florida ABLE is also required to submit an annual budget to the Prepaid Board for its approval. The Prepaid Board is required to certify annually that Florida ABLE is complying with contract terms and acting in accordance with the Florida

ABLE Act and in the best interest of the state. The Florida ABLE fiscal year will begin on July 1, and end June 30 of the following year.

The bill allows Florida ABLE to utilize the resources of the Prepaid Board and requires Florida ABLE to pay reasonable consideration to the Prepaid Board for its products and services. Florida ABLE must authorize the Prepaid Board to solicit proposals, contract, or subcontract, or amend the Prepaid Board's contractual service agreements for the benefit of Florida ABLE. The Prepaid Board will also maintain the website of Florida ABLE.

Moneys and property held in trust by Florida ABLE, if it is no longer approved to operate, will revert to Florida Prepaid or the state. Disclosure must be made to donors of the distinction between Florida Prepaid and Florida ABLE, and the material provisions of the contract;

Board of Directors of Florida ABLE, Inc. – The Florida ABLE, Inc., board of directors (ABLE Board) will have 5 members:

- The Chair of Florida Prepaid, who serves as chair of the Florida ABLE board;
- An advocate for persons with disabilities appointed by the President of the Senate;
- An advocate for persons with disabilities appointed by the Speaker of the House;
- One of the two advocates for the disabled must be an advocate of persons with developmental disabilities as defined in s. 393.063, F.S., which are intellectual disability, cerebral palsy, autism, spina bifida, and Prader-Willi syndrome;
- A person with expertise in accounting, risk management, or investment management appointed by the Prepaid Board and who may be a member of the Prepaid Board;
- A person with expertise in accounting, risk management, or investment management appointed by the Governor.

The ABLE Board must meet at least quarterly and may also meet upon the call of the chair. A quorum is a majority of the current membership. Appointees to the ABLE Board serve for 3 years, may be reappointed, serve without compensation, and may be reimbursed for travel expenses pursuant to s. 112.061, F.S.

Participation Agreements and Contracting [s. 1009.986(4), F.S.]

Participation Agreements – The Florida ABLE program will enter into participation agreements with disabled beneficiaries. The participation agreement is the contract between Florida ABLE and qualified disabled beneficiaries that will allow the latter to set up an ABLE account.

The bill sets forth mandatory provisions of participation agreements including provisions prohibiting beneficiaries from establishing accounts in violation of federal law (such as establishing more than one account) or in excess of federal law (currently, the maximum annual contribution is \$14,000 per year). A participation agreement may be amended to increase or decrease the level of participation, change beneficiaries, and for other authorized purposes. The participation agreement must allow the involuntary liquidation of an ABLE account if a material misrepresentation is made.

A contract or participation agreement is not a debt or obligation of the Prepaid Board or state but is only an obligation of the Florida ABLE program. The obligation of Florida ABLE, Inc., is limited to the amount in the Florida ABLE Trust Fund.

Contracting – Florida ABLE may contract to participate in the ABLE program of another state if Florida does not establish a qualified ABLE program. Florida may also contract with other states that do not have an authorized ABLE program to allow those states to participate in the Florida ABLE program.

Vested Rights of Beneficiaries – Under the bill, the state pledges to designated beneficiaries that their vested rights will not be limited or altered until the program's obligations are met and discharged. Limiting or altering rights may be done if adequate provision is made by law to protect designated beneficiaries pursuant to the obligations of Florida ABLE, Inc. The pledge to beneficiaries also does not preclude termination of the Florida ABLE program if the program is determined to not be financially feasible.

Implementation of the Florida ABLE Program [s. 1009.986(4), (9) F.S.]

Legal Opinions Required Prior to Implementation – On or before July 1, 2016, Florida ABLE must establish and administer the Florida ABLE program. Before doing so, it must obtain a legal opinion that the Florida ABLE program complies with s. 529A of the Internal Revenue Code (the federal ABLE Act) and complies with federal securities law and qualifies for tax exemptions under such law.

Status Report – On or before November 1, 2015, Florida ABLE must provide to the Governor, President of the Senate, and Speaker of the House a status report and recommendations on the establishment of the Florida ABLE program.

Termination of ABLE Program – The Florida ABLE program will continue in existence until terminated by law by the Legislature. The bill specifies that the state may terminate the program if it is financially infeasible. If the Florida ABLE program is terminated, amounts in the Florida ABLE Trust Fund held for beneficiaries must be returned in accordance with the participation agreement.

Provisions Related to Investment Management, Creditor's Claims and Medicaid Recovery, and Annual Reporting [s. 1009.986(5)-(7) and (9), F.S.]

Comprehensive Investment Plan – Florida ABLE must establish a comprehensive investment plan for the ABLE program, subject to the approval of the Prepaid Board, and may place Florida ABLE program assets in investment products, but only in proportions designated in the investment plan and in compliance with federal and state laws and regulations. Designated beneficiaries may not direct investment of their contributions unless specific fund options are offered by Florida ABLE. The Federal ABLE Act prohibits direction of investments by beneficiaries more than two times in a calendar year.

Exemption from Creditor's Claims – Moneys paid into or out of the Florida ABLE Trust Fund by or for a designated beneficiary are exempt from creditors' claims. Section 3 of the bill amends

s. 222.22, F.S., to provide that moneys paid into or out of an ABLE program, and the income and assets of the ABLE program, are exempt from creditor's claims against any designated beneficiary or other ABLE program participant.

Priority of Distributions and Medicaid Recovery – ABLÉ account funds of a deceased beneficiary must first be distributed for qualified disability expenses followed by distributions for a Medicaid claim. Any remaining amount is distributed pursuant to the participation agreement.

Annual Report – Florida ABLÉ must prepare an annual report providing a detailed accounting of the Florida ABLÉ program and describing the financial condition of the program. Copies of the report must be submitted to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the minority leaders of each legislative chamber. The report must be made available to designated beneficiaries. Accounts of the Florida ABLÉ program are subject to annual audit by the Auditor General.

Rulemaking Authority [s. 1009.986(10), F.S.]

The Prepaid Board must adopt rules to administer the Florida ABLÉ program. The rules must include governance and operating procedures for Florida ABLÉ, the conditions for Florida ABLÉ to use the property, facilities, or personnel of the Prepaid Board, the procedures for determining that an ABLÉ account has been abandoned, and the provisions necessary for the Florida ABLÉ program to retain its status as a qualified ABLÉ program, tax exempt status, or other similar status for the program or participants under the Internal Revenue Code. The Florida ABLÉ program must inform participants of changes to the tax or securities status of their participation agreements and interests in the ABLÉ program.

Outreach Partners [s. 1009.986(11), F.S.]

The Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Education must assist Florida ABLÉ in providing public information and outreach about the Florida ABLÉ program.

Repeal Date [s. 1009.986(12), F.S.]

Section 2 of the bill, establishing the Florida ABLÉ program, will be repealed October 2, 2020, unless reviewed and saved from repeal by the Legislature. The repeal provision is necessary to comply with s. 20.058, F.S., which requires each law creating a direct-support organization to require its repeal on October 1 of the fifth year after enactment.

Section 3 of the bill amends s. 222.22, F.S., to provide that, except as provided in s. 1009.986(7), F.S., (detailing priority of distributions upon the death of an ABLÉ account designated beneficiary) moneys paid into or out of an ABLÉ account, and the income and assets of the ABLÉ account program, are not liable to attachment, levy, garnishment or legal process in favor of any creditor or claimant against any designated beneficiary or other program participant.

Section 4 amends s. 1009.971, F.S., to specify that the Florida Prepaid College Board has the powers and duties necessary to perform its obligations regarding the Florida ABLE program created by Section 2 of the bill.

Section 5 of the bill provides that the act will take effect upon becoming a 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:

Under CS/SB 642, the Florida ABLE program will assist individuals with disabilities in saving money in tax-advantaged accounts without losing their eligibility for state and federal benefits, and thereby providing a pathway for economic independence. The bill would allow an indeterminate number of individuals to save additional assets or resources in these accounts and use the funds to pay for qualified disability expenses.

The Florida Prepaid College Board estimates that 4,000 individuals in Florida may open ABLE accounts out of an estimated target population of 400,000.

C. Government Sector Impact:

The Florida Prepaid College Board estimates the costs for Fiscal Year 2015-2016 associated with the implementation of the Florida ABLE program will be \$3,386,000. This estimated budget assumes the Florida ABLE program will begin operation as early as April 1, 2016, but no later than July 1, 2016, and that the program will operate for one quarter of that fiscal year. As indicated above, the Florida Prepaid College Board estimates 4,000 individuals may open ABLE accounts during Fiscal Year 2015-2016.

The impact on Medicaid and other federal means-tested programs is indeterminate at this time. According to a report by the Congressional Budget Office (CBO), the legislation

would increase the number of beneficiaries of federal means-tested programs.¹⁷ The CBO expects that the ABLE Act would increase SSI caseloads for individuals whose eligibility for SSI benefits was denied or interrupted because of excess resources and for individuals who do not apply for SSI under current law because of excess resources, but who would otherwise meet SSI's age or disability requirement and income requirement.

The CBO estimated that enacting the federal ABLE Act would increase the number of disabled adults under the age of 65 who enroll in Medicaid because they could hold cash assets in an ABLE account that would not count against Medicaid eligibility limits. Because a beneficiary of an ABLE account must have a disability that occurred before he reached age 26, CBO does not expect an increase in the number of elderly individuals who enroll in Medicaid. Additionally, the CBO does not expect that establishment of ABLE accounts would increase the number of children and nondisabled adults enrolled in Medicaid because those individuals are not required to meet an asset test under current law.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 222.22 and 1009.971.

This bill creates the following sections of the Florida Statutes: 1009.985 and 1009.986.

IX. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Banking and Insurance on February 17, 2015:

The CS provides the following changes:

Florida ABLE, Inc., Board of Directors

The CS revises the composition of the board by reducing the number of directors from seven to five and changing the membership qualifications. The CS provides that the chair of the Florida Prepaid College Board would serve on the board of directors of Florida ABLE, Inc., along with one member appointed by the Governor and one additional member appointed by the Florida Prepaid College Board, and two directors appointed by the Legislature's presiding officers. Under the CS, an appointee of the Governor and

¹⁷ Congressional Budget Office Cost Estimate, H.R. 647, September 23, 2014, as ordered reported by the House Committee on Ways and Means on July 31, 2014.

appointee of the Florida Prepaid College Board would replace the director of the Agency for Persons with Disabilities and the executive director of the Florida Prepaid College Board. The CS reduces the number of legislative appointees from four to two. The legislative appointees would include an advocate for individuals with disabilities and one advocate for individuals with developmental disabilities.

Florida ABLE Program Implementation

The CS requires Florida ABLE Program to be implemented on or before July 1, 2016. Florida ABLE, Inc., is required to submit a status report to the Legislature by November 1, 2015, regarding the implementation of the program and any legislative recommendations, if applicable, that are necessary to ensure the program operates in an effective and efficient manner.

The CS changes the effective date of the bill from October 1, 2015, to effective upon becoming law to allow Florida ABLE, Inc., additional time to implement the ABLE program.

State Outreach Partners

The bill provides that the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Education would coordinate with Florida ABLE, Inc., in the provision of outreach and public information about the ABLE accounts to reach the target audience.

Unclaimed Property

The CS provides that if an account is abandoned, as provided in rules adopted by the ABLE Program, the balance of the account could be used to operate the Florida ABLE program. CS/SB 642 allows these funds to be used for the ABLE program or for funding scholarships for economically disadvantaged youths. The CS provides that if the program is terminated because it is not financially feasible, funds would be distributed pursuant to the terms of the participation agreement unless the account is abandoned. CS/SB 642 provides that any unclaimed funds that were remaining would be used for scholarships for economically disadvantaged youths.

Technical and Clarifying Changes

The CS provides technical, clarifying changes relating to definitions and the provisions relating to powers and duties of Florida ABLE, Inc., Florida ABLE Program, and Florida Prepaid College Board.

B. Amendments:

None.

By the Committee on Banking and Insurance; and Senators
Benacquisto and Sobel

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1 A bill to be entitled
2 An act relating to individuals with disabilities;
3 creating s. 1009.985, F.S.; providing a short title;
4 creating s. 1009.986, F.S.; providing legislative
5 intent; defining terms; requiring the Florida Prepaid
6 College Board to establish a direct-support
7 organization known as "Florida ABLE, Inc."; specifying
8 requirements for the registration, organization,
9 incorporation, and operation of the organization;
10 requiring the organization to operate under a written
11 contract with the Florida Prepaid College Board;
12 specifying provisions that must be included in the
13 contract; requiring the organization to provide for an
14 annual financial audit and supplemental data under
15 certain circumstances; establishing and providing for
16 the membership of a board of directors for the
17 organization; providing limits on a director's
18 authority; specifying meeting and quorum requirements;
19 prohibiting compensation for the service of directors
20 and other specified members; authorizing specified
21 reimbursement for the travel expenses of directors and
22 specified members of the organization; authorizing the
23 organization to use certain services, property, and
24 facilities of the Florida Prepaid College Board;
25 requiring the organization to establish and administer
26 the Florida ABLE program by a specified date;
27 specifying requirements that must be met before
28 implementation of the program; requiring a
29 participation agreement for the program which contains

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30 specified provisions; authorizing other provisions
31 that may be included in the agreement; providing for
32 the amendment of the agreement under certain
33 circumstances; providing for the use of the balance of
34 an abandoned ABLE account by the organization;
35 providing that a contract or participation agreement
36 entered into by the organization or an obligation of
37 the organization does not constitute a debt or
38 obligation of the Florida Prepaid College Board or the
39 state; authorizing the organization to contract with
40 other states for specified purposes under certain
41 circumstances; providing for termination of the
42 program under certain circumstances and for the
43 disposition of certain assets upon termination;
44 prohibiting the state from limiting or altering the
45 specified vested rights of designated beneficiaries
46 except under specified circumstances; requiring the
47 organization to establish a comprehensive investment
48 plan for the program; exempting funds paid into the
49 program's trust fund from the claims of specified
50 creditors; providing for recovery by Medicaid of
51 certain medical assistance provided to a deceased
52 designated beneficiary; providing for the distribution
53 of the balance of a deceased designated beneficiary's
54 ABLE account; requiring the organization to assist and
55 cooperate with the Agency for Health Care
56 Administration and Medicaid program in other states by
57 providing specified information; providing that
58 specified payroll deduction authority applies to the

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59 Florida Prepaid College Board and the organization for
 60 the purpose of administering the program; requiring
 61 the organization to submit certain reports to
 62 specified entities; requiring the Florida Prepaid
 63 College Board to adopt rules; requiring the Agency for
 64 Health Care Administration, the Agency for Persons
 65 with Disabilities, the Department of Children and
 66 Families, and the Department of Education to assist,
 67 cooperate, and coordinate with the organization in the
 68 provision of public information and outreach for the
 69 program; providing that the section is repealed on a
 70 specified date; amending s. 222.22, F.S.; providing
 71 that specified moneys, assets, and income of a
 72 qualified ABLE program, including the Florida ABLE
 73 program, are not subject to attachment, levy,
 74 garnishment, or certain legal process in favor of
 75 certain creditors or claimants; amending s. 1009.971,
 76 F.S.; conforming provisions to changes made by the
 77 act; authorizing the Florida Prepaid College Board to
 78 amend its contracts to provide the organization or
 79 program with contractual services; providing an
 80 effective date.

81
 82 Be It Enacted by the Legislature of the State of Florida:

83
 84 Section 1. Section 1009.985, Florida Statutes, is created
 85 to read:

86 1009.985 Short title.—Sections 1009.985-1009.988 may be
 87 cited as the "Florida Achieving a Better Life Experience (ABLE)

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88 Act."
 89 Section 2. Section 1009.986, Florida Statutes, is created
 90 to read:
 91 1009.986 Florida ABLE program.—
 92 (1) LEGISLATIVE INTENT.—It is the intent of the Legislature
 93 to establish a qualified ABLE program in this state which will
 94 encourage and assist the saving of private funds in tax-exempt
 95 accounts in order to pay for the qualified disability expenses
 96 of eligible individuals with disabilities. The Legislature
 97 intends that the qualified ABLE program be implemented in a
 98 manner that is consistent with federal law authorizing the
 99 program and that maximizes program efficiency and effectiveness.
 100 (2) DEFINITIONS.—As used in ss. 1009.986-1009.988, the
 101 term:
 102 (a) "ABLE account" means an account established and
 103 maintained under the Florida ABLE program.
 104 (b) "Contracting state" means a state that has entered into
 105 a contract with Florida ABLE, Inc., to provide residents of
 106 Florida or that state with access to a qualified ABLE program.
 107 (c) "Designated beneficiary" means the eligible individual
 108 who established an ABLE account or the eligible individual to
 109 whom an ABLE account was transferred.
 110 (d) "Eligible individual" has the same meaning as provided
 111 in s. 529A of the Internal Revenue Code.
 112 (e) "Florida ABLE program" means the qualified ABLE program
 113 established and maintained under this section by Florida ABLE,
 114 Inc.
 115 (f) "Internal Revenue Code" means the United States
 116 Internal Revenue Code of 1986, as defined in s. 220.03(1), and

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117 regulations adopted pursuant thereto.

118 (g) "Participation agreement" means the agreement between
 119 Florida ABLE, Inc., and a participant in the Florida ABLE
 120 program.

121 (h) "Qualified ABLE program" means the program authorized
 122 under s. 529A of the Internal Revenue Code which may be
 123 established by a state or agency, or instrumentality thereof, to
 124 allow a person to make contributions for a taxable year to an
 125 ABLE account established for the purpose of meeting the
 126 qualified disability expenses of the designated beneficiary of
 127 the ABLE account.

128 (i) "Qualified disability expense" has the same meaning as
 129 provided in s. 529A of the Internal Revenue Code.

130 (3) DIRECT-SUPPORT ORGANIZATION; FLORIDA ABLE, INC.-

131 (a) The Florida Prepaid College Board shall establish a
 132 direct-support organization to be known as "Florida ABLE, Inc.,"
 133 which is:

134 1. A Florida not-for-profit corporation registered,
 135 incorporated, organized, and operated in compliance with chapter
 136 617.

137 2. Organized and operated to receive, hold, invest, and
 138 administer property and to make expenditures for the benefit of
 139 the Florida ABLE program.

140 (b) Florida ABLE, Inc., shall operate under a written
 141 contract with the Florida Prepaid College Board. The contract
 142 must include, but is not limited to, provisions that require:

143 1. The articles of incorporation and bylaws of Florida
 144 ABLE, Inc., to be approved by the Florida Prepaid College Board.

145 2. Florida ABLE, Inc., to submit an annual budget for

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146 approval by the Florida Prepaid College Board. The budget must
 147 comply with rules adopted by the Florida Prepaid College Board.

148 3. Florida ABLE, Inc., to pay reasonable consideration to
 149 the Florida Prepaid College Board for products or services
 150 provided directly or indirectly by the Florida Prepaid College
 151 Board.

152 4. The Florida Prepaid College Board to solicit proposals,
 153 to contract or subcontract, or to amend contractual service
 154 agreements of the Florida Prepaid College Board for the benefit
 155 of Florida ABLE, Inc.

156 5. The Florida Prepaid College Board to maintain the
 157 website of Florida ABLE, Inc.

158 6. The Florida Prepaid College Board to annually certify
 159 that Florida ABLE, Inc., is complying with the terms of the
 160 contract and acting in a manner consistent with this section and
 161 in the best interest of the state. The certification must be
 162 reported in the official minutes of a meeting of the Florida
 163 Prepaid College Board.

164 7. The disclosure of material provisions in the contract
 165 and of the distinction between the Florida Prepaid College Board
 166 and Florida ABLE, Inc., to donors of gifts, contributions, or
 167 bequests, and the inclusion of such disclosure on all
 168 promotional and fundraising publications.

169 8. The fiscal year for Florida ABLE, Inc., to begin on July
 170 1 and end on June 30 of the following year.

171 (c) Florida ABLE, Inc., shall provide for an annual
 172 financial audit in accordance with s. 215.981. The Florida
 173 Prepaid College Board and the Auditor General may require
 174 Florida ABLE, Inc., or its independent auditor, to provide any

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175 supplemental data relating to the operation of Florida ABLE,
 176 Inc.

177 (d)1. The board of directors of Florida ABLE, Inc., shall
 178 consist of:

179 a. The chair of the Florida Prepaid College Board, who
 180 shall serve as the chair of the board of directors of Florida
 181 ABLE, Inc.

182 b. One individual who possesses knowledge, skill, and
 183 experience in the areas of accounting, risk management, or
 184 investment management, who shall be appointed by the Florida
 185 Prepaid College Board. A current member of the Florida Prepaid
 186 College Board, other than the chair, may be appointed.

187 c. One individual who possesses knowledge, skill, and
 188 experience in the areas of accounting, risk management, or
 189 investment management, who shall be appointed by the Governor.

190 d. Two individuals who are advocates of persons with
 191 disabilities, one of whom shall be appointed by the President of
 192 the Senate and one of whom shall be appointed by the Speaker of
 193 the House of Representatives. At least one of the individuals
 194 appointed under this sub-subparagraph must be an advocate of
 195 persons with developmental disabilities, as that term is defined
 196 in s. 393.063.

197 2.a. The term of the appointee under sub-subparagraph 1.b.
 198 shall be up to 3 years as determined by the Florida Prepaid
 199 College Board. Such appointee may be reappointed.

200 b. The term of the appointees under sub-subparagraphs 1.c.
 201 and d. shall be 3 years. Such appointees may be reappointed for
 202 up to one consecutive term.

203 3. Unless authorized by the board of directors of Florida

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204 ABLE, Inc., an individual director has no authority to control
 205 or direct the operations of Florida ABLE, Inc., or the actions
 206 of its officers and employees.

207 4. The board of directors of Florida ABLE, Inc.:

208 a. Shall meet at least quarterly and at other times upon
 209 the call of the chair.

210 b. May use any method of telecommunications to conduct, or
 211 establish a quorum at, its meetings or the meetings of a
 212 subcommittee or other subdivision if the public is given proper
 213 notice of the telecommunications meeting and provided reasonable
 214 access to observe and, if appropriate, to participate.

215 5. A majority of the total current membership of the board
 216 of directors of Florida ABLE, Inc., constitutes a quorum of the
 217 board.

218 6. Members of the board of directors of Florida ABLE, Inc.,
 219 and the board's subcommittees or other subdivisions shall serve
 220 without compensation; however, the members may be reimbursed for
 221 reasonable, necessary, and actual travel expenses pursuant to s.
 222 112.061.

223 (e) Subject to rule adopted by the Florida Prepaid College
 224 Board, Florida ABLE, Inc., may use property, other than money,
 225 facilities, and personal services of the Florida Prepaid College
 226 Board, provided that Florida ABLE, Inc., offers equal employment
 227 opportunities to all persons regardless of race, color,
 228 religion, sex, age, or national origin. As used in this
 229 paragraph, the term "personal services" means use of the Florida
 230 Prepaid College Board's full-time and part-time personnel,
 231 payroll processing services, and other services prescribed by
 232 rule of the Florida Prepaid College Board.

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233 (4) FLORIDA ABLE PROGRAM.—

234 (a) On or before July 1, 2016, Florida ABLE, Inc., shall
 235 establish and administer the Florida ABLE program. Before
 236 implementing the program, Florida ABLE, Inc., must obtain a
 237 written opinion from counsel specializing in:

238 1. Federal tax matters which indicates that the Florida
 239 ABLE program is designed to comply with s. 529A of the Internal
 240 Revenue Code.

241 2. Federal securities law which indicates that the Florida
 242 ABLE program and the offering of participation in the program
 243 are designed to comply with applicable federal securities law
 244 and qualify for the available tax exemptions under such law.

245 (b) The participation agreement must include provisions
 246 specifying that:

247 1. The participation agreement is only a debt or obligation
 248 of the Florida ABLE program and the Florida ABLE Program Trust
 249 Fund and, as provided under paragraph (f), is not a debt or
 250 obligation of the Florida Prepaid College Board or the state.

251 2. Participation in the Florida ABLE program does not
 252 guarantee that sufficient funds will be available to cover all
 253 qualified disability expenses for any designated beneficiary and
 254 does not guarantee the receipt or continuation of any product or
 255 service for the designated beneficiary.

256 3. The designated beneficiary must be a resident of this
 257 state or a resident of a contracting state at the time the ABLE
 258 account is established.

259 4. The establishment of an ABLE account in violation of
 260 federal law is prohibited.

261 5. Contributions in excess of the limitations set forth in

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262 s. 529A of the Internal Revenue Code are prohibited.

263 6. The state is a creditor of ABLE accounts as, and to the
 264 extent, set forth in s. 529A of the Internal Revenue Code.

265 7. Material misrepresentations by a party to the
 266 participation agreement, other than Florida ABLE, Inc., in the
 267 application for the participation agreement or in any
 268 communication with Florida ABLE, Inc., regarding the Florida
 269 ABLE program may result in the involuntary liquidation of the
 270 ABLE account. If an account is involuntarily liquidated, the
 271 designated beneficiary is entitled to a refund, subject to any
 272 fees or penalties provided by the participation agreement and
 273 the Internal Revenue Code.

274 (c) The participation agreement may include provisions
 275 specifying:

276 1. The requirements and applicable restrictions for opening
 277 an ABLE account.

278 2. The eligibility requirements for a party to a
 279 participation agreement and the rights of the party.

280 3. The requirements and applicable restrictions for making
 281 contributions to an ABLE account.

282 4. The requirements and applicable restrictions for
 283 directing the investment of the contributions or balance of the
 284 ABLE account.

285 5. The administrative fee and other fees and penalties
 286 applicable to an ABLE account.

287 6. The terms and conditions under which an ABLE account or
 288 participation agreement may be modified, transferred, or
 289 terminated.

290 7. The disposition of abandoned ABLE accounts.

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291 8. Other terms and conditions determined to be necessary or
 292 proper.

293 (d) The participation agreement may be amended throughout
 294 its term for purposes that include, but are not limited to,
 295 allowing a participant to increase or decrease the level of
 296 participation and to change designated beneficiaries and other
 297 matters authorized by this section and s. 529A of the Internal
 298 Revenue Code.

299 (e) If an ABLE account is determined to be abandoned
 300 pursuant to rules adopted by the Florida Prepaid College Board,
 301 Florida ABLE, Inc., may use the balance of the account to
 302 operate the Florida ABLE program.

303 (f) A contract or participation agreement entered into by
 304 or an obligation of Florida ABLE, Inc., on behalf of and for the
 305 benefit of the Florida ABLE program does not constitute a debt
 306 or obligation of the Florida Prepaid College Board or the state,
 307 but is only a debt or obligation of the Florida ABLE program and
 308 the Florida ABLE Program Trust Fund. The state does not have an
 309 obligation to a designated beneficiary or any other person as a
 310 result of the Florida ABLE program. The obligation of the
 311 Florida ABLE program is limited solely to amounts in the Florida
 312 ABLE Program Trust Fund. All amounts obligated to be paid from
 313 the Florida ABLE Program Trust Fund are limited to the amounts
 314 available for such obligation. The amounts held in the Florida
 315 ABLE program may be disbursed only in accordance with this
 316 section.

317 (g) Notwithstanding any other provision of law, Florida
 318 ABLE, Inc., may enter into an agreement with a contracting state
 319 which allows Florida ABLE, Inc., to participate under the

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320 design, operation, and rules of the contracting state's
 321 qualified ABLE program or which allows the contracting state to
 322 participate under the Florida ABLE program.

323 (h) The Florida ABLE program shall continue in existence
 324 until terminated by law. If the state determines that the
 325 program is financially infeasible, the state may terminate the
 326 program. Upon termination, amounts in the Florida ABLE Program
 327 Trust Fund held for designated beneficiaries shall be returned
 328 in accordance with the participation agreement.

329 (i) The state pledges to the designated beneficiaries that
 330 the state will not limit or alter their rights under this
 331 section which are vested in the Florida ABLE program until the
 332 program's obligations are met and discharged. However, this
 333 paragraph does not preclude such limitation or alteration if
 334 adequate provision is made by law for the protection of the
 335 designated beneficiaries pursuant to the obligations of Florida
 336 ABLE, Inc., and does not preclude termination of the Florida
 337 ABLE program if the state determines that the program is not
 338 financially feasible. This pledge and undertaking by the state
 339 may be included in participation agreements.

340 (5) COMPREHENSIVE INVESTMENT PLAN.—Florida ABLE, Inc.,
 341 shall establish a comprehensive investment plan for the Florida
 342 ABLE program, subject to the approval of the Florida Prepaid
 343 College Board. The comprehensive investment plan must specify
 344 the investment policies to be used by Florida ABLE, Inc., in its
 345 administration of the program. Florida ABLE, Inc., may place
 346 assets of the program in investment products and in such
 347 proportions as may be designated or approved in the
 348 comprehensive investment plan. Such products shall be

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349 underwritten and offered in compliance with the applicable
 350 federal and state laws or regulations or exemptions therefrom. A
 351 designated beneficiary may not direct the investment of any
 352 contributions to the Florida ABLE program, unless specific fund
 353 options are offered by Florida ABLE, Inc. Directors, officers,
 354 and employees of Florida ABLE, Inc., may enter into
 355 participation agreements, notwithstanding their fiduciary
 356 responsibilities or official duties related to the Florida ABLE
 357 program.

358 (6) EXEMPTION FROM CLAIMS OF CREDITORS.—Moneys paid into or
 359 out of the Florida ABLE Program Trust Fund by or on behalf of a
 360 designated beneficiary are exempt, as provided by s. 222.22,
 361 from all claims of creditors of the designated beneficiary if
 362 the participation agreement has not been terminated. Moneys paid
 363 into the Florida ABLE program and benefits accrued through the
 364 program may not be pledged for the purpose of securing a loan.

365 (7) MEDICAID RECOVERY; PRIORITY OF DISTRIBUTIONS.—

366 (a) Upon the death of the designated beneficiary, the
 367 Agency for Health Care Administration and the Medicaid program
 368 for another state may file a claim with the Florida ABLE program
 369 for the total amount of medical assistance provided for the
 370 designated beneficiary under the Medicaid program, less any
 371 premiums paid by or on behalf of the designated beneficiary to a
 372 Medicaid buy-in program. Funds in the ABLE account of the
 373 deceased designated beneficiary must first be distributed for
 374 qualified disability expenses followed by distributions for the
 375 Medicaid claim authorized under this paragraph. Any remaining
 376 amount shall be distributed as provided in the participation
 377 agreement.

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378 (b) Florida ABLE, Inc., shall assist and cooperate with the
 379 Agency for Health Care Administration and Medicaid programs in
 380 other states by providing the agency and programs with the
 381 information needed to accomplish the purpose and objective of
 382 this subsection.

383 (8) PAYROLL DEDUCTION AUTHORITY.—The payroll deduction
 384 authority provided under s. 1009.975 applies to the Florida
 385 Prepaid College Board and Florida ABLE, Inc., for purposes of
 386 administering this section.

387 (9) REPORTS.—

388 (a) On or before November 1, 2015, Florida ABLE, Inc.,
 389 shall prepare a report on the status of the establishment of the
 390 Florida ABLE program by Florida ABLE, Inc. The report must also
 391 include, if warranted, recommendations for statutory changes to
 392 enhance the effectiveness and efficiency of the program. Florida
 393 ABLE, Inc., shall submit copies of the report to the Governor,
 394 the President of the Senate, and the Speaker of the House of
 395 Representatives.

396 (b) On or before March 31 of each year, Florida ABLE, Inc.,
 397 shall prepare or cause to be prepared a report setting forth in
 398 appropriate detail an accounting of the Florida ABLE program
 399 which includes a description of the financial condition of the
 400 program at the close of the fiscal year. Florida ABLE, Inc.,
 401 shall submit copies of the report to the Governor, the President
 402 of the Senate, the Speaker of the House of Representatives, and
 403 the minority leaders of the Senate and the House of
 404 Representatives and shall make the report available to each
 405 designated beneficiary. The accounts of the Florida ABLE program
 406 are subject to annual audit by the Auditor General.

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407 (10) RULES.—The Florida Prepaid College Board shall adopt
 408 rules to administer this section. Such rules must include, but
 409 are not limited to:

410 (a) Specifying the procedures by which Florida ABLE, Inc.,
 411 shall be governed and operate, including requirements for the
 412 budget of Florida ABLE, Inc., and conditions with which Florida
 413 ABLE, Inc., must comply to use property, facilities, or personal
 414 services of the Florida Prepaid College Board.

415 (b) The procedures for determining that an ABLE account has
 416 been abandoned.

417 (c) Adoption of provisions determined necessary by the
 418 Florida Prepaid College Board for the Florida ABLE program to
 419 retain its status as a qualified ABLE program or the tax-exempt
 420 status or other similar status of the program or its
 421 participants under the Internal Revenue Code. Florida ABLE,
 422 Inc., shall inform participants in the Florida ABLE program of
 423 changes to the tax or securities status of their interests in
 424 the ABLE program and participation agreements.

425 (11) STATE OUTREACH PARTNERS.—The Agency for Health Care
 426 Administration, the Agency for Persons with Disabilities, the
 427 Department of Children and Families, and the Department of
 428 Education shall assist, cooperate, and coordinate with Florida
 429 ABLE, Inc., in the provision of public information and outreach
 430 for the Florida ABLE program.

431 (12) REPEAL.—In accordance with s. 20.058, this section is
 432 repealed October 1, 2020, unless reviewed and saved from repeal
 433 by the Legislature.

434 Section 3. Subsection (5) is added to section 222.22,
 435 Florida Statutes, to read:

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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436 222.22 Exemption of assets in qualified tuition programs,
 437 medical savings accounts, Coverdell education savings accounts,
 438 and hurricane savings accounts from legal process.—

439 (5) Except as provided in s. 1009.986(7), as it relates to
 440 any validly existing qualified ABLE program authorized by s.
 441 529A of the Internal Revenue Code, including, but not limited
 442 to, the Florida ABLE program participation agreements under s.
 443 1009.986, moneys paid into or out of such a program, and the
 444 income and assets of such a program, are not liable to
 445 attachment, levy, garnishment, or legal process in this state in
 446 favor of any creditor of or claimant against any designated
 447 beneficiary or other program participant.

448 Section 4. Subsections (1) and (4) of section 1009.971,
 449 Florida Statutes, are amended to read:

450 1009.971 Florida Prepaid College Board.—

451 (1) FLORIDA PREPAID COLLEGE BOARD; CREATION.—The Florida
 452 Prepaid College Board is hereby created as a body corporate with
 453 all the powers of a body corporate for the purposes delineated
 454 in this section. The board shall administer the prepaid program
 455 and the savings program, and shall perform essential
 456 governmental functions as provided in ss. 1009.97-1009.988 ~~ss.~~
 457 ~~1009.97-1009.984~~. For the purposes of s. 6, Art. IV of the State
 458 Constitution, the board shall be assigned to and
 459 administratively housed within the State Board of
 460 Administration, but it shall independently exercise the powers
 461 and duties specified in ss. 1009.97-1009.988 ~~ss. 1009.97-~~
 462 ~~1009.984~~.

463 (4) FLORIDA PREPAID COLLEGE BOARD; POWERS AND DUTIES.—The
 464 board shall have the powers and duties necessary or proper to

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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465 carry out the provisions of ss. 1009.97-1009.988 ~~ss. 1009.97-~~
 466 ~~1009.984~~, including, but not limited to, the power and duty to:
 467 (a) Appoint an executive director to serve as the chief
 468 administrative and operational officer of the board and to
 469 perform other duties assigned to him or her by the board.
 470 (b) Adopt an official seal and rules.
 471 (c) Sue and be sued.
 472 (d) Make and execute contracts and other necessary
 473 instruments.
 474 (e) Establish agreements or other transactions with
 475 federal, state, and local agencies, including state universities
 476 and Florida College System institutions.
 477 (f) Administer the trust fund in a manner that is
 478 sufficiently actuarially sound to defray the obligations of the
 479 prepaid program and the savings program, considering the
 480 separate purposes and objectives of each program. The board
 481 shall annually evaluate or cause to be evaluated the actuarial
 482 soundness of the prepaid fund. If the board perceives a need for
 483 additional assets in order to preserve actuarial soundness of
 484 the prepaid program, the board may adjust the terms of
 485 subsequent advance payment contracts to ensure such soundness.
 486 (g) Invest funds not required for immediate disbursement.
 487 (h) Appear in its own behalf before boards, commissions, or
 488 other governmental agencies.
 489 (i) Hold, buy, and sell any instruments, obligations,
 490 securities, and property determined appropriate by the board.
 491 (j) Require a reasonable length of state residence for
 492 qualified beneficiaries.
 493 (k) Segregate contributions and payments to the trust fund

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494 into the appropriate fund.
 495 (l) Procure and contract for goods and services, employ
 496 personnel, and engage the services of private consultants,
 497 actuaries, managers, legal counsel, and auditors in a manner
 498 determined to be necessary and appropriate by the board.
 499 (m) Solicit and accept gifts, grants, loans, and other aids
 500 from any source or participate in any other way in any
 501 government program to carry out the purposes of ss. 1009.97-
 502 1009.988 ~~ss. 1009.97-1009.984~~.
 503 (n) Require and collect administrative fees and charges in
 504 connection with any transaction and impose reasonable penalties,
 505 including default, for delinquent payments or for entering into
 506 an advance payment contract or a participation agreement on a
 507 fraudulent basis.
 508 (o) Procure insurance against any loss in connection with
 509 the property, assets, and activities of the trust fund or the
 510 board.
 511 (p) Impose reasonable time limits on use of the benefits
 512 provided by the prepaid program or savings program. However, any
 513 such limitations shall be specified within the advance payment
 514 contract or the participation agreement, respectively.
 515 (q) Delineate the terms and conditions under which payments
 516 may be withdrawn from the trust fund and impose reasonable fees
 517 and charges for such withdrawal. Such terms and conditions shall
 518 be specified within the advance payment contract or the
 519 participation agreement.
 520 (r) Provide for the receipt of contributions in lump sums
 521 or installment payments.
 522 (s) Require that purchasers of advance payment contracts or

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523 benefactors of participation agreements verify, under oath, any
 524 requests for contract conversions, substitutions, transfers,
 525 cancellations, refund requests, or contract changes of any
 526 nature. Verification shall be accomplished as authorized and
 527 provided for in s. 92.525(1) (a).

528 (t) Delegate responsibility for administration of one or
 529 both of the comprehensive investment plans required in s.
 530 1009.973 to persons the board determines to be qualified. Such
 531 persons shall be compensated by the board.

532 (u) Endorse insurance coverage written exclusively for the
 533 purpose of protecting advance payment contracts, and
 534 participation agreements, and the purchasers, benefactors, and
 535 beneficiaries thereof, including group life policies and group
 536 disability policies, which are exempt from the provisions of
 537 part V of chapter 627.

538 (v) Form strategic alliances with public and private
 539 entities to provide benefits to the prepaid program, savings
 540 program, and participants of either or both programs.

541 (w) Solicit proposals and contract, pursuant to s. 287.057,
 542 for the marketing of the prepaid program or the savings program,
 543 or both together. Any materials produced for the purpose of
 544 marketing the prepaid program or the savings program shall be
 545 submitted to the board for review. No such materials shall be
 546 made available to the public before the materials are approved
 547 by the board. Any educational institution may distribute
 548 marketing materials produced for the prepaid program or the
 549 savings program; however, all such materials shall be approved
 550 by the board prior to distribution. Neither the state nor the
 551 board shall be liable for misrepresentation of the prepaid

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552 program or the savings program by a marketing agent.

553 (x) Establish other policies, procedures, and criteria to
 554 implement and administer the provisions of ss. 1009.97-1009.988
 555 ~~ss. 1009.97-1009.984~~.

556 (y) Adopt procedures to govern contract dispute proceedings
 557 between the board and its vendors.

558 (z) Amend board contracts to provide Florida ABLE, Inc., or
 559 the Florida ABLE program with contractual services.

560 Section 5. This act shall take effect upon becoming a law.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Banking and Insurance, *Chair*
Appropriations, *Vice Chair*
Appropriations Subcommittee on Health
and Human Services
Education Pre-K-12
Higher Education
Judiciary
Rules

SENATOR LIZBETH BENACQUISTO

30th District

JOINT COMMITTEE:

Joint Legislative Auditing Committee
Joint Select Committee on Collective Bargaining

February 18, 2015

The Honorable Don Gaetz
Appropriations Subcommittee on Education, Chair
201 The Capitol
404 S. Monroe Street
Tallahassee, FL 32399-1100

RE: CS/SB 642 – Individuals with Disabilities
RE: SB 644 – Florida ABLE Trust Fund/State Board of Administration
RE: CS/SB 646 – Public Records/Information Held by the Florida Prepaid College Board,
Florida ABLE, Inc., and the Florida ABLE Program

Dear Mr. Chair:

Please allow this letter to serve as my respectful request to agenda CS/SB 642, SB 644, and CS/SB 646, relating to the Florida ABLE program, for a public hearing at your earliest convenience.

Your kind consideration of this request is greatly appreciated. Please feel free to contact my office for any additional information.

Sincerely,

A handwritten signature in black ink that reads "Lizbeth Benacquisto".

Lizbeth Benacquisto
Senate District 30

REPLY TO:

- 2310 First Street, Suite 305, Fort Myers, Florida 33901 (239) 338-2570
- 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5030

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

642

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name JIM HORNE

Job Title _____

Address PO Box 8339

Phone 904 759 4596

Fleming Island FL 32006
Street City State Zip

Email jhome@strategiesgroup.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing AIF

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.



March 25, 2015

Florida ABLE Act (CS/SB 642/644/646)

Chair: Senator Tom Lee

Vice Chair: Senator Lizbeth Benacquisto

Senate Appropriations Committee

**The National Down Syndrome Society Written Testimony before the
Senate Appropriations Committee
March 25, 2015 – 9:00 am**

The National Down Syndrome Society (NDSS) is the largest nonprofit representing and advocating for people with Down syndrome and their families, with over 375 NDSS affiliate groups spanning all 50 states representing over 400,000 people with Down syndrome. ***NDSS strongly supports the passage of the ABLE Act in Florida.***

NDSS and Down syndrome advocates have worked tirelessly for eight years to pass the *Stephen J. Beck, Jr. Achieving a Better Life Experience (ABLE) Act* (H.R. 647/S. 313). NDSS DS-Ambassadors, affiliates and advocates in Florida were very active in this national effort securing support in Florida for the ABLE Act. Representative Crenshaw sponsored H.R. 647 and co-sponsors included Representatives Deutch, Mica, Miller, Rooney, Young, Hastings, Ros-Lehtinen, Webster, Diaz-Balart, Posey, Brown, Yoho, Castor, Wasserman Schultz, Frankel, Southerland, Bilirakis, Nugent, Ross, Wilson, Buchanan, Grayson, DeSantis, Radel, Murphy, Garcia, Fleming, Flores, Fleischmann, and Jolly. Senators Rubio and Nelson were also cosponsors of the ABLE Act. With 458 cosponsors in the House and Senate (85% of Congress), the ABLE Act was the most bipartisan piece of legislation in the 2013 Congress. Signed into law by President Obama on December 19, 2014, the ABLE Act amends the federal tax code to allow Section 529 tax-exempt savings accounts for disability-related expenses. We anticipate the same level of bipartisanship in the state legislatures as each works toward the passage and implementation of state 529 ABLE accounts.

Currently, people with disabilities cannot have more than \$2,000 worth of assets before critical government support programs they need are cut off. An ABLE account could fund a variety of essential expenses for individuals, including medical and dental care, education, community based supports, employment training, assistive technology, housing and transportation. People with Down syndrome are living longer, healthier and productive lives, working and contributing to society, yet they are forced to take low or no-paying jobs and live in poverty when they have the potential to achieve so much more.

The ABLE Act provides individuals with disabilities the same types of flexible savings tools that all other Americans have through college savings accounts, health savings accounts and individual retirement accounts. Families, who have been able to set up regular 529 college savings accounts for their non-disabled children, now for the first time can save for their children with disabilities.

As the national advocate for the value, acceptance and inclusion of people with Down syndrome, we strongly urge the State of Florida to pass Florida ABLE Act (CS/SB 642/644/646) to enable individuals with disabilities and their families to save money to live meaningful, productive, and independent lives.

Sincerely,

A handwritten signature in black ink, appearing to read "Sara Hart Weir". The signature is fluid and cursive, with the first name "Sara" being the most prominent.

Sara Hart Weir, MS
President, National Down Syndrome Society
666 Broadway, 8th Floor
New York, NY 10012
(202) 465-3222
sweir@ndss.org

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 644

INTRODUCER: Appropriations Committee; Banking and Insurance Committee; and Senator Benacquisto

SUBJECT: Florida ABLE Program Trust Fund/State Board of Administration

DATE: March 27, 2015 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Knudson</u>	<u>Knudson</u>	<u>BI</u>	Fav/CS
2.	<u>Sikes</u>	<u>Elwell</u>	<u>AED</u>	Favorable
3.	<u>Sikes</u>	<u>Kynoch</u>	<u>AP</u>	Fav/CS

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Technical Changes

I. Summary:

CS/CS/SB 644 creates the Florida ABLE Program Trust Fund (trust fund) within the State Board of Administration (SBA). The trust fund will hold appropriations and moneys acquired from private sources or other governmental sources for the Florida ABLE program. The trust fund will also hold ABLE account moneys.

This bill has no fiscal impact.

CS/CS/SB 644 is contingent upon CS/SB 642 or similar legislation becoming law and will become effective on the same date.

II. Present Situation:

Trust Funds

Section 19(f), Art. III of the State Constitution, requires that every trust fund be created by a three-fifths vote of the membership in each house of the Legislature in a separate bill for the sole purpose of creating that trust fund. The Constitution also provides that all newly created trust funds terminate not more than 4 years after the initial creation unless recreated.

Federal ABLE Act

The federal ABLE Act (Achieving a Better Life Experience Act of 2014) became law on December 19, 2014. The ABLE Act permits a state to implement a qualified ABLE program and establish ABLE accounts for individuals with disabilities that meet certain criteria and are deemed “eligible individuals.” A designated beneficiary of an ABLE account is an eligible individual who establishes an ABLE account and is the owner of such of an account.¹ The provisions of the ABLE Act are effective for taxable years beginning after December 31, 2014.

Florida ABLE Program

CS/SB 642 requires the Florida Prepaid College Board (Prepaid Board) to create the Florida ABLE, Inc., as a direct support organization organized as a not-for-profit corporation. Florida ABLE, Inc., would establish and administer the Florida ABLE Program. The board of directors of Florida ABLE, Inc., would be comprised of the chair of the Prepaid Board, two appointees (one by the Governor and one by the Prepaid Board) with expertise in accounting, risk management or investment management, and two appointees, one appointed by the President of the Senate and one appointed by the Speaker of the House of Representatives, who are advocates for individuals with disabilities, one of whom is an advocate for individuals with developmental disabilities. The bill provides that the Florida ABLE, Inc., would operate under a contract with the Prepaid Board.

Individuals who participate in the Florida ABLE Program must meet certain requirements. Under the provisions of CS/SB 642, a designated beneficiary is an eligible individual who established an ABLE account or an eligible individual to whom an ABLE account was transferred.

A person is an eligible individual for an ABLE account for a taxable year if during such taxable year:

- The person is entitled to benefits based on blindness or disability under title II or XVI of the Social Security Act, and such blindness or disability occurred before the date on which the individual attained age 26; or
- A disability certification with respect to the person is filed with the Secretary of the Department of Treasury for such taxable year.

The Florida ABLE Program would operate under a participation agreement between Florida ABLE, Inc., and a participant in the Florida ABLE Program.

Under the Florida ABLE Program, eligible individuals with disabilities, family members and others can contribute funds to an ABLE account without affecting the designated beneficiary’s eligibility for state and federal benefits, such as SSI and Medicaid. Those funds can be used for qualified disability expenses relating to the individual’s blindness or disability. These expenses would include education, housing, transportation, employment support, health, prevention, wellness, financial, and legal expenses, and other expenses authorized through federal

¹ A designated beneficiary may also be a brother, sister, stepbrother, or stepsister of a former designated beneficiary of the ABLE account, provided such new designated beneficiary is also an eligible individual.

regulations. Funds placed in the ABLE program would supplement, rather than supplant, benefits provided through state and federal programs, earnings, and other sources.

III. Effect of Proposed Changes:

Section 1 creates the Florida ABLE Program Trust Fund within the State Board of Administration. The trust fund will hold appropriations and moneys acquired from private sources or other governmental sources for the Florida ABLE program. The trust fund will also hold moneys held in individual ABLE accounts. The priority of expending trust fund assets is first to make payment to, or on behalf of, designated beneficiaries of the Florida ABLE program and then to pay administrative and operations costs of the Florida ABLE program.

Trust fund assets may be maintained, expended, and invested only to carry out the purposes of Florida ABLE program. Florida ABLE may, however, make investments in bonds, notes, or other obligations of the state, a state agency, or instrumentality of the state. Any year-end balance remains in the trust fund. Trust fund assets are exempt from the investment requirements of s. 17.57, F.S., and may be invested pursuant to s. 215.47, F.S.

The trust fund terminates on October 1, 2019, as required by s. 19(f)(2), Art. III of the Florida Constitution. Prior to termination, the trust fund will be reviewed by the State Board of Administration and the Governor who will recommend to the President of the Senate and the Speaker of the House of Representatives whether the trust fund should be allowed to terminate or be re-created.

Section 2 provides that the bill will take effect on the same date as CS/SB 642 or similar legislation if such legislation is adopted in the same legislative session, or an extension of the same session, and becomes law. The effective date of CS/SB 642 is upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

Article II, subsection 19(f) of the Florida Constitution prohibits the Legislature from creating or re-creating a trust fund unless the trust fund is created or re-created by law and approved by a three-fifths vote of the membership of each house of the Legislature in a separate bill for that purpose only.

State trust funds must terminate within 4 years after the effective date of the act authorizing the initial creation of the trust fund. Once re-created, a trust fund remains in existence indefinitely.

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. Statutes Affected:

This bill creates section 1009.988 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS/CS by Appropriations on March 25, 2015:

The committee substitute makes a technical correction regarding the date the trust fund will terminate rather than become law.

CS by Banking and Insurance on January 17, 2015:

The CS renames the trust fund created by the bill the Florida ABLE Program Trust Fund to avoid confusion with the Florida Endowment Foundation for Vocational Rehabilitation, which is also known as “The Able Trust.”

B. Amendments:

None.



341668

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Benacquisto) recommended the following:

Senate Amendment

Delete lines 50 - 51
and insert:
this act" where it occurs in this act with the date the trust
fund will terminate.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Banking and Insurance, *Chair*
Appropriations, *Vice Chair*
Appropriations Subcommittee on Health
and Human Services
Education Pre-K-12
Higher Education
Judiciary
Rules

SENATOR LIZBETH BENACQUISTO

30th District

JOINT COMMITTEE:

Joint Legislative Auditing Committee
Joint Select Committee on Collective Bargaining

February 18, 2015

The Honorable Don Gaetz
Appropriations Subcommittee on Education, Chair
201 The Capitol
404 S. Monroe Street
Tallahassee, FL 32399-1100

RE: CS/SB 642 – Individuals with Disabilities
RE: SB 644 – Florida ABLE Trust Fund/State Board of Administration
RE: CS/SB 646 – Public Records/Information Held by the Florida Prepaid College Board,
Florida ABLE, Inc., and the Florida ABLE Program

Dear Mr. Chair:

Please allow this letter to serve as my respectful request to agenda CS/SB 642, SB 644, and CS/SB 646, relating to the Florida ABLE program, for a public hearing at your earliest convenience.

Your kind consideration of this request is greatly appreciated. Please feel free to contact my office for any additional information.

Sincerely,

A handwritten signature in black ink that reads "Lizbeth Benacquisto".

Lizbeth Benacquisto
Senate District 30

REPLY TO:

- 2310 First Street, Suite 305, Fort Myers, Florida 33901 (239) 338-2570
- 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5030

Senate's Website: www.flsenate.gov

ANDY GARDINER
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: CS/CS/SB 646

INTRODUCER: Appropriations Committee; Banking and Insurance Committee; and Senator Benacquisto

SUBJECT: Public Records/Information Held by the Florida Prepaid College Board, Florida ABLE, Inc., and the Florida ABLE program

DATE: March 24, 2015 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Johnson</u>	<u>Knudson</u>	<u>BI</u>	<u>Fav/CS</u>
2.	<u>Kim</u>	<u>McVaney</u>	<u>GO</u>	<u>Favorable</u>
3.	<u>Sikes</u>	<u>Kynoch</u>	<u>AP</u>	<u>Fav/CS</u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Technical Changes

I. Summary:

CS/CS/SB 646 creates a public records exemption for specified personal financial and health information of a consumer relating to an ABLE account or a participation agreement or any information that would identify a consumer held by the Florida Prepaid College Board, Florida ABLE Inc., Florida ABLE program, or an agent or service provider of these entities. The bill defines a consumer as a party to a participation agreement, which would be under the Florida ABLE Program.

A related bill, CS/SB 642, requires the Florida Prepaid College Board to create Florida ABLE, Inc., as a direct support organization, to administer the Florida ABLE program. The Florida ABLE program, pursuant to federal law,¹ allows individuals with disabilities to save money without losing their eligibility for state and federal benefits and use such funds for qualified disability expenses.

Because this bill creates a public-records exemption, it contains a public necessity statement and requires a two-thirds vote of each house of the Legislature for passage.

This bill has no fiscal impact.

¹ H.R. 5771, Division B, Title I. Public Law 113-295.

The bill takes effect on the same date that CS/SB 642 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

II. Present Situation:

Public Records and Open Meetings Requirements

The Florida Constitution provides that the public has the right to access government records and meetings. The public may inspect or copy any public record made or received in connection with the official business of any public body, officer, or employee of the state, or of persons acting on their behalf.² The public also has a right to be afforded notice and access to meetings of any collegial public body of the executive branch of state government or of any local government.³ The Legislature's meetings must also be open and noticed to the public, unless there is an exception provided for by the Constitution.⁴

In addition to the Florida Constitution, the Florida Statutes specify conditions under which public access must be provided to government records and meetings. The Public Records Act⁵ guarantees every person's right to inspect and copy any state or local government public record.⁶ The Sunshine Law⁷ requires all meetings of any board or commission of any state or local agency or authority at which official acts are to be taken to be noticed and open to the public.⁸

² FLA. CONST., art. I, s. 24(a).

³ FLA. CONST., art. I, s. 24(b).

⁴ FLA. CONST., art. I, s. 24(b).

⁵ Chapter 119, F.S.

⁶ Section 119.011(12), F.S., defines "public record" to mean "all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency." Section 119.011(2), F.S., defines "agency" to mean as "any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for the purposes of this chapter, the Commission on Ethics, the Public Service Commission, and the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency." The Public Records Act does not apply to legislative or judicial records. *Locke v. Hawkes*, 595 So.2d 32 (Fla. 1992). The Legislature's records are public pursuant to section 11.0431, F.S.

⁷ Section 286.011, F.S.

⁸ Section 286.011(1)-(2), F.S. The Sunshine Law does not apply to the Legislature; rather, open meetings requirements for the Legislature are set out in the Florida Constitution. Article III, section 4(e) of the Florida Constitution provides that legislative committee meetings must be open and noticed to the public. In addition, prearranged gatherings, between more than two members of the Legislature, or between the Governor, the President of the Senate, or the Speaker of the House of Representatives, the purpose of which is to agree upon or to take formal legislative action, must be reasonably open to the public.

The Legislature may create an exemption to public records or open meetings requirements.⁹ An exemption must specifically state the public necessity justifying the exemption¹⁰ and must be tailored to accomplish the stated purpose of the law.¹¹

Open Government Sunset Review Act

The Open Government Sunset Review Act (referred to hereafter as the “OGSR”) prescribes a legislative review process for newly created or substantially amended public records or open meetings exemptions.¹² The OGSR provides that an exemption automatically repeals on October 2nd of the fifth year after creation or substantial amendment; in order to save an exemption from repeal, the Legislature must reenact the exemption.¹³

The OGSR provides that a public records or open meetings exemption may be created or maintained only if it serves an identifiable public purpose and is no broader than necessary.¹⁴ An exemption serves an identifiable purpose if it meets one of the following purposes and cannot be accomplished without the exemption:

- It allows the state or its political subdivision to effectively and efficiently administer a program, and administration would be significantly impaired without the exemption;¹⁵
- Releasing sensitive personal information would be defamatory or would jeopardize an individual’s safety. If this public purpose is cited as the basis of an exemption, however, only personal identifying information is exempt;¹⁶ or
- It protects trade or business secrets.¹⁷

In addition, the Legislature must find that the purpose of the exemption overrides the Florida’s public policy strongly favoring open government.

The OGSR also requires specified questions to be considered during the review process.¹⁸ In examining an exemption, the OGSR asks the Legislature to carefully question the purpose and necessity of reenacting the exemption.

⁹ FLA. CONST., art. I, s. 24(c). There is a difference between records the Legislature designates as exempt from public records requirements and those the Legislature designates *confidential* and exempt. A record classified as exempt from public disclosure may be disclosed under certain circumstances. *Williams v. City of Minneola*, 575 So.2d 687 (Fla. 5th DCA 1991). If the Legislature designates a record as confidential, such record may not be released, to anyone other than the persons or entities specifically designated in the statutory exemption. *WFTV, Inc. v. The School Board of Seminole*, 874 So.2d 48 (Fla. 5th DCA 2004).

¹⁰ FLA. CONST., art. I, s. 24(c).

¹¹ FLA. CONST., art. I, s. 24(c).

¹² Section 119.15, F.S. Section 119.15(4)(b), F.S., provides that an exemption is considered to be substantially amended if it is expanded to include more information or to include meetings. The OGSR does not apply to an exemption that is required by federal law or that applies solely to the Legislature or the State Court System pursuant to section 119.15(2), F.S.

¹³ Section 119.15(3), F.S.

¹⁴ Section 119.15(6)(b), F.S.

¹⁵ Section 119.15(6)(b)1., F.S.

¹⁶ Section 119.15(6)(b)2., F.S.

¹⁷ Section 119.15(6)(b)3., F.S.

¹⁸ Section 119.15(6)(a), F.S. The specified questions are:

- What specific records or meetings are affected by the exemption?
- Whom does the exemption uniquely affect, as opposed to the general public?
- What is the identifiable public purpose or goal of the exemption?

If, in reenacting an exemption, the exemption is expanded, then a public necessity statement and a two-thirds vote for passage are required.¹⁹ If the exemption is reenacted without substantive changes or if the exemption is narrowed, then a public necessity statement and a two-thirds vote for passage are *not* required. If the Legislature allows an exemption to sunset, the previously exempt records will remain exempt unless provided for by law.²⁰

Federal ABLÉ Act

The federal ABLÉ Act (Achieving a Better Life Experience Act of 2014) became law on December 19, 2014. The purpose of the ABLÉ Act is to encourage individuals and families to save money to support individuals with disabilities. The ABLÉ Act permits a state to implement a qualified ABLÉ program and establish ABLÉ accounts for individuals with disabilities that meet certain criteria and are deemed “eligible individuals.” A designated beneficiary of an ABLÉ account is an eligible individual who establishes an ABLÉ account and is the owner of such of an account.²¹ The provisions of the ABLÉ Act are effective for taxable years beginning after December 31, 2014.

Florida ABLÉ Program

This bill is the public records exemption relating to the Florida ABLÉ program created in CS/SB 642. CS/SB 642 requires the Florida Prepaid College Board to create the Florida ABLÉ, Inc., as a direct support organization that is organized as a not-for-profit corporation. Florida ABLÉ, Inc., will establish and administer the Florida ABLÉ Program. Florida ABLÉ, Inc., will operate under a contract with the Florida Prepaid College Board.

Individuals who participate in the Florida ABLÉ Program must meet certain requirements. Under the provisions of CS/SB 642, a designated beneficiary means the eligible individual who established an ABLÉ account or the eligible individual to whom an ABLÉ account was transferred. A designated beneficiary in the Florida ABLÉ program would be subject to the terms and conditions of the participation agreement.

An individual is an eligible individual for establishing an ABLÉ account for a taxable year if during such taxable year:

- The individual is entitled to benefits based on blindness or disability under title II or XVI of the Social Security Act, and such blindness or disability occurred before the date on which the individual attained age 26; or
- A disability certification with respect to such individual is filed with the Secretary of the Department of Treasury for such taxable year.

-
- Can the information contained in the records or discussed in the meeting be readily obtained by alternative means? If so, how?
 - Is the record or meeting protected by another exemption?
 - Are there multiple exemptions for the same type of record or meeting that it would be appropriate to merge?

¹⁹ FLA. CONST., art. I, s. 24(c).

²⁰ Section 119.15(7), F.S.

²¹ A designated beneficiary may also be a brother, sister, stepbrother, or stepsister of a former designated beneficiary of the ABLÉ account, provided such new designated beneficiary is also an eligible individual.

Under the Florida ABLE Program, eligible individuals with disabilities, family members and others can contribute funds to an ABLE account without affecting the individual's eligibility for state and federal benefits, such as SSI and Medicaid. Those funds can be used for qualified disability expenses relating to the individual's blindness or disability. These expenses would include education, housing, transportation, employment support, health, prevention, wellness, financial, and legal expenses, and other expenses authorized through federal regulations. Funds placed in the ABLE program would supplement rather than supplant benefits provided through state and federal programs, earnings, and other sources.

III. Effect of Proposed Changes:

The bill provides that personal financial and health information of a consumer that is held by the Florida Prepaid College Board, the Florida ABLE, Inc., the Florida ABLE program, or an agent or service provider of one of these entities relating to an ABLE account, or a participation agreement or any information that would identify a consumer is confidential and exempt from s. 119.07(1), F.S., and s. 24(a), Art. I, of the State Constitution.

For purposes of the bill, a "consumer" means a party to a participation agreement of the Florida ABLE program. The bill provides that "personal financial and health information" means:

- A consumer's personal health condition, disease, injury, or medical diagnosis or treatment;
- The existence, nature, source, or amount of a consumer's personal income or expenses;
- Records of or relating to a consumer's personal financial transactions of any kind; or
- The existence, identification, nature, or value of a consumer's assets, liabilities, or net worth.

The bill authorizes the Florida Prepaid College Board or Florida ABLE, Inc., to disclose information made confidential and exempt to another state or federal government entity if disclosure is necessary for the receiving entity to perform its duties or responsibilities or to verify the eligibility of an eligible individual or authorize the use of an ABLE account. The bill does not include a penalty for releasing confidential and exempt records for any other purpose.

The bill provides that this public records exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.15, F.S., and shall stand repealed on October 2, 2020, unless reviewed and saved from repeal through reenactment by the Legislature.

The bill provides a statement of public necessity for this public records exemption. The public necessity statement provides that the Legislature finds that it is a public necessity to protect a consumer's personal financial and health information. Disclosure of sensitive financial information held for a consumer under the Florida ABLE program would create the opportunity for theft, identity theft, fraud, and other illegal activity, thereby jeopardizing the financial security of the consumer and placing him or her at risk for substantial financial harm. Further, each person has a reasonable expectation of and a right to privacy in all matters concerning personal financial interests.

In addition, the statement provides that the Legislature finds that it is a public necessity to protect a consumer's personal health information because such information is traditionally a private and confidential matter between the patient and health care provider. The private and confidential nature of personal health matters pervades both the public and private health care sectors, and

public disclosure of such personal health information held for a consumer under the Florida ABLÉ program could negatively affect a person's business and personal relationships and cause detrimental financial consequences.

The bill takes effect on the same date that CS/SB 642 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

This bill creates a public records exemption. It complies with the requirements of s. 24(c), Art. I of the Florida Constitution that the Legislature address public records exemptions in legislation separate from substantive law changes.

Because the bill creates an exemption, it contains a statement of public necessity and is subject to a two-thirds vote of each house of the Legislature for passage as required by s. 24(c), Art. I of the Florida Constitution.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

CS/CS/SB 646 is intended to prevent the disclosure of specified personal financial and health information of a consumer that is held by the Florida Prepaid College Board, Florida ABLÉ Inc., Florida ABLÉ program, or an agent or service provider of these entities relating to an ABLÉ account or a participation agreement or any information held that could identify a consumer. The bill provides a limited exception for the release of such confidential and exempt information to governmental entities in furtherance of their duties.

C. Government Sector Impact:

This bill has no fiscal impact. The Florida Prepaid College Board currently administers the Stanley G. Tate Florida Prepaid College Program and the Florida College Savings Program, both of which are exempt from s. 119.07 (1), F.S., and s. 24(a), Art. I of the

State Constitution. Accordingly, the Florida Prepaid College Board should not incur additional administrative or training costs associated with a public records exemption.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 1009.987 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS/CS by Appropriations on March 25, 2015:

The committee substitute clarifies the public necessity statement for the public records exemption.

CS by Banking and Insurance on February 17, 2015:

The CS replaces the word, “board” with the term, “Florida Prepaid College Board.”

B. Amendments:

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
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	.	

The Committee on Appropriations (Benacquisto) recommended the following:

Senate Amendment

Delete lines 48 - 66
and insert:

Section 2. The Legislature finds that it is a public necessity that the personal financial and health information of a consumer held by the Florida Prepaid College Board, Florida ABLE, Inc., the Florida ABLE program, or an agent or service provider thereof, relating to an ABLE account or a participation agreement, or any information that would identify a consumer, be



11 made confidential and exempt from s. 119.07(1), Florida
12 Statutes, and s. 24(a), Article I of the State Constitution. The
13 Florida ABLE program allows eligible individuals with
14 disabilities, their family members, and others to contribute
15 funds to an ABLE account without affecting the individual's
16 eligibility for state and federal benefits. It allows the
17 individual to use those funds for qualified disability expenses,
18 such as education, housing, transportation, or other expenses
19 authorized through federal regulations. The public record
20 exemption for information that would identify a consumer ensures
21 that information of a sensitive personal nature concerning a
22 party to a participation agreement is protected. Without such
23 protection, an individual may be less likely to take advantage
24 of the program, thus hindering the effective and efficient
25 administration of the Florida ABLE program. It may also make the
26 individual vulnerable to abuse and exploitation. Disclosure of
27 sensitive financial information regarding a consumer under the
28 Florida ABLE program could create the opportunity for theft,
29 identity theft, fraud, and other illegal activity, thereby
30 jeopardizing the financial security of the consumer and placing
31 him or her at risk for substantial financial harm. Further, each
32 individual has a reasonable expectation of and a right to
33 privacy in all matters concerning personal financial interests.
34 The Legislature further finds that it is a public necessity to
35 protect a consumer's personal health information because such
36 information is traditionally a private and confidential matter
37 between the patient and health care provider. The private and
38 confidential nature of personal health matters pervades both the
39 public and private health care sectors, and public disclosure of



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40 such personal health information relating to a consumer under
41 the Florida ABLE program could negatively affect an individual's
42 business and personal relationships and cause detrimental
43 financial consequences.

By the Committee on Banking and Insurance; and Senator Benacquisto

597-01649-15

2015646c1

1 A bill to be entitled
2 An act relating to public records; creating s.
3 1009.987, F.S.; providing an exemption from public
4 records requirements for certain personal financial
5 and health information held by the Florida Prepaid
6 College Board, Florida ABLE, Inc., the Florida ABLE
7 program, or an agent or service provider thereof;
8 authorizing the release of such information under
9 specified circumstances; providing for future
10 legislative review and repeal of the exemption;
11 providing a statement of public necessity; providing a
12 contingent effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Section 1009.987, Florida Statutes, is created
17 to read:

18 1009.987 Public records exemption.-

19 (1) As used in this section, the term:

20 (a) "Consumer" means a party to a participation agreement.

21 (b) "Personal financial and health information" means:

22 1. A consumer's personal health condition, disease, injury,
23 or medical diagnosis or treatment;

24 2. The existence, nature, source, or amount of a consumer's
25 personal income or expenses;

26 3. Records of or relating to a consumer's personal
27 financial transactions of any kind; or

28 4. The existence, identification, nature, or value of a
29 consumer's assets, liabilities, or net worth.

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30 (2) The personal financial and health information of a
31 consumer held by the Florida Prepaid College Board, Florida
32 ABLE, Inc., or the Florida ABLE program, or an agent or service
33 provider thereof, relating to an ABLE account or a participation
34 agreement or any information that would identify a consumer is
35 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
36 of the State Constitution.

37 (3) The Florida Prepaid College Board or Florida ABLE,
38 Inc., may authorize the disclosure of information made
39 confidential and exempt under subsection (2) to another state or
40 federal government entity if disclosure is necessary for the
41 receiving entity to perform its duties or responsibilities or to
42 verify the eligibility of an eligible individual or authorize
43 the use of an ABLE account.

44 (4) This section is subject to the Open Government Sunset
45 Review Act in accordance with s. 119.15 and shall stand repealed
46 on October 2, 2020, unless reviewed and saved from repeal
47 through reenactment by the Legislature.

48 Section 2. The Legislature finds that it is a public
49 necessity to protect a consumer's personal financial and health
50 information. Disclosure of sensitive financial information held
51 for a consumer under the Florida ABLE program would create the
52 opportunity for theft, identity theft, fraud, and other illegal
53 activity, thereby jeopardizing the financial security of the
54 consumer and placing him or her at risk for substantial
55 financial harm. Further, each person has a reasonable
56 expectation of and a right to privacy in all matters concerning
57 personal financial interests. The Legislature further finds that
58 it is a public necessity to protect a consumer's personal health

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59 information because such information is traditionally a private
60 and confidential matter between the patient and health care
61 provider. The private and confidential nature of personal health
62 matters pervades both the public and private health care
63 sectors, and public disclosure of such personal health
64 information held for a consumer under the Florida ABLE program
65 could negatively affect a person's business and personal
66 relationships and cause detrimental financial consequences.

67 Section 3. This act shall take effect on the same date that
68 SB 642 or similar legislation takes effect, if such legislation
69 is adopted in the same legislative session or an extension
70 thereof and becomes a law.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Banking and Insurance, *Chair*
Appropriations, *Vice Chair*
Appropriations Subcommittee on Health
and Human Services
Education Pre-K-12
Higher Education
Judiciary
Rules

SENATOR LIZBETH BENACQUISTO

30th District

JOINT COMMITTEE:

Joint Legislative Auditing Committee
Joint Select Committee on Collective Bargaining

February 18, 2015

The Honorable Don Gaetz
Appropriations Subcommittee on Education, Chair
201 The Capitol
404 S. Monroe Street
Tallahassee, FL 32399-1100

RE: CS/SB 642 – Individuals with Disabilities
RE: SB 644 – Florida ABLE Trust Fund/State Board of Administration
RE: CS/SB 646 – Public Records/Information Held by the Florida Prepaid College Board,
Florida ABLE, Inc., and the Florida ABLE Program

Dear Mr. Chair:

Please allow this letter to serve as my respectful request to agenda CS/SB 642, SB 644, and CS/SB 646, relating to the Florida ABLE program, for a public hearing at your earliest convenience.

Your kind consideration of this request is greatly appreciated. Please feel free to contact my office for any additional information.

Sincerely,

A handwritten signature in black ink that reads "Lizbeth Benacquisto".

Lizbeth Benacquisto
Senate District 30

REPLY TO:

- 2310 First Street, Suite 305, Fort Myers, Florida 33901 (239) 338-2570
- 326 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5030

Senate's Website: www.flsenate.gov

ANDY GARDINER
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: CS/CS/SB 778

INTRODUCER: Governmental Oversight and Accountability Committee; Community Affairs Committee; and Senator Hays

SUBJECT: Local Government Construction Preferences

DATE: March 24, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Stearns</u>	<u>Yeatman</u>	<u>CA</u>	<u>Fav/CS</u>
2.	<u>Peacock</u>	<u>McVaney</u>	<u>GO</u>	<u>Fav/CS</u>
3.	<u>Davis</u>	<u>Kynoch</u>	<u>AP</u>	<u>Favorable</u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Technical Changes

I. Summary:

CS/CS/SB 778 prohibits any local laws that give preference to a local contractor in circumstances involving a competitive solicitation for construction services in which 50 percent or more of the cost will be paid from state-appropriated funds. The bill requires a state agency or subdivision subject to this law to disclose whether payment will be made from state-appropriated funds and the percentage of such funds compared to the total cost, if known. The bill does not prohibit the application of a local preference in a competitive solicitation for construction services in which less than 50 percent of the cost will be paid from state-appropriated funds.

The bill has no fiscal impact on state funds.

The bill is effective July 1, 2015.

II. Present Situation:

Procurement of Construction Services

Chapter 255, F.S., specifies procedures to be followed in the procurement of construction services for public property and publicly owned buildings. Section 255.29, F.S., requires the

Department of Management Services (DMS) to establish, through the adoption of rules,¹ the following construction contract procedures:

- For determining the qualifications and responsibility of potential bidders prior to advertising for and receiving bids on building construction contracts, including procedures for the rejection of bidders who are reasonably determined from prior experience to be unqualified or irresponsible to perform the work required by a proposed contract;
- For awarding each state agency construction project to the lowest qualified bidder, as well as procedures to be followed in cases in which the DMS declares a valid emergency to exist which would necessitate the waiver of the rules governing the awarding of state construction contracts to the lowest qualified bidder;
- For governing negotiations for construction contracts and contract modifications if negotiations are determined to be in the best interest of the state by the DMS secretary; and
- For entering into performance-based contracts for the development of public facilities if the contracts are determined to be in the best interest of the state.
- These procedures must include, but are not limited to:²
 - Prequalification of bidders;
 - Criteria to be used in developing requests for proposals which may provide for singular responsibility for design and construction, developer flexibility in material selection, construction techniques, and application of state-of-the-art improvements;
 - Accelerated scheduling, including the development of plans, designs, and construction simultaneously; and
 - Evaluation of proposals and award of contracts considering such factors as price, quality, and concept of the proposal.

State contracts for construction projects estimated to cost in excess of \$200,000 must be competitively bid.³ County, municipal, or other political subdivision contracts for construction projects that are projected to cost in excess of \$200,000 must also be competitively bid.⁴ Counties, municipalities, special districts,⁵ or other political subdivisions seeking to construct or improve a public building must competitively award the project if the projected cost exceeds \$300,000.⁶ To “competitively award” a project means to award the contract based on the submission of sealed bids, proposals submitted in response to a request for proposal, proposals submitted in response to a request for qualifications, or proposals submitted for competitive negotiation.⁷ Counties, municipalities, special districts, and other political subdivisions may establish, by municipal or county ordinance or special district resolution, procedures for conducting the bidding process.⁸

¹ Chapter 60D-5, F.A.C., establishes the procedures for s. 255.29, F. S., which requires procedures be followed in advertising for bids for construction contracts; in determining the eligibility of potential bidders to submit proposals for construction contracts; in awarding construction contracts; for waiver of non-material bid deviations; for rejection of bids; for disqualification of contractors; and in requesting authority to negotiate contracts and in negotiating contracts.

² Section 255.29(4)(a)-(d), F.S.

³ Section 255.0525(1), F.S. Also, see Rules 60D-5.002(2)(d) and 60D-5.0073(4), F.A.C.

⁴ Section 255.0525(2), F.S.

⁵ Section 255.20(1), F.S. (Special district as defined in ch. 189, F.S.)

⁶ *Id.* For electrical work, local governments must competitively bid projects estimated to cost more than \$75,000.

⁷ *Id.*

⁸ *Id.*

Section 255.0525, F.S., requires the solicitation of competitive bids or proposals for any state construction project projected to cost more than \$200,000 to be publicly advertised in the Florida Administrative Register (FAR) at least 21 days before the established bid opening.⁹ If the construction project is projected to exceed \$500,000, the advertisement must be published in the FAR at least 30 days before the bid opening and also in a newspaper of general circulation in the county where the project is located at least 30 days before the bid opening.¹⁰

Florida Preference to State Residents

Florida law provides a preference for the employment of state residents in construction contracts funded by money appropriated with state funds.¹¹ Such contracts must contain a provision requiring the contractor to give preference to the employment of state residents in the performance of the work if state residents have substantially equal qualifications¹² to those of non-residents.¹³ If a construction contract is funded by local funds, the contract may contain such a provision.¹⁴ In addition, a contractor required to employ state residents must contact the Department of Economic Opportunity to post the contractor's employment needs in the state's job bank system.¹⁵

III. Effect of Proposed Changes:

Section 1 creates s. 255.0991, F.S., to prohibit local ordinances or regulations that give preference to a local contractor in circumstances involving a competitive solicitation for construction services in which 50 percent or more of the cost will be paid from state-appropriated funds. Specifically, the bill prohibits a state college, county, municipality, school district, or other political subdivision from using a local ordinance or regulation that provides a preference based upon the contractor:

- Maintaining an office or place of business within a particular local jurisdiction;
- Hiring employees or subcontractors from within a particular local jurisdiction; or
- Making prior payment of local taxes, assessments, or duties within a particular local jurisdiction.

When 50 percent or more of the costs will be paid from state-appropriated funds, a state college, county, municipality, school district, or other political subdivision must disclose in the solicitation document the amount of such funds or the percentage of such funds as compared to the anticipated total cost of the construction services.

The bill also provides that, except for when 50 percent or more of the costs for construction services will be funded from state-appropriated funds, a state college, county, municipality,

⁹ Section 255.0525(1), F.S.

¹⁰ *Id.* Similar publishing provisions apply to construction projects projected to cost more than \$200,000 for counties, municipalities, and political subdivisions. *See* Section 255.0525(2), F.S.

¹¹ Section 255.099(1), F.S.

¹² Section 255.099(1)(a), F.S., defines "substantially equal qualifications" as the "qualifications of two or more persons among whom the employer cannot make a reasonable determination that the qualifications held by one person are better suited for the position than the qualifications held by the other person or persons."

¹³ Section 255.099(1), F.S.

¹⁴ *Id.*

¹⁵ Section 255.099(1)(b), F.S.

school district, or other political subdivision is not prevented from awarding a contract to a contractor in accordance with applicable state laws or local ordinances or regulations.

Section 2 provides an effective date of July 1, 2015.

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:

CS/CS/SB 778 may result in more business being awarded to state certified contractors as a result of prohibiting certain local ordinances and regulations that may otherwise restrict a non-local contractor from competing.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 255.0991 of the Florida Statutes.

IX. 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 Governmental Oversight and Accountability on March 17, 2015:

Rather than amending s. 287.084, F.S., the CS creates a new section in ch. 255, F.S., which prohibits a state college, county, municipality, school district, or other political subdivision from providing a local preference to contractors in competitive solicitations for construction services in which 50 percent or more of the cost will be paid from state-appropriated funds.

CS by Community Affairs on March 4, 2015:

Provides that state-appropriated funds do not include any federal aid funds for purposes of this section.

Raises the percentage of funding that must be derived from state-appropriated funds in order to prohibit application of a local preference from 20 percent to 50 percent.

Changes the word “vendor” to “contractor” throughout the bill.

- B. **Amendments:**

None.



846162

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Hays) recommended the following:

Senate Amendment

Delete line 21
and insert:
from state-appropriated funds, or if any portion of the costs
are paid by or reimbursed from federal funds, a state college,
county,

By the Committees on Governmental Oversight and Accountability;
and Community Affairs; and Senator Hays

585-02412-15

2015778c2

1 A bill to be entitled
2 An act relating to local government construction
3 preferences; creating s. 255.0991, F.S.; prohibiting
4 local ordinances and regulations from restricting
5 competition for the award of a contract for
6 construction services based upon certain conditions;
7 requiring a state college, county, municipality,
8 school district, or other political subdivision of the
9 state to make specified disclosures in competitive
10 solicitation documents; providing applicability;
11 providing an effective date.
12
13 Be It Enacted by the Legislature of the State of Florida:
14
15 Section 1. Section 255.0991, Florida Statutes, is created
16 to read:
17 255.0991 Contracts for construction services; prohibited
18 local government preferences.-
19 (1) For a competitive solicitation for construction
20 services in which 50 percent or more of the cost will be paid
21 from state-appropriated funds, a state college, county,
22 municipality, school district, or other political subdivision of
23 the state may not use a local ordinance or regulation that
24 provides a preference based upon:
25 (a) The contractor's maintaining an office or place of
26 business within a particular local jurisdiction;
27 (b) The contractor's hiring employees or subcontractors
28 from within a particular local jurisdiction; or
29 (c) The contractor's prior payment of local taxes,

Page 1 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

585-02412-15

2015778c2

30 assessments, or duties within a particular local jurisdiction.
31 (2) For any competitive solicitation subject to this
32 section, a state college, county, municipality, school district,
33 or other political subdivision of the state shall disclose in
34 the solicitation document whether payment will be made from
35 funds appropriated by the state and, if known, the amount of
36 such funds or the percentage of such funds as compared to the
37 anticipated total cost of the construction services.
38 (3) Except as provided in subsection (1), this section does
39 not prevent a state college, county, municipality, school
40 district, or other political subdivision of the state from
41 awarding a contract to a contractor in accordance with
42 applicable state laws or local ordinances or regulations.
43 Section 2. This act shall take effect July 1, 2015.

Page 2 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Appropriations Subcommittee on General Government, *Chair*
Governmental Oversight and Accountability, *Vice Chair*
Appropriations
Environmental Preservation and Conservation
Ethics and Elections
Fiscal Policy

JOINT COMMITTEE:

Joint Select Committee on Collective Bargaining, *Alternating Chair*

SENATOR ALAN HAYS

11th District

MEMORANDUM

To: Senator Tom Lee, Chair
Appropriations Committee
CC: Cindy Kynoch, Staff Director
Alicia Weiss, Committee Administrative Assistant

From: Senator D. Alan Hays

Subject: Request to agenda SB 778 – Local Government Construction Preferences

Date: March 17, 2015

I respectfully request that you agenda the above referenced bill at your earliest convenience. If you have any questions regarding this legislation, I welcome the opportunity to meet with you one-on-one to discuss it in further detail. Thank you so much for your consideration of this request.

Sincerely,

A handwritten signature in cursive script that reads "D. Alan Hays, DMD".

D. Alan Hays, DMD
State Senator, District 11

REPLY TO:

- 871 South Central Avenue, Umatilla, Florida 32784-9290 (352) 742-6441
- 320 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5011
- 1104 Main Street, The Villages, Florida 32159 (352) 360-6739 FAX: (352) 360-6748
- 685 West Montrose Street, Suite 210, Clermont, Florida 34711 (352) 241-9344 FAX: (888) 263-3677

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____

778
Bill Number (if applicable)

Topic Local Preferences

846162
Amendment Barcode (if applicable)

Name ERIC POOLE

Job Title Asst. Leg Director

Address 100 Monroe St

Phone 9774300

Street

TALL FL

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Assoc. Counties

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

778

Bill Number (if applicable)

846162

Amendment Barcode (if applicable)

Topic 778 amendment

Name Casey Cook

Job Title Legislative Advocate

Address PO Box 1757
Street

Phone 850 701 3701

Tallahassee FL 32302
City State Zip

Email ccook@flcities.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

SB 778
Bill Number (if applicable)

Topic Local Gov't Construction Reference

04 61 62
Amendment Barcode (if applicable)

Name Bruce Kershner

Job Title _____

Address 231 West Bay Avenue
Street
Longwood FL 32750
City State Zip

Phone 407 830 1882

Email BKershner@att.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing National Utility Contractors Assn. 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.

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APPEARANCE RECORD

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3-25-15

Meeting Date

778

Bill Number (if applicable)

Topic Approval of Outside contractor not local

Amendment Barcode (if applicable)

contractors

Name Enrique Abooy

Job Title truck driver

Address 154 Pine wood Circle

Phone 407-591-9755

Street

Kissimmee, Fl. 34743

Email Tennessee2@live.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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3-25-15

Meeting Date

778

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Emily Aboy

Job Title paraprofessional

Address 154 Pinewood Circle

Phone 407-501-1736

Kissimmee, FL 34743

Email emilyschance@aol.com

City State Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

778

Meeting Date _____

Bill Number (if applicable)

Topic Loc-1 Preference

Amendment Barcode (if applicable)

Name Eric Poole

Job Title Asst. Leg Director

Address 100 Monroe St.

Phone 977-4300

Street

City

Tallahassee, FL 32311

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Assoc. Counties

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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3/25/15

Meeting Date

778

Bill Number (if applicable)

Topic

Local Govt Construction

Amendment Barcode (if applicable)

Name

Carol Bowen, Esq.

Job Title

Deputy Chief Lobbyist

Address

3730 Coconut Creek Pkwy Suite 200

Phone

Street

Coconut Creek, FL

Email

cbowen@abcaest.com

City

State

Zip

Speaking:

For

Against

Information

Waive Speaking:

In Support

Against

(The Chair will read this information into the record.)

Representing

ABC East Coast Chapter

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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3/25/15

Meeting Date

778

Bill Number (if applicable)

Topic 778

Amendment Barcode (if applicable)

Name Casey Cook

Job Title Legislative Advocate

Address PO Box 1757

Phone 850 701 3701

Street

Tallahassee FL 32302

City

State

Zip

Email ccook@flcities.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida League of Cities

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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3/25/15

Meeting Date

778

Bill Number (if applicable)

Topic Local Govt Construction

Amendment Barcode (if applicable)

Name Richard Watson

Job Title Legislative Counsel

Address P.O. Box 16038

Phone 850 222-0000

Street

Tallahassee FL 32302

Email rick@rwatsonand
associates.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Associated Builders and Contractors of FL

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

SB 778
Bill Number (if applicable)

Topic LOCAL GOV'T CONSTRUCTION PREFERENCES

Amendment Barcode (if applicable)

Name DAVID KENNEY

Job Title PROJECT COORDINATOR - CAPE CORAL

Address 832 SW 11th Ct.
Street

Phone 239-292-3396

CAPE CORAL FL 33991
City State Zip

Email flsaltbass@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

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3/25/2015
Meeting Date

SB 778
Bill Number (if applicable)

Topic Local Government Construction Preference

Amendment Barcode (if applicable)

Name Ernestine Hampton

Job Title Transit Operator

Address 5205 Botany Ct
Street

Phone 407-567-8958

Orlando FL 32804
City State Zip

Email delancy2008@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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APPEARANCE RECORD

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3/25/15

Meeting Date

SB 0778

Bill Number (if applicable)

Topic Local Govt Construction Preferences Amendment Barcode (if applicable)

Name Teresa Skiles

Job Title Self

Address 4291 SW 82nd Ave #8 Phone _____

Street

Dave FL

City

State

33328

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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3/25/15

Meeting Date

778

Bill Number (if applicable)

Topic Local Construction Preferences

Amendment Barcode (if applicable)

Name Rick Templin

Job Title _____

Address 135 S Monroe St.

Phone 850-224-6926

Street

Tallahassee

FL

32301

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida AFL-CIO

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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APPEARANCE RECORD

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SB 0778

Bill Number (if applicable)

Meeting Date _____

Topic Local Govt - Const. Preference

Amendment Barcode (if applicable) _____

Name Steven Hall

Job Title retiree

Address 2619 Corrine Dr.
Street

Phone _____

Oakland FL 32803
City State Zip

Email SHvote@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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3/25/15
Meeting Date

SB 778
Bill Number (if applicable)

Topic Local Gov't Construction Preference

Amendment Barcode (if applicable)

Name Bruce Kershner

Job Title _____

Address 231 West Bay Avenue

Phone 407 830 1882

Longwood FL 32750
City State Zip

Email BRKershner@att.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing National Utility Contractors Assn. of Florida

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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APPEARANCE RECORD

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3-25-15

Meeting Date

SB 778

Bill Number (if applicable)

Topic Pre-emption of Local Construction Bid

Amendment Barcode (if applicable)

Name Roger Simmermaker

Preferences

Job Title Electronics Technician

Address 13112 Aronominck Lane

Phone 407-234-4626

Street

Orlando

FL

32828

City

State

Zip

Email buyamerican1@comcast.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Machinists Union

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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APPEARANCE RECORD

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3/25/15

Meeting Date

SB 778

Bill Number (if applicable)

Topic Amendment to Bill

Amendment Barcode (if applicable)

Name Bill Barrett

Job Title _____

Address 4001 Hudson Terr

Phone 321-403-6410

Street

Tampa

FL

33618

City

State

Zip

Email bbarrett.sp@mad.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing City of St. Cloud

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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APPEARANCE RECORD

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03-25-2015
Meeting Date

SB778
Bill Number (if applicable)

Topic Local Government Construction

Amendment Barcode (if applicable)

Name Joseph Tate

Job Title Retiree

Address 5973 Copper Creek Dr
Street
Jacksonville FL 32218
City State Zip

Phone 904-765-3746

Email jojotate@bellsouth.net

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

778
Bill Number (if applicable)

Topic Local Gov't Constr. Preferences

Amendment Barcode (if applicable)

Name Warren Husband

Job Title _____

Address PO Box 10909
Street

Phone (850) 205-9000

Tallahassee FL 32302
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Fla. Associated General Contractors Council

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

25 MAR 15

Meeting Date

0778

Bill Number (if applicable)

Topic LOCAL GOV. CONSTRUCTION PREFERENCES

Amendment Barcode (if applicable)

Name WILLIAM THEODORE

Job Title AIRCRAFT MECHANIC

Address 9002 TARAWYND CT.

Phone 813 323 4871

Street

ODESSA

FL

33554

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MACHINISTS UNION

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

MARCH 25, 2015
Meeting Date

778
Bill Number (if applicable)

Topic Local Government Construction Preferences

Amendment Barcode (if applicable)

Name FRANK Bulger

Job Title Sergeant

Address 16112 Prestwich Drive E.
Street

Phone 561-373-3064

LOXAHATCHEE FL 33470
City State Zip

Email Frank_Bulger@Sheriff.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03.25.15

Meeting Date

778

Bill Number (if applicable)

Topic Local Gov Construction Preferences

Amendment Barcode (if applicable)

Name Jo Anne Alvarez

Job Title 911 Operator

Address 16659 SW 6 Street

Phone 954 629 9970

Street

Pembroke Pines FL 33027

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

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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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15
Meeting Date

778
Bill Number (if applicable)

Topic LOCAL GOV. CONSTRUCTION PREFERENCES

Amendment Barcode (if applicable)

Name ANTHONY MARCIANO

Job Title SERGEANT (BSO)

Address 10221 DORCHESTER DR.

Phone 954-632-6878

BOCA RATON FL 33428
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MYSELF

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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APPEARANCE RECORD

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3/25

Meeting Date

778

Bill Number (if applicable)

Topic Local Gov. Construction Pref

Amendment Barcode (if applicable)

Name Jeremiah Tattersall

Job Title _____

Address 206 NE ~~2nd~~ Ave

Phone ~~352~~ 352-222-1991

Street

Gainesville

FL

32601

Email Jeremiah.Tattersall@gmail.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Myself

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 (10/14/14)

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03-25-14

Meeting Date

SB0778

Bill Number (if applicable)

Topic LOCAL GOVERNMENT CONSTRUCTION PREFERENCES Amendment Barcode (if applicable)

Name JOE PETRICK

Job Title CODE ENFORCEMENT OFFICER

Address 3362 COMMODORE CT
Street

Phone 561-345-2965

WEST PALM BEACH FL 33411
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing SELF

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

SB 778

Bill Number (if applicable)

Topic Local Govt Preference

Amendment Barcode (if applicable)

Name Cheryl Vinsol

Job Title teacher

Address 24422 Crosscut Rd

Phone 850-376-7745

Street Lotz FL 33559

Email

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

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3-25-15

Meeting Date

SB 778

Bill Number (if applicable)

Topic Local Gov't Construction Preferences

Amendment Barcode (if applicable)

Name Van Smith

Job Title teacher

Address 12375 Eagle Chase Way

Phone 727-457-8730

Street

New Port Richey FL 34655

City

State

Zip

Email .

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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THE FLORIDA SENATE
APPEARANCE RECORD

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3-25-15

Meeting Date

SB 778

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Jason Smith

Job Title Cable Splicer

Address 6603 E. Chelsea St

Phone 813-626-5136

Street

Tampa FL 33610

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing IBEW 824

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15
Meeting Date

SB0778
Bill Number (if applicable)

Topic Local Construction Preferences

Amendment Barcode (if applicable)

Name Warren Blake

Job Title _____

Address 3517 Blechnum Fern Lane

Phone (941) 355-6342

Sarasota, FL 34235
Street City State Zip

Email blakesonboard@aol.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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APPEARANCE RECORD

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3/25/15

Meeting Date

SB0778

Bill Number (if applicable)

Topic Local Construction Preferences

Amendment Barcode (if applicable)

Name Susan Blake

Job Title

Address 3517 Blechnum Fern Lane

Phone (941) 355-6342

Street Sarasota, FL 34235

Email blakesonboard@aol.com

City State Zip

Speaking: [] For [] Against [] Information

Waive Speaking: [] In Support [X] Against (The Chair will read this information into the record.)

Representing self

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [] Yes [X] No

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THE FLORIDA SENATE
APPEARANCE RECORD

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3-25-15

Meeting Date

SB 778

Bill Number (if applicable)

Topic Local Govt Construction Preferences

Amendment Barcode (if applicable)

Name Karen Houston

Job Title Communicator

Address 237 Lemon St

Phone 321-205-6989

Street

Cocoa

City

FL

State

32922

Zip

Email kn2k@ad.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing JAM + AW

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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APPEARANCE RECORD

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3-25-2015
Meeting Date

0778
Bill Number (if applicable)

Topic Local Gov't Construction

Amendment Barcode (if applicable)

Name Andrew Bott

Job Title Market Analyst

Address 2153 W. Oak Ridge Rd

Phone 407-852-3977

Orlando FL 32809
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing IUPAT Painters Union

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)

3/25/15

Meeting Date

SB 778

Bill Number (if applicable)

Topic Local Gov. Construction Preferences

Amendment Barcode (if applicable)

Name TED PARSONS

Job Title Ret.

Address 221 Maplecrest Cn

Phone 561-346-5241

Street

Jupiter

City

FL

State

33458

Zip

Email ted@cybercoast.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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 (10/14/14)

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/25/2015

Meeting Date

515 0778

Bill Number (if applicable)

Topic LOCAL GOVT CONSTRUCTION PREFERENCES

Amendment Barcode (if applicable)

Name RUBEN CHAPMAN

Job Title STATE EMPLOYEE

Address 41219 LYMBROOK DRIVE

Phone _____

Street

ZEPHYRUS

FLORIDA

33540

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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)

03/25/2015
Meeting Date

Topic Local Government Construction Preference

Bill Number SB 0778
(if applicable)

Name Tammi King

Amendment Barcode
(if applicable)

Job Title Bus Operator

Address 2158 West Oakridge Road Apt. #C
Street
Orlando, Florida 32809
City State Zip

Phone (407) 203-5548

E-mail TammiKing41@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.

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

03/25/2015
Meeting Date

SB 778
Bill Number (if applicable)

Topic GOVT OVERSIGHT - LOCAL GOVT CONSTRUCTION PREFERENCE Amendment Barcode (if applicable)

Name ROBERT CHAPMAN

Job Title STATE EMPLOYEE

Address 41219 LYNSBROOK DRIVE Phone _____
Street

ZEPHYRUS FLORIDA 33540 Email _____
City State Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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
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 802

INTRODUCER: Appropriations Committee and Senator Gaetz

SUBJECT: Vocational Rehabilitation

DATE: March 27, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Graf	Klebacha	HE	Favorable
2.	Sikes	Elwell	AED	Favorable
3.	Sikes	Kynoch	AP	Fav/CS

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Technical Changes

I. Summary:

CS/SB 802 requires a performance improvement plan and accountability reporting for the Division of Vocational Rehabilitation (division), the designated state administrative unit, for implementing federal vocational rehabilitation (VR) program requirements. Specifically, the bill:

- Requires the division to develop and implement, by October 1, 2015, a performance improvement plan, designed to assist the division in achieving specified performance goals.
- Repeals the designation of the division as the administrative unit of the state for the purposes of effecting compliance with the federal Rehabilitation Act of 1973, as amended, pending a review of the division's progress on achieving the specified performance goals.
- Establishes criteria and reporting requirements associated with a pilot partnership program for the employment of persons with unique abilities.

The purpose of the bill is to elevate the state VR program as one of the best in the nation. Consequently, to direct efforts to improve the state VR program, the bill establishes measurable metrics that focus on outcomes related to employment, independence, and other meaningful measures of success.

The bill establishes the Partnership for Employment of Persons with Unique Abilities pilot program. The fiscal impact of this pilot program is contingent upon an appropriation within the General Appropriations Act.

The bill takes effect July 1, 2015.

II. Present Situation:

Approximately 2.4 million individuals with disabilities live in Florida, representing nearly 13 percent of the state's population. Approximately 10 percent of the state's working-age (i.e., ages 18-64) population is composed of individual's with a disability.¹ Such individuals may qualify for vocational rehabilitation (VR) services.² VR is a federal-state program that helps people who have disabilities "get or keep a job."³ VR services and accountability requirements are directed by both federal and state law.

Federal Law

Rehabilitation Act of 1973

The Rehabilitation Act of 1973, as amended, establishes the purpose of VR services to:⁴

- Empower individuals with disabilities to maximize employment, economic self-sufficiency, independence, and inclusion and integration into society, through:
 - Statewide workforce investment systems implemented in accordance with title I of the Workforce Investment Act of 1998⁵ that include, as integral components, comprehensive and coordinated state-of-the-art VR programs;
 - Independent living centers and services;
 - Research;
 - Training;
 - Demonstration projects; and
 - The guarantee of equal opportunity; and
- Ensure that the federal government plays a leadership role in promoting the employment of individuals with disabilities and in assisting states and providers of services fulfill gainful employment and independent living aspirations of individuals with disabilities.

The Rehabilitation Services Administration (RSA) oversees grant programs that help individuals with disabilities obtain employment and live more independently through supports such as counseling, medical and psychological services, job training, and other individualized services.⁶ "RSA's major Title I formula grant program provides funds to state vocational rehabilitation (VR) agencies to provide employment-related services for individuals with disabilities, giving priority to individuals who are significantly disabled."⁷

¹ U.S. Census Bureau, *2009-2013 American Community Survey 5-Year Estimates*, <http://factfinder.census.gov/faces/tableservices/jsf/pages/productview.xhtml?src=bkml> (last visited March 8, 2015).

² *Id.*

³ Florida Department of Education, *Frequently Asked Questions*, <http://www.rehabworks.org/faq.shtml> (last visited March 8, 2015).

⁴ 29 U.S.C. s. 701(b); *see also* Pub. L. No. 93-112, 87 Stat. 355 (Sep. 26, 1973).

⁵ The Workforce Investment Act (WIA) of 1998, signed into law on August 7, 1998, "reforms federal employment, adult education, and vocational rehabilitation programs to create an integrated, "one-stop" system of workforce investment and education activities for adults and youth." U.S. Department of Education, *Adult Education and Family Literacy Act of 1998* <http://www2.ed.gov/policy/adulted/leg/legis.html> (last visited March 8, 2015). "Title I of WIA authorizes workforce investment programs and activities that are administered by the Employment and Training Administration of the U.S. Department of Labor." *Id.*

⁶ U.S. Department of Education, *Welcome to RSA*, <http://www2.ed.gov/about/offices/list/osers/rsa/index.html> (last visited March 8, 2015).

⁷ *Id.*

Workforce Innovation and Opportunity Act

The Workforce Innovation and Opportunity Act (WIOA), enacted on July 22, 2014,⁸ provides opportunities for advancing a customer-centered workforce investment system that is driven by the needs of job seekers and employers to support strong regional economies and to provide individuals with pathways to economic mobility.⁹ Key WIOA Title IV changes regarding amendments to the Rehabilitation Act of 1973 include, but are not limited to:¹⁰

- Emphasis on achievement of competitive integrated employment through customized employment, supported employment, and individualized services.
- Expansion of VR focus on employer engagement to provide work-based learning experiences and to identify competitive integrated employment opportunities for individuals with disabilities in the job-driven workforce.
- Significant emphasis on serving students and youth with disabilities by increasing opportunities to practice and improve workplace skills, including internships and apprenticeships.

State Law

The Division of Vocational Rehabilitation (division), within the Florida Department of Education (DOE), is designated as the administrative unit for the purposes of effecting compliance with the Vocational Rehabilitation Act of 1973, as amended.¹¹ The division is responsible for maintaining an internal system of quality assurance and monitoring compliance with state and federal laws, rules, and regulations.¹² To administer VR services, the division is entrusted with making eligibility determinations for VR services, providing VR services in collaboration with state and local entities, conducting research, and performing VR needs assessment. Additionally, the Florida Rehabilitation Council is responsible for assisting the division in VR program planning and evaluation efforts.

Eligibility Requirements for Vocational Rehabilitation Services

Under Florida law, a person with a disability¹³ is eligible for VR services if the person requires VR services to prepare for, engage in, or retain gainful employment.¹⁴ The division is responsible for determining eligibility of an individual for VR services.¹⁵ If the division determines that an individual is eligible for VR services, the division must:¹⁶

- Complete an assessment for determining the eligibility and vocational rehabilitation needs and

⁸ Pub. L. No. 113-128, 128 Stat. 1425 (July 22, 2014).

⁹ U.S. Department of Education, *DOL Questions and Answers about WIOA*, <http://www2.ed.gov/about/offices/list/osers/rsa/wioa-reauthorization.html> (last visited March 8, 2015).

¹⁰ U.S. Department of Education, *Rehabilitation Act As Amended By WIOA* (Nov. 10, 2014), available at <http://www2.ed.gov/policy/speced/leg/rehab-act-as-amended-by-wioa.pdf>.

¹¹ Section 413.202, F.S.; see also Pub. L. No. 93-112, 87 Stat. 355 (Sep. 26, 1973).

¹² Section 413.207, F.S.

¹³ Disability means “a physical or mental impairment that constitutes or results in a substantial impediment to employment.” Section 413.20(7), F.S.

¹⁴ Section 413.30(1), F.S.

¹⁵ Section 413.30(4), F.S.

¹⁶ Section 413.30(5), F.S.

- Ensure that an individualized plan for employment (IPE)¹⁷ is prepared, which must be jointly developed and signed by VR counselor or coordinator and the eligible individual, or in an appropriate case, a parent, family member, guardian, advocate, or authorized representative of the individual.¹⁸ The division is responsible for ensuring that each IPE is customized to employment outcome of eligible individuals, consistent with federal law and the unique strengths, resources, priorities, concerns, abilities, and capabilities of such individuals.¹⁹ Each IPE must be reviewed annually and revised, as needed.²⁰

Vocational Rehabilitation Administration and Service Delivery

To administer VR program duties and provide VR services to eligible persons with disabilities, the division is authorized to:²¹

- Cooperate with other departments, agencies, and public and private institutions to provide for the vocational rehabilitation of persons with disabilities.
- Enter into reciprocal agreements with other states to provide for the vocational rehabilitation of residents of such states.
- To conduct research and compile statistics regarding vocational rehabilitation of persons with disabilities.
- To prepare a federally required state VR plan²² which must address the federal Rehabilitation Act of 1973, as amended, including an assessment of the needs of persons with disabilities and how those needs may be met most effectively.

Based on an individual's VR needs, VR services may include a variety of services such as vocational evaluation and planning, career counseling and guidance, job-site assessment and accommodations, job placement, job coaching, and on-the-job training.²³

Providers of VR services must register with the division and meet specified requirements (e.g., maintain an internal system of quality assurance and have proven functional systems).²⁴

Florida Rehabilitation Council

The Florida Rehabilitation Council (council) is established to assist the division in the planning and development of statewide rehabilitation programs and services, recommend improvements to

¹⁷ An individualized plan for employment (IPE) includes a “comprehensive assessment of the unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice, including the need for supported employment, of an eligible individual to make a determination of the goals, objectives, nature, and scope of vocational rehabilitation services.” Section 413.20(3), F.S.

¹⁸ Section 413.30(5)(a), F.S.; Rule 6A-25.007, F.A.C.

¹⁹ Section 413.30(5)(b), F.S.

²⁰ Section 413.30(5)(c), F.S.

²¹ Section 413.23, F.S.

²² The state plan for independent living is jointly developed and submitted by the Florida Independent Living Council and the Division of Vocational Rehabilitation (division). Florida law specifies the information that must be included in the state plan (e.g., objectives to be achieved; extent and scope of independent living services to be provided; and steps that will be taken to maximize cooperation, coordination, and working relationships among independent living rehabilitation service program). Section 413.393(1), F.S.; *see also* Florida Department of Education, *2015 Federal State Plan for Vocational Rehabilitation Services*, available at http://www.rehabworks.org/docs/2015FederalStatePlan_Final.pdf.

²³ Florida Department of Education, *Frequently Asked Questions*, <http://www.rehabworks.org/faq.shtml> (last visited March 8, 2015).

²⁴ Section 413.208(1), F.S.

such programs and services, and perform specified functions.²⁵ Specifically, the council is responsible for performing functions such as developing and reviewing state goals and priorities in accordance with federal and state law; evaluating VR program effectiveness and submitting progress reports and annual reports to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the U.S. Secretary of Education; assisting DOE and the division in preparing the state VR plan; conducting a review and analysis of customer satisfaction; coordinating with other councils within Florida such as the Florida Independent Living Council and the board of directors of Workforce Florida, Inc.²⁶

The 2013-2014 annual report prepared by the council indicates that 7,214 persons with disabilities entered gainful employment during 2013-2014, resulting in nearly 11% improvement over the previous year.²⁷ Average annual earnings for closed cases increased from \$17,242 during 2012-2013 to \$17,536 during 2013-2014.²⁸ Additionally, during 2013-2014, approximately 80% of customers were self-supporting at time of case closure, an increase from 15.6% at the time of case acceptance.²⁹ However, notwithstanding the gains in employment and self-sufficiency outcomes, the average number of active customers, median monthly caseload per field staff carrying a caseload, number of IPEs created during a year, and rehabilitation rate decreased compared to the previous year. Specifically, the average number of active customers decreased from 55,457 during 2012-2013 to 44,014 during 2013-2014; median monthly caseload dropped to 105 during 2013-2014, representing 22 fewer cases than the year before; number of IPEs created during 2013-2014 decreased by nearly 46% relative to 2012-2013; and the rehabilitation rate fell from 43.4% during 2012-2013 to 29.8% during 2013-2014.³⁰ The annual report does not include information comparing Florida's VR program performance to other VR programs nationally.

III. Effect of Proposed Changes:

The bill requires a performance improvement plan and accountability reporting for the Division of Vocational Rehabilitation (division), the designated state administrative unit, for implementing federal vocational rehabilitation (VR) program requirements. Specifically, the bill:

- Requires the division to develop and implement, by October 1, 2015, a performance improvement plan, designed to assist the division in achieving specified performance goals.
- Repeals the designation of the division as the administrative unit of the state for the purposes of effecting compliance with the federal Rehabilitation Act of 1973, as amended, pending a review of the division's progress on achieving the specified performance goals.

²⁵ Section 413.405, F.S. Members of the Florida Rehabilitation Council (Council) are appointed by the Governor. The council membership must include at least 15 members but no more than 25 at a time. Section 413.405(3)-(4), F.S.; Florida Rehabilitation Council, *FRC Council Members*, http://www.rehabworks.org/rehab_list.shtml (last visited March 8, 2015).

²⁶ Section 413.405, F.S.; Florida Rehabilitation Council, *FRC Strategic Plan 2011-2014*, available at <http://www.rehabworks.org/rehab/FRCStrategicPlan.pdf>. Workforce Florida, Inc. is now called CareerSource Florida. CareerSource, *Press Releases* (Feb. 4, 2014), <http://www.careersourcecapitalregion.com/press-releases/entry/only-6-days-until-workforce-plus-rebrands-to-careersource-capital-region> (last visited March 8, 2015).

²⁷ Florida Rehabilitation Council, *Florida Rehabilitation Council 2013-2014 Annual Report*, available at <http://www.rehabworks.org/rehab/AnnualReport13.pdf> at 10 of 24.

²⁸ *Id.*

²⁹ *Id.*

³⁰ *Id.*

- Establishes criteria and reporting requirements associated with a pilot partnership program for the employment of persons with unique abilities.

The purpose of the bill is to elevate the state VR program to one of the best in the nation. Consequently, to direct efforts to improve the state VR program, the bill establishes measurable metrics that focus on outcomes related to employment, independence, and other meaningful measures of success.

Performance Improvement Plan

The bill requires the division to develop and implement, by October 1, 2015, a performance improvement plan that must be designed to elevate Florida's VR program to one of the top 10 VR programs nationally and achieve the following goals:

- Increase the number and percentage of persons with a program record who receive VR services.
- Increase the number of persons receiving postsecondary workforce education.
- Increase the number of persons who earn Career and Professional Education (CAPE) industry certifications and CAPE postsecondary industry certifications.
- Increase the number of cases closed due to the employment of persons with disabilities.
- Decrease the average cost per employment outcome.
- Decrease the proportion of full-time equivalent administrative positions within the division.

The performance improvement plan will likely help the division with strategic planning to improve the performance of the state's VR program in preparing individuals for employment. Receiving workforce education or attaining nationally-recognized industry certifications will assist individuals in demonstrating to potential employers the mastery of specific skills, abilities, and competencies associated with the education or certifications. Reducing the cost per employment outcome and administrative positions within the division may free-up resources for improvements in the overall VR program services and operations.

Performance Accountability Report

The bill also requires the division to annually submit, by December 1, a performance report to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The performance report must include the following information for the five most recent fiscal years:

- Caseload data including the number of individuals who apply for and receive services statewide and by service area and service type.
- Service use data including the number of units of service provided statewide and by service area and service type.
- Financial data including expenditures for administering and providing services statewide and by service area and service type. Expenditures for education-related services must be identified in specific categories such as tuition and fees, program fees, and support services.
- Outcome data including the number of cases closed including the employment data associated with such cases statewide and by service area. The employment data must specify whether the employment was supported or integrated.

The VR program performance report will likely help the state assess the performance of the state's VR program in preparing individuals for employment and identifying mechanisms to improve the operations and management of the state's VR program. The performance report will also assist in identifying trends in VR program performance and outcomes. Compared to the annual report prepared by the Florida Rehabilitation Council (council), the VR program performance report will provide additional VR data (e.g., financial data) as well as a breakdown of performance data by service area and service type.

Partnership for Employment of Persons with Unique Abilities

The bill requires the division to develop and implement a Partnership for Employment of Persons with Unique Abilities pilot program in designated regions within the state as specified in the General Appropriations Act. The goal of the pilot program is to achieve specific, measurable performance goals for the employment of persons who have a disability. To achieve the goal of the pilot program, the division must partner with one or more local, nonprofit organizations that have experience in assisting persons with a disability secure employment, which fosters collaboration between the state and local entities. If more than one qualifying organization in the designated regions requests a partnership agreement, the division is authorized to issue an invitation to negotiate.

The partner organizations must agree to performance goals established by the division based on improvement over past performance in at least the following areas:

- The number and percentage of individuals with open records who receive services.
- The number of individuals with open records who receive postsecondary workforce education.
- The number of persons earning CAPE industry certifications and CAPE postsecondary industry certifications.
- The number and percentage of cases closed due to the employment of eligible individuals.
- The proportion of full-time equivalent administrative positions in the division.

The division must annually report, by December 31, the activities and results of the pilot program to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

The bill takes effect July 1, 2015.

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:

CS/SB 802 requires the Division of Vocational Rehabilitation to develop a performance improvement plan designed to achieve goals which, if successful, may result in better employment outcomes for individuals with a disability served by the division.

C. Government Sector Impact:

The bill establishes the Partnership for Employment of Persons with Unique Abilities pilot program. The fiscal impact of this pilot program is contingent upon an appropriation within the General Appropriations Act.

VI. **Technical Deficiencies:**

None.

VII. **Related Issues:**

None.

VIII. **Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 413.202, 413.207, and 413.23.

This bill creates section 413.80 of the Florida Statutes.

IX. **Additional Information:**

A. **Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Appropriations on March 25, 2016:

The committee substitute makes a technical correction clarifying the partner organizations for the Partnership for Employment of Persons with Unique Abilities pilot program must agree to performance goals related to the proportion of full-time equivalent positions in the “organization” devoted to administration, not the Division of Vocational Rehabilitation.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



922186

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Gaetz) recommended the following:

Senate Amendment

Delete line 154
and insert:
organization devoted to administration.

By Senator Gaetz

1-01395B-15

2015802__

A bill to be entitled

An act relating to vocational rehabilitation; amending s. 413.202, F.S.; providing for the future repeal of the designation of the Division of Vocational Rehabilitation as the administrative unit for purposes of the Vocational Rehabilitation Act of 1973, subject to legislative review of a required report; amending s. 413.207, F.S.; requiring the Division of Vocational Rehabilitation to initiate, by a specified date, a performance improvement plan designed to achieve specified goals; requiring the division to submit a performance report annually, by a specified date, to the Governor and the Legislature which includes specified information; amending s. 413.23, F.S.; authorizing the division to develop and implement a pilot program; creating s. 413.80, F.S.; requiring the division to develop and implement a pilot program to improve the state vocational rehabilitation program; requiring the division to enter into partnership agreements with local, nonprofit organizations; authorizing the division to issue an invitation to negotiate under certain circumstances; requiring that the agreements include specific performance goals in certain areas; requiring the division to report activities and results of the pilot program to the Governor and the Legislature annually by a specified date; providing an effective date.

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

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Section 1. Section 413.202, Florida Statutes, is amended to read:

413.202 Designated administrative unit.—Effective on the effective date of this act, for the purposes of effecting compliance with the Vocational Rehabilitation Act of 1973, as amended, the Division of Vocational Rehabilitation is designated as the administrative unit. This section is repealed June 30, 2016, unless reenacted by the Legislature after review of the progress report on the achievement of the performance goals required by s. 413.207.

Section 2. Section 413.207, Florida Statutes, is amended to read:

413.207 Division of Vocational Rehabilitation; quality assurance.—

(1) The Division of Vocational Rehabilitation shall maintain an internal system of quality assurance, have proven functional systems, perform due diligence, review provider systems of quality assurance, and be subject to monitoring for compliance with state and federal laws, rules, and regulations.

(2) No later than October 1, 2015, the division shall develop and implement a performance improvement plan designed to achieve the following goals:

(a) Increase the number and percentage of persons with a program record who receive services.

(b) Increase the number of persons receiving postsecondary workforce education as defined in s. 1004.02(25).

(c) Increase the number of persons earning CAPE industry certifications and CAPE postsecondary industry certifications

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59 approved pursuant to s. 1008.44.

60 (d) Increase the number of cases closed due to the
 61 employment of the person who has a disability.

62 (e) Decrease the average cost per employment outcome, as
 63 that term is defined in s. 413.20.

64 (f) Decrease the proportion of full-time equivalent
 65 positions in the division devoted to administration.

66 (3) The improvement plan goals shall be designed to elevate
 67 the state vocational rehabilitation program to one of the top 10
 68 in the nation.

69 (4) By December 1 of each year, the division shall submit a
 70 performance report to the Governor, the President of the Senate,
 71 and the Speaker of the House of Representatives which includes
 72 the following information for each of the 5 most recent fiscal
 73 years:

74 (a) Caseload data, including the number of individuals who
 75 apply for, and the number who receive, services, statewide and
 76 by service area, by service type.

77 (b) Service use data, including the number of units of
 78 service provided, statewide and by service area, by service
 79 type.

80 (c) Financial data, including expenditures for
 81 administration and the provision of services, by service type.
 82 Expenditure data shall be reported on a statewide basis and by
 83 service area, and expenditures for education-related services
 84 shall be identified in specific categories such as tuition and
 85 fees, program fees, and support services.

86 (d) Outcome data, statewide and by service area, including
 87 the number of cases closed without employment and with

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88 employment. Employment data must specify whether the employment
 89 was supported or integrated.

90 Section 3. Section 413.23, Florida Statutes, is amended to
 91 read:

92 413.23 Administration.—The division shall provide
 93 vocational rehabilitation services to persons who have
 94 disabilities determined to be eligible therefor and, in carrying
 95 out the purposes of this part, is authorized, among other
 96 things:

97 (1) To cooperate with other departments, agencies, and
 98 institutions, both public and private, in providing for the
 99 vocational rehabilitation of persons who have disabilities, in
 100 studying the problems involved therein, and in establishing,
 101 developing, and providing, in conformity with the purposes of
 102 this part, such programs, facilities, and services as may be
 103 necessary or desirable.†

104 (2) To enter into reciprocal agreements with other states
 105 to provide for the vocational rehabilitation of residents of the
 106 states concerned.†

107 (3) To conduct research and compile statistics relating to
 108 the vocational rehabilitation of persons who have disabilities.†

109 (4) To prepare a federally required state plan for
 110 vocational rehabilitation, as required by the act. The state
 111 plan must contain all of the elements required by s. 101 of the
 112 act, including an assessment of the needs of persons who have
 113 disabilities and how those needs may be most effectively met.
 114 The division is authorized to make amendments to the state plan
 115 considered necessary to maintain compliance with the act and to
 116 implement such changes in order to qualify for and maintain

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117 federal funding. After completion of the state plan or making
 118 amendments to the state plan, the division must distribute
 119 copies of the state plan to the Governor, the President of the
 120 Senate, the Speaker of the House of Representatives, and the
 121 United States Secretary of Education.

122 (5) To develop and implement a pilot program under s.
 123 413.80 using such resources and operating in designated regions
 124 of the state as may be specified in the General Appropriations
 125 Act.

126 Section 4. Section 413.80, Florida Statutes, is created to
 127 read:

128 413.80 Partnership for Employment of Persons with Unique
 129 Abilities.-

130 (1) The division shall develop and implement a Partnership
 131 for Employment of Persons with Unique Abilities pilot program
 132 aimed at achieving specific, measureable performance goals for
 133 the employment of persons who have a disability. To that end,
 134 the division shall partner with one or more local, nonprofit
 135 organizations with experience assisting persons who have a
 136 disability in gaining employment. If more than one qualifying
 137 organization in the pilot areas designated by the General
 138 Appropriations Act requests a partnership agreement, the
 139 division may issue an invitation to negotiate pursuant to s.
 140 287.057(1)(c).

141 (2) The partner organizations must agree to performance
 142 goals established by the division based on improvement over past
 143 performance in at least the following areas:

144 (a) The number and percentage of individuals with open
 145 records who receive services.

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146 (b) The number of individuals with open records who receive
 147 postsecondary workforce education pursuant to s. 1004.02(25).

148 (c) The number of persons earning CAPE industry
 149 certifications and CAPE postsecondary industry certifications
 150 approved pursuant to s. 1008.44.

151 (d) The number and percentage of cases closed due to the
 152 employment of the eligible individual.

153 (e) The proportion of full-time equivalent positions in the
 154 division devoted to administration.

155 (3) The division shall report activities and results of the
 156 pilot program to the Governor, the President of the Senate, and
 157 the Speaker of the House of Representatives by December 31 of
 158 each year.

159 Section 5. This act shall take effect July 1, 2015.

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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: PCS/SB 7044 (418614)

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Health and Human Services) and Health Policy Committee

SUBJECT: Health Insurance Affordability Exchange

DATE: March 24, 2015 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
	_____	Stovall	_____	HP Submitted as Committee Bill
1.	Brown	Pigott	AHS	Recommend: Fav/CS
2.	Brown	Kynoch	AP	Pre-meeting

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

PCS/SB 7044 creates the “Florida Health Insurance Affordability Exchange Program” (FHIX) under ss. 409.710 - 409.731, F.S., as a multi-phased, consumer-driven approach to providing access to high-quality, affordable health care coverage to low-income, uninsured Floridians.

The bill extends health care coverage to an estimated 800,000 uninsured, low-income Floridians in households earning less than 138 percent of the federal poverty level (FPL) who are not currently eligible under the Medicaid program, s. 409.902, F.S. To be eligible, an individual must be a U.S. citizen and a Florida resident.

The FHIX is implemented in three phases, from July 1, 2015, through January 1, 2016. Florida Health Choices, Inc. (corporation), the Florida Healthy Kids Corporation (FHKC), the Department of Children and Families (DCF), and the Agency for Health Care Administration (AHCA) are given duties to implement the FHIX.

The bill provides the AHCA with authority to seek federal approval to implement the FHIX program. Triggers for ending the program are also included.

The bill has a fiscal impact of approximately \$11.87 million to general revenue for Fiscal Year 2015-2016 and a fiscal impact of approximately \$118.5 million to general revenue for Fiscal

Year 2016-2017. The bill is also expected to create an indeterminate amount of cost savings in several health-related programs administered by the AHCA and the DCF.

The bill is effective upon becoming a law.

II. Present Situation:

In 2013, the American Community Survey (ACS) of the federal Census Bureau, estimated that four million Floridians were uninsured.¹ Of that number, 594,000 were projected to be children.² Approximately 900,000 adults in Florida were estimated to have incomes under 100 percent of the federal poverty level (FPL), according to statistics for 2013.³

Beginning January 1, 2014, health insurance coverage in Florida became available through the federal exchange⁴ to persons with incomes above 100 percent of the FPL. Also, on January 1, 2014, Florida Medicaid coverage to children up to age 18 was extended to 133 percent of the FPL.

The Census Bureau's March 2014 Supplement to the Current Population Survey showed that Florida's overall uninsured number had dropped to 3.6 million and the children's number to 504,900.^{5,6} The survey was conducted from January through April 2014.⁷

Florida Medicaid

The Medicaid program is a partnership between the federal and state governments to provide medical care to low income children and disabled persons. Each state operates its own Medicaid program under a state plan that must be approved by the federal Centers for Medicare & Medicaid Services (CMS). The state plan outlines Medicaid eligibility standards, policies, and reimbursement methodologies.

Florida Medicaid is administered by the Agency for Health Care Administration (AHCA) and is financed with federal and state funds. The Department of Children and Families (DCF) determines eligibility for the Medicaid program and transmits that information to the AHCA.

¹ Office of Economic and Demographic Research, Florida Legislature, *Economic Analysis of PPACA and Medicaid Expansion*, Presentation to Senate Select Committee on Patient Protection and Affordable Care Act (Mar. 4, 2013), http://www.flsenate.gov/PublishedContent/Committees/2012-2014/SPPA/MeetingRecords/MeetingPacket_2071.pdf (last visited Mar. 8, 2015).

² Ibid.

³ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of the Non-Elderly (0-64) with Income Below 100% Federal Poverty Level (FPL)* <http://kff.org/other/state-indicator/nonelderly-up-to-139-fpl/> (Mar. 7, 2015).

⁴ President Obama signed the Patient Protection and Affordable Care Act into law on March 23, 2010. The first open enrollment was held starting on October 1, 2013, and a second one was held from November 15, 2014, through February 15, 2015. Florida does not operate its own exchange, so Floridians purchase coverage through the federal exchange at www.healthcare.gov.

⁵ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of the Total Population (2013)*, <http://kff.org/other/state-indicator/total-population/> (last visited Mar. 7, 2015).

⁶ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of Children 0-18*, <http://kff.org/other/state-indicator/children-0-18/> (last visited Mar. 7, 2015).

⁷ More current, reliable estimates of the number of uninsured Floridians is not available at this time.

The AHCA is designated as the single state Medicaid agency and has the lead responsibility for the overall program.⁸

Over 3.7 million Floridians are currently enrolled in Medicaid⁹ and the program's estimated expenditures for the 2014-2015 fiscal year are \$23.4 billion.¹⁰ The current traditional federal share is 60.51 percent with the state paying 39.49 percent for Medicaid enrollees.¹¹ Florida has the fourth largest Medicaid program in the country.¹²

Medicaid currently covers:

- 20 percent of Florida's population;
- 27 percent of Florida's children;
- 62.2 percent of Florida's births;
- 69 percent of Florida's nursing homes days.¹³

The structure for each state's Medicaid program is different and each state's share of expenditures is largely determined by the federal government. Federal law and regulations set the minimum amount, scope, and duration of services offered in the program, among other requirements. Eligibility for Medicaid is based on a number of factors, including age, household or individual income, and assets. State Medicaid benefits are provided in statute under s. 409.903, F.S. (Mandatory Payments for Eligible Persons) and s. 409.904, F.S. (Optional Payments for Eligible Persons).

Applicants for Medicaid must be United States citizens or qualified noncitizens, must be Florida residents, and must provide social security numbers for data matching. While self-attestation is permitted for a number of data elements on the application, most components are matched through the Federal Data Services Hub.¹⁴ Applicants must also agree to cooperate with Child Support Enforcement during the application process.¹⁵

⁸ See s. 409.963, F.S.

⁹ Agency for Health Care Administration, *Report of Medicaid Eligibles - January 31, 2015*, http://ahca.myflorida.com/medicaid/about/pdf/age_assistance_category_2015-01-31.pdf (last visited Mar. 9, 2015).

¹⁰ Office of Economic and Demographic Research, *Social Services Estimating Conference Medicaid Expenditures* (December 12, 2014), <http://edr.state.fl.us/Content/conferences/medicaid/medhistory.pdf> (last visited Mar. 6, 2015).

¹¹ Office of Economic and Demographic Research, *Social Services Estimating Conference - Official FMAP Estimate (November 2014)*, <http://edr.state.fl.us/Content/conferences/medicaid/fmap.pdf> (last viewed Mar. 8, 2015). The SSEC has also created a "real time" FMAP blend" for the Statewide Medicaid Managed Care Program which is 60.43% for SFY 2015-16.

¹² Agency for Health Care Administration, Health and Human Services Appropriations Committee Presentation, *Agency for Health Care Administration - An Overview (Jan. 22, 2015)*, Slide 9, http://www.flsenate.gov/PublishedContent/Committees/2014-2016/AHS/MeetingRecords/MeetingPacket_2759.pdf (last visited: Mar. 6, 2015).

¹³ Id at 10.

¹⁴ Florida Department of Children and Families, *Family-Related Medicaid Programs Fact Sheet, (January 2015)*, p.3, <http://www.dcf.state.fl.us/programs/access/docs/Family-RelatedMedicaidFactSheet.pdf> (last visited: Mar. 8, 2015).

¹⁵ Id.

Florida’s Current Medicaid and CHIP Eligibility Levels in Florida ¹⁶ (With Income Disregards and Modified Adjusted Gross Income)						
Children’s Medicaid			CHIP (Kidcare)	Pregnant Women	Parents	Childless Adults
Age 0-1	Age 1-5	Age 6-18	Ages 0-18	Medicaid		
206% FPL	140% FPL	133% FPL	210% FPL	191% FPL	30% FPL	0% FPL

Federal poverty guidelines are updated every year by the Census Bureau. The guidelines are used to adopt the threshold for eligibility for financial assistance under a number of different social and human service programs, including Medicaid and the Children’s Health Insurance Program.

Federal Poverty Guidelines for 2015 ¹⁷ Annual Income (rounded)				
Family Size	100%	133%	150%	200%
1	\$11,770	\$15,654	\$17,655	\$23,540
2	\$15,930	\$21,187	\$23,895	\$31,860
3	\$20,090	\$26,720	\$30,135	\$40,180
4	\$24,250	\$32,252	\$36,375	\$48,500
5	\$28,410	\$37,785	\$42,615	\$56,820
	Add \$4,160 each additional person after 5			

Minimum eligibility coverage thresholds are established in federal law for certain population groups, such as children, as well as minimum benefits and maximum cost sharing. The minimum benefits include items such as physician services, hospital services, home health services, and family planning.¹⁸ States can add benefits, pending federal approval. Florida has added benefits, including prescription drugs, adult dental services, and dialysis.¹⁹ For children under age 21, the benefits must include the Early and Periodic Screening, Diagnostic and Treatment services, which are those health care and diagnostic services and treatment and measures that may be needed to correct or ameliorate defects or physical and mental illnesses and conditions discovered by screening services, consistent with federal law.²⁰

Statewide Medicaid Managed Care

In 2011, the Legislature established the Statewide Medicaid Managed Care (SMMC) Program as part IV of ch. 409, F.S.²¹ The SMMC has two components: the Long Term Care Managed Care (LTC) program and the Managed Medical Assistance (MMA) program. The SMMC is an integrated, comprehensive, managed care program for Medicaid enrollees that manages the delivery of primary and acute care in 11 regions.

¹⁶ U.S. Centers for Medicare and Medicaid Services, Medicaid.gov, Florida, <http://www.medicaid.gov/medicaid-chip-program-information/by-state/florida.html> (last visited Mar. 7, 2015).

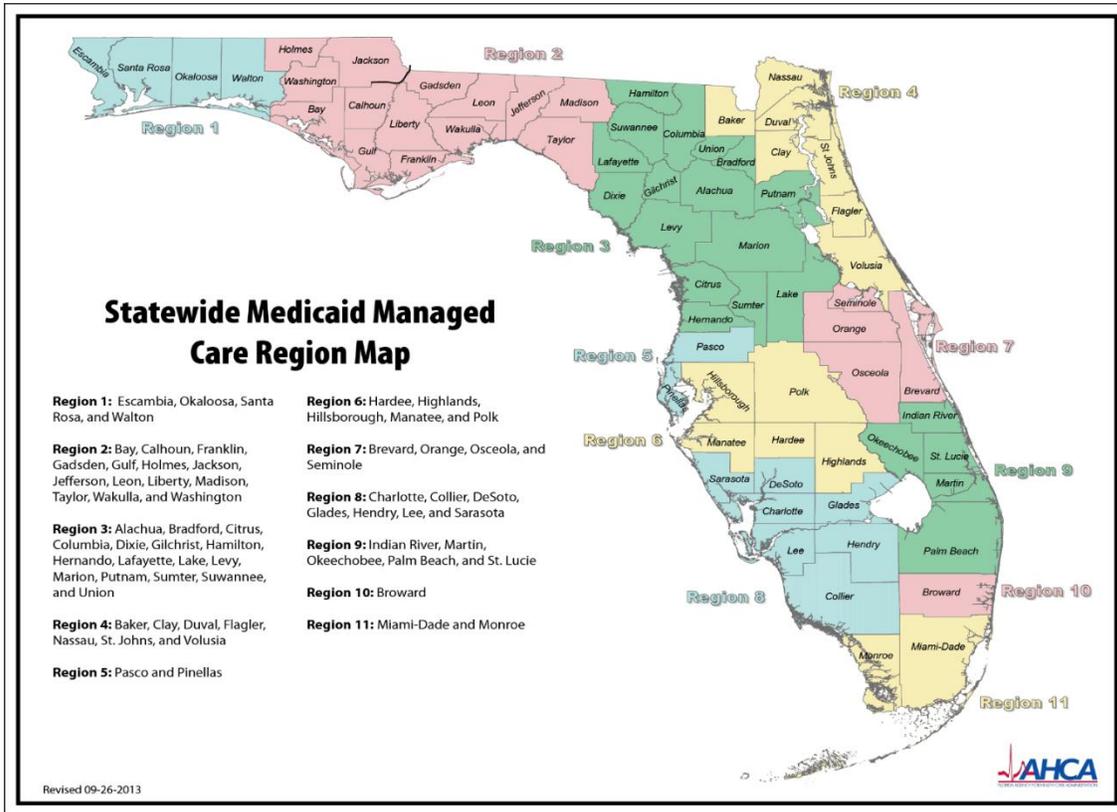
¹⁷ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Medicaid and CHIP Program Information - 2015 Federal Poverty Level Charts* <http://www.medicaid.gov/medicaid-chip-program-information/by-topics/eligibility/downloads/2015-federal-poverty-level-charts.pdf> (last visited Mar. 7, 2015).

¹⁸ Section 409.905, F.S.

¹⁹ Section 409.906, F.S.

²⁰ See Section 1905 9(r) of the Social Security Act.

²¹ See Chapter Laws, 2011-134 and 2011-135.



To implement the two components and receive federal Medicaid funding, the AHCA received federal authorization through two different Medicaid waivers from the CMS. The first component authorized was the LTC’s 1915(b) and (c) waivers on February 1, 2013. These two waivers for the LTC program are effective July 1, 2013, through June 30, 2016, and operate concurrently.²²

Long Term Care Managed Care Program (LTC)

For the LTC program, individuals must meet the following eligibility requirements or participate in one of the following waivers, as applicable, to enroll in the program:

- Age 65 years or older and need nursing facility level of care;
- Age 18 years of age or older and are eligible for Medicaid by reason of a disability and need nursing facility level of care;
- Aged and Disabled Adult (A/DA) waiver;
- Consumer Directed Care Plus for individuals in the A/DA waiver;
- Assisted Living waiver;
- Nursing Home Diversion waiver;
- Frail Elder Option; or

²² Department of Health and Human Services, Disabled & Elderly Health Programs Group, *Approval Letter to Agency for Health Care Administration*, http://ahca.myflorida.com/medicaid/statewide_mc/pdf/Signed_approval_FL0962_new_1915c_02-01-2013.pdf (last visited: Mar. 6, 2015).

- Channeling Services waiver.²³

Individuals who are enrolled in the following programs may enroll in the LTC, but are not required to:

- Developmental Disabilities waiver program;
- Traumatic Brain and Spinal Injury waiver;
- Project AIDS Care waiver;
- Adult Cystic Fibrosis waiver;
- Program of All-Inclusive Care for the Elderly (PACE);
- Familial Dysautonomia waiver; or
- Model waiver.²⁴

The AHCA conducted a competitive procurement to select providers in each of the 11 regions. Contracts were awarded to health maintenance organizations and provider service networks. Seven non-specialty plans are currently contracted, including one provider service network that is available in all eleven regions and one health maintenance organization that is in 10 regions.²⁵

Enrollment into the LTC Managed Care program began in August 1, 2013, and finished March 1, 2014. As of December 1, 2014, 85,169 persons were enrolled in the LTC program.²⁶

Managed Medical Assistance Program (MMA)

For the MMA component, health care services were also bid competitively using the same 11 regions. Thirteen non-specialty managed care plans contract with AHCA across the different regions. Specialty plans are also available to serve distinct populations, such as the Children's Medical Services Network for children with special health care needs, or those in the child welfare system. Medicaid recipients with HIV/AIDS, serious mental illness, dual enrollment with Medicare, chronic obstructive pulmonary disease, congestive heart failure, or cardiovascular disease may also select from specialized plans. Most plans supplemented the required benefits and offered enhanced options, such as adult dental, hearing and vision coverage, outpatient hospital coverage and physician services.

Under s. 409.967, F.S., accountability provisions for the managed care plans specify several conditions or requirements, including emergency care and physician reimbursement standards, access and credentialing requirements, encounter data submission guidelines, grievance and resolutions, and medical loss ratio calculations.

Statewide implementation of SMMC started May 1, 2014, and was completed by August 1, 2014.

²³ Agency for Health Care Administration, *A Snapshot of the Florida Medicaid Long-term Care Program*, http://ahca.myflorida.com/Medicaid/statewide_mc/pdf/LTC/SMMC_LTC_Snapshot.pdf (last visited Mar. 6, 2015).

²⁴ Id.

²⁵ Id.

²⁶ Agency for Health Care Administration, Presentation to Senate Health and Human Services Appropriations Committee, *Implementation and Status of Statewide Medicaid Managed Care (Jan. 7, 2015)*, Slide 4, http://www.flsenate.gov/PublishedContent/Committees/2014-2016/AHS/MeetingRecords/MeetingPacket_2729.pdf (last visited Mar. 6, 2015).

Most Medicaid recipients must be enrolled in the MMA program. Those individuals who are not required to enroll, but may choose to do so, are:

- Recipients who have other creditable coverage, excluding Medicare;
- Recipients who reside in residential commitment facilities through the Department of Juvenile Justice or mental health treatment facilities under s. 394.455(32), F.S.;
- Persons eligible for refugee assistance;
- Residents of a developmental disability center;
- Enrollees in the developmental disabilities home and community based waiver or those waiting for waiver services; and
- Children in a prescribed pediatric extended care center.²⁷

Other Medicaid enrollees are exempt from the MMA program and receive Medicaid services on a fee-for-service basis. Exempt enrollees are:

- Women who are eligible for family planning services only;
- Women who are eligible only for breast and cervical cancer services; and
- Persons eligible for emergency Medicaid for aliens.

The MMA program is authorized by a section 1115 demonstration waiver by federal CMS. It was approved in 2005 and is currently operating as an expansion of the managed care pilot program and was renewed on July 31, 2014, for a second three-year period through June 30, 2017.²⁸

Florida Kidcare Program

The Florida Kidcare Program (Kidcare) was created in 1998 by the Florida Legislature in response to the federal enactment of the Children's Health Insurance Program (CHIP) in 1997. The CHIP provides subsidized health insurance coverage to uninsured children who do not qualify for Medicaid but who have family incomes under 200 percent of the FPL and meet other eligibility criteria. The state statutory authority for Kidcare is found under part II of ch. 409, F.S., specifically in ss. 409.810 through 409.821, F.S.

The CHIP-funded components of Florida Kidcare serve distinct populations:

- Medicaid for Children: Children from birth until age 1 for family incomes between 185 percent and 200 percent of the FPL.
- Medikids: Children from age 1 until age 5 for family incomes between 133 percent and 200 percent of the FPL. Those enrollees above 200 percent FPL may enroll at a non-subsidized rate established by the AHCA.
- Healthy Kids: Children from age 5 through age 18 for family incomes between 133 and 200 percent of the FPL. Those above 200 percent FPL may enroll at a non-subsidized rate established by the FHKC.
- Children's Medical Services Network: Title XXI and Title XIX funds are available from birth until age 19 for family incomes up to 200 percent of the FPL for children with special

²⁷ Section 409.972, F.S.

²⁸ Department of Health and Human Services, Centers for Medicare & Medicaid Services, *Medicaid 1115 Demonstration Fact Sheet* (July 31, 2014), <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/fl/fl-medicaid-reform-fs.pdf> (last visited Mar. 8, 2015).

health care needs. The Department of Health assesses whether children meet the clinical requirements.

Kidcare is funded by Medicaid funds under Title XIX of the Social Security Act, state funds from General Revenue and the Tobacco Settlement Trust Fund, and family contributions.²⁹ CHIP has an enhanced federal matching rate that is more favorable than Medicaid. For the period of October 2014 through June 2015, the federal match rate is 71.80 percent.³⁰

Family contributions are based on family size, household income, and other eligibility factors. Families above the income limits for premium assistance or who are not otherwise eligible for premium assistance are offered the opportunity to participate in Kidcare at a non-subsidized rate (full-pay). The non-subsidized rates are established by the individual program and are based on the actual costs of the program, both premiums and an administrative fee. The income limit for premium assistance is 200 percent of the FPL.

CHIP was re-authorized by Congress in 2009 until federal Fiscal Year 2019, but federal funding was only re-authorized until September 30, 2015. Re-authorization bills are pending in Congress, including a bipartisan discussion draft led by the House Energy and Commerce Chair Fred Upton, House Health Subcommittee Chair Joe Pitts and the Senate Finance Committee Chair and original CHIP bill sponsor, Orrin Hatch.³¹ The discussion draft does not provide an extension period but extends funding for at least 1 year while seeking stakeholder feedback.

Another proposal, *Protecting & Retaining Our Children's Health Insurance Program Act of 2015 (PRO-CHIP)* has also been introduced and would extend CHIP funding through 2019 and the other components of the program. The proposal, Senate Bill 522, is sponsored by Senator Sherrod Brown with Senators Stabenow, Wyden, Casey and Minority Leader Reid and more than 40 other Senators.^{32,33}

Florida Healthy Kids Corporation

The Florida Healthy Kids Program is authorized under s. 624.91, F.S., which is also known as the "William G. 'Doc' Myers Healthy Kids Corporation Act." The FHKC was created as a private, not-for-profit corporation by the 1990 Florida Legislature in an effort to increase access to health insurance for school-aged children.³⁴

²⁹ Florida Kidcare Coordinating Council, *2014 Annual Report and Recommendations*, p. 14, http://www.floridakidcare.org/council/wp-content/uploads/2014/08/2014_Annual_Report.pdf (last reviewed Mar. 8, 2015).

³⁰ Office of Economic and Demographic Research, *Social Services Estimating Conference - Kidcare Program (November 21, 2014 Conference Results)* <http://edr.state.fl.us/Content/conferences/kidcare/kidcaredetail.pdf> (last viewed Mar. 8, 2015).

³¹ U.S. House Energy and Commerce Committee, *Extending Funding for the State's Children Health Insurance Program*, (Feb. 24, 2015), <http://energycommerce.house.gov/fact-sheet/extending-funding-state-children%E2%80%99s-health-insurance-program> (last visited: Mar. 5, 2015).

³² U.S. Senate Committee on Finance, *Wyden Joins Sens. Brown, Casey and Stabenow on Legislation to Extend the Children's Health Insurance Program*, (February 12, 2015) <http://www.finance.senate.gov/newsroom/ranking/release/?id=20c6ac77-77af-424f-bb3e-dc84a92af22d> (last visited: Mar. 5, 2015).

³³ S. 522, 114th Congress (2015).

³⁴ Florida Healthy Kids Corporation, *History*, <https://www.healthykids.org/healthykids/history/> (last visited Mar. 7, 2015).

Eligibility for the state-funded assistance is prescribed under s. 624.91(3), F.S., and provides cross references to the Florida Kidcare Act. The Healthy Kids program is also identified as a non-entitlement program.³⁵

The FHKC is managed by an executive director selected by the board with the number of staff determined by the board. The FHKC is authorized to:

- Collect contributions from families, local sources or employer based premiums;
- Establish administrative and accounting procedures;
- Establish preventive health standards for children that do not limit participation to pediatricians in rural areas with consultation from appropriate experts;
- Determine eligibility for children seeking enrollment in Title XXI funded and non-Title XXI components;
- Establish grievance processes;
- Establish participation criteria for administrative services for the FHKC;
- Establish enrollment criteria that include penalties or waiting periods for non-payment of premiums of 30 days;
- Contract with authorized insurers and other health care providers meeting standards established by the FHKC for the delivery of services and select health plans through a competitive bid process;
- Purchase goods and services in a cost effective manner with a minimum medical loss ratio of 85 percent for health plan contracts;
- Establish disenrollment criteria for insufficient funding levels;
- Develop a plan to publicize the program;
- Secure staff and the necessary funds to administer the program;
- Provide an annual Kidcare report, in consultation with partner agencies, to the Governor, Chief Financial Officer, Commissioner of Education, President of the Senate, Speaker of the House of Representatives, and minority leaders of the Senate and House of Representatives;
- Provide quarterly enrollment information on the full pay population; and
- Establish benefit packages that conform to the Florida Kidcare benchmark benefit.

Limits on premiums and cost sharing in the Healthy Kids must conform to existing federal law and regulation for Title XIX and XXI. All Title XXI funded enrollees pay monthly premiums of \$15 or \$20 per family per month based on their family size and income. For those families at or below 150 percent of the FPL, the cost is \$15 per family per month. For those between 150 percent of the FPL and 200 percent of the FPL, the cost is \$20 per family per month.

Enrollees also have copayments for non-preventive services that range from \$5 per prescription to \$10 for an inappropriate use of the emergency room visit. There are no copayments for visits related to well-child, preventive health, or dental care.³⁶

³⁵ A non-entitlement program means that funding may be limited. If more applicants or enrollees apply or enroll for the program than funding allows, an enrollee is not entitled to enrollment, even if eligible.

³⁶ See State of Florida, Florida KidCare Program, Title XXI State Child Health Insurance Plan, Amendment #22, July 1, 2012, pp.98-101., <http://medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Childrens-Health-Insurance-Program-CHIP/Downloads/CHIP-SPAs/FL-CSPA-22-FINAL.pdf> (last visited: Mar. 17, 2013).

The FHKC is governed by a 13-member board of directors, chaired by Florida's Chief Financial Officer or his or her designee.³⁷ The 12 other board members are:

- Secretary of the AHCA;
- One member appointed by the Commissioner of Education from the Office of School Health Programs from the Department of Education;
- One member, appointed by the Chief Financial Officer from among three members nominated by the Florida Pediatric Society;
- One member, appointed by the Governor, who represents the Children's Medical Services Program;
- One member appointed by the Chief Financial Officer from among three members nominated by the Florida Hospital Association;
- One member, appointed by the Governor, who is an expert on child health policy;
- One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Academy of Family Physicians;
- One member, appointed by the Governor, who represents the state Medicaid program;
- One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Association of Counties;
- The state health officer or his or her designee;
- The Secretary of the DCF, or his or her designee; and
- One member, appointed by the Governor, from among three members nominated by the Florida Dental Association.

Board members do not receive compensation for their service but may receive reimbursement for per diem and travel expenses in accordance with s. 112.061, F.S.³⁸

The FHKC is not an insurer and is not subject to the licensing requirements of the Department of Financial Services. In addition, the FHKC board is also granted complete fiscal control over the FHKC and responsibility for all fiscal operations. Any liquidation of the FHKC would be supervised by the Department of Financial Services.³⁹

Florida Health Choices Corporation, Inc. (Corporation)

In 2008, the Florida Legislature created the Florida Health Choices Program to address the issue of Florida's uninsured.⁴⁰ The corporation is a private, non-profit, corporation under s. 408.910, F.S., and operates in compliance with part III of chapter 112 (Public Officers and Employees) and chapter 119 (Public Records), 286 (Public Business), and 617 (Corporations Not for Profit).

The corporation is led by a 15-member board of directors and three ex-officio, non-voting board members for three-year terms, including:

- Four members appointed by and serving at the pleasure of the Governor;
- Four members appointed by and serving at the pleasure of the President of the Senate;

³⁷ See s. 624.91(6), F.S.

³⁸ See s. 624.91(5), F.S.

³⁹ See s. 624.91(7), F.S.

⁴⁰ See Chapter Law 2008-32.

- Four members appointed by and serving at the pleasure of the Speaker of the House of Representatives; and
- Three non-voting ex-officio members:
 - The Secretary of the AHCA or a designee with expertise in health care services;
 - The Secretary of the Department of Management Services or a designee with expertise in health care services; and
 - The Commissioner of the Office of Insurance Regulation or a designee with expertise in insurance regulation.

Board members may not include insurers, health insurance agents or brokers, health care providers, health maintenance organizations (HMOs), prepaid service providers, or any other entity or affiliate or subsidiary of eligible vendors. Board members may not serve for more than nine years, and members must disclose any conflicts of interest that would prohibit him or her from participating in any decision that would inure to the member's benefit or the member's organization. The board selects a chief executive officer for the corporation who is responsible for the selection of other staff, as authorized by an operating budget.

The corporation is designed as a single, centralized marketplace for the purchase of health products, including, but not limited to, health insurance plans, HMO plans, prepaid services, and flexible spending accounts. Policies sold as part of the program are exempt from regulation under the Insurance Code and laws governing HMOs. The following entities are authorized to be eligible vendors:

- Insurers authorized under ch. 624, of the Insurance Code, such as self-insurers, indemnity plans, life and health insurers, church benefit plans, disability, and multi-employer welfare arrangements, and Florida Healthy Kids Corporation;
- HMOs authorized under part I of ch. 641, F.S., relating to Health Service Programs, including health maintenance organization contracts, limited benefit policies, and other risk bearing coverage, benefits, and products;
- Prepaid limited health service organizations and discount medical plans under ch. 636, F.S.;
- Prepaid health clinics licensed under ch. 641, part II, F.S.;
- Health care providers, including hospitals and other licensed health facilities, health care clinics, pharmacies, and other licensed health care providers;
- Provider organizations, including service networks, group practices, and professional associations; and
- Corporate entities providing specific health services.

The corporation is authorized to collect premiums and other payments from employers. The law further specifies who may participate as either an employer or an individual. Employers eligible to enroll include employers that meet criteria established by the corporation and their individual employees and other individuals meeting criteria established by the corporation.⁴¹

The corporation is required to:

- Determine eligibility of employers, vendors, individuals and agents;
- Establish procedures for the operation of the program;

⁴¹ See s. 408.910(4)(a), F.S.

- Arrange for the collection of contributions from employers and participants;
- Establish criteria for disenrollment for failure to pay the individual's share of any contribution required to maintain enrollment in any product;
- Establish criteria for exclusion of vendors;
- Develop and implement a plan for public awareness and program promotion;
- Secure staff and consultant services, as necessary;
- Establish policies and procedures as necessary;
- Operate a toll-free hotline to respond to requests for assistance;
- Provide for initial, open and special enrollment periods; and
- Evaluate options for employer participation which may conform with common insurance practices.

The corporation's Florida Health Insurance Marketplace (marketplace) currently includes individual health plans, discount plans, and limited benefit plans. The marketplace offers options that are compliant with the Patient Protection and Affordable Care Act (PPACA)⁴² across the different metal ranges, dental-only plans, vision and hearing plans, telemedicine plans, discount plans, and prescription drug plans.⁴³ Additional marketplace platforms for group health plans for small employers and associations are planned.

Pricing for products on the marketplace must be transparent to the participants and established by the vendors. The marketplace may assess a surcharge annually of not more than 2.5 percent of the price. The surcharge must be used to support the administrative services provided by corporation and for payments to buyers' representatives.

During its most recent open enrollment – January 5, 2015, through February 15, 2015 – the corporation reported 51 total individual product enrollments covering 56 adults and children with 66 applications started. Of those that purchased coverage, 85 percent purchased individual coverage and 15 percent purchased spouse or family coverage.⁴⁴ The marketplace recorded 4,800 visits during its January open enrollment.⁴⁵

The corporation offers a minimum of 20 plans per county from two different companies with a maximum of 46 plans in a county from six different companies as of March 2015.⁴⁶

⁴² To be compliant with PPACA, plans must eliminate any pre-existing condition exclusions, annual or lifetime dollar limits on the essential benefits, prohibit rescissions, provide preventive services without cost sharing, include emergency services without prior authorization, establish an appeals process, provide access to pediatricians and OB/GYNs, extend dependent coverage to age 26 and provide the essential health benefits. For a checklist, see Nat'l Assn. of Insurance Commissioners Compliance Summary: http://www.naic.org/documents/index_health_reform_ppaca_uniform_compliance_summary.pdf (last visited: Mar. 9, 2015).

⁴³ Florida Office of Insurance Regulation, *Cover Florida Health Care Access Program Annual Report (March 2015)*, (last visited Mar. 7, 2015).

⁴⁴ Florida Health Choices Corporation, *Florida Health Choices Reports Zero Glitches with New Online Marketplace Launched in January* (February 20, 2015) <http://www.myfloridachchoices.org/florida-health-choices-reports-zero-glitches-with-new-online-marketplace-launched-in-january/> (last visited Mar. 7, 2015).

⁴⁵ Id.

⁴⁶ Conversation with Rose Naff, CEO, Florida Health Choices, Inc., (Mar. 9, 2015).

The Patient Protection and Affordable Care Act of 2010

In March 2010, the Congress passed and the President signed two pieces of legislation: the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 that are together called PPACA.⁴⁷ Under PPACA, one of the key components required the states to expand Medicaid to a minimum national eligibility threshold of 133 percent of the FPL, or, as it is sometimes expressed, 138 percent of the FPL with application of an automatic five percent income disregard, effective January 1, 2014.⁴⁸ While the funding for the newly eligible under this expansion would be initially funded at 100 percent federal funds for the first three calendar years (2014, 2015, and 2016), the states would gradually be required to pay a share of the costs, starting at five percent in calendar year 2017 before leveling off at 10 percent in 2020.⁴⁹ As enacted, the PPACA provided that states refusing to expand to the new national eligibility threshold faced the loss of *all* of their federal Medicaid funding.⁵⁰

Enhanced Medicaid Match Rate for Newly Eligible Only: CY 2014 and Beyond ⁵¹							
CY	2014	2015	2016	2017	2018	2019	2020+
FMAP	100%	100%	100%	95%	94%	93%	90%

Florida, along with 25 other states, challenged the constitutionality of the law. In *NFIB v. Sebelius*, the Supreme Court found the enforcement provisions of the Medicaid expansion unconstitutional.⁵² As a result, states can voluntarily expand their Medicaid eligibility thresholds to PPACA standards and receive the enhanced federal match for the expansion population, but states cannot be penalized for not doing so.⁵³

Since the decision in *NFIB v. Sebelius*, federal guidance has emphasized state flexibility in how states expand coverage to those defined as the newly eligible population. In a letter to the National Governors Association January 14, 2013, then-Health and Human Services Secretary Kathleen Sebelius reminded states of their ability to design flexible benefit packages without the need for waivers and the alternative benefit plans that are available.⁵⁴ This letter was preceded by the Frequently Asked Questions document on Exchange, Market Reforms and Medicaid, issued on December 10, 2012, that discussed promotion of personal responsibility, wellness benefits, and state flexibility to design benefits.⁵⁵

⁴⁷ Pub. Law No. 111-148, H.R. 3590, 111th Cong. (Mar. 23, 2010) and (Pub. Law No. 111-152, 111th Cong. (Mar. 30, 2010).

⁴⁸ 42 U.S.C. s. 1396a(1).

⁴⁹ 42 U.S.C. s. 1396d(y)(1).

⁵⁰ 42 U.S.C. s. 1396c

⁵¹ *Supra* at Note 63.

⁵² *National Federal of Independent Business (NFIB) v. Sebelius, Secretary of Health and Human Services*, 648 F. 3d 1235, affirmed in part, reversed in part.

⁵³ Department of Health and Human Services, *Secretary Sebelius Letter to Governors*, (July 10, 2012), <http://capsules.kaiserhealthnews.org/wp-content/uploads/2012/07/Secretary-Sebelius-Letter-to-the-Governors-071012.pdf> (last visited Mar. 7, 2015).

⁵⁴ *Letter to National Governor's Association from Secretary Sebelius*, January 14, 2013 (copy on file with Senate Health Policy Committee).

⁵⁵ Centers for Medicare and Medicaid Services, *Frequently Asked Questions on Exchanges, Market Reforms and Medicaid*, pp. 15-16, (December 10, 2012), <http://cciio.cms.gov/resources/factsheets/index.html>, (last visited Mar. 17, 2013).

Individual and Employer Mandates

A state Medicaid director letter on November 20, 2012 (ACA #21) further addressed state options for the adult Medicaid expansion group and the alternative benefit plans available under Section 1937 of the Social Security Act.⁵⁶ Under Section 1937, state Medicaid programs have the option of providing certain groups with benchmark or benchmark equivalent coverage based on four products: (1) the standard Blue Cross/Blue Shield Preferred Provider option offered to federal employees; (2) state employee coverage that is generally offered to all state employees; (3) the commercial HMO with the largest insured, non-Medicaid enrollment in the state or (4) Secretary-approved coverage.⁵⁷ For children under the age of 21, the coverage must include the Early and Periodic Screening, Diagnostic and Treatment Service (EPSDT). Other aspects of the essential health benefit requirements of the PPACA, as discussed further below, may also be applicable, depending on the benefit package utilized.

In addition to the Medicaid expansion component, the PPACA imposes a mandate on individuals to acquire health insurance or pay a tax penalty when they file their tax returns. Currently, many uninsured individuals are eligible for Medicaid or Kidcare coverage but are not enrolled. The existence of the federal mandate to purchase insurance may result in an unknown number of currently eligible individuals coming forward and enrolling in Medicaid who had not previously chosen to enroll. Their participation – to the extent it occurs – will result in increased costs that the state would not likely have incurred without the catalyst of the federal legislation.

Under the provisions, employers with more than 50 full-time employees that do not offer coverage meeting the essential benefits coverage standard and who does not offer minimum essential coverage to at least 95 percent of its full-time employees (and their dependents) and at least one employee receive a premium tax credit through the PPACA exchange, the employer will be assessed a fee of \$2,000 per full time employee, with the first 30 employees, including those who have minimum essential coverage.⁵⁸ Or, if an employer does offer minimum essential coverage to at least 95 percent of its full-time employees (and their dependents) and at least one employee receives a premium tax credit through the federal exchange because the employer's coverage was not affordable, did not provide minimum value, or because the employee was not one of the 95 percent of the employees offered coverage, the employer is assessed the lesser of \$3,000 per employee receiving the credit.⁵⁹ The large employer can only be assessed under one of the scenarios, not both.

Like individuals, certain employers also have a shared responsibility under the PPACA beginning January 1, 2015. This responsibility was slated to start in 2014 under the PPACA; however, the Department of Treasurer and the Internal Revenue Service provided transition relief in 2014 for:

⁵⁶ Centers for Medicare and Medicaid Services, *State Medicaid Director Letter: Essential Health Benefits in the Medicaid Program* (November 20, 2012), <http://www.medicaid.gov/Federal-Policy-Guidance/downloads/SMD-12-003.pdf> (last visited Mar. 17, 2013).

⁵⁷ *Id.*

⁵⁸ Internal Revenue Service, Employer Shared Responsibilities, <http://www.irs.gov/Affordable-Care-Act/Employers/Employer-Shared-Responsibility-Provisions> (last visited Mar. 7, 2015).

⁵⁹ *Id.*

- Information reporting requirements applicable to insurers, self-insuring employers and certain other providers of minimum essential coverage;
- Information reporting requirements applicable to large employers; and
- Employer shared responsibilities.⁶⁰

The notice indicates the delay is intended to give additional time to provide input by employers and other reporting entities and to allow all parties to adapt their reporting systems. The transition relief states that it has no impact on other PPACA provisions.⁶¹

Individuals may be exempt from the requirement to acquire minimum essential coverage if the minimum amount the individual must pay for that coverage is more than eight percent of his or her household income or he or she qualifies to receive a hardship exemption.⁶² Some of the reasons that may qualify an individual for a hardship exemption include, but are not limited to:

- Being ineligible for Medicaid because the individual lives in a state that decided not to expand Medicaid under the PPACA;
- Spending less than three consecutive months without minimum essential health coverage;
- Buying coverage would pose a hardship;
- Having gross income below the applicable tax return filing threshold;
- Finding no affordable coverage on the exchange that meets the minimum value standard; and
- Being eligible for services through Indian Health Care Services.⁶³

The Internal Revenue Service releases a rule every year setting the tax penalty for the lack of minimum essential coverage. For 2014, the annual payment amount is the greater of:

- One percent of your household income that is above the tax return filing threshold for your filing status, or
- Your family's flat dollar amount, which is \$95 per adult and \$47.50 per adult, limited to a family maximum of \$285.⁶⁴

The amount is calculated based on the national average for a premium payment for a bronze level health plan in the exchange for 2014. For 2014, the annual national average premium for a bronze level health plan was \$2,448 per individual, but \$12,240 for a family with five or more members.⁶⁵

⁶⁰ Internal Revenue Service, Not-129718-13, *Transition Relief for 2014 Under §§6055 (\$6055 Information Reporting), §6056 (information Reporting) and 4980H (Employer Responsibility Provisions)*, <http://www.irs.gov/pub/irs-drop/n-13-45.pdf> (last visited: Mar. 7, 2015).

⁶¹ Id.

⁶² Internal Revenue Service, *Individual Shared Responsibility Provision*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/Individual-Shared-Responsibility-Provision> (last visited Mar. 7, 2015).

⁶³ Internal Revenue Service, *Shared Responsibility Provision*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/Individual-Shared-Responsibility-Provision> (last visited Mar. 7, 2015).

⁶⁴ Internal Revenue Service, *Individual Shared Responsibility Provision - Reporting and Calculating the Payment*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/ACA-Individual-Shared-Responsibility-Provision-Calculating-the-Payment> (last visited Mar. 7, 2015).

⁶⁵ Id.

Exchanges

A health insurance exchange is intended to create an organized and competitive market for health insurance by offering a choice of health plans, establishing common rules regarding the offering and pricing of insurance, and providing information to help consumers better understand the health care options available to them.⁶⁶ To facilitate coverage, the PPACA authorized the state-based American Health Benefit Exchanges and Small Business Health Options Program (SHOP) Exchanges. These exchanges can be administered by governmental agencies or non-profit organizations. The exchanges, at a minimum, must:⁶⁷

- Certify, re-certify and de-certify plans participating on the exchange;
- Operate a toll-free hotline;
- Maintain a website;
- Provide plan information and plan benefit options;
- Interact with the state's Medicaid and CHIP programs and provide information on eligibility and determination of eligibility for these programs;
- Certify individuals that gain exemptions from the individual responsibility requirement; and,
- Establish a navigator program.

On November 16, 2012, Florida Governor Rick Scott notified then-HHS Secretary Sebelius that Florida had too many unanswered questions to commit to a state-based exchange under the PPACA for the first enrollment period on January 1, 2014.⁶⁸ Florida has since opted to use the federal exchange.

Qualifying coverage may be obtained through an employer, the federal exchange, or private individual or group coverage outside of the federal exchange meeting the minimum essential benefits coverage standard.

Exchange Benefits

Each plan sold in the federal exchange must include the “essential health benefits” as defined by the PPACA and as compared to an existing benchmark plan set in each state. The essential health benefits are:

- Ambulatory patient services
- Emergency services
- Hospitalization
- Maternity and newborn care
- Mental health and substance abuse disorder services, including behavioral health treatment
- Prescription drugs
- Rehabilitative and habilitative services and devices
- Laboratory services

⁶⁶ Kaiser Family Foundation, *Explaining Health Care Reform: Questions About Health Insurance Exchanges* (April 2010) <https://kaiserfamilyfoundation.files.wordpress.com/2013/01/7908-02.pdf> (last visited Mar. 7, 2015).

⁶⁷Centers for Medicare and Medicaid Services, *Initial Guidance to States on Exchanges*, (November 18, 2010), http://www.cms.gov/CCIIO/Resources/Files/guidance_to_states_on_exchanges.html (last visited Mar. 7, 2015).

⁶⁸ *Letter from Governor Rick Scott to Health and Human Services Secretary Kathleen Sebelius*, (November 16, 2012) <http://www.flgov.com/2012/11/16/letter-from-governor-rick-scott-to-u-s-secretary-of-health-and-human-services-kathleen-sebelius/> (last visited Mar. 6, 2015).

- Preventive and wellness services and chronic disease management
- Pediatric services, including oral and vision care

Qualified Health Plans

In order to receive a health care tax credit, an individual must be enrolled in a qualified health plan.⁶⁹ Qualified health plans are certified by the federal exchange and meet specific requirements:

- Provide essential health benefits;
- Follow the established limits on cost sharing; and
- Meet all other requirements.⁷⁰

These plans are available on the federal exchange or may also be available directly from an insurance company or one of the state's qualified health plans.⁷¹

Each plan sold must also be one of the following actuarial values⁷² or "metal levels:"

- Bronze: 60 percent actuarial value;
- Silver: 70 percent actuarial value;
- Gold: 80 percent actuarial value; and
- Platinum: 90 percent actuarial value.

Premium Tax Credits and Cost Sharing Subsidies

Premium credits and other cost sharing subsidies are available to United States citizens and legal immigrants within certain income limits for coverage purchased through the exchange. Legal immigrants with incomes at or below 100 percent of the FPL who are not eligible for Medicaid are eligible for premium credits.⁷³ Premium credits are set on a sliding scale based on the percent of FPL for the household and reduce the out-of-pocket costs incurred by individuals and families.

The amount for premium tax credits, as a percentage of income, are set in section 36B of the Internal Revenue Code follows:⁷⁴

⁶⁹ Internal Revenue Service, *Health Care Tax Credits: Qualified Health Plan Requirements*, <http://www.irs.gov/Individuals/HCTC:-Qualified-Health-Plan-Requirements> (last viewed Mar. 8, 2015).

⁷⁰ U.S. Department of Health and Human Services, Healthcare.gov, *Qualified Health Plan*, <https://www.healthcare.gov/glossary/qualified-health-plan/> (last viewed Mar. 8, 2015).

⁷¹ Id.

⁷² Actuarial value is calculated by computing the ratio of total expected payments by the plan for essential health benefits and costing sharing rules with the total costs of the essential health benefits the standard population is expected to incur. For example, a health plan with an actuarial value of 70 percent would be expected to pay an average of 70 percent of the standard population's expected medical expenses for the essential health benefits. Individuals covered by the plan would then be expected to pay the remaining 30 percent, on average through cost sharing such as deductibles, co-pays and co-insurance.

⁷³ 26 U.S.C. s. 36B(c).

⁷⁴ 26 U.S.C. s. 36B(b).

Premium Tax Credits	
Income Range	Premium Percentage Range (% of income)
Up to 133% FPL	2%
133% to 150%	3% - 4%
150% to 200%	4% - 6.3%
200% to 250%	6.3% - 8.05%
250% to 300%	8.05% - 9.5%
300% to 400%	9.5%

In addition to subsidies for the costs of health insurance premiums, individuals may also qualify to offset other out-of-pocket costs through cost sharing credits. Subsidies for cost sharing are available for those individuals between 100 percent of the FPL and 400 percent of the FPL. The cost sharing credits reduce the out-of-pocket amounts incurred by individuals on essential health benefits and will also impact the actuarial value of a health plan. Actuarial value reflects the average share of covered benefits paid by the insurer or health plan. For example, if the actuarial value of a plan is 90 percent, the health plan is paying 90 percent of the costs and the enrollee 10 percent.

The maximum amount of cost sharing is 94 percent for those individuals between 100 percent and 150 percent FPL and individuals with incomes up to 400 percent FPL who may qualify for a 70 percent subsidy as the table below illustrates.

Cost Sharing Subsidies⁷⁵	
FPL Level	Cost Sharing Subsidy
100% - 150%	94%
150% - 200%	87%
200% - 250%	73%
250% - 400%	70%

Cost sharing limitations are based on the limits placed on Health Savings Accounts under the Internal Revenue Code.⁷⁶ The maximum out of pocket costs for any federal exchange plan in 2015 are \$6,600 for an individual and \$13,200 for a family plan, even with a catastrophic plan.⁷⁷

In addition to enrolling individuals into qualified health plans, an exchange may also determine eligibility for Medicaid and CHIP. The exchange also determines if an individual is eligible for advance premium tax credits and cost sharing reductions.

⁷⁵ 42 U.S.C. s. 18071(c)(1)(B)

⁷⁶ CFR 45 §126.130; *See also* Section 223(c)(2)(A)(ii)(I) of the Internal Revenue Code of 1986, as amended for self only coverage for 2014; or for other than self-only coverage, the annual dollar amount in section 223(c)(A)(ii)(II) of the Internal Revenue Code of 1986, as amended, for non-self only coverage that is in effect for 2014.

⁷⁷ U.S. Department of Health and Human Services, healthcare.gov, *Out of pocket costs*, <https://www.healthcare.gov/choose-a-plan/out-of-pocket-costs/> (last visit Mar. 7, 2015).

High Deductible Plans

High deductible plans are paired with health savings accounts.⁷⁸ To qualify as a high deductible plan, the annual deductible must be at least \$1,250 for single plans and \$2,500 for family coverage. The employer and the employee make annual contributions⁷⁹ to a limit of \$3,250 for single coverage and \$6,250 for family coverage. For 2014, total out-of-pocket spending is capped at \$6,350 for individual and \$12,700 for family.⁸⁰ The employer and the employee contributions are not subject to federal income tax on the employee’s income. Unused funds roll over automatically every year. A health savings account is owned by the employee and is portable.

Alternative Medicaid Expansion in Other States

Arkansas

Arkansas received approval for a Medicaid Section 1115 demonstration waiver to implement its Medicaid expansion in September 2013. Under its waiver, Arkansas uses Medicaid funds as premium assistance to purchase coverage in the federal exchange for its newly eligible adults up to 138 percent FPL. All newly eligible adults will primarily purchase coverage and enroll in a plan through the federal exchange to receive their coverage. Any services not covered through their plans are provided through the state’s fee-for-service Medicaid delivery system.⁸¹

Individuals excluded from enrolling in the federal exchange include American Indians or Alaskan Natives and the medically frail, who may receive services directly through the state. For all other enrollees affected by the demonstration, enrollment in a QHP is a condition of receiving benefits.⁸²

Arkansas’ Approved Monthly Premiums - Medicaid Expansion Waiver⁸³		
Less than 50%	50% - 100%	100 - 138% FPL
None	\$5 to IA	\$10-\$25 to IA

All beneficiaries with incomes between 50 percent and 133 percent of the FPL will be assigned an Independence Account (IA). The individual will receive a credit or debit card to access the

⁷⁸ Internal Revenue Code, 26 U.S.C. sec. 223.

⁷⁹ The IRS annually sets the contribution limit as adjusted by inflation.

⁸⁰ Internal Revenue Services, *Health Savings Accounts and Other Tax-Favored Health Plans (Pub. 969)(2013)* <http://www.irs.gov/publications/p969/index.html> (last visited Mar. 7, 2015).

⁸¹ Centers for Medicare and Medicaid Services, *Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration Fact Sheet*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-fs.pdf> (last visited Mar. 7, 2015).

⁸² Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, pp.14-15, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁸³ Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, pp.7 & 21, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

amounts in that account to cover copayments and coinsurance. Both the state and the participant are required to make contributions to this account.⁸⁴

The state pays the managed care plans selected by the beneficiaries directly and identification cards are sent by the plan directly to a new enrollee. Individuals who do not make a selection are auto-assigned to a silver-level plan and are given 30 days to change plans.

Enrollees under 50 percent of the FPL have no additional cost sharing. Those enrollees above 50 percent of the FPL have cost sharing consistent with Medicaid requirements that does exceed more than five percent of family monthly or quarterly income.⁸⁵

Iowa

In December 2013, Iowa received approval for two Medicaid waivers for implementation of its Medicaid expansion under the PPACA. The waivers cover all newly eligible adults statewide up to 138 percent of the FPL and does so under two delivery systems:

- Expands Medicaid for those at or below 100 percent FPL through Medicaid managed care; and
- Expands Medicaid for those above 100 percent FPL to 138 percent FPL by purchasing silver-level qualified health plan coverage in the exchange.

Premiums were not imposed during the first year of the program but will be in the second year for enrollees above 50 percent of the FPL. Enrollees have the opportunity to have the premiums waived if they complete healthy behaviors, and the premiums can continue to be waived in subsequent years if enrollees meet requirements for the incentives. At the state’s option, the non-payment of a premium can result in a collectible debt but not a loss of coverage.⁸⁶

Iowa’s Approved Monthly Premiums - Medicaid Expansion Waiver		
Less than 50% FPL	50% - 100% FPL	100 - 133% FPL
None	\$5/household	\$10/household
90 day premium grace period		

Individuals in the Wellness Plan (Medicaid Managed Care) receive a Medicaid alternative benefits plan that is at least equivalent to the state employee benefit plan, except for an enhanced dental plan with access to additional dental benefits with prior authorization.⁸⁷ Those in the exchange plan receive an essential health benefit plan that is at least equivalent to those provided on the commercial essential health benefits benchmark.⁸⁸ Wrap-around services are provided by

⁸⁴ Centers for Medicare and Medicaid Services, Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration, p.7, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁸⁵ Id at 16.

⁸⁶ Centers for Medicare and Medicaid Services, Special Terms and Conditions with Iowa Department of Human Services - Iowa Wellness Plan (11-W-00289/5) http://dhs.iowa.gov/sites/default/files/WellnessSTCsTechnicalCorrections_020215.pdf (last visited Mar. 7, 2015).

⁸⁷ Iowa Department of Human Services, Medicaid 1115 Waiver Application, Iowa Wellness Plan, p.5, http://dhs.iowa.gov/sites/default/files/IAWellnessPlan1115_Final.pdf (last visited Mar. 7, 2015).

⁸⁸ Iowa Department of Human Services, Medicaid 1115 Waiver, Iowa Marketplace Choice Plan, p.5, http://dhs.iowa.gov/sites/default/files/IAMktplaceChoice1115_Final.pdf (last visited Mar. 7, 2015)

the Medicaid agency for family planning services at non-network providers and for EPSDT services for 19 and 20 year old enrollees. Iowa is not required to provide non-emergency transportation. The waiver was initially granted in year one of the demonstration and continued through July 31, 2015.⁸⁹

Indiana

An amendment to Indiana's existing Medicaid demonstration, Healthy Indiana Plan 1.0 (HIP) was approved on January 27, 2015, and renamed the Healthy Indiana Plan 2.0. HIP 2.0 extends Medicaid to adults through 133 of the FPL beginning February 1, 2015. Under HIP 2.0, Indiana will offer three different pathways to coverage:

- HIP Basic - an ABP for individuals that includes all of the essential health benefits and does not require a premium payment;
- HIP Plus - a comprehensive ABP for individuals who contribute to a POWER account with additional benefits not available in HIP Basic; and
- HIP Link Program - a voluntary premium assistance program for individuals above age 21 with access to cost effective employer sponsored insurance that meets qualification criteria.⁹⁰

Indiana does not offer non-emergency transportation for the first year of the demonstration.

In addition to health benefits coverage, individuals who contribute to a Personal Wellness and Responsibility (POWER) account have access to additional benefits. Contributions to a POWER account are a condition of eligibility for those with incomes above 100 percent of the FPL.⁹¹ Funds in the POWER accounts are used to pay for some of beneficiaries' health care expenses. With the exception of inappropriate use of the emergency room fee, no other cost sharing is charged under the HIP Plus component.

Those enrolled in HIP Basic are subject to copayments. These copayments are consistent with the Medicaid cost sharing rule and must include the automated tracking of the five percent monthly or quarterly aggregate cap. Indiana had the following co-payments approved:

⁸⁹ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Iowa Marketplace Choice Plan - Section 1115 Demonstration Fact Sheet*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ia/ia-marketplace-choice-plan-fs.pdf> (last visited: Mar. 9, 2015).

⁹⁰ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Healthy Indiana Plan 2.0 Section 1115 Medicaid Demonstration Fact Sheet (January 27, 2015)*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/in/Healthy-Indiana-Plan-2/in-healthy-indiana-plan-support-20-fs.pdf> (last visited: Mar. 7, 2015).

⁹¹ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, Approval Letter and Special Terms and Conditions (January 27, 2015) <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/in/Healthy-Indiana-Plan-2/in-healthy-indiana-plan-support-20-ca.pdf> (last visited Mar. 7, 2015).

Indiana HIP Basic Co-Pay Schedule⁹²	
Service	Per Visit/Service
Preventive Care Services (including family planning and maternity services)	\$0
Outpatient Services	\$4
Inpatient Services	\$75
Preferred Drugs	\$4
Non-Preferred Drugs	\$8
Non-Emergent ER Use (HIP Basic and HIP Plus)	\$8 - 1st visit \$25 - Recurrent

Enrollees above 100 percent of the FPL who do not make contributions or who cease transition to the HIP Basic program after a 60-day grace period are disqualified from the HIP Plus program for six months.⁹³ There are exceptions to the lock-out period for the medically frail and other special circumstances.

Indiana Maximum Monthly POWER Contributions⁹⁴					
<5% FPL	<22%	22% - 50%	51% -75%	76%-100%	101%-138%
\$1	\$4.32	\$9.82	\$14.72	\$19.62	\$27.39
<ul style="list-style-type: none"> - Represents approximately 2% of enrollee’s income; - When enrollee leaves the program, the member amount is refunded to the member; and - When enrollee remains in the program, the member portion rolls over at the end of the year; can double if member completes required preventive services. 					

The POWER accounts function like a health savings account and hold both beneficiary and state contributions. The POWER account funds pay for the first \$2,500 in claims; claims beyond that amount are covered through capitation or other payments made by the state.⁹⁵ The funds are not for copayments under the HIP Plus accounts. For HIP Link enrollees, the POWER account funds are used to pay premium and cost sharing amounts.⁹⁶

Employers and other third parties are also permitted to contribute to POWER accounts. It is the managed care organization’s responsibility to issue the POWER card to each enrollee upon enrollment and to track all of the contributions.⁹⁷

Outside of this demonstration, Indiana will offer a separate work search and job training program to encourage employment called Gateway to Work for those enrollees who choose to participate. Health coverage under Medicaid will not be affected.⁹⁸

⁹² Id at 35 and 36.

⁹³ Id.

⁹⁴ Healthy Indiana Plan 2.0, Presentation to Senate Health Policy Committee (March 4, 2015), slides 16 & 17 (on file with the Senate Committee on Health Policy).

⁹⁵ *Supra* Note 108, at 26.

⁹⁶ Id.

⁹⁷ *Supra* Note 108, at 30.

⁹⁸ *Supra* Note 108, at 3.

III. Effect of Proposed Changes:

Florida Health Insurance Affordability Exchange Program (Sections 1-14)

The bill directs the Division of Law Revision and Information to rename part II of chapter 409, Florida Statutes, as “Insurance Affordability Programs,” instead of “Kidcare,” and to incorporate the newly created sections of ss. 409.720-409.731, F.S., under this part. The “Florida Health Insurance Affordability Exchange Program” or “FHIX” is established under ss. 409.720 through 409.731, Florida Statutes, as a new program under part II of ch. 409, F.S.

The FHIX program is placed within the Agency for Health Care Administration (AHCA) for the purpose of assisting Floridians in purchasing health benefits coverage and gaining access to health services. The FHIX is based on seven principles:

- Fair Value;
- Consumer Choice;
- Simplicity;
- Portability;
- Promotes Employment;
- Consumer Empowerment; and
- Risk Adjustment.

Definitions specific for the FHIX program are:

- “Agency” means the Agency for Health Care Administration;
- “Applicant” means an individual who applies for determination of eligibility for health benefits coverage under this part;
- “Corporation” means Florida Health Choices, Inc.;
- “Enrollee” means an individual who has been determined eligible for and is receiving health benefits coverage under this part;
- “Florida Health Insurance Affordability Exchange” or “FHIX” means the program created under ss. 409.720-409.731, F.S.;
- “Florida Healthy Kids Corporation” means the entity created under s. 624.91, F.S.;
- “Florida Kidcare Program” or “Kidcare” means the program created under ss. 409,810-409.821, F.S.;
- “Health benefits coverage” means the payment of benefits for covered health care services or the availability, directly or through arrangements with other persons, of covered health care services on prepaid or per capita basis or a prepaid aggregate fixed sum basis;
- “Inactive status” means the enrollment status of a participant previously enrolled in health benefits coverage in the FHIX marketplace, who lost coverage through non-payment, but maintains access to his or her balance in a health savings account or health reimbursement account;
- “Medicaid” means the medical assistance program authorized by Title XIX of the Social Security Act, and regulations thereunder, and part III and IV of ch. 409, F.S., as administered by the AHCA;
- “Modified adjusted gross income” means the individual’s or household’s adjusted gross income as defined in s. 36B(d)(2) of the Internal Revenue Code of 1986 and which is used to determine eligibility for FHIX;

- “Patient Protection and Affordable Care Act” or “Affordable Care Act” means Public Law No. 111-148, as further amended by the Health Care and Education Reconciliation Act of 2010, Public Law 111-152, and amendments to, and regulations or guidance under, those acts;
- “Premium credit” means the monthly amount paid by the AHCA per enrollee in the FHIX toward health benefits coverage;
- “Qualified alien” means an alien as defined in 8 U.S.C. s. 1641(b) or (c);⁹⁹ and
- “Resident” means a United States citizen or qualified alien who is domiciled in this state.

Eligibility

In order to participate in the FHIX, s. 409.723, F.S. establishes that an individual must be a resident and must also meet the following requirements, as applicable:

- Qualify as a newly eligible enrollee as described in s. 1902(a)(10)(A)(i)(VIII) of the Social Security Act or s. 2001 of the Affordable Care Act and as may be further defined by federal regulation;
- Meet and maintain the responsibilities under participant responsibilities; and
- Qualify as a participant in the Florida Healthy Kids program under s. 624.91, F.S., subject to the implementation of Phase Three under s. 409.727, F.S.

A “newly eligible enrollee” as described above is an adult between the ages of 19 and 64 whose income is at or below 133 percent of the FPL based on a modified adjusted gross income or MAGI. This includes parents and childless adults who may not have previously qualified for Medicaid.

Enrollment

To enroll in FHIX, applicants will apply using the same process used today for Medicaid eligibility through the Department of Children and Families (DCF). The DCF is responsible for processing applications, determining eligibility and transmitting information to the AHCA or the corporation, depending on the phase on each applicant’s eligibility status. An application is only deemed complete when it has met all of the requirements under participant responsibilities.

The DCF will also be responsible for corresponding with the participant on an ongoing basis regarding the participant’s status and shall review the eligibility status at least every 12 months.

Participant Rights

A participant has certain rights under FHIX:

- Access to the FHIX marketplace to select the scope, amount, and type of health care coverage and services to purchase;
- Continuity and portability of coverage to avoid disruption of coverage and other health care services when the participant’s economic circumstances change;

⁹⁹ “Qualified alien” means an alien as defined in s. 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended, Pub. L. No. 104-193.

- Retention of unspent credits in the participant’s health savings or health reimbursement account following a change in the participant’s eligibility status. Credits are maintained for an inactive status participant for up to five years after the participant enters inactive status;
- Ability to select more than one product or plan on the FHIX marketplace; and
- The choice of at least two health benefits products that meet the requirements of the Affordable Care Act.

Participant Responsibilities

A participant under the FHIX program also has certain responsibilities to remain enrolled or in active status:

- Complete an initial application for health benefits coverage and annual renewal process that includes proof of employment, on-the-job training, or placement activities, or pursuit of educational opportunities at certain hourly levels based on status;
- Learn and remain informed about the choices available on the FHIX marketplace and the uses of credit in the individual accounts;
- Execute a contract with the DCF that acknowledges that FHIX is not an entitlement, state and federal funding may end at any time, failure to pay cost sharing may result in a transition to inactive status, and noncompliance with other requirements may also result in a transition to inactive status;
- Select plans and other products in a timely manner;
- Comply with program rules and prohibitions against fraud;
- Make monthly premium payments and other cost sharing by their respective deadline; and
- Meet minimum coverage requirements by selecting a high deductible health plan combined with a health savings or health reimbursement account if not selecting a plan with more extensive coverage.

Beginning with Phase Two, requirements for employment, on-the-job training, or pursuit of educational opportunities will be implemented. Minimum hourly rates will vary by a participant’s individual circumstances in order to maintain an active status on the FHIX marketplace. For a parent of a child younger than 18, the minimum hourly requirements for pursuit of these activities or employment is 20 hours weekly. For a childless adult, the minimum weekly hourly requirement is 30. A disabled adult or the caregiver of a disabled child or adult may seek an exemption from these requirements through the corporation on an annual basis.

Cost Sharing

Enrollees are required to make monthly premium payments to maintain their health benefits coverage on the FHIX marketplace. Premiums are assessed based on the enrollee’s modified adjusted gross income and the maximum monthly premiums as follows:

FPL	<22	22% - 50%	>50%-75%	>75%-100%	>100%
Amount	\$3	\$8	\$15	\$20	\$25

Depending on the products and services selected by the enrollee, he or she may incur additional cost sharing, such as copayments, deductibles, or other out of pocket costs. An enrollee may also be charged an inappropriate emergency room fee of \$8 for the first visit and up to \$25 for any

subsequent visit, based on the plan selected by the enrollee. Cumulative annual cost sharing, however, may not exceed five percent of the enrollee's annual modified adjusted gross income.

If after a 30-day grace period, a full premium payment has not been received, the enrollee will be transitioned to an inactive status and may not re-enroll to active status for 6 months, unless a hardship exemption has been granted under the Medicaid Fair Hearing Process.

Available Assistance

Under s. 409.724, F.S., participants under FHIX receive a standard credit amount equivalent to the applicable risk-adjusted capitation rate paid to Medicaid managed care plans. Subject to federal approval, additional resources could be made available to supplement the standard credit amount and be made available to FHIX enrollees in the future and incorporated into FHIX.

In addition to the standard health benefits provided, the corporation must also offer each enrollee access to an individual account that qualifies as a health reimbursement or health savings account. Unexpended funds from the monthly premium credit must be placed in the account, as well as credits earned from healthy behaviors, adherence to wellness plans, or compliance with disease management plans. Funds in these accounts may be used to pay cost sharing obligations or to purchase other health-related items, as permitted under federal law. This account may be retained for up to five years after a participant moves into inactive status.

The enrollee or other third parties may also make contributions to the enrollee's account to supplement the premium credit or other earned credits. The enrollee may not withdraw as a refund any funds except those funds the enrollee has deposited into his or her own account.

Choice counseling will be coordinated by the AHCA and the corporation for the FHIX. The choice counseling program must ensure the enrollees have information about the FHIX marketplace program, the products and services, who to call for questions, or to make plan selections. The program will also provide culturally sensitive materials that take into consideration the projected participating populations. The corporation is also required to encourage licensed insurance agents to identify and assist eligible enrollees. The bill specifically does not prohibit insurance agents from receiving usual and customary commissions from insurers and health maintenance organizations that offer plans in the FHIX marketplace.

An ongoing education campaign coordinated by the AHCA, the corporation, and the Florida Healthy Kids Corporation must include:

- How the transition process to the FHIX marketplace will occur and the timeline for the enrollee's specific transition;
- Plans that are available and how to research information about available plans;
- Information about other available insurance affordability programs for the individual and his or her family;
- Information about health benefits coverage, provider networks, and cost sharing for available plans in each region;
- Information on how to complete the required annual renewal process, including renewal dates and deadlines; and

- Information on how to update eligibility if the participant's data have changed since his or her last renewal or application date.

Beginning in Phase Two (January 1, 2016), the Florida Healthy Kids Corporation will provide customer support for the FHIX marketplace. Customer support will include:

- A toll-free number;
- A web site in multiple languages;
- General program information;
- Financial information, including enrollee premiums; and
- Customer service and status reports on enrollee premiums;

The corporation is required to inform participants who transition to inactive status about other insurance affordability options and to electronically refer such enrollees to the federal exchange or other programs, as appropriate.

Available Products and Services

Section 409.725, F.S., requires the FHIX marketplace to offer the following products and services:

- Authorized products and services that are offered on the Florida Health Choices, Inc., marketplace (409.910, F.S.);
- Medicaid managed care plans under part IV of ch. 409, F.S., that qualify to participate;
- Authorized products under the Florida Healthy Kids Corporation; and
- Employer-sponsored plans.

Program Accountability

The plans and products that participate in FHIX will be required to meet certain accountability standards under s. 409.726, F.S. All managed care plans must collect and maintain encounter data in the same manner as under Statewide Medicaid Managed Care and will be subject to the accompanying penalties under s. 409.967(2)(h)2, F.S., for the failure to meet those standards. The AHCA will be responsible for the collection and maintenance of that data.

The corporation and the AHCA will work together to develop network and access standards for FHIX contract standards and to develop coverage quality standards for the adult population.

The bill establishes specific performance standards for the DCF for the processing of applications, both initial applications and renewals. The AHCA, the DCF, and the Florida Healthy Kids Corporation must conduct an annual satisfaction survey for the FHIX marketplace which may be incorporated into the annual report. Enrollment reports must be posted online monthly.

An annual report is due by July 1 to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The minimum components of the report include enrollment and application data, customer satisfaction, utilization and cost data, enrollee use of funds in reimbursement accounts, types of plans and products purchased, and recommendations for program improvement.

Implementation Schedule

The implementation schedule for FHIX is based on each phase passing a readiness review before implementation under s. 409.727, F.S. The AHCA is identified as the lead agency for FHIX, as the state’s designated Medicaid agency. The AHCA, the corporation, the DCF, and the Florida Healthy Kids Corporation are directed to begin implementation upon SB 7044 becoming law, with statewide implementation of the FHIX marketplace by January 1, 2016.

Implementation Activities			
Phase	Start Date	Activities	Enrollee Requirements
Readiness	Effective Date - Ongoing Based on Phase/Region	Implementation Activities	None
One	July 1, 2015	-Enroll newly eligible, low-income, uninsured into Medicaid managed care plans -Corporation readies for implementation of FHIX marketplace for Phase Two -Healthy Kids prepares for customer service, financial support and choice counseling in Phase Two and Three	-Complete application -Select MMA plan -Utilize health savings or health reimbursement account
Two	January 1, 2016*	1. Enroll newly eligible, low-income, uninsured into FHIX 2. Transition Phase One enrollees from MMA plans to FHIX by April 1, 2016 3. Renew existing enrollees at annual enrollment date 3. Healthy Kids prepares to transition enrollees to FHIX under Phase Three	-Complete application -Meet work or educational requirements or seek an exemption -Pay required premium or transition to inactive status -Select plans products, or services from FHIX -Execute contract -Comply with program rules -Meet minimum coverage requirements -Utilize health savings or health reimbursement account

Implementation Activities			
Phase	Start Date	Activities	Enrollee Requirements
Three	July 1, 2016*	1. Enroll newly eligible, low-income, uninsured into FHIX 2. Renew existing enrollees at annual enrollment date 3. Healthy Kids transitions enrollees to FHIX under Phase Three	-Complete application -Meet work or educational requirements or seek an exemption -Pay required premium or transition to inactive status -Select plans products, or services from FHIX -Execute contract -Comply with program rules -Meet minimum coverage requirements -Utilize health savings or health reimbursement account

**Phase Two implementation is contingent upon federal approval*

Under s. 409.729, F.S., a FHIX Workgroup is created to facilitate the implementation of the program and to plan for a multi-year reorganization of the state’s insurance affordability programs. The Workgroup is chaired by a representative of the AHCA and includes two additional representatives from the AHCA, plus two representatives each from the DCF, the corporation, and the FHKC.

Before implementation of any phase, the AHCA shall conduct a readiness review in consultation with the FHIX Workgroup. The AHCA must determine that the region has satisfied the following milestones, at a minimum:

- Functional readiness of the service delivery platform for the phase;
- Plan availability and presence of plan choice;
- Provider network capacity and adequacy of the available plans in the region;
- Availability of customer support; and
- Other factors critical to the success of FHIX.

Phase One begins on July 1, 2015, and requires the AHCA, corporation, and the Florida Healthy Kids Corporation to coordinate activities. To be eligible during this phase, an enrollee is only required to meet the definition of “newly eligible.” An enrollee is not be required to meet the work or educational search requirements or make premium payments during this phase.

Responsibilities of Agencies by Implementation Phase			
Activity	Phase One	Phase Two	Phase Three
Eligibility Determination	DCF	DCF	DCF
Benefits/Plan Delivery	AHCA	FHIX	FHIX
Choice Counseling	AHCA	Healthy Kids	Healthy Kids
Customer Service	AHCA	Healthy Kids	Healthy Kids
Financial Service	AHCA	Healthy Kids	Healthy Kids
Program Oversight	AHCA	AHCA	AHCA

Enrollees in Phase One receive benefits and services through the Medicaid managed care plans in part IV of this chapter. At least two plans per region will be available to an enrollee to select from during this phase. Choice counseling and customer service will be provided by the AHCA.

Phase Two’s implementation is contingent upon federal approval and is planned to start no later than January 1, 2016. Participants will enroll or transition from Medicaid managed care plans to services and products on the FHIX marketplace. To be eligible during this phase, an enrollee must be “newly eligible,” meet the work or educational search requirements, learn and be informed of the FHIX marketplace choices, execute a DCF contract, select plans in a timely manner, comply with all program rules and prohibitions, make monthly premium payments and any other cost sharing payments, and meet minimum coverage requirements.

Enrollees moving from Phase One coverage must complete the process by April 1, 2016, or they will transition to inactive status. There is no automatic enrollment in the FHIX. Choice counseling during Phase Two will be provided in coordination by the AHCA and the corporation with customer support by the Florida Healthy Kids Corporation.

Phase Three begins no later than July 1, 2016, with the transition of Healthy Kids enrollees to the FHIX marketplace. Healthy Kids enrollees must meet the eligibility requirements of Phase Two enrollees and be eligible for the Healthy Kids program under s. 624.91, F.S. A Healthy Kids enrollee who selects a FHIX marketplace plan will be provided a premium credit equal to the average capitation rate paid in his or her county of residence in the Healthy Kids program as of June 30, 2016. An enrollee will be responsible for any difference in costs. Any unexpended funds from the premium credit may be used on the FHIX marketplace for supplemental benefits.

The corporation is required is to notify enrollees of their premium credit amounts and how to access the FHIX marketplace selection process. Customer service and choice counseling services will also be provided.

Program Operation and Management

In order to implement the FHIX program, several agencies and two non-profit corporations created by the state have specific responsibilities under the newly created s. 409.728, F.S.:

Specific Program Operations and Management Duties for FHIX			
Agency for Health Care Admin.	Dept. of Children and Families	Florida Health Choices, Inc.	Florida Healthy Kids
Contract with Fla Health Choices for FHIX for implementation, development and administration and release of funds	Coordinate with other agencies and corporations	Begin implementation of FHIX in Phase One	Retain duties in Phase One and Two
Administer Phase One	Determine eligibility and renewals	Implement FHIX for Phase Two and Three	Provide customer service to FHIX

Specific Program Operations and Management Duties for FHIX			
Agency for Health Care Admin.	Dept. of Children and Families	Florida Health Choices, Inc.	Florida Healthy Kids
Provide administrative support to FHIX Workgroup	Transmit eligibility determinations to AHCA and corporation	Offer health benefits coverage compliant with PPACA	Collect and transfer family funds to FHIX
Transition Phase One Enrollees to FHIX no later than April 1, 2016		Offer at least 2 plans at each metal level	Conduct financial reporting
Transmit enrollee information to FHIX		Provide opportunity for MMA plans to participate on FHIX in Phase Three	Coordinate activities with partner agencies
With Phase Two, determine risk adjusted rates annually based on specific statutory criteria		Offer enhanced or customized benefits	
Transfer funds to FHIX for premium credits		Provide sufficient staff and resources	
Encourage Medicaid Managed Assistance (MMA) plans to participate on FHIX		Provide opportunity for Healthy Kids plans to participate at FHIX	

Long Term Reorganization

The FHIX Workgroup is required to hold its first organizational meeting within 30 days after the effective date of this act and to meet at least bimonthly. The responsibilities of the Workgroup include:

- Recommend a Phase Two implementation plan no later than October 1, 2015;
- Review network and access standards for plans and products;
- Assess readiness and recommend actions needed to reorganize the state’s insurance affordability programs for each phase or region;
- Recommend any proposed change to Title XIX-funded or Title XXI-funded programs based on the availability of federal funding;
- Identify duplication of services among the corporation, the AHCA, and the FHKC currently and under FHIX’s proposed Phase Three program;
- Evaluate fiscal impacts based on proposed Phase Three transition plan;
- Compile schedule of impacted contracts, leases, and other assets;
- Determine staff requirements for Phase Three; and

- Develop and present a final transition plan no later than December 1, 2015, to the Governor, President of the Senate, and Speaker of the House of Representatives.

Federal Authorities

The bill authorizes the AHCA to seek federal approval to implement FHIX. Obtaining federal approval may be a multi-step process.

The bill establishes triggers for expiration of the FHIX program under certain conditions. FHIX expires at the end of Phase One if the state does not receive federal approval for Phase Two or at the end of the state fiscal year in which any of these conditions occur:

- Federal match contribution falls below 90 percent;
- Federal match contribution falls below the increased Federal Match Assistance Percentage for medical assistance for newly eligible mandatory individuals as specified in the Affordable Care Act; or
- Federal match for the FHIX program and the Medicaid program are blended under federal law or regulation in such a manner that causes the overall federal contribution to diminish when compared to separate, non-blended federal contributions.

Florida Health Choices Program

The bill revises s. 408.910, F.S., to recognize the role the corporation will play in the FHIX marketplace. The bill makes the necessary changes to authorize the corporation to offer the products and services to the newly eligible population under the FHIX.

Definitions are added to include the “Florida Health Insurance Affordability Exchange Program” or “FHIX” and to include the potential availability of Medicaid managed care plans under the existing definition of “Insurer.” A definition for the “Patient Protection and Affordable Care Act” or “Affordable Care Act” is also added.

In the list of services to individual participants that the corporation currently provides, two new services have been added:

- Health benefits coverage information about health insurance plans compliant with the Affordable Care Act; and
- Consumer assistance and enrollment services for the FHIX.

The bill includes a modification that recognizes that not all enrollees may have the option of payroll deduction. The bill clarifies that surcharges may not be assessed on products or services sold on the FHIX marketplace. A separate reference to the FHIX marketplace has been created within the statute from the existing Florida Health Choices marketplace to distinguish the process, enrollment periods, and differing limits.

Authority has been granted to the corporation to collect contributions from third parties and governmental entities, to administer the FHIX program, and to coordinate with the AHCA, the DCF and FHKC on the transition plan for FHIX and any subsequent transition activities. Participation in the FHIX marketplace may begin at any time and is not limited to an open enrollment period.

Florida Healthy Kids Corporation (Sections 17 and 18)

The bill revises s. 624.91, F.S., the “William G. ‘Doc’ Myers Healthy Kids Corporation Act.” Obsolete language is deleted throughout the act.

Healthy Kids’ authorizations, duties, and powers are amended to include:

- Collect premiums for the Florida Health Insurance Affordability Exchange program;
- Contract with other insurance affordability programs and FHIX to provide customer service other enrollment-focused services;
- Develop performance metrics annually for administrative functions, contracting with vendors, customer service, enrollee education, financial services, and program integrity; and
- Modify the health plan medical loss ratio to include dental and include calculations consistent with federal regulation.

Under the bill, effective July 1, 2016, health and dental services contracts of Healthy Kids must transition to the FHIX marketplace. Qualifying plans may enroll as vendors on FHIX to maintain continuity of care for Healthy Kids’ participants.

Quarterly full-pay enrollment and utilization comparison information is required to be provided online. Current law does not specify how the information may be provided.

The board of directors is re-configured with the chair being an appointee designated by the Governor and composed of 12 other members appointed by the Governor and confirmed by the Senate for three-year terms. The board members serve at the pleasure of the Governor. Those members who are serving as of the effective date of this act may remain on the board until January 1, 2016.

Healthy Kids is also directed to confer with the AHCA, the DCF, and the corporation to develop transition plans for FHIX.

The Operating Fund of the Florida Healthy Kids Corporation has never been separately funded. Under the bill, the Operating Fund is repealed effective upon the bill becoming law.

The Medically Needy Program (Section 16)

The bill amends s. 409.904(2), F.S., to require that, effective October 1, 2015, no new enrollees over the age of 20 may be enrolled in the Medically Needy program under Medicaid. The bill also provides that the Medically Needy program will expire on September 30, 2019.

Other Provisions (Sections 14, 19)

The bill directs the Division of Law Revision and Information to replace the phrase “the effective date of this act” wherever it occurs with the date the act becomes law.

The bill takes effect upon becoming a 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:

PCS/SB 7044 may provide cost saving to Floridians and stimulate economic growth. The following two organizations have published estimates:

- The Florida Chamber of Commerce estimates that Florida's families and business pay \$1.4 billion in hidden health care taxes to cover the costs of the uninsured.¹⁰⁰ As an example, the Chamber has estimated that every insured Floridian pays about \$2,000 for every hospital stay to cover the cost of the uninsured.¹⁰¹
- The Florida Hospital Association (FHA) has also conducted research on the impact of extending health insurance coverage to this population. By covering 1 million or more Floridians, the FHA has projected 121,000 new jobs, savings of more than \$2.5 billion in state general revenue, and \$541 million a year in local government revenue.¹⁰²

The Affordable Care Act imposes an employer mandate effective in 2015 for businesses that employ 100 or more people. Those employers must provide affordable health insurance coverage or face penalties of \$2,000 or \$3,000 per person. This may also have an impact on Florida's economy if additional options are not available and more individuals are not covered.¹⁰³

¹⁰⁰ Florida Chamber of Commerce, *Smarter Healthcare Coverage in Florida*, p.3, <http://www.flchamber.com/wp-content/uploads/FL-Chamber-Plan-for-Smarter-Healthcare-Coverage.pdf> (last visited Mar. 8, 2015).

¹⁰¹ Id.

¹⁰² Florida Hospital Association, *A Healthy Florida Works*, <http://ahealthyfloridaworks.com/v6/wp-content/uploads/2014/10/AHealthyFloridaIGv10.pdf> (last visited Mar. 8, 2015).

¹⁰³ Id.

C. Government Sector Impact:

The Medically Needy Program and Other Health Care Related Programs

A shift of individuals who receive health care services through the Medically Needy program into comprehensive medical insurance at a higher federal match rate may generate savings in general revenue or Tobacco Settlement funds that could be utilized to offset costs in the program in the long-term.

However, for children, states are required to maintain Medicaid eligibility levels that were in place when the PPACA was enacted through September 30, 2019, which includes children eligible for Medically Needy. Furthermore, the federal Medicaid program requires that if a state provides Medically Needy services for anyone, children and pregnant women must be eligible. Under these requirements, Medically Needy eligibility for both children and pregnant women must be maintained in Florida until October 1, 2019.¹⁰⁴

Roughly 13.4 percent of persons receiving Medically Needy services in Florida are children or pregnant women, and roughly 83 percent of all Medically Needy enrollees have incomes below 138 percent of the federal poverty level and might be eligible to for coverage under the FHIIX.¹⁰⁵

Further savings could be generated in certain programs that currently provide health-related services to portions of the prospective FHIIX population, such as mental health and substance abuse services provided by the DCF and the Aids Drugs Assistance Program within the Department of Health. Such savings would be based on the proportion of these services associated with individuals under 138 of FPL who enroll in the FHIIX.

State Government Agencies and Corporations Implementing the FHIIX

The Agency for Health Care Administration (AHCA), the Department of Children and Families (DCF), and the two state-created, non-profit corporations – Florida Health Choices, Inc., and the Florida Healthy Kids Corporation – affected by the bill have provided fiscal analyses of the recurring and non-recurring costs of development, implementation, and maintenance of the FHIIX marketplace.

For Fiscal Year 2015-2016, the aggregate costs to implement the FHIIX are estimated to be approximately \$2.82 billion, including federal funds and approximately \$12 million of general revenue. In Fiscal Year 2016-2017, the aggregate costs are estimated to be approximately \$3.7 billion, including federal funds and approximately \$118.5 million of general revenue. These estimates are described below.

¹⁰⁴ Email received from the Agency for Health Care Administration by staff of the Senate Appropriations Subcommittee on Health and Human Services, March 13, 2015, on file with subcommittee staff.

¹⁰⁵ Based on enrollment figures provided by the AHCA to staff of the Senate Appropriations Subcommittee on Health and Human Services, March 2013, on file with subcommittee staff.

Agency for Health Care Administration

In its expenditure estimates, the AHCA assumed that 79.7 percent of the newly eligible population will actually enroll in the FHIX, which is based on historical Medicaid program experience. A phase-in of 50 percent for Fiscal Year 2015-2016 is assumed. The AHCA estimates a total of approximately 968,672 newly eligible individuals, with 386,016 persons enrolling in Fiscal Year 2015-2016. The majority of these individuals are childless adults (679,325), with 270,711 childless adults enrolling in Fiscal Year 2015-2016.

The AHCA also estimates that there will also be a “crowd out” population, i.e. individuals who are currently purchasing insurance directly from an insurance company who will terminate their current coverage and enroll in the FHIX. A phase-in of 40 percent for Fiscal Year 2015-2016 is assumed. A total of 155,757 crowd-out individuals is estimated, with 62,303 enrolling in Fiscal Year 2015-2016.

The AHCA also included costs associated with the Health Insurance Provider Fee (HIPF) at a fee load of 2.5 percent per year. The HIPF is a federal fee imposed under the PPACA on the premiums collected by most insurers and managed care plans providing health coverage. States are required to account for this fee for managed care plans that are contracted to provide health care services to Medicaid enrollees.

The AHCA estimates that total coverage expenditures will be approximately \$2.8 billion in Fiscal Year 2015-2016, with approximately \$2.4 billion associated with the newly eligible population and approximately \$379 million associated with crowd-out. All of these costs will be covered by federal matching funds in Fiscal Year 2015-2016.

For Fiscal Year 2016-2017, total coverage expenditures are estimated to be approximately \$3.7 billion, with approximately \$3.3 billion associated with the newly eligible and \$388 million associated with crowd-out. Under the PPACA, 97.5 percent of these costs will be covered by federal match, leaving a cost of approximately \$91.3 million to be covered by the state.

The AHCA advises that the bill creates the need for additional resources at the agency, such as additional contracted actuarial services for the calculation and maintenance of risk adjusted rates and premium assistance in the amount of \$500,000 per year, 50 percent of which is covered by federal match.

Additional choice counseling and enrollment broker services will be needed to support the FHIX population. For Fiscal Year 2015-2016, the need is estimated at \$6.2 million, 50 percent of which is covered by federal match. Cost estimates for these services are still being calculated for subsequent fiscal years.

The AHCA also advises that the agency’s Florida Medicaid Management Information System (FMMIS) will need to be enhanced due to the increase workload created by FHIX enrollees. A rough estimate indicates the cost could be approximately \$600,000 for Fiscal Year 2015-2016, 50 percent of which is covered by federal match. The AHCA estimates

that \$850,000 will be needed in Fiscal Year 2016-2017 and \$1.2 million in Fiscal Year 2017-2018 to implement FMMIS enhancements, again with a 50 percent federal match. It is possible that the federal government might provide a 90 percent match rate for these costs since they are associated with the PPACA, but that is uncertain at this time.

Department of Children and Families

The DCF estimates that the bill requires an additional 120 eligibility or case management staff to process and maintain an estimated 487,996 applicants during the first year of the FHIX, based on the DCF's assumption that approximately 60 percent of individuals in the state's current 813,327 food assistance households are projected to qualify as newly eligible for coverage. For nonrecurring expenses, the DCF estimate includes costs for furniture and equipment for the additional FTEs and a one-time mass-mailing to the affected individuals.¹⁰⁶

The DCF also projects the need for additional budget authority for information technology enhancements; however, the final estimate for this enhancement is not yet known. Information technology costs also include creating an interface with Florida Health Choices and new eligibility rules for a new Medicaid group.

Federal match for costs associated with Medicaid eligibility staff is 75 percent, and the match for the costs of information system development is 90 percent.¹⁰⁷

The DCF estimates second-year costs based on a workload impact created by the remaining 40 percent of food assistance eligible individuals seeking benefits. The DCF seeks an additional 78 FTEs to handle the increased caseload in year two.

Florida Health Choices

For Florida Health Choices, the corporation expects to incur costs for temporary staff, software licensure, and technical implementation in the first year that will not be incurred in the second year. Costs for both years will include salaries and benefits for new employees, various expenses, enrollment management, and management of health savings accounts. Second year costs reflect the transition of enrollees from Phase One to Phase Two and increased management responsibilities.

Florida Healthy Kids Corporation

The Florida Healthy Kids Corporation will incur third-party administrator (TPA) costs for its responsibilities relating to customer service, financial services, and IT infrastructure for the provision of enrollment support for the FHIX marketplace housed at Florida Health Choices.

The chart below summarizes the estimated costs to the four entities:

¹⁰⁶ Florida Department of Children and Families, *2015 Agency Bill Analysis - SPB 7044* (Mar. 9, 2015) p.5, (on file with the Senate Committee on Health Policy).

¹⁰⁷ *Id* at 6.

	Year One Total	Federal Match	State Share	Year Two Total	Federal Match	State Share
AHCA						
FHIX Coverage	\$2,797,672,693	\$2,797,672,693		\$3,651,074,161	\$3,559,797,307	\$91,276,854
Actuarial Services	\$500,000	\$250,000	\$250,000	\$500,000	\$250,000	\$250,000
Choice Counseling	\$6,200,000	\$3,100,000	\$3,100,000	\$6,200,000	\$3,100,000	\$3,100,000
FMMIS Upgrade	\$600,000	\$300,000	\$300,000	\$850,000	\$425,000	\$425,000
AHCA Total	\$2,804,972,693	\$2,801,322,693	\$3,650,000	\$3,658,624,161	\$3,563,572,307	\$95,051,854

	Year One Total	Federal Match	State Share	Year Two Total	Federal Match	State Share
DCF						
Salaries and Benefits	\$4,455,355	\$3,341,516	\$1,113,839	\$2,896,690	\$2,172,518	\$724,173
Expenses – Recurring	\$1,335,499	\$1,001,624	\$333,875	\$878,740	\$659,055	\$219,685
Expenses – non- Recurring	\$707,030	\$530,273	\$176,758	\$301,068	\$225,801	\$75,267
Human Resources Charge	\$41,280		\$41,280	\$26,832		\$26,832
Computer expenses	\$1,000,000	\$900,000	\$100,000			
DCF Total	\$7,539,164	\$5,773,413	\$1,765,751	\$4,103,330	\$3,057,374	\$1,045,957

	Year One Total	Federal Match	State Share	Year Two Total	Federal Match	State Share
FHC						
FHC base annual expenditures	\$700,000		\$700,000	\$700,000		\$700,000
Salaries and Benefits	\$786,000	\$393,000	\$393,000	\$786,000	\$196,500	\$589,500
Temporary Staff	\$125,000	\$62,500	\$62,500			
Expenses	\$273,300	\$136,650	\$136,650	\$235,800	\$117,900	\$117,900
Software License	\$300,000	\$150,000	\$150,000			
Technical Implementation	\$200,000	\$100,000	\$100,000			
Enrollment Management	\$4,034,871	\$2,017,436	\$2,017,436	\$16,397,140	\$8,198,570	\$8,198,570
Health Savings Account Management	\$2,017,436	\$1,008,718	\$1,008,718	\$8,198,570	\$4,099,285	\$4,099,285
FHC Total	\$8,436,607	\$3,868,304	\$4,568,304	\$26,317,510	\$12,612,255	\$13,705,255

	Year One Total	Federal Match	State Share	Year Two Total	Federal Match	State Share
FHKC						
TPA Costs for FHC Enrollment	\$3,763,152	\$1,881,576	\$1,881,576	\$17,372,384	\$8,686,192	\$8,686,192

	Year One Total	Federal Match	State Share	Year Two Total	Federal Match	State Share
GRAND TOTALS	\$2,824,711,616	\$2,812,845,986	\$11,865,631	\$3,706,417,385	\$3,587,928,127	\$118,489,258

Note: State share is assumed to be paid from general revenue.

VI. Technical Deficiencies:

The bill amends s. 409.904(2), F.S., which authorizes Florida's Medically Needy program, to require that, effective October 1, 2015, no new enrollees over the age of 20 may be enrolled in the Medically Needy program under Medicaid. The bill also provides that the Medically Needy program will expire on September 30, 2019. However, states that have Medically Needy programs are also required by the federal Medicaid program to provide Medically Needy services for pregnant women, which means eligibility for pregnant women must also be maintained until October 1, 2019, as the bill does for children. This provision of the bill needs to be amended to conform to this federal requirement.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 408.910, 409.904, and 624.91.

This bill creates the following sections of the Florida Statutes: 409.720 through 409.731.

This bill repeals the following sections of the Florida Statutes: 408.70 and 624.915.

IX. 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 17, 2015:

The CS:

- Clarifies aspects of participant responsibilities under the FHIX program but does not substantively amend those responsibilities;
- Requires Florida Health Choices, Inc., to encourage licensed insurance agents to identify and assist individuals who enroll in the FHIX program and provides that the bill does not prohibit licensed insurance agents from receiving usual and customary commissions from insurers and health maintenance organizations the offer plans in the FHIX marketplace;
- Requires that, effective October 1, 2015, no new enrollees over the age of 20 may be enrolled in the Medically Needy program under Medicaid; and
- Provides that the Medically Needy program expires on September 30, 2019.

B. Amendments:

None.



302684

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Garcia) recommended the following:

Senate Amendment (with title amendment)

Delete lines 1169 - 1173
and insert:
intermediate care facilities for the developmentally disabled.
Effective October 1, 2015, persons eligible under "medically
needy" shall be limited to children under the age of 21 and
pregnant women. This subsection expires October 1, 2019.

===== T I T L E A M E N D M E N T =====



302684

11 And the title is amended as follows:
12 Delete lines 35 - 38
13 and insert:
14 amending s. 409.09, F.S.; limiting eligible persons in
15 the Medically Needy program to those under the age of
16 21 and pregnant women, and specifying an effective
17 date; providing an expiration date for the program;
18 amending s. 624.91, F.S.; revising



763008

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Joyner) recommended the following:

Senate Amendment (with title amendment)

Between lines 1425 and 1426

insert:

Section 18. The corporation may make changes to comply with the objections of the United States Department of Health and Human Services to gain approval of the Florida Health Insurance Affordability Exchange Program in compliance with the Affordable Care Act upon giving notice to the Senate and the House of Representatives of the proposed changes. If there is a conflict



763008

11 between a provision in this section and the Affordable Care Act,
12 the provision must be interpreted and applied so as to comply
13 with the federal law.

14
15 ===== T I T L E A M E N D M E N T =====

16 And the title is amended as follows:

17 Between lines 43 and 44

18 insert:

19 authorizing the corporation to make changes to comply
20 with federal law; requiring implementation in
21 compliance with federal law;



685312

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Joyner) recommended the following:

Senate Amendment (with title amendment)

Between lines 1425 and 1426

insert:

Section 18. The Florida Health Choices, Inc., may adjust its implementation of the act to gain U.S. HHS approval of the Florida Health Insurance Affordability Exchange Program in compliance with the Affordable Care Act.

===== T I T L E A M E N D M E N T =====



685312

11 And the title is amended as follows:

12 Between lines 43 and 44

13 insert:

14 providing for compliance with federal law in
15 implementation of the act;



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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 health insurance affordability exchange; creating s. 409.720, F.S.; providing a short title; creating s. 409.721, F.S.; creating the Florida Health Insurance Affordability Exchange Program or FHIX in the Agency for Health Care Administration; providing program authority and principles; creating s. 409.722, F.S.; defining terms; creating s. 409.723, F.S.; providing eligibility and enrollment criteria; providing patient rights and responsibilities; providing premium levels; creating s. 409.724, F.S.; providing for premium credits and choice counseling; establishing an education campaign; providing for customer support and disenrollment; creating s. 409.725, F.S.; providing for available products and services; creating s. 409.726, F.S.; providing for program accountability; creating s. 409.727, F.S.; providing an implementation schedule; creating s. 409.728, F.S.; providing program operation and management duties; creating s. 409.729, F.S.; providing for the development of a long-term reorganization plan and the formation of the FHIX Workgroup; creating s. 409.730, F.S.; authorizing the agency to seek federal approval; creating s. 409.731, F.S.; providing for program expiration; repealing s. 408.70, F.S., relating to legislative findings regarding access to affordable health care; amending



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s. 408.910, F.S.; revising legislative intent; redefining terms; revising the scope of the Florida Health Choices Program and the pricing of services under the program; providing requirements for operation of the marketplace; providing additional duties for the corporation to perform; requiring an annual report to the Governor and the Legislature; amending s. 409.904, F.S.; establishing a date when new enrollment in the Medically Needy program is suspended; providing an expiration date for the program; amending s. 624.91, F.S.; revising eligibility requirements for state-funded assistance; revising the duties and powers of the Florida Healthy Kids Corporation; revising provisions for the appointment of members of the board of the Florida Healthy Kids Corporation; requiring transition plans; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; providing an effective date.

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

Section 1. The Division of Law Revision and Information is directed to rename part II of chapter 409, Florida Statutes, as "Insurance Affordability Programs" and to incorporate ss. 409.720-409.731, Florida Statutes, under this part.

Section 2. Section 409.720, Florida Statutes, is created to read:

409.720 Short title.—Sections 409.720-409.731 may be cited



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57 as the "Florida Health Insurance Affordability Exchange Program"
58 or "FHIX."

59 Section 3. Section 409.721, Florida Statutes, is created to
60 read:

61 409.721 Program authority.—The Florida Health Insurance
62 Affordability Exchange Program, or FHIX, is created in the
63 agency to assist Floridians in purchasing health benefits
64 coverage and gaining access to health services. The products and
65 services offered by FHIX are based on the following principles:

66 (1) FAIR VALUE.—Financial assistance will be rationally
67 allocated regardless of differences in categorical eligibility.

68 (2) CONSUMER CHOICE.—Participants will be offered
69 meaningful choices in the way they can redeem the value of the
70 available assistance.

71 (3) SIMPLICITY.—Obtaining assistance will be consumer-
72 friendly, and customer support will be available when needed.

73 (4) PORTABILITY.—Participants can continue to access the
74 services and products of FHIX despite changes in their
75 circumstances.

76 (5) PROMOTES EMPLOYMENT.—Assistance will be offered in a
77 way that incentivizes employment.

78 (6) CONSUMER EMPOWERMENT.—Assistance will be offered in a
79 manner that maximizes individual control over available
80 resources.

81 (7) RISK ADJUSTMENT.—The amount of assistance will reflect
82 participants' medical risk.

83 Section 4. Section 409.722, Florida Statutes, is created to
84 read:

85 409.722 Definitions.—As used in ss. 409.720-409.731, the



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86 term:

87 (1) "Agency" means the Agency for Health Care
88 Administration.

89 (2) "Applicant" means an individual who applies for
90 determination of eligibility for health benefits coverage under
91 this part.

92 (3) "Corporation" means Florida Health Choices, Inc., as
93 established under s. 408.910.

94 (4) "Enrollee" means an individual who has been determined
95 eligible for and is receiving health benefits coverage under
96 this part.

97 (5) "FHIX marketplace" or "marketplace" means the single,
98 centralized market established under s. 408.910 which
99 facilitates health benefits coverage.

100 (6) "Florida Health Insurance Affordability Exchange
101 Program" or "FHIX" means the program created under ss. 409.720-
102 409.731.

103 (7) "Florida Healthy Kids Corporation" means the entity
104 created under s. 624.91.

105 (8) "Florida Kidcare program" or "Kidcare program" means
106 the health benefits coverage administered through ss. 409.810-
107 409.821.

108 (9) "Health benefits coverage" means the payment of
109 benefits for covered health care services or the availability,
110 directly or through arrangements with other persons, of covered
111 health care services on a prepaid per capita basis or on a
112 prepaid aggregate fixed-sum basis.

113 (10) "Inactive status" means the enrollment status of a
114 participant previously enrolled in health benefits coverage



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115 through the FHIR marketplace who lost coverage through the
116 marketplace for non-payment, but maintains access to his or her
117 balance in a health savings account or health reimbursement
118 account.

119 (11) "Medicaid" means the medical assistance program
120 authorized by Title XIX of the Social Security Act, and
121 regulations thereunder, and part III and part IV of this
122 chapter, as administered in this state by the agency.

123 (12) "Modified adjusted gross income" means the
124 individual's or household's annual adjusted gross income as
125 defined in s. 36B(d)(2) of the Internal Revenue Code of 1986 and
126 which is used to determine eligibility for FHIR.

127 (13) "Patient Protection and Affordable Care Act" or
128 "Affordable Care Act" means Pub. L. No. 111-148, as further
129 amended by the Health Care and Education Reconciliation Act of
130 2010, Pub. L. No. 111-152, and any amendments to, and
131 regulations or guidance under, those acts.

132 (14) "Premium credit" means the monthly amount paid by the
133 agency per enrollee in the Florida Health Insurance
134 Affordability Exchange Program toward health benefits coverage.

135 (15) "Qualified alien" means an alien as defined in 8
136 U.S.C. s. 1641(b) or (c).

137 (16) "Resident" means a United States citizen or qualified
138 alien who is domiciled in this state.

139 Section 5. Section 409.723, Florida Statutes, is created to
140 read:

141 409.723 Participation.—

142 (1) ELIGIBILITY.—In order to participate in FHIR, an
143 individual must be a resident and must meet the following



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144 requirements, as applicable:

145 (a) Qualify as a newly eligible enrollee, who must be an
146 individual as described in s. 1902(a)(10)(A)(i)(VIII) of the
147 Social Security Act or s. 2001 of the Affordable Care Act and as
148 may be further defined by federal regulation.

149 (b) Meet and maintain the responsibilities under subsection
150 (4).

151 (c) Qualify as a participant in the Florida Healthy Kids
152 program under s. 624.91, subject to the implementation of Phase
153 Three under s. 409.727.

154 (2) ENROLLMENT.—To enroll in FHIR, an applicant must submit
155 an application to the department for an eligibility
156 determination.

157 (a) Applications may be submitted by mail, fax, online, or
158 any other method permitted by law or regulation.

159 (b) The department is responsible for any eligibility
160 correspondence and status updates to the participant and other
161 agencies.

162 (c) The department shall review a participant's eligibility
163 every 12 months.

164 (d) An application or renewal is deemed complete when the
165 participant has met all the requirements under subsection (4).

166 (3) PARTICIPANT RIGHTS.—A participant has all of the
167 following rights:

168 (a) Access to the FHIR marketplace to select the scope,
169 amount, and type of health care coverage and other services to
170 purchase.

171 (b) Continuity and portability of coverage to avoid
172 disruption of coverage and other health care services when the



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173 participant's economic circumstances change.
174 (c) Retention of applicable unspent credits in the
175 participant's health savings or health reimbursement account
176 following a change in the participant's eligibility status.
177 Credits are valid for an inactive status participant for up to 5
178 years after the participant first enters an inactive status.
179 (d) Ability to select more than one product or plan on the
180 FHIX marketplace.
181 (e) Choice of at least two health benefits products that
182 meet the requirements of the Affordable Care Act.
183 (4) PARTICIPANT RESPONSIBILITIES.—A participant has all of
184 the following responsibilities:
185 (a) Complete an initial application for health benefits
186 coverage and an annual renewal process;
187 (b) Annually provide evidence of participation in one of
188 the following activities at the levels required under paragraph
189 (c):
190 1. Proof of employment.
191 2. On-the-job training or job placement activities.
192 3. Pursuit of educational opportunities.
193 (c) Engage in the activities required under paragraph (b)
194 at the following minimum levels:
195 1. For a parent of a child younger than 18 years of age, a
196 minimum of 20 hours weekly.
197 2. For a childless adult, a minimum of 30 hours weekly.
198
199 A participant who is a disabled adult or a caregiver of a
200 disabled child or adult may submit a request for an exception to
201 these requirements to the corporation and, thereafter, shall



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202 annually submit to the department a request to renew the
203 exception to the hourly level requirements.
204 (d) Learn and remain informed about the choices available
205 on the FHIX marketplace and the uses of credits in the
206 individual accounts.
207 (e) Execute a contract with the department to acknowledge
208 that:
209 1. FHIX is not an entitlement and state and federal funding
210 may end at any time;
211 2. Failure to pay required premiums or cost sharing will
212 result in a transition to inactive status; and
213 3. Noncompliance with work or educational requirements will
214 result in a transition to inactive status.
215 (f) Select plans and other products in a timely manner.
216 (g) Comply with program rules and the prohibitions against
217 fraud, as described in s. 414.39.
218 (h) Timely make monthly premium and any other cost-sharing
219 payments.
220 (i) Meet minimum coverage requirements by selecting a high-
221 deductible health plan combined with a health savings or health
222 reimbursement account if not selecting a plan offering more
223 extensive coverage.
224 (5) COST SHARING.—
225 (a) Enrollees are assessed monthly premiums based on their
226 modified adjusted gross income. The maximum monthly premium
227 payments are set at the following income levels:
228 1. At or below 22 percent of the federal poverty level: \$3.
229 2. Greater than 22 percent, but at or below 50 percent, of
230 the federal poverty level: \$8.



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231 3. Greater than 50 percent, but at or below 75 percent, of
232 the federal poverty level: \$15.

233 4. Greater than 75 percent, but at or below 100 percent, of
234 the federal poverty level: \$20.

235 5. Greater than 100 percent of the federal poverty level:
236 \$25.

237 (b) Depending on the products and services selected by the
238 enrollee, the enrollee may also incur additional cost-sharing,
239 such as copayments, deductibles, or other out-of-pocket costs.

240 (c) An enrollee may be subject to an inappropriate
241 emergency room visit charge of up to \$8 for the first visit and
242 up to \$25 for any subsequent visit, based on the enrollee's
243 benefit plan, to discourage inappropriate use of the emergency
244 room.

245 (d) Cumulative annual cost sharing per enrollee may not
246 exceed 5 percent of an enrollee's annual modified adjusted gross
247 income.

248 (e) If, after a 30-day grace period, a full premium payment
249 has not been received, the enrollee shall be transitioned from
250 coverage to inactive status and may not reenroll for a minimum
251 of 6 months, unless a hardship exception has been granted.
252 Enrollees may seek a hardship exception under the Medicaid Fair
253 Hearing Process.

254 Section 6. Section 409.724, Florida Statutes, is created to
255 read:

256 409.724 Available assistance.-

257 (1) PREMIUM CREDITS.-

258 (a) Standard amount.-The standard monthly premium credit is
259 equivalent to the applicable risk-adjusted capitation rate paid



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260 to Medicaid managed care plans under part IV of this chapter.

261 (b) Supplemental funding.-Subject to federal approval,
262 additional resources may be made available to enrollees and
263 incorporated into FHIIX.

264 (c) Savings accounts.-In addition to the benefits provided
265 under this section, the corporation must offer each enrollee
266 access to an individual account that qualifies as a health
267 reimbursement account or a health savings account. Eligible
268 unexpended funds from the monthly premium credit must be
269 deposited into each enrollee's individual account in a timely
270 manner. Enrollees may also be rewarded for healthy behaviors,
271 adherence to wellness programs, and other activities established
272 by the corporation which demonstrate compliance with prevention
273 or disease management guidelines. Funds deposited into these
274 accounts may be used to pay cost-sharing obligations or to
275 purchase other health-related items to the extent permitted
276 under federal law.

277 (d) Enrollee contributions.-The enrollee may make deposits
278 to his or her account at any time to supplement the premium
279 credit, to purchase additional FHIIX products, or to offset other
280 cost-sharing obligations.

281 (e) Third parties.-Third parties, including, but not
282 limited to, an employer or relative, may also make deposits on
283 behalf of the enrollee into the enrollee's FHIIX marketplace
284 account. The enrollee may not withdraw any funds as a refund,
285 except those funds the enrollee has deposited into his or her
286 account.

287 (2) CHOICE COUNSELING.-The agency and the corporation shall
288 work together to develop a choice counseling program for FHIIX.



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289 The choice counseling program must ensure that participants have
290 information about the FHIIX marketplace program, products, and
291 services and that participants know where and whom to call for
292 questions or to make their plan selections. The choice
293 counseling program must provide culturally sensitive materials
294 and must take into consideration the demographics of the
295 projected population.

296 (3) EDUCATION CAMPAIGN.—The agency, the corporation, and
297 the Florida Healthy Kids Corporation must coordinate an ongoing
298 enrollee education campaign beginning in Phase One, as provided
299 in s. 409.27, informing participants, at a minimum:

300 (a) How the transition process to the FHIIX marketplace will
301 occur and the timeline for the enrollee's specific transition.

302 (b) What plans are available and how to research
303 information about available plans.

304 (c) Information about other available insurance
305 affordability programs for the individual and his or her family.

306 (d) Information about health benefits coverage, provider
307 networks, and cost sharing for available plans in each region.

308 (e) Information on how to complete the required annual
309 renewal process, including renewal dates and deadlines.

310 (f) Information on how to update eligibility if the
311 participant's data have changed since his or her last renewal or
312 application date.

313 (4) CUSTOMER SUPPORT.—Beginning in Phase Two, the Florida
314 Healthy Kids Corporation shall provide customer support for
315 FHIIX, shall address general program information, financial
316 information, and customer service issues, and shall provide
317 status updates on bill payments. Customer support must also



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318 provide a toll-free number and maintain a website that is
319 available in multiple languages and that meets the needs of the
320 enrollee population.

321 (5) INACTIVE PARTICIPANTS.—The corporation must inform the
322 inactive participant about other insurance affordability
323 programs and electronically refer the participant to the federal
324 exchange or other insurance affordability programs, as
325 appropriate.

326 Section 7. Section 409.725, Florida Statutes, is created to
327 read:

328 409.725 Available products and services.—The FHIIX
329 marketplace shall offer the following products and services:

330 (1) Authorized products and services pursuant to s.
331 408.910.

332 (2) Medicaid managed care plans under part IV of this
333 chapter.

334 (3) Authorized products under the Florida Healthy Kids
335 Corporation pursuant to s. 624.91.

336 (4) Employer-sponsored plans.

337 Section 8. Section 409.726, Florida Statutes, is created to
338 read:

339 409.726 Program accountability.—

340 (1) All managed care plans that participate in FHIIX must
341 collect and maintain encounter level data in accordance with the
342 encounter data requirements under s. 409.967(2)(d) and are
343 subject to the accompanying penalties under s. 409.967(2)(h)2.
344 The agency is responsible for the collection and maintenance of
345 the encounter level data.

346 (2) The corporation, in consultation with the agency, shall



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347 establish access and network standards for contracts on the FHI
348 marketplace and shall ensure that contracted plans have
349 sufficient providers to meet enrollee needs. The corporation, in
350 consultation with the agency, shall develop quality of coverage
351 and provider standards specific to the adult population.

352 (3) The department shall develop accountability measures
353 and performance standards to be applied to applications and
354 renewal applications for FHI which are submitted online, by
355 mail, by fax, or through referrals from a third party. The
356 minimum performance standards are:

357 (a) Application processing speed.—Ninety percent of all
358 applications, from all sources, must be processed within 45
359 days.

360 (b) Applications processing speed from online sources.—
361 Ninety-five percent of all applications received from online
362 sources must be processed within 45 days.

363 (c) Renewal application processing speed.—Ninety percent of
364 all renewals, from all sources, must be processed within 45
365 days.

366 (d) Renewal application processing speed from online
367 sources.—Ninety-five percent of all applications received from
368 online sources must be processed within 45 days.

369 (4) The agency, the department, and the Florida Healthy
370 Kids Corporation must meet the following standards for their
371 respective roles in the program:

372 (a) Eighty-five percent of calls must be answered in 20
373 seconds or less.

374 (b) One hundred percent of all contacts, which include, but
375 are not limited to, telephone calls, faxed documents and



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376 requests, and e-mails, must be handled within 2 business days.

377 (c) Any self-service tools available to participants, such
378 as interactive voice response systems, must be operational 7
379 days a week, 24 hours a day, at least 98 percent of each month.

380 (5) The agency, the department, and the Florida Healthy
381 Kids Corporation must conduct an annual satisfaction survey to
382 address all measures that require participant input specific to
383 the FHI marketplace program. The parties may elect to
384 incorporate these elements into the annual report required under
385 subsection (7).

386 (6) The agency and the corporation shall post online
387 monthly enrollment reports for FHI.

388 (7) An annual report is due no later than July 1 to the
389 Governor, the President of the Senate, and the Speaker of the
390 House of Representatives. The annual report must be coordinated
391 by the agency and the corporation and must include, but is not
392 limited to:

393 (a) Enrollment and application trends and issues.

394 (b) Utilization and cost data.

395 (c) Customer satisfaction.

396 (d) Funding sources in health savings accounts or health
397 reimbursement accounts.

398 (e) Enrollee use of funds in health savings accounts or
399 health reimbursement accounts.

400 (f) Types of products and plans purchased.

401 (g) Movement of enrollees across different insurance
402 affordability programs.

403 (h) Recommendations for program improvement.

404 Section 9. Section 409.727, Florida Statutes, is created to



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405 read:

406 409.727 Implementation schedule.—The agency, the
407 corporation, the department, and the Florida Healthy Kids
408 Corporation shall begin implementation of FHIx by the effective
409 date of this act, with statewide implementation in all regions,
410 as described in s. 409.966(2), by January 1, 2016.

411 (1) READINESS REVIEW.—Before implementation of any phase
412 under this section, the agency shall conduct a readiness review
413 in consultation with the FHIx Workgroup described in s. 409.729.
414 The agency must determine, at a minimum, the following readiness
415 milestones:

416 (a) Functional readiness of the service delivery platform
417 for the phase.

418 (b) Plan availability and presence of plan choice.

419 (c) Provider network capacity and adequacy of the available
420 plans in the region.

421 (d) Availability of customer support.

422 (e) Other factors critical to the success of FHIx.

423 (2) PHASE ONE.—

424 (a) Phase One begins on July 1, 2015. The agency, the
425 corporation, the department, and the Florida Healthy Kids
426 Corporation shall coordinate activities to ensure that
427 enrollment begins by July 1, 2015.

428 (b) To be eligible during this phase, a participant must
429 meet the requirements under s. 409.723(1)(a).

430 (c) An enrollee is entitled to receive health benefits
431 coverage in the same manner as provided under and through the
432 selected managed care plans in the Medicaid managed care program
433 in part IV of this chapter.



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434 (d) An enrollee shall have a choice of at least two managed
435 care plans in each region.

436 (e) Choice counseling and customer service must be provided
437 in accordance with s. 409.724(2).

438 (3) PHASE TWO.—

439 (a) Beginning no later than January 1, 2016, and contingent
440 upon federal approval, participants may enroll or transition to
441 health benefits coverage under the FHIx marketplace.

442 (b) To be eligible during this phase, a participant must
443 meet the requirements under s. 409.723(1)(a) and (b).

444 (c) An enrollee may select any benefit, service, or product
445 available.

446 (d) The corporation shall notify an enrollee of his or her
447 premium credit amount and how to access the FHIx marketplace
448 selection process.

449 (e) A Phase One enrollee must be transitioned to the FHIx
450 marketplace by April 1, 2016. An enrollee who does not select a
451 plan or service on the FHIx marketplace by that deadline shall
452 be moved to inactive status.

453 (f) An enrollee shall have a choice of at least two managed
454 care plans in each region which meet or exceed the Affordable
455 Care Act's requirements and which qualify for a premium credit
456 on the FHIx marketplace.

457 (g) Choice counseling and customer service must be provided
458 in accordance with s. 409.724(2) and (4).

459 (4) PHASE THREE.—

460 (a) No later than July 1, 2016, the corporation and the
461 Florida Healthy Kids Corporation must begin the transition of
462 enrollees under s. 624.91 to the FHIx marketplace.



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463 (b) Eligibility during this phase is based on meeting the
464 requirements of Phase Two and s. 409.723(1)(c).
465 (c) An enrollee may select any benefit, service, or product
466 available under s. 409.725.
467 (d) A Florida Healthy Kids enrollee who selects a FHIX
468 marketplace plan must be provided a premium credit equivalent to
469 the average capitation rate paid in his or her county of
470 residence under Florida Healthy Kids as of June 30, 2016. The
471 enrollee is responsible for any difference in costs and may use
472 any remaining funds for supplemental benefits on the FHIX
473 marketplace.
474 (e) The corporation shall notify an enrollee of his or her
475 premium credit amount and how to access the FHIX marketplace
476 selection process.
477 (f) Choice counseling and customer service must be provided
478 in accordance with s. 409.724(2) and (4).
479 (g) Enrollees under s. 624.91 must transition to the FHIX
480 marketplace by September 30, 2016.
481 Section 10. Section 409.728, Florida Statutes, is created
482 to read:
483 409.728 Program operation and management.—In order to
484 implement ss. 409.720-409.731:
485 (1) The Agency for Health Care Administration shall do all
486 of the following:
487 (a) Contract with the corporation for the development,
488 implementation, and administration of the Florida Health
489 Insurance Affordability Exchange Program and for the release of
490 any federal, state, or other funds appropriated to the
491 corporation.



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492 (b) Administer Phase One of FHIX.
493 (c) Provide administrative support to the FHIX Workgroup
494 under s. 409.729.
495 (d) Transition the FHIX enrollees to the FHIX marketplace
496 beginning January 1, 2016, in accordance with the transition
497 workplan. Stakeholders that serve low-income individuals and
498 families must be consulted during the implementation and
499 transition process through a public input process. All regions
500 must complete the transition no later than April 1, 2016.
501 (e) Timely transmit enrollee information to the
502 corporation.
503 (f) Beginning with Phase Two, determine annually the risk-
504 adjusted rate to be paid per month based on historical
505 utilization and spending data for the medical and behavioral
506 health of this population, projected forward, and adjusted to
507 reflect the eligibility category, medical and dental trends,
508 geographic areas, and the clinical risk profile of the
509 enrollees.
510 (g) Transfer to the corporation such funds as approved in
511 the General Appropriations Act for the premium credits.
512 (h) Encourage Medicaid managed care plans to apply as
513 vendors to the marketplace to facilitate continuity of care and
514 family care coordination.
515 (2) The Department of Children and Families shall, in
516 coordination with the corporation, the agency, and the Florida
517 Healthy Kids Corporation, determine eligibility of applications
518 and application renewals for FHIX in accordance with s. 409.902
519 and shall transmit eligibility determination information on a
520 timely basis to the agency and corporation.



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521 (3) The Florida Healthy Kids Corporation shall do all of
522 the following:

523 (a) Retain its duties and responsibilities under s. 624.91
524 for Phase One and Phase Two of the program.

525 (b) Provide customer service for the FHIx marketplace, in
526 coordination with the agency and the corporation.

527 (c) Transfer funds and provide financial support to the
528 FHIx marketplace, including the collection of monthly cost
529 sharing.

530 (d) Conduct financial reporting related to such activities,
531 in coordination with the corporation and the agency.

532 (e) Coordinate activities for the program with the agency,
533 the department, and the corporation.

534 (4) Florida Health Choices, Inc., shall do all of the
535 following:

536 (a) Begin the development of FHIx during Phase One.

537 (b) Implement and administer Phase Two and Phase Three of
538 the FHIx marketplace and the ongoing operations of the program.

539 (c) Offer health benefits coverage packages on the FHIx
540 marketplace, including plans compliant with the Affordable Care
541 Act.

542 (d) Offer FHIx enrollees a choice of at least two plans per
543 county at each benefit level which meet the requirements under
544 the Affordable Care Act.

545 (e) Provide an opportunity for participation in Medicaid
546 managed care plans if those plans meet the requirements of the
547 FHIx marketplace.

548 (f) Offer enhanced or customized benefits to FHIx
549 marketplace enrollees.



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550 (g) Provide sufficient staff and resources to meet the
551 program needs of enrollees.

552 (h) Provide an opportunity for plans contracted with or
553 previously contracted with the Florida Healthy Kids Corporation
554 under s. 624.91 to participate with FHIx if those plans meet the
555 requirements of the program.

556 (i) Encourage insurance agents licensed under chapter 626
557 to identify and assist enrollees. This act does not prohibit
558 these agents from receiving usual and customary commissions from
559 insurers and health maintenance organizations that offer plans
560 in the FHIx marketplace.

561 Section 11. Section 409.729, Florida Statutes, is created
562 to read:

563 409.729 Long-term reorganization.—The FHIx Workgroup is
564 created to facilitate the implementation of FHIx and to plan for
565 a multiyear reorganization of the state's insurance
566 affordability programs. The FHIx Workgroup consists of two
567 representatives each from the agency, the department, the
568 Florida Healthy Kids Corporation, and the corporation. An
569 additional representative of the agency serves as chair. The
570 FHIx Workgroup must hold its organizational meeting no later
571 than 30 days after the effective date of this act and must meet
572 at least bimonthly. The role of the FHIx Workgroup is to make
573 recommendations to the agency. The responsibilities of the
574 workgroup include, but are not limited to:

575 (1) Recommend a Phase Two implementation plan no later than
576 October 1, 2015.

577 (2) Review network and access standards for plans and
578 products.



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579 (3) Assess readiness and recommend actions needed to
580 reorganize the state's insurance affordability programs for each
581 phase or region. If a phase or region receives a nonreadiness
582 recommendation, the agency must notify the Legislature of that
583 recommendation, the reasons for such a recommendation, and
584 proposed plans for achieving readiness.

585 (4) Recommend any proposed change to the Title XIX-funded
586 or Title XXI-funded programs based on the continued availability
587 and reauthorization of the Title XXI program and its federal
588 funding.

589 (5) Identify duplication of services among the corporation,
590 the agency, and the Florida Healthy Kids Corporation currently
591 and under FHI's proposed Phase Three program.

592 (6) Evaluate any fiscal impacts based on the proposed
593 transition plan under Phase Three.

594 (7) Compile a schedule of impacted contracts, leases, and
595 other assets.

596 (8) Determine staff requirements for Phase Three.

597 (9) Develop and present a final transition plan that
598 incorporates all elements under this section no later than
599 December 1, 2015, in a report to the Governor, the President of
600 the Senate, and the Speaker of the House of Representatives.

601 Section 12. Section 409.730, Florida Statutes, is created
602 to read:

603 409.730 Federal participation.—The agency may seek federal
604 approval to implement FHI.

605 Section 13. Section 409.731, Florida Statutes, is created
606 to read:

607 409.731 Program expiration.—The Florida Health Insurance



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608 Affordability Exchange Program expires at the end of Phase One
609 if the state does not receive federal approval for Phase Two or
610 at the end of the state fiscal year in which any of these
611 conditions occurs:

612 (1) The federal match contribution falls below 90 percent.

613 (2) The federal match contribution falls below the
614 increased Federal Medical Assistance Percentage for medical
615 assistance for newly eligible mandatory individuals as specified
616 in the Affordable Care Act.

617 (3) The federal match for the FHI program and the Medicaid
618 program are blended under federal law or regulation in such a
619 manner that causes the overall federal contribution to diminish
620 when compared to separate, nonblended federal contributions.

621 Section 14. Section 408.70, Florida Statutes, is repealed.

622 Section 15. Section 408.910, Florida Statutes, is amended
623 to read:

624 408.910 Florida Health Choices Program.—

625 (1) LEGISLATIVE INTENT.—The Legislature finds that a
626 significant number of the residents of this state do not have
627 adequate access to affordable, quality health care. The
628 Legislature further finds that increasing access to affordable,
629 quality health care can be best accomplished by establishing a
630 competitive market for purchasing health insurance and health
631 services. It is therefore the intent of the Legislature to
632 create and expand the Florida Health Choices Program to:

633 (a) Expand opportunities for Floridians to purchase
634 affordable health insurance and health services.

635 (b) Preserve the benefits of employment-sponsored insurance
636 while easing the administrative burden for employers who offer



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637 these benefits.

638 (c) Enable individual choice in both the manner and amount
639 of health care purchased.

640 (d) Provide for the purchase of individual, portable health
641 care coverage.

642 (e) Disseminate information to consumers on the price and
643 quality of health services.

644 (f) Sponsor a competitive market that stimulates product
645 innovation, quality improvement, and efficiency in the
646 production and delivery of health services.

647 (2) DEFINITIONS.—As used in this section, the term:

648 (a) "Corporation" means the Florida Health Choices, Inc.,
649 established under this section.

650 (b) "Corporation's marketplace" means the single,
651 centralized market established by the program that facilitates
652 the purchase of products made available in the marketplace.

653 (c) "Florida Health Insurance Affordability Exchange
654 Program" or "FHIX" is the program created under ss. 409.720-
655 409.731 for low-income, uninsured residents of this state.

656 ~~(d)~~ "Health insurance agent" means an agent licensed
657 under part IV of chapter 626.

658 ~~(e)~~ "Insurer" means an entity licensed under chapter 624
659 which offers an individual health insurance policy or a group
660 health insurance policy, a preferred provider organization as
661 defined in s. 627.6471, an exclusive provider organization as
662 defined in s. 627.6472, ~~or~~ a health maintenance organization
663 licensed under part I of chapter 641, ~~or~~ a prepaid limited
664 health service organization or discount medical plan
665 organization licensed under chapter 636, or a managed care plan



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666 contracted with the Agency for Health Care Administration under
667 the managed medical assistance program under part IV of chapter
668 409.

669 (f) "Patient Protection and Affordable Care Act" or
670 "Affordable Care Act" means Pub. L. No. 111-148, as further
671 amended by the Health Care and Education Reconciliation Act of
672 2010, Pub. L. No. 111-152, and any amendments to or regulations
673 or guidance under those acts.

674 ~~(g)~~ "Program" means the Florida Health Choices Program
675 established by this section.

676 (3) PROGRAM PURPOSE AND COMPONENTS.—The Florida Health
677 Choices Program is created as a single, centralized market for
678 the sale and purchase of various products that enable
679 individuals to pay for health care. These products include, but
680 are not limited to, health insurance plans, health maintenance
681 organization plans, prepaid services, service contracts, and
682 flexible spending accounts. The components of the program
683 include:

684 (a) Enrollment of employers.

685 (b) Administrative services for participating employers,
686 including:

687 1. Assistance in seeking federal approval of cafeteria
688 plans.

689 2. Collection of premiums and other payments.

690 3. Management of individual benefit accounts.

691 4. Distribution of premiums to insurers and payments to
692 other eligible vendors.

693 5. Assistance for participants in complying with reporting
694 requirements.



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- 695 (c) Services to individual participants, including:
696 1. Information about available products and participating
697 vendors.
698 2. Assistance with assessing the benefits and limits of
699 each product, including information necessary to distinguish
700 between policies offering creditable coverage and other products
701 available through the program.
702 3. Account information to assist individual participants
703 with managing available resources.
704 4. Services that promote healthy behaviors.
705 5. Health benefits coverage information about health
706 insurance plans compliant with the Affordable Care Act.
707 6. Consumer assistance and enrollment services for the
708 Florida Health Insurance Affordability Exchange Program, or
709 FHIX.
710 (d) Recruitment of vendors, including insurers, health
711 maintenance organizations, prepaid clinic service providers,
712 provider service networks, and other providers.
713 (e) Certification of vendors to ensure capability,
714 reliability, and validity of offerings.
715 (f) Collection of data, monitoring, assessment, and
716 reporting of vendor performance.
717 (g) Information services for individuals and employers.
718 (h) Program evaluation.
719 (4) ELIGIBILITY AND PARTICIPATION.—Participation in the
720 program is voluntary and shall be available to employers,
721 individuals, vendors, and health insurance agents as specified
722 in this subsection.
723 (a) Employers eligible to enroll in the program include



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- 724 those employers that meet criteria established by the
725 corporation and elect to make their employees eligible through
726 the program.
727 (b) Individuals eligible to participate in the program
728 include:
729 1. Individual employees of enrolled employers.
730 2. Other individuals that meet criteria established by the
731 corporation.
732 (c) Employers who choose to participate in the program may
733 enroll by complying with the procedures established by the
734 corporation. The procedures must include, but are not limited
735 to:
736 1. Submission of required information.
737 2. Compliance with federal tax requirements for the
738 establishment of a cafeteria plan, pursuant to s. 125 of the
739 Internal Revenue Code, including designation of the employer's
740 plan as a premium payment plan, a salary reduction plan that has
741 flexible spending arrangements, or a salary reduction plan that
742 has a premium payment and flexible spending arrangements.
743 3. Determination of the employer's contribution, if any,
744 per employee, provided that such contribution is equal for each
745 eligible employee.
746 4. Establishment of payroll deduction procedures, subject
747 to the agreement of each individual employee who voluntarily
748 participates in the program.
749 5. Designation of the corporation as the third-party
750 administrator for the employer's health benefit plan.
751 6. Identification of eligible employees.
752 7. Arrangement for periodic payments.



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753 8. Employer notification to employees of the intent to
754 transfer from an existing employee health plan to the program at
755 least 90 days before the transition.

756 (d) All eligible vendors who choose to participate and the
757 products and services that the vendors are permitted to sell are
758 as follows:

759 1. Insurers licensed under chapter 624 may sell health
760 insurance policies, limited benefit policies, other risk-bearing
761 coverage, and other products or services.

762 2. Health maintenance organizations licensed under part I
763 of chapter 641 may sell health maintenance contracts, limited
764 benefit policies, other risk-bearing products, and other
765 products or services.

766 3. Prepaid limited health service organizations may sell
767 products and services as authorized under part I of chapter 636,
768 and discount medical plan organizations may sell products and
769 services as authorized under part II of chapter 636.

770 4. Prepaid health clinic service providers licensed under
771 part II of chapter 641 may sell prepaid service contracts and
772 other arrangements for a specified amount and type of health
773 services or treatments.

774 5. Health care providers, including hospitals and other
775 licensed health facilities, health care clinics, licensed health
776 professionals, pharmacies, and other licensed health care
777 providers, may sell service contracts and arrangements for a
778 specified amount and type of health services or treatments.

779 6. Provider organizations, including service networks,
780 group practices, professional associations, and other
781 incorporated organizations of providers, may sell service



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782 contracts and arrangements for a specified amount and type of
783 health services or treatments.

784 7. Corporate entities providing specific health services in
785 accordance with applicable state law may sell service contracts
786 and arrangements for a specified amount and type of health
787 services or treatments.

788
789 A vendor described in subparagraphs 3.-7. may not sell products
790 that provide risk-bearing coverage unless that vendor is
791 authorized under a certificate of authority issued by the Office
792 of Insurance Regulation and is authorized to provide coverage in
793 the relevant geographic area. Otherwise eligible vendors may be
794 excluded from participating in the program for deceptive or
795 predatory practices, financial insolvency, or failure to comply
796 with the terms of the participation agreement or other standards
797 set by the corporation.

798 (e) Eligible individuals may participate in the program
799 voluntarily. Individuals who join the program may participate by
800 complying with the procedures established by the corporation.
801 These procedures must include, but are not limited to:

- 802 1. Submission of required information.
- 803 2. Authorization for payroll deduction, if applicable.
- 804 3. Compliance with federal tax requirements.
- 805 4. Arrangements for payment.
- 806 5. Selection of products and services.

807 (f) Vendors who choose to participate in the program may
808 enroll by complying with the procedures established by the
809 corporation. These procedures may include, but are not limited
810 to:



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811 1. Submission of required information, including a complete
812 description of the coverage, services, provider network, payment
813 restrictions, and other requirements of each product offered
814 through the program.

815 2. Execution of an agreement to comply with requirements
816 established by the corporation.

817 3. Execution of an agreement that prohibits refusal to sell
818 any offered product or service to a participant who elects to
819 buy it.

820 4. Establishment of product prices based on applicable
821 criteria.

822 5. Arrangements for receiving payment for enrolled
823 participants.

824 6. Participation in ongoing reporting processes established
825 by the corporation.

826 7. Compliance with grievance procedures established by the
827 corporation.

828 (g) Health insurance agents licensed under part IV of
829 chapter 626 are eligible to voluntarily participate as buyers'
830 representatives. A buyer's representative acts on behalf of an
831 individual purchasing health insurance and health services
832 through the program by providing information about products and
833 services available through the program and assisting the
834 individual with both the decision and the procedure of selecting
835 specific products. Serving as a buyer's representative does not
836 constitute a conflict of interest with continuing
837 responsibilities as a health insurance agent if the relationship
838 between each agent and any participating vendor is disclosed
839 before advising an individual participant about the products and



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840 services available through the program. In order to participate,
841 a health insurance agent shall comply with the procedures
842 established by the corporation, including:

843 1. Completion of training requirements.

844 2. Execution of a participation agreement specifying the
845 terms and conditions of participation.

846 3. Disclosure of any appointments to solicit insurance or
847 procure applications for vendors participating in the program.

848 4. Arrangements to receive payment from the corporation for
849 services as a buyer's representative.

850 (5) PRODUCTS.—

851 (a) The products that may be made available for purchase
852 through the program include, but are not limited to:

853 1. Health insurance policies.

854 2. Health maintenance contracts.

855 3. Limited benefit plans.

856 4. Prepaid clinic services.

857 5. Service contracts.

858 6. Arrangements for purchase of specific amounts and types
859 of health services and treatments.

860 7. Flexible spending accounts.

861 (b) Health insurance policies, health maintenance
862 contracts, limited benefit plans, prepaid service contracts, and
863 other contracts for services must ensure the availability of
864 covered services.

865 (c) Products may be offered for multiyear periods provided
866 the price of the product is specified for the entire period or
867 for each separately priced segment of the policy or contract.

868 (d) The corporation shall provide a disclosure form for



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869 consumers to acknowledge their understanding of the nature of,
870 and any limitations to, the benefits provided by the products
871 and services being purchased by the consumer.

872 (e) The corporation must determine that making the plan
873 available through the program is in the interest of eligible
874 individuals and eligible employers in the state.

875 (6) PRICING.—Prices for the products and services sold
876 through the program must be transparent to participants and
877 established by the vendors. The corporation ~~may shall~~ annually
878 assess a surcharge for each premium or price set by a
879 participating vendor. Any ~~The~~ surcharge may not be more than 2.5
880 percent of the price and shall be used to generate funding for
881 administrative services provided by the corporation and payments
882 to buyers' representatives; however, a surcharge may not be
883 assessed for products and services sold in the FHIX marketplace.

884 (7) THE MARKETPLACE PROCESS.—The program shall provide a
885 single, centralized market for purchase of health insurance,
886 health maintenance contracts, and other health products and
887 services. Purchases may be made by participating individuals
888 over the Internet or through the services of a participating
889 health insurance agent. Information about each product and
890 service available through the program shall be made available
891 through printed material and an interactive Internet website.

892 (a) Marketplace purchasing.—A participant needing personal
893 assistance to select products and services shall be referred to
894 a participating agent in his or her area.

895 ~~1.(a)~~ Participation in the program may begin at any time
896 during a year after the employer completes enrollment and meets
897 the requirements specified by the corporation pursuant to



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898 paragraph (4) (c).

899 ~~2.(b)~~ Initial selection of products and services must be
900 made by an individual participant within the applicable open
901 enrollment period.

902 ~~3.(e)~~ Initial enrollment periods for each product selected
903 by an individual participant must last at least 12 months,
904 unless the individual participant specifically agrees to a
905 different enrollment period.

906 ~~4.(d)~~ If an individual has selected one or more products
907 and enrolled in those products for at least 12 months or any
908 other period specifically agreed to by the individual
909 participant, changes in selected products and services may only
910 be made during the annual enrollment period established by the
911 corporation.

912 ~~5.(e)~~ The limits established in subparagraphs 2., 3., and
913 4. paragraphs (b) - (d) apply to any risk-bearing product that
914 promises future payment or coverage for a variable amount of
915 benefits or services. The limits do not apply to initiation of
916 flexible spending plans if those plans are not associated with
917 specific high-deductible insurance policies or the use of
918 spending accounts for any products offering individual
919 participants specific amounts and types of health services and
920 treatments at a contracted price.

921 (b) FHIX marketplace purchasing.—

922 1. Participation in the FHIX marketplace may begin at any
923 time during the year.

924 2. Initial enrollment periods for certain products selected
925 by an individual enrollee which are noncompliant with the
926 Affordable Care Act may be required to last at least 12 months,



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927 unless the individual participant specifically agrees to a
928 different enrollment period.

929 (8) CONSUMER INFORMATION.—The corporation shall:

930 (a) Establish a secure website to facilitate the purchase
931 of products and services by participating individuals. The
932 website must provide information about each product or service
933 available through the program.

934 (b) Inform individuals about other public health care
935 programs.

936 (9) RISK POOLING.—The program may use methods for pooling
937 the risk of individual participants and preventing selection
938 bias. These methods may include, but are not limited to, a
939 postenrollment risk adjustment of the premium payments to the
940 vendors. The corporation may establish a methodology for
941 assessing the risk of enrolled individual participants based on
942 data reported annually by the vendors about their enrollees.
943 Distribution of payments to the vendors may be adjusted based on
944 the assessed relative risk profile of the enrollees in each
945 risk-bearing product for the most recent period for which data
946 is available.

947 (10) EXEMPTIONS.—

948 (a) Products, other than the products set forth in
949 subparagraphs (4)(d)1.-4., sold as part of the program are not
950 subject to the licensing requirements of the Florida Insurance
951 Code, as defined in s. 624.01 or the mandated offerings or
952 coverages established in part VI of chapter 627 and chapter 641.

953 (b) The corporation may act as an administrator as defined
954 in s. 626.88 but is not required to be certified pursuant to
955 part VII of chapter 626. However, a third party administrator



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956 used by the corporation must be certified under part VII of
957 chapter 626.

958 (c) Any standard forms, website design, or marketing
959 communication developed by the corporation and used by the
960 corporation, or any vendor that meets the requirements of
961 paragraph (4)(f) is not subject to the Florida Insurance Code,
962 as established in s. 624.01.

963 (11) CORPORATION.—There is created the Florida Health
964 Choices, Inc., which shall be registered, incorporated,
965 organized, and operated in compliance with part III of chapter
966 112 and chapters 119, 286, and 617. The purpose of the
967 corporation is to administer the program created in this section
968 and to conduct such other business as may further the
969 administration of the program.

970 (a) The corporation shall be governed by a 15-member board
971 of directors consisting of:

972 1. Three ex officio, nonvoting members to include:

973 a. The Secretary of Health Care Administration or a
974 designee with expertise in health care services.

975 b. The Secretary of Management Services or a designee with
976 expertise in state employee benefits.

977 c. The commissioner of the Office of Insurance Regulation
978 or a designee with expertise in insurance regulation.

979 2. Four members appointed by and serving at the pleasure of
980 the Governor.

981 3. Four members appointed by and serving at the pleasure of
982 the President of the Senate.

983 4. Four members appointed by and serving at the pleasure of
984 the Speaker of the House of Representatives.



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985 5. Board members may not include insurers, health insurance
986 agents or brokers, health care providers, health maintenance
987 organizations, prepaid service providers, or any other entity,
988 affiliate, or subsidiary of eligible vendors.

989 (b) Members shall be appointed for terms of up to 3 years.
990 Any member is eligible for reappointment. A vacancy on the board
991 shall be filled for the unexpired portion of the term in the
992 same manner as the original appointment.

993 (c) The board shall select a chief executive officer for
994 the corporation who shall be responsible for the selection of
995 such other staff as may be authorized by the corporation's
996 operating budget as adopted by the board.

997 (d) Board members are entitled to receive, from funds of
998 the corporation, reimbursement for per diem and travel expenses
999 as provided by s. 112.061. No other compensation is authorized.

1000 (e) There is no liability on the part of, and no cause of
1001 action shall arise against, any member of the board or its
1002 employees or agents for any action taken by them in the
1003 performance of their powers and duties under this section.

1004 (f) The board shall develop and adopt bylaws and other
1005 corporate procedures as necessary for the operation of the
1006 corporation and carrying out the purposes of this section. The
1007 bylaws shall:

1008 1. Specify procedures for selection of officers and
1009 qualifications for reappointment, provided that no board member
1010 shall serve more than 9 consecutive years.

1011 2. Require an annual membership meeting that provides an
1012 opportunity for input and interaction with individual
1013 participants in the program.



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1014 3. Specify policies and procedures regarding conflicts of
1015 interest, including the provisions of part III of chapter 112,
1016 which prohibit a member from participating in any decision that
1017 would inure to the benefit of the member or the organization
1018 that employs the member. The policies and procedures shall also
1019 require public disclosure of the interest that prevents the
1020 member from participating in a decision on a particular matter.

1021 (g) The corporation may exercise all powers granted to it
1022 under chapter 617 necessary to carry out the purposes of this
1023 section, including, but not limited to, the power to receive and
1024 accept grants, loans, or advances of funds from any public or
1025 private agency and to receive and accept from any source
1026 contributions of money, property, labor, or any other thing of
1027 value to be held, used, and applied for the purposes of this
1028 section.

1029 (h) The corporation may establish technical advisory panels
1030 consisting of interested parties, including consumers, health
1031 care providers, individuals with expertise in insurance
1032 regulation, and insurers.

1033 (i) The corporation shall:

1034 1. Determine eligibility of employers, vendors,
1035 individuals, and agents in accordance with subsection (4).

1036 2. Establish procedures necessary for the operation of the
1037 program, including, but not limited to, procedures for
1038 application, enrollment, risk assessment, risk adjustment, plan
1039 administration, performance monitoring, and consumer education.

1040 3. Arrange for collection of contributions from
1041 participating employers, third parties, governmental entities,
1042 and individuals.



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1043 4. Arrange for payment of premiums and other appropriate
1044 disbursements based on the selections of products and services
1045 by the individual participants.

1046 5. Establish criteria for disenrollment of participating
1047 individuals based on failure to pay the individual's share of
1048 any contribution required to maintain enrollment in selected
1049 products.

1050 6. Establish criteria for exclusion of vendors pursuant to
1051 paragraph (4) (d).

1052 7. Develop and implement a plan for promoting public
1053 awareness of and participation in the program.

1054 8. Secure staff and consultant services necessary to the
1055 operation of the program.

1056 9. Establish policies and procedures regarding
1057 participation in the program for individuals, vendors, health
1058 insurance agents, and employers.

1059 10. Provide for the operation of a toll-free hotline to
1060 respond to requests for assistance.

1061 11. Provide for initial, open, and special enrollment
1062 periods.

1063 12. Evaluate options for employer participation which may
1064 conform to ~~with~~ common insurance practices.

1065 13. Administer the Florida Health Insurance Affordability
1066 Exchange Program in accordance with ss. 409.720-409.731.

1067 14. Coordinate with the Agency for Health Care
1068 Administration, the Department of Children and Families, and the
1069 Florida Healthy Kids Corporation on the transition plan for FHIK
1070 and any subsequent transition activities.

1071 (12) REPORT.—~~The board of the corporation shall Beginning~~



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1072 ~~in the 2009-2010 fiscal year,~~ submit by February 1 an annual
1073 report to the Governor, the President of the Senate, and the
1074 Speaker of the House of Representatives documenting the
1075 corporation's activities in compliance with the duties
1076 delineated in this section.

1077 (13) PROGRAM INTEGRITY.—To ensure program integrity and to
1078 safeguard the financial transactions made under the auspices of
1079 the program, the corporation is authorized to establish
1080 qualifying criteria and certification procedures for vendors,
1081 require performance bonds or other guarantees of ability to
1082 complete contractual obligations, monitor the performance of
1083 vendors, and enforce the agreements of the program through
1084 financial penalty or disqualification from the program.

1085 (14) EXEMPTION FROM PUBLIC RECORDS REQUIREMENTS.—

1086 (a) *Definitions*.—For purposes of this subsection, the term:

1087 1. "Buyer's representative" means a participating insurance
1088 agent as described in paragraph (4) (g).

1089 2. "Enrollee" means an employer who is eligible to enroll
1090 in the program pursuant to paragraph (4) (a).

1091 3. "Participant" means an individual who is eligible to
1092 participate in the program pursuant to paragraph (4) (b).

1093 4. "Proprietary confidential business information" means
1094 information, regardless of form or characteristics, that is
1095 owned or controlled by a vendor requesting confidentiality under
1096 this section; that is intended to be and is treated by the
1097 vendor as private in that the disclosure of the information
1098 would cause harm to the business operations of the vendor; that
1099 has not been disclosed unless disclosed pursuant to a statutory
1100 provision, an order of a court or administrative body, or a



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1101 private agreement providing that the information may be released
1102 to the public; and that is information concerning:

1103 a. Business plans.

1104 b. Internal auditing controls and reports of internal
1105 auditors.

1106 c. Reports of external auditors for privately held
1107 companies.

1108 d. Client and customer lists.

1109 e. Potentially patentable material.

1110 f. A trade secret as defined in s. 688.002.

1111 5. "Vendor" means a participating insurer or other provider
1112 of services as described in paragraph (4) (d).

1113 (b) *Public record exemptions.*—

1114 1. Personal identifying information of an enrollee or
1115 participant who has applied for or participates in the Florida
1116 Health Choices Program is confidential and exempt from s.
1117 119.07(1) and s. 24(a), Art. I of the State Constitution.

1118 2. Client and customer lists of a buyer's representative
1119 held by the corporation are confidential and exempt from s.
1120 119.07(1) and s. 24(a), Art. I of the State Constitution.

1121 3. Proprietary confidential business information held by
1122 the corporation is confidential and exempt from s. 119.07(1) and
1123 s. 24(a), Art. I of the State Constitution.

1124 (c) *Retroactive application.*—The public record exemptions
1125 provided for in paragraph (b) apply to information held by the
1126 corporation before, on, or after the effective date of this
1127 exemption.

1128 (d) *Authorized release.*—

1129 1. Upon request, information made confidential and exempt



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1130 pursuant to this subsection shall be disclosed to:

1131 a. Another governmental entity in the performance of its
1132 official duties and responsibilities.

1133 b. Any person who has the written consent of the program
1134 applicant.

1135 c. The Florida Kidcare program for the purpose of
1136 administering the program authorized in ss. 409.810-409.821.

1137 2. Paragraph (b) does not prohibit a participant's legal
1138 guardian from obtaining confirmation of coverage, dates of
1139 coverage, the name of the participant's health plan, and the
1140 amount of premium being paid.

1141 (e) *Penalty.*—A person who knowingly and willfully violates
1142 this subsection commits a misdemeanor of the second degree,
1143 punishable as provided in s. 775.082 or s. 775.083.

1144 (f) *Review and repeal.*—This subsection is subject to the
1145 Open Government Sunset Review Act in accordance with s. 119.15,
1146 and shall stand repealed on October 2, 2016, unless reviewed and
1147 saved from repeal through reenactment by the Legislature.

1148 Section 16. Subsection (2) of section 409.904, Florida
1149 Statutes, is amended to read:

1150 409.904 Optional payments for eligible persons.—The agency
1151 may make payments for medical assistance and related services on
1152 behalf of the following persons who are determined to be
1153 eligible subject to the income, assets, and categorical
1154 eligibility tests set forth in federal and state law. Payment on
1155 behalf of these Medicaid eligible persons is subject to the
1156 availability of moneys and any limitations established by the
1157 General Appropriations Act or chapter 216.

1158 (2) A family, a pregnant woman, a child under age 21, a



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1159 person age 65 or over, or a blind or disabled person, who would
1160 be eligible under any group listed in s. 409.903(1), (2), or
1161 (3), except that the income or assets of such family or person
1162 exceed established limitations. For a family or person in one of
1163 these coverage groups, medical expenses are deductible from
1164 income in accordance with federal requirements in order to make
1165 a determination of eligibility. A family or person eligible
1166 under the coverage known as the "medically needy," is eligible
1167 to receive the same services as other Medicaid recipients, with
1168 the exception of services in skilled nursing facilities and
1169 intermediate care facilities for the developmentally disabled.

1170
1171 Effective October 1, 2015, no new enrollees over the age of 20
1172 may be enrolled under this subsection. This subsection expires
1173 September 30, 2019.

1174 Section 17. Section 624.91, Florida Statutes, is amended to
1175 read:

1176 624.91 The Florida Healthy Kids Corporation Act.—

1177 (1) SHORT TITLE.—This section may be cited as the "William
1178 G. 'Doc' Myers Healthy Kids Corporation Act."

1179 (2) LEGISLATIVE INTENT.—

1180 (a) The Legislature finds that increased access to health
1181 care services could improve children's health and reduce the
1182 incidence and costs of childhood illness and disabilities among
1183 children in this state. Many children do not have comprehensive,
1184 affordable health care services available. It is the intent of
1185 the Legislature that the Florida Healthy Kids Corporation
1186 provide comprehensive health insurance coverage to such
1187 children. The corporation is encouraged to cooperate with any



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1188 existing health service programs funded by the public or the
1189 private sector.

1190 (b) It is the intent of the Legislature that the Florida
1191 Healthy Kids Corporation serve as one of several providers of
1192 services to children eligible for medical assistance under Title
1193 XXI of the Social Security Act. Although the corporation may
1194 serve other children, the Legislature intends the primary
1195 recipients of services provided through the corporation be
1196 school-age children with a family income below 200 percent of
1197 the federal poverty level, who do not qualify for Medicaid. It
1198 is also the intent of the Legislature that state and local
1199 government Florida Healthy Kids funds be used to continue
1200 coverage, subject to specific appropriations in the General
1201 Appropriations Act, to children not eligible for federal
1202 matching funds under Title XXI.

1203 (3) ELIGIBILITY FOR STATE-FUNDED ASSISTANCE.—Only residents
1204 of this state are eligible ~~the following individuals are~~
1205 ~~eligible~~ for state-funded assistance in paying Florida Healthy
1206 Kids premiums pursuant to s. 409.814.†

1207 ~~(a) Residents of this state who are eligible for the~~
1208 ~~Florida Kidcare program pursuant to s. 409.814.~~

1209 ~~(b) Notwithstanding s. 409.814, legal aliens who are~~
1210 ~~enrolled in the Florida Healthy Kids program as of January 31,~~
1211 ~~2004, who do not qualify for Title XXI federal funds because~~
1212 ~~they are not qualified aliens as defined in s. 409.811.~~

1213 (4) NONENTITLEMENT.—Nothing in this section shall be
1214 construed as providing an individual with an entitlement to
1215 health care services. No cause of action shall arise against the
1216 state, the Florida Healthy Kids Corporation, or a unit of local



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1217 government for failure to make health services available under
1218 this section.

1219 (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.—

1220 (a) There is created the Florida Healthy Kids Corporation,
1221 a not-for-profit corporation.

1222 (b) The Florida Healthy Kids Corporation shall:

1223 1. Arrange for the collection of any individual, family,
1224 ~~local contributions~~, or employer payment or premium, in an
1225 amount to be determined by the board of directors, to provide
1226 for payment of premiums for comprehensive insurance coverage and
1227 for the actual or estimated administrative expenses.

1228 2. Arrange for the collection of any voluntary
1229 contributions to provide for payment of Florida Kidcare program
1230 or Florida Health Insurance Affordability Exchange Program
1231 ~~premiums for children who are not eligible for medical~~
1232 ~~assistance under Title XIX or Title XXI of the Social Security~~
1233 ~~Act.~~

1234 3. ~~Subject to the provisions of s. 409.8134, accept~~
1235 ~~voluntary supplemental local match contributions that comply~~
1236 ~~with the requirements of Title XXI of the Social Security Act~~
1237 ~~for the purpose of providing additional Florida Kidcare coverage~~
1238 ~~in contributing counties under Title XXI.~~

1239 4. Establish the administrative and accounting procedures
1240 for the operation of the corporation.

1241 ~~4.5-~~ Establish, with consultation from appropriate
1242 professional organizations, standards for preventive health
1243 services and providers and comprehensive insurance benefits
1244 appropriate to children, provided that such standards for rural
1245 areas shall not limit primary care providers to board-certified



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1246 pediatricians.

1247 ~~5.6-~~ Determine eligibility for children seeking to
1248 participate in the Title XXI-funded components of the Florida
1249 Kidcare program consistent with the requirements specified in s.
1250 409.814, ~~as well as the non-Title XXI-eligible children as~~
1251 ~~provided in subsection (3).~~

1252 ~~6.7-~~ Establish procedures under which ~~providers of local~~
1253 ~~match to~~, applicants to and participants in the program may have
1254 grievances reviewed by an impartial body and reported to the
1255 board of directors of the corporation.

1256 ~~7.8-~~ Establish participation criteria and, if appropriate,
1257 contract with an authorized insurer, health maintenance
1258 organization, or third-party administrator to provide
1259 administrative services to the corporation.

1260 ~~8.9-~~ Establish enrollment criteria that include penalties
1261 or waiting periods of 30 days for reinstatement of coverage upon
1262 voluntary cancellation for nonpayment of family or individual
1263 premiums.

1264 ~~9.10-~~ Contract with authorized insurers or any provider of
1265 health care services, meeting standards established by the
1266 corporation, for the provision of comprehensive insurance
1267 coverage to participants. Such standards shall include criteria
1268 under which the corporation may contract with more than one
1269 provider of health care services in program sites.

1270 a. Health plans shall be selected through a competitive bid
1271 process. The Florida Healthy Kids Corporation shall purchase
1272 goods and services in the most cost-effective manner consistent
1273 with the delivery of quality medical care.

1274 b. The maximum administrative cost for a Florida Healthy



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1275 Kids Corporation contract shall be 15 percent. For health and
1276 dental care contracts, the minimum medical loss ratio for a
1277 Florida Healthy Kids Corporation contract shall be 85 percent.
1278 The calculations must use uniform financial data collected from
1279 all plans in a format established by the corporation and shall
1280 be computed for each plan on a statewide basis. Funds shall be
1281 classified in a manner consistent with 45 C.F.R. part 158 ~~For~~
1282 ~~dental contracts, the remaining compensation to be paid to the~~
1283 ~~authorized insurer or provider under a Florida Healthy Kids~~
1284 ~~Corporation contract shall be no less than an amount which is 85~~
1285 ~~percent of premium; to the extent any contract provision does~~
1286 ~~not provide for this minimum compensation, this section shall~~
1287 ~~prevail.~~

1288 c. The health plan selection criteria and scoring system,
1289 and the scoring results, shall be available upon request for
1290 inspection after the bids have been awarded.

1291 d. Effective July 1, 2016, health and dental services
1292 contracts of the corporation must transition to the FHIR
1293 marketplace under s. 409.722. Qualifying plans may enroll as
1294 vendors with the FHIR marketplace to maintain continuity of care
1295 for participants.

1296 ~~10.11.~~ Establish disenrollment criteria in the event ~~local~~
1297 ~~matching~~ funds are insufficient to cover enrollments.

1298 ~~11.12.~~ Develop and implement a plan to publicize the
1299 Florida Kidcare program, the eligibility requirements of the
1300 program, and the procedures for enrollment in the program and to
1301 maintain public awareness of the corporation and the program.

1302 ~~12.13.~~ Secure staff necessary to properly administer the
1303 corporation. Staff costs shall be funded from state ~~and local~~



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1304 ~~matching funds~~ and such other private or public funds as become
1305 available. The board of directors shall determine the number of
1306 staff members necessary to administer the corporation.

1307 ~~13.14.~~ In consultation with the partner agencies, provide a
1308 report on the Florida Kidcare program annually to the Governor,
1309 the Chief Financial Officer, the Commissioner of Education, the
1310 President of the Senate, the Speaker of the House of
1311 Representatives, and the Minority Leaders of the Senate and the
1312 House of Representatives.

1313 ~~14.15.~~ Provide information on a quarterly basis online to
1314 the Legislature and the Governor which compares the costs and
1315 utilization of the full-pay enrolled population and the Title
1316 XXI-subsidized enrolled population in the Florida Kidcare
1317 program. The information, at a minimum, must include:

1318 a. The monthly enrollment and expenditure for full-pay
1319 enrollees in the Medikids and Florida Healthy Kids programs
1320 compared to the Title XXI-subsidized enrolled population; and

1321 b. The costs and utilization by service of the full-pay
1322 enrollees in the Medikids and Florida Healthy Kids programs and
1323 the Title XXI-subsidized enrolled population.

1324 ~~15.16.~~ Establish benefit packages that conform to the
1325 provisions of the Florida Kidcare program, as created in ss.
1326 409.810-409.821.

1327 16. Contract with other insurance affordability programs
1328 and FHIR to provide customer service or other enrollment-focused
1329 services.

1330 17. Annually develop performance metrics for the following
1331 focus areas:

1332 a. Administrative functions.



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- 1333 b. Contracting with vendors.
- 1334 c. Customer service.
- 1335 d. Enrollee education.
- 1336 e. Financial services.
- 1337 f. Program integrity.

1338 (c) Coverage under the corporation's program is secondary
1339 to any other available private coverage held by, or applicable
1340 to, the participant child or family member. Insurers under
1341 contract with the corporation are the payors of last resort and
1342 must coordinate benefits with any other third-party payor that
1343 may be liable for the participant's medical care.

1344 (d) The Florida Healthy Kids Corporation shall be a private
1345 corporation not for profit, organized pursuant to chapter 617,
1346 and shall have all powers necessary to carry out the purposes of
1347 this act, including, but not limited to, the power to receive
1348 and accept grants, loans, or advances of funds from any public
1349 or private agency and to receive and accept from any source
1350 contributions of money, property, labor, or any other thing of
1351 value, to be held, used, and applied for the purposes of this
1352 act.

1353 (6) BOARD OF DIRECTORS AND MANAGEMENT SUPERVISION.—

1354 (a) The Florida Healthy Kids Corporation shall operate
1355 subject to the supervision and approval of a board of directors.
1356 The board chair shall be an appointee designated by the
1357 Governor, and the board shall be chaired by the Chief Financial
1358 Officer or her or his designee, and composed of 12 other
1359 members. The Senate shall confirm the designated chair and other
1360 board appointees. The board members shall be appointed selected
1361 for 3-year terms. of office as follows:



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- 1362 ~~1. The Secretary of Health Care Administration, or his or~~
- 1363 ~~her designee.~~
- 1364 ~~2. One member appointed by the Commissioner of Education~~
- 1365 ~~from the Office of School Health Programs of the Florida~~
- 1366 ~~Department of Education.~~
- 1367 ~~3. One member appointed by the Chief Financial Officer from~~
- 1368 ~~among three members nominated by the Florida Pediatric Society.~~
- 1369 ~~4. One member, appointed by the Governor, who represents~~
- 1370 ~~the Children's Medical Services Program.~~
- 1371 ~~5. One member appointed by the Chief Financial Officer from~~
- 1372 ~~among three members nominated by the Florida Hospital~~
- 1373 ~~Association.~~
- 1374 ~~6. One member, appointed by the Governor, who is an expert~~
- 1375 ~~on child health policy.~~
- 1376 ~~7. One member, appointed by the Chief Financial Officer,~~
- 1377 ~~from among three members nominated by the Florida Academy of~~
- 1378 ~~Family Physicians.~~
- 1379 ~~8. One member, appointed by the Governor, who represents~~
- 1380 ~~the state Medicaid program.~~
- 1381 ~~9. One member, appointed by the Chief Financial Officer,~~
- 1382 ~~from among three members nominated by the Florida Association of~~
- 1383 ~~Counties.~~
- 1384 ~~10. The State Health Officer or her or his designee.~~
- 1385 ~~11. The Secretary of Children and Families, or his or her~~
- 1386 ~~designee.~~
- 1387 ~~12. One member, appointed by the Governor, from among three~~
- 1388 ~~members nominated by the Florida Dental Association.~~
- 1389 (b) A member of the board of directors serves at the
- 1390 pleasure of the Governor ~~may be removed by the official who~~



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1391 ~~appointed that member.~~ The board shall appoint an executive
1392 director, who is responsible for other staff authorized by the
1393 board.

1394 (c) Board members are entitled to receive, from funds of
1395 the corporation, reimbursement for per diem and travel expenses
1396 as provided by s. 112.061.

1397 (d) There shall be no liability on the part of, and no
1398 cause of action shall arise against, any member of the board of
1399 directors, or its employees or agents, for any action they take
1400 in the performance of their powers and duties under this act.

1401 (e) Board members who are serving as of the effective date
1402 of this act may remain on the board until January 1, 2016.

1403 (7) LICENSING NOT REQUIRED; FISCAL OPERATION.—

1404 (a) The corporation shall not be deemed an insurer. The
1405 officers, directors, and employees of the corporation shall not
1406 be deemed to be agents of an insurer. Neither the corporation
1407 nor any officer, director, or employee of the corporation is
1408 subject to the licensing requirements of the insurance code or
1409 the rules of the Department of Financial Services. However, any
1410 marketing representative utilized and compensated by the
1411 corporation must be appointed as a representative of the
1412 insurers or health services providers with which the corporation
1413 contracts.

1414 (b) The board has complete fiscal control over the
1415 corporation and is responsible for all corporate operations.

1416 (c) The Department of Financial Services shall supervise
1417 any liquidation or dissolution of the corporation and shall
1418 have, with respect to such liquidation or dissolution, all power
1419 granted to it pursuant to the insurance code.



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1420 (8) TRANSITION PLANS.—The corporation shall confer with the
1421 Agency for Health Care Administration, the Department of
1422 Children and Families, and Florida Health Choices, Inc., to
1423 develop transition plans for the Florida Health Insurance
1424 Affordability Exchange Program as created under ss. 409.720-
1425 409.731.

1426 Section 18. Section 624.915, Florida Statutes, is repealed.

1427 Section 19. The Division of Law Revision and Information is
1428 directed to replace the phrase "the effective date of this act"
1429 wherever it occurs in this act with the date the act becomes a
1430 law.

1431 Section 20. This act shall take effect upon becoming a law.

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 7044

INTRODUCER: Appropriations Committee (Recommended by Appropriations Subcommittee on Health and Human Services); and Health Policy Committee

SUBJECT: Health Insurance Affordability Exchange

DATE: March 27, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
	_____	Stovall	_____	HP Submitted as Committee Bill
1.	Brown	Pigott	AHS	Recommend: Fav/CS
2.	Brown	Kynoch	AP	Fav/CS

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 7044 creates the “Florida Health Insurance Affordability Exchange Program” (FHIX) under ss. 409.710 - 409.731, F.S., as a multi-phased, consumer-driven approach to providing access to high-quality, affordable health care coverage to low-income, uninsured Floridians.

The bill extends health care coverage to an estimated 800,000 uninsured, low-income Floridians in households earning less than 138 percent of the federal poverty level (FPL) who are not currently eligible under the Medicaid program, s. 409.902, F.S. To be eligible, an individual must be a U.S. citizen and a Florida resident.

The FHIX is implemented in three phases, from July 1, 2015, through January 1, 2016. Florida Health Choices, Inc. (corporation), the Florida Healthy Kids Corporation (FHKC), the Department of Children and Families (DCF), and the Agency for Health Care Administration (AHCA) are given duties to implement the FHIX.

The bill provides the AHCA with authority to seek federal approval to implement the FHIX program. Triggers for ending the program are also included.

The bill has a fiscal impact of approximately \$11.87 million to general revenue for Fiscal Year 2015-2016 and a fiscal impact of approximately \$118.5 million to general revenue for Fiscal

Year 2016-2017. The bill is also expected to create an indeterminate amount of cost savings in several health-related programs administered by the AHCA and the DCF.

The bill is effective upon becoming a law.

II. Present Situation:

In 2013, the American Community Survey (ACS) of the federal Census Bureau, estimated that four million Floridians were uninsured.¹ Of that number, 594,000 were projected to be children.² Approximately 900,000 adults in Florida were estimated to have incomes under 100 percent of the federal poverty level (FPL), according to statistics for 2013.³

Beginning January 1, 2014, health insurance coverage in Florida became available through the federal exchange⁴ to persons with incomes above 100 percent of the FPL. Also, on January 1, 2014, Florida Medicaid coverage to children up to age 18 was extended to 133 percent of the FPL.

The Census Bureau's March 2014 Supplement to the Current Population Survey showed that Florida's overall uninsured number had dropped to 3.6 million and the children's number to 504,900.^{5,6} The survey was conducted from January through April 2014.⁷

Florida Medicaid

The Medicaid program is a partnership between the federal and state governments to provide medical care to low income children and disabled persons. Each state operates its own Medicaid program under a state plan that must be approved by the federal Centers for Medicare & Medicaid Services (CMS). The state plan outlines Medicaid eligibility standards, policies, and reimbursement methodologies.

Florida Medicaid is administered by the Agency for Health Care Administration (AHCA) and is financed with federal and state funds. The Department of Children and Families (DCF) determines eligibility for the Medicaid program and transmits that information to the AHCA.

¹ Office of Economic and Demographic Research, Florida Legislature, *Economic Analysis of PPACA and Medicaid Expansion*, Presentation to Senate Select Committee on Patient Protection and Affordable Care Act (Mar. 4, 2013), http://www.flsenate.gov/PublishedContent/Committees/2012-2014/SPPA/MeetingRecords/MeetingPacket_2071.pdf (last visited Mar. 8, 2015).

² Ibid.

³ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of the Non-Elderly (0-64) with Income Below 100% Federal Poverty Level (FPL)* <http://kff.org/other/state-indicator/nonelderly-up-to-139-fpl/> (Mar. 7, 2015).

⁴ President Obama signed the Patient Protection and Affordable Care Act into law on March 23, 2010. The first open enrollment was held starting on October 1, 2013, and a second one was held from November 15, 2014, through February 15, 2015. Florida does not operate its own exchange, so Floridians purchase coverage through the federal exchange at www.healthcare.gov.

⁵ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of the Total Population (2013)*, <http://kff.org/other/state-indicator/total-population/> (last visited Mar. 7, 2015).

⁶ Kaiser Family Foundation, State Health Facts, *Health Insurance Coverage of Children 0-18*, <http://kff.org/other/state-indicator/children-0-18/> (last visited Mar. 7, 2015).

⁷ More current, reliable estimates of the number of uninsured Floridians is not available at this time.

The AHCA is designated as the single state Medicaid agency and has the lead responsibility for the overall program.⁸

Over 3.7 million Floridians are currently enrolled in Medicaid⁹ and the program's estimated expenditures for the 2014-2015 fiscal year are \$23.4 billion.¹⁰ The current traditional federal share is 60.51 percent with the state paying 39.49 percent for Medicaid enrollees.¹¹ Florida has the fourth largest Medicaid program in the country.¹²

Medicaid currently covers:

- 20 percent of Florida's population;
- 27 percent of Florida's children;
- 62.2 percent of Florida's births;
- 69 percent of Florida's nursing homes days.¹³

The structure for each state's Medicaid program is different and each state's share of expenditures is largely determined by the federal government. Federal law and regulations set the minimum amount, scope, and duration of services offered in the program, among other requirements. Eligibility for Medicaid is based on a number of factors, including age, household or individual income, and assets. State Medicaid benefits are provided in statute under s. 409.903, F.S. (Mandatory Payments for Eligible Persons) and s. 409.904, F.S. (Optional Payments for Eligible Persons).

Applicants for Medicaid must be United States citizens or qualified noncitizens, must be Florida residents, and must provide social security numbers for data matching. While self-attestation is permitted for a number of data elements on the application, most components are matched through the Federal Data Services Hub.¹⁴ Applicants must also agree to cooperate with Child Support Enforcement during the application process.¹⁵

⁸ See s. 409.963, F.S.

⁹ Agency for Health Care Administration, *Report of Medicaid Eligibles - January 31, 2015*, http://ahca.myflorida.com/medicaid/about/pdf/age_assistance_category_2015-01-31.pdf (last visited Mar. 9, 2015).

¹⁰ Office of Economic and Demographic Research, *Social Services Estimating Conference Medicaid Expenditures* (December 12, 2014) <http://edr.state.fl.us/Content/conferences/medicaid/medhistory.pdf> (last visited Mar. 6, 2015).

¹¹ Office of Economic and Demographic Research, *Social Services Estimating Conference - Official FMAP Estimate (November 2014)*, <http://edr.state.fl.us/Content/conferences/medicaid/fmap.pdf> (last viewed Mar. 8, 2015). The SSEC has also created a "real time" FMAP blend" for the Statewide Medicaid Managed Care Program which is 60.43% for SFY 2015-16.

¹² Agency for Health Care Administration, Health and Human Services Appropriations Committee Presentation, *Agency for Health Care Administration - An Overview (Jan. 22, 2015)*, Slide 9, http://www.flsenate.gov/PublishedContent/Committees/2014-2016/AHS/MeetingRecords/MeetingPacket_2759.pdf (last visited: Mar. 6, 2015).

¹³ Id at 10.

¹⁴ Florida Department of Children and Families, *Family-Related Medicaid Programs Fact Sheet, (January 2015)*, p.3, <http://www.dcf.state.fl.us/programs/access/docs/Family-RelatedMedicaidFactSheet.pdf> (last visited: Mar. 8, 2015).

¹⁵ Id.

Florida’s Current Medicaid and CHIP Eligibility Levels in Florida ¹⁶ (With Income Disregards and Modified Adjusted Gross Income)						
Children’s Medicaid			CHIP (Kidcare)	Pregnant Women	Parents	Childless Adults
Age 0-1	Age 1-5	Age 6-18	Ages 0-18	Medicaid		
206% FPL	140% FPL	133% FPL	210% FPL	191% FPL	30% FPL	0% FPL

Federal poverty guidelines are updated every year by the Census Bureau. The guidelines are used to adopt the threshold for eligibility for financial assistance under a number of different social and human service programs, including Medicaid and the Children’s Health Insurance Program.

Federal Poverty Guidelines for 2015 ¹⁷ Annual Income (rounded)				
Family Size	100%	133%	150%	200%
1	\$11,770	\$15,654	\$17,655	\$23,540
2	\$15,930	\$21,187	\$23,895	\$31,860
3	\$20,090	\$26,720	\$30,135	\$40,180
4	\$24,250	\$32,252	\$36,375	\$48,500
5	\$28,410	\$37,785	\$42,615	\$56,820
	Add \$4,160 each additional person after 5			

Minimum eligibility coverage thresholds are established in federal law for certain population groups, such as children, as well as minimum benefits and maximum cost sharing. The minimum benefits include items such as physician services, hospital services, home health services, and family planning.¹⁸ States can add benefits, pending federal approval. Florida has added benefits, including prescription drugs, adult dental services, and dialysis.¹⁹ For children under age 21, the benefits must include the Early and Periodic Screening, Diagnostic and Treatment services, which are those health care and diagnostic services and treatment and measures that may be needed to correct or ameliorate defects or physical and mental illnesses and conditions discovered by screening services, consistent with federal law.²⁰

Statewide Medicaid Managed Care

In 2011, the Legislature established the Statewide Medicaid Managed Care (SMMC) Program as part IV of ch. 409, F.S.²¹ The SMMC has two components: the Long Term Care Managed Care (LTC) program and the Managed Medical Assistance (MMA) program. The SMMC is an integrated, comprehensive, managed care program for Medicaid enrollees that manages the delivery of primary and acute care in 11 regions.

¹⁶ U.S. Centers for Medicare and Medicaid Services, Medicaid.gov, Florida, <http://www.medicaid.gov/medicaid-chip-program-information/by-state/florida.html> (last visited Mar. 7, 2015).

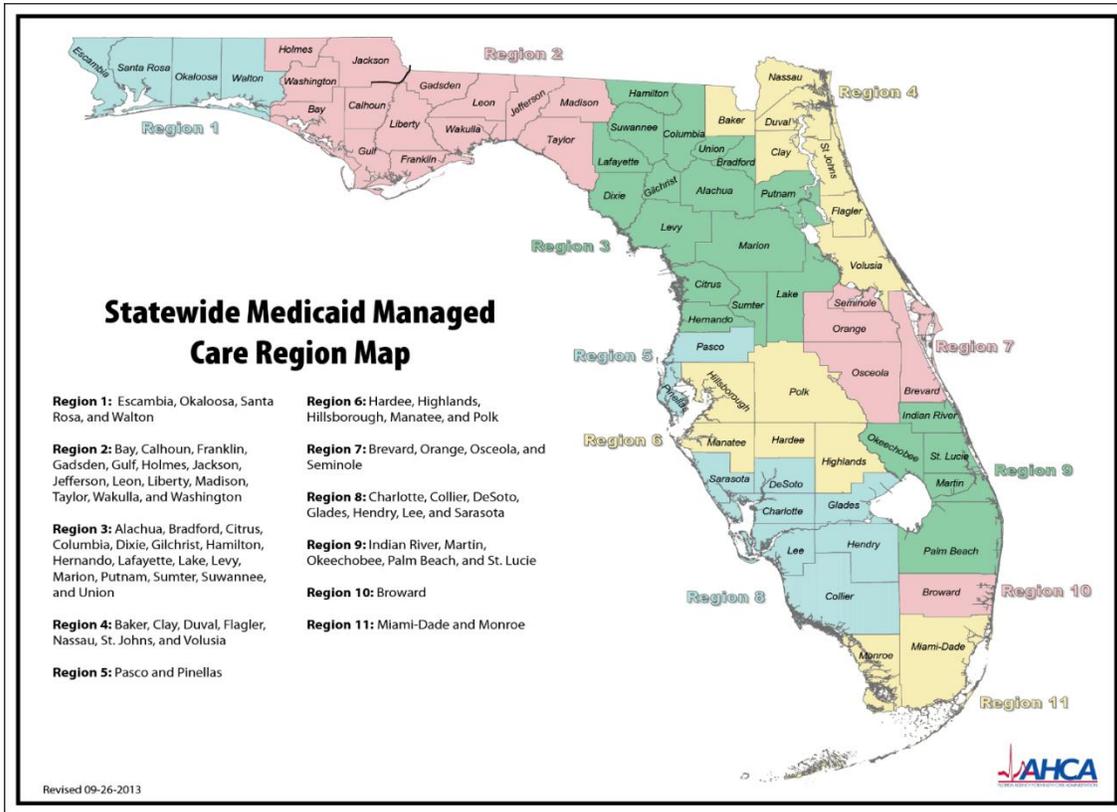
¹⁷ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Medicaid and CHIP Program Information - 2015 Federal Poverty Level Charts* <http://www.medicaid.gov/medicaid-chip-program-information/by-topics/eligibility/downloads/2015-federal-poverty-level-charts.pdf> (last visited Mar. 7, 2015).

¹⁸ Section 409.905, F.S.

¹⁹ Section 409.906, F.S.

²⁰ See Section 1905 9(r) of the Social Security Act.

²¹ See Chapter Laws, 2011-134 and 2011-135.



To implement the two components and receive federal Medicaid funding, the AHCA received federal authorization through two different Medicaid waivers from the CMS. The first component authorized was the LTC’s 1915(b) and (c) waivers on February 1, 2013. These two waivers for the LTC program are effective July 1, 2013, through June 30, 2016, and operate concurrently.²²

Long Term Care Managed Care Program (LTC)

For the LTC program, individuals must meet the following eligibility requirements or participate in one of the following waivers, as applicable, to enroll in the program:

- Age 65 years or older and need nursing facility level of care;
- Age 18 years of age or older and are eligible for Medicaid by reason of a disability and need nursing facility level of care;
- Aged and Disabled Adult (A/DA) waiver;
- Consumer Directed Care Plus for individuals in the A/DA waiver;
- Assisted Living waiver;
- Nursing Home Diversion waiver;
- Frail Elder Option; or

²² Department of Health and Human Services, Disabled & Elderly Health Programs Group, *Approval Letter to Agency for Health Care Administration*, http://ahca.myflorida.com/medicaid/statewide_mc/pdf/Signed_approval_FL0962_new_1915c_02-01-2013.pdf (last visited: Mar. 6, 2015).

- Channeling Services waiver.²³

Individuals who are enrolled in the following programs may enroll in the LTC, but are not required to:

- Developmental Disabilities waiver program;
- Traumatic Brain and Spinal Injury waiver;
- Project AIDS Care waiver;
- Adult Cystic Fibrosis waiver;
- Program of All-Inclusive Care for the Elderly (PACE);
- Familial Dysautonomia waiver; or
- Model waiver.²⁴

The AHCA conducted a competitive procurement to select providers in each of the 11 regions. Contracts were awarded to health maintenance organizations and provider service networks. Seven non-specialty plans are currently contracted, including one provider service network that is available in all eleven regions and one health maintenance organization that is in 10 regions.²⁵

Enrollment into the LTC Managed Care program began in August 1, 2013, and finished March 1, 2014. As of December 1, 2014, 85,169 persons were enrolled in the LTC program.²⁶

Managed Medical Assistance Program (MMA)

For the MMA component, health care services were also bid competitively using the same 11 regions. Thirteen non-specialty managed care plans contract with AHCA across the different regions. Specialty plans are also available to serve distinct populations, such as the Children's Medical Services Network for children with special health care needs, or those in the child welfare system. Medicaid recipients with HIV/AIDS, serious mental illness, dual enrollment with Medicare, chronic obstructive pulmonary disease, congestive heart failure, or cardiovascular disease may also select from specialized plans. Most plans supplemented the required benefits and offered enhanced options, such as adult dental, hearing and vision coverage, outpatient hospital coverage and physician services.

Under s. 409.967, F.S., accountability provisions for the managed care plans specify several conditions or requirements, including emergency care and physician reimbursement standards, access and credentialing requirements, encounter data submission guidelines, grievance and resolutions, and medical loss ratio calculations.

Statewide implementation of SMMC started May 1, 2014, and was completed by August 1, 2014.

²³ Agency for Health Care Administration, *A Snapshot of the Florida Medicaid Long-term Care Program*, http://ahca.myflorida.com/Medicaid/statewide_mc/pdf/LTC/SMMC_LTC_Snapshot.pdf (last visited Mar. 6, 2015).

²⁴ Id.

²⁵ Id.

²⁶ Agency for Health Care Administration, Presentation to Senate Health and Human Services Appropriations Committee, *Implementation and Status of Statewide Medicaid Managed Care (Jan. 7, 2015)*, Slide 4, http://www.flsenate.gov/PublishedContent/Committees/2014-2016/AHS/MeetingRecords/MeetingPacket_2729.pdf (last visited Mar. 6, 2015).

Most Medicaid recipients must be enrolled in the MMA program. Those individuals who are not required to enroll, but may choose to do so, are:

- Recipients who have other creditable coverage, excluding Medicare;
- Recipients who reside in residential commitment facilities through the Department of Juvenile Justice or mental health treatment facilities under s. 394.455(32), F.S.;
- Persons eligible for refugee assistance;
- Residents of a developmental disability center;
- Enrollees in the developmental disabilities home and community based waiver or those waiting for waiver services; and
- Children in a prescribed pediatric extended care center.²⁷

Other Medicaid enrollees are exempt from the MMA program and receive Medicaid services on a fee-for-service basis. Exempt enrollees are:

- Women who are eligible for family planning services only;
- Women who are eligible only for breast and cervical cancer services; and
- Persons eligible for emergency Medicaid for aliens.

The MMA program is authorized by a section 1115 demonstration waiver by federal CMS. It was approved in 2005 and is currently operating as an expansion of the managed care pilot program and was renewed on July 31, 2014, for a second three-year period through June 30, 2017.²⁸

Florida Kidcare Program

The Florida Kidcare Program (Kidcare) was created in 1998 by the Florida Legislature in response to the federal enactment of the Children's Health Insurance Program (CHIP) in 1997. The CHIP provides subsidized health insurance coverage to uninsured children who do not qualify for Medicaid but who have family incomes under 200 percent of the FPL and meet other eligibility criteria. The state statutory authority for Kidcare is found under part II of ch. 409, F.S., specifically in ss. 409.810 through 409.821, F.S.

The CHIP-funded components of Florida Kidcare serve distinct populations:

- Medicaid for Children: Children from birth until age 1 for family incomes between 185 percent and 200 percent of the FPL.
- Medikids: Children from age 1 until age 5 for family incomes between 133 percent and 200 percent of the FPL. Those enrollees above 200 percent FPL may enroll at a non-subsidized rate established by the AHCA.
- Healthy Kids: Children from age 5 through age 18 for family incomes between 133 and 200 percent of the FPL. Those above 200 percent FPL may enroll at a non-subsidized rate established by the FHKC.
- Children's Medical Services Network: Title XXI and Title XIX funds are available from birth until age 19 for family incomes up to 200 percent of the FPL for children with special

²⁷ Section 409.972, F.S.

²⁸ Department of Health and Human Services, Centers for Medicare & Medicaid Services, *Medicaid 1115 Demonstration Fact Sheet* (July 31, 2014), <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/fl/fl-medicaid-reform-fs.pdf> (last visited Mar. 8, 2015).

health care needs. The Department of Health assesses whether children meet the clinical requirements.

Kidcare is funded by Medicaid funds under Title XIX of the Social Security Act, state funds from General Revenue and the Tobacco Settlement Trust Fund, and family contributions.²⁹ CHIP has an enhanced federal matching rate that is more favorable than Medicaid. For the period of October 2014 through June 2015, the federal match rate is 71.80 percent.³⁰

Family contributions are based on family size, household income, and other eligibility factors. Families above the income limits for premium assistance or who are not otherwise eligible for premium assistance are offered the opportunity to participate in Kidcare at a non-subsidized rate (full-pay). The non-subsidized rates are established by the individual program and are based on the actual costs of the program, both premiums and an administrative fee. The income limit for premium assistance is 200 percent of the FPL.

CHIP was re-authorized by Congress in 2009 until federal Fiscal Year 2019, but federal funding was only re-authorized until September 30, 2015. Re-authorization bills are pending in Congress, including a bipartisan discussion draft led by the House Energy and Commerce Chair Fred Upton, House Health Subcommittee Chair Joe Pitts and the Senate Finance Committee Chair and original CHIP bill sponsor, Orrin Hatch.³¹ The discussion draft does not provide an extension period but extends funding for at least 1 year while seeking stakeholder feedback.

Another proposal, *Protecting & Retaining Our Children's Health Insurance Program Act of 2015 (PRO-CHIP)* has also been introduced and would extend CHIP funding through 2019 and the other components of the program. The proposal, Senate Bill 522, is sponsored by Senator Sherrod Brown with Senators Stabenow, Wyden, Casey and Minority Leader Reid and more than 40 other Senators.^{32,33}

Florida Healthy Kids Corporation

The Florida Healthy Kids Program is authorized under s. 624.91, F.S., which is also known as the "William G. 'Doc' Myers Healthy Kids Corporation Act." The FHKC was created as a private, not-for-profit corporation by the 1990 Florida Legislature in an effort to increase access to health insurance for school-aged children.³⁴

²⁹ Florida Kidcare Coordinating Council, *2014 Annual Report and Recommendations*, p. 14, http://www.floridakidcare.org/council/wp-content/uploads/2014/08/2014_Annual_Report.pdf (last reviewed Mar. 8, 2015).

³⁰ Office of Economic and Demographic Research, *Social Services Estimating Conference - Kidcare Program (November 21, 2014 Conference Results)* <http://edr.state.fl.us/Content/conferences/kidcare/kidcaredetail.pdf> (last viewed Mar. 8, 2015).

³¹ U.S. House Energy and Commerce Committee, *Extending Funding for the State's Children Health Insurance Program*, (Feb. 24, 2015), <http://energycommerce.house.gov/fact-sheet/extending-funding-state-children%E2%80%99s-health-insurance-program> (last visited: Mar. 5, 2015).

³² U.S. Senate Committee on Finance, *Wyden Joins Sens. Brown, Casey and Stabenow on Legislation to Extend the Children's Health Insurance Program*, (February 12, 2015) <http://www.finance.senate.gov/newsroom/ranking/release/?id=20c6ac77-77af-424f-bb3e-dc84a92af22d> (last visited: Mar. 5, 2015).

³³ S. 522, 114th Congress (2015).

³⁴ Florida Healthy Kids Corporation, *History*, <https://www.healthykids.org/healthykids/history/> (last visited Mar. 7, 2015).

Eligibility for the state-funded assistance is prescribed under s. 624.91(3), F.S., and provides cross references to the Florida Kidcare Act. The Healthy Kids program is also identified as a non-entitlement program.³⁵

The FHKC is managed by an executive director selected by the board with the number of staff determined by the board. The FHKC is authorized to:

- Collect contributions from families, local sources or employer based premiums;
- Establish administrative and accounting procedures;
- Establish preventive health standards for children that do not limit participation to pediatricians in rural areas with consultation from appropriate experts;
- Determine eligibility for children seeking enrollment in Title XXI funded and non-Title XXI components;
- Establish grievance processes;
- Establish participation criteria for administrative services for the FHKC;
- Establish enrollment criteria that include penalties or waiting periods for non-payment of premiums of 30 days;
- Contract with authorized insurers and other health care providers meeting standards established by the FHKC for the delivery of services and select health plans through a competitive bid process;
- Purchase goods and services in a cost effective manner with a minimum medical loss ratio of 85 percent for health plan contracts;
- Establish disenrollment criteria for insufficient funding levels;
- Develop a plan to publicize the program;
- Secure staff and the necessary funds to administer the program;
- Provide an annual Kidcare report, in consultation with partner agencies, to the Governor, Chief Financial Officer, Commissioner of Education, President of the Senate, Speaker of the House of Representatives, and minority leaders of the Senate and House of Representatives;
- Provide quarterly enrollment information on the full pay population; and
- Establish benefit packages that conform to the Florida Kidcare benchmark benefit.

Limits on premiums and cost sharing in the Healthy Kids must conform to existing federal law and regulation for Title XIX and XXI. All Title XXI funded enrollees pay monthly premiums of \$15 or \$20 per family per month based on their family size and income. For those families at or below 150 percent of the FPL, the cost is \$15 per family per month. For those between 150 percent of the FPL and 200 percent of the FPL, the cost is \$20 per family per month.

Enrollees also have copayments for non-preventive services that range from \$5 per prescription to \$10 for an inappropriate use of the emergency room visit. There are no copayments for visits related to well-child, preventive health, or dental care.³⁶

³⁵ A non-entitlement program means that funding may be limited. If more applicants or enrollees apply or enroll for the program than funding allows, an enrollee is not entitled to enrollment, even if eligible.

³⁶ See State of Florida, Florida KidCare Program, Title XXI State Child Health Insurance Plan, Amendment #22, July 1, 2012, pp.98-101., <http://medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Childrens-Health-Insurance-Program-CHIP/Downloads/CHIP-SPAs/FL-CSPA-22-FINAL.pdf> (last visited: Mar. 17, 2013).

The FHKC is governed by a 13-member board of directors, chaired by Florida's Chief Financial Officer or his or her designee.³⁷ The 12 other board members are:

- Secretary of the AHCA;
- One member appointed by the Commissioner of Education from the Office of School Health Programs from the Department of Education;
- One member, appointed by the Chief Financial Officer from among three members nominated by the Florida Pediatric Society;
- One member, appointed by the Governor, who represents the Children's Medical Services Program;
- One member appointed by the Chief Financial Officer from among three members nominated by the Florida Hospital Association;
- One member, appointed by the Governor, who is an expert on child health policy;
- One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Academy of Family Physicians;
- One member, appointed by the Governor, who represents the state Medicaid program;
- One member, appointed by the Chief Financial Officer, from among three members nominated by the Florida Association of Counties;
- The state health officer or his or her designee;
- The Secretary of the DCF, or his or her designee; and
- One member, appointed by the Governor, from among three members nominated by the Florida Dental Association.

Board members do not receive compensation for their service but may receive reimbursement for per diem and travel expenses in accordance with s. 112.061, F.S.³⁸

The FHKC is not an insurer and is not subject to the licensing requirements of the Department of Financial Services. In addition, the FHKC board is also granted complete fiscal control over the FHKC and responsibility for all fiscal operations. Any liquidation of the FHKC would be supervised by the Department of Financial Services.³⁹

Florida Health Choices Corporation, Inc. (Corporation)

In 2008, the Florida Legislature created the Florida Health Choices Program to address the issue of Florida's uninsured.⁴⁰ The corporation is a private, non-profit, corporation under s. 408.910, F.S., and operates in compliance with part III of chapter 112 (Public Officers and Employees) and chapter 119 (Public Records), 286 (Public Business), and 617 (Corporations Not for Profit).

The corporation is led by a 15-member board of directors and three ex-officio, non-voting board members for three-year terms, including:

- Four members appointed by and serving at the pleasure of the Governor;
- Four members appointed by and serving at the pleasure of the President of the Senate;

³⁷ See s. 624.91(6), F.S.

³⁸ See s. 624.91(5), F.S.

³⁹ See s. 624.91(7), F.S.

⁴⁰ See Chapter Law 2008-32.

- Four members appointed by and serving at the pleasure of the Speaker of the House of Representatives; and
- Three non-voting ex-officio members:
 - The Secretary of the AHCA or a designee with expertise in health care services;
 - The Secretary of the Department of Management Services or a designee with expertise in health care services; and
 - The Commissioner of the Office of Insurance Regulation or a designee with expertise in insurance regulation.

Board members may not include insurers, health insurance agents or brokers, health care providers, health maintenance organizations (HMOs), prepaid service providers, or any other entity or affiliate or subsidiary of eligible vendors. Board members may not serve for more than nine years, and members must disclose any conflicts of interest that would prohibit him or her from participating in any decision that would inure to the member's benefit or the member's organization. The board selects a chief executive officer for the corporation who is responsible for the selection of other staff, as authorized by an operating budget.

The corporation is designed as a single, centralized marketplace for the purchase of health products, including, but not limited to, health insurance plans, HMO plans, prepaid services, and flexible spending accounts. Policies sold as part of the program are exempt from regulation under the Insurance Code and laws governing HMOs. The following entities are authorized to be eligible vendors:

- Insurers authorized under ch. 624, of the Insurance Code, such as self-insurers, indemnity plans, life and health insurers, church benefit plans, disability, and multi-employer welfare arrangements, and Florida Healthy Kids Corporation;
- HMOs authorized under part I of ch. 641, F.S., relating to Health Service Programs, including health maintenance organization contracts, limited benefit policies, and other risk bearing coverage, benefits, and products;
- Prepaid limited health service organizations and discount medical plans under ch. 636, F.S.;
- Prepaid health clinics licensed under ch. 641, part II, F.S.;
- Health care providers, including hospitals and other licensed health facilities, health care clinics, pharmacies, and other licensed health care providers;
- Provider organizations, including service networks, group practices, and professional associations; and
- Corporate entities providing specific health services.

The corporation is authorized to collect premiums and other payments from employers. The law further specifies who may participate as either an employer or an individual. Employers eligible to enroll include employers that meet criteria established by the corporation and their individual employees and other individuals meeting criteria established by the corporation.⁴¹

The corporation is required to:

- Determine eligibility of employers, vendors, individuals and agents;
- Establish procedures for the operation of the program;

⁴¹ See s. 408.910(4)(a), F.S.

- Arrange for the collection of contributions from employers and participants;
- Establish criteria for disenrollment for failure to pay the individual's share of any contribution required to maintain enrollment in any product;
- Establish criteria for exclusion of vendors;
- Develop and implement a plan for public awareness and program promotion;
- Secure staff and consultant services, as necessary;
- Establish policies and procedures as necessary;
- Operate a toll-free hotline to respond to requests for assistance;
- Provide for initial, open and special enrollment periods; and
- Evaluate options for employer participation which may conform with common insurance practices.

The corporation's Florida Health Insurance Marketplace (marketplace) currently includes individual health plans, discount plans, and limited benefit plans. The marketplace offers options that are compliant with the Patient Protection and Affordable Care Act (PPACA)⁴² across the different metal ranges, dental-only plans, vision and hearing plans, telemedicine plans, discount plans, and prescription drug plans.⁴³ Additional marketplace platforms for group health plans for small employers and associations are planned.

Pricing for products on the marketplace must be transparent to the participants and established by the vendors. The marketplace may assess a surcharge annually of not more than 2.5 percent of the price. The surcharge must be used to support the administrative services provided by corporation and for payments to buyers' representatives.

During its most recent open enrollment – January 5, 2015, through February 15, 2015 – the corporation reported 51 total individual product enrollments covering 56 adults and children with 66 applications started. Of those that purchased coverage, 85 percent purchased individual coverage and 15 percent purchased spouse or family coverage.⁴⁴ The marketplace recorded 4,800 visits during its January open enrollment.⁴⁵

The corporation offers a minimum of 20 plans per county from two different companies with a maximum of 46 plans in a county from six different companies as of March 2015.⁴⁶

⁴² To be compliant with PPACA, plans must eliminate any pre-existing condition exclusions, annual or lifetime dollar limits on the essential benefits, prohibit rescissions, provide preventive services without cost sharing, include emergency services without prior authorization, establish an appeals process, provide access to pediatricians and OB/GYNs, extend dependent coverage to age 26 and provide the essential health benefits. For a checklist, see Nat'l Assn. of Insurance Commissioners Compliance Summary: http://www.naic.org/documents/index_health_reform_ppaca_uniform_compliance_summary.pdf (last visited: Mar. 9, 2015).

⁴³ Florida Office of Insurance Regulation, *Cover Florida Health Care Access Program Annual Report (March 2015)*, (last visited Mar. 7, 2015).

⁴⁴ Florida Health Choices Corporation, *Florida Health Choices Reports Zero Glitches with New Online Marketplace Launched in January* (February 20, 2015) <http://www.myfloridachchoices.org/florida-health-choices-reports-zero-glitches-with-new-online-marketplace-launched-in-january/> (last visited Mar. 7, 2015).

⁴⁵ Id.

⁴⁶ Conversation with Rose Naff, CEO, Florida Health Choices, Inc., (Mar. 9, 2015).

The Patient Protection and Affordable Care Act of 2010

In March 2010, the Congress passed and the President signed two pieces of legislation: the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 that are together called PPACA.⁴⁷ Under PPACA, one of the key components required the states to expand Medicaid to a minimum national eligibility threshold of 133 percent of the FPL, or, as it is sometimes expressed, 138 percent of the FPL with application of an automatic five percent income disregard, effective January 1, 2014.⁴⁸ While the funding for the newly eligible under this expansion would be initially funded at 100 percent federal funds for the first three calendar years (2014, 2015, and 2016), the states would gradually be required to pay a share of the costs, starting at five percent in calendar year 2017 before leveling off at 10 percent in 2020.⁴⁹ As enacted, the PPACA provided that states refusing to expand to the new national eligibility threshold faced the loss of *all* of their federal Medicaid funding.⁵⁰

Enhanced Medicaid Match Rate for Newly Eligible Only: CY 2014 and Beyond ⁵¹							
CY	2014	2015	2016	2017	2018	2019	2020+
FMAP	100%	100%	100%	95%	94%	93%	90%

Florida, along with 25 other states, challenged the constitutionality of the law. In *NFIB v. Sebelius*, the Supreme Court found the enforcement provisions of the Medicaid expansion unconstitutional.⁵² As a result, states can voluntarily expand their Medicaid eligibility thresholds to PPACA standards and receive the enhanced federal match for the expansion population, but states cannot be penalized for not doing so.⁵³

Since the decision in *NFIB v. Sebelius*, federal guidance has emphasized state flexibility in how states expand coverage to those defined as the newly eligible population. In a letter to the National Governors Association January 14, 2013, then-Health and Human Services Secretary Kathleen Sebelius reminded states of their ability to design flexible benefit packages without the need for waivers and the alternative benefit plans that are available.⁵⁴ This letter was preceded by the Frequently Asked Questions document on Exchange, Market Reforms and Medicaid, issued on December 10, 2012, that discussed promotion of personal responsibility, wellness benefits, and state flexibility to design benefits.⁵⁵

⁴⁷ Pub. Law No. 111-148, H.R. 3590, 111th Cong. (Mar. 23, 2010) and (Pub. Law No. 111-152, 111th Cong. (Mar. 30, 2010).

⁴⁸ 42 U.S.C. s. 1396a(1).

⁴⁹ 42 U.S.C. s. 1396d(y)(1).

⁵⁰ 42 U.S.C. s. 1396c

⁵¹ *Supra* at Note 63.

⁵² *National Federal of Independent Business (NFIB) v. Sebelius, Secretary of Health and Human Services*, 648 F. 3d 1235, affirmed in part, reversed in part.

⁵³ Department of Health and Human Services, *Secretary Sebelius Letter to Governors*, (July 10, 2012), <http://capsules.kaiserhealthnews.org/wp-content/uploads/2012/07/Secretary-Sebelius-Letter-to-the-Governors-071012.pdf> (last visited Mar. 7, 2015).

⁵⁴ *Letter to National Governor’s Association from Secretary Sebelius*, January 14, 2013 (copy on file with Senate Health Policy Committee).

⁵⁵ Centers for Medicare and Medicaid Services, *Frequently Asked Questions on Exchanges, Market Reforms and Medicaid*, pp. 15-16, (December 10, 2012), <http://cciio.cms.gov/resources/factsheets/index.html>, (last visited Mar. 17, 2013).

Individual and Employer Mandates

A state Medicaid director letter on November 20, 2012 (ACA #21) further addressed state options for the adult Medicaid expansion group and the alternative benefit plans available under Section 1937 of the Social Security Act.⁵⁶ Under Section 1937, state Medicaid programs have the option of providing certain groups with benchmark or benchmark equivalent coverage based on four products: (1) the standard Blue Cross/Blue Shield Preferred Provider option offered to federal employees; (2) state employee coverage that is generally offered to all state employees; (3) the commercial HMO with the largest insured, non-Medicaid enrollment in the state or (4) Secretary-approved coverage.⁵⁷ For children under the age of 21, the coverage must include the Early and Periodic Screening, Diagnostic and Treatment Service (EPSDT). Other aspects of the essential health benefit requirements of the PPACA, as discussed further below, may also be applicable, depending on the benefit package utilized.

In addition to the Medicaid expansion component, the PPACA imposes a mandate on individuals to acquire health insurance or pay a tax penalty when they file their tax returns. Currently, many uninsured individuals are eligible for Medicaid or Kidcare coverage but are not enrolled. The existence of the federal mandate to purchase insurance may result in an unknown number of currently eligible individuals coming forward and enrolling in Medicaid who had not previously chosen to enroll. Their participation – to the extent it occurs – will result in increased costs that the state would not likely have incurred without the catalyst of the federal legislation.

Under the provisions, employers with more than 50 full-time employees that do not offer coverage meeting the essential benefits coverage standard and who does not offer minimum essential coverage to at least 95 percent of its full-time employees (and their dependents) and at least one employee receive a premium tax credit through the PPACA exchange, the employer will be assessed a fee of \$2,000 per full time employee, with the first 30 employees, including those who have minimum essential coverage.⁵⁸ Or, if an employer does offer minimum essential coverage to at least 95 percent of its full-time employees (and their dependents) and at least one employee receives a premium tax credit through the federal exchange because the employer's coverage was not affordable, did not provide minimum value, or because the employee was not one of the 95 percent of the employees offered coverage, the employer is assessed the lesser of \$3,000 per employee receiving the credit.⁵⁹ The large employer can only be assessed under one of the scenarios, not both.

Like individuals, certain employers also have a shared responsibility under the PPACA beginning January 1, 2015. This responsibility was slated to start in 2014 under the PPACA; however, the Department of Treasurer and the Internal Revenue Service provided transition relief in 2014 for:

⁵⁶ Centers for Medicare and Medicaid Services, *State Medicaid Director Letter: Essential Health Benefits in the Medicaid Program* (November 20, 2012), <http://www.medicaid.gov/Federal-Policy-Guidance/downloads/SMD-12-003.pdf> (last visited Mar. 17, 2013).

⁵⁷ *Id.*

⁵⁸ Internal Revenue Service, Employer Shared Responsibilities, <http://www.irs.gov/Affordable-Care-Act/Employers/Employer-Shared-Responsibility-Provisions> (last visited Mar. 7, 2015).

⁵⁹ *Id.*

- Information reporting requirements applicable to insurers, self-insuring employers and certain other providers of minimum essential coverage;
- Information reporting requirements applicable to large employers; and
- Employer shared responsibilities.⁶⁰

The notice indicates the delay is intended to give additional time to provide input by employers and other reporting entities and to allow all parties to adapt their reporting systems. The transition relief states that it has no impact on other PPACA provisions.⁶¹

Individuals may be exempt from the requirement to acquire minimum essential coverage if the minimum amount the individual must pay for that coverage is more than eight percent of his or her household income or he or she qualifies to receive a hardship exemption.⁶² Some of the reasons that may qualify an individual for a hardship exemption include, but are not limited to:

- Being ineligible for Medicaid because the individual lives in a state that decided not to expand Medicaid under the PPACA;
- Spending less than three consecutive months without minimum essential health coverage;
- Buying coverage would pose a hardship;
- Having gross income below the applicable tax return filing threshold;
- Finding no affordable coverage on the exchange that meets the minimum value standard; and
- Being eligible for services through Indian Health Care Services.⁶³

The Internal Revenue Service releases a rule every year setting the tax penalty for the lack of minimum essential coverage. For 2014, the annual payment amount is the greater of:

- One percent of your household income that is above the tax return filing threshold for your filing status, or
- Your family's flat dollar amount, which is \$95 per adult and \$47.50 per adult, limited to a family maximum of \$285.⁶⁴

The amount is calculated based on the national average for a premium payment for a bronze level health plan in the exchange for 2014. For 2014, the annual national average premium for a bronze level health plan was \$2,448 per individual, but \$12,240 for a family with five or more members.⁶⁵

⁶⁰ Internal Revenue Service, Not-129718-13, *Transition Relief for 2014 Under §§6055 (\$6055 Information Reporting), §6056 (Information Reporting) and 4980H (Employer Responsibility Provisions)*, <http://www.irs.gov/pub/irs-drop/n-13-45.pdf> (last visited: Mar. 7, 2015).

⁶¹ Id.

⁶² Internal Revenue Service, *Individual Shared Responsibility Provision*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/Individual-Shared-Responsibility-Provision> (last visited Mar. 7, 2015).

⁶³ Internal Revenue Service, *Shared Responsibility Provision*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/Individual-Shared-Responsibility-Provision> (last visited Mar. 7, 2015).

⁶⁴ Internal Revenue Service, *Individual Shared Responsibility Provision - Reporting and Calculating the Payment*, <http://www.irs.gov/Affordable-Care-Act/Individuals-and-Families/ACA-Individual-Shared-Responsibility-Provision-Calculating-the-Payment> (last visited Mar. 7, 2015).

⁶⁵ Id.

Exchanges

A health insurance exchange is intended to create an organized and competitive market for health insurance by offering a choice of health plans, establishing common rules regarding the offering and pricing of insurance, and providing information to help consumers better understand the health care options available to them.⁶⁶ To facilitate coverage, the PPACA authorized the state-based American Health Benefit Exchanges and Small Business Health Options Program (SHOP) Exchanges. These exchanges can be administered by governmental agencies or non-profit organizations. The exchanges, at a minimum, must:⁶⁷

- Certify, re-certify and de-certify plans participating on the exchange;
- Operate a toll-free hotline;
- Maintain a website;
- Provide plan information and plan benefit options;
- Interact with the state's Medicaid and CHIP programs and provide information on eligibility and determination of eligibility for these programs;
- Certify individuals that gain exemptions from the individual responsibility requirement; and,
- Establish a navigator program.

On November 16, 2012, Florida Governor Rick Scott notified then-HHS Secretary Sebelius that Florida had too many unanswered questions to commit to a state-based exchange under the PPACA for the first enrollment period on January 1, 2014.⁶⁸ Florida has since opted to use the federal exchange.

Qualifying coverage may be obtained through an employer, the federal exchange, or private individual or group coverage outside of the federal exchange meeting the minimum essential benefits coverage standard.

Exchange Benefits

Each plan sold in the federal exchange must include the “essential health benefits” as defined by the PPACA and as compared to an existing benchmark plan set in each state. The essential health benefits are:

- Ambulatory patient services
- Emergency services
- Hospitalization
- Maternity and newborn care
- Mental health and substance abuse disorder services, including behavioral health treatment
- Prescription drugs
- Rehabilitative and habilitative services and devices
- Laboratory services

⁶⁶ Kaiser Family Foundation, *Explaining Health Care Reform: Questions About Health Insurance Exchanges* (April 2010) <https://kaiserfamilyfoundation.files.wordpress.com/2013/01/7908-02.pdf> (last visited Mar. 7, 2015).

⁶⁷Centers for Medicare and Medicaid Services, *Initial Guidance to States on Exchanges*, (November 18, 2010), http://www.cms.gov/CCIIO/Resources/Files/guidance_to_states_on_exchanges.html (last visited Mar. 7, 2015).

⁶⁸ *Letter from Governor Rick Scott to Health and Human Services Secretary Kathleen Sebelius*, (November 16, 2012) <http://www.flgov.com/2012/11/16/letter-from-governor-rick-scott-to-u-s-secretary-of-health-and-human-services-kathleen-sebelius/> (last visited Mar. 6, 2015).

- Preventive and wellness services and chronic disease management
- Pediatric services, including oral and vision care

Qualified Health Plans

In order to receive a health care tax credit, an individual must be enrolled in a qualified health plan.⁶⁹ Qualified health plans are certified by the federal exchange and meet specific requirements:

- Provide essential health benefits;
- Follow the established limits on cost sharing; and
- Meet all other requirements.⁷⁰

These plans are available on the federal exchange or may also be available directly from an insurance company or one of the state's qualified health plans.⁷¹

Each plan sold must also be one of the following actuarial values⁷² or "metal levels:"

- Bronze: 60 percent actuarial value;
- Silver: 70 percent actuarial value;
- Gold: 80 percent actuarial value; and
- Platinum: 90 percent actuarial value.

Premium Tax Credits and Cost Sharing Subsidies

Premium credits and other cost sharing subsidies are available to United States citizens and legal immigrants within certain income limits for coverage purchased through the exchange. Legal immigrants with incomes at or below 100 percent of the FPL who are not eligible for Medicaid are eligible for premium credits.⁷³ Premium credits are set on a sliding scale based on the percent of FPL for the household and reduce the out-of-pocket costs incurred by individuals and families.

The amount for premium tax credits, as a percentage of income, are set in section 36B of the Internal Revenue Code follows:⁷⁴

⁶⁹ Internal Revenue Service, *Health Care Tax Credits: Qualified Health Plan Requirements*, <http://www.irs.gov/Individuals/HCTC:-Qualified-Health-Plan-Requirements> (last viewed Mar. 8, 2015).

⁷⁰ U.S. Department of Health and Human Services, Healthcare.gov, *Qualified Health Plan*, <https://www.healthcare.gov/glossary/qualified-health-plan/> (last viewed Mar. 8, 2015).

⁷¹ Id.

⁷² Actuarial value is calculated by computing the ratio of total expected payments by the plan for essential health benefits and costing sharing rules with the total costs of the essential health benefits the standard population is expected to incur. For example, a health plan with an actuarial value of 70 percent would be expected to pay an average of 70 percent of the standard population's expected medical expenses for the essential health benefits. Individuals covered by the plan would then be expected to pay the remaining 30 percent, on average through cost sharing such as deductibles, co-pays and co-insurance.

⁷³ 26 U.S.C. s. 36B(c).

⁷⁴ 26 U.S.C. s. 36B(b).

Premium Tax Credits	
Income Range	Premium Percentage Range (% of income)
Up to 133% FPL	2%
133% to 150%	3% - 4%
150% to 200%	4% - 6.3%
200% to 250%	6.3% - 8.05%
250% to 300%	8.05% - 9.5%
300% to 400%	9.5%

In addition to subsidies for the costs of health insurance premiums, individuals may also qualify to offset other out-of-pocket costs through cost sharing credits. Subsidies for cost sharing are available for those individuals between 100 percent of the FPL and 400 percent of the FPL. The cost sharing credits reduce the out-of-pocket amounts incurred by individuals on essential health benefits and will also impact the actuarial value of a health plan. Actuarial value reflects the average share of covered benefits paid by the insurer or health plan. For example, if the actuarial value of a plan is 90 percent, the health plan is paying 90 percent of the costs and the enrollee 10 percent.

The maximum amount of cost sharing is 94 percent for those individuals between 100 percent and 150 percent FPL and individuals with incomes up to 400 percent FPL who may qualify for a 70 percent subsidy as the table below illustrates.

Cost Sharing Subsidies⁷⁵	
FPL Level	Cost Sharing Subsidy
100% - 150%	94%
150% - 200%	87%
200% - 250%	73%
250% - 400%	70%

Cost sharing limitations are based on the limits placed on Health Savings Accounts under the Internal Revenue Code.⁷⁶ The maximum out of pocket costs for any federal exchange plan in 2015 are \$6,600 for an individual and \$13,200 for a family plan, even with a catastrophic plan.⁷⁷

In addition to enrolling individuals into qualified health plans, an exchange may also determine eligibility for Medicaid and CHIP. The exchange also determines if an individual is eligible for advance premium tax credits and cost sharing reductions.

⁷⁵ 42 U.S.C. s. 18071(c)(1)(B)

⁷⁶ CFR 45 §126.130; *See also* Section 223(c)(2)(A)(ii)(I) of the Internal Revenue Code of 1986, as amended for self only coverage for 2014; or for other than self-only coverage, the annual dollar amount in section 223(c)(A)(ii)(II) of the Internal Revenue Code of 1986, as amended, for non-self only coverage that is in effect for 2014.

⁷⁷ U.S. Department of Health and Human Services, [healthcare.gov](https://www.healthcare.gov/choose-a-plan/out-of-pocket-costs/), *Out of pocket costs*, <https://www.healthcare.gov/choose-a-plan/out-of-pocket-costs/> (last visit Mar. 7, 2015).

High Deductible Plans

High deductible plans are paired with health savings accounts.⁷⁸ To qualify as a high deductible plan, the annual deductible must be at least \$1,250 for single plans and \$2,500 for family coverage. The employer and the employee make annual contributions⁷⁹ to a limit of \$3,250 for single coverage and \$6,250 for family coverage. For 2014, total out-of-pocket spending is capped at \$6,350 for individual and \$12,700 for family.⁸⁰ The employer and the employee contributions are not subject to federal income tax on the employee’s income. Unused funds roll over automatically every year. A health savings account is owned by the employee and is portable.

Alternative Medicaid Expansion in Other States

Arkansas

Arkansas received approval for a Medicaid Section 1115 demonstration waiver to implement its Medicaid expansion in September 2013. Under its waiver, Arkansas uses Medicaid funds as premium assistance to purchase coverage in the federal exchange for its newly eligible adults up to 138 percent FPL. All newly eligible adults will primarily purchase coverage and enroll in a plan through the federal exchange to receive their coverage. Any services not covered through their plans are provided through the state’s fee-for-service Medicaid delivery system.⁸¹

Individuals excluded from enrolling in the federal exchange include American Indians or Alaskan Natives and the medically frail, who may receive services directly through the state. For all other enrollees affected by the demonstration, enrollment in a QHP is a condition of receiving benefits.⁸²

Arkansas’ Approved Monthly Premiums - Medicaid Expansion Waiver⁸³		
Less than 50%	50% - 100%	100 - 138% FPL
None	\$5 to IA	\$10-\$25 to IA

All beneficiaries with incomes between 50 percent and 133 percent of the FPL will be assigned an Independence Account (IA). The individual will receive a credit or debit card to access the

⁷⁸ Internal Revenue Code, 26 U.S.C. sec. 223.

⁷⁹ The IRS annually sets the contribution limit as adjusted by inflation.

⁸⁰ Internal Revenue Services, *Health Savings Accounts and Other Tax-Favored Health Plans (Pub. 969)(2013)* <http://www.irs.gov/publications/p969/index.html> (last visited Mar. 7, 2015).

⁸¹ Centers for Medicare and Medicaid Services, *Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration Fact Sheet*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-fs.pdf> (last visited Mar. 7, 2015).

⁸² Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, pp.14-15, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁸³ Centers for Medicare and Medicaid Services, *Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration*, pp.7 & 21, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

amounts in that account to cover copayments and coinsurance. Both the state and the participant are required to make contributions to this account.⁸⁴

The state pays the managed care plans selected by the beneficiaries directly and identification cards are sent by the plan directly to a new enrollee. Individuals who do not make a selection are auto-assigned to a silver-level plan and are given 30 days to change plans.

Enrollees under 50 percent of the FPL have no additional cost sharing. Those enrollees above 50 percent of the FPL have cost sharing consistent with Medicaid requirements that does exceed more than five percent of family monthly or quarterly income.⁸⁵

Iowa

In December 2013, Iowa received approval for two Medicaid waivers for implementation of its Medicaid expansion under the PPACA. The waivers cover all newly eligible adults statewide up to 138 percent of the FPL and does so under two delivery systems:

- Expands Medicaid for those at or below 100 percent FPL through Medicaid managed care; and
- Expands Medicaid for those above 100 percent FPL to 138 percent FPL by purchasing silver-level qualified health plan coverage in the exchange.

Premiums were not imposed during the first year of the program but will be in the second year for enrollees above 50 percent of the FPL. Enrollees have the opportunity to have the premiums waived if they complete healthy behaviors, and the premiums can continue to be waived in subsequent years if enrollees meet requirements for the incentives. At the state’s option, the non-payment of a premium can result in a collectible debt but not a loss of coverage.⁸⁶

Iowa’s Approved Monthly Premiums - Medicaid Expansion Waiver		
Less than 50% FPL	50% - 100% FPL	100 - 133% FPL
None	\$5/household	\$10/household
90 day premium grace period		

Individuals in the Wellness Plan (Medicaid Managed Care) receive a Medicaid alternative benefits plan that is at least equivalent to the state employee benefit plan, except for an enhanced dental plan with access to additional dental benefits with prior authorization.⁸⁷ Those in the exchange plan receive an essential health benefit plan that is at least equivalent to those provided on the commercial essential health benefits benchmark.⁸⁸ Wrap-around services are provided by

⁸⁴ Centers for Medicare and Medicaid Services, Special Terms and Conditions - Arkansas Health Care Independence Program (Private Option) Section 1115 Demonstration, p.7, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ar/ar-private-option-ca.pdf> (last visited Mar. 7, 2015).

⁸⁵ Id at 16.

⁸⁶ Centers for Medicare and Medicaid Services, Special Terms and Conditions with Iowa Department of Human Services - Iowa Wellness Plan (11-W-00289/5) http://dhs.iowa.gov/sites/default/files/WellnessSTCsTechnicalCorrections_020215.pdf (last visited Mar. 7, 2015).

⁸⁷ Iowa Department of Human Services, Medicaid 1115 Waiver Application, Iowa Wellness Plan, p.5, http://dhs.iowa.gov/sites/default/files/IAWellnessPlan1115_Final.pdf (last visited Mar. 7, 2015).

⁸⁸ Iowa Department of Human Services, Medicaid 1115 Waiver, Iowa Marketplace Choice Plan, p.5, http://dhs.iowa.gov/sites/default/files/IAMktplaceChoice1115_Final.pdf (last visited Mar. 7, 2015)

the Medicaid agency for family planning services at non-network providers and for EPSDT services for 19 and 20 year old enrollees. Iowa is not required to provide non-emergency transportation. The waiver was initially granted in year one of the demonstration and continued through July 31, 2015.⁸⁹

Indiana

An amendment to Indiana's existing Medicaid demonstration, Healthy Indiana Plan 1.0 (HIP) was approved on January 27, 2015, and renamed the Healthy Indiana Plan 2.0. HIP 2.0 extends Medicaid to adults through 133 of the FPL beginning February 1, 2015. Under HIP 2.0, Indiana will offer three different pathways to coverage:

- HIP Basic - an ABP for individuals that includes all of the essential health benefits and does not require a premium payment;
- HIP Plus - a comprehensive ABP for individuals who contribute to a POWER account with additional benefits not available in HIP Basic; and
- HIP Link Program - a voluntary premium assistance program for individuals above age 21 with access to cost effective employer sponsored insurance that meets qualification criteria.⁹⁰

Indiana does not offer non-emergency transportation for the first year of the demonstration.

In addition to health benefits coverage, individuals who contribute to a Personal Wellness and Responsibility (POWER) account have access to additional benefits. Contributions to a POWER account are a condition of eligibility for those with incomes above 100 percent of the FPL.⁹¹ Funds in the POWER accounts are used to pay for some of beneficiaries' health care expenses. With the exception of inappropriate use of the emergency room fee, no other cost sharing is charged under the HIP Plus component.

Those enrolled in HIP Basic are subject to copayments. These copayments are consistent with the Medicaid cost sharing rule and must include the automated tracking of the five percent monthly or quarterly aggregate cap. Indiana had the following co-payments approved:

⁸⁹ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Iowa Marketplace Choice Plan - Section 1115 Demonstration Fact Sheet*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/ia/ia-marketplace-choice-plan-fs.pdf> (last visited: Mar. 9, 2015).

⁹⁰ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, *Healthy Indiana Plan 2.0 Section 1115 Medicaid Demonstration Fact Sheet (January 27, 2015)*, <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/in/Healthy-Indiana-Plan-2/in-healthy-indiana-plan-support-20-fs.pdf> (last visited: Mar. 7, 2015).

⁹¹ U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, Approval Letter and Special Terms and Conditions (January 27, 2015) <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/1115/downloads/in/Healthy-Indiana-Plan-2/in-healthy-indiana-plan-support-20-ca.pdf> (last visited Mar. 7, 2015).

Indiana HIP Basic Co-Pay Schedule⁹²	
Service	Per Visit/Service
Preventive Care Services (including family planning and maternity services)	\$0
Outpatient Services	\$4
Inpatient Services	\$75
Preferred Drugs	\$4
Non-Preferred Drugs	\$8
Non-Emergent ER Use (HIP Basic and HIP Plus)	\$8 - 1st visit \$25 - Recurrent

Enrollees above 100 percent of the FPL who do not make contributions or who cease transition to the HIP Basic program after a 60-day grace period are disqualified from the HIP Plus program for six months.⁹³ There are exceptions to the lock-out period for the medically frail and other special circumstances.

Indiana Maximum Monthly POWER Contributions⁹⁴					
<5% FPL	<22%	22% - 50%	51% -75%	76%-100%	101%-138%
\$1	\$4.32	\$9.82	\$14.72	\$19.62	\$27.39
<ul style="list-style-type: none"> - Represents approximately 2% of enrollee’s income; - When enrollee leaves the program, the member amount is refunded to the member; and - When enrollee remains in the program, the member portion rolls over at the end of the year; can double if member completes required preventive services. 					

The POWER accounts function like a health savings account and hold both beneficiary and state contributions. The POWER account funds pay for the first \$2,500 in claims; claims beyond that amount are covered through capitation or other payments made by the state.⁹⁵ The funds are not for copayments under the HIP Plus accounts. For HIP Link enrollees, the POWER account funds are used to pay premium and cost sharing amounts.⁹⁶

Employers and other third parties are also permitted to contribute to POWER accounts. It is the managed care organization’s responsibility to issue the POWER card to each enrollee upon enrollment and to track all of the contributions.⁹⁷

Outside of this demonstration, Indiana will offer a separate work search and job training program to encourage employment called Gateway to Work for those enrollees who choose to participate. Health coverage under Medicaid will not be affected.⁹⁸

⁹² Id at 35 and 36.

⁹³ Id.

⁹⁴ Healthy Indiana Plan 2.0, Presentation to Senate Health Policy Committee (March 4, 2015), slides 16 & 17 (on file with the Senate Committee on Health Policy).

⁹⁵ *Supra* Note 108, at 26.

⁹⁶ Id.

⁹⁷ *Supra* Note 108, at 30.

⁹⁸ *Supra* Note 108, at 3.

III. Effect of Proposed Changes:

Florida Health Insurance Affordability Exchange Program (Sections 1-14)

The bill directs the Division of Law Revision and Information to rename part II of chapter 409, Florida Statutes, as “Insurance Affordability Programs,” instead of “Kidcare,” and to incorporate the newly created sections of ss. 409.720-409.731, F.S., under this part. The “Florida Health Insurance Affordability Exchange Program” or “FHIX” is established under ss. 409.720 through 409.731, Florida Statutes, as a new program under part II of ch. 409, F.S.

The FHIX program is placed within the Agency for Health Care Administration (AHCA) for the purpose of assisting Floridians in purchasing health benefits coverage and gaining access to health services. The FHIX is based on seven principles:

- Fair Value;
- Consumer Choice;
- Simplicity;
- Portability;
- Promotes Employment;
- Consumer Empowerment; and
- Risk Adjustment.

Definitions specific for the FHIX program are:

- “Agency” means the Agency for Health Care Administration;
- “Applicant” means an individual who applies for determination of eligibility for health benefits coverage under this part;
- “Corporation” means Florida Health Choices, Inc.;
- “Enrollee” means an individual who has been determined eligible for and is receiving health benefits coverage under this part;
- “Florida Health Insurance Affordability Exchange” or “FHIX” means the program created under ss. 409.720-409.731, F.S.;
- “Florida Healthy Kids Corporation” means the entity created under s. 624.91, F.S.;
- “Florida Kidcare Program” or “Kidcare” means the program created under ss. 409,810-409.821, F.S.;
- “Health benefits coverage” means the payment of benefits for covered health care services or the availability, directly or through arrangements with other persons, of covered health care services on prepaid or per capita basis or a prepaid aggregate fixed sum basis;
- “Inactive status” means the enrollment status of a participant previously enrolled in health benefits coverage in the FHIX marketplace, who lost coverage through non-payment, but maintains access to his or her balance in a health savings account or health reimbursement account;
- “Medicaid” means the medical assistance program authorized by Title XIX of the Social Security Act, and regulations thereunder, and part III and IV of ch. 409, F.S., as administered by the AHCA;
- “Modified adjusted gross income” means the individual’s or household’s adjusted gross income as defined in s. 36B(d)(2) of the Internal Revenue Code of 1986 and which is used to determine eligibility for FHIX;

- “Patient Protection and Affordable Care Act” or “Affordable Care Act” means Public Law No. 111-148, as further amended by the Health Care and Education Reconciliation Act of 2010, Public Law 111-152, and amendments to, and regulations or guidance under, those acts;
- “Premium credit” means the monthly amount paid by the AHCA per enrollee in the FHIX toward health benefits coverage;
- “Qualified alien” means an alien as defined in 8 U.S.C. s. 1641(b) or (c);⁹⁹ and
- “Resident” means a United States citizen or qualified alien who is domiciled in this state.

Eligibility

In order to participate in the FHIX, s. 409.723, F.S. establishes that an individual must be a resident and must also meet the following requirements, as applicable:

- Qualify as a newly eligible enrollee as described in s. 1902(a)(10)(A)(i)(VIII) of the Social Security Act or s. 2001 of the Affordable Care Act and as may be further defined by federal regulation;
- Meet and maintain the responsibilities under participant responsibilities; and
- Qualify as a participant in the Florida Healthy Kids program under s. 624.91, F.S., subject to the implementation of Phase Three under s. 409.727, F.S.

A “newly eligible enrollee” as described above is an adult between the ages of 19 and 64 whose income is at or below 133 percent of the FPL based on a modified adjusted gross income or MAGI. This includes parents and childless adults who may not have previously qualified for Medicaid.

Enrollment

To enroll in FHIX, applicants will apply using the same process used today for Medicaid eligibility through the Department of Children and Families (DCF). The DCF is responsible for processing applications, determining eligibility and transmitting information to the AHCA or the corporation, depending on the phase on each applicant’s eligibility status. An application is only deemed complete when it has met all of the requirements under participant responsibilities.

The DCF will also be responsible for corresponding with the participant on an ongoing basis regarding the participant’s status and shall review the eligibility status at least every 12 months.

Participant Rights

A participant has certain rights under FHIX:

- Access to the FHIX marketplace to select the scope, amount, and type of health care coverage and services to purchase;
- Continuity and portability of coverage to avoid disruption of coverage and other health care services when the participant’s economic circumstances change;

⁹⁹ “Qualified alien” means an alien as defined in s. 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended, Pub. L. No. 104-193.

- Retention of unspent credits in the participant’s health savings or health reimbursement account following a change in the participant’s eligibility status. Credits are maintained for an inactive status participant for up to five years after the participant enters inactive status;
- Ability to select more than one product or plan on the FHIX marketplace; and
- The choice of at least two health benefits products that meet the requirements of the Affordable Care Act.

Participant Responsibilities

A participant under the FHIX program also has certain responsibilities to remain enrolled or in active status:

- Complete an initial application for health benefits coverage and annual renewal process that includes proof of employment, on-the-job training, or placement activities, or pursuit of educational opportunities at certain hourly levels based on status;
- Learn and remain informed about the choices available on the FHIX marketplace and the uses of credit in the individual accounts;
- Execute a contract with the DCF that acknowledges that FHIX is not an entitlement, state and federal funding may end at any time, failure to pay cost sharing may result in a transition to inactive status, and noncompliance with other requirements may also result in a transition to inactive status;
- Select plans and other products in a timely manner;
- Comply with program rules and prohibitions against fraud;
- Make monthly premium payments and other cost sharing by their respective deadline; and
- Meet minimum coverage requirements by selecting a high deductible health plan combined with a health savings or health reimbursement account if not selecting a plan with more extensive coverage.

Beginning with Phase Two, requirements for employment, on-the-job training, or pursuit of educational opportunities will be implemented. Minimum hourly rates will vary by a participant’s individual circumstances in order to maintain an active status on the FHIX marketplace. For a parent of a child younger than 18, the minimum hourly requirements for pursuit of these activities or employment is 20 hours weekly. For a childless adult, the minimum weekly hourly requirement is 30. A disabled adult or the caregiver of a disabled child or adult may seek an exemption from these requirements through the corporation on an annual basis.

Cost Sharing

Enrollees are required to make monthly premium payments to maintain their health benefits coverage on the FHIX marketplace. Premiums are assessed based on the enrollee’s modified adjusted gross income and the maximum monthly premiums as follows:

FPL	<22	22% - 50%	>50%-75%	>75%-100%	>100%
Amount	\$3	\$8	\$15	\$20	\$25

Depending on the products and services selected by the enrollee, he or she may incur additional cost sharing, such as copayments, deductibles, or other out of pocket costs. An enrollee may also be charged an inappropriate emergency room fee of \$8 for the first visit and up to \$25 for any

subsequent visit, based on the plan selected by the enrollee. Cumulative annual cost sharing, however, may not exceed five percent of the enrollee's annual modified adjusted gross income.

If after a 30-day grace period, a full premium payment has not been received, the enrollee will be transitioned to an inactive status and may not re-enroll to active status for 6 months, unless a hardship exemption has been granted under the Medicaid Fair Hearing Process.

Available Assistance

Under s. 409.724, F.S., participants under FHIX receive a standard credit amount equivalent to the applicable risk-adjusted capitation rate paid to Medicaid managed care plans. Subject to federal approval, additional resources could be made available to supplement the standard credit amount and be made available to FHIX enrollees in the future and incorporated into FHIX.

In addition to the standard health benefits provided, the corporation must also offer each enrollee access to an individual account that qualifies as a health reimbursement or health savings account. Unexpended funds from the monthly premium credit must be placed in the account, as well as credits earned from healthy behaviors, adherence to wellness plans, or compliance with disease management plans. Funds in these accounts may be used to pay cost sharing obligations or to purchase other health-related items, as permitted under federal law. This account may be retained for up to five years after a participant moves into inactive status.

The enrollee or other third parties may also make contributions to the enrollee's account to supplement the premium credit or other earned credits. The enrollee may not withdraw as a refund any funds except those funds the enrollee has deposited into his or her own account.

Choice counseling will be coordinated by the AHCA and the corporation for the FHIX. The choice counseling program must ensure the enrollees have information about the FHIX marketplace program, the products and services, who to call for questions, or to make plan selections. The program will also provide culturally sensitive materials that take into consideration the projected participating populations. The corporation is also required to encourage licensed insurance agents to identify and assist eligible enrollees. The bill specifically does not prohibit insurance agents from receiving usual and customary commissions from insurers and health maintenance organizations that offer plans in the FHIX marketplace.

An ongoing education campaign coordinated by the AHCA, the corporation, and the Florida Healthy Kids Corporation must include:

- How the transition process to the FHIX marketplace will occur and the timeline for the enrollee's specific transition;
- Plans that are available and how to research information about available plans;
- Information about other available insurance affordability programs for the individual and his or her family;
- Information about health benefits coverage, provider networks, and cost sharing for available plans in each region;
- Information on how to complete the required annual renewal process, including renewal dates and deadlines; and

- Information on how to update eligibility if the participant's data have changed since his or her last renewal or application date.

Beginning in Phase Two (January 1, 2016), the Florida Healthy Kids Corporation will provide customer support for the FHIX marketplace. Customer support will include:

- A toll-free number;
- A web site in multiple languages;
- General program information;
- Financial information, including enrollee premiums; and
- Customer service and status reports on enrollee premiums;

The corporation is required to inform participants who transition to inactive status about other insurance affordability options and to electronically refer such enrollees to the federal exchange or other programs, as appropriate.

Available Products and Services

Section 409.725, F.S., requires the FHIX marketplace to offer the following products and services:

- Authorized products and services that are offered on the Florida Health Choices, Inc., marketplace (409.910, F.S.);
- Medicaid managed care plans under part IV of ch. 409, F.S., that qualify to participate;
- Authorized products under the Florida Healthy Kids Corporation; and
- Employer-sponsored plans.

Program Accountability

The plans and products that participate in FHIX will be required to meet certain accountability standards under s. 409.726, F.S. All managed care plans must collect and maintain encounter data in the same manner as under Statewide Medicaid Managed Care and will be subject to the accompanying penalties under s. 409.967(2)(h)2, F.S., for the failure to meet those standards. The AHCA will be responsible for the collection and maintenance of that data.

The corporation and the AHCA will work together to develop network and access standards for FHIX contract standards and to develop coverage quality standards for the adult population.

The bill establishes specific performance standards for the DCF for the processing of applications, both initial applications and renewals. The AHCA, the DCF, and the Florida Healthy Kids Corporation must conduct an annual satisfaction survey for the FHIX marketplace which may be incorporated into the annual report. Enrollment reports must be posted online monthly.

An annual report is due by July 1 to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The minimum components of the report include enrollment and application data, customer satisfaction, utilization and cost data, enrollee use of funds in reimbursement accounts, types of plans and products purchased, and recommendations for program improvement.

Implementation Schedule

The implementation schedule for FHIX is based on each phase passing a readiness review before implementation under s. 409.727, F.S. The AHCA is identified as the lead agency for FHIX, as the state’s designated Medicaid agency. The AHCA, the corporation, the DCF, and the Florida Healthy Kids Corporation are directed to begin implementation upon SB 7044 becoming law, with statewide implementation of the FHIX marketplace by January 1, 2016.

Implementation Activities			
Phase	Start Date	Activities	Enrollee Requirements
Readiness	Effective Date - Ongoing Based on Phase/Region	Implementation Activities	None
One	July 1, 2015	-Enroll newly eligible, low-income, uninsured into Medicaid managed care plans -Corporation readies for implementation of FHIX marketplace for Phase Two -Healthy Kids prepares for customer service, financial support and choice counseling in Phase Two and Three	-Complete application -Select MMA plan -Utilize health savings or health reimbursement account
Two	January 1, 2016*	1. Enroll newly eligible, low-income, uninsured into FHIX 2. Transition Phase One enrollees from MMA plans to FHIX by April 1, 2016 3. Renew existing enrollees at annual enrollment date 3. Healthy Kids prepares to transition enrollees to FHIX under Phase Three	-Complete application -Meet work or educational requirements or seek an exemption -Pay required premium or transition to inactive status -Select plans products, or services from FHIX -Execute contract -Comply with program rules -Meet minimum coverage requirements -Utilize health savings or health reimbursement account

Implementation Activities			
Phase	Start Date	Activities	Enrollee Requirements
Three	July 1, 2016*	1. Enroll newly eligible, low-income, uninsured into FHIX 2. Renew existing enrollees at annual enrollment date 3. Healthy Kids transitions enrollees to FHIX under Phase Three	-Complete application -Meet work or educational requirements or seek an exemption -Pay required premium or transition to inactive status -Select plans products, or services from FHIX -Execute contract -Comply with program rules -Meet minimum coverage requirements -Utilize health savings or health reimbursement account

**Phase Two implementation is contingent upon federal approval*

Under s. 409.729, F.S., a FHIX Workgroup is created to facilitate the implementation of the program and to plan for a multi-year reorganization of the state’s insurance affordability programs. The Workgroup is chaired by a representative of the AHCA and includes two additional representatives from the AHCA, plus two representatives each from the DCF, the corporation, and the FHKC.

Before implementation of any phase, the AHCA shall conduct a readiness review in consultation with the FHIX Workgroup. The AHCA must determine that the region has satisfied the following milestones, at a minimum:

- Functional readiness of the service delivery platform for the phase;
- Plan availability and presence of plan choice;
- Provider network capacity and adequacy of the available plans in the region;
- Availability of customer support; and
- Other factors critical to the success of FHIX.

Phase One begins on July 1, 2015, and requires the AHCA, corporation, and the Florida Healthy Kids Corporation to coordinate activities. To be eligible during this phase, an enrollee is only required to meet the definition of “newly eligible.” An enrollee is not be required to meet the work or educational search requirements or make premium payments during this phase.

Responsibilities of Agencies by Implementation Phase			
Activity	Phase One	Phase Two	Phase Three
Eligibility Determination	DCF	DCF	DCF
Benefits/Plan Delivery	AHCA	FHIX	FHIX
Choice Counseling	AHCA	Healthy Kids	Healthy Kids
Customer Service	AHCA	Healthy Kids	Healthy Kids
Financial Service	AHCA	Healthy Kids	Healthy Kids
Program Oversight	AHCA	AHCA	AHCA

Enrollees in Phase One receive benefits and services through the Medicaid managed care plans in part IV of this chapter. At least two plans per region will be available to an enrollee to select from during this phase. Choice counseling and customer service will be provided by the AHCA.

Phase Two’s implementation is contingent upon federal approval and is planned to start no later than January 1, 2016. Participants will enroll or transition from Medicaid managed care plans to services and products on the FHIIX marketplace. To be eligible during this phase, an enrollee must be “newly eligible,” meet the work or educational search requirements, learn and be informed of the FHIIX marketplace choices, execute a DCF contract, select plans in a timely manner, comply with all program rules and prohibitions, make monthly premium payments and any other cost sharing payments, and meet minimum coverage requirements.

Enrollees moving from Phase One coverage must complete the process by April 1, 2016, or they will transition to inactive status. There is no automatic enrollment in the FHIIX. Choice counseling during Phase Two will be provided in coordination by the AHCA and the corporation with customer support by the Florida Healthy Kids Corporation.

Phase Three begins no later than July 1, 2016, with the transition of Healthy Kids enrollees to the FHIIX marketplace. Healthy Kids enrollees must meet the eligibility requirements of Phase Two enrollees and be eligible for the Healthy Kids program under s. 624.91, F.S. A Healthy Kids enrollee who selects a FHIIX marketplace plan will be provided a premium credit equal to the average capitation rate paid in his or her county of residence in the Healthy Kids program as of June 30, 2016. An enrollee will be responsible for any difference in costs. Any unexpended funds from the premium credit may be used on the FHIIX marketplace for supplemental benefits.

The corporation is required is to notify enrollees of their premium credit amounts and how to access the FHIIX marketplace selection process. Customer service and choice counseling services will also be provided.

Program Operation and Management

In order to implement the FHIIX program, several agencies and two non-profit corporations created by the state have specific responsibilities under the newly created s. 409.728, F.S.:

Specific Program Operations and Management Duties for FHIIX			
Agency for Health Care Admin.	Dept. of Children and Families	Florida Health Choices, Inc.	Florida Healthy Kids
Contract with Fla Health Choices for FHIIX for implementation, development and administration and release of funds	Coordinate with other agencies and corporations	Begin implementation of FHIIX in Phase One	Retain duties in Phase One and Two
Administer Phase One	Determine eligibility and renewals	Implement FHIIX for Phase Two and Three	Provide customer service to FHIIX

Specific Program Operations and Management Duties for FHIX			
Agency for Health Care Admin.	Dept. of Children and Families	Florida Health Choices, Inc.	Florida Healthy Kids
Provide administrative support to FHIX Workgroup	Transmit eligibility determinations to AHCA and corporation	Offer health benefits coverage compliant with PPACA	Collect and transfer family funds to FHIX
Transition Phase One Enrollees to FHIX no later than April 1, 2016		Offer at least 2 plans at each metal level	Conduct financial reporting
Transmit enrollee information to FHIX		Provide opportunity for MMA plans to participate on FHIX in Phase Three	Coordinate activities with partner agencies
With Phase Two, determine risk adjusted rates annually based on specific statutory criteria		Offer enhanced or customized benefits	
Transfer funds to FHIX for premium credits		Provide sufficient staff and resources	
Encourage Medicaid Managed Assistance (MMA) plans to participate on FHIX		Provide opportunity for Healthy Kids plans to participate at FHIX	

Long Term Reorganization

The FHIX Workgroup is required to hold its first organizational meeting within 30 days after the effective date of this act and to meet at least bimonthly. The responsibilities of the Workgroup include:

- Recommend a Phase Two implementation plan no later than October 1, 2015;
- Review network and access standards for plans and products;
- Assess readiness and recommend actions needed to reorganize the state’s insurance affordability programs for each phase or region;
- Recommend any proposed change to Title XIX-funded or Title XXI-funded programs based on the availability of federal funding;
- Identify duplication of services among the corporation, the AHCA, and the FHKC currently and under FHIX’s proposed Phase Three program;
- Evaluate fiscal impacts based on proposed Phase Three transition plan;
- Compile schedule of impacted contracts, leases, and other assets;
- Determine staff requirements for Phase Three; and

- Develop and present a final transition plan no later than December 1, 2015, to the Governor, President of the Senate, and Speaker of the House of Representatives.

Federal Authorities

The bill authorizes the AHCA to seek federal approval to implement FHIX. Obtaining federal approval may be a multi-step process.

The bill establishes triggers for expiration of the FHIX program under certain conditions. FHIX expires at the end of Phase One if the state does not receive federal approval for Phase Two or at the end of the state fiscal year in which any of these conditions occur:

- Federal match contribution falls below 90 percent;
- Federal match contribution falls below the increased Federal Match Assistance Percentage for medical assistance for newly eligible mandatory individuals as specified in the Affordable Care Act; or
- Federal match for the FHIX program and the Medicaid program are blended under federal law or regulation in such a manner that causes the overall federal contribution to diminish when compared to separate, non-blended federal contributions.

Florida Health Choices Program

The bill revises s. 408.910, F.S., to recognize the role the corporation will play in the FHIX marketplace. The bill makes the necessary changes to authorize the corporation to offer the products and services to the newly eligible population under the FHIX.

Definitions are added to include the “Florida Health Insurance Affordability Exchange Program” or “FHIX” and to include the potential availability of Medicaid managed care plans under the existing definition of “Insurer.” A definition for the “Patient Protection and Affordable Care Act” or “Affordable Care Act” is also added.

In the list of services to individual participants that the corporation currently provides, two new services have been added:

- Health benefits coverage information about health insurance plans compliant with the Affordable Care Act; and
- Consumer assistance and enrollment services for the FHIX.

The bill includes a modification that recognizes that not all enrollees may have the option of payroll deduction. The bill clarifies that surcharges may not be assessed on products or services sold on the FHIX marketplace. A separate reference to the FHIX marketplace has been created within the statute from the existing Florida Health Choices marketplace to distinguish the process, enrollment periods, and differing limits.

Authority has been granted to the corporation to collect contributions from third parties and governmental entities, to administer the FHIX program, and to coordinate with the AHCA, the DCF and FHKC on the transition plan for FHIX and any subsequent transition activities. Participation in the FHIX marketplace may begin at any time and is not limited to an open enrollment period.

Florida Healthy Kids Corporation (Sections 17 and 18)

The bill revises s. 624.91, F.S., the “William G. ‘Doc’ Myers Healthy Kids Corporation Act.” Obsolete language is deleted throughout the act.

Healthy Kids’ authorizations, duties, and powers are amended to include:

- Collect premiums for the Florida Health Insurance Affordability Exchange program;
- Contract with other insurance affordability programs and FHIX to provide customer service other enrollment-focused services;
- Develop performance metrics annually for administrative functions, contracting with vendors, customer service, enrollee education, financial services, and program integrity; and
- Modify the health plan medical loss ratio to include dental and include calculations consistent with federal regulation.

Under the bill, effective July 1, 2016, health and dental services contracts of Healthy Kids must transition to the FHIX marketplace. Qualifying plans may enroll as vendors on FHIX to maintain continuity of care for Healthy Kids’ participants.

Quarterly full-pay enrollment and utilization comparison information is required to be provided online. Current law does not specify how the information may be provided.

The board of directors is re-configured with the chair being an appointee designated by the Governor and composed of 12 other members appointed by the Governor and confirmed by the Senate for three-year terms. The board members serve at the pleasure of the Governor. Those members who are serving as of the effective date of this act may remain on the board until January 1, 2016.

Healthy Kids is also directed to confer with the AHCA, the DCF, and the corporation to develop transition plans for FHIX.

The Operating Fund of the Florida Healthy Kids Corporation has never been separately funded. Under the bill, the Operating Fund is repealed effective upon the bill becoming law.

The Medically Needy Program (Section 16)

The bill amends s. 409.904(2), F.S., to require that, effective October 1, 2015, persons eligible under the Medically Needy program will be limited to children under the age of 21 and pregnant women. The bill also provides that the Medically Needy program will expire on October 1, 2019.

Other Provisions (Sections 14, 19)

The bill directs the Division of Law Revision and Information to replace the phrase “the effective date of this act” wherever it occurs with the date the act becomes law.

The bill takes effect upon becoming a 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:

CS/SB 7044 may provide cost saving to Floridians and stimulate economic growth. The following two organizations have published estimates:

- The Florida Chamber of Commerce estimates that Florida's families and business pay \$1.4 billion in hidden health care taxes to cover the costs of the uninsured.¹⁰⁰ As an example, the Chamber has estimated that every insured Floridian pays about \$2,000 for every hospital stay to cover the cost of the uninsured.¹⁰¹
- The Florida Hospital Association (FHA) has also conducted research on the impact of extending health insurance coverage to this population. By covering 1 million or more Floridians, the FHA has projected 121,000 new jobs, savings of more than \$2.5 billion in state general revenue, and \$541 million a year in local government revenue.¹⁰²

The Affordable Care Act imposes an employer mandate effective in 2015 for businesses that employ 100 or more people. Those employers must provide affordable health insurance coverage or face penalties of \$2,000 or \$3,000 per person. This may also have an impact on Florida's economy if additional options are not available and more individuals are not covered.¹⁰³

¹⁰⁰ Florida Chamber of Commerce, *Smarter Healthcare Coverage in Florida*, p.3, <http://www.flchamber.com/wp-content/uploads/FL-Chamber-Plan-for-Smarter-Healthcare-Coverage.pdf> (last visited Mar. 8, 2015).

¹⁰¹ Id.

¹⁰² Florida Hospital Association, *A Healthy Florida Works*, <http://ahealthyfloridaworks.com/v6/wp-content/uploads/2014/10/AHealthyFloridaIGv10.pdf> (last visited Mar. 8, 2015).

¹⁰³ Id.

C. Government Sector Impact:

The Medically Needy Program and Other Health Care Related Programs

A shift of individuals who receive health care services through the Medically Needy program into comprehensive medical insurance at a higher federal match rate may generate savings in general revenue or Tobacco Settlement funds that could be utilized to offset costs in the program in the long-term.

However, for children, states are required to maintain Medicaid eligibility levels that were in place when the PPACA was enacted through September 30, 2019, which includes children eligible for Medically Needy. Furthermore, the federal Medicaid program requires that if a state provides Medically Needy services for anyone, children and pregnant women must be eligible. Under these requirements, Medically Needy eligibility for both children and pregnant women must be maintained in Florida until October 1, 2019.¹⁰⁴

Roughly 13.4 percent of persons receiving Medically Needy services in Florida are children or pregnant women, and roughly 83 percent of all Medically Needy enrollees have incomes below 138 percent of the federal poverty level and might be eligible to for coverage under the FHIX.¹⁰⁵

Further savings could be generated in certain programs that currently provide health-related services to portions of the prospective FHIX population, such as mental health and substance abuse services provided by the DCF and the Aids Drugs Assistance Program within the Department of Health. Such savings would be based on the proportion of these services associated with individuals under 138 of FPL who enroll in the FHIX.

State Government Agencies and Corporations Implementing the FHIX

The Agency for Health Care Administration (AHCA), the Department of Children and Families (DCF), and the two state-created, non-profit corporations – Florida Health Choices, Inc., and the Florida Healthy Kids Corporation – affected by the bill have provided fiscal analyses of the recurring and non-recurring costs of development, implementation, and maintenance of the FHIX marketplace.

For Fiscal Year 2015-2016, the aggregate costs to implement the FHIX are estimated to be approximately \$2.82 billion, including federal funds and approximately \$12 million of general revenue. In Fiscal Year 2016-2017, the aggregate costs are estimated to be approximately \$3.7 billion, including federal funds and approximately \$118.5 million of general revenue. These estimates are described below.

¹⁰⁴ Email received from the Agency for Health Care Administration by staff of the Senate Appropriations Subcommittee on Health and Human Services, March 13, 2015, on file with subcommittee staff.

¹⁰⁵ Based on enrollment figures provided by the AHCA to staff of the Senate Appropriations Subcommittee on Health and Human Services, March 2013, on file with subcommittee staff.

Agency for Health Care Administration

In its expenditure estimates, the AHCA assumed that 79.7 percent of the newly eligible population will actually enroll in the FHIX, which is based on historical Medicaid program experience. A phase-in of 50 percent for Fiscal Year 2015-2016 is assumed. The AHCA estimates a total of approximately 968,672 newly eligible individuals, with 386,016 persons enrolling in Fiscal Year 2015-2016. The majority of these individuals are childless adults (679,325), with 270,711 childless adults enrolling in Fiscal Year 2015-2016.

The AHCA also estimates that there will also be a “crowd out” population, i.e. individuals who are currently purchasing insurance directly from an insurance company who will terminate their current coverage and enroll in the FHIX. A phase-in of 40 percent for Fiscal Year 2015-2016 is assumed. A total of 155,757 crowd-out individuals is estimated, with 62,303 enrolling in Fiscal Year 2015-2016.

The AHCA also included costs associated with the Health Insurance Provider Fee (HIPF) at a fee load of 2.5 percent per year. The HIPF is a federal fee imposed under the PPACA on the premiums collected by most insurers and managed care plans providing health coverage. States are required to account for this fee for managed care plans that are contracted to provide health care services to Medicaid enrollees.

The AHCA estimates that total coverage expenditures will be approximately \$2.8 billion in Fiscal Year 2015-2016, with approximately \$2.4 billion associated with the newly eligible population and approximately \$379 million associated with crowd-out. All of these costs will be covered by federal matching funds in Fiscal Year 2015-2016.

For Fiscal Year 2016-2017, total coverage expenditures are estimated to be approximately \$3.7 billion, with approximately \$3.3 billion associated with the newly eligible and \$388 million associated with crowd-out. Under the PPACA, 97.5 percent of these costs will be covered by federal match, leaving a cost of approximately \$91.3 million to be covered by the state.

The AHCA advises that the bill creates the need for additional resources at the agency, such as additional contracted actuarial services for the calculation and maintenance of risk adjusted rates and premium assistance in the amount of \$500,000 per year, 50 percent of which is covered by federal match.

Additional choice counseling and enrollment broker services will be needed to support the FHIX population. For Fiscal Year 2015-2016, the need is estimated at \$6.2 million, 50 percent of which is covered by federal match. Cost estimates for these services are still being calculated for subsequent fiscal years.

The AHCA also advises that the agency’s Florida Medicaid Management Information System (FMMIS) will need to be enhanced due to the increase workload created by FHIX enrollees. A rough estimate indicates the cost could be approximately \$600,000 for Fiscal Year 2015-2016, 50 percent of which is covered by federal match. The AHCA estimates

that \$850,000 will be needed in Fiscal Year 2016-2017 and \$1.2 million in Fiscal Year 2017-2018 to implement FMMIS enhancements, again with a 50 percent federal match. It is possible that the federal government might provide a 90 percent match rate for these costs since they are associated with the PPACA, but that is uncertain at this time.

Department of Children and Families

The DCF estimates that the bill requires an additional 120 eligibility or case management staff to process and maintain an estimated 487,996 applicants during the first year of the FHIX, based on the DCF's assumption that approximately 60 percent of individuals in the state's current 813,327 food assistance households are projected to qualify as newly eligible for coverage. For nonrecurring expenses, the DCF estimate includes costs for furniture and equipment for the additional FTEs and a one-time mass-mailing to the affected individuals.¹⁰⁶

The DCF also projects the need for additional budget authority for information technology enhancements; however, the final estimate for this enhancement is not yet known. Information technology costs also include creating an interface with Florida Health Choices and new eligibility rules for a new Medicaid group.

Federal match for costs associated with Medicaid eligibility staff is 75 percent, and the match for the costs of information system development is 90 percent.¹⁰⁷

The DCF estimates second-year costs based on a workload impact created by the remaining 40 percent of food assistance eligible individuals seeking benefits. The DCF seeks an additional 78 FTEs to handle the increased caseload in year two.

Florida Health Choices

For Florida Health Choices, the corporation expects to incur costs for temporary staff, software licensure, and technical implementation in the first year that will not be incurred in the second year. Costs for both years will include salaries and benefits for new employees, various expenses, enrollment management, and management of health savings accounts. Second year costs reflect the transition of enrollees from Phase One to Phase Two and increased management responsibilities.

Florida Healthy Kids Corporation

The Florida Healthy Kids Corporation will incur third-party administrator (TPA) costs for its responsibilities relating to customer service, financial services, and IT infrastructure for the provision of enrollment support for the FHIX marketplace housed at Florida Health Choices.

The chart below summarizes the estimated costs to the four entities:

¹⁰⁶ Florida Department of Children and Families, *2015 Agency Bill Analysis - SPB 7044* (Mar. 9, 2015) p.5, (on file with the Senate Committee on Health Policy).

¹⁰⁷ *Id* at 6.

	Year One Total	Federal Match	State Share	Year Two Total	Federal Match	State Share
AHCA						
FHIX Coverage	\$2,797,672,693	\$2,797,672,693		\$3,651,074,161	\$3,559,797,307	\$91,276,854
Actuarial Services	\$500,000	\$250,000	\$250,000	\$500,000	\$250,000	\$250,000
Choice Counseling	\$6,200,000	\$3,100,000	\$3,100,000	\$6,200,000	\$3,100,000	\$3,100,000
FMMIS Upgrade	\$600,000	\$300,000	\$300,000	\$850,000	\$425,000	\$425,000
AHCA Total	\$2,804,972,693	\$2,801,322,693	\$3,650,000	\$3,658,624,161	\$3,563,572,307	\$95,051,854
DCF						
Salaries and Benefits	\$4,455,355	\$3,341,516	\$1,113,839	\$2,896,690	\$2,172,518	\$724,173
Expenses – Recurring	\$1,335,499	\$1,001,624	\$333,875	\$878,740	\$659,055	\$219,685
Expenses – non- Recurring	\$707,030	\$530,273	\$176,758	\$301,068	\$225,801	\$75,267
Human Resources Charge	\$41,280		\$41,280	\$26,832		\$26,832
Computer expenses	\$1,000,000	\$900,000	\$100,000			
DCF Total	\$7,539,164	\$5,773,413	\$1,765,751	\$4,103,330	\$3,057,374	\$1,045,957
FHC						
FHC base annual expenditures	\$700,000		\$700,000	\$700,000		\$700,000
Salaries and Benefits	\$786,000	\$393,000	\$393,000	\$786,000	\$196,500	\$589,500
Temporary Staff	\$125,000	\$62,500	\$62,500			
Expenses	\$273,300	\$136,650	\$136,650	\$235,800	\$117,900	\$117,900
Software License	\$300,000	\$150,000	\$150,000			
Technical Implementation	\$200,000	\$100,000	\$100,000			
Enrollment Management	\$4,034,871	\$2,017,436	\$2,017,436	\$16,397,140	\$8,198,570	\$8,198,570
Health Savings Account Management	\$2,017,436	\$1,008,718	\$1,008,718	\$8,198,570	\$4,099,285	\$4,099,285
FHC Total	\$8,436,607	\$3,868,304	\$4,568,304	\$26,317,510	\$12,612,255	\$13,705,255
FHKC						
TPA Costs for FHC Enrollment	\$3,763,152	\$1,881,576	\$1,881,576	\$17,372,384	\$8,686,192	\$8,686,192
	Year One	Federal Match	State Share	Year Two	Federal Match	State Share
GRAND TOTALS	\$2,824,711,616	\$2,812,845,986	\$11,865,631	\$3,706,417,385	\$3,587,928,127	\$118,489,258

Note: State share is assumed to be paid from general revenue.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 408.910, 409.904, and 624.91.

This bill creates the following sections of the Florida Statutes: 409.720 through 409.731.

This bill repeals the following sections of the Florida Statutes: 408.70 and 624.915.

IX. 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 March 25, 2015:

The committee substitute:

- Provides that, effective October 1, 2015, persons eligible under the Medically Needy program will be limited to children under the age of 21 and pregnant women, and that the Medically Needy program will expire October 1, 2019.
- Clarifies aspects of participant responsibilities under the FHIX program but does not substantively amend those responsibilities;
- Requires Florida Health Choices, Inc., to encourage licensed insurance agents to identify and assist individuals who enroll in the FHIX program and provides that the bill does not prohibit licensed insurance agents from receiving usual and customary commissions from insurers and health maintenance organizations the offer plans in the FHIX marketplace; and
- Requires that, effective October 1, 2015, no new enrollees over the age of 20 may be enrolled in the Medically Needy program under Medicaid.

B. Amendments:

None.

By the Committee on Health Policy

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1 A bill to be entitled
 2 An act relating to a health insurance affordability
 3 exchange; creating s. 409.720, F.S.; providing a short
 4 title; creating s. 409.721, F.S.; creating the Florida
 5 Health Insurance Affordability Exchange Program or
 6 FHIX in the Agency for Health Care Administration;
 7 providing program authority and principles; creating
 8 s. 409.722, F.S.; defining terms; creating s. 409.723,
 9 F.S.; providing eligibility and enrollment criteria;
 10 providing patient rights and responsibilities;
 11 providing premium levels; creating s. 409.724, F.S.;
 12 providing for premium credits and choice counseling;
 13 establishing an education campaign; providing for
 14 customer support and disenrollment; creating s.
 15 409.725, F.S.; providing for available products and
 16 services; creating s. 409.726, F.S.; providing for
 17 program accountability; creating s. 409.727, F.S.;
 18 providing an implementation schedule; creating s.
 19 409.728, F.S.; providing program operation and
 20 management duties; creating s. 409.729, F.S.;
 21 providing for the development of a long-term
 22 reorganization plan and the formation of the FHIX
 23 Workgroup; creating s. 409.730, F.S.; authorizing the
 24 agency to seek federal approval; creating s. 409.731,
 25 F.S.; providing for program expiration; repealing s.
 26 408.70, F.S., relating to legislative findings
 27 regarding access to affordable health care; amending
 28 s. 408.910, F.S.; revising legislative intent;
 29 redefining terms; revising the scope of the Florida

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 Health Choices Program and the pricing of services
 31 under the program; providing requirements for
 32 operation of the marketplace; providing additional
 33 duties for the corporation to perform; requiring an
 34 annual report to the Governor and the Legislature;
 35 amending s. 409.904, F.S.; removing certain Medicaid-
 36 eligible persons from those for whom the agency may
 37 make payments for medical assistance and related
 38 services; amending s. 624.91, F.S.; revising
 39 eligibility requirements for state-funded assistance;
 40 revising the duties and powers of the Florida Healthy
 41 Kids Corporation; revising provisions for the
 42 appointment of members of the board of the Florida
 43 Healthy Kids Corporation; requiring transition plans;
 44 repealing s. 624.915, F.S., relating to the operating
 45 fund of the Florida Healthy Kids Corporation;
 46 providing an effective date.

47
 48 Be It Enacted by the Legislature of the State of Florida:
 49

50 Section 1. The Division of Law Revision and Information is
 51 directed to rename part II of chapter 409, Florida Statutes, as
 52 "Insurance Affordability Programs" and to incorporate ss.
 53 409.720-409.731, Florida Statutes, under this part.

54 Section 2. Section 409.720, Florida Statutes, is created to
 55 read:

56 409.720 Short title.—Sections 409.720-409.731 may be cited
 57 as the "Florida Health Insurance Affordability Exchange Program"
 58 or "FHIX."

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 Section 3. Section 409.721, Florida Statutes, is created to
60 read:

61 409.721 Program authority.—The Florida Health Insurance
62 Affordability Exchange Program, or FHI, is created in the
63 agency to assist Floridians in purchasing health benefits
64 coverage and gaining access to health services. The products and
65 services offered by FHI are based on the following principles:

66 (1) FAIR VALUE.—Financial assistance will be rationally
67 allocated regardless of differences in categorical eligibility.

68 (2) CONSUMER CHOICE.—Participants will be offered
69 meaningful choices in the way they can redeem the value of the
70 available assistance.

71 (3) SIMPLICITY.—Obtaining assistance will be consumer-
72 friendly, and customer support will be available when needed.

73 (4) PORTABILITY.—Participants can continue to access the
74 services and products of FHI despite changes in their
75 circumstances.

76 (5) PROMOTES EMPLOYMENT.—Assistance will be offered in a
77 way that incentivizes employment.

78 (6) CONSUMER EMPOWERMENT.—Assistance will be offered in a
79 manner that maximizes individual control over available
80 resources.

81 (7) RISK ADJUSTMENT.—The amount of assistance will reflect
82 participants' medical risk.

83 Section 4. Section 409.722, Florida Statutes, is created to
84 read:

85 409.722 Definitions.—As used in ss. 409.720-409.731, the
86 term:

87 (1) "Agency" means the Agency for Health Care

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88 Administration.

89 (2) "Applicant" means an individual who applies for
90 determination of eligibility for health benefits coverage under
91 this part.

92 (3) "Corporation" means Florida Health Choices, Inc., as
93 established under s. 408.910.

94 (4) "Enrollee" means an individual who has been determined
95 eligible for and is receiving health benefits coverage under
96 this part.

97 (5) "FHI marketplace" or "marketplace" means the single,
98 centralized market established under s. 408.910 which
99 facilitates health benefits coverage.

100 (6) "Florida Health Insurance Affordability Exchange
101 Program" or "FHI" means the program created under ss. 409.720-
102 409.731.

103 (7) "Florida Healthy Kids Corporation" means the entity
104 created under s. 624.91.

105 (8) "Florida Kidcare program" or "Kidcare program" means
106 the health benefits coverage administered through ss. 409.810-
107 409.821.

108 (9) "Health benefits coverage" means the payment of
109 benefits for covered health care services or the availability,
110 directly or through arrangements with other persons, of covered
111 health care services on a prepaid per capita basis or on a
112 prepaid aggregate fixed-sum basis.

113 (10) "Inactive status" means the enrollment status of a
114 participant previously enrolled in health benefits coverage
115 through the FHI marketplace who lost coverage through the
116 marketplace for non-payment, but maintains access to his or her

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117 balance in a health savings account or health reimbursement
 118 account.

119 (11) "Medicaid" means the medical assistance program
 120 authorized by Title XIX of the Social Security Act, and
 121 regulations thereunder, and part III and part IV of this
 122 chapter, as administered in this state by the agency.

123 (12) "Modified adjusted gross income" means the
 124 individual's or household's annual adjusted gross income as
 125 defined in s. 36B(d)(2) of the Internal Revenue Code of 1986 and
 126 which is used to determine eligibility for FHIX.

127 (13) "Patient Protection and Affordable Care Act" or
 128 "Affordable Care Act" means Pub. L. No. 111-148, as further
 129 amended by the Health Care and Education Reconciliation Act of
 130 2010, Pub. L. No. 111-152, and any amendments to, and
 131 regulations or guidance under, those acts.

132 (14) "Premium credit" means the monthly amount paid by the
 133 agency per enrollee in the Florida Health Insurance
 134 Affordability Exchange Program toward health benefits coverage.

135 (15) "Qualified alien" means an alien as defined in 8
 136 U.S.C. s. 1641(b) or (c).

137 (16) "Resident" means a United States citizen or qualified
 138 alien who is domiciled in this state.

139 Section 5. Section 409.723, Florida Statutes, is created to
 140 read:

141 409.723 Participation.—

142 (1) ELIGIBILITY.—In order to participate in FHIX, an
 143 individual must be a resident and must meet the following
 144 requirements, as applicable:

145 (a) Qualify as a newly eligible enrollee, who must be an

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146 individual as described in s. 1902(a)(10)(A)(i)(VIII) of the
 147 Social Security Act or s. 2001 of the Affordable Care Act and as
 148 may be further defined by federal regulation.

149 (b) Meet and maintain the responsibilities under subsection
 150 (4).

151 (c) Qualify as a participant in the Florida Healthy Kids
 152 program under s. 624.91, subject to the implementation of Phase
 153 Three under s. 409.727.

154 (2) ENROLLMENT.—To enroll in FHIX, an applicant must submit
 155 an application to the department for an eligibility
 156 determination.

157 (a) Applications may be submitted by mail, fax, online, or
 158 any other method permitted by law or regulation.

159 (b) The department is responsible for any eligibility
 160 correspondence and status updates to the participant and other
 161 agencies.

162 (c) The department shall review a participant's eligibility
 163 every 12 months.

164 (d) An application or renewal is deemed complete when the
 165 participant has met all the requirements under subsection (4).

166 (3) PARTICIPANT RIGHTS.—A participant has all of the
 167 following rights:

168 (a) Access to the FHIX marketplace to select the scope,
 169 amount, and type of health care coverage and other services to
 170 purchase.

171 (b) Continuity and portability of coverage to avoid
 172 disruption of coverage and other health care services when the
 173 participant's economic circumstances change.

174 (c) Retention of applicable unspent credits in the

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175 participant's health savings or health reimbursement account
 176 following a change in the participant's eligibility status.
 177 Credits are valid for an inactive status participant for up to 5
 178 years after the participant first enters an inactive status.
 179 (d) Ability to select more than one product or plan on the
 180 FHIX marketplace.
 181 (e) Choice of at least two health benefits products that
 182 meet the requirements of the Affordable Care Act.
 183 (4) PARTICIPANT RESPONSIBILITIES.—A participant has all of
 184 the following responsibilities:
 185 (a) Complete an initial application for health benefits
 186 coverage and an annual renewal process, which includes proof of
 187 employment, on-the-job training or placement activities, or
 188 pursuit of educational opportunities at the following hourly
 189 levels:
 190 1. For a parent of a child younger than 18 years of age, a
 191 minimum of 20 hours weekly.
 192 2. For a childless adult, a minimum of 30 hours weekly. A
 193 disabled adult or caregiver of a disabled child or adult may
 194 submit a request for an exception to these requirements to the
 195 corporation. A participant shall annually submit to the
 196 department such a request for an exception to the hourly level
 197 requirements.
 198 (b) Learn and remain informed about the choices available
 199 on the FHIX marketplace and the uses of credits in the
 200 individual accounts.
 201 (c) Execute a contract with the department to acknowledge
 202 that:
 203 1. FHIX is not an entitlement and state and federal funding

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204 may end at any time;
 205 2. Failure to pay required premiums or cost sharing will
 206 result in a transition to inactive status; and
 207 3. Noncompliance with work or educational requirements will
 208 result in a transition to inactive status.
 209 (d) Select plans and other products in a timely manner.
 210 (e) Comply with all program rules and the prohibitions
 211 against fraud, as described in s. 414.39.
 212 (f) Make monthly premium and any other cost-sharing
 213 payments by the deadline.
 214 (g) Meet minimum coverage requirements by selecting a high-
 215 deductible health plan combined with a health savings or health
 216 reimbursement account if not selecting a plan with more
 217 extensive coverage.
 218 (5) COST SHARING.—
 219 (a) Enrollees are assessed monthly premiums based on their
 220 modified adjusted gross income. The maximum monthly premium
 221 payments are set at the following income levels:
 222 1. At or below 22 percent of the federal poverty level: \$3.
 223 2. Greater than 22 percent, but at or below 50 percent, of
 224 the federal poverty level: \$8.
 225 3. Greater than 50 percent, but at or below 75 percent, of
 226 the federal poverty level: \$15.
 227 4. Greater than 75 percent, but at or below 100 percent, of
 228 the federal poverty level: \$20.
 229 5. Greater than 100 percent of the federal poverty level:
 230 \$25.
 231 (b) Depending on the products and services selected by the
 232 enrollee, the enrollee may also incur additional cost-sharing,

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233 such as copayments, deductibles, or other out-of-pocket costs.

234 (c) An enrollee may be subject to an inappropriate
 235 emergency room visit charge of up to \$8 for the first visit and
 236 up to \$25 for any subsequent visit, based on the enrollee's
 237 benefit plan, to discourage inappropriate use of the emergency
 238 room.

239 (d) Cumulative annual cost sharing per enrollee may not
 240 exceed 5 percent of an enrollee's annual modified adjusted gross
 241 income.

242 (e) If, after a 30-day grace period, a full premium payment
 243 has not been received, the enrollee shall be transitioned from
 244 coverage to inactive status and may not reenroll for a minimum
 245 of 6 months, unless a hardship exception has been granted.
 246 Enrollees may seek a hardship exception under the Medicaid Fair
 247 Hearing Process.

248 Section 6. Section 409.724, Florida Statutes, is created to
 249 read:

250 409.724 Available assistance.-

251 (1) PREMIUM CREDITS.-

252 (a) Standard amount.-The standard monthly premium credit is
 253 equivalent to the applicable risk-adjusted capitation rate paid
 254 to Medicaid managed care plans under part IV of this chapter.

255 (b) Supplemental funding.-Subject to federal approval,
 256 additional resources may be made available to enrollees and
 257 incorporated into FHIX.

258 (c) Savings accounts.-In addition to the benefits provided
 259 under this section, the corporation must offer each enrollee
 260 access to an individual account that qualifies as a health
 261 reimbursement account or a health savings account. Eligible

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262 unexpended funds from the monthly premium credit must be
 263 deposited into each enrollee's individual account in a timely
 264 manner. Enrollees may also be rewarded for healthy behaviors,
 265 adherence to wellness programs, and other activities established
 266 by the corporation which demonstrate compliance with prevention
 267 or disease management guidelines. Funds deposited into these
 268 accounts may be used to pay cost-sharing obligations or to
 269 purchase other health-related items to the extent permitted
 270 under federal law.

271 (d) Enrollee contributions.-The enrollee may make deposits
 272 to his or her account at any time to supplement the premium
 273 credit, to purchase additional FHIX products, or to offset other
 274 cost-sharing obligations.

275 (e) Third parties.-Third parties, including, but not
 276 limited to, an employer or relative, may also make deposits on
 277 behalf of the enrollee into the enrollee's FHIX marketplace
 278 account. The enrollee may not withdraw any funds as a refund,
 279 except those funds the enrollee has deposited into his or her
 280 account.

281 (2) CHOICE COUNSELING.-The agency and the corporation shall
 282 work together to develop a choice counseling program for FHIX.
 283 The choice counseling program must ensure that participants have
 284 information about the FHIX marketplace program, products, and
 285 services and that participants know where and whom to call for
 286 questions or to make their plan selections. The choice
 287 counseling program must provide culturally sensitive materials
 288 and must take into consideration the demographics of the
 289 projected population.

290 (3) EDUCATION CAMPAIGN.-The agency, the corporation, and

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291 the Florida Healthy Kids Corporation must coordinate an ongoing
 292 enrollee education campaign beginning in Phase One, as provided
 293 in s. 409.27, informing participants, at a minimum:

294 (a) How the transition process to the FHIX marketplace will
 295 occur and the timeline for the enrollee's specific transition.

296 (b) What plans are available and how to research
 297 information about available plans.

298 (c) Information about other available insurance
 299 affordability programs for the individual and his or her family.

300 (d) Information about health benefits coverage, provider
 301 networks, and cost sharing for available plans in each region.

302 (e) Information on how to complete the required annual
 303 renewal process, including renewal dates and deadlines.

304 (f) Information on how to update eligibility if the
 305 participant's data have changed since his or her last renewal or
 306 application date.

307 (4) CUSTOMER SUPPORT.—Beginning in Phase Two, the Florida
 308 Healthy Kids Corporation shall provide customer support for
 309 FHIX, shall address general program information, financial
 310 information, and customer service issues, and shall provide
 311 status updates on bill payments. Customer support must also
 312 provide a toll-free number and maintain a website that is
 313 available in multiple languages and that meets the needs of the
 314 enrollee population.

315 (5) INACTIVE PARTICIPANTS.—The corporation must inform the
 316 inactive participant about other insurance affordability
 317 programs and electronically refer the participant to the federal
 318 exchange or other insurance affordability programs, as
 319 appropriate.

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320 Section 7. Section 409.725, Florida Statutes, is created to
 321 read:

322 409.725 Available products and services.—The FHIX
 323 marketplace shall offer the following products and services:

324 (1) Authorized products and services pursuant to s.
 325 408.910.

326 (2) Medicaid managed care plans under part IV of this
 327 chapter.

328 (3) Authorized products under the Florida Healthy Kids
 329 Corporation pursuant to s. 624.91.

330 (4) Employer-sponsored plans.

331 Section 8. Section 409.726, Florida Statutes, is created to
 332 read:

333 409.726 Program accountability.—

334 (1) All managed care plans that participate in FHIX must
 335 collect and maintain encounter level data in accordance with the
 336 encounter data requirements under s. 409.967(2)(d) and are
 337 subject to the accompanying penalties under s. 409.967(2)(h)2.
 338 The agency is responsible for the collection and maintenance of
 339 the encounter level data.

340 (2) The corporation, in consultation with the agency, shall
 341 establish access and network standards for contracts on the FHIX
 342 marketplace and shall ensure that contracted plans have
 343 sufficient providers to meet enrollee needs. The corporation, in
 344 consultation with the agency, shall develop quality of coverage
 345 and provider standards specific to the adult population.

346 (3) The department shall develop accountability measures
 347 and performance standards to be applied to applications and
 348 renewal applications for FHIX which are submitted online, by

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349 mail, by fax, or through referrals from a third party. The
350 minimum performance standards are:

351 (a) Application processing speed.—Ninety percent of all
352 applications, from all sources, must be processed within 45
353 days.

354 (b) Applications processing speed from online sources.—
355 Ninety-five percent of all applications received from online
356 sources must be processed within 45 days.

357 (c) Renewal application processing speed.—Ninety percent of
358 all renewals, from all sources, must be processed within 45
359 days.

360 (d) Renewal application processing speed from online
361 sources.—Ninety-five percent of all applications received from
362 online sources must be processed within 45 days.

363 (4) The agency, the department, and the Florida Healthy
364 Kids Corporation must meet the following standards for their
365 respective roles in the program:

366 (a) Eighty-five percent of calls must be answered in 20
367 seconds or less.

368 (b) One hundred percent of all contacts, which include, but
369 are not limited to, telephone calls, faxed documents and
370 requests, and e-mails, must be handled within 2 business days.

371 (c) Any self-service tools available to participants, such
372 as interactive voice response systems, must be operational 7
373 days a week, 24 hours a day, at least 98 percent of each month.

374 (5) The agency, the department, and the Florida Healthy
375 Kids Corporation must conduct an annual satisfaction survey to
376 address all measures that require participant input specific to
377 the FHIIX marketplace program. The parties may elect to

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378 incorporate these elements into the annual report required under
379 subsection (7).

380 (6) The agency and the corporation shall post online
381 monthly enrollment reports for FHIIX.

382 (7) An annual report is due no later than July 1 to the
383 Governor, the President of the Senate, and the Speaker of the
384 House of Representatives. The annual report must be coordinated
385 by the agency and the corporation and must include, but is not
386 limited to:

387 (a) Enrollment and application trends and issues.

388 (b) Utilization and cost data.

389 (c) Customer satisfaction.

390 (d) Funding sources in health savings accounts or health
391 reimbursement accounts.

392 (e) Enrollee use of funds in health savings accounts or
393 health reimbursement accounts.

394 (f) Types of products and plans purchased.

395 (g) Movement of enrollees across different insurance
396 affordability programs.

397 (h) Recommendations for program improvement.

398 Section 9. Section 409.727, Florida Statutes, is created to
399 read:

400 409.727 Implementation schedule.—The agency, the
401 corporation, the department, and the Florida Healthy Kids
402 Corporation shall begin implementation of FHIIX by the effective
403 date of this act, with statewide implementation in all regions,
404 as described in s. 409.966(2), by January 1, 2016.

405 (1) READINESS REVIEW.—Before implementation of any phase
406 under this section, the agency shall conduct a readiness review

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407 in consultation with the FHIX Workgroup described in s. 409.729.
 408 The agency must determine, at a minimum, the following readiness
 409 milestones:

410 (a) Functional readiness of the service delivery platform
 411 for the phase.

412 (b) Plan availability and presence of plan choice.

413 (c) Provider network capacity and adequacy of the available
 414 plans in the region.

415 (d) Availability of customer support.

416 (e) Other factors critical to the success of FHIX.

417 (2) PHASE ONE.—

418 (a) Phase One begins on July 1, 2015. The agency, the
 419 corporation, the department, and the Florida Healthy Kids
 420 Corporation shall coordinate activities to ensure that
 421 enrollment begins by July 1, 2015.

422 (b) To be eligible during this phase, a participant must
 423 meet the requirements under s. 409.723(1)(a).

424 (c) An enrollee is entitled to receive health benefits
 425 coverage in the same manner as provided under and through the
 426 selected managed care plans in the Medicaid managed care program
 427 in part IV of this chapter.

428 (d) An enrollee shall have a choice of at least two managed
 429 care plans in each region.

430 (e) Choice counseling and customer service must be provided
 431 in accordance with s. 409.724(2).

432 (3) PHASE TWO.—

433 (a) Beginning no later than January 1, 2016, and contingent
 434 upon federal approval, participants may enroll or transition to
 435 health benefits coverage under the FHIX marketplace.

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436 (b) To be eligible during this phase, a participant must
 437 meet the requirements under s. 409.723(1)(a) and (b).

438 (c) An enrollee may select any benefit, service, or product
 439 available.

440 (d) The corporation shall notify an enrollee of his or her
 441 premium credit amount and how to access the FHIX marketplace
 442 selection process.

443 (e) A Phase One enrollee must be transitioned to the FHIX
 444 marketplace by April 1, 2016. An enrollee who does not select a
 445 plan or service on the FHIX marketplace by that deadline shall
 446 be moved to inactive status.

447 (f) An enrollee shall have a choice of at least two managed
 448 care plans in each region which meet or exceed the Affordable
 449 Care Act's requirements and which qualify for a premium credit
 450 on the FHIX marketplace.

451 (g) Choice counseling and customer service must be provided
 452 in accordance with s. 409.724(2) and (4).

453 (4) PHASE THREE.—

454 (a) No later than July 1, 2016, the corporation and the
 455 Florida Healthy Kids Corporation must begin the transition of
 456 enrollees under s. 624.91 to the FHIX marketplace.

457 (b) Eligibility during this phase is based on meeting the
 458 requirements of Phase Two and s. 409.723(1)(c).

459 (c) An enrollee may select any benefit, service, or product
 460 available under s. 409.725.

461 (d) A Florida Healthy Kids enrollee who selects a FHIX
 462 marketplace plan must be provided a premium credit equivalent to
 463 the average capitation rate paid in his or her county of
 464 residence under Florida Healthy Kids as of June 30, 2016. The

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465 enrollee is responsible for any difference in costs and may use
 466 any remaining funds for supplemental benefits on the FHI
 467 marketplace.

468 (e) The corporation shall notify an enrollee of his or her
 469 premium credit amount and how to access the FHI marketplace
 470 selection process.

471 (f) Choice counseling and customer service must be provided
 472 in accordance with s. 409.724(2) and (4).

473 (g) Enrollees under s. 624.91 must transition to the FHI
 474 marketplace by September 30, 2016.

475 Section 10. Section 409.728, Florida Statutes, is created
 476 to read:

477 409.728 Program operation and management.—In order to
 478 implement ss. 409.720-409.731:

479 (1) The Agency for Health Care Administration shall do all
 480 of the following:

481 (a) Contract with the corporation for the development,
 482 implementation, and administration of the Florida Health
 483 Insurance Affordability Exchange Program and for the release of
 484 any federal, state, or other funds appropriated to the
 485 corporation.

486 (b) Administer Phase One of FHI.

487 (c) Provide administrative support to the FHI Workgroup
 488 under s. 409.729.

489 (d) Transition the FHI enrollees to the FHI marketplace
 490 beginning January 1, 2016, in accordance with the transition
 491 workplan. Stakeholders that serve low-income individuals and
 492 families must be consulted during the implementation and
 493 transition process through a public input process. All regions

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494 must complete the transition no later than April 1, 2016.

495 (e) Timely transmit enrollee information to the
 496 corporation.

497 (f) Beginning with Phase Two, determine annually the risk-
 498 adjusted rate to be paid per month based on historical
 499 utilization and spending data for the medical and behavioral
 500 health of this population, projected forward, and adjusted to
 501 reflect the eligibility category, medical and dental trends,
 502 geographic areas, and the clinical risk profile of the
 503 enrollees.

504 (g) Transfer to the corporation such funds as approved in
 505 the General Appropriations Act for the premium credits.

506 (h) Encourage Medicaid managed care plans to apply as
 507 vendors to the marketplace to facilitate continuity of care and
 508 family care coordination.

509 (2) The Department of Children and Families shall, in
 510 coordination with the corporation, the agency, and the Florida
 511 Healthy Kids Corporation, determine eligibility of applications
 512 and application renewals for FHI in accordance with s. 409.902
 513 and shall transmit eligibility determination information on a
 514 timely basis to the agency and corporation.

515 (3) The Florida Healthy Kids Corporation shall do all of
 516 the following:

517 (a) Retain its duties and responsibilities under s. 624.91
 518 for Phase One and Phase Two of the program.

519 (b) Provide customer service for the FHI marketplace, in
 520 coordination with the agency and the corporation.

521 (c) Transfer funds and provide financial support to the
 522 FHI marketplace, including the collection of monthly cost

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523 sharing.

524 (d) Conduct financial reporting related to such activities,

525 in coordination with the corporation and the agency.

526 (e) Coordinate activities for the program with the agency,

527 the department, and the corporation.

528 (4) Florida Health Choices, Inc., shall do all of the

529 following:

530 (a) Begin the development of FHIx during Phase One.

531 (b) Implement and administer Phase Two and Phase Three of

532 the FHIx marketplace and the ongoing operations of the program.

533 (c) Offer health benefits coverage packages on the FHIx

534 marketplace, including plans compliant with the Affordable Care

535 Act.

536 (d) Offer FHIx enrollees a choice of at least two plans per

537 county at each benefit level which meet the requirements under

538 the Affordable Care Act.

539 (e) Provide an opportunity for participation in Medicaid

540 managed care plans if those plans meet the requirements of the

541 FHIx marketplace.

542 (f) Offer enhanced or customized benefits to FHIx

543 marketplace enrollees.

544 (g) Provide sufficient staff and resources to meet the

545 program needs of enrollees.

546 (h) Provide an opportunity for plans contracted with or

547 previously contracted with the Florida Healthy Kids Corporation

548 under s. 624.91 to participate with FHIx if those plans meet the

549 requirements of the program.

550 Section 11. Section 409.729, Florida Statutes, is created

551 to read:

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552 409.729 Long-term reorganization.—The FHIx Workgroup is

553 created to facilitate the implementation of FHIx and to plan for

554 a multiyear reorganization of the state's insurance

555 affordability programs. The FHIx Workgroup consists of two

556 representatives each from the agency, the department, the

557 Florida Healthy Kids Corporation, and the corporation. An

558 additional representative of the agency serves as chair. The

559 FHIx Workgroup must hold its organizational meeting no later

560 than 30 days after the effective date of this act and must meet

561 at least bimonthly. The role of the FHIx Workgroup is to make

562 recommendations to the agency. The responsibilities of the

563 workgroup include, but are not limited to:

564 (1) Recommend a Phase Two implementation plan no later than

565 October 1, 2015.

566 (2) Review network and access standards for plans and

567 products.

568 (3) Assess readiness and recommend actions needed to

569 reorganize the state's insurance affordability programs for each

570 phase or region. If a phase or region receives a nonreadiness

571 recommendation, the agency must notify the Legislature of that

572 recommendation, the reasons for such a recommendation, and

573 proposed plans for achieving readiness.

574 (4) Recommend any proposed change to the Title XIX-funded

575 or Title XXI-funded programs based on the continued availability

576 and reauthorization of the Title XXI program and its federal

577 funding.

578 (5) Identify duplication of services among the corporation,

579 the agency, and the Florida Healthy Kids Corporation currently

580 and under FHIx's proposed Phase Three program.

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581 (6) Evaluate any fiscal impacts based on the proposed
582 transition plan under Phase Three.

583 (7) Compile a schedule of impacted contracts, leases, and
584 other assets.

585 (8) Determine staff requirements for Phase Three.

586 (9) Develop and present a final transition plan that
587 incorporates all elements under this section no later than
588 December 1, 2015, in a report to the Governor, the President of
589 the Senate, and the Speaker of the House of Representatives.

590 Section 12. Section 409.730, Florida Statutes, is created
591 to read:

592 409.730 Federal participation.—The agency may seek federal
593 approval to implement FHI.

594 Section 13. Section 409.731, Florida Statutes, is created
595 to read:

596 409.731 Program expiration.—The Florida Health Insurance
597 Affordability Exchange Program expires at the end of Phase One
598 if the state does not receive federal approval for Phase Two or
599 at the end of the state fiscal year in which any of these
600 conditions occurs:

601 (1) The federal match contribution falls below 90 percent.

602 (2) The federal match contribution falls below the
603 increased Federal Medical Assistance Percentage for medical
604 assistance for newly eligible mandatory individuals as specified
605 in the Affordable Care Act.

606 (3) The federal match for the FHI program and the Medicaid
607 program are blended under federal law or regulation in such a
608 manner that causes the overall federal contribution to diminish
609 when compared to separate, nonblended federal contributions.

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610 Section 14. Section 408.70, Florida Statutes, is repealed.

611 Section 15. Section 408.910, Florida Statutes, is amended
612 to read:

613 408.910 Florida Health Choices Program.—

614 (1) LEGISLATIVE INTENT.—The Legislature finds that a
615 significant number of the residents of this state do not have
616 adequate access to affordable, quality health care. The
617 Legislature further finds that increasing access to affordable,
618 quality health care can be best accomplished by establishing a
619 competitive market for purchasing health insurance and health
620 services. It is therefore the intent of the Legislature to
621 create and expand the Florida Health Choices Program to:

622 (a) Expand opportunities for Floridians to purchase
623 affordable health insurance and health services.

624 (b) Preserve the benefits of employment-sponsored insurance
625 while easing the administrative burden for employers who offer
626 these benefits.

627 (c) Enable individual choice in both the manner and amount
628 of health care purchased.

629 (d) Provide for the purchase of individual, portable health
630 care coverage.

631 (e) Disseminate information to consumers on the price and
632 quality of health services.

633 (f) Sponsor a competitive market that stimulates product
634 innovation, quality improvement, and efficiency in the
635 production and delivery of health services.

636 (2) DEFINITIONS.—As used in this section, the term:

637 (a) "Corporation" means the Florida Health Choices, Inc.,
638 established under this section.

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639 (b) "Corporation's marketplace" means the single,
640 centralized market established by the program that facilitates
641 the purchase of products made available in the marketplace.

642 (c) "Florida Health Insurance Affordability Exchange
643 Program" or "FHIX" is the program created under ss. 409.720-
644 409.731 for low-income, uninsured residents of this state.

645 ~~(d)(e)~~ "Health insurance agent" means an agent licensed
646 under part IV of chapter 626.

647 ~~(e)(d)~~ "Insurer" means an entity licensed under chapter 624
648 which offers an individual health insurance policy or a group
649 health insurance policy, a preferred provider organization as
650 defined in s. 627.6471, an exclusive provider organization as
651 defined in s. 627.6472, ~~or~~ a health maintenance organization
652 licensed under part I of chapter 641, ~~or~~ a prepaid limited
653 health service organization or discount medical plan
654 organization licensed under chapter 636, or a managed care plan
655 contracted with the Agency for Health Care Administration under
656 the managed medical assistance program under part IV of chapter
657 409.

658 (f) "Patient Protection and Affordable Care Act" or
659 "Affordable Care Act" means Pub. L. No. 111-148, as further
660 amended by the Health Care and Education Reconciliation Act of
661 2010, Pub. L. No. 111-152, and any amendments to or regulations
662 or guidance under those acts.

663 ~~(g)(e)~~ "Program" means the Florida Health Choices Program
664 established by this section.

665 (3) PROGRAM PURPOSE AND COMPONENTS.—The Florida Health
666 Choices Program is created as a single, centralized market for
667 the sale and purchase of various products that enable

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668 individuals to pay for health care. These products include, but
669 are not limited to, health insurance plans, health maintenance
670 organization plans, prepaid services, service contracts, and
671 flexible spending accounts. The components of the program
672 include:

673 (a) Enrollment of employers.

674 (b) Administrative services for participating employers,
675 including:

676 1. Assistance in seeking federal approval of cafeteria
677 plans.

678 2. Collection of premiums and other payments.

679 3. Management of individual benefit accounts.

680 4. Distribution of premiums to insurers and payments to
681 other eligible vendors.

682 5. Assistance for participants in complying with reporting
683 requirements.

684 (c) Services to individual participants, including:

685 1. Information about available products and participating
686 vendors.

687 2. Assistance with assessing the benefits and limits of
688 each product, including information necessary to distinguish
689 between policies offering creditable coverage and other products
690 available through the program.

691 3. Account information to assist individual participants
692 with managing available resources.

693 4. Services that promote healthy behaviors.

694 5. Health benefits coverage information about health
695 insurance plans compliant with the Affordable Care Act.

696 6. Consumer assistance and enrollment services for the

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697 Florida Health Insurance Affordability Exchange Program, or
 698 FHIX.

699 (d) Recruitment of vendors, including insurers, health
 700 maintenance organizations, prepaid clinic service providers,
 701 provider service networks, and other providers.

702 (e) Certification of vendors to ensure capability,
 703 reliability, and validity of offerings.

704 (f) Collection of data, monitoring, assessment, and
 705 reporting of vendor performance.

706 (g) Information services for individuals and employers.

707 (h) Program evaluation.

708 (4) ELIGIBILITY AND PARTICIPATION.—Participation in the
 709 program is voluntary and shall be available to employers,
 710 individuals, vendors, and health insurance agents as specified
 711 in this subsection.

712 (a) Employers eligible to enroll in the program include
 713 those employers that meet criteria established by the
 714 corporation and elect to make their employees eligible through
 715 the program.

716 (b) Individuals eligible to participate in the program
 717 include:

718 1. Individual employees of enrolled employers.

719 2. Other individuals that meet criteria established by the
 720 corporation.

721 (c) Employers who choose to participate in the program may
 722 enroll by complying with the procedures established by the
 723 corporation. The procedures must include, but are not limited
 724 to:

725 1. Submission of required information.

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726 2. Compliance with federal tax requirements for the
 727 establishment of a cafeteria plan, pursuant to s. 125 of the
 728 Internal Revenue Code, including designation of the employer's
 729 plan as a premium payment plan, a salary reduction plan that has
 730 flexible spending arrangements, or a salary reduction plan that
 731 has a premium payment and flexible spending arrangements.

732 3. Determination of the employer's contribution, if any,
 733 per employee, provided that such contribution is equal for each
 734 eligible employee.

735 4. Establishment of payroll deduction procedures, subject
 736 to the agreement of each individual employee who voluntarily
 737 participates in the program.

738 5. Designation of the corporation as the third-party
 739 administrator for the employer's health benefit plan.

740 6. Identification of eligible employees.

741 7. Arrangement for periodic payments.

742 8. Employer notification to employees of the intent to
 743 transfer from an existing employee health plan to the program at
 744 least 90 days before the transition.

745 (d) All eligible vendors who choose to participate and the
 746 products and services that the vendors are permitted to sell are
 747 as follows:

748 1. Insurers licensed under chapter 624 may sell health
 749 insurance policies, limited benefit policies, other risk-bearing
 750 coverage, and other products or services.

751 2. Health maintenance organizations licensed under part I
 752 of chapter 641 may sell health maintenance contracts, limited
 753 benefit policies, other risk-bearing products, and other
 754 products or services.

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755 3. Prepaid limited health service organizations may sell
756 products and services as authorized under part I of chapter 636,
757 and discount medical plan organizations may sell products and
758 services as authorized under part II of chapter 636.

759 4. Prepaid health clinic service providers licensed under
760 part II of chapter 641 may sell prepaid service contracts and
761 other arrangements for a specified amount and type of health
762 services or treatments.

763 5. Health care providers, including hospitals and other
764 licensed health facilities, health care clinics, licensed health
765 professionals, pharmacies, and other licensed health care
766 providers, may sell service contracts and arrangements for a
767 specified amount and type of health services or treatments.

768 6. Provider organizations, including service networks,
769 group practices, professional associations, and other
770 incorporated organizations of providers, may sell service
771 contracts and arrangements for a specified amount and type of
772 health services or treatments.

773 7. Corporate entities providing specific health services in
774 accordance with applicable state law may sell service contracts
775 and arrangements for a specified amount and type of health
776 services or treatments.

777

778 A vendor described in subparagraphs 3.-7. may not sell products
779 that provide risk-bearing coverage unless that vendor is
780 authorized under a certificate of authority issued by the Office
781 of Insurance Regulation and is authorized to provide coverage in
782 the relevant geographic area. Otherwise eligible vendors may be
783 excluded from participating in the program for deceptive or

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784 predatory practices, financial insolvency, or failure to comply
785 with the terms of the participation agreement or other standards
786 set by the corporation.

787 (e) Eligible individuals may participate in the program
788 voluntarily. Individuals who join the program may participate by
789 complying with the procedures established by the corporation.
790 These procedures must include, but are not limited to:

- 791 1. Submission of required information.
- 792 2. Authorization for payroll deduction, if applicable.
- 793 3. Compliance with federal tax requirements.
- 794 4. Arrangements for payment.
- 795 5. Selection of products and services.

796 (f) Vendors who choose to participate in the program may
797 enroll by complying with the procedures established by the
798 corporation. These procedures may include, but are not limited
799 to:

- 800 1. Submission of required information, including a complete
801 description of the coverage, services, provider network, payment
802 restrictions, and other requirements of each product offered
803 through the program.
- 804 2. Execution of an agreement to comply with requirements
805 established by the corporation.
- 806 3. Execution of an agreement that prohibits refusal to sell
807 any offered product or service to a participant who elects to
808 buy it.
- 809 4. Establishment of product prices based on applicable
810 criteria.
- 811 5. Arrangements for receiving payment for enrolled
812 participants.

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813 6. Participation in ongoing reporting processes established
814 by the corporation.

815 7. Compliance with grievance procedures established by the
816 corporation.

817 (g) Health insurance agents licensed under part IV of
818 chapter 626 are eligible to voluntarily participate as buyers'
819 representatives. A buyer's representative acts on behalf of an
820 individual purchasing health insurance and health services
821 through the program by providing information about products and
822 services available through the program and assisting the
823 individual with both the decision and the procedure of selecting
824 specific products. Serving as a buyer's representative does not
825 constitute a conflict of interest with continuing
826 responsibilities as a health insurance agent if the relationship
827 between each agent and any participating vendor is disclosed
828 before advising an individual participant about the products and
829 services available through the program. In order to participate,
830 a health insurance agent shall comply with the procedures
831 established by the corporation, including:

- 832 1. Completion of training requirements.
- 833 2. Execution of a participation agreement specifying the
834 terms and conditions of participation.
- 835 3. Disclosure of any appointments to solicit insurance or
836 procure applications for vendors participating in the program.
- 837 4. Arrangements to receive payment from the corporation for
838 services as a buyer's representative.

839 (5) PRODUCTS.—

840 (a) The products that may be made available for purchase
841 through the program include, but are not limited to:

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842 1. Health insurance policies.

843 2. Health maintenance contracts.

844 3. Limited benefit plans.

845 4. Prepaid clinic services.

846 5. Service contracts.

847 6. Arrangements for purchase of specific amounts and types
848 of health services and treatments.

849 7. Flexible spending accounts.

850 (b) Health insurance policies, health maintenance
851 contracts, limited benefit plans, prepaid service contracts, and
852 other contracts for services must ensure the availability of
853 covered services.

854 (c) Products may be offered for multiyear periods provided
855 the price of the product is specified for the entire period or
856 for each separately priced segment of the policy or contract.

857 (d) The corporation shall provide a disclosure form for
858 consumers to acknowledge their understanding of the nature of,
859 and any limitations to, the benefits provided by the products
860 and services being purchased by the consumer.

861 (e) The corporation must determine that making the plan
862 available through the program is in the interest of eligible
863 individuals and eligible employers in the state.

864 (6) PRICING.—Prices for the products and services sold
865 through the program must be transparent to participants and
866 established by the vendors. The corporation may ~~shall~~ annually
867 assess a surcharge for each premium or price set by a
868 participating vendor. Any ~~The~~ surcharge may not be more than 2.5
869 percent of the price and shall be used to generate funding for
870 administrative services provided by the corporation and payments

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871 to buyers' representatives; however, a surcharge may not be
 872 assessed for products and services sold in the FHI marketplace.

873 (7) THE MARKETPLACE PROCESS.—The program shall provide a
 874 single, centralized market for purchase of health insurance,
 875 health maintenance contracts, and other health products and
 876 services. Purchases may be made by participating individuals
 877 over the Internet or through the services of a participating
 878 health insurance agent. Information about each product and
 879 service available through the program shall be made available
 880 through printed material and an interactive Internet website.

881 (a) Marketplace purchasing.—A participant needing personal
 882 assistance to select products and services shall be referred to
 883 a participating agent in his or her area.

884 1.(a) Participation in the program may begin at any time
 885 during a year after the employer completes enrollment and meets
 886 the requirements specified by the corporation pursuant to
 887 paragraph (4) (c).

888 2.(b) Initial selection of products and services must be
 889 made by an individual participant within the applicable open
 890 enrollment period.

891 3.(e) Initial enrollment periods for each product selected
 892 by an individual participant must last at least 12 months,
 893 unless the individual participant specifically agrees to a
 894 different enrollment period.

895 4.(d) If an individual has selected one or more products
 896 and enrolled in those products for at least 12 months or any
 897 other period specifically agreed to by the individual
 898 participant, changes in selected products and services may only
 899 be made during the annual enrollment period established by the

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900 corporation.

901 5.(e) The limits established in subparagraphs 2., 3., and
 902 4. paragraphs (b)–(d) apply to any risk-bearing product that
 903 promises future payment or coverage for a variable amount of
 904 benefits or services. The limits do not apply to initiation of
 905 flexible spending plans if those plans are not associated with
 906 specific high-deductible insurance policies or the use of
 907 spending accounts for any products offering individual
 908 participants specific amounts and types of health services and
 909 treatments at a contracted price.

910 (b) FHI marketplace purchasing.—

911 1. Participation in the FHI marketplace may begin at any
 912 time during the year.

913 2. Initial enrollment periods for certain products selected
 914 by an individual enrollee which are noncompliant with the
 915 Affordable Care Act may be required to last at least 12 months,
 916 unless the individual participant specifically agrees to a
 917 different enrollment period.

918 (8) CONSUMER INFORMATION.—The corporation shall:

919 (a) Establish a secure website to facilitate the purchase
 920 of products and services by participating individuals. The
 921 website must provide information about each product or service
 922 available through the program.

923 (b) Inform individuals about other public health care
 924 programs.

925 (9) RISK POOLING.—The program may use methods for pooling
 926 the risk of individual participants and preventing selection
 927 bias. These methods may include, but are not limited to, a
 928 postenrollment risk adjustment of the premium payments to the

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929 vendors. The corporation may establish a methodology for
 930 assessing the risk of enrolled individual participants based on
 931 data reported annually by the vendors about their enrollees.
 932 Distribution of payments to the vendors may be adjusted based on
 933 the assessed relative risk profile of the enrollees in each
 934 risk-bearing product for the most recent period for which data
 935 is available.

936 (10) EXEMPTIONS.—

937 (a) Products, other than the products set forth in
 938 subparagraphs (4)(d)1.-4., sold as part of the program are not
 939 subject to the licensing requirements of the Florida Insurance
 940 Code, as defined in s. 624.01 or the mandated offerings or
 941 coverages established in part VI of chapter 627 and chapter 641.

942 (b) The corporation may act as an administrator as defined
 943 in s. 626.88 but is not required to be certified pursuant to
 944 part VII of chapter 626. However, a third party administrator
 945 used by the corporation must be certified under part VII of
 946 chapter 626.

947 (c) Any standard forms, website design, or marketing
 948 communication developed by the corporation and used by the
 949 corporation, or any vendor that meets the requirements of
 950 paragraph (4)(f) is not subject to the Florida Insurance Code,
 951 as established in s. 624.01.

952 (11) CORPORATION.—There is created the Florida Health
 953 Choices, Inc., which shall be registered, incorporated,
 954 organized, and operated in compliance with part III of chapter
 955 112 and chapters 119, 286, and 617. The purpose of the
 956 corporation is to administer the program created in this section
 957 and to conduct such other business as may further the

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958 administration of the program.

959 (a) The corporation shall be governed by a 15-member board
 960 of directors consisting of:

961 1. Three ex officio, nonvoting members to include:

962 a. The Secretary of Health Care Administration or a
 963 designee with expertise in health care services.

964 b. The Secretary of Management Services or a designee with
 965 expertise in state employee benefits.

966 c. The commissioner of the Office of Insurance Regulation
 967 or a designee with expertise in insurance regulation.

968 2. Four members appointed by and serving at the pleasure of
 969 the Governor.

970 3. Four members appointed by and serving at the pleasure of
 971 the President of the Senate.

972 4. Four members appointed by and serving at the pleasure of
 973 the Speaker of the House of Representatives.

974 5. Board members may not include insurers, health insurance
 975 agents or brokers, health care providers, health maintenance
 976 organizations, prepaid service providers, or any other entity,
 977 affiliate, or subsidiary of eligible vendors.

978 (b) Members shall be appointed for terms of up to 3 years.
 979 Any member is eligible for reappointment. A vacancy on the board
 980 shall be filled for the unexpired portion of the term in the
 981 same manner as the original appointment.

982 (c) The board shall select a chief executive officer for
 983 the corporation who shall be responsible for the selection of
 984 such other staff as may be authorized by the corporation's
 985 operating budget as adopted by the board.

986 (d) Board members are entitled to receive, from funds of

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987 the corporation, reimbursement for per diem and travel expenses
 988 as provided by s. 112.061. No other compensation is authorized.

989 (e) There is no liability on the part of, and no cause of
 990 action shall arise against, any member of the board or its
 991 employees or agents for any action taken by them in the
 992 performance of their powers and duties under this section.

993 (f) The board shall develop and adopt bylaws and other
 994 corporate procedures as necessary for the operation of the
 995 corporation and carrying out the purposes of this section. The
 996 bylaws shall:

997 1. Specify procedures for selection of officers and
 998 qualifications for reappointment, provided that no board member
 999 shall serve more than 9 consecutive years.

1000 2. Require an annual membership meeting that provides an
 1001 opportunity for input and interaction with individual
 1002 participants in the program.

1003 3. Specify policies and procedures regarding conflicts of
 1004 interest, including the provisions of part III of chapter 112,
 1005 which prohibit a member from participating in any decision that
 1006 would inure to the benefit of the member or the organization
 1007 that employs the member. The policies and procedures shall also
 1008 require public disclosure of the interest that prevents the
 1009 member from participating in a decision on a particular matter.

1010 (g) The corporation may exercise all powers granted to it
 1011 under chapter 617 necessary to carry out the purposes of this
 1012 section, including, but not limited to, the power to receive and
 1013 accept grants, loans, or advances of funds from any public or
 1014 private agency and to receive and accept from any source
 1015 contributions of money, property, labor, or any other thing of

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1016 value to be held, used, and applied for the purposes of this
 1017 section.

1018 (h) The corporation may establish technical advisory panels
 1019 consisting of interested parties, including consumers, health
 1020 care providers, individuals with expertise in insurance
 1021 regulation, and insurers.

1022 (i) The corporation shall:

1023 1. Determine eligibility of employers, vendors,
 1024 individuals, and agents in accordance with subsection (4).

1025 2. Establish procedures necessary for the operation of the
 1026 program, including, but not limited to, procedures for
 1027 application, enrollment, risk assessment, risk adjustment, plan
 1028 administration, performance monitoring, and consumer education.

1029 3. Arrange for collection of contributions from
 1030 participating employers, third parties, governmental entities,
 1031 and individuals.

1032 4. Arrange for payment of premiums and other appropriate
 1033 disbursements based on the selections of products and services
 1034 by the individual participants.

1035 5. Establish criteria for disenrollment of participating
 1036 individuals based on failure to pay the individual's share of
 1037 any contribution required to maintain enrollment in selected
 1038 products.

1039 6. Establish criteria for exclusion of vendors pursuant to
 1040 paragraph (4) (d).

1041 7. Develop and implement a plan for promoting public
 1042 awareness of and participation in the program.

1043 8. Secure staff and consultant services necessary to the
 1044 operation of the program.

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1045 9. Establish policies and procedures regarding
 1046 participation in the program for individuals, vendors, health
 1047 insurance agents, and employers.

1048 10. Provide for the operation of a toll-free hotline to
 1049 respond to requests for assistance.

1050 11. Provide for initial, open, and special enrollment
 1051 periods.

1052 12. Evaluate options for employer participation which may
 1053 conform to ~~with~~ common insurance practices.

1054 13. Administer the Florida Health Insurance Affordability
 1055 Exchange Program in accordance with ss. 409.720-409.731.

1056 14. Coordinate with the Agency for Health Care
 1057 Administration, the Department of Children and Families, and the
 1058 Florida Healthy Kids Corporation on the transition plan for FHI
 1059 and any subsequent transition activities.

1060 (12) REPORT.—~~The board of the corporation shall Beginning~~
 1061 ~~in the 2009-2010 fiscal year,~~ submit by February 1 an annual
 1062 report to the Governor, the President of the Senate, and the
 1063 Speaker of the House of Representatives documenting the
 1064 corporation's activities in compliance with the duties
 1065 delineated in this section.

1066 (13) PROGRAM INTEGRITY.—To ensure program integrity and to
 1067 safeguard the financial transactions made under the auspices of
 1068 the program, the corporation is authorized to establish
 1069 qualifying criteria and certification procedures for vendors,
 1070 require performance bonds or other guarantees of ability to
 1071 complete contractual obligations, monitor the performance of
 1072 vendors, and enforce the agreements of the program through
 1073 financial penalty or disqualification from the program.

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1074 (14) EXEMPTION FROM PUBLIC RECORDS REQUIREMENTS.—
 1075 (a) *Definitions.*—For purposes of this subsection, the term:
 1076 1. "Buyer's representative" means a participating insurance
 1077 agent as described in paragraph (4)(g).
 1078 2. "Enrollee" means an employer who is eligible to enroll
 1079 in the program pursuant to paragraph (4)(a).
 1080 3. "Participant" means an individual who is eligible to
 1081 participate in the program pursuant to paragraph (4)(b).
 1082 4. "Proprietary confidential business information" means
 1083 information, regardless of form or characteristics, that is
 1084 owned or controlled by a vendor requesting confidentiality under
 1085 this section; that is intended to be and is treated by the
 1086 vendor as private in that the disclosure of the information
 1087 would cause harm to the business operations of the vendor; that
 1088 has not been disclosed unless disclosed pursuant to a statutory
 1089 provision, an order of a court or administrative body, or a
 1090 private agreement providing that the information may be released
 1091 to the public; and that is information concerning:
 1092 a. Business plans.
 1093 b. Internal auditing controls and reports of internal
 1094 auditors.
 1095 c. Reports of external auditors for privately held
 1096 companies.
 1097 d. Client and customer lists.
 1098 e. Potentially patentable material.
 1099 f. A trade secret as defined in s. 688.002.

1100 5. "Vendor" means a participating insurer or other provider
 1101 of services as described in paragraph (4)(d).
 1102 (b) *Public record exemptions.*—

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1103 1. Personal identifying information of an enrollee or
 1104 participant who has applied for or participates in the Florida
 1105 Health Choices Program is confidential and exempt from s.
 1106 119.07(1) and s. 24(a), Art. I of the State Constitution.

1107 2. Client and customer lists of a buyer's representative
 1108 held by the corporation are confidential and exempt from s.
 1109 119.07(1) and s. 24(a), Art. I of the State Constitution.

1110 3. Proprietary confidential business information held by
 1111 the corporation is confidential and exempt from s. 119.07(1) and
 1112 s. 24(a), Art. I of the State Constitution.

1113 (c) *Retroactive application.*—The public record exemptions
 1114 provided for in paragraph (b) apply to information held by the
 1115 corporation before, on, or after the effective date of this
 1116 exemption.

1117 (d) *Authorized release.*—

1118 1. Upon request, information made confidential and exempt
 1119 pursuant to this subsection shall be disclosed to:

1120 a. Another governmental entity in the performance of its
 1121 official duties and responsibilities.

1122 b. Any person who has the written consent of the program
 1123 applicant.

1124 c. The Florida Kidcare program for the purpose of
 1125 administering the program authorized in ss. 409.810-409.821.

1126 2. Paragraph (b) does not prohibit a participant's legal
 1127 guardian from obtaining confirmation of coverage, dates of
 1128 coverage, the name of the participant's health plan, and the
 1129 amount of premium being paid.

1130 (e) *Penalty.*—A person who knowingly and willfully violates
 1131 this subsection commits a misdemeanor of the second degree,

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1132 punishable as provided in s. 775.082 or s. 775.083.

1133 (f) *Review and repeal.*—This subsection is subject to the
 1134 Open Government Sunset Review Act in accordance with s. 119.15,
 1135 and shall stand repealed on October 2, 2016, unless reviewed and
 1136 saved from repeal through reenactment by the Legislature.

1137 Section 16. Subsection (2) of section 409.904, Florida
 1138 Statutes, is amended to read:

1139 409.904 Optional payments for eligible persons.—The agency
 1140 may make payments for medical assistance and related services on
 1141 behalf of the following persons who are determined to be
 1142 eligible subject to the income, assets, and categorical
 1143 eligibility tests set forth in federal and state law. Payment on
 1144 behalf of these Medicaid eligible persons is subject to the
 1145 availability of moneys and any limitations established by the
 1146 General Appropriations Act or chapter 216.

1147 ~~(2) A family, a pregnant woman, a child under age 21, a~~
 1148 ~~person age 65 or over, or a blind or disabled person, who would~~
 1149 ~~be eligible under any group listed in s. 409.903(1), (2), or~~
 1150 ~~(3), except that the income or assets of such family or person~~
 1151 ~~exceed established limitations. For a family or person in one of~~
 1152 ~~these coverage groups, medical expenses are deductible from~~
 1153 ~~income in accordance with federal requirements in order to make~~
 1154 ~~a determination of eligibility. A family or person eligible~~
 1155 ~~under the coverage known as the "medically needy," is eligible~~
 1156 ~~to receive the same services as other Medicaid recipients, with~~
 1157 ~~the exception of services in skilled nursing facilities and~~
 1158 ~~intermediate care facilities for the developmentally disabled.~~

1159 Section 17. Section 624.91, Florida Statutes, is amended to
 1160 read:

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1161 624.91 The Florida Healthy Kids Corporation Act.-
 1162 (1) SHORT TITLE.-This section may be cited as the "William
 1163 G. 'Doc' Myers Healthy Kids Corporation Act."
 1164 (2) LEGISLATIVE INTENT.-
 1165 (a) The Legislature finds that increased access to health
 1166 care services could improve children's health and reduce the
 1167 incidence and costs of childhood illness and disabilities among
 1168 children in this state. Many children do not have comprehensive,
 1169 affordable health care services available. It is the intent of
 1170 the Legislature that the Florida Healthy Kids Corporation
 1171 provide comprehensive health insurance coverage to such
 1172 children. The corporation is encouraged to cooperate with any
 1173 existing health service programs funded by the public or the
 1174 private sector.
 1175 (b) It is the intent of the Legislature that the Florida
 1176 Healthy Kids Corporation serve as one of several providers of
 1177 services to children eligible for medical assistance under Title
 1178 XXI of the Social Security Act. Although the corporation may
 1179 serve other children, the Legislature intends the primary
 1180 recipients of services provided through the corporation be
 1181 school-age children with a family income below 200 percent of
 1182 the federal poverty level, who do not qualify for Medicaid. It
 1183 is also the intent of the Legislature that state and local
 1184 government Florida Healthy Kids funds be used to continue
 1185 coverage, subject to specific appropriations in the General
 1186 Appropriations Act, to children not eligible for federal
 1187 matching funds under Title XXI.
 1188 (3) ELIGIBILITY FOR STATE-FUNDED ASSISTANCE.-Only residents
 1189 of this state are eligible ~~the following individuals are~~

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1190 ~~eligible~~ for state-funded assistance in paying Florida Healthy
 1191 Kids premiums pursuant to s. 409.814.+
 1192 ~~(a) Residents of this state who are eligible for the~~
 1193 ~~Florida Kidcare program pursuant to s. 409.814.~~
 1194 ~~(b) Notwithstanding s. 409.814, legal aliens who are~~
 1195 ~~enrolled in the Florida Healthy Kids program as of January 31,~~
 1196 ~~2004, who do not qualify for Title XXI federal funds because~~
 1197 ~~they are not qualified aliens as defined in s. 409.811.~~
 1198 (4) NONENTITLEMENT.-Nothing in this section shall be
 1199 construed as providing an individual with an entitlement to
 1200 health care services. No cause of action shall arise against the
 1201 state, the Florida Healthy Kids Corporation, or a unit of local
 1202 government for failure to make health services available under
 1203 this section.
 1204 (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.-
 1205 (a) There is created the Florida Healthy Kids Corporation,
 1206 a not-for-profit corporation.
 1207 (b) The Florida Healthy Kids Corporation shall:
 1208 1. Arrange for the collection of any individual, family,
 1209 ~~local contributions,~~ or employer payment or premium, in an
 1210 amount to be determined by the board of directors, to provide
 1211 for payment of premiums for comprehensive insurance coverage and
 1212 for the actual or estimated administrative expenses.
 1213 2. Arrange for the collection of any voluntary
 1214 contributions to provide for payment of Florida Kidcare program
 1215 or Florida Health Insurance Affordability Exchange Program
 1216 ~~premiums for children who are not eligible for medical~~
 1217 ~~assistance under Title XIX or Title XXI of the Social Security~~
 1218 ~~Act.~~

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1219 3. ~~Subject to the provisions of s. 409.8134, accept~~
 1220 ~~voluntary supplemental local match contributions that comply~~
 1221 ~~with the requirements of Title XXI of the Social Security Act~~
 1222 ~~for the purpose of providing additional Florida Kidcare coverage~~
 1223 ~~in contributing counties under Title XXI.~~

1224 4. Establish the administrative and accounting procedures
 1225 for the operation of the corporation.

1226 ~~4.5-~~ Establish, with consultation from appropriate
 1227 professional organizations, standards for preventive health
 1228 services and providers and comprehensive insurance benefits
 1229 appropriate to children, provided that such standards for rural
 1230 areas shall not limit primary care providers to board-certified
 1231 pediatricians.

1232 ~~5.6-~~ Determine eligibility for children seeking to
 1233 participate in the Title XXI-funded components of the Florida
 1234 Kidcare program consistent with the requirements specified in s.
 1235 409.814, ~~as well as the non-Title XXI-eligible children as~~
 1236 ~~provided in subsection (3).~~

1237 ~~6.7-~~ Establish procedures under which ~~providers of local~~
 1238 ~~match to~~, applicants to and participants in the program may have
 1239 grievances reviewed by an impartial body and reported to the
 1240 board of directors of the corporation.

1241 ~~7.8-~~ Establish participation criteria and, if appropriate,
 1242 contract with an authorized insurer, health maintenance
 1243 organization, or third-party administrator to provide
 1244 administrative services to the corporation.

1245 ~~8.9-~~ Establish enrollment criteria that include penalties
 1246 or waiting periods of 30 days for reinstatement of coverage upon
 1247 voluntary cancellation for nonpayment of family or individual

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1248 premiums.

1249 ~~9.10-~~ Contract with authorized insurers or any provider of
 1250 health care services, meeting standards established by the
 1251 corporation, for the provision of comprehensive insurance
 1252 coverage to participants. Such standards shall include criteria
 1253 under which the corporation may contract with more than one
 1254 provider of health care services in program sites.

1255 a. Health plans shall be selected through a competitive bid
 1256 process. The Florida Healthy Kids Corporation shall purchase
 1257 goods and services in the most cost-effective manner consistent
 1258 with the delivery of quality medical care.

1259 b. The maximum administrative cost for a Florida Healthy
 1260 Kids Corporation contract shall be 15 percent. For health and
 1261 dental care contracts, the minimum medical loss ratio for a
 1262 Florida Healthy Kids Corporation contract shall be 85 percent.
 1263 The calculations must use uniform financial data collected from
 1264 all plans in a format established by the corporation and shall
 1265 be computed for each plan on a statewide basis. Funds shall be
 1266 classified in a manner consistent with 45 C.F.R. part 158 ~~For~~
 1267 ~~dental contracts, the remaining compensation to be paid to the~~
 1268 ~~authorized insurer or provider under a Florida Healthy Kids~~
 1269 ~~Corporation contract shall be no less than an amount which is 85~~
 1270 ~~percent of premium; to the extent any contract provision does~~
 1271 ~~not provide for this minimum compensation, this section shall~~
 1272 ~~prevail.~~

1273 c. The health plan selection criteria and scoring system,
 1274 and the scoring results, shall be available upon request for
 1275 inspection after the bids have been awarded.

1276 d. Effective July 1, 2016, health and dental services

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1277 contracts of the corporation must transition to the FHIX
 1278 marketplace under s. 409.722. Qualifying plans may enroll as
 1279 vendors with the FHIX marketplace to maintain continuity of care
 1280 for participants.

1281 ~~10.11.~~ Establish disenrollment criteria in the event ~~local~~
 1282 ~~matching~~ funds are insufficient to cover enrollments.

1283 ~~11.12.~~ Develop and implement a plan to publicize the
 1284 Florida Kidcare program, the eligibility requirements of the
 1285 program, and the procedures for enrollment in the program and to
 1286 maintain public awareness of the corporation and the program.

1287 ~~12.13.~~ Secure staff necessary to properly administer the
 1288 corporation. Staff costs shall be funded from state ~~and local~~
 1289 ~~matching funds~~ and such other private or public funds as become
 1290 available. The board of directors shall determine the number of
 1291 staff members necessary to administer the corporation.

1292 ~~13.14.~~ In consultation with the partner agencies, provide a
 1293 report on the Florida Kidcare program annually to the Governor,
 1294 the Chief Financial Officer, the Commissioner of Education, the
 1295 President of the Senate, the Speaker of the House of
 1296 Representatives, and the Minority Leaders of the Senate and the
 1297 House of Representatives.

1298 ~~14.15.~~ Provide information on a quarterly basis online to
 1299 the Legislature and the Governor which compares the costs and
 1300 utilization of the full-pay enrolled population and the Title
 1301 XXI-subsidized enrolled population in the Florida Kidcare
 1302 program. The information, at a minimum, must include:

1303 a. The monthly enrollment and expenditure for full-pay
 1304 enrollees in the Medikids and Florida Healthy Kids programs
 1305 compared to the Title XXI-subsidized enrolled population; and

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1306 b. The costs and utilization by service of the full-pay
 1307 enrollees in the Medikids and Florida Healthy Kids programs and
 1308 the Title XXI-subsidized enrolled population.

1309 ~~15.16.~~ Establish benefit packages that conform to the
 1310 provisions of the Florida Kidcare program, as created in ss.
 1311 409.810-409.821.

1312 16. Contract with other insurance affordability programs
 1313 and FHIX to provide customer service or other enrollment-focused
 1314 services.

1315 17. Annually develop performance metrics for the following
 1316 focus areas:

1317 a. Administrative functions.
 1318 b. Contracting with vendors.
 1319 c. Customer service.
 1320 d. Enrollee education.
 1321 e. Financial services.
 1322 f. Program integrity.

1323 (c) Coverage under the corporation's program is secondary
 1324 to any other available private coverage held by, or applicable
 1325 to, the participant child or family member. Insurers under
 1326 contract with the corporation are the payors of last resort and
 1327 must coordinate benefits with any other third-party payor that
 1328 may be liable for the participant's medical care.

1329 (d) The Florida Healthy Kids Corporation shall be a private
 1330 corporation not for profit, organized pursuant to chapter 617,
 1331 and shall have all powers necessary to carry out the purposes of
 1332 this act, including, but not limited to, the power to receive
 1333 and accept grants, loans, or advances of funds from any public
 1334 or private agency and to receive and accept from any source

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1335 contributions of money, property, labor, or any other thing of
1336 value, to be held, used, and applied for the purposes of this
1337 act.

1338 (6) BOARD OF DIRECTORS AND MANAGEMENT SUPERVISION.—

1339 (a) The Florida Healthy Kids Corporation shall operate
1340 subject to the supervision and approval of a board of directors.
1341 The board chair shall be an appointee designated by the
1342 Governor, and the board shall be chaired by the Chief Financial
1343 Officer or her or his designee, and composed of 12 other
1344 members. The Senate shall confirm the designated chair and other
1345 board appointees. The board members shall be appointed selected
1346 for 3-year terms of office as follows:

1347 1. ~~The Secretary of Health Care Administration, or his or~~
1348 ~~her designee.~~

1349 2. ~~One member appointed by the Commissioner of Education~~
1350 ~~from the Office of School Health Programs of the Florida~~
1351 ~~Department of Education.~~

1352 3. ~~One member appointed by the Chief Financial Officer from~~
1353 ~~among three members nominated by the Florida Pediatric Society.~~

1354 4. ~~One member, appointed by the Governor, who represents~~
1355 ~~the Children's Medical Services Program.~~

1356 5. ~~One member appointed by the Chief Financial Officer from~~
1357 ~~among three members nominated by the Florida Hospital~~
1358 ~~Association.~~

1359 6. ~~One member, appointed by the Governor, who is an expert~~
1360 ~~on child health policy.~~

1361 7. ~~One member, appointed by the Chief Financial Officer,~~
1362 ~~from among three members nominated by the Florida Academy of~~
1363 ~~Family Physicians.~~

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1364 ~~8. One member, appointed by the Governor, who represents~~
1365 ~~the state Medicaid program.~~

1366 9. ~~One member, appointed by the Chief Financial Officer,~~
1367 ~~from among three members nominated by the Florida Association of~~
1368 ~~Counties.~~

1369 ~~10. The State Health Officer or her or his designee.~~

1370 ~~11. The Secretary of Children and Families, or his or her~~
1371 ~~designee.~~

1372 ~~12. One member, appointed by the Governor, from among three~~
1373 ~~members nominated by the Florida Dental Association.~~

1374 (b) A member of the board of directors serves at the
1375 pleasure of the Governor ~~may be removed by the official who~~
1376 ~~appointed that member.~~ The board shall appoint an executive
1377 director, who is responsible for other staff authorized by the
1378 board.

1379 (c) Board members are entitled to receive, from funds of
1380 the corporation, reimbursement for per diem and travel expenses
1381 as provided by s. 112.061.

1382 (d) There shall be no liability on the part of, and no
1383 cause of action shall arise against, any member of the board of
1384 directors, or its employees or agents, for any action they take
1385 in the performance of their powers and duties under this act.

1386 (e) Board members who are serving as of the effective date
1387 of this act may remain on the board until January 1, 2016.

1388 (7) LICENSING NOT REQUIRED; FISCAL OPERATION.—

1389 (a) The corporation shall not be deemed an insurer. The
1390 officers, directors, and employees of the corporation shall not
1391 be deemed to be agents of an insurer. Neither the corporation
1392 nor any officer, director, or employee of the corporation is

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1393 subject to the licensing requirements of the insurance code or
1394 the rules of the Department of Financial Services. However, any
1395 marketing representative utilized and compensated by the
1396 corporation must be appointed as a representative of the
1397 insurers or health services providers with which the corporation
1398 contracts.

1399 (b) The board has complete fiscal control over the
1400 corporation and is responsible for all corporate operations.

1401 (c) The Department of Financial Services shall supervise
1402 any liquidation or dissolution of the corporation and shall
1403 have, with respect to such liquidation or dissolution, all power
1404 granted to it pursuant to the insurance code.

1405 (8) TRANSITION PLANS.—The corporation shall confer with the
1406 Agency for Health Care Administration, the Department of
1407 Children and Families, and Florida Health Choices, Inc., to
1408 develop transition plans for the Florida Health Insurance
1409 Affordability Exchange Program as created under ss. 409.720-
1410 409.731.

1411 Section 18. Section 624.915, Florida Statutes, is repealed.

1412 Section 19. The Division of Law Revision and Information is
1413 directed to replace the phrase “the effective date of this act”
1414 wherever it occurs in this act with the date the act becomes a
1415 law.

1416 Section 20. This act shall take effect upon becoming a law.

THE FLORIDA SENATE
APPEARANCE RECORD

3-25-2015

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

7044

Bill Number (if applicable)

Topic Health Ins. Affordability

Amendment Barcode (if applicable)

Name Andrew Bott

Job Title Market Analyst

Address 2153 W. Oak Ridge Rd.

Phone 407-852-3977

Street

Orlando FL 32809

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing IUPAT Painter's Union

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

3-25-15

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 7044

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Lance Lozano

Job Title Chief Operating Officer

Address 116 S. Monroe St

Phone 850-681-6265

Street

Tallahassee

City

FL

State

32301

Zip

Email llozano@fuba.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida United Businesses 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)

3/25/15
Meeting Date

SB 7044
Bill Number (if applicable)

Topic Health Insurance Affordability

Amendment Barcode (if applicable)

Name Skylar Zander

Job Title Deputy State Director

Address 200 W. College Ave
Street

Phone 850-728-4522

Tallahassee FL 32301
City State Zip

Email szander@afpfa.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Americans for Prosperity

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

3/25/15
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

~~SB~~ SB 2044
Bill Number (if applicable)

Topic Health Ins. Affordability Exchange Amendment Barcode (if applicable)

Name Teresa Skelton

Job Title Self

Address 4291 SW 82nd Ave #8 Phone _____

Street
City Doral State FL Zip 33328

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

7044

Bill Number (if applicable)

Topic FHIX

Amendment Barcode (if applicable)

Name Travis Blanton

Job Title

Address 537 E Park Ave

Phone

Street

Tallahassee FL 32302

Email

City

State

Zip

Speaking: [] For [] Against [] Information

Waive Speaking: [X] In Support [] Against (The Chair will read this information into the record.)

Representing Florida Hospital Association

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.

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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)

3/25/15

Meeting Date

7044

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Tammy Perdue

Job Title General Counsel

Address _____

Phone _____

Street

Tallahassee

FL 32303

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

7044

Meeting Date

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Tammy Perdue

Job Title General Counsel

Address _____

Phone _____

Street

Tallahassee

FL 32303

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1044

Meeting Date _____

Bill Number (if applicable) _____

Topic FHIX

Amendment Barcode (if applicable) _____

Name Karen Zelter

Job Title FHA

Address _____
Street

Phone _____

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FHA - support bill as is

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: SB 7068

INTRODUCER: Appropriations Committee

SUBJECT: Mental Health and Substance Abuse Services

DATE: March 27, 2015

REVISED: _____

ANALYST

Brown/Hendon

STAFF DIRECTOR

Kynoch

REFERENCE

ACTION

AP Submitted as Committee Bill

I. Summary:

SB 7068 reforms the delivery and funding of mental health and substance abuse services, referred to as behavioral health services. The bill requires the Agency for Health Care Administration and the Department of Children and Families (DCF) to develop a plan by November 1, 2015, to apply for and obtain federal approval to increase Medicaid funding for behavioral health care.

To prepare for such approval, the bill reorganizes behavioral health managing entities.¹ The bill requires managing entities that contract for publically-funded mental health and substance abuse services to create a coordinated care organization in each region of the state. The coordinated care organization will be a network of behavioral health care providers offering a comprehensive range of services and capable of integrating behavioral health care and primary care. The structure of the governing boards of the managing entities are revised. The bill revises criteria for priority populations to be observed when the demand for publically-funded behavioral health services exceeds resources.

The bill requires the DCF to modify licensure rules to create a consolidated license for a behavioral health care provider that offers multiple mental health and substance abuse services.

The bill repeals obsolete statutes relating to behavioral health care. The bill may result in a positive fiscal impact by increasing resources for behavioral health care if federal approval is obtained to increase Medicaid funding.

The bill has an effective date of July 1, 2015.

¹ See s. 394.9082, F.S. A managing entity is a not-for-profit corporation organized in Florida which is under contract with the DCF on a regional basis to manage the day-to-day operational delivery of behavioral health services through an organized system of care and a network of providers who are contracted with the managing entity to provide a comprehensive array of emergency, acute care, residential, outpatient, recovery support, and consumer support services related to behavioral health.

II. Present Situation:

Mental Health and Substance Abuse

Mental illness creates enormous social and economic costs.² Unemployment rates for persons with mental disorders are high relative to the overall population.³ People with severe mental illness have exceptionally high rates of unemployment, between 60 percent and 100 percent.⁴ Mental illness increases a person's risk of homelessness in America threefold.⁵ Studies show that approximately 33 percent of our nation's homeless live with a serious mental disorder, such as schizophrenia, for which they are not receiving treatment.⁶ Often the combination of homelessness and mental illness leads to incarceration, which further decreases a person's chance of receiving proper treatment and leads to future re-offenses.⁷

According to the National Alliance on Mental Illness (NAMI), approximately 50 percent of individuals with severe mental health disorders are affected by substance abuse.⁸ NAMI also estimates that 29 percent of all people diagnosed as mentally ill abuse alcohol or other drugs.⁹ When mental health disorders are left untreated, substance abuse is likely to increase. When substance abuse increases, mental health symptoms often increase as well or new symptoms may be triggered. This could also be due to discontinuation of taking prescribed medications or the contraindications for substance abuse and mental health medications. When taken with other medications, mental health medications can become less effective.¹⁰

Behavioral Health Managing Entities

In 2008, the Legislature required Department of Children and Families (DCF) to implement a system of behavioral health managing entities that would serve as regional agencies to manage and pay for mental health and substance abuse services.¹¹ Prior to this time, the DCF, through its regional offices, contracted directly with behavioral health service providers. The Legislature found 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, promote service continuity, and provide for more efficient and effective delivery of substance abuse and mental health services. There are currently seven managing entities across the state.¹²

² *Mental Illness: The Invisible Menace; Economic Impact*, available at <http://www.mentalmenace.com/economicimpact.php>

³ *Mental Illness: The Invisible Menace: More impacts and facts*, available at <http://www.mentalmenace.com/impactsfacts.php>

⁴ *Id.*

⁵ *How does Mental Illness Impact Rates of Homelessness?* Available at <http://www.familyguidance.org/how-does-mental-illness-impact-rates-of-homelessness/>

⁶ *Id.*

⁷ *Id.*

⁸ Donna M. White, OPCI, CACP, *Living with Co-Occurring Mental & Substance Abuse Disorders*, available at <http://psychcentral.com/blog/archives/2013/10/02/living-with-co-occurring-mental-substance>

⁹ *Id.*

¹⁰ *Id.*

¹¹ See s. 394.9082, F.S., as created by Chapter 2008-243, Laws of Florida.

¹² Department of Children and Families website, <http://www.myflfamilies.com/service-programs/substance-abuse/managing-entities>, last visited 3/11/15.

Florida Medicaid

The Medicaid program is a partnership between the federal and state governments to provide medical care to low income children and disabled persons. Each state operates its own Medicaid program under a state plan that must be approved by the federal Centers for Medicare & Medicaid Services. The state plan outlines Medicaid eligibility standards, policies, and reimbursement methodologies.

Florida Medicaid is administered by the Agency for Health Care Administration (AHCA) and is financed with federal and state funds. The DCF determines eligibility for the Medicaid program and transmits that information to the AHCA. The AHCA is designated as the single state Medicaid agency and has the lead responsibility for the overall program.¹³

Over 3.7 million Floridians are currently enrolled in Medicaid¹⁴ and the program's estimated expenditures for the 2014-2015 fiscal year are \$23.4 billion.¹⁵ The federal government currently pays 59.56 percent of the costs of Medicaid services with the state paying 40.44 percent. Florida has the fourth largest Medicaid program in the country.¹⁶

Medicaid currently covers:

- 20 percent of Florida's population;
- 27 percent of Florida's children;
- 62.2 percent of Florida's births; and
- 69 percent of Florida's nursing homes days.¹⁷

The structure for each state's Medicaid program varies and the percentage of costs paid by each state is largely determined by the federal government. Federal law and regulation sets the minimum amount, scope, and duration of services offered in the program, among other requirements. Eligibility for the Medicaid program is based on a number of factors, including age, household or individual income, and assets. State Medicaid benefits are provided in statute under s. 409.903, F.S. (Mandatory Payments for Eligible Persons) and s. 409.904, F.S. (Optional Payments for Eligible Persons).

In 2011, the Legislature established the Statewide Medicaid Managed Care Program.¹⁸ The managed care program has two components: the Long Term Care Managed Care program and the Managed Medical Assistance program. The Statewide Medicaid Managed Care Program is an integrated managed care program for Medicaid enrollees that incorporates all of the covered services, for the delivery of primary and acute care in 11 regions.

¹³ See s. 409.963, F.S.

¹⁴ Agency for Health Care Administration, *Report of Medicaid Eligibles - January 31, 2015*, http://ahca.myflorida.com/medicaid/about/pdf/age_assistance_category_2015-01-31.pdf (last visited: Mar. 9, 2015).

¹⁵ Office of Economic and Demographic Research, *Social Services Estimating Conference Medicaid Expenditures* (December 12, 2014) <http://edr.state.fl.us/Content/conferences/medicaid/medhistory.pdf> (last visited: Mar. 6, 2015).

¹⁶ Agency for Health Care Administration, Health and Human Services Appropriations Committee Presentation, *Agency for Health Care Administration - An Overview (Jan. 22, 2015)*, Slide 9, http://www.flsenate.gov/PublishedContent/Committees/2014-2016/AHS/MeetingRecords/MeetingPacket_2759.pdf (last visited: Mar. 6, 2015).

¹⁷ Id at 10.

¹⁸ See Chapter Laws, 2011-134 and 2011-135.

The Managed Medicaid Assistance program is authorized by a Medicaid waiver granted by the federal Centers for Medicare & Medicaid Services. Behavioral health care is covered by Medicaid managed care plans and by Medicaid's system for providing services under fee-for-service payments.

III. Effect of Proposed Changes:

Section 1 amends s. 394.455, F.S., to revise the definition of "mental illness" to exclude dementia and traumatic brain injuries.

Section 2 amends s. 394.492, F.S., to revise the definition of "adolescent" to a person under 21 years of age.

Section 3 creates s. 394.761, F.S., to require the Agency for Health Care Administration (AHCA) and the Department of Children and Families (DCF) to obtain federal approval to increase Medicaid funding for behavioral health care. The bill states that the goal of this federal approval is to implement a coordinated care organization (defined later in the bill) and to improve the integration of behavioral and primary health care services. A plan to obtain this approval must be submitted to the Legislature by November 1, 2015. The plan must identify:

- State funding that could be used as matching funds for the Medicaid program;
- How increased Medicaid funding could be used for expanded eligibility;
- How increased Medicaid funding could increase reimbursement rates and capitation rates for behavioral health services;
- How increased Medicaid funding could make supplemental payments to behavioral health service providers;
- Innovative programs for providing incentives for improved client outcomes;
- The advantages and disadvantages for each alternative;
- The types of federal approvals needed; and
- A timeline for implementing these changes.

Section 4 amends s. 394.875, F.S., to require the DCF to modify licensure rules to create a consolidated license for a behavioral health care provider that offers multiple mental health and substance abuse services under ch. 394, F.S., (mental health) and ch. 397, F.S., (substance abuse) by January 1, 2016.

Section 5 amends s. 394.9082, F.S., effective upon the bill becoming law, relating to the Legislature's intent to establish behavioral health managing entities. The bill strikes reference to behavioral health managing entities being single, private, nonprofit, local entities. The bill deletes the definition of "decision-making model" and redefines the geographic areas for managing entities as areas used by AHCA to implement Medicaid managed care. The bill revises the definition of "managing entity" to delete reference to nonprofit status and defines such entities as those under contract with the DCF as of July 1, 2015.

The bill defines "coordinated care organizations" and requires managing entities to develop and implement a plan to create a coordinated, regional network of behavioral health care providers. A regional network must provide access to a comprehensive range of services for persons with a mental illness or substance abuse disorder. The bill requires the DCF to designate a regional

network as a coordinated care organization after specified criteria have been met through written agreements to establish common protocols for intake assessment, mechanisms for data sharing, joint operational procedures, and integrated care planning and case management.

The bill requires DCF contracts with managing entities to be performance-based with specific performance standards, and consequences for failure to establish a coordinated care organization. In creating a coordinated care organization, a managing entity must consider public input, a needs assessment, and include evidence-based and best practice models. Under the bill, the DCF must establish three-year contracts with managing entities on the next date of contract renewal after the bill becomes law. All managing entities, however, must be under performance-based contracts by July 1, 2017. Those managing entities with contracts providing for a renewal on July 1, 2015, may be renewed until a performance-based contract can be developed.

Failure by a managing entity to implement a coordinated care organization constitutes a disqualification as a managing entity and the DCF must begin procurement of another managing entity. The new entity must be either a managing entity from another region, a Medicaid managed care organization operating in the same region, or a behavioral health specialty managed care plan. When selecting a new managing entity, the DCF must consider input from behavioral health care providers, the experience of the proposed managing entity in providing behavioral health care, the extent to which the proposed managing entity has community partnerships with behavioral health care providers, the demonstrated ability to manage a network, and the ability to integrate behavioral health care with primary health care.

The bill establishes goals for the coordinated care organization as follows:

- Improved outcomes of persons receiving behavioral health care;
- Accountability and transparency for behavioral health care;
- Continuity of care for all children, adolescents and adults for behavioral health care;
- Value-based purchasing of behavioral health care to maximize the return on the investments of public resources;
- Early diagnosis and treatment to prevent unnecessary hospitalization;
- Regional service delivery systems that are responsive to local needs;
- Quality care by using evidence-based services and best practices; and
- Integration of behavioral health services with other assistance programs.

The bill defines the essential elements of a coordinated care organization as:

- A centralized receiving facility or coordinated receiving system for persons needing emergency assistance with behavioral health care through the Baker Act or the Marchman Act;
- Crisis services including mobile response teams and crisis stabilization units;
- Case management;
- Outpatient services;
- Residential services;
- Hospital inpatient care;
- After-care and post-discharge services;
- Recovery support, such as housing assistance, employment support, education assistance, independent living skill services, family support and education, and wellness services; and

- Medical services necessary for the integration of behavioral health care with primary care.

The bill establishes that the provider network must include all mental health and substance abuse providers currently receiving public funds for such services. Provider participation in the network would be based on credentialing and other performance standards. Managing entities must continue to provide financial management; allocate funds; monitor providers; collect, report, and analyze data; collaborate with community stakeholders, coordinate consumer care, continuously improve the quality of services; manage and maximize resources, including third-party payments; be a liaison with consumers; conduct community needs assessments; and secure local matching funds.

The managing entity must strive to serve all persons in need and will prioritize services when resources are limited. The bill establishes priority populations as:

- Individuals in crisis stabilization units awaiting placement in a state treatment facility;
- Individuals in state treatment facility awaiting community services;
- Parents or caretakers with involvement in the child welfare system;
- Individuals with multiple arrests and incarceration due to their behavioral health; and
- Individuals with conditions similar to those in the community that use a disproportionate amount of behavioral health care.

The bill revises the make-up of a managing entity's governing board effective December 31, 2015. The members must be selected through a transparent process and serve in staggered terms. Members are limited to serving no more than eight years. Under the bill, the board must have the following members from the region:

- Four consumer representatives, or family members of persons receiving behavioral health care, nominated by behavioral health care providers;
- Two local government representatives nominated by local governments;
- Two employer representatives nominated by a chamber of commerce;
- Two service provider representatives serving families in the child welfare system, appointed by the child welfare community-based care agency; and
- Three health care professionals or representatives of health facilities that are not under contract with the managing entity, nominated by local medical societies, hospitals, or other health care organizations.

The bill deletes outdated language relating to the implementation of statutes relating to managing entities.

Section 6 creates s. 397.402, F.S., to establish a consolidated license for behavioral health care providers.

Currently, the DCF licenses substance abuse providers. The standards are set out in law and rule and require an application, license fee, and inspections. Mental health providers, such as psychiatric hospitals, crisis stabilization units, and residential facilities, are licensed by the AHCA. For these AHCA-licensed facilities, the DCF develops or contributes to the rules. When a hospital is accredited, the accreditation can be substituted for state licensing. Individual

providers who offer substance abuse and mental health services (psychiatrists, psychologists, social workers, counselors, etc.) are licensed by their respective professional boards.

Under the bill, the DCF will develop the option for providers to have a single, consolidated license by January 1, 2016. Providers must operate under a single corporate entity to be eligible for the consolidated license. When such providers serve both children and adults, they must meet DCF standards for providing separate facilities and other arrangements to ensure the safety of children.

Section 7 amends s. 397.427, F.S., to repeal language relating to medication-assisted treatment, such as treatment for opiate addiction. The repealed language requires the DCF to determine the need for such treatment programs, adopt rules, and select providers of medication-assisted treatment.

Section 8 amends s. 409.967, F.S., relating to Medicaid managed care plans. The bill requires managed care plans to provide or contract for care coordination of behavioral health care. The aim of such care coordination is to provide services in the least restrictive environment. The bill requires behavioral health care services delivered by Medicaid managed care plans to be integrated with primary care. Plans are to meet specific outcome standards developed in consultation with the DCF.

Section 9 amends s. 409.973, F.S., relating to benefits under Medicaid managed care plans. The bill establishes a new initiative for integrated behavioral health and requires each plan to work with behavioral health managing entities.

Section 10 amends s. 409.975, F.S., relating to managed care plan accountability. The bill adds publically-funded behavioral health care providers to the list of essential Medicaid providers with which Medicaid managed care plans are required to contract.

Section 11 repeals s. 394.4674, F.S., relating to deinstitutionalization. The statute currently directs the DCF to develop a plan for the deinstitutionalization of patients in a treatment facility who are over age 55 and do not meet the criteria for involuntary placement.

Section 12 repeals s. 394.4985, F.S., relating to placement of children in mental health treatment facilities. The statute currently prohibits a child under the age of 14 who is admitted for mental health treatment to any hospital from being placed in a room or ward with an adult patient. The bill addresses this issue in section 6.

Section 13 repeals s. 394.657, F.S., relating to county planning for behavioral health. The statute currently requires each county have an entity to make a formal recommendation to the board of county commissioners regarding how the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program may best be implemented within a community.

Section 14 repeals s. 394.745, F.S., relating to annual reports on behavioral health. The statute currently requires the DCF to submit an annual report to the President of the Senate and the Speaker of the House of Representatives which describes the compliance of providers that provide substance abuse treatment programs and mental health services under contract with the

DCF. This provision of current law is obsolete because responsibility for managing such providers has been turned over to the managing entities.

Section 15 repeals s. 394.9084, F.S., relating to self-directed care programs. The statute currently allows the DCF, in cooperation with the AHCA, to provide a client-directed and choice-based Florida Self-Directed Care Program in all service districts, in addition to the pilot projects established in District 4 and District 8, to provide mental health treatment and support services to adults who have serious mental illness.

Section 16 repeals s. 397.331, F.S., relating to legislative intent and definitions for substance abuse treatment. The statute currently calls for a state drug control strategy to be developed and implemented.

Section 17 repeals s. 397.333, F.S., creating the Statewide Drug Policy Advisory Council in the Department of Health.

Section 18 repeals s. 397.801, F.S., relating to substance abuse impairment coordination. The statute currently requires the DCF, the Department of Education, the Department of Corrections, and the Department of Law Enforcement to each appoint a policy-level staff person to serve as the agency substance abuse impairment coordinator.

Section 19 repeals s. 397.811, F.S., relating to juvenile substance abuse. The statute currently provides intent language that a substance abuse impairment crisis is destroying the state's youth. The statute further provides legislative intent that funds be invested in prevention and early intervention programs.

Section 20 repeals s. 397.821, F.S., establishing juvenile substance abuse impairment prevention and early intervention councils. The purpose of the councils is to identify community needs in the area of juvenile substance abuse impairment prevention and early intervention and to make recommendations to the DCF.

Section 21 repeals s. 397.901, F.S., which authorizes prototype juvenile addictions receiving facilities to provide substance abuse impairment treatment services and community-based detoxification, stabilization, and short-term treatment and medical care to juveniles found to be impaired and in need of emergency treatment as a consequence of being impaired.

Section 22 repeals s. 397.93, F.S., which specifies that the target populations for children's substance abuse services are children at risk for substance abuse and children with substance abuse problems. This provision of current law is superseded by language in section 5 of the bill to specify priority target populations for behavioral health care services.

Section 23 repeals s. 397.94, F.S., relating to planning information and referral networks for child substance abuse services. These requirements are made obsolete by the bill's provisions for coordinated care organizations.

Section 24 repeals s. 397.951, F.S., relating to treatment and sanctions for children in substance abuse treatment. The statute currently calls for the integration of treatment and sanctions to increase the effectiveness of substance abuse treatment.

Section 25 repeals s. 397.97, F.S., relating to Children's Network of Care Demonstration Models. The purpose of such models is to create an effective interagency strategy for delivering substance abuse services to the target populations through a local network of service providers, which is duplicative of the requirements of the bill to establish coordinated care organizations.

Sections 26 through 30 amend various statutory provisions to correct cross-references to conform to changes made in sections 1 through 25.

Section 31 through 36 reenact various statutory provisions for the purpose of incorporating amendments by reference thereto made in sections 1 through 25.

Section 37 provides an effective date of July 1, 2015, except for section 5, which takes effect upon the bill 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:

Under SB 7068, private providers of behavioral health services could experience lower costs through a consolidated licensing process by DCF. Private managing entities would have additional duties in establishing a coordinated care organization. If the bill results in expanded Medicaid services or payment rates, private behavioral health could experience increased revenues.

C. Government Sector Impact:

The bill could have a positive, indeterminate fiscal impact on the state to the extent that efforts by the Agency for Health Care Administration and Department of Children and Families to obtain federal approval to increase Medicaid funding for behavioral health care, are successful.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 394.455, 394.492, 394.493, 394.875, 394.9082, 397.427, 397.321, 397.98, 409.966, 409.967, 409.973, 409.975, 943.031, and 943.042.

This bill creates the following sections of the Florida Statutes: 394.761 and 397.402.

This bill repeals the following sections of the Florida Statutes: 3964.4674, 394.4985, 394.657, 394.745, 394.9084, 397.331, 397.333, 397.801, 397.811, 397.821, 397.901, 397.93, 397.94, 397.951, and 397.97.

This bill reenacts the following sections of the Florida Statutes: 39.407, 394.67, 394.674, 394.676, 409.1676, and 409.1677.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.



269622

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Garcia) recommended the following:

Senate Amendment (with title amendment)

Delete lines 272 - 285

and insert:

(3) COORDINATED CARE ORGANIZATIONS SERVICE DELIVERY STRATEGIES.—The department may work through managing entities shall ~~to~~ develop and implement a plan to create a coordinated regional network of behavioral health service providers. The regional network must offer access to a comprehensive range of services and continuity of care for ~~service delivery strategies~~



269622

11 ~~that will improve the coordination, integration, and management~~
12 ~~of the delivery of behavioral health services to people with who~~
13 ~~have mental illness or substance use disorders. The plan must be~~
14 ~~developed through a collaborative process between the managing~~
15 ~~entity and providers in the region. The department shall~~
16 ~~designate the regional network as a coordinated care~~
17 ~~organization after the relationships, linkages, and interactions~~
18 ~~among network providers are formalized through written~~
19 ~~agreements that establish common protocols for intake and~~
20 ~~assessment, mechanisms for data sharing, joint operational~~
21 ~~procedures, and integrated care planning and case management. It~~
22 ~~is the intent of the Legislature that a well-managed service~~
23 ~~delivery system will increase access for those in need of care,~~
24 ~~improve the coordination and continuity of care for vulnerable~~
25 ~~and high-risk populations, and redirect service dollars from~~
26 ~~restrictive care settings to community-based recovery services.~~

27 ===== T I T L E A M E N D M E N T =====

28 And the title is amended as follows:

29 Between lines 26 and 27

30 insert:

31 requiring the regional network to offer access to
32 certain services; requiring the plan to be developed
33 in a certain manner; requiring the department to
34 designate the regional network as a coordinated care
35 organization after certain conditions are met;

FOR CONSIDERATION By the Committee on Appropriations

576-02000A-15

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1 A bill to be entitled
 2 An act relating to mental health and substance abuse
 3 services; amending s. 394.455, F.S.; revising the
 4 definition of "mental illness" to include dementia and
 5 traumatic brain injuries; amending s. 394.492, F.S.;
 6 redefining the terms "adolescent" and "child or
 7 adolescent at risk of emotional disturbance"; creating
 8 s. 394.761, F.S.; requiring the Agency for Health Care
 9 Administration and the Department of Children and
 10 Families to develop a plan to obtain federal approval
 11 for increasing the availability of federal Medicaid
 12 funding for behavioral health care; establishing
 13 improved integration of behavioral health and primary
 14 care services through the development and effective
 15 implementation of coordinated care organizations as
 16 the primary goal of obtaining the additional funds;
 17 requiring the agency and the department to submit the
 18 written plan, which must include certain information,
 19 to the Legislature by a specified date; amending s.
 20 394.875, F.S.; requiring that, by a specified date,
 21 the department modify certain licensure rules and
 22 procedures; providing requirements for providers;
 23 amending s. 394.9082, F.S.; revising Legislative
 24 findings and intent; redefining terms; requiring the
 25 managing entities, rather than the department, to
 26 develop and implement a plan with a certain purpose;
 27 removing a provision providing legislative intent;
 28 requiring the department to contract with community-
 29 based managing entities for the development of

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30 specified objectives; removing duties of the
 31 department, the secretary of the department, and
 32 managing entities; removing a provision regarding the
 33 requirement of funding the managing entity's contract
 34 through departmental funds; removing legislative
 35 intent; requiring that the department's contract with
 36 each managing entity be performance based; providing
 37 for scaled penalties and liquidated damages if a
 38 managing entity fails to perform after a reasonable
 39 opportunity for corrective action; requiring the plan
 40 for the coordination and integration of certain
 41 services to be developed in a certain manner and to
 42 incorporate certain models; providing requirements for
 43 the department when entering into contracts with a
 44 managing entity; requiring the department to consider
 45 specified factors when considering a new contractor;
 46 revising the goals of the coordinated care
 47 organization; requiring a coordinated care
 48 organization to consist of a comprehensive provider
 49 network that includes specified elements; requiring
 50 that specified treatment providers be initially
 51 included in the provider network; providing for
 52 continued participation in the provider network;
 53 revising the network management and administrative
 54 functions of the managing entities; requiring that the
 55 managing entity support network providers in certain
 56 ways; authorizing the managing entity to prioritize
 57 certain populations when necessary; requiring that, by
 58 a certain date, a managing entity's governing board

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59 consist of a certain number of members selected by the
60 managing entity in a specified manner; providing
61 requirements for the governing board; removing
62 departmental responsibilities; removing a reporting
63 requirement; authorizing, rather than requiring, the
64 department to adopt rules; creating s. 397.402, F.S.;
65 requiring that the department modify certain licensure
66 rules and procedures by a certain date; providing
67 requirements for a provider; amending s. 397.427,
68 F.S.; removing provisions requiring the department to
69 determine the need for establishing providers of
70 medication-assisted treatment services for opiate
71 addiction; removing provisions requiring the
72 department to adopt rules; amending s. 409.967, F.S.;
73 requiring that certain plans or contracts include
74 specified requirements; amending s. 409.973, F.S.;
75 requiring each plan operating in the managed medical
76 assistance program to work with the managing entity to
77 establish specific organizational supports and service
78 protocols; amending s. 409.975, F.S.; revising the
79 categories from which the agency must determine which
80 providers are essential Medicaid providers; repealing
81 s. 394.4674, F.S., relating to a plan and report;
82 repealing s. 394.4985, F.S., relating to districtwide
83 information and referral network and implementation;
84 repealing s. 394.657, F.S., relating to county
85 planning councils or committees; repealing s. 394.745,
86 F.S., relating to an annual report and compliance of
87 providers under contract with department; repealing s.

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88 394.9084, F.S., relating to the Florida Self-Directed
89 Care program; repealing s. 397.331, F.S., relating to
90 definitions; repealing s. 397.333, F.S., relating to
91 the Statewide Drug Policy Advisory Council; repealing
92 s. 397.801, F.S., relating to substance abuse
93 impairment coordination; repealing s. 397.811, F.S.,
94 relating to juvenile substance abuse impairment
95 coordination; repealing s. 397.821, F.S., relating to
96 juvenile substance abuse impairment prevention and
97 early intervention councils; repealing s. 397.901,
98 F.S., relating to prototype juvenile addictions
99 receiving facilities; repealing s. 397.93, F.S.,
100 relating to children's substance abuse services and
101 target populations; repealing s. 397.94, F.S.,
102 relating to children's substance abuse services and
103 the information and referral network; repealing s.
104 397.951, F.S., relating to treatment and sanctions;
105 repealing s. 397.97, F.S., relating to children's
106 substance abuse services and demonstration models;
107 amending ss. 397.321, 397.98, 409.966, 943.031, and
108 943.042, F.S.; conforming provisions and cross-
109 references to changes made by the act; reenacting ss.
110 39.407(6)(a), 394.67(21), 394.674(1)(b), 394.676(1),
111 409.1676(2)(c), and 409.1677(1)(b), F.S., relating to
112 the term "suitable for residential treatment" or
113 "suitability," the term "residential treatment center
114 for children and adolescents," children's mental
115 health services, the indigent psychiatric medication
116 program, and the term "serious behavioral problems,"

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117 respectively, to incorporate the amendment made to s.
118 394.492, F.S., in references thereto; providing
119 effective dates.

120
121 Be It Enacted by the Legislature of the State of Florida:

122
123 Section 1. Subsection (18) of section 394.455, Florida
124 Statutes, is amended to read:

125 394.455 Definitions.—As used in this part, unless the
126 context clearly requires otherwise, the term:

127 (18) "Mental illness" means an impairment of the mental or
128 emotional processes that exercise conscious control of one's
129 actions or of the ability to perceive or understand reality,
130 which impairment substantially interferes with the person's
131 ability to meet the ordinary demands of living. For the purposes
132 of this part, the term does not include a developmental
133 disability as defined in chapter 393, dementia, traumatic brain
134 injuries, intoxication, or conditions manifested only by
135 antisocial behavior or substance abuse impairment.

136 Section 2. Subsections (1), (4), and (6) of section
137 394.492, Florida Statutes, are amended to read:

138 394.492 Definitions.—As used in ss. 394.490-394.497, the
139 term:

140 (1) "Adolescent" means a person who is at least 13 years of
141 age but under ~~18~~ 21 years of age.

142 (4) "Child or adolescent at risk of emotional disturbance"
143 means a person under ~~18~~ 21 years of age who has an increased
144 likelihood of becoming emotionally disturbed because of risk
145 factors that include, but are not limited to:

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146 (a) Being homeless.
147 (b) Having a family history of mental illness.
148 (c) Being physically or sexually abused or neglected.
149 (d) Abusing alcohol or other substances.
150 (e) Being infected with human immunodeficiency virus (HIV).
151 (f) Having a chronic and serious physical illness.
152 (g) Having been exposed to domestic violence.
153 (h) Having multiple out-of-home placements.
154 (6) "Child or adolescent who has a serious emotional
155 disturbance or mental illness" means a person under ~~18~~ 21 years
156 of age who:

157 (a) Is diagnosed as having a mental, emotional, or
158 behavioral disorder that meets one of the diagnostic categories
159 specified in the most recent edition of the Diagnostic and
160 Statistical Manual of Mental Disorders of the American
161 Psychiatric Association; and

162 (b) Exhibits behaviors that substantially interfere with or
163 limit his or her role or ability to function in the family,
164 school, or community, which behaviors are not considered to be a
165 temporary response to a stressful situation.

166
167 The term includes a child or adolescent who meets the criteria
168 for involuntary placement under s. 394.467(1).

169 Section 3. Section 394.761, Florida Statutes, is created to
170 read:

171 394.761 Revenue maximization.—The agency and the department
172 shall develop a plan to obtain federal approval for increasing
173 the availability of federal Medicaid funding for behavioral
174 health care. Increased funding will be used to advance the goal

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175 of improved integration of behavioral health and primary care
 176 services through development and effective implementation of
 177 coordinated care organizations as described in s. 394.9082(3).
 178 The agency and the department shall submit the written plan to
 179 the President of the Senate and the Speaker of the House of
 180 Representatives no later than November 1, 2015. The plan shall
 181 identify the amount of general revenue funding appropriated for
 182 mental health and substance abuse services which is eligible to
 183 be used as state Medicaid match. The plan must evaluate
 184 alternative uses of increased Medicaid funding, including
 185 expansion of Medicaid eligibility for the severely and
 186 persistently mentally ill; increased reimbursement rates for
 187 behavioral health services; adjustments to the capitation rate
 188 for Medicaid enrollees with chronic mental illness and substance
 189 use disorders; supplemental payments to mental health and
 190 substance abuse providers through a designated state health
 191 program or other mechanisms; and innovative programs for
 192 incentivizing improved outcomes for behavioral health
 193 conditions. The plan shall identify the advantages and
 194 disadvantages of each alternative and assess the potential of
 195 each for achieving improved integration of services. The plan
 196 shall identify the types of federal approvals necessary to
 197 implement each alternative and project a timeline for
 198 implementation.

199 Section 4. Subsection (11) is added to section 394.875,
 200 Florida Statutes, to read:

201 394.875 Crisis stabilization units, residential treatment
 202 facilities, and residential treatment centers for children and
 203 adolescents; authorized services; license required.—

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204 (11) No later than January 1, 2016, the department shall
 205 modify licensure rules and procedures to create an option for a
 206 single, consolidated license for a provider who offers multiple
 207 types of mental health and substance abuse services regulated
 208 under this chapter and chapter 397. Providers eligible for a
 209 consolidated license must operate these services through a
 210 single corporate entity and a unified management structure. Any
 211 provider serving adult and children must meet departmental
 212 standards for separate facilities and other requirements
 213 necessary to ensure children's safety and promote therapeutic
 214 efficacy.

215 Section 5. Effective upon this act becoming a law, section
 216 394.9082, Florida Statutes, is amended to read:

217 394.9082 Behavioral health managing entities.—

218 (1) LEGISLATIVE FINDINGS AND INTENT.—The Legislature finds
 219 that untreated behavioral health disorders constitute major
 220 health problems for residents of this state, are a major
 221 economic burden to the citizens of this state, and substantially
 222 increase demands on the state's juvenile and adult criminal
 223 justice systems, the child welfare system, and health care
 224 systems. The Legislature finds that behavioral health disorders
 225 respond to appropriate treatment, rehabilitation, and supportive
 226 intervention. The Legislature finds that the state's return on
 227 its ~~it has made a substantial long-term~~ investment in the
 228 funding of the community-based behavioral health prevention and
 229 treatment service systems and facilities can be enhanced by
 230 integration of these services with primary care ~~in order to~~
 231 provide critical emergency, acute care, residential, outpatient,
 232 and rehabilitative and recovery-based services. The Legislature

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233 finds that local communities have also made substantial
 234 investments in behavioral health services, contracting with
 235 safety net providers who by mandate and mission provide
 236 specialized services to vulnerable and hard-to-serve populations
 237 and have strong ties to local public health and public safety
 238 agencies. The Legislature finds that a regional management
 239 structure ~~for that places the responsibility for publicly~~
 240 ~~financed~~ behavioral health treatment and prevention services
 241 ~~within a single private, nonprofit entity at the local level~~
 242 will improve ~~promote improved~~ access to care, promote service
 243 continuity, and provide for more efficient and effective
 244 delivery of substance abuse and mental health services. The
 245 Legislature finds that streamlining administrative processes
 246 will create cost efficiencies and provide flexibility to better
 247 match available services to consumers' identified needs.

248 (2) DEFINITIONS.—As used in this section, the term:

249 (a) "Behavioral health services" means mental health
 250 services and substance abuse prevention and treatment services
 251 as defined in this chapter and chapter 397 which are provided
 252 using state and federal funds.

253 ~~(b) "Decisionmaking model" means a comprehensive management~~
 254 ~~information system needed to answer the following management~~
 255 ~~questions at the federal, state, regional, circuit, and local~~
 256 ~~provider levels: who receives what services from which providers~~
 257 ~~with what outcomes and at what costs?~~

258 ~~(b)(c)~~ "Geographic area" means a county, circuit, ~~regional~~,
 259 or a region as described in s. 409.966 ~~multiregional area in~~
 260 ~~this state.~~

261 ~~(c)(d)~~ "Managing entity" means a corporation ~~that is~~

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262 ~~organized in this state, is designated or filed as a nonprofit~~
 263 ~~organization under s. 501(c)(3) of the Internal Revenue Code,~~
 264 ~~and is under contract to the department to manage the day-to-day~~
 265 ~~operational delivery of behavioral health services as of July 1,~~
 266 ~~2015 through an organized system of care.~~

267 ~~(c) "Provider networks" mean the direct service agencies~~
 268 ~~that are under contract with a managing entity and that together~~
 269 ~~constitute a comprehensive array of emergency, acute care,~~
 270 ~~residential, outpatient, recovery support, and consumer support~~
 271 ~~services.~~

272 (3) COORDINATED CARE ORGANIZATIONS SERVICE DELIVERY
 273 STRATEGIES.—The department ~~may work~~ through managing entities
 274 shall ~~to~~ develop and implement a plan to create a coordinated
 275 regional network of behavioral health service providers which
 276 provides access to a comprehensive range of services and
 277 enhances continuity of care for service delivery strategies that
 278 will improve the coordination, integration, and management of
 279 the delivery of behavioral health services to people with who
 280 have mental illness or substance use disorders. ~~It is the intent~~
 281 ~~of the Legislature that a well-managed service delivery system~~
 282 ~~will increase access for those in need of care, improve the~~
 283 ~~coordination and continuity of care for vulnerable and high-risk~~
 284 ~~populations, and redirect service dollars from restrictive care~~
 285 ~~settings to community-based recovery services.~~

286 (4) CONTRACT FOR SERVICES.—

287 (a) The department must ~~may~~ contract ~~for the purchase and~~
 288 ~~management of behavioral health services~~ with community-based
 289 managing entities for the development of a regional coordinated
 290 care organization, network management services, and the

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291 ~~administrative functions defined in subsection (6). The~~
 292 ~~department may require a managing entity to contract for~~
 293 ~~specialized services that are not currently part of the managing~~
 294 ~~entity's network if the department determines that to do so is~~
 295 ~~in the best interests of consumers of services. The secretary~~
 296 ~~shall determine the schedule for phasing in contracts with~~
 297 ~~managing entities. The managing entities shall, at a minimum, be~~
 298 ~~accountable for the operational oversight of the delivery of~~
 299 ~~behavioral health services funded by the department and for the~~
 300 ~~collection and submission of the required data pertaining to~~
 301 ~~these contracted services. A managing entity shall serve a~~
 302 ~~geographic area designated by the department. The geographic~~
 303 ~~area must be of sufficient size in population and have enough~~
 304 ~~public funds for behavioral health services to allow for~~
 305 ~~flexibility and maximum efficiency.~~

306 (b) ~~The operating costs of the managing entity contract~~
 307 ~~shall be funded through funds from the department and any~~
 308 ~~savings and efficiencies achieved through the implementation of~~
 309 ~~managing entities when realized by their participating provider~~
 310 ~~network agencies. The department recognizes that managing~~
 311 ~~entities will have infrastructure development costs during~~
 312 ~~start-up so that any efficiencies to be realized by providers~~
 313 ~~from consolidation of management functions, and the resulting~~
 314 ~~savings, will not be achieved during the early years of~~
 315 ~~operation. The department shall negotiate a reasonable and~~
 316 ~~appropriate administrative cost rate with the managing entity.~~
 317 ~~The Legislature intends that reduced local and state contract~~
 318 ~~management and other administrative duties passed on to the~~
 319 ~~managing entity allows funds previously allocated for these~~

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320 ~~purposes to be proportionately reduced and the savings used to~~
 321 ~~purchase the administrative functions of the managing entity.~~
 322 ~~Policies and procedures of the department for monitoring~~
 323 ~~contracts with managing entities shall include provisions for~~
 324 ~~eliminating duplication of the department's and the managing~~
 325 ~~entities' contract management and other administrative~~
 326 ~~activities in order to achieve the goals of cost-effectiveness~~
 327 ~~and regulatory relief. To the maximum extent possible, provider-~~
 328 ~~monitoring activities shall be assigned to the managing entity.~~

329 (c) The department's contract with each managing entity
 330 must be a performance-based agreement requiring specific
 331 results, setting measureable performance standards and
 332 timelines, and identifying consequences for failure to timely
 333 plan and implement a regional, coordinated care organization.
 334 The consequences specified in the contract must correlate to a
 335 schedule of penalties, scaled to the nature and significance of
 336 the managing entity's failure to perform, and must include
 337 liquidated damages. The contract must provide a reasonable
 338 opportunity for managing entities to implement corrective
 339 actions, but must require progress toward achievement of the
 340 performance standards identified in paragraph (e). Contracting
 341 and payment mechanisms for services must promote clinical and
 342 financial flexibility and responsiveness and must allow
 343 different categorical funds to be integrated at the point of
 344 service. The plan for coordination and integration of services
 345 required by subsection (3) shall be developed based on
 346 contracted service array must be determined by using public
 347 input and, needs assessment, and must incorporate promising,
 348 evidence-based and promising best practice models. The

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349 ~~department may employ care management methodologies, prepaid~~
 350 ~~capitation, and case rate or other methods of payment which~~
 351 ~~promote flexibility, efficiency, and accountability.~~

352 (d) The department shall establish a 3-year performance-
 353 based contract with each managing entity on the next date of
 354 contract renewal after the effective date of this act. All
 355 managing entities must be operating under performance-based
 356 contracts by July 1, 2017. Managing entities with contracts
 357 subject to renewal on July 1, 2015, shall receive a contract
 358 renewal, if available, or a contract extension under s.
 359 287.057(12) until the performance-based contract can be
 360 developed.

361 (e) The contract must identify performance standards that
 362 are critical to the implementation of a coordinated care
 363 organization. Failure to achieve these specific standards
 364 constitutes a disqualification of the entity resulting in a
 365 notice of termination, which is effective upon selection of a
 366 new contractor. If a managing entity is disqualified due to
 367 performance failure, the department shall issue an invitation to
 368 negotiate in order to select a new contractor. The new
 369 contractor must be a managing entity in another region, a
 370 Medicaid managed care organization operating in the same region,
 371 or a behavioral health specialty managed care organization. The
 372 department shall consider the input and recommendations of
 373 network providers in the selection of the new contractor. The
 374 invitation to negotiate shall specify the criteria and the
 375 relative weight of the criteria that will be used in selecting
 376 the new contractor. The department must consider all of the
 377 following factors:

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378 1. Experience serving persons with mental health and
 379 substance use disorders.

380 2. Establishment of community partnerships with behavioral
 381 health providers.

382 3. Demonstrated organizational capabilities for network
 383 management functions.

384 4. Capability to integrate behavioral health with primary
 385 care services.

386 (5) GOALS.—The primary goal of the coordinated care
 387 organization service-delivery strategies is to improve outcomes
 388 for persons needing provide a design for an effective
 389 coordination, integration, and management approach for
 390 delivering effective behavioral health services to persons who
 391 are experiencing a mental health or substance abuse crisis, who
 392 have a disabling mental illness or a substance use or co-
 393 occurring disorder, and require extended services in order to
 394 recover from their illness, or who need brief treatment or
 395 longer-term supportive interventions to avoid a crisis or
 396 disability. Other goals include:

397 (a) Improving Accountability for measureable and
 398 transparent a local system of behavioral health care services to
 399 meet performance outcomes and standards through the use of
 400 reliable and timely data.

401 (b) Enhancing the Continuity of care for all children,
 402 adolescents, and adults who receive services from the
 403 coordinated care organization enter the publicly funded
 404 behavioral health service system.

405 (c) Value-based purchasing of behavioral health services
 406 that maximizes the return on investment to local, state, and

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407 ~~federal funding sources Preserving the "safety net" of publicly~~
 408 ~~funded behavioral health services and providers, and recognizing~~
 409 ~~and ensuring continued local contributions to these services, by~~
 410 ~~establishing locally designed and community-monitored systems of~~
 411 ~~care.~~

412 (d) ~~Providing~~ Early diagnosis and treatment interventions
 413 to enhance recovery and prevent hospitalization.

414 (e) Regional service delivery systems that are responsive
 415 ~~to Improving the assessment of local needs for behavioral health~~
 416 ~~services.~~

417 (f) Quality care that is provided using Improving the
 418 ~~overall quality of behavioral health services through the use of~~
 419 ~~evidence-based, best practice, and promising practice models.~~

420 (g) Demonstrating improved service Integration of between
 421 ~~behavioral health services programs and other programs, such as~~
 422 ~~vocational rehabilitation, education, child welfare, primary~~
 423 ~~health care, emergency services, juvenile justice, and criminal~~
 424 ~~justice.~~

425 (h) ~~Providing for additional testing of creative and~~
 426 ~~flexible strategies for financing behavioral health services to~~
 427 ~~enhance individualized treatment and support services.~~

428 (i) ~~Promoting cost-effective quality care.~~

429 (j) ~~Working with the state to coordinate admissions and~~
 430 ~~discharges from state civil and forensic hospitals and~~
 431 ~~coordinating admissions and discharges from residential~~
 432 ~~treatment centers.~~

433 (k) ~~Improving the integration, accessibility, and~~
 434 ~~dissemination of behavioral health data for planning and~~
 435 ~~monitoring purposes.~~

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436 (l) ~~Promoting specialized behavioral health services to~~
 437 ~~residents of assisted living facilities.~~

438 (m) ~~Working with the state and other stakeholders to reduce~~
 439 ~~the admissions and the length of stay for dependent children in~~
 440 ~~residential treatment centers.~~

441 (n) ~~Providing services to adults and children with co-~~
 442 ~~occurring disorders of mental illnesses and substance abuse~~
 443 ~~problems.~~

444 (o) ~~Providing services to elder adults in crisis or at risk~~
 445 ~~for placement in a more restrictive setting due to a serious~~
 446 ~~mental illness or substance abuse.~~

447 (6) ESSENTIAL ELEMENTS. ~~It is the intent of the Legislature~~
 448 ~~that the department may plan for and enter into contracts with~~
 449 ~~managing entities to manage care in geographical areas~~
 450 ~~throughout the state.~~

451 (a) A coordinated care organization must consist of a
 452 comprehensive provider network that includes the following
 453 elements: The managing entity must demonstrate the ability of
 454 its network of providers to comply with the pertinent provisions
 455 of this chapter and chapter 397 and to ensure the provision of
 456 comprehensive behavioral health services. The network of
 457 providers must include, but need not be limited to, community
 458 mental health agencies, substance abuse treatment providers, and
 459 best practice consumer services providers.

460 1. A centralized receiving facility or coordinated
 461 receiving system for persons needing evaluation pursuant to s.
 462 394.463 or s. 397.675.

463 2. Crisis services, including mobile response teams and
 464 crisis stabilization units.

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- 465 3. Case management.
 466 4. Outpatient services.
 467 5. Residential services.
 468 6. Hospital inpatient care.
 469 7. Aftercare and other postdischarge services.
 470 8. Recovery support, including housing assistance and
 471 support for competitive employment, educational attainment,
 472 independent living skills development, family support and
 473 education, and wellness management and self-care.
 474 9. Medical services necessary for integration of behavioral
 475 health services with primary care.
 476 ~~(b) The department shall terminate its mental health or~~
 477 ~~substance abuse provider contracts for services to be provided~~
 478 ~~by the managing entity at the same time it contracts with the~~
 479 ~~managing entity.~~
 480 ~~(c) The managing entity shall ensure that its provider~~
 481 ~~network shall initially include all is broadly conceived. All~~
 482 ~~mental health or substance abuse treatment providers currently~~
 483 ~~receiving public funds pursuant to this chapter or chapter 397.~~
 484 Continued participation in the network is subject to credentials
 485 and performance standards set by the managing entity and
 486 approved by the department under contract with the department
 487 shall be offered a contract by the managing entity.
 488 ~~(c)(d) The network management and administrative functions~~
 489 ~~of the department may contract with managing entities to provide~~
 490 ~~the following core functions include:~~
 491 1. Financial management accountability.
 492 2. Allocation of funds to network providers in a manner
 493 that reflects the department's strategic direction and plans.

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- 494 3. Provider monitoring to ensure compliance with federal
 495 and state laws, rules, and regulations.
 496 4. Data collection, reporting, and analysis.
 497 5. Information systems necessary for the delivery of
 498 coordinated care and integrated services ~~Operational plans to~~
 499 ~~implement objectives of the department's strategic plan.~~
 500 6. Contract compliance.
 501 7. Performance measurement based on nationally recognized
 502 standards such as those developed by the National Quality Forum,
 503 the National Committee for Quality Assurance, or similar
 504 credible sources management.
 505 8. Collaboration with community stakeholders, including
 506 local government.
 507 9. ~~System of care through network development.~~
 508 9.10. Consumer care coordination.
 509 10.11. Continuous quality improvement.
 510 ~~12. Timely access to appropriate services.~~
 511 ~~13. Cost-effectiveness and system improvements.~~
 512 ~~14. Assistance in the development of the department's~~
 513 ~~strategic plan.~~
 514 ~~15. Participation in community, circuit, regional, and~~
 515 ~~state planning.~~
 516 11.16. Resource management and maximization, including
 517 pursuit of third-party payments and grant applications.
 518 12.17. Incentives for providers to improve quality and
 519 access.
 520 ~~13.18.~~ Liaison with consumers.
 521 ~~14.19.~~ Community needs assessment.
 522 15.20. Securing local matching funds.

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523 (d) The managing entity shall support network providers to
 524 offer comprehensive and coordinated care to all persons in need,
 525 but may develop a prioritization framework when necessary to
 526 make the best use of limited resources. Priority populations
 527 include:

528 1. Individuals in crisis stabilization units who are on the
 529 waitlist for placement in a state treatment facility;

530 2. Individuals in state treatment facilities on the
 531 waitlist for community care;

532 3. Parents or caretakers with child welfare involvement;

533 4. Individuals with multiple arrests and incarceration as a
 534 result of their behavioral health condition; and

535 5. Individuals with behavioral health disorders and
 536 comorbidities consistent with the characteristics of patients in
 537 the region's population of behavioral health service users who
 538 account for a disproportionately high percentage of service
 539 expenditures.

540 (e) The managing entity shall ensure that written
 541 cooperative agreements are developed and implemented among the
 542 criminal and juvenile justice systems, the local community-based
 543 care network, and the local behavioral health providers in the
 544 geographic area which define strategies and alternatives for
 545 diverting people who have mental illness and substance abuse
 546 problems from the criminal justice system to the community.
 547 These agreements must also address the provision of appropriate
 548 services to persons who have behavioral health problems and
 549 leave the criminal justice system.

550 (f) Managing entities must collect and submit data to the
 551 department regarding persons served, outcomes of persons served,

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552 and the costs of services provided through the department's
 553 contract. The department shall evaluate managing entity services
 554 based on consumer-centered outcome measures that reflect
 555 national standards that can dependably be measured. The
 556 department shall work with managing entities to establish
 557 performance standards related to:

558 1. The extent to which individuals in the community receive
 559 services.

560 2. The improvement of quality of care for individuals
 561 served.

562 3. The success of strategies to divert jail, prison, and
 563 forensic facility admissions.

564 4. Consumer and family satisfaction.

565 5. The satisfaction of key community constituents such as
 566 law enforcement agencies, juvenile justice agencies, the courts,
 567 the schools, local government entities, hospitals, and others as
 568 appropriate for the geographical area of the managing entity.

569 (g) The Agency for Health Care Administration may establish
 570 a certified match program, which must be voluntary. Under a
 571 certified match program, reimbursement is limited to the federal
 572 Medicaid share to Medicaid-enrolled strategy participants. The
 573 agency may take no action to implement a certified match program
 574 unless the consultation provisions of chapter 216 have been met.
 575 The agency may seek federal waivers that are necessary to
 576 implement the behavioral health service delivery strategies.

577 (7) MANAGING ENTITY REQUIREMENTS.—The department may adopt
 578 rules and contractual standards related to ~~and a process for~~ the
 579 qualification and operation of managing entities which are
 580 based, in part, on the following criteria:

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581 (a) As of December 31, 2015, a managing entity's governing
 582 board governance structure shall consist of 15 members selected
 583 by the managing entity as follows: ~~be representative and shall,~~
 584 at a minimum, include consumers and family members, appropriate
 585 community stakeholders and organizations, and providers of
 586 substance abuse and mental health services as defined in this
 587 chapter and chapter 397. If there are one or more private-
 588 receiving facilities in the geographic coverage area of a
 589 managing entity, the managing entity shall have one
 590 representative for the private-receiving facilities as an ex
 591 officio member of its board of directors.

592 1. Four representatives of consumers and their families,
 593 selected from nominations submitted by behavioral health service
 594 providers in the region.

595 2. Two representatives of local governments in the region,
 596 selected from nominations submitted by county and municipal
 597 governments in the region.

598 3. Two representatives of law enforcement, appointed by the
 599 Attorney General.

600 4. Two representatives of employers in the region, selected
 601 from nominations submitted by Chambers of Commerce in the
 602 region.

603 5. Two representatives of service providers involved with
 604 the child welfare system, appointed by the community-based care
 605 lead agency.

606 6. Three representatives of health care professionals and
 607 health facilities in the region which are not under contract to
 608 the managing entity, selected from nominations submitted by
 609 local medical societies, hospitals, and other health care

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610 organizations in the region.

611 (b) The managing entity must create a transparent process
 612 for nomination and selection of board members and must adopt a
 613 procedure for establishing staggered term limits which ensures
 614 that no individual serves more than 8 consecutive years on the
 615 governing board. A managing entity that was originally formed
 616 primarily by substance abuse or mental health providers must
 617 present and demonstrate a detailed, consensus approach to
 618 expanding its provider network and governance to include both
 619 substance abuse and mental health providers.

620 (c) A managing entity must submit a network management plan
 621 and budget in a form and manner determined by the department.
 622 The plan must detail the means for implementing the duties to be
 623 contracted to the managing entity and the efficiencies to be
 624 anticipated by the department as a result of executing the
 625 contract. The department may require modifications to the plan
 626 and must approve the plan before contracting with a managing
 627 entity. The department may contract with a managing entity that
 628 demonstrates readiness to assume core functions, and may
 629 continue to add functions and responsibilities to the managing
 630 entity's contract over time as additional competencies are
 631 developed as identified in paragraph (g). ~~Notwithstanding other~~
 632 ~~provisions of this section, the department may continue and~~
 633 ~~expand managing entity contracts if the department determines~~
 634 ~~that the managing entity meets the requirements specified in~~
 635 ~~this section.~~

636 ~~(d) Notwithstanding paragraphs (b) and (c), a managing~~
 637 ~~entity that is currently a fully integrated system providing~~
 638 ~~mental health and substance abuse services, Medicaid, and child~~

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639 ~~welfare services is permitted to continue operating under its~~
 640 ~~current governance structure as long as the managing entity can~~
 641 ~~demonstrate to the department that consumers, other~~
 642 ~~stakeholders, and network providers are included in the planning~~
 643 ~~process.~~

644 (d)~~(e)~~ Managing entities shall operate in a transparent
 645 manner, providing public access to information, notice of
 646 meetings, and opportunities for broad public participation in
 647 decisionmaking. The managing entity's network management plan
 648 must detail policies and procedures that ensure transparency.

649 (e)~~(f)~~ Before contracting with a managing entity, the
 650 department must perform an onsite readiness review of a managing
 651 entity to determine its operational capacity to satisfactorily
 652 perform the duties to be contracted.

653 (f)~~(g)~~ The department shall engage community stakeholders,
 654 including providers and managing entities under contract with
 655 the department, in the development of objective standards to
 656 measure the competencies of managing entities and their
 657 readiness to assume the responsibilities described in this
 658 section, and the outcomes to hold them accountable.

659 ~~(8) DEPARTMENT RESPONSIBILITIES. With the introduction of~~
 660 ~~managing entities to monitor department contracted providers'~~
 661 ~~day-to-day operations, the department and its regional and~~
 662 ~~circuit offices will have increased ability to focus on broad~~
 663 ~~systemic substance abuse and mental health issues. After the~~
 664 ~~department enters into a managing entity contract in a~~
 665 ~~geographic area, the regional and circuit offices of the~~
 666 ~~department in that area shall direct their efforts primarily to~~
 667 ~~monitoring the managing entity contract, including negotiation~~

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668 ~~of system quality improvement goals each contract year, and~~
 669 ~~review of the managing entity's plans to execute department~~
 670 ~~strategic plans; carrying out statutorily mandated licensure~~
 671 ~~functions; conducting community and regional substance abuse and~~
 672 ~~mental health planning; communicating to the department the~~
 673 ~~local needs assessed by the managing entity; preparing~~
 674 ~~department strategic plans; coordinating with other state and~~
 675 ~~local agencies; assisting the department in assessing local~~
 676 ~~trends and issues and advising departmental headquarters on~~
 677 ~~local priorities; and providing leadership in disaster planning~~
 678 ~~and preparation.~~

679 (8)~~(9)~~ FUNDING FOR MANAGING ENTITIES.—

680 (a) A contract established between the department and a
 681 managing entity under this section shall be funded by general
 682 revenue, other applicable state funds, or applicable federal
 683 funding sources. A managing entity may carry forward documented
 684 unexpended state funds from one fiscal year to the next;
 685 however, the cumulative amount carried forward may not exceed 8
 686 percent of the total contract. Any unexpended state funds in
 687 excess of that percentage must be returned to the department.
 688 The funds carried forward may not be used in a way that would
 689 create increased recurring future obligations or for any program
 690 or service that is not currently authorized under the existing
 691 contract with the department. Expenditures of funds carried
 692 forward must be separately reported to the department. Any
 693 unexpended funds that remain at the end of the contract period
 694 shall be returned to the department. Funds carried forward may
 695 be retained through contract renewals and new procurements as
 696 long as the same managing entity is retained by the department.

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697 (b) The method of payment for a fixed-price contract with a
698 managing entity must provide for a 2-month advance payment at
699 the beginning of each fiscal year and equal monthly payments
700 thereafter.

701 ~~(10) REPORTING. Reports of the department's activities,~~
702 ~~progress, and needs in achieving the goal of contracting with~~
703 ~~managing entities in each circuit and region statewide must be~~
704 ~~submitted to the appropriate substantive and appropriations~~
705 ~~committees in the Senate and the House of Representatives on~~
706 ~~January 1 and July 1 of each year until the full transition to~~
707 ~~managing entities has been accomplished statewide.~~

708 (9)(11) RULES.—The department may shall adopt rules to
709 administer this section and, as necessary, to further specify
710 requirements of managing entities.

711 Section 6. Section 397.402, Florida Statutes, is created to
712 read:

713 397.402 Single, consolidated license.—No later than January
714 1, 2016, the department shall modify licensure rules and
715 procedures to create an option for a single, consolidated
716 license for a provider that offers multiple types of mental
717 health and substance abuse services regulated under chapters 394
718 and 397. Providers eligible for a consolidated license must
719 operate these services through a single corporate entity and a
720 unified management structure. Any provider serving both adults
721 and children must meet departmental standards for separate
722 facilities and other requirements necessary to ensure the safety
723 of children and promote therapeutic efficacy.

724 Section 7. Section 397.427, Florida Statutes, is amended,
725 to read:

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726 397.427 Medication-assisted treatment service providers;
727 rehabilitation program; ~~needs assessment and~~ provision of
728 services; persons authorized to issue takeout medication;
729 unlawful operation; penalty.—

730 (1) Providers of medication-assisted treatment services for
731 opiate addiction may not be licensed unless they provide
732 supportive rehabilitation programs. Supportive rehabilitation
733 programs include, but are not limited to, counseling, therapy,
734 and vocational rehabilitation.

735 ~~(2) The department shall determine the need for~~
736 ~~establishing providers of medication-assisted treatment services~~
737 ~~for opiate addiction.~~

738 ~~(a) Providers of medication assisted treatment services for~~
739 ~~opiate addiction may be established only in response to the~~
740 ~~department's determination and publication of need for~~
741 ~~additional medication treatment services.~~

742 ~~(b) The department shall prescribe by rule the types of~~
743 ~~medication-assisted treatment services for opiate addiction for~~
744 ~~which it is necessary to conduct annual assessments of need. If~~
745 ~~needs assessment is required, the department shall annually~~
746 ~~conduct the assessment and publish a statement of findings which~~
747 ~~identifies each substate entity's need.~~

748 ~~(c) Notwithstanding paragraphs (a) and (b), the license for~~
749 ~~medication-assisted treatment programs for opiate addiction~~
750 ~~licensed before October 1, 1990, may not be revoked solely~~
751 ~~because of the department's determination concerning the need~~
752 ~~for medication-assisted treatment services for opiate addiction.~~

753 ~~(3) The department shall adopt rules necessary to~~
754 ~~administer this section, including, but not limited to, rules~~

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755 ~~prescribing criteria and procedures for:~~

756 ~~(a) Determining the need for additional medication-assisted~~
 757 ~~treatment services for opiate addiction.~~

758 ~~(b) Selecting providers for medication-assisted treatment~~
 759 ~~services for opiate addiction when the number of responses to a~~
 760 ~~publication of need exceeds the determined need.~~

761 ~~(c) Administering any federally required rules,~~
 762 ~~regulations, or procedures.~~

763 (2)~~(4)~~ A service provider operating in violation of this
 764 section is subject to proceedings in accordance with this
 765 chapter to enjoin that unlawful operation.

766 (3)~~(5)~~ Notwithstanding s. 465.019(2), a physician
 767 assistant, a registered nurse, an advanced registered nurse
 768 practitioner, or a licensed practical nurse working for a
 769 licensed service provider may deliver takeout medication for
 770 opiate treatment to persons enrolled in a maintenance treatment
 771 program for medication-assisted treatment for opiate addiction
 772 if:

773 (a) The medication-assisted treatment program for opiate
 774 addiction has an appropriate valid permit issued pursuant to
 775 rules adopted by the Board of Pharmacy;

776 (b) The medication for treatment of opiate addiction has
 777 been delivered pursuant to a valid prescription written by the
 778 program's physician licensed pursuant to chapter 458 or chapter
 779 459;

780 (c) The medication for treatment of opiate addiction which
 781 is ordered appears on a formulary and is prepackaged and
 782 prelabeled with dosage instructions and distributed from a
 783 source authorized under chapter 499;

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784 (d) Each licensed provider adopts written protocols which
 785 provide for supervision of the physician assistant, registered
 786 nurse, advanced registered nurse practitioner, or licensed
 787 practical nurse by a physician licensed pursuant to chapter 458
 788 or chapter 459 and for the procedures by which patients'
 789 medications may be delivered by the physician assistant,
 790 registered nurse, advanced registered nurse practitioner, or
 791 licensed practical nurse. Such protocols shall be signed by the
 792 supervising physician and either the administering registered
 793 nurse, the advanced registered nurse practitioner, or the
 794 licensed practical nurse.

795 (e) Each licensed service provider maintains and has
 796 available for inspection by representatives of the Board of
 797 Pharmacy all medical records and patient care protocols,
 798 including records of medications delivered to patients, in
 799 accordance with the board.

800 (4)~~(6)~~ The department shall also determine the need for
 801 establishing medication-assisted treatment for substance use
 802 disorders other than opiate dependence. Service providers within
 803 the publicly funded system shall be funded for provision of
 804 these services based on the availability of funds.

805 (5)~~(7)~~ Service providers that provide medication-assisted
 806 treatment for substance abuse other than opiate dependence shall
 807 provide counseling services in conjunction with medication-
 808 assisted treatment.

809 (6)~~(8)~~ The department shall adopt rules necessary to
 810 administer medication-assisted treatment services, including,
 811 but not limited to, rules prescribing criteria and procedures
 812 for:

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813 (a) Determining the need for medication-assisted treatment
814 services within the publicly funded system.

815 (b) Selecting medication-assisted service providers within
816 the publicly funded system.

817 (c) Administering any federally required rules,
818 regulations, or procedures related to the provision of
819 medication-assisted treatment.

820 ~~(7)(9)~~ A physician assistant, a registered nurse, an
821 advanced registered nurse practitioner, or a licensed practical
822 nurse working for a licensed service provider may deliver
823 medication as prescribed by rule if:

824 (a) The service provider is authorized to provide
825 medication-assisted treatment;

826 (b) The medication has been administered pursuant to a
827 valid prescription written by the program's physician who is
828 licensed under chapter 458 or chapter 459; and

829 (c) The medication ordered appears on a formulary or meets
830 federal requirements for medication-assisted treatment.

831 ~~(8)(10)~~ Each licensed service provider that provides
832 medication-assisted treatment must adopt written protocols as
833 specified by the department and in accordance with federally
834 required rules, regulations, or procedures. The protocol shall
835 provide for the supervision of the physician assistant,
836 registered nurse, advanced registered nurse practitioner, or
837 licensed practical nurse working under the supervision of a
838 physician who is licensed under chapter 458 or chapter 459. The
839 protocol must specify how the medication will be used in
840 conjunction with counseling or psychosocial treatment and that
841 the services provided will be included on the treatment plan.

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842 The protocol must specify the procedures by which medication-
843 assisted treatment may be administered by the physician
844 assistant, registered nurse, advanced registered nurse
845 practitioner, or licensed practical nurse. These protocols shall
846 be signed by the supervising physician and the administering
847 physician assistant, registered nurse, advanced registered nurse
848 practitioner, or licensed practical nurse.

849 ~~(9)(11)~~ Each licensed service provider shall maintain and
850 have available for inspection by representatives of the Board of
851 Pharmacy all medical records and protocols, including records of
852 medications delivered to individuals in accordance with rules of
853 the board.

854 Section 8. Present paragraphs (d) through (m) of subsection
855 (2) of section 409.967, Florida Statutes, are redesignated as
856 paragraphs (e) through (n), respectively, and a new paragraph
857 (d) is added to that subsection, to read:

858 409.967 Managed care plan accountability.—

859 (2) The agency shall establish such contract requirements
860 as are necessary for the operation of the statewide managed care
861 program. In addition to any other provisions the agency may deem
862 necessary, the contract must require:

863 (d) Quality care.—Managed care plans shall provide, or
864 contract for the provision of, care coordination to facilitate
865 the appropriate delivery of behavioral health care services in
866 the least restrictive setting with treatment and recovery
867 capabilities that address the needs of the patient. Services
868 shall be provided in a manner that integrates behavioral health
869 services and primary care. Plans shall be required to achieve
870 specific behavioral health outcome standards, established by the

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871 agency in consultation with the Department of Children and
872 Families.

873 Section 9. Subsection (5) is added to section 409.973,
874 Florida Statutes, to read:

875 409.973 Benefits.—

876 (5) INTEGRATED BEHAVIORAL HEALTH INITIATIVE.—Each plan
877 operating in the managed medical assistance program shall work
878 with the managing entity in its service area to establish
879 specific organizational supports and service protocols that
880 enhance the integration and coordination of primary care and
881 behavioral health services for Medicaid recipients. Progress in
882 this initiative will be measured using the integration framework
883 and core measures developed by the Agency for Healthcare
884 Research and Quality.

885 Section 10. Paragraph (a) of subsection (1) of section
886 409.975, Florida Statutes, is amended to read:

887 409.975 Managed care plan accountability.—In addition to
888 the requirements of s. 409.967, plans and providers
889 participating in the managed medical assistance program shall
890 comply with the requirements of this section.

891 (1) PROVIDER NETWORKS.—Managed care plans must develop and
892 maintain provider networks that meet the medical needs of their
893 enrollees in accordance with standards established pursuant to
894 s. 409.967(2)(c). Except as provided in this section, managed
895 care plans may limit the providers in their networks based on
896 credentials, quality indicators, and price.

897 (a) Plans must include all providers in the region that are
898 classified by the agency as essential Medicaid providers, unless
899 the agency approves, in writing, an alternative arrangement for

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900 securing the types of services offered by the essential
901 providers. Providers are essential for serving Medicaid
902 enrollees if they offer services that are not available from any
903 other provider within a reasonable access standard, or if they
904 provided a substantial share of the total units of a particular
905 service used by Medicaid patients within the region during the
906 last 3 years and the combined capacity of other service
907 providers in the region is insufficient to meet the total needs
908 of the Medicaid patients. The agency may not classify physicians
909 and other practitioners as essential providers. The agency, at a
910 minimum, shall determine which providers in the following
911 categories are essential Medicaid providers:

912 1. Federally qualified health centers.

913 2. Statutory teaching hospitals as defined in s.
914 408.07(45).

915 3. Hospitals that are trauma centers as defined in s.
916 395.4001(14).

917 4. Hospitals located at least 25 miles from any other
918 hospital with similar services.

919 5. Publicly funded behavioral health service providers.

920
921 Managed care plans that have not contracted with all essential
922 providers in the region as of the first date of recipient
923 enrollment, or with whom an essential provider has terminated
924 its contract, must negotiate in good faith with such essential
925 providers for 1 year or until an agreement is reached, whichever
926 is first. Payments for services rendered by a nonparticipating
927 essential provider shall be made at the applicable Medicaid rate
928 as of the first day of the contract between the agency and the

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929 plan. A rate schedule for all essential providers shall be
 930 attached to the contract between the agency and the plan. After
 931 1 year, managed care plans that are unable to contract with
 932 essential providers shall notify the agency and propose an
 933 alternative arrangement for securing the essential services for
 934 Medicaid enrollees. The arrangement must rely on contracts with
 935 other participating providers, regardless of whether those
 936 providers are located within the same region as the
 937 nonparticipating essential service provider. If the alternative
 938 arrangement is approved by the agency, payments to
 939 nonparticipating essential providers after the date of the
 940 agency's approval shall equal 90 percent of the applicable
 941 Medicaid rate. If the alternative arrangement is not approved by
 942 the agency, payment to nonparticipating essential providers
 943 shall equal 110 percent of the applicable Medicaid rate.

944 Section 11. Section 394.4674, Florida Statutes, is
 945 repealed.

946 Section 12. Section 394.4985, Florida Statutes, is
 947 repealed.

948 Section 13. Section 394.657, Florida Statutes, is repealed.

949 Section 14. Section 394.745, Florida Statutes, is repealed.

950 Section 15. Section 394.9084, Florida Statutes, is
 951 repealed.

952 Section 16. Section 397.331, Florida Statutes, is repealed.

953 Section 17. Section 397.333, Florida Statutes, is repealed.

954 Section 18. Section 397.801, Florida Statutes, is repealed.

955 Section 19. Section 397.811, Florida Statutes, is repealed.

956 Section 20. Section 397.821, Florida Statutes, is repealed.

957 Section 21. Section 397.901, Florida Statutes, is repealed.

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958 Section 22. Section 397.93, Florida Statutes, is repealed.

959 Section 23. Section 397.94, Florida Statutes, is repealed.

960 Section 24. Section 397.951, Florida Statutes, is repealed.

961 Section 25. Section 397.97, Florida Statutes, is repealed.

962 Section 26. Subsection (15) of section 397.321, Florida

963 Statutes, is amended to read:

964 397.321 Duties of the department.—The department shall:

965 (15) Appoint a substance abuse impairment coordinator to
 966 represent the department in efforts initiated by the statewide
 967 substance abuse impairment prevention and treatment coordinator
 968 ~~established in s. 397.801~~ and to assist the statewide
 969 coordinator in fulfilling the responsibilities of that position.

970 Section 27. Subsection (1) of section 397.98, Florida

971 Statutes, is amended to read:

972 397.98 Children's substance abuse services; utilization
 973 management.—

974 (1) Utilization management shall be an integral part of
 975 each Children's Network of Care Demonstration Model ~~as described~~

976 ~~under s. 397.97~~. The utilization management process shall

977 include procedures for analyzing the allocation and use of

978 resources by the purchasing agent. Such procedures shall

979 include:

980 (a) Monitoring the appropriateness of admissions to
 981 residential services or other levels of care as determined by
 982 the department.

983 (b) Monitoring the duration of care.

984 (c) Developing profiles of network providers which describe
 985 their patterns of delivering care.

986 (d) Authorizing care for high-cost services.

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987 Section 28. Paragraph (e) of subsection (3) of section
 988 409.966, Florida Statutes, is amended to read:
 989 409.966 Eligible plans; selection.—
 990 (3) QUALITY SELECTION CRITERIA.—
 991 (e) To ensure managed care plan participation in Regions 1
 992 and 2, the agency shall award an additional contract to each
 993 plan with a contract award in Region 1 or Region 2. Such
 994 contract shall be in any other region in which the plan
 995 submitted a responsive bid and negotiates a rate acceptable to
 996 the agency. If a plan that is awarded an additional contract
 997 pursuant to this paragraph is subject to penalties pursuant to
 998 s. 409.967(2)(i) ~~s. 409.967(2)(h)~~ for activities in Region 1 or
 999 Region 2, the additional contract is automatically terminated
 1000 180 days after the imposition of the penalties. The plan must
 1001 reimburse the agency for the cost of enrollment changes and
 1002 other transition activities.

1003 Section 29. Paragraph (a) of subsection (5) of section
 1004 943.031, Florida Statutes, is amended to read:
 1005 943.031 Florida Violent Crime and Drug Control Council.—
 1006 (5) DUTIES OF COUNCIL.—Subject to funding provided to the
 1007 department by the Legislature, the council shall provide advice
 1008 and make recommendations, as necessary, to the executive
 1009 director of the department.

1010 (a) The council may advise the executive director on the
 1011 feasibility of undertaking initiatives which include, but are
 1012 not limited to, the following:

1013 1. Establishing a program that provides grants to criminal
 1014 justice agencies that develop and implement effective violent
 1015 crime prevention and investigative programs and which provides

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1016 grants to law enforcement agencies for the purpose of drug
 1017 control, criminal gang, and illicit money laundering
 1018 investigative efforts or task force efforts that are determined
 1019 by the council to significantly contribute to achieving the
 1020 state's goal of reducing drug-related crime, that represent
 1021 significant criminal gang investigative efforts, that represent
 1022 a significant illicit money laundering investigative effort, or
 1023 that otherwise significantly support statewide strategies
 1024 developed by the Statewide Drug Policy Advisory Council
 1025 ~~established under s. 397.333~~, subject to the limitations
 1026 provided in this section. The grant program may include an
 1027 innovations grant program to provide startup funding for new
 1028 initiatives by local and state law enforcement agencies to
 1029 combat violent crime or to implement drug control, criminal
 1030 gang, or illicit money laundering investigative efforts or task
 1031 force efforts by law enforcement agencies, including, but not
 1032 limited to, initiatives such as:

1033 a. Providing enhanced community-oriented policing.

1034 b. Providing additional undercover officers and other
 1035 investigative officers to assist with violent crime
 1036 investigations in emergency situations.

1037 c. Providing funding for multiagency or statewide drug
 1038 control, criminal gang, or illicit money laundering
 1039 investigative efforts or task force efforts that cannot be
 1040 reasonably funded completely by alternative sources and that
 1041 significantly contribute to achieving the state's goal of
 1042 reducing drug-related crime, that represent significant criminal
 1043 gang investigative efforts, that represent a significant illicit
 1044 money laundering investigative effort, or that otherwise

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- 1045 significantly support statewide strategies developed by the
 1046 Statewide Drug Policy Advisory Council ~~established under s.~~
 1047 ~~397.333~~.
- 1048 2. Expanding the use of automated biometric identification
 1049 systems at the state and local levels.
- 1050 3. Identifying methods to prevent violent crime.
- 1051 4. Identifying methods to enhance multiagency or statewide
 1052 drug control, criminal gang, or illicit money laundering
 1053 investigative efforts or task force efforts that significantly
 1054 contribute to achieving the state's goal of reducing drug-
 1055 related crime, that represent significant criminal gang
 1056 investigative efforts, that represent a significant illicit
 1057 money laundering investigative effort, or that otherwise
 1058 significantly support statewide strategies developed by the
 1059 Statewide Drug Policy Advisory Council ~~established under s.~~
 1060 ~~397.333~~.
- 1061 5. Enhancing criminal justice training programs that
 1062 address violent crime, drug control, illicit money laundering
 1063 investigative techniques, or efforts to control and eliminate
 1064 criminal gangs.
- 1065 6. Developing and promoting crime prevention services and
 1066 educational programs that serve the public, including, but not
 1067 limited to:
- 1068 a. Enhanced victim and witness counseling services that
 1069 also provide crisis intervention, information referral,
 1070 transportation, and emergency financial assistance.
- 1071 b. A well-publicized rewards program for the apprehension
 1072 and conviction of criminals who perpetrate violent crimes.
- 1073 7. Enhancing information sharing and assistance in the

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- 1074 criminal justice community by expanding the use of community
 1075 partnerships and community policing programs. Such expansion may
 1076 include the use of civilian employees or volunteers to relieve
 1077 law enforcement officers of clerical work in order to enable the
 1078 officers to concentrate on street visibility within the
 1079 community.
- 1080 Section 30. Subsection (1) of section 943.042, Florida
 1081 Statutes, is amended to read:
- 1082 943.042 Violent Crime Investigative Emergency and Drug
 1083 Control Strategy Implementation Account.—
- 1084 (1) There is created a Violent Crime Investigative
 1085 Emergency and Drug Control Strategy Implementation Account
 1086 within the Department of Law Enforcement Operating Trust Fund.
 1087 The account shall be used to provide emergency supplemental
 1088 funds to:
- 1089 (a) State and local law enforcement agencies that are
 1090 involved in complex and lengthy violent crime investigations, or
 1091 matching funding to multiagency or statewide drug control or
 1092 illicit money laundering investigative efforts or task force
 1093 efforts that significantly contribute to achieving the state's
 1094 goal of reducing drug-related crime, that represent a
 1095 significant illicit money laundering investigative effort, or
 1096 that otherwise significantly support statewide strategies
 1097 developed by the Statewide Drug Policy Advisory Council
 1098 ~~established under s. 397.333~~;
- 1099 (b) State and local law enforcement agencies that are
 1100 involved in violent crime investigations which constitute a
 1101 significant emergency within the state; or
- 1102 (c) Counties that demonstrate a significant hardship or an

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1103 inability to cover extraordinary expenses associated with a
1104 violent crime trial.

1105 Section 31. For the purpose of incorporating the amendment
1106 made by this act to section 394.492, Florida Statutes, in a
1107 reference thereto, paragraph (a) of subsection (6) of section
1108 39.407, Florida Statutes, is reenacted to read:

1109 39.407 Medical, psychiatric, and psychological examination
1110 and treatment of child; physical, mental, or substance abuse
1111 examination of person with or requesting child custody.-

1112 (6) Children who are in the legal custody of the department
1113 may be placed by the department, without prior approval of the
1114 court, in a residential treatment center licensed under s.
1115 394.875 or a hospital licensed under chapter 395 for residential
1116 mental health treatment only pursuant to this section or may be
1117 placed by the court in accordance with an order of involuntary
1118 examination or involuntary placement entered pursuant to s.
1119 394.463 or s. 394.467. All children placed in a residential
1120 treatment program under this subsection must have a guardian ad
1121 litem appointed.

1122 (a) As used in this subsection, the term:

1123 1. "Residential treatment" means placement for observation,
1124 diagnosis, or treatment of an emotional disturbance in a
1125 residential treatment center licensed under s. 394.875 or a
1126 hospital licensed under chapter 395.

1127 2. "Least restrictive alternative" means the treatment and
1128 conditions of treatment that, separately and in combination, are
1129 no more intrusive or restrictive of freedom than reasonably
1130 necessary to achieve a substantial therapeutic benefit or to
1131 protect the child or adolescent or others from physical injury.

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1132 3. "Suitable for residential treatment" or "suitability"
1133 means a determination concerning a child or adolescent with an
1134 emotional disturbance as defined in s. 394.492(5) or a serious
1135 emotional disturbance as defined in s. 394.492(6) that each of
1136 the following criteria is met:

1137 a. The child requires residential treatment.

1138 b. The child is in need of a residential treatment program
1139 and is expected to benefit from mental health treatment.

1140 c. An appropriate, less restrictive alternative to
1141 residential treatment is unavailable.

1142 Section 32. For the purpose of incorporating the amendment
1143 made by this act to section 394.492, Florida Statutes, in a
1144 reference thereto, subsection (21) of section 394.67, Florida
1145 Statutes, is reenacted to read:

1146 394.67 Definitions.-As used in this part, the term:

1147 (21) "Residential treatment center for children and
1148 adolescents" means a 24-hour residential program, including a
1149 therapeutic group home, which provides mental health services to
1150 emotionally disturbed children or adolescents as defined in s.
1151 394.492(5) or (6) and which is a private for-profit or not-for-
1152 profit corporation licensed by the agency which offers a variety
1153 of treatment modalities in a more restrictive setting.

1154 Section 33. For the purpose of incorporating the amendment
1155 made by this act to section 394.492, Florida Statutes, in a
1156 reference thereto, paragraph (b) of subsection (1) of section
1157 394.674, Florida Statutes, is reenacted to read:

1158 394.674 Eligibility for publicly funded substance abuse and
1159 mental health services; fee collection requirements.-

1160 (1) To be eligible to receive substance abuse and mental

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1161 health services funded by the department, an individual must be
 1162 a member of at least one of the department's priority
 1163 populations approved by the Legislature. The priority
 1164 populations include:

(b) For children's mental health services:

- 1165 1. Children who are at risk of emotional disturbance as
- 1166 defined in s. 394.492(4).
- 1167 2. Children who have an emotional disturbance as defined in
- 1168 s. 394.492(5).
- 1169 3. Children who have a serious emotional disturbance as
- 1170 defined in s. 394.492(6).
- 1171 4. Children diagnosed as having a co-occurring substance
- 1172 abuse and emotional disturbance or serious emotional
- 1173 disturbance.
- 1174

1175 Section 34. For the purpose of incorporating the amendment
 1176 made by this act to section 394.492, Florida Statutes, in a
 1177 reference thereto, subsection (1) of section 394.676, Florida
 1178 Statutes, is reenacted to read:

394.676 Indigent psychiatric medication program.—

1180 (1) Within legislative appropriations, the department may
 1181 establish the indigent psychiatric medication program to
 1182 purchase psychiatric medications for persons as defined in s.
 1183 394.492(5) or (6) or pursuant to s. 394.674(1), who do not
 1184 reside in a state mental health treatment facility or an
 1185 inpatient unit.

1186 Section 35. For the purpose of incorporating the amendment
 1187 made by this act to section 394.492, Florida Statutes, in a
 1188 reference thereto, paragraph (c) of subsection (2) of section
 1189 409.1676, Florida Statutes, is reenacted to read:

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1190 409.1676 Comprehensive residential group care services to
 1191 children who have extraordinary needs.—

1192 (2) As used in this section, the term:

1193 (c) "Serious behavioral problems" means behaviors of
 1194 children who have been assessed by a licensed master's-level
 1195 human-services professional to need at a minimum intensive
 1196 services but who do not meet the criteria of s. 394.492(7). A
 1197 child with an emotional disturbance as defined in s. 394.492(5)
 1198 or (6) may be served in residential group care unless a
 1199 determination is made by a mental health professional that such
 1200 a setting is inappropriate. A child having a serious behavioral
 1201 problem must have been determined in the assessment to have at
 1202 least one of the following risk factors:

- 1203 1. An adjudication of delinquency and be on conditional
- 1204 release status with the Department of Juvenile Justice.
- 1205 2. A history of physical aggression or violent behavior
- 1206 toward self or others, animals, or property within the past
- 1207 year.
- 1208 3. A history of setting fires within the past year.
- 1209 4. A history of multiple episodes of running away from home
- 1210 or placements within the past year.
- 1211 5. A history of sexual aggression toward other youth.

1212 Section 36. For the purpose of incorporating the amendment
 1213 made by this act to section 394.492, Florida Statutes, in a
 1214 reference thereto, paragraph (b) of subsection (1) of section
 1215 409.1677, Florida Statutes, is reenacted to read:

1216 409.1677 Model comprehensive residential services
 1217 programs.—

1218 (1) As used in this section, the term:

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1219 (b) "Serious behavioral problems" means behaviors of
1220 children who have been assessed by a licensed master's-level
1221 human-services professional to need at a minimum intensive
1222 services but who do not meet the criteria of s. 394.492(6) or
1223 (7). A child with an emotional disturbance as defined in s.
1224 394.492(5) may be served in residential group care unless a
1225 determination is made by a mental health professional that such
1226 a setting is inappropriate.

1227 Section 37. Except as otherwise expressly provided in this
1228 act and except for this section, which shall take effect upon
1229 this act becoming a law, this act shall take effect July 1,
1230 2015.

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/2015
Meeting Date

SPB 7068
Bill Number (if applicable)

Topic Mental Health & Substance Abuse Services

Amendment Barcode (if applicable)

Name Chris Floyd

Job Title Consultant

Address _____
Street

Phone 813-624-5117

Tampa FL
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Association of Nurse Practitioners

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)

3/25/15

Meeting Date

SB 7028

Bill Number (if applicable)

Topic Rt Mental Health & Substance Abuse Services

Amendment Barcode (if applicable)

Name Christian Minor

Job Title Director of Gov. Affairs

Address 204 S. Monroe St.

Phone 321-223-4232

Street

Tallahassee

City

FL

State

32304

Zip

Email Christian@barneybishop.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Florida Smart Justice Alliance

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 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

4/25/15

Meeting Date

7068

Bill Number (if applicable)

Topic Mental Health & Substance Abuse

Amendment Barcode (if applicable)

Name April L Lott

Job Title President, Directions for Living

Address 1437 S. Belcher Rd.

Phone 727-624-4464

Street

Clearwater FL 33704

City

State

Zip

Email alott@directions.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Council for Community Mental Health

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)

3/25/15

Meeting Date

SB 7068

Bill Number (if applicable)

Topic MENTAL HEALTH & SUBSTANCE ABUSE

Amendment Barcode (if applicable)

Name LINDA MCKINNON

Job Title CEO

Address 719 US Hwy 301 SOUTH

Phone (813) 740-4811

Street

TAMPA

City

FL

State

33619

Zip

Email LMCKINNON@CFBHN.ORG

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing CENTRAL FLORIDA BEHAVIORAL HEALTH NETWORK

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-16

Meeting Date

SB7068

Bill Number (if applicable)

Topic MM & S.A. SERVICES

Amendment Barcode (if applicable)

Name THAD LOWREY

Job Title VP Gov. Relations

Address 7220 WASHINGTON ST

Phone 727-992-8508

Street

PORT RICHEY FL 34668

City

State

Zip

Email tlowrey@operation.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing OPERATION PAR

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)

3-25-15

Meeting Date

SB 7068

Bill Number (if applicable)

Topic Mental Health + Substance Abuse

Amendment Barcode (if applicable)

Name MARK FONTAINE

Job Title EXECUTIVE DIRECTOR

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Street

TALLAHASSEE

City

FL

State

32308

Zip

Email mfontaine@fadaa.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA ALCOHOL + DRUG ABUSE 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 (10/14/14)

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 7070

INTRODUCER: Appropriations Committee

SUBJECT: Mental Health and Substance Abuse

DATE: March 27, 2015

REVISED: _____

ANALYST
Brown/Crosier

STAFF DIRECTOR
Kynoch

REFERENCE

ACTION
AP Submitted as Committee Bill

I. Summary:

SB 7070 integrates provisions of the Marchman Act, which provides for a comprehensive continuum of accessible and quality substance abuse prevention, intervention, clinical treatment, and recovery support services, into the Florida Mental Health Act, more commonly known as the Baker Act. The bill provides that an individual may be held for an additional 48 hours beyond the current 72-hour time limit if a physician determines the individual would benefit from detoxification services. Under the bill, individuals that have been involuntarily admitted to a receiving facility or treatment facility within the immediate preceding 36 months may be ordered to involuntary outpatient placement.

Individuals that meet specified criteria may be detained in a mental health or addictions receiving facility or a detoxification facility. A court hearing on the involuntary inpatient placement must occur within five court working days after the petition is filed.

The Department of Children and Families (DCF) is directed to create a Forensic Hospital Diversion Pilot Program in Alachua, Escambia, Hillsborough and Miami-Dade counties which is to be modeled after the Miami-Dade Forensic Alternative Center.

The bill's fiscal impact is indeterminate.

The bill has an effective date of July 1, 2015.

II. Present Situation:

The Florida Mental Health Act, contained in ch. 394, F.S., was enacted in 1971 and is known as the Baker Act. The intent of the Legislature was to provide treatment programs for mental, emotional, and behavioral disorders, and that the programs include comprehensive health, social, educational, and rehabilitative services to persons requiring intensive short-term and continued treatment in order to encourage them to assume responsibility for their treatment and recovery. Additionally, the Baker Act provides protections for the rights of all individuals examined or

treated for mental illness in Florida and sets out the legal procedures for mental health examination and treatment, including voluntary admission, involuntary admission, involuntary inpatient treatment, and involuntary outpatient treatment.

Mental illness creates enormous social and economic costs.¹ Unemployment rates for persons with mental disorders are high relative to the overall population.² People with severe mental illness have exceptionally high rates of unemployment, between 60 percent and 100 percent.³ Mental illness increases a person's risk of homelessness in America threefold.⁴ Studies show that approximately 33 percent of our nation's homeless live with a serious mental disorder, such as schizophrenia, for which they are not receiving treatment.⁵ Often the combination of homelessness and mental illness leads to incarceration, which further decreases a person's chance of receiving proper treatment and leads to future re-offenses.⁶

According to the National Alliance on Mental Illness (NAMI), approximately 50 percent of individuals with severe mental health disorders are affected by substance abuse.⁷ NAMI also estimates that 29 percent of all people diagnosed as mentally ill abuse alcohol or other drugs.⁸ When mental health disorders are left untreated, substance abuse is likely to increase. When substance abuse increases, mental health symptoms often increase as well or new symptoms may be triggered. This could also be due to discontinuation of taking prescribed medications or the contraindications for substance abuse and mental health medications. When taken with other medications, mental health medications can become less effective.⁹

In 1993, the Hal S. Marchman Alcohol and Other Drug Services Act, was adopted. The intent of the Legislature was to provide for a comprehensive continuum of accessible and quality substance abuse prevention, intervention, clinical treatment, and recovery support services in the least restrictive environment which promotes long-term recovery while protecting and respecting the rights of individuals.¹⁰ While the Baker Act is used to initiate approximately 136,000 involuntary examinations annually, the Marchman Act is used to initiate only an estimated 9,000 involuntary admissions per year.¹¹ This disparity is likely attributable to two factors:

- The Marchman Act is much more complex and difficult to apply. This leads law enforcement, mental health professionals, and the courts to prefer the Baker Act, even when substance abuse impairment may be the chief presenting problem; and

¹ *Mental Illness: The Invisible Menace; Economic Impact*, available at <http://www.mentalmenace.com/economicimpact.php>

² *Mental Illness: The Invisible Menace: More impacts and facts*, available at <http://www.mentalmenace.com/impactsfacts.php>

³ *Id.*

⁴ *How does Mental Illness Impact Rates of Homelessness?* Available at <http://www.familyguidance.org/how-does-mental-illness-impact-rates-of-homelessness/>

⁵ *Id.*

⁶ *Id.*

⁷ Donna M. White, OPCI, CACP, *Living with Co-Occurring Mental & Substance Abuse Disorders*, available at <http://psychcentral.com/blog/archives/2013/10/02/living-with-co-occurring-mental-substance>

⁸ *Id.*

⁹ *Id.*

¹⁰ Section 397.305(3), F.S.

¹¹ Proposal to Streamline Baker Act and Marchman Act: Overview. On file with the Senate Committee on Children, Families and Elder Affairs

- The Marchman Act allows facilities to turn clients away for a lack of capacity or lack of payor source, whereas Baker Act receiving facilities must accept any individual brought for involuntary examination.¹²

Advance Directive for Mental Health or Substance Abuse Treatment

Florida law currently allows an individual to create an advance directive which designates a surrogate to make health care decisions for the individual and provides a process for the execution of the directive.¹³ Current law also allows an individual to designate a separate surrogate to consent to mental health treatment for the individual if the individual is determined by a court to be incompetent to consent to mental health treatment.¹⁴ A mental health or substance abuse treatment advance directive is much like a living will for health care.¹⁵ Acute episodes of mental illness temporarily destroy the capacity required to give informed consent and often prevent people from realizing they are sick, causing them to refuse intervention.¹⁶ Even in the midst of acute episodes, many people do not meet commitment criteria because they are not likely to injure themselves or others and are still able to care for their basic needs.¹⁷ If such a person is left untreated, acute episodes may spiral out of control before the person meets commitment criteria.¹⁸

III. Effect of Proposed Changes:

Section 1 amends s. 394.453, F.S., to include substance abuse impairment in the disorders to be included in the treatment programs of comprehensive health, social, educational, and rehabilitative services.

Section 2 amends s. 394.455, F.S., to add definitions for facilities, providers, and medical and professional personnel who treat adults and minors with substance abuse impairment.

Section 3 amends s. 394.457, F.S., directing the Department of Children and Families (DCF) to include substance abuse in the planning, evaluations, and implementation of a complete and comprehensive statewide program of mental health.

Section 4 amends s. 394.4573, F.S., to direct the DCF to establish a continuity of care management system for the provision of mental health and substance abuse care.

Section 5 amends s. 394.459, F.S., to provide for the rights of an individual being held for examination or admitted for mental health or substance abuse treatment. The bill provides the individual the right to the least restrictive and appropriate available treatment. Additionally, the individual has the right to give express and informed consent and to receive a physical

¹²*Id.*

¹³ Section 765.202, F.S.

¹⁴ Section 765.202(5), F.S.

¹⁵ Washington State Hospital Association, *Mental Health Advance Directives*, copy on file with the Senate Committee on Children, Families and Elder Affairs.

¹⁶ Judy A. Clausen, *Making the Case for a Model Mental Health Advance Directive Statute*, 14 *Yale Journal of Health Policy, Law & Ethics*, Winter 2014 on file with the Senate Committee on Children, Families and Elder Affairs.

¹⁷ *Id.*

¹⁸ *Id.*

examination and mental health evaluation within 24 hours. The exam and evaluation are to include efforts to identify indicators of substance abuse impairment, substance abuse intoxication, and substance abuse withdrawal.

The bill also expands the list of people who may be notified of an individual's admission to a facility to include a health care surrogate or proxy. Facilities providing services will be required to review any incidents resulting in injury or alleged injury, allegations of sexual battery, and death, or unauthorized departure of an individual being held for involuntary examination or involuntary placement. All service providers are required to provide information regarding advance directives and to assist competent and willing individuals in the completion of a directive. Advance directives already in place must be honored or the service provider must request a transfer of the individual to another facility.

Section 6 amends s. 394.4597, F.S., to expand the list of people to be notified when an individual is admitted for involuntary examination or placement or a petition for involuntary placement is filed, to include a health care surrogate or proxy. The bill also lists persons prohibited from being selected as a representative of the individual and provides the rights of the person selected to be the representative.

Section 7 amends s. 394.4598, F.S., to allow the court to consider a petition for a guardian advocate for an individual held for examination or admitted for mental health or substance abuse treatment. The bill also lists the persons prohibited from serving as an individual's guardian advocate.

Section 8 amends s. 394.4599, F.S., to expand the list of persons to be notified whenever an individual is being involuntarily held for examination, to include a guardian, guardian advocate, attorney, representative, and health care surrogate or proxy.

Section 9 amends s. 394.4615, F.S., to expand the list of persons that may waive confidentiality and authorize the release of the clinical record of an individual being held for involuntary examination or admitted for treatment by express and informed consent, to include his or her health care surrogate or proxy.

The bill allows the state attorney access to an individual's records for evaluation and confirmation of allegations set forth in a petition for involuntary examination; however, the state attorney may not use such records for criminal investigation or prosecution.

Section 10 amends s. 394.462, F.S., to allow law enforcement to transport an individual taken into custody based on a court order to a receiving facility or detoxification facility. The bill also provides that law enforcement may transport an individual at his or her request who appears to meet the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility.

Section 11 amends s. 394.4625, F.S., to provide criteria and requirements for the voluntary examination and treatment of an adult or minor. An adult must provide express and informed consent and be competent to do so. A minor may be admitted based on the express and informed

consent of the minor's guardian, except the minor may be admitted to an addictions receiving facility or detoxification facility without the consent of the minor's guardian.

The bill also allows an individual on involuntary status in a facility who has been assessed and certified to be competent to provide express and informed consent, to be transferred to voluntary status immediately. If the individual is on voluntary status and meets the criteria for involuntary placement, he or she must be transferred to a designated receiving facility.

Section 12 amends s. 394.463, F.S., to provide the criteria for the involuntary examination of an individual for mental illness or substance abuse impairment. The bill directs the court to include specific facts in its order that support its findings that the required criteria for involuntary examination has been met and to designate the type of facility most appropriate for the individual. Additionally, specified medical personnel may execute a certificate that finds an individual meets the criteria for involuntary examination, and the certificate must specify the most appropriate facility that provides the services beneficial to the individual.

The bill provides that an individual may be held for an additional 48 hours beyond the 72-hour time limit if a physician determines, under specific criteria, that the individual has ongoing symptoms of substance intoxication or substance withdrawal and would likely experience significant clinical benefit from detoxification services. Specific actions must be taken based on the individual's needs within the involuntary examination period. The bill sets out criteria that addresses actions that must be taken when a petition for involuntary examination is initiated for an individual who is in a hospital being treated for an emergency medical condition.

Section 13 amends s. 394.4655, F.S., and revises criteria to allow an individual to be ordered into involuntary outpatient placement due either to mental illness or substance abuse. The individual must have been involuntarily admitted to a receiving or treatment facility within the immediate preceding 36 months. The treatment plan created by the service provider for the court's consideration must address the individual's mental illness or substance abuse impairment, as applicable. The list of persons authorized to petition for involuntary outpatient placement is expanded. At a hearing on involuntary outpatient placement, the state attorney has access to the individual's clinical records and witnesses in order to determine the sufficiency of the allegations contained in the petition. Procedures for continued involuntary outpatient placement include directing the court to inform the individual who is the subject of the petition of his or her right to an independent expert examination. Legal counsel shall be appointed within one court working day after a petition for involuntary outpatient placement is filed.

Section 14 amends s. 394.467, F.S., to allow for involuntary inpatient placement for individuals with mental illness or substance abuse impairment. The individual may be detained in a mental health or addictions receiving facility or a detoxification facility. The bill also expands the list of persons authorized to file a petition to include the individual's guardian advocate, health care surrogate, or proxy. Also, when the petition is for inpatient placement for substance abuse impairment and the individual is examined by an addictions receiving facility or a detoxification facility, a physician may provide the first opinion and a substance abuse qualified professional may provide the second opinion needed to support the petition.

The bill provides direction to an attorney representing an individual in proceedings for involuntary inpatient placement and clarifies that the state attorney in the circuit where the individual is located represents the state and not the facility that initiated the petition.

The bill clarifies that a hearing on involuntary inpatient placement must occur within five court working days after the petition is filed. The court may waive the individual's appearance at the hearing only after determination that the individual knowingly, intelligently, and voluntarily waived the right to attend. At the hearing, the court must allow relevant testimony, from family members and others, regarding prior history and how it relates to the individual's current condition. When a hearing is held on a petition to continue involuntary inpatient placement, the Division of Administrative Hearings must inform the individual of the right to an independent examination, and if the individual cannot afford one, the court will provide it.

Section 15 amends s. 394.4672, to allow a facility owned, operated, or administered by the U.S. Department of Veterans Affairs that provides mental health services, to initiate and conduct involuntary examinations, provide voluntary treatment, and to petition for involuntary placement and provide treatment for such placement. The facility may provide care or treatment for individuals with mental illness or substance abuse impairment if available.

Section 16 amends section 394.875, F.S., to remove the 30-bed limit currently imposed on crisis stabilization units.

Section 17 transfers and renumbers s. 765.401, F.S. as s. 765.311, F.S.

Section 18 transfers and renumbers s. 765.404, F.S. as s. 765.312, F.S.

Section 19 directs the Division of Law Revision and Information to rename part IV of chapter 765, F.S., from "Absence of Advance Directive" to "Mental Health and Substance Abuse Advance Directives."

Section 20 creates s. 765.4015, F.S., to provide that ss. 765.402 through 765.411, as created by the bill, may be cited as the "Jennifer Act."

Section 21 creates s. 765.402, F.S., to provide legislative findings that an individual with capacity has the ability to control decisions relating to his or her own mental health or substance abuse treatment. Under the bill, the Legislature finds that substance abuse and mental illness cause individuals to fluctuate between capacity and incapacity; the individual may be unable to provide informed consent necessary to access needed treatment during a time when the individual's capacity is unclear; early treatment may prevent the individual from becoming so ill that involuntary treatment is necessary; and individuals with mental illness and substance abuse impairment need an established procedure to express their instructions and preferences for treatment and to provide advance consent to or refusal of treatment.

Under the bill, the Legislature further finds that: mental health or substance abuse treatment advance directives must provide the individual with a full range of choices, including the right of revocation during periods of inability to consent to treatment or of incapacity; advance directives

must allow an individual to choose how to apply his or her directive; and treatment providers must abide by an individual's treatment choices.

Section 22 creates s. 765.403, F.S., to provide definitions to be used in s. 765.403, F.S.

- “Adult” means an individual who has attained the age of majority or is an emancipated minor.
- “Capacity” means that an adult has not been found to be incapacitated.
- “Health care facility” means a licensed hospital, nursing home, hospice, home health agency, or health maintenance organization or any facility regulated under the Baker Act.
- “Incapacity” or “incompetent” means an adult who is:
 - Unable to understand the nature, character, and anticipated results of proposed treatment or alternatives or the recognized serious possible risks, complications, and anticipated benefits of treatments and alternatives, including non-treatment;
 - Physically or mentally unable to communicate a willful and knowing decision about mental health care or substance abuse treatment;
 - Unable to communicate his or her understanding or treatment decisions; or
 - Determined incompetent pursuant to an involuntary examination under the Baker Act.
- “Informed consent” means consent voluntarily given by a person after a sufficient explanation and disclosure of the subject matter involved to enable that person to have a general understanding of the treatment or procedure and the medically acceptable alternatives, including the substantial risks and hazards inherent in the proposed treatment or procedures or non-treatment, and to make knowing mental health care or substance abuse treatment decisions without coercion or undue influence.
- “Interested person” means any person who may reasonably be expected to be affected by the outcome of a particular proceeding, including anyone interested in the welfare of an incapacitated person.
- “Mental health or substance abuse treatment advance directive” means a written document in which the principal makes a declaration of instructions or preferences or appoints a surrogate to make decisions on behalf of the principal regarding the principal's mental health or substance abuse treatment, or both.
- “Mental health professional” means a psychiatrist, psychologist, psychiatric nurse, or social worker, and other licensed mental health professionals.
- “Principal” means a competent adult who executes a mental health or substance abuse treatment advance directive and on whose behalf mental health care or substance abuse treatment decisions are to be made.
- “Surrogate” means any competent adult expressly designated by a principal to make mental health care or substance abuse treatment decisions on behalf of the principal as set forth in the principal's mental health or substance abuse treatment advance directive or self-binding arrangement.

Section 23 creates s. 765.405, F.S., to provide for the creation, execution and allowable provisions of mental health or substance abuse treatment advance directives. An adult with capacity may execute a mental health or substance abuse impairment advance directive. A directive executed in accordance with this part is presumed valid. However, the inability to honor one or more of the provisions of the advance directive does not invalidate the remaining provisions. The directive may include any provision related to mental health or substance abuse

treatment or the care of the principal or the principal's personal affairs. Without limitation, the directive may include:

- The individual's preferences and instructions for mental health or substance abuse treatment;
- Refusal to consent to specific types of mental health or substance abuse treatment;
- Consent to admission to and retention in a facility for mental health or substance abuse treatment for up to 14 days, provided that such consent consists of an affirmative statement contained in the directive clearly stating whether the consent is revocable by the individual during a mental health or substance abuse crisis;
- Descriptions of situations that may cause the individual to experience a mental health or substance abuse crisis;
- Suggested alternative responses that may supplemental or be in lieu of direct mental health or substance abuse treatment, such as treatment approaches from other providers;
- Appointment of a surrogate to make mental health or substance abuse treatment decisions on the individual's behalf;
- The nomination of a guardian, limited guardian, or guardian advocate, by the individual; and
- The directive may be independent of or combined with a nomination of a guardian or other durable power of attorney.

Section 24 creates s. 765.406, F.S., to provide for the execution, effective date, and expiration of a mental health or substance abuse advance directive. The bill provides that the advance directive must: be in writing; clearly indicate that the individual intends to create a directive; clearly indicate whether the individual intends for the surrogate to have the authority to consent to the individual's voluntary admission to inpatient mental health or substance abuse treatment and whether such consent is revocable; and be dated and signed by the individual or, if he or she is unable to sign, dated and signed at his or her direction. The directive must be witnessed by two adults who must declare they were present when the individual dated and signed the directive and that the individual did not appear to be incapacitated or acting under fraud, undue influence, or duress. The surrogate named in the directive cannot act as a witness to the execution of the directive and at least one witness must not be the spouse or blood relative of the individual executing the directive.

The bill provides that the directive is valid upon execution, but all or part may take effect at a later date as designated in the directive. The bill also provides that a directive may be revoked in whole or in part or expire under its own terms. A directive may not create an entitlement to mental health, substance abuse, or medical treatment or supersede a determination of medical necessity. The directive does not obligate any health care provider, professional person, or health care facility to pay the costs associated with requested treatment or to be responsible for the non-treatment or personal care of the individual or his or her affairs outside a facility's scope of services. Additionally, the directive cannot replace or supersede any will, testamentary document, or the provision of intestate succession.

Section 25 creates s. 765.407, F.S., to provide for the revocation or waiver of an advance directive. The bill provides that an individual may revoke his or her advance directive only if, at the time of execution, he or she elected to be able to revoke when incapacitated. A copy of the revocation of the advance directive must be provided by the individual and is effective upon receipt by his or her agent, each health care provider, professional person, or health care facility

that received a copy of the individual's advance directive. The directive may be revoked in whole or in part, expressly or to the extent of any inconsistency by a subsequent directive or be superseded by a court order, including an order entered in a criminal matter. The directive may not be interpreted to interfere with incarceration or detention by the Department of Corrections or a municipal or county jail or the treatment of an individual subject to involuntary treatment pursuant to ch. 394, F.S.

The bill provides that a directive that would have otherwise expired but is effective because the individual is incapacitated remains effective until the individual is no longer incapacitated, unless the individual elected to be able to revoke the directive while incapacitated and has revoked the directive.

Section 26 creates s. 765.410, F.S., to provide that a health care facility, provider, or other person who acts under the direction of a health care facility or provider is not subject to criminal prosecution or civil liability or to have engaged in unprofessional conduct, as a result of carrying out a mental health or substance abuse treatment decision contained in a directive.

Section 27 creates s. 765.411, F.S., to provide that the recognition of a mental health advance directive executed in compliance with the laws of another state is valid.

Section 28 creates s. 916.185, F.S., directing the DCF to create the Forensic Hospital Diversion Pilot Program to provide, when appropriate, competency-restoration and community-reintegration services in locked residential treatment facilities, based on consideration of public safety, the needs of the individual, and available resources. The DCF is directed to implement the pilot program in Alachua, Escambia, Hillsborough, and Miami-Dade counties, to be modeled after the Miami-Dade Forensic Alternative Center, taking into account local needs and resources.

Section 29 amends s. 39.407, F.S., to correct cross-references.

Section 30 amends s. 394.4612, F.S., by removing adults who qualify for voluntary admission and meet the criteria for involuntary admission for substance abuse treatment, from the list of persons who may receive services in an integrated mental health crisis stabilization unit and addictions receiving facility.

Section 31 amends s. 394.495, F.S., to correct cross-references.

Section 32 amends s. 394.496, F.S., to correct cross-references.

Section 33 amends s. 394.499, F.S., by removing persons under the age of 18 who wish to voluntarily enter treatment for substance abuse or who meet the criteria for involuntary admission for such treatment, from the list of persons eligible to receive integrated children's crisis stabilization unit/juvenile addictions receiving facility services.

Section 34 amends s. 394.67, F.S., to remove a person meeting the criteria for involuntary admission from the definition of a person who is experiencing an acute substance abuse crisis.

Section 35 amends s. 394.674, F.S., to clarify that a person who is experiencing a mental health crisis, but does not meet the criteria for involuntary examination, must contribute to the cost of his or her care on a sliding fee scale.

Sections 36 through 50 amend various statutory provisions to correct cross-references to conform to changes made in sections 1 through 35 and to remove cross-references to statutes being repealed in sections 51 and 52.

Section 51 repeals Part IV of chapter 397, F.S.

Section 52 repeals Part V of chapter 397, F.S.

Section 53 provides an effective date of July 1, 2015.

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:

SB 7070 has an indeterminate fiscal impact on the Department of Children and Families (DCF). The bill could result in more persons having access to substance abuse treatment by including provisions of the Marchman Act in emergency behavioral health care that providers must deliver under the Baker Act. However, some unknown number of persons with substance abuse disorders may already be receiving emergency behavioral health care under the Baker Act. Some costs of those who receive treatment for substance abuse under the bill may already be reflected in the current expenditures for behavioral health care, but the extent is indeterminate.

The bill expands the use of involuntary outpatient care. The state could experience cost savings for behavioral health care if services are diverted from inpatient settings to outpatient settings under the bill.

The bill authorizes forensic hospital diversion pilot projects and calls for the pilot projects to be implemented based on “available resources,” including local resources and those which the bill authorizes the DCF to reallocate from specified forensic and other adult mental health programs serving individuals involved in the criminal justice system. It is unclear the extent to which local resources will be available in the designated pilot areas and how much funding the DCF might reallocate under the bill.

VI. Technical Deficiencies:

None.

VII. Related Issues:

Section 14 of the bill provides, in instances of involuntary inpatient placement for an individual with mental illness or substance abuse impairment, that the Division of Administrative Hearings (DOAH) must inform the individual or his or her guardian, guardian advocate, health care surrogate or proxy, or representative, of the right to an independent expert examination, and, if the individual cannot afford such an examination, the bill requires the court to provide one. It is unclear which court is being referenced, since the case is being handled by the DOAH.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 39.407, 394.453, 394.455, 394.457, 394.4573, 394.459, 394.4597, 394.4598, 394.4599, 394.4612, 394.4615, 394.462, 394.4625, 394.463, 394.4655, 394.467, 394.4672, 394.875, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 395.0197, 395.1051, 397.311, 397.431, 397.702, 397.94, 402.3057, 409.1757, 409.972, 456.0575, 744.704, 765.101, 765.104, and 790.065.

This bill creates the following sections of the Florida Statutes: 765.4015, 765.402, 765.403, 765.405, 765.406, 765.407, 765.410, 765.411, and 916.185.

This bill repeals the following sections of the Florida Statutes: 397.601, 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977.

IX. Additional Information:

A. Committee Substitute – Statement of 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.



809912

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Garcia) recommended the following:

Senate Amendment (with title amendment)

Delete lines 2816 - 3242
and insert:

Section 17. Section 765.401, Florida Statutes, is transferred and renumbered as section 765.311, Florida Statutes.

Section 18. Section 765.404, Florida Statutes, is transferred and renumbered as section 765.312, Florida Statutes.

Section 19. The Division of Law Revision and Information is directed to rename part IV of chapter 765, Florida Statutes, as



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11 "Mental Health and Substance Abuse Advance Directives."

12 Section 20. Section 765.4015, Florida Statutes, is created
13 to read:

14 765.4015 Short title.—Sections 765.402-765.411 may be cited
15 as the "Jennifer Act."

16 Section 21. Section 765.402, Florida Statutes, is created
17 to read:

18 765.402 Legislative findings.—

19 (1) The Legislature recognizes that an individual with
20 capacity has the ability to control decisions relating to his or
21 her own mental health care or substance abuse treatment. The
22 Legislature finds that:

23 (a) Substance abuse and some mental illnesses cause
24 individuals to fluctuate between capacity and incapacity;

25 (b) During periods when an individual's capacity is
26 unclear, the individual may be unable to provide informed
27 consent necessary to access needed treatment;

28 (c) Early treatment may prevent an individual from becoming
29 so ill that involuntary treatment is necessary; and

30 (d) Individuals with substance abuse impairment or mental
31 illness need an established procedure to express their
32 instructions and preferences for treatment and provide advance
33 consent to or refusal of treatment. This procedure should be
34 less expensive and less restrictive than guardianship.

35 (2) The Legislature further recognizes that:

36 (a) A mental health or substance abuse treatment advance
37 directive must provide the individual with a full range of
38 choices.

39 (b) For a mental health or substance abuse directive to be



809912

40 an effective tool, individuals must be able to choose how they
41 want their directives to be applied, including the right of
42 revocation, during periods when they are incompetent to consent
43 to treatment.

44 (c) There must be a clear process so that treatment
45 providers can abide by an individual's treatment choices.

46 Section 22. Section 765.403, Florida Statutes, is created
47 to read:

48 765.403 Definitions.—As used in this section, the term:

49 (1) "Adult" means any individual who has attained the age
50 of majority or is an emancipated minor.

51 (2) "Capacity" means that an adult has not been found to be
52 incapacitated pursuant to s. 394.463.

53 (3) "Health care facility" means a hospital, nursing home,
54 hospice, home health agency, or health maintenance organization
55 licensed in this state, or any facility subject to part I of
56 chapter 394.

57 (4) "Incapacity" or "incompetent" means an adult who is:

58 (a) Unable to understand the nature, character, and
59 anticipated results of proposed treatment or alternatives or the
60 recognized serious possible risks, complications, and
61 anticipated benefits of treatments and alternatives, including
62 nontreatment;

63 (b) Physically or mentally unable to communicate a willful
64 and knowing decision about mental health care or substance abuse
65 treatment;

66 (c) Unable to communicate his or her understanding or
67 treatment decisions; or

68 (d) Determined incompetent pursuant to s. 394.463.



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69 (5) "Informed consent" means consent voluntarily given by a
70 person after a sufficient explanation and disclosure of the
71 subject matter involved to enable that person to have a general
72 understanding of the treatment or procedure and the medically
73 acceptable alternatives, including the substantial risks and
74 hazards inherent in the proposed treatment or procedures or
75 nontreatment, and to make knowing mental health care or
76 substance abuse treatment decisions without coercion or undue
77 influence.

78 (6) "Interested person" means, for the purposes of this
79 chapter, any person who may reasonably be expected to be
80 affected by the outcome of the particular proceeding involved,
81 including anyone interested in the welfare of an incapacitated
82 person.

83 (7) "Mental health or substance abuse treatment advance
84 directive" means a written document in which the principal makes
85 a declaration of instructions or preferences or appoints a
86 surrogate to make decisions on behalf of the principal regarding
87 the principal's mental health or substance abuse treatment, or
88 both.

89 (8) "Mental health professional" means a psychiatrist,
90 psychologist, psychiatric nurse, or social worker, and such
91 other mental health professionals licensed pursuant to chapter
92 458, chapter 464, chapter 490, or chapter 491.

93 (9) "Principal" means a competent adult who executes a
94 mental health or substance abuse treatment advance directive and
95 on whose behalf mental health care or substance abuse treatment
96 decisions are to be made.

97 (10) "Surrogate" means any competent adult expressly



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98 designated by a principal to make mental health care or
99 substance abuse treatment decisions on behalf of the principal
100 as set forth in the principal's mental health or substance abuse
101 treatment advance directive or self-binding arrangement as those
102 terms are defined in this part.

103 Section 23. Section 765.405, Florida Statutes, is created
104 to read:

105 765.405 Mental health or substance abuse treatment advance
106 directive; execution; allowable provisions.—

107 (1) An adult with capacity may execute a mental health or
108 substance abuse treatment advance directive.

109 (2) A directive executed in accordance with this section is
110 presumed to be valid. The inability to honor one or more
111 provisions of a directive does not affect the validity of the
112 remaining provisions.

113 (3) A directive may include any provision relating to
114 mental health or substance abuse treatment or the care of the
115 principal. Without limitation, a directive may include:

116 (a) The principal's preferences and instructions for mental
117 health or substance abuse treatment.

118 (b) Consent to specific types of mental health or substance
119 abuse treatment.

120 (c) Refusal to consent to specific types of mental health
121 or substance abuse treatment.

122 (d) Descriptions of situations that may cause the principal
123 to experience a mental health or substance abuse crisis.

124 (e) Suggested alternative responses that may supplement or
125 be in lieu of direct mental health or substance abuse treatment,
126 such as treatment approaches from other providers.



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127 (f) The principal's nomination of a guardian, limited
128 guardian, or guardian advocate as provided chapter 744.

129 (4) A directive may be combined with or be independent of a
130 nomination of a guardian, other durable power of attorney, or
131 other advance directive.

132 Section 24. Section 765.406, Florida Statutes, is created
133 to read:

134 765.406 Execution of a mental health or substance abuse
135 advance directive; effective date; expiration.—

136 (1) A directive must:

137 (a) Be in writing.

138 (b) Contain language that clearly indicates that the
139 principal intends to create a directive.

140 (c) Be dated and signed by the principal or, if the
141 principal is unable to sign, at the principal's direction in the
142 principal's presence.

143 (d) Be witnessed by two adults, each of whom must declare
144 that he or she personally knows the principal and was present
145 when the principal dated and signed the directive, and that the
146 principal did not appear to be incapacitated or acting under
147 fraud, undue influence, or duress. The person designated as the
148 surrogate may not act as a witness to the execution of the
149 document designating the mental health or substance abuse care
150 treatment surrogate. At least one person who acts as a witness
151 must be neither the principal's spouse nor his or her blood
152 relative.

153 (2) A directive is valid upon execution, but all or part of
154 the directive may take effect at a later date as designated by
155 the principal in the directive.



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156 (3) A directive may:
157 (a) Be revoked, in whole or in part, pursuant to s.
158 765.407; or
159 (b) Expire under its own terms.
160 (4) A directive does not or may not:
161 (a) Create an entitlement to mental health, substance
162 abuse, or medical treatment or supersede a determination of
163 medical necessity.
164 (b) Obligate any health care provider, professional person,
165 or health care facility to pay the costs associated with the
166 treatment requested.
167 (c) Obligate a health care provider, professional person,
168 or health care facility to be responsible for the nontreatment
169 or personal care of the principal or the principal's personal
170 affairs outside the scope of services the facility normally
171 provides.
172 (d) Replace or supersede any will or testamentary document
173 or supersede the provision of intestate succession.
174 (e) Be revoked by an incapacitated principal unless that
175 principal selected the option to permit revocation while
176 incapacitated at the time his or her directive was executed.
177 Section 25. Section 765.407, Florida Statutes, is created
178 to read:
179 765.407 Revocation; waiver.—
180 (1) A principal with capacity may, by written statement of
181 the principal or at the principal's direction in the principal's
182 presence, revoke a directive in whole or in part.
183 (2) The principal shall provide a copy of his or her
184 written statement of revocation to his or her agent, if any, and



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185 to each health care provider, professional person, or health
186 care facility that received a copy of the directive from the
187 principal.

188 (3) The written statement of revocation is effective as to
189 a health care provider, professional person, or health care
190 facility upon receipt. The professional person, health care
191 provider, or health care facility, or persons acting under their
192 direction, shall make the statement of revocation part of the
193 principal's medical record.

194 (4) A directive also may:

195 (a) Be revoked, in whole or in part, expressly or to the
196 extent of any inconsistency, by a subsequent directive; or

197 (b) Be superseded or revoked by a court order, including
198 any order entered in a criminal matter. The individual's family,
199 the health care facility, the attending physician, or any other
200 interested person who may be directly affected by the
201 surrogate's decision concerning any health care may seek
202 expedited judicial intervention pursuant to rule 5.900 of the
203 Florida Probate Rules, if that person believes:

204 1. The surrogate's decision is not in accord with the
205 individual's known desires;

206 2. The advance directive is ambiguous, or the individual
207 has changed his or her mind after execution of the advance
208 directive;

209 3. The surrogate was improperly designated or appointed, or
210 the designation of the surrogate is no longer effective or has
211 been revoked;

212 4. The surrogate has failed to discharge duties, or
213 incapacity or illness renders the surrogate incapable of



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214 discharging duties;

215 5. The surrogate has abused powers; or

216 6. The individual has sufficient capacity to make his or
217 her own health care decisions.

218 (5) A directive that would have otherwise expired but is
219 effective because the principal is incapacitated remains
220 effective until the principal is no longer incapacitated unless
221 the principal elected to be able to revoke while incapacitated
222 and has revoked the directive.

223 (6) When a principal with capacity consents to treatment
224 that differs from, or refuses treatment consented to in, his or
225 her directive, the consent or refusal constitutes a waiver of a
226 particular provision and does not constitute a revocation of the
227 provision or the directive unless that principal also revokes
228 the provision or directive.

229 Section 26. Section 765.410, Florida Statutes, is created
230 to read:

231 765.410 Immunity from liability; weight of proof;
232 presumption.-

233 (1) A health care facility, provider, or other person who
234 acts under the direction of a health care facility or provider
235 is not subject to criminal prosecution or civil liability, and
236 may not be deemed to have engaged in unprofessional conduct, as
237 a result of carrying out a mental health care or substance abuse
238 treatment decision made in accordance with this section. The
239 surrogate who makes a mental health care or substance abuse
240 treatment decision on a principal's behalf, pursuant to this
241 section, is not subject to criminal prosecution or civil
242 liability for such action.



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243 (2) This section applies unless it is shown by a
244 preponderance of the evidence that the person authorizing or
245 carrying out a mental health or substance abuse treatment
246 decision did not, in good faith, comply with this section.

247 Section 27. Section 765.411, Florida Statutes, is created
248 to read:

249 765.411 Recognition of mental health and substance abuse
250 treatment advance directive executed in another state.—A mental
251 health or substance abuse treatment advance directive executed
252 in another state in compliance with the law of that state is
253 validly executed for the purposes of this chapter.

254 Section 28. Section 916.185, Florida Statutes, is created
255 to read:

256 916.185 Forensic Hospital Diversion Pilot Program.—

257 (1) LEGISLATIVE FINDINGS AND INTENT.—The Legislature finds
258 that many jail inmates who have serious mental illnesses and who
259 are committed to state forensic mental health treatment
260 facilities for restoration of competency to proceed could be
261 served more effectively and at less cost in community-based
262 alternative programs. The Legislature further finds that many
263 individuals who have serious mental illnesses and who have been
264 discharged from state forensic mental health treatment
265 facilities could avoid recidivism in the criminal justice and
266 forensic mental health systems if they received specialized
267 treatment in the community. Therefore, it is the intent of the
268 Legislature to create the Forensic Hospital Diversion Pilot
269 Program to serve individuals who have mental illnesses or co-
270 occurring mental illnesses and substance use disorders and who
271 are admitted to or are at risk of entering state forensic mental



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272 health treatment facilities, prisons, jails, or state civil
273 mental health treatment facilities.

274 (2) DEFINITIONS.—As used in this section, the term:

275 (a) "Best practices" means treatment services that
276 incorporate the most effective and acceptable interventions
277 available in the care and treatment of individuals who are
278 diagnosed as having mental illnesses or co-occurring mental
279 illnesses and substance use disorders.

280 (b) "Community forensic system" means the community mental
281 health and substance use forensic treatment system, including
282 the comprehensive set of services and supports provided to
283 individuals involved in or at risk of becoming involved in the
284 criminal justice system.

285 (c) "Evidence-based practices" means interventions and
286 strategies that, based on the best available empirical research,
287 demonstrate effective and efficient outcomes in the care and
288 treatment of individuals who are diagnosed as having mental
289 illnesses or co-occurring mental illnesses and substance use
290 disorders.

291 (3) CREATION.—There is created a Forensic Hospital
292 Diversion Pilot Program to provide, when appropriate,
293 competency-restoration and community-reintegration services in
294 locked residential treatment facilities, based on considerations
295 of public safety, the needs of the individual, and available
296 resources.

297 (a) The department shall implement a Forensic Hospital
298 Diversion Pilot Program in Alachua, Escambia, Hillsborough, and
299 Miami-Dade Counties, in conjunction with the Eighth Judicial
300 Circuit, the First Judicial Circuit, the Thirteenth Judicial



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301 Circuit, and the Eleventh Judicial Circuit, respectively, which
302 shall be modeled after the Miami-Dade Forensic Alternative
303 Center, taking into account local needs and subject to the
304 availability of local resources.

305 (b) In creating and implementing the program, the
306 department shall include a comprehensive continuum of care and
307 services which uses evidence-based practices and best practices
308 to treat individuals who have mental health and co-occurring
309 substance use disorders.

310 (c) The department and the respective judicial circuits
311 shall implement this section within available resources. State
312 funding may be made available through a specific appropriation.

313 (4) ELIGIBILITY.—Participation in the Forensic Hospital
314 Diversion Pilot Program is limited to individuals who:

315 (a) Are 18 years of age or older;

316 (b) Are charged with a felony of the second degree or a
317 felony of the third degree;

318 (c) Do not have a significant history of violent criminal
319 offenses;

320 (d) Have been adjudicated incompetent to proceed to trial
321 or not guilty by reason of insanity under this part;

322 (e) Meet public safety and treatment criteria established
323 by the department for placement in a community setting; and

324 (f) Would be admitted to a state mental health treatment
325 facility if not for the availability of the Forensic Hospital
326 Diversion Pilot Program.

327 (5) TRAINING.—The Legislature encourages the Florida
328 Supreme Court, in consultation and cooperation with the Task
329 Force on Substance Abuse and Mental Health Issues in the Courts,



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330 to develop educational training on the community forensic system
331 for judges in the pilot program areas.

332 (6) RULEMAKING.—The department may adopt rules to
333 administer this section.

334 (7) REPORT.—The Office of Program Policy Analysis and
335 Government Accountability shall review and evaluate the Forensic
336 Hospital Diversion Pilot Program and submit a report to the
337 Governor, the President of the Senate, and the Speaker of the
338 House of Representatives by December 31, 2016. The report shall
339 examine the efficiency and cost-effectiveness of providing
340 forensic mental health services in secure, outpatient,
341 community-based settings. In addition, the report shall examine
342 the impact of the Forensic Hospital Diversion Pilot Program on
343 public health and safety.

344 Section 29. Paragraph (a) of subsection (3) of section
345 39.407, Florida Statutes, is amended to read:

346 39.407 Medical, psychiatric, and psychological examination
347 and treatment of child; physical, mental, or substance abuse
348 examination of person with or requesting child custody.—

349 (3) (a) 1. Except as otherwise provided in subparagraph (b) 1.
350 or paragraph (e), before the department provides psychotropic
351 medications to a child in its custody, the prescribing physician
352 shall attempt to obtain express and informed consent, as defined
353 in s. 394.455(13) ~~s. 394.455(9)~~ and as described in s.
354 394.459(3) (a), from the child's parent or legal guardian. The
355 department must take steps necessary to facilitate the inclusion
356 of the parent in the child's consultation with the physician.
357 However, if the parental rights of the parent have been
358 terminated, the parent's location or identity is unknown or



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359 cannot reasonably be ascertained, or the parent declines to give
360 express and informed consent, the department may, after
361 consultation with the prescribing physician, seek court
362 authorization to provide the psychotropic medications to the
363 child. Unless parental rights have been terminated and if it is
364 possible to do so, the department shall continue to involve the
365 parent in the decisionmaking process regarding the provision of
366 psychotropic medications. If, at any time, a parent whose
367 parental rights have not been terminated provides express and
368 informed consent to the provision of a psychotropic medication,
369 the requirements of this section that the department seek court
370 authorization do not apply to that medication until such time as
371 the parent no longer consents.

372 2. Any time the department seeks a medical evaluation to
373 determine the need to initiate or continue a psychotropic
374 medication for a child, the department must provide to the
375 evaluating physician all pertinent medical information known to
376 the department concerning that child.

377 Section 30. Subsection (2) of section 394.4612, Florida
378 Statutes, is amended to read:

379 394.4612 Integrated adult mental health crisis
380 stabilization and addictions receiving facilities.—

381 (2) An integrated mental health crisis stabilization unit
382 and addictions receiving facility may provide services under
383 this section to adults who are 18 years of age or older and who
384 fall into one or more of the following categories:

385 (a) An adult meeting the requirements for voluntary
386 admission for mental health treatment under s. 394.4625.

387 (b) An adult meeting the criteria for involuntary



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388 examination for mental illness under s. 394.463.

389 ~~(c) An adult qualifying for voluntary admission for~~
390 ~~substance abuse treatment under s. 397.601.~~

391 ~~(d) An adult meeting the criteria for involuntary admission~~
392 ~~for substance abuse impairment under s. 397.675.~~

393 Section 31. Paragraphs (a) and (c) of subsection (3) of
394 section 394.495, Florida Statutes, are amended to read:

395 394.495 Child and adolescent mental health system of care;
396 programs and services.—

397 (3) Assessments must be performed by:

398 (a) A professional as defined in s. 394.455(6), (31), (34),
399 (35), or (36) ~~s. 394.455(2), (4), (21), (23), or (24);~~

400 (c) A person who is under the direct supervision of a
401 professional as defined in s. 394.455(6), (31), (34), (35), or
402 (36) ~~s. 394.455(2), (4), (21), (23), or (24)~~ or a professional
403 licensed under chapter 491.

404

405 The department shall adopt by rule statewide standards for
406 mental health assessments, which must be based on current
407 relevant professional and accreditation standards.

408 Section 32. Subsection (6) of section 394.496, Florida
409 Statutes, is amended to read:

410 394.496 Service planning.—

411 (6) A professional as defined in s. 394.455(6), (31), (34),
412 (35), or (36) ~~s. 394.455(2), (4), (21), (23), or (24)~~ or a

413 professional licensed under chapter 491 must be included among
414 those persons developing the services plan.

415 Section 33. Subsection (2) of section 394.499, Florida
416 Statutes, is amended to read:



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417 394.499 Integrated children's crisis stabilization
418 unit/juvenile addictions receiving facility services.—

419 (2) Children eligible to receive integrated children's
420 crisis stabilization unit/juvenile addictions receiving facility
421 services include:

422 (a) A person under 18 years of age for whom voluntary
423 application is made by his or her guardian, if such person is
424 found to show evidence of mental illness and to be suitable for
425 treatment pursuant to s. 394.4625. A person under 18 years of
426 age may be admitted for integrated facility services only after
427 a hearing to verify that the consent to admission is voluntary.

428 (b) A person under 18 years of age who may be taken to a
429 receiving facility for involuntary examination, if there is
430 reason to believe that he or she is mentally ill and because of
431 his or her mental illness, pursuant to s. 394.463:

432 1. Has refused voluntary examination after conscientious
433 explanation and disclosure of the purpose of the examination; or

434 2. Is unable to determine for himself or herself whether
435 examination is necessary; and

436 a. Without care or treatment is likely to suffer from
437 neglect or refuse to care for himself or herself; such neglect
438 or refusal poses a real and present threat of substantial harm
439 to his or her well-being; and it is not apparent that such harm
440 may be avoided through the help of willing family members or
441 friends or the provision of other services; or

442 b. There is a substantial likelihood that without care or
443 treatment he or she will cause serious bodily harm to himself or
444 herself or others in the near future, as evidenced by recent
445 behavior.



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446 ~~(c) A person under 18 years of age who wishes to enter~~
447 ~~treatment for substance abuse and applies to a service provider~~
448 ~~for voluntary admission, pursuant to s. 397.601.~~

449 ~~(d) A person under 18 years of age who meets the criteria~~
450 ~~for involuntary admission because there is good faith reason to~~
451 ~~believe the person is substance abuse impaired pursuant to s.~~
452 ~~397.675 and, because of such impairment:~~

453 ~~1. Has lost the power of self-control with respect to~~
454 ~~substance use; and~~

455 ~~2.a. Has inflicted, or threatened or attempted to inflict,~~
456 ~~or unless admitted is likely to inflict, physical harm on~~
457 ~~himself or herself or another; or~~

458 ~~b. Is in need of substance abuse services and, by reason of~~
459 ~~substance abuse impairment, his or her judgment has been so~~
460 ~~impaired that the person is incapable of appreciating his or her~~
461 ~~need for such services and of making a rational decision in~~
462 ~~regard thereto; however, mere refusal to receive such services~~
463 ~~does not constitute evidence of lack of judgment with respect to~~
464 ~~his or her need for such services.~~

465 ~~(c)(e)~~ A person under 18 years of age who meets the
466 criteria for examination or admission under paragraph (b) ~~or~~
467 ~~paragraph (d)~~ and has a coexisting mental health and substance
468 abuse disorder.

469 Section 34. Subsection (18) of section 394.67, Florida
470 Statutes, is amended to read:

471 394.67 Definitions.—As used in this part, the term:

472 (18) "Person who is experiencing an acute substance abuse
473 crisis" means a child, adolescent, or adult who is experiencing
474 a medical or emotional crisis because of the use of alcoholic



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475 beverages or any psychoactive or mood-altering substance. ~~The~~
476 ~~term includes an individual who meets the criteria for~~
477 ~~involuntary admission specified in s. 397.675.~~

478 Section 35. Subsection (2) of section 394.674, Florida
479 Statutes, is amended to read:

480 394.674 Eligibility for publicly funded substance abuse and
481 mental health services; fee collection requirements.—

482 (2) Crisis services, as defined in s. 394.67, must, within
483 the limitations of available state and local matching resources,
484 be available to each person who is eligible for services under
485 subsection (1), regardless of the person's ability to pay for
486 such services. A person who is experiencing a mental health
487 crisis and who does not meet the criteria for involuntary
488 examination under s. 394.463(1), ~~or a person who is experiencing~~
489 ~~a substance abuse crisis and who does not meet the involuntary~~
490 ~~admission criteria in s. 397.675,~~ must contribute to the cost of
491 his or her care and treatment pursuant to the sliding fee scale
492 developed under subsection (4), unless charging a fee is
493 contraindicated because of the crisis situation.

494 Section 36. Subsection (6) of section 394.9085, Florida
495 Statutes, is amended to read:

496 394.9085 Behavioral provider liability.—

497 (6) For purposes of this section, the terms "detoxification
498 services," "addictions receiving facility," and "receiving
499 facility" have the same meanings as those provided in ss.
500 397.311(18)(a)4., 397.311(18)(a)1., and 394.455(27) ~~394.455(26)~~,
501 respectively.

502 Section 37. Paragraph (d) of subsection (1) of section
503 395.0197, Florida Statutes, is amended to read:



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504 395.0197 Internal risk management program.—

505 (1) Every licensed facility shall, as a part of its
506 administrative functions, establish an internal risk management
507 program that includes all of the following components:

508 (d) A system for informing a patient or an individual
509 identified pursuant to s. 765.311(1) ~~s. 765.401(1)~~ that the
510 patient was the subject of an adverse incident, as defined in
511 subsection (5). Such notice shall be given by an appropriately
512 trained person designated by the licensed facility as soon as
513 practicable to allow the patient an opportunity to minimize
514 damage or injury.

515 Section 38. Section 395.1051, Florida Statutes, is amended
516 to read:

517 395.1051 Duty to notify patients.—An appropriately trained
518 person designated by each licensed facility shall inform each
519 patient, or an individual identified pursuant to s. 765.311(1)
520 ~~s. 765.401(1)~~, in person about adverse incidents that result in
521 serious harm to the patient. Notification of outcomes of care
522 that result in harm to the patient under this section shall not
523 constitute an acknowledgment or admission of liability, nor can
524 it be introduced as evidence.

525 Section 39. Subsection (11) and paragraph (a) of subsection
526 (18) of section 397.311, Florida Statutes, are amended to read:

527 397.311 Definitions.—As used in this chapter, except part
528 VIII, the term:

529 (11) "Habitual abuser" means a person who is brought to the
530 attention of law enforcement for being substance impaired, ~~who~~
531 ~~meets the criteria for involuntary admission in s. 397.675,~~ and
532 who has been taken into custody for such impairment three or



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533 more times during the preceding 12 months.

534 (18) Licensed service components include a comprehensive
535 continuum of accessible and quality substance abuse prevention,
536 intervention, and clinical treatment services, including the
537 following services:

538 (a) "Clinical treatment" means a professionally directed,
539 deliberate, and planned regimen of services and interventions
540 that are designed to reduce or eliminate the misuse of drugs and
541 alcohol and promote a healthy, drug-free lifestyle. As defined
542 by rule, "clinical treatment services" include, but are not
543 limited to, the following licensable service components:

544 1. "Addictions receiving facility" is a secure, acute care
545 facility that provides, at a minimum, detoxification and
546 stabilization services and is operated 24 hours per day, 7 days
547 per week; and is designated by the department to serve
548 individuals found to be substance use impaired ~~as described in~~
549 ~~s. 397.675~~ who meet the placement criteria for this component.

550 2. "Day or night treatment" is a service provided in a
551 nonresidential environment, with a structured schedule of
552 treatment and rehabilitative services.

553 3. "Day or night treatment with community housing" means a
554 program intended for individuals who can benefit from living
555 independently in peer community housing while participating in
556 treatment services for a minimum of 5 hours a day for a minimum
557 of 25 hours per week.

558 4. "Detoxification" is a service involving subacute care
559 that is provided on an inpatient or an outpatient basis to
560 assist individuals to withdraw from the physiological and
561 psychological effects of substance abuse and who meet the



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562 placement criteria for this component.

563 5. "Intensive inpatient treatment" includes a planned
564 regimen of evaluation, observation, medical monitoring, and
565 clinical protocols delivered through an interdisciplinary team
566 approach provided 24-hours-per-day ~~24 hours per day~~, 7-days-per-
567 week ~~7 days per week~~, in a highly structured, live-in
568 environment.

569 6. "Intensive outpatient treatment" is a service that
570 provides individual or group counseling in a more structured
571 environment, is of higher intensity and duration than outpatient
572 treatment, and is provided to individuals who meet the placement
573 criteria for this component.

574 7. "Medication-assisted treatment for opiate addiction" is
575 a service that uses methadone or other medication as authorized
576 by state and federal law, in combination with medical,
577 rehabilitative, and counseling services in the treatment of
578 individuals who are dependent on opioid drugs.

579 8. "Outpatient treatment" is a service that provides
580 individual, group, or family counseling by appointment during
581 scheduled operating hours for individuals who meet the placement
582 criteria for this component.

583 9. "Residential treatment" is a service provided in a
584 structured live-in environment within a nonhospital setting on a
585 24-hours-per-day, 7-days-per-week basis, and is intended for
586 individuals who meet the placement criteria for this component.

587 Section 40. Subsection (3) of section 397.431, Florida
588 Statutes, is amended to read:

589 397.431 Individual responsibility for cost of substance
590 abuse impairment services.-



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591 (3) The parent, legal guardian, or legal custodian of a
592 minor is not liable for payment for any substance abuse services
593 provided to the minor without parental consent ~~pursuant to s.~~
594 ~~397.601(4)~~, unless the parent, legal guardian, or legal
595 custodian participates or is ordered to participate in the
596 services, and only for the substance abuse services rendered. If
597 the minor is receiving services as a juvenile offender, the
598 obligation to pay is governed by the law relating to juvenile
599 offenders.

600 Section 41. Paragraph (b) of subsection (2) of section
601 397.702, Florida Statutes, is amended to read:

602 397.702 Authorization of local ordinances for treatment of
603 habitual abusers in licensed secure facilities.-

604 (2) Ordinances for the treatment of habitual abusers must
605 provide:

606 (b) That when seeking treatment of a habitual abuser, the
607 county or municipality, through an officer or agent specified in
608 the ordinance, must file with the court a petition which alleges
609 the following information about the alleged habitual abuser (the
610 respondent):

611 1. The name, address, age, and gender of the respondent.

612 2. The name of any spouse, adult child, other relative, or
613 guardian of the respondent, if known to the petitioner, and the
614 efforts, if any, by the petitioner, ~~if any~~, to ascertain this
615 information.

616 3. The name of the petitioner, the name of the person who
617 has physical custody of the respondent, and the current location
618 of the respondent.

619 4. That the respondent has been taken into custody for



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620 impairment in a public place, or has been arrested for an
621 offense committed while impaired, three or more times during the
622 preceding 12 months.

623 ~~5. Specific facts indicating that the respondent meets the~~
624 ~~criteria for involuntary admission in s. 397.675.~~

625 ~~5.6.~~ Whether the respondent was advised of his or her right
626 to be represented by counsel and to request that the court
627 appoint an attorney if he or she is unable to afford one, and
628 whether the respondent indicated to petitioner his or her desire
629 to have an attorney appointed.

630 Section 42. Paragraph (a) of subsection (1) of section
631 397.94, Florida Statutes, is amended to read:

632 397.94 Children's substance abuse services; information and
633 referral network.—

634 (1) The substate entity shall determine the most cost-
635 effective method for delivering this service and may select a
636 new provider or utilize an existing provider or providers with a
637 record of success in providing information and referral
638 services.

639 (a) The plan must provide assurances that the information
640 and referral network will include a resource directory that
641 contains information regarding the children's substance abuse
642 services available, including, but not limited to:

643 ~~1. Public and private resources by service component,~~
644 ~~including resources for involuntary admissions under s. 397.675.~~

645 ~~1.2.~~ Hours of operation and hours during which services are
646 provided.

647 ~~2.3.~~ Ages of persons served.

648 ~~3.4.~~ Description of services.



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649 ~~4.5.~~ Eligibility requirements.

650 ~~5.6.~~ Fee schedules.

651 Section 43. Section 402.3057, Florida Statutes, is amended
652 to read:

653 402.3057 Persons not required to be refingerprinted or
654 rescreened.—Any provision of law to the contrary
655 notwithstanding, human resource personnel who have been
656 fingerprinted or screened pursuant to chapters 393, 394, 397,
657 402, and 409, and teachers and noninstructional personnel who
658 have been fingerprinted pursuant to chapter 1012, who have not
659 been unemployed for more than 90 days thereafter, and who under
660 the penalty of perjury attest to the completion of such
661 fingerprinting or screening and to compliance with the
662 provisions of this section and the standards for good moral
663 character as contained in such provisions as ss. 110.1127(2)(c),
664 393.0655(1), ~~394.457(6)~~, 397.451, 402.305(2), and 409.175(6),
665 shall not be required to be refingerprinted or rescreened in
666 order to comply with any caretaker screening or fingerprinting
667 requirements.

668 Section 44. Section 409.1757, Florida Statutes, is amended
669 to read:

670 409.1757 Persons not required to be refingerprinted or
671 rescreened.—Any law to the contrary notwithstanding, human
672 resource personnel who have been fingerprinted or screened
673 pursuant to chapters 393, 394, 397, 402, and this chapter,
674 teachers who have been fingerprinted pursuant to chapter 1012,
675 and law enforcement officers who meet the requirements of s.
676 943.13, who have not been unemployed for more than 90 days
677 thereafter, and who under the penalty of perjury attest to the



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678 completion of such fingerprinting or screening and to compliance
679 with this section and the standards for good moral character as
680 contained in such provisions as ss. 110.1127(2)(c), 393.0655(1),
681 ~~394.457(6)~~, 397.451, 402.305(2), 409.175(6), and 943.13(7), are
682 not required to be refingerprinted or rescreened in order to
683 comply with any caretaker screening or fingerprinting
684 requirements.

685 Section 45. Paragraph (b) of subsection (1) of section
686 409.972, Florida Statutes, is amended to read:

687 409.972 Mandatory and voluntary enrollment.—

688 (1) The following Medicaid-eligible persons are exempt from
689 mandatory managed care enrollment required by s. 409.965, and
690 may voluntarily choose to participate in the managed medical
691 assistance program:

692 (b) Medicaid recipients residing in residential commitment
693 facilities operated through the Department of Juvenile Justice
694 or mental health treatment facilities as defined by s.
695 394.455(47) ~~s. 394.455(32)~~.

696 Section 46. Section 456.0575, Florida Statutes, is amended
697 to read:

698 456.0575 Duty to notify patients.—Every licensed health
699 care practitioner shall inform each patient, or an individual
700 identified pursuant to s. 765.311(1) ~~s. 765.401(1)~~, in person
701 about adverse incidents that result in serious harm to the
702 patient. Notification of outcomes of care that result in harm to
703 the patient under this section shall not constitute an
704 acknowledgment of admission of liability, nor can such
705 notifications be introduced as evidence.

706 Section 47. Subsection (7) of section 744.704, Florida



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707 Statutes, is amended to read:

708 744.704 Powers and duties.—

709 (7) A public guardian shall not commit a ward to a mental
710 health treatment facility, as defined in s. 394.455(47) ~~s.~~
711 ~~394.455(32)~~, without an involuntary placement proceeding as
712 provided by law.

713 Section 48. Subsection (15) of section 765.101, Florida
714 Statutes, is amended to read:

715 765.101 Definitions.—As used in this chapter:

716 (15) "Proxy" means a competent adult who has not been
717 expressly designated to make health care decisions for a
718 particular incapacitated individual, but who, nevertheless, is
719 authorized pursuant to s. 765.311 ~~s. 765.401~~ to make health care
720 decisions for such individual.

721 Section 49. Subsection (4) of section 765.104, Florida
722 Statutes, is amended to read:

723 765.104 Amendment or revocation.—

724 (4) Any patient for whom a medical proxy has been
725 recognized under s. 765.311 ~~s. 765.401~~ and for whom any previous
726 legal disability that precluded the patient's ability to consent
727 is removed may amend or revoke the recognition of the medical
728 proxy and any uncompleted decision made by that proxy. The
729 amendment or revocation takes effect when it is communicated to
730 the proxy, the health care provider, or the health care facility
731 in writing or, if communicated orally, in the presence of a
732 third person.

733

734 ===== T I T L E A M E N D M E N T =====

735 And the title is amended as follows:



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736 Delete lines 113 - 128
737 and insert:
738 of beds in crisis stabilization units; transferring
739 and renumbering s. 765.401, F.S.; transferring and
740 renumbering s. 765.404, F.S.; providing a directive to
741 the Division of Law Revision and Information; creating
742 s. 765.4015, F.S.; providing a short title; creating
743 s. 765.402, F.S.; providing legislative findings;
744 creating s. 765.403, F.S.; defining terms; creating s.
745 765.405, F.S.; authorizing an adult with capacity to
746 execute a mental health or substance abuse treatment
747 advance directive; providing a presumption of validity
748 if certain requirements are met; specifying provisions
749 that an advance directive may include; creating s.
750 765.406, F.S.; providing for execution of the mental
751 health or substance abuse treatment advance directive;
752 establishing requirements for a valid mental health or
753 substance abuse treatment advance directive; providing
754 that a mental health or substance abuse treatment
755 advance directive is valid upon execution even if a
756 part of the advance directive takes effect at a later
757 date; allowing a mental health or substance abuse
758 treatment advance directive to be revoked, in whole or
759 in part, or to expire under its own terms; specifying
760 that a mental health or substance abuse treatment
761 advance directive does not or may not serve specified
762 purposes; creating s. 765.407, F.S.; providing
763 circumstances under which a mental health or substance
764 abuse treatment advance directive may be revoked;



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765 providing circumstances under which a principal may
766 waive specific directive provisions without revoking
767 the advance directive; creating s. 765.410, F.S.;
768 prohibiting criminal prosecution of a health care
769 facility, provider, or surrogate who acts pursuant to
770 a mental health or substance abuse treatment decision;
771 creating s. 765.411, F.S.; providing for recognition
772 of a mental health and substance abuse treatment
773 advance directive executed in another state if it
774 complies with the laws of this state; creating s.
775 916.185, F.S.; providing legislative findings and
776 intent; defining terms; creating the Forensic Hospital
777 Diversion Pilot Program; requiring the Department of
778 Children and Families to implement a Forensic Hospital
779 Diversion Pilot Program in four specified judicial
780 circuits; providing eligibility criteria for
781 participation in the pilot program; providing
782 legislative intent concerning the training of judges;
783 authorizing the department to adopt rules; directing
784 the Office of Program Policy Analysis and Government
785 Accountability to submit a report to the Governor and
786 the Legislature; amending ss. 39.407, 394.4612,
787 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085,
788 395.0197, 395.1051, 397.311, 397.431, 397.702, 397.94,
789 402.3057, 409.1757, 409.972, 456.0575, 744.704,
790 765.101, 765.104 and 790.065, F.S.; conforming cross-



939510

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/26/2015	.	
	.	
	.	
	.	

The Committee on Appropriations (Garcia) recommended the following:

Senate Amendment

Delete lines 2865 - 2875
and insert:
Center, taking into account local needs and subject to the availability of local resources.

(b) In creating and implementing the program, the department shall include a comprehensive continuum of care and services which uses evidence-based practices and best practices to treat individuals who have mental health and co-occurring



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11 substance use disorders.
12 (c) The department and the respective judicial circuits
13 shall implement this section within available resources. State
14 funding may be made available through a specific appropriation.

FOR CONSIDERATION By the Committee on Appropriations

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1 A bill to be entitled
 2 An act relating to mental health and substance abuse;
 3 amending s. 394.453, F.S.; adding substance abuse
 4 impairment to a list of disorders for which the
 5 Legislature intends to develop treatment programs;
 6 providing that dignity and human rights are guaranteed
 7 to all individuals who are admitted to substance abuse
 8 facilities; amending s. 394.455, F.S.; defining and
 9 redefining terms; amending s. 394.457, F.S.; adding
 10 substance abuse services as a program focus for which
 11 the Department of Children and Families is
 12 responsible; removing the department's responsibility
 13 for personnel standards; amending s. 394.4573, F.S.;
 14 redefining terms; adding substance abuse care as an
 15 element of the continuity of care management system
 16 that the department must establish; removing duties
 17 and measures of performance of the department
 18 regarding a continuity of care management system;
 19 amending s. 394.459, F.S.; extending a right to
 20 dignity to all individuals held for examination or
 21 admitted for mental health or substance abuse
 22 treatment; providing procedural requirements that must
 23 be followed to detain without consent an individual
 24 who has a mental illness or substance abuse impairment
 25 but who has not been charged with a criminal offense;
 26 providing that individuals held for examination or
 27 admitted for treatment at a facility have a right to
 28 certain evaluation and treatment procedures; removing
 29 provisions regarding express and informed consent for

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30 medical procedures requiring the use of a general
 31 anesthetic or electroconvulsive treatment; requiring
 32 facilities to have written procedures for reporting
 33 events that place individuals receiving services at
 34 risk of harm; requiring service providers to provide
 35 information concerning advance directives to
 36 individuals receiving services; amending s. 394.4597,
 37 F.S.; specifying certain persons who are prohibited
 38 from being selected as an individual's representative;
 39 providing certain rights for an individual's
 40 representative; amending s. 394.4598, F.S.; specifying
 41 certain persons who are prohibited from being
 42 appointed as an individual's guardian advocate;
 43 providing guidelines for decisions of guardian
 44 advocates; amending s. 394.4599, F.S.; adding health
 45 care surrogate or proxy to those individuals who have
 46 responsibilities to act on behalf of an individual
 47 admitted to a facility; amending s. 394.4615, F.S.;
 48 adding a condition under which the clinical record of
 49 an individual must be released to the state attorney;
 50 amending s. 394.462, F.S.; providing that a person in
 51 custody for a felony other than a forcible felony
 52 shall be transported to the nearest receiving facility
 53 for examination; providing that a law enforcement
 54 officer may transport an individual meeting the
 55 criteria for voluntary admission to a mental health
 56 receiving facility, addictions receiving facility, or
 57 detoxification facility at the individual's request;
 58 amending s. 394.4625, F.S.; providing criteria for the

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59 examination and treatment of an individual admitted to
 60 a facility on voluntary status; providing criteria for
 61 the release or discharge of an individual on voluntary
 62 status; providing that an individual on voluntary
 63 status who is released or discharged and is currently
 64 charged with a crime shall be returned to the custody
 65 of a law enforcement officer; providing procedures for
 66 transferring an individual to voluntary status and
 67 transferring an individual to involuntary status;
 68 amending s. 394.463, F.S.; providing for the
 69 involuntary examination of a person for a substance
 70 abuse impairment; providing for the transportation of
 71 an individual for an involuntary examination;
 72 providing that a certificate for an involuntary
 73 examination must contain certain information;
 74 providing criteria and procedures for the release of
 75 an individual held for involuntary examination from
 76 receiving or treatment facilities; amending s.
 77 394.4655, F.S.; adding substance abuse impairment as a
 78 condition to which criteria for involuntary outpatient
 79 placement apply; providing guidelines for an attorney
 80 representing an individual subject to proceedings for
 81 involuntary outpatient placement; providing guidelines
 82 for the state attorney in prosecuting a petition for
 83 involuntary placement; requiring the court to consider
 84 certain information when determining whether to
 85 appoint a guardian advocate for the individual;
 86 requiring the court to inform the individual and his
 87 or her representatives of the individual's right to an

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88 independent expert examination with regard to
 89 proceedings for involuntary outpatient placement;
 90 amending s. 394.467, F.S.; adding substance abuse
 91 impairment as a condition to which criteria for
 92 involuntary inpatient placement apply; adding
 93 addictions receiving facilities and detoxification
 94 facilities as identified receiving facilities;
 95 providing for first and second medical opinions in
 96 proceedings for placement for treatment of substance
 97 abuse impairment; providing guidelines for attorney
 98 representation of an individual subject to proceedings
 99 for involuntary inpatient placement; providing
 100 guidelines for the state attorney in prosecuting a
 101 petition for involuntary placement; setting standards
 102 for the court to accept a waiver of the individual's
 103 rights; requiring the court to consider certain
 104 testimony regarding the individual's prior history in
 105 proceedings; requiring the Division of Administrative
 106 Hearings to inform the individual and his or her
 107 representatives of the right to an independent expert
 108 examination; amending s. 394.4672, F.S.; providing
 109 authority of facilities of the United States
 110 Department of Veterans Affairs to conduct certain
 111 examinations and provide certain treatments; amending
 112 s. 394.875, F.S.; removing a limitation on the amount
 113 of beds in crisis stabilization units; creating s.
 114 916.185; providing legislative findings and intent;
 115 defining terms; creating the Forensic Hospital
 116 Diversion Pilot Program; requiring the Department of

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117 Children and Families to implement a Forensic Hospital
 118 Diversion Pilot Program in four specified judicial
 119 circuits; providing eligibility criteria for
 120 participation in the pilot program; providing
 121 legislative intent concerning the training of judges;
 122 authorizing the department to adopt rules; directing
 123 the Office of Program Policy Analysis and Government
 124 Accountability to submit a report to the Governor and
 125 the Legislature; amending ss. 39.407, 394.4612,
 126 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085,
 127 397.311, 397.431, 397.702, 397.94, 402.3057, 409.1757,
 128 409.972, 744.704, and 790.065, F.S.; conforming cross-
 129 references; repealing ss. 397.601, 397.675, 397.6751,
 130 397.6752, 397.6758, 397.6759, 397.677, 397.6771,
 131 397.6772, 397.6773, 397.6774, 397.6775, 397.679,
 132 397.6791, 397.6793, 397.6795, 397.6797, 397.6798,
 133 397.6799, 397.681, 397.6811, 397.6814, 397.6815,
 134 397.6818, 397.6819, 397.6821, 397.6822, 397.693,
 135 397.695, 397.6951, 397.6955, 397.6957, 397.697,
 136 397.6971, 397.6975, and 397.6977, F.S.; providing an
 137 effective date.

138
 139 Be It Enacted by the Legislature of the State of Florida:

140
 141 Section 1. Section 394.453, Florida Statutes, is amended to
 142 read:

143 394.453 Legislative intent.—It is the intent of the
 144 Legislature to authorize and direct the Department of Children
 145 and Families to evaluate, research, plan, and recommend to the

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146 Governor and the Legislature programs designed to reduce the
 147 occurrence, severity, duration, and disabling aspects of mental,
 148 emotional, and behavioral disorders, and substance abuse
 149 impairment. It is the intent of the Legislature that treatment
 150 programs for such disorders shall include, but not be limited
 151 to, comprehensive health, social, educational, and
 152 rehabilitative services for individuals ~~to persons~~ requiring
 153 intensive short-term and continued treatment in order to
 154 encourage them to assume responsibility for their treatment and
 155 recovery. It is intended that such individuals ~~persons~~ be
 156 provided with emergency service and temporary detention for
 157 evaluation if ~~when~~ required; that they be admitted to treatment
 158 facilities if ~~on a voluntary basis when~~ extended or continuing
 159 care is needed and unavailable in the community; that
 160 involuntary placement be provided only if ~~when~~ expert evaluation
 161 determines that it is necessary; that any involuntary treatment
 162 or examination be accomplished in a setting that ~~which~~ is
 163 clinically appropriate and most likely to facilitate the
 164 individual's ~~person's~~ return to the community as soon as
 165 possible; and that ~~individual~~ dignity and human rights be
 166 guaranteed to all individuals ~~persons~~ who are admitted to mental
 167 health and substance abuse treatment facilities or who are being
 168 held under s. 394.463. It is the further intent of the
 169 Legislature that the least restrictive means of intervention be
 170 employed based on the individual's ~~individual~~ needs ~~of each~~
 171 ~~person~~, within the scope of available services. It is the policy
 172 of this state that the use of restraint and seclusion ~~on clients~~
 173 is justified only as an emergency safety measure to be used in
 174 response to imminent danger to the individual ~~client~~ or others.

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175 It is, therefore, the intent of the Legislature to achieve an
 176 ongoing reduction in the use of restraint and seclusion in
 177 programs and facilities serving ~~individuals persons~~ with mental
 178 illness or who have a substance abuse impairment.

179 Section 2. Section 394.455, Florida Statutes, is reordered
 180 and amended to read:

181 394.455 Definitions.—As used in this part, unless the
 182 context clearly requires otherwise, the term:

183 (1) "Addictions receiving facility" means a secure, acute
 184 care facility that, at a minimum, provides detoxification and
 185 stabilization services; is operated 24 hours per day, 7 days per
 186 week; and is designated by the department to serve individuals
 187 found to be substance abuse impaired as defined in subsection
 188 (44) who qualify for services under this section.

189 (2)(1) "Administrator" means the chief administrative
 190 officer of a receiving or treatment facility or his or her
 191 designee.

192 (3) "Adult" means an individual who is 18 years of age or
 193 older, or who has had the disability of nonage removed pursuant
 194 to s. 743.01 or s. 743.015.

195 (4) "Advanced registered nurse practitioner" means any
 196 person licensed in this state to practice professional nursing
 197 who is certified in advanced or specialized nursing practice
 198 under s. 464.012.

199 (36)(2) "Clinical Psychologist" means a psychologist as
 200 defined in s. 490.003(7) with 3 years of postdoctoral experience
 201 in the practice of clinical psychology, inclusive of the
 202 experience required for licensure, or a psychologist employed by
 203 a facility operated by the United States Department of Veterans

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204 Affairs that qualifies as a receiving or treatment facility
 205 under this part.

206 (5)(3) "Clinical record" means all parts of the record
 207 required to be maintained and includes all medical records,
 208 progress notes, charts, and admission and discharge data, and
 209 all other information recorded by a facility staff which
 210 pertains to an individual's ~~the patient's~~ hospitalization or
 211 treatment.

212 (6)(4) "Clinical social worker" means a person licensed as
 213 a clinical social worker under s. 491.005 or s. 491.006 or a
 214 person employed as a clinical social worker by a facility
 215 operated by the United States Department of Veterans Affairs or
 216 the United States Department of Defense under chapter 491.

217 (7)(5) "Community facility" means a ~~any~~ community service
 218 provider contracting with the department to furnish substance
 219 abuse or mental health services under part IV of this chapter.

220 (8)(6) "Community mental health center or clinic" means a
 221 publicly funded, not-for-profit center that ~~which~~ contracts with
 222 the department for the provision of inpatient, outpatient, day
 223 treatment, or emergency services.

224 (9)(7) "Court," unless otherwise specified, means the
 225 circuit court.

226 (10)(8) "Department" means the Department of Children and
 227 Families.

228 (11) "Detoxification facility" means a facility licensed to
 229 provide detoxification services under chapter 397.

230 (12) "Electronic means" means a form of telecommunication
 231 that requires all parties to maintain visual as well as audio
 232 communication.

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233 ~~(13)-(9)~~ "Express and informed consent" means consent
 234 voluntarily given in writing, by a competent individual person,
 235 after sufficient explanation and disclosure of the subject
 236 matter involved to enable the individual person to make a
 237 knowing and willful decision without any element of force,
 238 fraud, deceit, duress, or other form of constraint or coercion.
 239 ~~(14)-(10)~~ "Facility" means any hospital, community facility,
 240 public or private facility, or receiving or treatment facility
 241 providing for the evaluation, diagnosis, care, treatment,
 242 training, or hospitalization of individuals persons who appear
 243 to have a mental illness or who have been diagnosed as having a
 244 mental illness or substance abuse impairment. The term
 245 "Facility" does not include a any program or entity licensed
 246 under pursuant to chapter 400 or chapter 429.
 247 ~~(15)~~ "Governmental facility" means a facility owned,
 248 operated, or administered by the Department of Corrections or
 249 the United States Department of Veterans Affairs.
 250 ~~(16)-(11)~~ "Guardian" means the natural guardian of a minor,
 251 or a person appointed by a court to act on behalf of a ward's
 252 person if the ward is a minor or has been adjudicated
 253 incapacitated.
 254 ~~(17)-(12)~~ "Guardian advocate" means a person appointed by a
 255 court to make decisions regarding mental health or substance
 256 abuse treatment on behalf of an individual a patient who has
 257 been found incompetent to consent to treatment pursuant to this
 258 part. ~~The guardian advocate may be granted specific additional~~
 259 ~~powers by written order of the court, as provided in this part.~~
 260 ~~(18)-(13)~~ "Hospital" means a hospital facility as defined in
 261 ~~s. 395.002 and~~ licensed under chapter 395 and part II of chapter

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262 408.
 263 ~~(19)-(14)~~ "Incapacitated" means that an individual a person
 264 has been adjudicated incapacitated pursuant to part V of chapter
 265 744 and a guardian of the person has been appointed.
 266 ~~(20)-(15)~~ "Incompetent to consent to treatment" means that
 267 an individual's a person's judgment is so affected by ~~his or her~~
 268 mental illness, substance abuse impairment, or any medical or
 269 organic cause, that he or she the person lacks the capacity to
 270 make a well-reasoned, willful, and knowing decision concerning
 271 his or her medical, ~~or~~ mental health, or substance abuse
 272 treatment.
 273 ~~(21)~~ "Involuntary examination" means an examination
 274 performed under s. 394.463 to determine whether an individual
 275 qualifies for involuntary outpatient placement under s. 394.4655
 276 or involuntary inpatient placement under s. 394.467.
 277 ~~(22)~~ "Involuntary placement" means involuntary outpatient
 278 placement pursuant to s. 394.4655 or involuntary inpatient
 279 placement in a receiving or treatment facility pursuant to s.
 280 394.467.
 281 ~~(23)-(16)~~ "Law enforcement officer" means a law enforcement
 282 officer as defined in s. 943.10.
 283 ~~(24)~~ "Marriage and family therapist" means a person
 284 licensed to practice marriage and family therapy under s.
 285 491.005 or s. 491.006 or a person employed as a marriage and
 286 family therapist by a facility operated by the United States
 287 Department of Veterans Affairs or the United States Department
 288 of Defense.
 289 ~~(25)~~ "Mental health counselor" means a person licensed to
 290 practice mental health counseling under s. 491.005 or s. 491.006

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291 or a person employed as a mental health counselor by a facility
 292 operated by the United States Department of Veterans Affairs or
 293 the United States Department of Defense.

294 ~~(26)-(17)~~ "Mental health overlay program" means a mobile
 295 service ~~that which~~ provides an independent examination for
 296 voluntary admission admissions and a range of supplemental
 297 onsite services to an individual who has persons with a mental
 298 illness in a residential setting such as a nursing home,
 299 assisted living facility, adult family-care home, or
 300 nonresidential setting such as an adult day care center.
 301 Independent examinations provided ~~pursuant to this part~~ through
 302 a mental health overlay program must ~~only~~ be provided only under
 303 contract with the department ~~for this service~~ or must be
 304 attached to a public receiving facility that is also a community
 305 mental health center.

306 ~~(28)-(18)~~ "Mental illness" means an impairment of the mental
 307 or emotional processes that exercise conscious control of one's
 308 actions or of the ability to perceive or understand reality,
 309 which impairment substantially interferes with the individual's
 310 ~~person's~~ ability to meet the ordinary demands of living. For the
 311 purposes of this part, the term does not include a developmental
 312 disability as defined in chapter 393, intoxication, brain
 313 injury, dementia, or conditions manifested only by antisocial
 314 behavior or substance abuse impairment.

315 ~~(29)~~ "Minor" means an individual who is 17 years of age or
 316 younger and who has not had the disabilities of nonage removed
 317 pursuant to s. 743.01 or s. 743.015.

318 ~~(30)-(19)~~ "Mobile crisis response service" means a
 319 nonresidential crisis service ~~attached to a public receiving~~

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320 ~~facility and~~ available 24 hours a day, 7 days a week, ~~through~~
 321 which provides immediate intensive assessments and
 322 interventions, including screening for admission into a mental
 323 health receiving facility, addictions receiving facility, or a
 324 detoxification facility, take place for the purpose of
 325 identifying appropriate treatment services.

326 ~~(20)~~ "Patient" means ~~any person who is held or accepted for~~
 327 ~~mental health treatment.~~

328 ~~(31)-(21)~~ "Physician" means a medical practitioner licensed
 329 under chapter 458 or chapter 459 ~~who has experience in the~~
 330 ~~diagnosis and treatment of mental and nervous disorders~~ or a
 331 physician employed by a facility operated by the United States
 332 Department of Veterans Affairs or the United States Department
 333 of Defense which qualifies as a receiving or treatment facility
 334 ~~under this part.~~

335 ~~(32)~~ "Physician assistant" means a person licensed under
 336 chapter 458 or chapter 459 who has experience in the diagnosis
 337 and treatment of mental disorders or a person employed as a
 338 physician assistant by a facility operated by the United States
 339 Department of Veterans Affairs or the United States Department
 340 of Defense.

341 ~~(33)-(22)~~ "Private facility" means any hospital or facility
 342 operated by a for-profit or not-for-profit corporation or
 343 association that provides mental health or substance abuse
 344 services and is not a public facility.

345 ~~(34)-(23)~~ "Psychiatric nurse" means a registered nurse
 346 licensed under part I of chapter 464 who has a master's degree
 347 or a doctorate in psychiatric nursing and 2 years of post-
 348 master's clinical experience under the supervision of a

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349 physician or a person employed as a psychiatric nurse by a
 350 facility operated by the United States Department of Veterans
 351 Affairs or the United States Department of Defense.

352 ~~(35)-(24)~~ "Psychiatrist" means a medical practitioner
 353 licensed under chapter 458 or chapter 459 ~~who has primarily~~
 354 ~~diagnosed and treated mental and nervous disorders~~ for at least
 355 ~~a period of not less than~~ 3 years, inclusive of psychiatric
 356 residency, or a person employed as a psychiatrist by a facility
 357 operated by the United States Department of Veterans Affairs or
 358 the United States Department of Defense.

359 ~~(37)-(25)~~ "Public facility" means any facility that has
 360 contracted with the department to provide mental health or
 361 substance abuse services to all individuals ~~persons~~, regardless
 362 of ~~their~~ ability to pay, and is receiving state funds for such
 363 purpose.

364 ~~(27)-(26)~~ "Mental health receiving facility" means any
 365 public or private facility designated by the department to
 366 receive and hold individuals on involuntary status ~~involuntary~~
 367 ~~patients under emergency conditions or~~ for psychiatric
 368 evaluation and to provide ~~short-term~~ treatment. The term does
 369 not include a county jail.

370 ~~(38)-(27)~~ "Representative" means a person selected pursuant
 371 to s. 394.4597(2) to receive notice of proceedings during the
 372 time a patient is held in or admitted to a receiving or
 373 treatment facility.

374 ~~(39)-(28) (a)~~ "Restraint" means a physical device, method, or
 375 drug used to control behavior.

376 (a) A physical restraint is any manual method or physical
 377 or mechanical device, material, or equipment attached or

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378 adjacent to an ~~the~~ individual's body so that he or she cannot
 379 easily remove the restraint and which restricts freedom of
 380 movement or normal access to one's body.

381 (b) A drug used as a restraint is a medication used to
 382 control an individual's ~~the person's~~ behavior or to restrict his
 383 or her freedom of movement and is not part of the standard
 384 treatment regimen for an individual having ~~of a person with~~ a
 385 diagnosed mental illness ~~who is a client of the department.~~
 386 Physically holding an individual ~~a person~~ during a procedure to
 387 forcibly administer psychotropic medication is a physical
 388 restraint.

389 (c) Restraint does not include physical devices, such as
 390 orthopedically prescribed appliances, surgical dressings and
 391 bandages, supportive body bands, or other physical holding ~~when~~
 392 necessary for routine physical examinations and tests; ~~or~~ for
 393 purposes of orthopedic, surgical, or other similar medical
 394 treatment; ~~when used~~ to provide support for the achievement of
 395 functional body position or proper balance; or ~~when used~~ to
 396 protect an individual ~~a person~~ from falling out of bed.

397 (40) "School psychologist" has the same meaning as in s.
 398 490.003.

399 ~~(41)-(29)~~ "Seclusion" means the physical segregation ~~of a~~
 400 ~~person in any fashion~~ or involuntary isolation of an individual
 401 ~~a person~~ in a room or area from which the individual person is
 402 prevented from leaving. The prevention may be by physical
 403 barrier or by a staff member who is acting in a manner, or who
 404 is physically situated, so as to prevent the individual person
 405 from leaving the room or area. For purposes of this chapter, the
 406 term does not mean isolation due to an individual's ~~a person's~~

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407 medical condition or symptoms.

408 ~~(42)-(30)~~ "Secretary" means the Secretary of Children and
409 Families.

410 (43) "Service provider" means a mental health receiving
411 facility, any facility licensed under chapter 397, a treatment
412 facility, an entity under contract with the department to
413 provide mental health or substance abuse services, a community
414 mental health center or clinic, a psychologist, a clinical
415 social worker, a marriage and family therapist, a mental health
416 counselor, a physician, a psychiatrist, an advanced registered
417 nurse practitioner, or a psychiatric nurse.

418 (44) "Substance abuse impairment" means a condition
419 involving the use of alcoholic beverages or any psychoactive or
420 mood-altering substance in such a manner as to induce mental,
421 emotional, or physical problems and cause socially dysfunctional
422 behavior.

423 (45) "Substance abuse qualified professional" has the same
424 meaning as in s. 397.311(26).

425 ~~(46)-(31)~~ "Transfer evaluation" means the process, as
426 approved by the ~~appropriate district office of the department,~~
427 in which an individual ~~whereby a person who is being considered~~
428 ~~for placement in a state treatment facility is first evaluated~~
429 ~~for appropriateness of admission to a treatment the facility.~~
430 The transfer evaluation shall be conducted by the department, by
431 a ~~community-based~~ public receiving facility, or by another
432 service provider as authorized by the department or by a
433 community mental health center or clinic ~~if the public receiving~~
434 ~~facility is not a community mental health center or clinic.~~

435 ~~(47)-(32)~~ "Treatment facility" means a any state-owned,

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436 state-operated, or state-supported hospital, center, or clinic
437 designated by the department for extended treatment and
438 hospitalization of individuals who have a mental illness, beyond
439 that provided ~~for~~ by a receiving facility ~~or a, of persons who~~
440 ~~have a mental illness, including facilities of the United States~~
441 ~~Government, and any private facility designated by the~~
442 department when rendering such services ~~to a person~~ pursuant to
443 ~~the provisions of this part.~~ Patients treated in facilities of
444 the United States Government shall be solely those whose care is
445 the responsibility of the United States Department of Veterans
446 Affairs.

447 ~~(33) "Service provider" means any public or private~~
448 ~~receiving facility, an entity under contract with the Department~~
449 ~~of Children and Families to provide mental health services, a~~
450 ~~clinical psychologist, a clinical social worker, a marriage and~~
451 ~~family therapist, a mental health counselor, a physician, a~~
452 ~~psychiatric nurse as defined in subsection (23), or a community~~
453 ~~mental health center or clinic as defined in this part.~~

454 ~~(34) "Involuntary examination" means an examination~~
455 ~~performed under s. 394.463 to determine if an individual~~
456 ~~qualifies for involuntary inpatient treatment under s.~~
457 ~~394.467(1) or involuntary outpatient treatment under s.~~
458 ~~394.4655(1).~~

459 ~~(35) "Involuntary placement" means either involuntary~~
460 ~~outpatient treatment pursuant to s. 394.4655 or involuntary~~
461 ~~inpatient treatment pursuant to s. 394.467.~~

462 ~~(36) "Marriage and family therapist" means a person~~
463 ~~licensed as a marriage and family therapist under chapter 491.~~

464 ~~(37) "Mental health counselor" means a person licensed as a~~

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465 ~~mental health counselor under chapter 491.~~

466 ~~(38) "Electronic means" means a form of telecommunication~~
 467 ~~that requires all parties to maintain visual as well as audio~~
 468 ~~communication.~~

469 Section 3. Section 394.457, Florida Statutes, is amended to
 470 read:

471 394.457 Operation and administration.—

472 (1) ADMINISTRATION.—The Department of Children and Families
 473 is designated the "Mental Health Authority" of Florida. The
 474 department and the Agency for Health Care Administration shall
 475 exercise executive and administrative supervision over all
 476 mental health facilities, programs, and services.

477 (2) RESPONSIBILITIES OF THE DEPARTMENT.—The department is
 478 responsible for:

479 (a) The planning, evaluation, and implementation of a
 480 complete and comprehensive statewide program of mental health
 481 and substance abuse, including community services, receiving and
 482 treatment facilities, child services, research, and training as
 483 authorized and approved by the Legislature, based on the annual
 484 program budget of the department. The department is also
 485 responsible for the coordination of efforts with other
 486 departments and divisions of the state government, county and
 487 municipal governments, and private agencies concerned with and
 488 providing mental health and substance abuse services. It is
 489 responsible for establishing standards, providing technical
 490 assistance, and supervising ~~exercising supervision of~~ mental
 491 health and substance abuse programs of, and the treatment of
 492 individuals ~~patients~~ at, community facilities, other facilities
 493 servng individuals ~~for persons~~ who have a mental illness or

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494 substance abuse impairment, and any agency or facility providing
 495 services under ~~to patients pursuant to~~ this part.

496 (b) The publication and distribution of an information
 497 handbook to facilitate understanding of this part, the policies
 498 and procedures involved in the implementation of this part, and
 499 the responsibilities of the various providers of services under
 500 this part. It shall stimulate research by public and private
 501 agencies, institutions of higher learning, and hospitals in the
 502 interest of the elimination and amelioration of mental illness.

503 (3) POWER TO CONTRACT.—The department may contract to
 504 provide, and be provided with, services and facilities in order
 505 to carry out its responsibilities under this part with the
 506 following agencies: public and private hospitals; receiving and
 507 treatment facilities; clinics; laboratories; departments,
 508 divisions, and other units of state government; the state
 509 colleges and universities; the community colleges; private
 510 colleges and universities; counties, municipalities, and any
 511 other governmental unit, including facilities of the United
 512 States Government; and any other public or private entity which
 513 provides or needs facilities or services. Baker Act funds for
 514 community inpatient, crisis stabilization, short-term
 515 residential treatment, and screening services must be allocated
 516 to each county pursuant to the department's funding allocation
 517 methodology. Notwithstanding s. 287.057(3)(e), contracts for
 518 community-based Baker Act services for inpatient, crisis
 519 stabilization, short-term residential treatment, and screening
 520 provided under this part, other than those with other units of
 521 government, to be provided for the department must be awarded
 522 using competitive sealed bids if the county commission of the

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523 county receiving the services makes a request to the
 524 department's district office by January 15 of the contracting
 525 year. The district may not enter into a competitively bid
 526 contract under this provision if such action will result in
 527 increases of state or local expenditures for Baker Act services
 528 within the district. Contracts for these Baker Act services
 529 using competitive sealed bids are effective for 3 years. The
 530 department shall adopt rules establishing minimum standards for
 531 such contracted services and facilities and shall make periodic
 532 audits and inspections to assure that the contracted services
 533 are provided and meet the standards of the department.

534 (4) APPLICATION FOR AND ACCEPTANCE OF GIFTS AND GRANTS.—The
 535 department may apply for and accept any funds, grants, gifts, or
 536 services made available to it by any agency or department of the
 537 Federal Government or any other public or private agency or
 538 person individual in aid of mental health and substance abuse
 539 programs. All such moneys must shall be deposited in the State
 540 Treasury and ~~shall be~~ disbursed as provided by law.

541 (5) RULES.—The department shall adopt rules:

542 (a) Establishing The department shall adopt rules
 543 ~~establishing~~ forms and procedures relating to the rights and
 544 privileges of individuals being examined or treated at patients
 545 ~~seeking mental health treatment from~~ facilities under this part.

546 (b) ~~The department shall adopt rules~~ Necessary for the
 547 implementation and administration of ~~the provisions of~~ this
 548 part, ~~and~~ A program subject to ~~the provisions of~~ this part may
 549 ~~shall not be permitted to~~ operate unless rules designed to
 550 ensure the protection of the health, safety, and welfare of the
 551 individuals examined and patients treated under through such

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552 program have been adopted. Such rules ~~adopted under this~~
 553 ~~subsection~~ must include provisions governing the use of
 554 restraint and seclusion which are consistent with recognized
 555 best practices and professional judgment; prohibit inherently
 556 dangerous restraint or seclusion procedures; establish
 557 limitations on the use and duration of restraint and seclusion;
 558 establish measures to ensure the safety of program participants
 559 and staff during an incident of restraint or seclusion;
 560 establish procedures for staff to follow before, during, and
 561 after incidents of restraint or seclusion; establish
 562 professional qualifications ~~of~~ and training for staff who may
 563 order or be engaged in the use of restraint or seclusion; and
 564 establish mandatory reporting, data collection, and data
 565 dissemination procedures and requirements. Such rules ~~adopted~~
 566 ~~under this subsection~~ must require that each instance of the use
 567 of restraint or seclusion be documented in the clinical record
 568 of the individual who has been restrained or secluded patient.

569 (c) Establishing ~~The department shall adopt rules~~
 570 ~~establishing~~ minimum standards for services provided by a mental
 571 health overlay program or a mobile crisis response service.

572 ~~(6) PERSONNEL.—~~

573 ~~(a) The department shall, by rule, establish minimum~~
 574 ~~standards of education and experience for professional and~~
 575 ~~technical personnel employed in mental health programs,~~
 576 ~~including members of a mobile crisis response service.~~

577 ~~(b) The department shall design and distribute appropriate~~
 578 ~~materials for the orientation and training of persons actively~~
 579 ~~engaged in implementing the provisions of this part relating to~~
 580 ~~the involuntary examination and placement of persons who are~~

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581 ~~believed to have a mental illness.~~

582 ~~(6)(7)~~ PAYMENT FOR CARE OF PATIENTS.—Fees and fee
583 collections for patients in state-owned, state-operated, or
584 state-supported treatment facilities shall be according to s.
585 402.33.

586 Section 4. Section 394.4573, Florida Statutes, is amended
587 to read:

588 394.4573 Continuity of care management system; measures of
589 performance; reports.—

590 (1) For the purposes of this section, the term:

591 (a) "Case management" means those activities aimed at
592 assessing client needs, planning services, linking the service
593 system ~~to a client~~, coordinating the various system components,
594 monitoring service delivery, and evaluating the effect of
595 service delivery.

596 (b) "Case manager" means a person an individual who works
597 with clients, and their families and significant others, to
598 provide case management.

599 (c) "Client manager" means an employee of the department
600 who is assigned to specific provider agencies and geographic
601 areas to ensure that the full range of needed services is
602 available to clients.

603 ~~(d) "Continuity of care management system" means a system
604 that assures, within available resources, that clients have
605 access to the full array of services within the mental health
606 services delivery system.~~

607 (2) The department shall ensure the establishment of ~~is~~
608 ~~directed to implement~~ a continuity of care management system for
609 the provision of mental health and substance abuse care in

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610 ~~keeping with s. 394.9082, through the provision of client and
611 case management, including clients referred from state treatment
612 facilities to community mental health facilities. Such system
613 shall include a network of client managers and case managers
614 throughout the state designed to:~~

615 ~~(a) Reduce the possibility of a client's admission or
616 readmission to a state treatment facility.~~

617 ~~(b) Provide for the creation or designation of an agency in
618 each county to provide single intake services for each person
619 seeking mental health services. Such agency shall provide
620 information and referral services necessary to ensure that
621 clients receive the most appropriate and least restrictive form
622 of care, based on the individual needs of the person seeking
623 treatment. Such agency shall have a single telephone number,
624 operating 24 hours per day, 7 days per week, where practicable,
625 at a central location, where each client will have a central
626 record.~~

627 ~~(c) Advocate on behalf of the client to ensure that all
628 appropriate services are afforded to the client in a timely and
629 dignified manner.~~

630 ~~(d) Require that any public receiving facility initiating a
631 patient transfer to a licensed hospital for acute care mental
632 health services not accessible through the public receiving
633 facility shall notify the hospital of such transfer and send all
634 records relating to the emergency psychiatric or medical
635 condition.~~

636 ~~(3) The department is directed to develop and include in
637 contracts with service providers measures of performance with
638 regard to goals and objectives as specified in the state plan.~~

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639 ~~Such measures shall use, to the extent practical, existing data~~
 640 ~~collection methods and reports and shall not require, as a~~
 641 ~~result of this subsection, additional reports on the part of~~
 642 ~~service providers. The department shall plan monitoring visits~~
 643 ~~of community mental health facilities with other state, federal,~~
 644 ~~and local governmental and private agencies charged with~~
 645 ~~monitoring such facilities.~~

646 Section 5. Subsections (1) through (6) and (8) of section
 647 394.459, Florida Statutes, are amended, present subsection (12)
 648 of that section is redesignated as subsection (13), and a new
 649 subsection (12) is added to that section, to read:

650 394.459 Rights of individuals receiving treatment and
 651 services patients.-

652 (1) RIGHT TO ~~INDIVIDUAL~~ DIGNITY.-It is the policy of this
 653 state that the ~~individual~~ dignity of all individuals held for
 654 examination or admitted for mental health or substance abuse
 655 treatment ~~the patient shall~~ be respected at all times and upon
 656 all occasions, including ~~any occasion~~ when the individual
 657 ~~patient~~ is taken into custody, held, or transported. Procedures,
 658 facilities, vehicles, and restraining devices ~~used~~ utilized for
 659 criminals or those accused of a crime ~~may shall~~ not be used in
 660 connection with individuals ~~persons~~ who have a mental illness or
 661 substance abuse impairment, except for the protection of that
 662 individual ~~the patient~~ or others. An individual ~~Persons~~ who has
 663 ~~have~~ a mental illness or substance abuse impairment but who has
 664 ~~are~~ not been charged with a criminal offense may be detained
 665 without his or her consent, subject to the limitations specified
 666 in paragraph (b). If it has been determined that a hospital, an
 667 addictions receiving facility, or a licensed detoxification

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668 facility is the most appropriate placement for the individual,
 669 the detaining officer shall: shall not be detained or
 670 incarcerated in the jails of this state.

671 (a) Without using unreasonable force, take the individual,
 672 if necessary, against his or her will, to a hospital or a
 673 licensed detoxification or addictions receiving facility.

674 (b) In the case of an adult, detain the individual for his
 675 or her own protection in a municipal or county jail or other
 676 appropriate detention facility. Such detention may not be
 677 considered an arrest for any purpose, and an entry or other
 678 record may not be made to indicate that the individual has been
 679 detained or charged with any crime. The officer in charge of the
 680 detention facility must notify the nearest appropriate facility
 681 within the first 8 hours after detention that the individual has
 682 been detained. It is the duty of the detention facility to
 683 arrange, as necessary, for transportation of the individual to
 684 the appropriate facility.

685
 686 The detaining officer shall notify the nearest relative of a
 687 minor who has been taken into protective custody and shall
 688 notify the nearest relative of an adult who is in such custody,
 689 unless the adult requests that notification not be given. An
 690 individual ~~A person~~ who is receiving treatment for mental
 691 illness or substance abuse ~~may shall~~ not be deprived of his or
 692 her ~~any~~ constitutional rights. However, if such individual ~~a~~
 693 ~~person~~ is adjudicated incapacitated, his or her rights may be
 694 limited to the same extent that the rights of any incapacitated
 695 person are limited by law.

696 (2) RIGHT TO TREATMENT.-An individual held for examination

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697 or admitted for mental illness or substance abuse treatment:

698 (a) ~~May A person shall~~ not be denied treatment for mental
699 illness or substance abuse impairment, and services ~~may shall~~
700 not be delayed at a mental health receiving facility, addictions
701 receiving facility, detoxification facility, or treatment
702 facility because of inability to pay. However, every reasonable
703 effort to collect appropriate reimbursement for the cost of
704 providing mental health or substance abuse services from
705 individuals to persons able to pay for services, including
706 insurance or ~~third-party~~ payments by third-party payers, shall
707 be made by facilities providing services under pursuant to this
708 part.

709 (b) Shall be provided It is further the policy of the state
710 ~~that~~ the least restrictive appropriate available treatment,
711 which must be utilized based on the individual's individual
712 needs and best interests of the patient and consistent with the
713 optimum improvement of the individual's patient's condition.

714 (c) Shall Each person who remains at a receiving or
715 ~~treatment facility for more than 12 hours shall~~ be given a
716 physical examination by a health practitioner authorized by law
717 to give such examinations, and a mental health evaluation by a
718 psychiatrist, psychologist, or psychiatric nurse, within 24
719 hours after arrival at such facility if the individual has not
720 been released or discharged pursuant to s. 394.463(2)(h) or s.
721 394.469. The physical examination and mental health evaluation
722 must be documented in the clinical record. The physical and
723 mental health examinations shall include efforts to identify
724 indicators of substance abuse impairment, substance abuse
725 intoxication, and substance abuse withdrawal.

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726 (d) Shall ~~Every patient in a facility shall~~ be afforded the
727 opportunity to participate in activities designed to enhance
728 self-image and the beneficial effects of other treatments, as
729 determined by the facility.

730 (e) Shall, within 24 hours of admission to a facility, ~~Not~~
731 ~~more than 5 days after admission to a facility,~~ each patient
732 ~~shall~~ have and receive an individualized treatment plan in
733 writing, which the individual patient has had an opportunity to
734 assist in preparing and to review before prior to its
735 implementation. The plan must shall include a space for the
736 individual's patient's comments and signature.

737 (3) RIGHT TO EXPRESS AND INFORMED PATIENT CONSENT.-

738 (a)(a)1. Each individual patient entering treatment shall
739 be asked to give express and informed consent for admission or
740 treatment.

741 1. If the individual patient has been adjudicated
742 incapacitated or found to be incompetent to consent to
743 treatment, express and informed consent must to treatment shall
744 be sought from his or her instead from the patient's guardian,
745 ~~or~~ guardian advocate, or health care surrogate or proxy. If the
746 individual patient is a minor, express and informed consent for
747 admission or treatment must be obtained shall also be requested
748 ~~from the patient's guardian. Express and informed consent for~~
749 ~~admission or treatment of a patient under 18 years of age shall~~
750 ~~be required from the minor's patient's~~ guardian, unless the
751 minor is seeking outpatient crisis intervention services under
752 s. 394.4784. ~~Express and informed consent for admission or~~
753 ~~treatment given by a patient who is under 18 years of age shall~~
754 ~~not be a condition of admission when the patient's guardian~~

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755 ~~gives express and informed consent for the patient's admission~~
 756 ~~pursuant to s. 394.463 or s. 394.467.~~

757 2. Before giving express and informed consent, the
 758 following information shall be provided and explained in plain
 759 language to the individual and patient, ~~or to his or her the~~
 760 ~~patient's~~ guardian if the individual patient is an adult 18
 761 ~~years of age or older~~ and has been adjudicated incapacitated, ~~or~~
 762 to his or her the patient's guardian advocate if the individual
 763 ~~patient~~ has been found to be incompetent to consent to
 764 treatment, to the health care surrogate or proxy, or to both the
 765 individual patient and the guardian if the individual patient is
 766 a minor: the reason for admission or treatment; the proposed
 767 treatment and ~~;~~ the purpose of such the treatment ~~to be~~
 768 ~~provided~~; the common risks, benefits, and side effects of the
 769 proposed treatment thereof; the specific dosage range of for the
 770 medication, if when applicable; alternative treatment
 771 modalities; the approximate length of care; the potential
 772 effects of stopping treatment; how treatment will be monitored;
 773 and that any consent given for treatment may be revoked orally
 774 or in writing before or during the treatment period by the
 775 individual receiving the treatment patient or by a person who is
 776 legally authorized to make health care decisions on the
 777 individual's behalf ~~of the patient~~.

778 ~~(b) In the case of medical procedures requiring the use of~~
 779 ~~a general anesthetic or electroconvulsive treatment, and prior~~
 780 ~~to performing the procedure, express and informed consent shall~~
 781 ~~be obtained from the patient if the patient is legally~~
 782 ~~competent, from the guardian of a minor patient, from the~~
 783 ~~guardian of a patient who has been adjudicated incapacitated, or~~

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784 ~~from the guardian advocate of the patient if the guardian~~
 785 ~~advocate has been given express court authority to consent to~~
 786 ~~medical procedures or electroconvulsive treatment as provided~~
 787 ~~under s. 394.4598.~~

788 (4) QUALITY OF TREATMENT.—

789 (a) Each individual held for examination, admitted for
 790 mental health or substance abuse treatment, or receiving
 791 involuntary outpatient treatment patient shall receive services,
 792 ~~including, for a patient placed under s. 394.4655 shall receive,~~
 793 ~~those services that are included in the court order which are~~
 794 ~~suited to his or her needs, and which shall be administered~~
 795 ~~skillfully, safely, and humanely with full respect for the~~
 796 individual's patient's dignity and personal integrity. Each
 797 individual patient shall receive such medical, vocational,
 798 social, educational, substance abuse, and rehabilitative
 799 services as his or her condition requires in order to live
 800 successfully in the community. In order to achieve this goal,
 801 the department shall ~~is directed to~~ coordinate its mental health
 802 and substance abuse programs with all other programs of the
 803 department and other state agencies.

804 (b) Facilities shall develop and maintain, in a form that
 805 is accessible to and readily understandable by individuals held
 806 for examination or admitted for mental health or substance abuse
 807 treatment patients and consistent with rules adopted by the
 808 department, ~~the following:~~

809 1. Criteria, procedures, and required staff training for
 810 the any use of close or elevated levels of supervision, ~~of~~
 811 restraint, seclusion, or isolation, ~~or of~~ emergency treatment
 812 orders, and ~~for the use of~~ bodily control and physical

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813 management techniques.

814 2. Procedures for documenting, monitoring, and requiring
815 clinical review of all uses of the procedures described in
816 subparagraph 1. and for documenting and requiring review of any
817 incidents resulting in injury to individuals receiving services
818 patients.

819 3. A system for investigating, tracking, managing, and
820 responding to complaints by individuals ~~persons~~ receiving
821 services or persons ~~individuals~~ acting on their behalf.

822 (c) Facilities shall have written procedures for reporting
823 events that place individuals receiving services at risk of
824 harm. Such events must be reported to the managing entity in the
825 facility's region and the department as soon as reasonably
826 possible after discovery and include, but are not limited to:

827 1. The death, regardless of cause or manner, of an
828 individual examined or treated at a facility that occurs while
829 the individual is at the facility or that occurs within 72 hours
830 after release, if the death is known to the facility
831 administrator.

832 2. An injury sustained, or allegedly sustained, at a
833 facility, by an individual examined or treated at the facility
834 and caused by an accident, self-inflicted injury, assault, act
835 of abuse, neglect, or suicide attempt, if the injury requires
836 medical treatment by a licensed health care practitioner in an
837 acute care medical facility.

838 3. The unauthorized departure or absence of an individual
839 from a facility in which he or she has been held for involuntary
840 examination or involuntary placement.

841 4. A disaster or crisis situation such as a tornado,

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842 hurricane, kidnapping, riot, or hostage situation that
843 jeopardizes the health, safety, or welfare of individuals
844 examined or treated in a facility.

845 5. An allegation of sexual battery upon an individual
846 examined or treated in a facility.

847 ~~(d)(e)~~ A facility may not use seclusion or restraint for
848 punishment, to compensate for inadequate staffing, or for the
849 convenience of staff. Facilities shall ensure that all staff are
850 made aware of these restrictions ~~on the use of seclusion and~~
851 ~~restraint and shall make and maintain records that which~~
852 demonstrate that this information has been conveyed to each
853 individual staff member members.

854 (5) COMMUNICATION, ABUSE REPORTING, AND VISITS.—

855 (a) Each individual held for examination or admitted for
856 mental health or substance abuse treatment ~~person receiving~~
857 ~~services~~ in a facility providing mental health services under
858 this part has the right to communicate freely and privately with
859 persons outside the facility unless it is determined that such
860 communication is likely to be harmful to the individual person
861 or others. Each facility shall make available ~~as soon as~~
862 ~~reasonably possible to persons receiving services~~ a telephone
863 that allows for free local calls and access to a long-distance
864 service to the individual as soon as reasonably possible. A
865 facility is not required to pay the costs of the individual's a
866 patient's long-distance calls. The telephone ~~shall~~ be
867 readily accessible ~~to the patient~~ and ~~shall be~~ placed so that
868 the individual patient may use it to communicate privately and
869 confidentially. The facility may establish reasonable rules for
870 the use of the this telephone ~~which, provided that the rules do~~

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871 not interfere with an individual's ~~a patient's~~ access to a
872 telephone to report abuse pursuant to paragraph (e).

873 (b) Each individual patient admitted to a facility under
874 ~~the provisions of~~ this part shall be allowed to receive, send,
875 and mail sealed, unopened correspondence; and the individual's
876 ~~no patient's~~ incoming or outgoing correspondence may not shall
877 be opened, delayed, held, or censored by the facility unless
878 there is reason to believe that it contains items or substances
879 that which may be harmful to the individual patient or others,
880 in which case the administrator may direct reasonable
881 examination of such mail and may regulate the disposition of
882 such items or substances.

883 (c) Each facility shall allow must permit immediate access
884 to an individual held for examination or admitted for mental
885 health or substance abuse treatment any patient, subject to the
886 patient's right to deny or withdraw consent at any time, by the
887 individual, or by the individual's patient's family members,
888 guardian, guardian advocate, health care surrogate or proxy,
889 representative, ~~Florida statewide or local advocacy council,~~ or
890 attorneys attorney, unless such access would be detrimental to
891 the individual patient. If ~~the a patient's~~ right to communicate
892 or to receive visitors is restricted by the facility, written
893 notice of such restriction and the reasons for the restriction
894 shall be served on the individual and patient, the individual's
895 patient's attorney, ~~and the patient's~~ guardian, guardian
896 advocate, health care surrogate or proxy, or representative; and
897 such restriction, and the reasons for the restriction, must
898 shall be recorded in on the ~~patient's~~ clinical record ~~with the~~
899 ~~reasons therefor~~. The restriction must ~~of a patient's~~ right to

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900 ~~communicate or to receive visitors shall~~ be reviewed at least
901 every 7 days. The right to communicate or receive visitors may
902 ~~shall~~ not be restricted as a means of punishment. ~~This Nothing~~
903 ~~in this paragraph may not shall~~ be construed to limit the
904 provisions of paragraph (d).

905 (d) Each facility shall establish reasonable rules, which
906 must be the least restrictive possible, governing visitors,
907 visiting hours, and the use of telephones by individuals held
908 for examination or admitted for mental health or substance abuse
909 treatment patients in the least restrictive possible manner. An
910 individual has ~~Patients shall have~~ the right to contact and to
911 receive communication from his or her attorney their attorneys
912 at any reasonable time.

913 (e) Each individual held for examination or admitted for
914 patient receiving mental health or substance abuse treatment in
915 any facility shall have ready access to a telephone in order to
916 report ~~an~~ alleged abuse. The facility staff shall orally and in
917 writing inform each individual patient of the procedure for
918 reporting abuse and shall make every reasonable effort to
919 present the information in a language the individual patient
920 understands. A written copy of that procedure, including the
921 telephone number of the central abuse hotline and reporting
922 forms, must shall be posted in plain view.

923 (f) The department shall adopt rules providing a procedure
924 for reporting abuse. ~~Facility staff shall be required,~~ As a
925 condition of employment, facility staff shall to become familiar
926 with the requirements and procedures for ~~the~~ reporting ~~of~~ abuse.

927 (6) CARE AND CUSTODY OF PERSONAL EFFECTS OF ~~PATIENTS.~~ A
928 facility shall respect the rights of an individual held for

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929 examination or admitted for mental health or substance abuse
 930 treatment ~~A patient's right~~ to the possession of his or her
 931 clothing and personal effects ~~shall be respected~~. The facility
 932 may take temporary custody of such effects ~~if when~~ required for
 933 medical and safety reasons. ~~The A patient's~~ clothing and
 934 personal effects shall be inventoried upon their removal into
 935 temporary custody. Copies of this inventory shall be given to
 936 the individual patient and to his or her the patient's guardian,
 937 guardian advocate, health care surrogate or proxy, or
 938 representative and shall be recorded in the ~~patient's~~ clinical
 939 record. This inventory may be amended upon the request of the
 940 individual patient or his or her the patient's guardian,
 941 guardian advocate, health care surrogate or proxy, or
 942 representative. The inventory and any amendments ~~to it~~ must be
 943 witnessed by two members of the facility staff and by the
 944 individual patient, if he or she is able. All of ~~the a patient's~~
 945 clothing and personal effects held by the facility shall be
 946 returned to the individual patient immediately upon his or her
 947 ~~the discharge or transfer of the patient~~ from the facility,
 948 unless such return would be detrimental to the individual
 949 ~~patient~~. If personal effects are not returned ~~to the patient~~,
 950 the reason must be documented in the clinical record along with
 951 the disposition of the clothing and personal effects, which may
 952 be given instead to the individual's patient's guardian,
 953 guardian advocate, health care surrogate or proxy, or
 954 representative. As soon as practicable after an emergency
 955 transfer ~~of a patient~~, the individual's patient's clothing and
 956 personal effects shall be transferred to the individual's
 957 ~~patient's~~ new location, together with a copy of the inventory

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958 and any amendments, unless an alternate plan is approved by the
 959 individual patient, if he or she is able, and by his or her the
 960 ~~patient's~~ guardian, guardian advocate, health care surrogate or
 961 proxy, or representative.

962 (7) VOTING IN PUBLIC ELECTIONS.—A patient who is eligible
 963 to vote according to the laws of the state has the right to vote
 964 in the primary and general elections. The department shall
 965 establish rules to enable patients to obtain voter registration
 966 forms, applications for absentee ballots, and absentee ballots.

967 (8) HABEAS CORPUS.—

968 (a) At any time, and without notice, an individual a person
 969 held or admitted for mental health or substance abuse
 970 examination or placement in a ~~receiving or treatment~~ facility,
 971 or a relative, friend, guardian, guardian advocate, health care
 972 surrogate or proxy, representative, or attorney, or the
 973 department, on behalf of such individual person, may petition
 974 for a writ of habeas corpus to question the cause and legality
 975 of such detention and request that the court order a return to
 976 the writ in accordance with chapter 79. Each individual patient
 977 held in a facility shall receive a written notice of the right
 978 to petition for a writ of habeas corpus.

979 (b) At any time, and without notice, an individual held or
 980 admitted for mental health or substance abuse examination or
 981 placement a person who is a patient in a ~~receiving or treatment~~
 982 facility, or a relative, friend, guardian, guardian advocate,
 983 health care surrogate or proxy, representative, or attorney, or
 984 the department, on behalf of such individual person, may file a
 985 petition in the circuit court in the county where the individual
 986 ~~patient~~ is being held alleging that he or she the patient is

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987 being unjustly denied a right or privilege granted under this
 988 part herein or that a procedure authorized under this part
 989 ~~herein~~ is being abused. Upon the filing of such a petition, the
 990 court ~~may shall have the authority to~~ conduct a judicial inquiry
 991 and ~~to issue an any order needed~~ to correct an abuse of ~~the~~
 992 ~~provisions of~~ this part.

993 (c) The administrator of any ~~receiving or treatment~~
 994 facility receiving a petition under this subsection shall file
 995 the petition with the clerk of the court on the next court
 996 working day.

997 (d) ~~A No~~ fee may not shall be charged for ~~the~~ filing of a
 998 petition under this subsection.

999 (9) VIOLATIONS.—The department shall report to the Agency
 1000 for Health Care Administration any violation of the rights or
 1001 privileges of patients, or of any procedures provided under this
 1002 part, by any facility or professional licensed or regulated by
 1003 the agency. The agency is authorized to impose any sanction
 1004 authorized for violation of this part, based solely on the
 1005 investigation and findings of the department.

1006 (10) LIABILITY FOR VIOLATIONS.—Any person who violates or
 1007 abuses any rights or privileges of patients provided by this
 1008 part is liable for damages as determined by law. Any person who
 1009 acts in good faith in compliance with the provisions of this
 1010 part is immune from civil or criminal liability for his or her
 1011 actions in connection with the admission, diagnosis, treatment,
 1012 or discharge of a patient to or from a facility. However, this
 1013 section does not relieve any person from liability if such
 1014 person commits negligence.

1015 (11) RIGHT TO PARTICIPATE IN TREATMENT AND DISCHARGE

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1016 PLANNING.—The patient shall have the opportunity to participate
 1017 in treatment and discharge planning and shall be notified in
 1018 writing of his or her right, upon discharge from the facility,
 1019 to seek treatment from the professional or agency of the
 1020 patient's choice.

1021 (12) ADVANCE DIRECTIVES.—All service providers under this
 1022 part shall provide information concerning advance directives to
 1023 individuals and assist those who are competent and willing to
 1024 complete an advance directive. The directive may include
 1025 instructions regarding mental health or substance abuse care.
 1026 Service providers under this part shall honor the advance
 1027 directive of individuals they serve, or shall request the
 1028 transfer of the individual as required under s. 765.1105.

1029 Section 6. Section 394.4597, Florida Statutes, is amended
 1030 to read:

1031 394.4597 Persons to be notified; appointment of a patient's
 1032 representative.—

1033 (1) VOLUNTARY ADMISSION PATIENTS.—At the time an individual
 1034 a patient is voluntarily admitted to a receiving or treatment
 1035 facility, the individual shall be asked to identify a person to
 1036 be notified in case of an emergency, and the identity and
 1037 contact information of ~~that~~ a person ~~to be notified in case of~~
 1038 ~~an emergency~~ shall be entered in the individual's patient's
 1039 clinical record.

1040 (2) INVOLUNTARY ADMISSION PATIENTS.—

1041 (a) At the time an individual a patient is admitted to a
 1042 facility for involuntary examination or placement, or when a
 1043 petition for involuntary placement is filed, the names,
 1044 addresses, and telephone numbers of the individual's patient's

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1045 guardian or guardian advocate, health care surrogate, or proxy,
 1046 or representative if he or she the patient has no guardian, and
 1047 the individual's patient's attorney shall be entered in the
 1048 patient's clinical record.

1049 (b) If the individual patient has no guardian, guardian
 1050 advocate, health care surrogate, or proxy, he or she the patient
 1051 shall be asked to designate a representative. If the individual
 1052 patient is unable or unwilling to designate a representative,
 1053 the facility shall select a representative.

1054 (c) The individual patient shall be consulted with regard
 1055 to the selection of a representative by the receiving or
 1056 treatment facility and may shall have authority to request that
 1057 the any such representative be replaced.

1058 (d) If when the receiving or treatment facility selects a
 1059 representative, first preference shall be given to a health care
 1060 surrogate, if one has been previously selected by the patient.
 1061 If the individual patient has not previously selected a health
 1062 care surrogate, the selection, except for good cause documented
 1063 in the individual's patient's clinical record, shall be made
 1064 from the following list in the order of listing:

- 1065 1. The individual's patient's spouse.
- 1066 2. An adult child of the individual patient.
- 1067 3. A parent of the individual patient.
- 1068 4. The adult next of kin of the individual patient.
- 1069 5. An adult friend of the individual patient.
- 1070 ~~6. The appropriate Florida local advocacy council as~~
 1071 ~~provided in s. 402.166.~~

1072 (e) The following persons are prohibited from selection as
 1073 an individual's representative:

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1074 1. A professional providing clinical services to the
 1075 individual under this part;

1076 2. The licensed professional who initiated the involuntary
 1077 examination of the individual, if the examination was initiated
 1078 by professional certificate;

1079 3. An employee, administrator, or board member of the
 1080 facility providing the examination of the individual;

1081 4. An employee, administrator, or board member of a
 1082 treatment facility providing treatment of the individual;

1083 5. A person providing any substantial professional services
 1084 to the individual, including clinical and nonclinical services;

1085 6. A creditor of the individual;

1086 7. A person subject to an injunction for protection against
 1087 domestic violence under s. 741.30, whether the order of
 1088 injunction is temporary or final, and for which the individual
 1089 was the petitioner; and

1090 8. A person subject to an injunction for protection against
 1091 repeat violence, sexual violence, or dating violence under s.
 1092 784.046, whether the order of injunction is temporary or final,
 1093 and for which the individual was the petitioner.

1094 ~~(e) A licensed professional providing services to the~~
 1095 ~~patient under this part, an employee of a facility providing~~
 1096 ~~direct services to the patient under this part, a department~~
 1097 ~~employee, a person providing other substantial services to the~~
 1098 ~~patient in a professional or business capacity, or a creditor of~~
 1099 ~~the patient shall not be appointed as the patient's~~
 1100 ~~representative.~~

1101 (f) The representative selected by the individual or
 1102 designated by the facility has the right to:

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- 1103 1. Receive notice of the individual's admission;
 1104 2. Receive notice of proceedings affecting the individual;
 1105 3. Have immediate access to the individual unless such
 1106 access is documented to be detrimental to the individual;
 1107 4. Receive notice of any restriction of the individual's
 1108 right to communicate or receive visitors;
 1109 5. Receive a copy of the inventory of personal effects upon
 1110 the individual's admission and to request an amendment to the
 1111 inventory at any time;
 1112 6. Receive disposition of the individual's clothing and
 1113 personal effects if not returned to the individual, or to
 1114 approve an alternate plan;
 1115 7. Petition on behalf of the individual for a writ of
 1116 habeas corpus to question the cause and legality of the
 1117 individual's detention or to allege that the individual is being
 1118 unjustly denied a right or privilege granted under this part, or
 1119 that a procedure authorized under this part is being abused;
 1120 8. Apply for a change of venue for the individual's
 1121 involuntary placement hearing for the convenience of the parties
 1122 or witnesses or because of the individual's condition;
 1123 9. Receive written notice of any restriction of the
 1124 individual's right to inspect his or her clinical record;
 1125 10. Receive notice of the release of the individual from a
 1126 receiving facility where an involuntary examination was
 1127 performed;
 1128 11. Receive a copy of any petition for the individual's
 1129 involuntary placement filed with the court; and
 1130 12. Be informed by the court of the individual's right to
 1131 an independent expert evaluation pursuant to involuntary

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- 1132 placement procedures.
 1133 Section 7. Section 394.4598, Florida Statutes, is amended
 1134 to read:
 1135 394.4598 Guardian advocate.—
 1136 (1) The administrator may petition the court for the
 1137 appointment of a guardian advocate based upon the opinion of a
 1138 psychiatrist that an individual held for examination or admitted
 1139 for mental health or substance abuse treatment ~~the patient~~ is
 1140 incompetent to consent to treatment. If the court finds that the
 1141 individual ~~a patient~~ is incompetent to consent to treatment and
 1142 has not been adjudicated incapacitated and a guardian having
 1143 with the authority to consent to mental health or substance
 1144 abuse treatment has not been appointed, it shall appoint a
 1145 guardian advocate. The individual ~~patient~~ has the right to have
 1146 an attorney represent him or her at the hearing. If the
 1147 individual ~~person~~ is indigent, the court shall appoint the
 1148 office of the public defender to represent him or her at the
 1149 hearing. The individual ~~patient~~ has the right to testify, cross-
 1150 examine witnesses, and present witnesses. The proceeding must
 1151 ~~shall~~ be recorded ~~either~~ electronically or stenographically, and
 1152 testimony shall be ~~provided~~ under oath. One of the professionals
 1153 authorized to give an opinion in support of a petition for
 1154 involuntary placement, as described in s. 394.4655 or s.
 1155 394.467, shall ~~must~~ testify. The A guardian advocate shall ~~must~~
 1156 meet the qualifications of a guardian pursuant to contained in
 1157 part IV of chapter 744, except that a professional referred to
 1158 in this part, an employee of the facility providing direct
 1159 services to the patient under this part, a departmental
 1160 employee, a facility administrator, or member of the Florida

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1161 ~~local advocacy council shall not be appointed. A person who is~~
 1162 ~~appointed as a guardian advocate must agree to the appointment.~~
 1163 A person may not be appointed as a guardian advocate unless he
 1164 or she agrees to the appointment.

1165 (2) The following persons are prohibited from being
 1166 appointed as an individual's guardian advocate:

1167 (a) A professional providing clinical services to the
 1168 individual under this part;

1169 (b) The licensed professional who initiated the involuntary
 1170 examination of the individual, if the examination was initiated
 1171 by professional certificate;

1172 (c) An employee, administrator, or board member of the
 1173 facility providing the examination of the individual;

1174 (d) An employee, administrator, or board member of a
 1175 treatment facility providing treatment of the individual;

1176 (e) A person providing any substantial professional
 1177 services to the individual, including clinical and nonclinical
 1178 services;

1179 (f) A creditor of the individual;

1180 (g) A person subject to an injunction for protection
 1181 against domestic violence under s. 741.30, whether the order of
 1182 injunction is temporary or final, and for which the individual
 1183 was the petitioner; and

1184 (h) A person subject to an injunction for protection
 1185 against repeat violence, sexual violence, or dating violence
 1186 under s. 784.046, whether the order of injunction is temporary
 1187 or final, and for which the individual was the petitioner.

1188 (3)(2) A facility requesting appointment of a guardian
 1189 advocate must, prior to the appointment, provide the prospective

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1190 guardian advocate with information about the duties and
 1191 responsibilities of guardian advocates, including the
 1192 information about the ethics of medical decisionmaking. Before
 1193 asking a guardian advocate to give consent to treatment for an
 1194 individual held for examination or admitted for mental health or
 1195 substance abuse treatment a patient, the facility shall provide
 1196 ~~to the guardian advocate~~ sufficient information to allow so that
 1197 the guardian advocate ~~to~~ ~~can~~ decide whether to give express and
 1198 informed consent to the treatment, including information that
 1199 the treatment is essential to the care of the individual
 1200 ~~patient~~, and that the treatment does not present an unreasonable
 1201 risk of serious, hazardous, or irreversible side effects. Before
 1202 giving consent to treatment, the guardian advocate must meet and
 1203 talk with the individual patient and the individual's patient's
 1204 physician face to face in person, if ~~at all~~ possible, and by
 1205 telephone, if not. The guardian advocate shall make every effort
 1206 to make decisions regarding treatment that he or she believes
 1207 the individual would have made under the circumstances if the
 1208 individual were capable of making such a decision. The decision
 1209 of the guardian advocate may be reviewed by the court, upon
 1210 petition of the individual's patient's attorney, the
 1211 individual's patient's family, or the facility administrator.

1212 ~~(4)(3) Prior to~~ A guardian advocate must attend at least a
 1213 4-hour training course approved by the court before exercising
 1214 his or her authority, ~~the guardian advocate shall attend a~~
 1215 ~~training course approved by the court.~~ This training course, ~~of~~
 1216 ~~not less than 4 hours~~, must include, at minimum, information
 1217 about an the individual's patient rights, psychotropic
 1218 medications, diagnosis of mental illness or substance abuse

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1219 impairment, the ethics of medical decisionmaking, and the duties
 1220 of guardian advocates. This training course shall take the place
 1221 of the training required for guardians appointed pursuant to
 1222 chapter 744.

1223 ~~(5)(4)~~ The information to be supplied to prospective
 1224 guardian advocates before ~~prior to~~ their appointment and the
 1225 training course for guardian advocates must be developed and
 1226 completed through a course developed by the department and
 1227 approved by the chief judge of the circuit court and taught by a
 1228 court-approved organization. Court-approved organizations may
 1229 include, but need ~~are~~ not be limited to, community ~~or junior~~
 1230 colleges, guardianship organizations, and the local bar
 1231 association or The Florida Bar. The court may, ~~in its~~
 1232 discretion, waive some or all of the training requirements for
 1233 guardian advocates or impose additional requirements. The court
 1234 shall make its decision on a case-by-case basis and, in making
 1235 its decision, shall consider the experience and education of the
 1236 guardian advocate, the duties assigned to the guardian advocate,
 1237 and the needs of the individual subject to involuntary
 1238 examination or placement ~~patient~~.

1239 ~~(6)(5)~~ In selecting a guardian advocate, the court shall
 1240 give preference to a health care surrogate, if one has already
 1241 been designated by the individual held for examination or
 1242 admitted for mental health or substance abuse treatment ~~patient~~.
 1243 If the individual ~~patient~~ has not previously selected a health
 1244 care surrogate, except for good cause documented in the court
 1245 record, the selection shall be made from the following list in
 1246 the order of listing:

1247 (a) The individual's ~~patient's~~ spouse.

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1248 (b) An adult child of the individual ~~patient~~.

1249 (c) A parent of the individual ~~patient~~.

1250 (d) The adult next of kin of the individual ~~patient~~.

1251 (e) An adult friend of the individual ~~patient~~.

1252 (f) An adult trained and willing to serve as guardian
 1253 advocate for the individual ~~patient~~.

1254 ~~(7)(6)~~ If a guardian with the authority to consent to
 1255 medical treatment has not already been appointed or if the
 1256 individual held for examination or admitted for mental health or
 1257 substance abuse treatment ~~patient~~ has not already designated a
 1258 health care surrogate, the court may authorize the guardian
 1259 advocate to consent to medical treatment, as well as mental
 1260 health and substance abuse treatment. Unless otherwise limited
 1261 by the court, a guardian advocate with authority to consent to
 1262 medical treatment shall have the same authority to make health
 1263 care decisions and be subject to the same restrictions as a
 1264 proxy appointed under part IV of chapter 765. Unless the
 1265 guardian advocate has sought and received express court approval
 1266 in proceeding separate from the proceeding to determine the
 1267 competence of the patient to consent to medical treatment, the
 1268 guardian advocate may not consent to:

1269 (a) Abortion.

1270 (b) Sterilization.

1271 (c) Electroconvulsive treatment.

1272 (d) Psychosurgery.

1273 (e) Experimental treatments that have not been approved by
 1274 a federally approved institutional review board in accordance
 1275 with 45 C.F.R. part 46 or 21 C.F.R. part 56.

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1277 In making a medical treatment decision under this subsection,
 1278 the court ~~shall must~~ base its decision on evidence that the
 1279 treatment or procedure is essential to the care of the
 1280 individual patient and that the treatment does not present an
 1281 unreasonable risk of serious, hazardous, or irreversible side
 1282 effects. The court shall follow the procedures set forth in
 1283 subsection (1) of this section.

1284 ~~(8)(7)~~ The guardian advocate shall be discharged when the
 1285 individual for whom he or she is appointed patient is discharged
 1286 from an order for involuntary outpatient ~~placement~~ or
 1287 involuntary inpatient placement or when the individual patient
 1288 is transferred from involuntary to voluntary status. The court
 1289 ~~or a hearing officer~~ shall consider the competence of the
 1290 individual patient pursuant to subsection (1) and may consider
 1291 an involuntarily placed individual's patient's competence to
 1292 consent to treatment at any hearing. Upon sufficient evidence,
 1293 the court may restore, or the magistrate or administrative law
 1294 judge hearing officer may recommend that the court restore, the
 1295 individual's patient's competence. A copy of the order restoring
 1296 competence or the certificate of discharge containing the
 1297 restoration of competence shall be provided to the individual
 1298 ~~patient~~ and the guardian advocate.

1299 Section 8. Section 394.4599, Florida Statutes, is amended
 1300 to read:

1301 394.4599 Notice.—

1302 (1) VOLUNTARY ADMISSION PATIENTS.—Notice of an individual's
 1303 ~~a voluntary patient's~~ admission shall ~~only~~ be given only at the
 1304 request of the individual patient, except that, in an emergency,
 1305 notice shall be given as determined by the facility.

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1306 (2) INVOLUNTARY ADMISSION PATIENTS.—

1307 (a) Whenever notice is required to be given under this
 1308 part, such notice shall be given to the individual patient and
 1309 the individual's patient's guardian, guardian advocate, health
 1310 care surrogate or proxy, attorney, and representative.

1311 1. When notice is required to be given to an individual a
 1312 patient, it shall be given both orally and in writing, in the
 1313 language and terminology that the individual patient can
 1314 understand, and, if needed, the facility shall provide an
 1315 interpreter for the individual patient.

1316 2. Notice to an individual's a patient's guardian, guardian
 1317 advocate, health care surrogate or proxy, attorney, and
 1318 representative shall be given by United States mail and by
 1319 registered ~~or certified~~ mail with the receipts attached to the
 1320 ~~patient's~~ clinical record. Hand delivery by a facility employee
 1321 may be used as an alternative, with delivery documented in the
 1322 clinical record. If notice is given by a state attorney or an
 1323 attorney for the department, a certificate of service ~~is shall~~
 1324 ~~be~~ sufficient to document service.

1325 (b) A receiving facility shall give prompt notice of the
 1326 whereabouts of an individual a patient who is being
 1327 involuntarily held for examination to the individual's guardian,
 1328 guardian advocate, health care surrogate or proxy, attorney or
 1329 representative, by telephone or in person within 24 hours after
 1330 the individual's patient's arrival at the facility, ~~unless the~~
 1331 ~~patient requests that no notification be made~~. Contact attempts
 1332 shall be documented in the individual's patient's clinical
 1333 record and shall begin as soon as reasonably possible after the
 1334 individual's patient's arrival. ~~Notice that a patient is being~~

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1335 ~~admitted as an involuntary patient shall be given to the Florida~~
 1336 ~~local advocacy council no later than the next working day after~~
 1337 ~~the patient is admitted.~~

1338 (c) The written notice of the filing of the petition for
 1339 involuntary placement of an individual being held must contain
 1340 the following:

1341 1. Notice that the petition has been filed with the circuit
 1342 court in the county in which the individual patient is
 1343 hospitalized and the address of such court.

1344 2. Notice that the office of the public defender has been
 1345 appointed to represent the individual patient in the proceeding,
 1346 if the individual patient is not otherwise represented by
 1347 counsel.

1348 3. The date, time, and place of the hearing and the name of
 1349 each examining expert and every other person expected to testify
 1350 in support of continued detention.

1351 4. Notice that the individual patient, the individual's
 1352 patient's guardian, guardian advocate, health care surrogate or
 1353 proxy, or representative, or the administrator may apply for a
 1354 change of venue for the convenience of the parties or witnesses
 1355 or because of the condition of the individual patient.

1356 5. Notice that the individual patient is entitled to an
 1357 independent expert examination and, if the individual patient
 1358 cannot afford such an examination, that the court will provide
 1359 for one.

1360 (d) A treatment facility shall provide notice of an
 1361 individual's a patient's involuntary admission on the next
 1362 regular working day after the individual's patient's arrival at
 1363 the facility.

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1364 (e) When an individual a patient is to be transferred from
 1365 one facility to another, notice shall be given by the facility
 1366 where the individual patient is located before ~~prior to~~ the
 1367 transfer.

1368 Section 9. Subsections (1), (2), (3), and (10) of section
 1369 394.4615, Florida Statutes, are amended to read:

1370 394.4615 Clinical records; confidentiality.-

1371 (1) A clinical record shall be maintained for each
 1372 individual held for examination or admitted for treatment under
 1373 this part patient. The record shall include data pertaining to
 1374 admission and such other information as may be required under
 1375 rules of the department. A clinical record is confidential and
 1376 exempt from the ~~provisions of~~ s. 119.07(1). Unless waived by
 1377 express and informed consent of the individual, by the patient
 1378 or his or her the patient's guardian, or guardian advocate,
 1379 health care surrogate or proxy, or, if the individual patient is
 1380 deceased, by his or her guardian, guardian advocate, health care
 1381 surrogate or proxy, by his or her the patient's personal
 1382 representative or the family member who stands next in line of
 1383 intestate succession, the confidential status of the clinical
 1384 record shall not be lost by either authorized or unauthorized
 1385 disclosure to any person, organization, or agency.

1386 (2) The clinical record of an individual held for
 1387 examination or admitted for treatment under this part shall be
 1388 released if when:

1389 (a) The individual patient or the individual's patient's
 1390 guardian, guardian advocate, health care surrogate or proxy, or
 1391 representative authorizes the release. The guardian, or guardian
 1392 advocate, health care surrogate or proxy shall be provided

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1393 access to the appropriate clinical records ~~of the patient~~. The
 1394 individual patient or the patient's guardian, ~~or~~ guardian
 1395 advocate, health care surrogate or proxy may authorize the
 1396 release of information and clinical records to appropriate
 1397 persons to ensure the continuity of the individual's patient's
 1398 health care or mental health or substance abuse care.

1399 (b) The individual patient is represented by counsel and
 1400 the records are needed by the individual's patient's counsel for
 1401 adequate representation.

1402 (c) A petition for involuntary placement is filed and the
 1403 records are needed by the state attorney to evaluate and confirm
 1404 the allegations set forth in the petition or to prosecute the
 1405 petition. However, the state attorney may not use clinical
 1406 records obtained under this part for the purpose of criminal
 1407 investigation or prosecution, or for any other purpose not
 1408 authorized by this part.

1409 (d) ~~(e)~~ The court orders such release. In determining
 1410 whether there is good cause for disclosure, the court shall
 1411 weigh the need for the information to be disclosed against the
 1412 possible harm of disclosure to the individual person to whom
 1413 such information pertains.

1414 ~~(e)~~ ~~(d)~~ The individual patient is committed to, or is to be
 1415 returned to, the Department of Corrections ~~from the Department~~
 1416 ~~of Children and Families~~, and the Department of Corrections
 1417 requests such records. These records shall be furnished without
 1418 charge to the Department of Corrections.

1419 (3) Information from the clinical record may be released in
 1420 the following circumstances:

1421 (a) When a patient has declared an intention to harm other

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1422 persons. When such declaration has been made, the administrator
 1423 may authorize the release of sufficient information to provide
 1424 adequate warning to the person threatened with harm by the
 1425 patient.

1426 (b) When the administrator of the facility or secretary of
 1427 the department deems release to a qualified researcher as
 1428 defined in administrative rule, an aftercare treatment provider,
 1429 or an employee or agent of the department is necessary for
 1430 treatment of the patient, maintenance of adequate records,
 1431 compilation of treatment data, aftercare planning, or evaluation
 1432 of programs.

1433
 1434 For the purpose of determining whether a person meets the
 1435 criteria for involuntary outpatient placement or for preparing
 1436 the proposed treatment plan pursuant to s. 394.4655, the
 1437 clinical record may be released to the state attorney, the
 1438 public defender or the patient's private legal counsel, the
 1439 court, and to the appropriate mental health professionals,
 1440 including the service provider identified in s. 394.4655(7)(b)
 1441 ~~s. 394.4655(6)(b)2.~~, in accordance with state and federal law.

1442 (10) An individual held for examination or admitted for
 1443 treatment Patients shall have reasonable access to his or her
 1444 their clinical records, unless such access is determined by the
 1445 individual's patient's physician to be harmful to the individual
 1446 patient. If the individual's patient's right to inspect his or
 1447 her clinical record is restricted by the facility, written
 1448 notice of such restriction shall be given to the individual
 1449 patient and the individual's patient's guardian, guardian
 1450 advocate, health care surrogate or proxy, or attorney, and

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1451 representative. In addition, the restriction shall be recorded
 1452 in the clinical record, together with the reasons for it. The
 1453 restriction of an individual's ~~a patient's~~ right to inspect his
 1454 or her clinical record shall expire after 7 days but may be
 1455 renewed, after review, for subsequent 7-day periods.

1456 Section 10. Paragraphs (a) through (m) of subsection (1) of
 1457 section 394.462, Florida Statutes, are amended, and paragraph
 1458 (n) is added to that subsection, to read:

1459 394.462 Transportation.—

1460 (1) TRANSPORTATION TO A RECEIVING OR DETOXIFICATION
 1461 FACILITY.—

1462 (a) Each county shall designate a single law enforcement
 1463 agency within the county, or portions thereof, to take an
 1464 individual ~~a person~~ into custody upon the entry of an ex parte
 1465 order or the execution of a certificate for involuntary
 1466 examination by an authorized professional and to transport that
 1467 individual ~~person~~ to the nearest receiving facility for
 1468 examination. The designated law enforcement agency may decline
 1469 to transport the individual ~~person~~ to a receiving or
 1470 detoxification facility only if:

1471 1. The county or jurisdiction designated by the county has
 1472 contracted ~~on an annual basis~~ with an emergency medical
 1473 transport service or private transport company for
 1474 transportation of individuals ~~persons~~ to receiving facilities
 1475 ~~pursuant to this section at the sole cost of the county;~~ and

1476 2. The law enforcement agency and the emergency medical
 1477 transport service or private transport company agree that the
 1478 continued presence of law enforcement personnel is not necessary
 1479 for the safety of the individuals being transported ~~person~~ or

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1480 others.

1481 3. The jurisdiction designated by the county may seek
 1482 reimbursement for transportation expenses. The party responsible
 1483 for payment for such transportation is the person receiving the
 1484 transportation. The county shall seek reimbursement from the
 1485 following sources in the following order:

1486 a. From an insurance company, health care corporation, or
 1487 other source, if the individual being transported ~~person~~
 1488 ~~receiving the transportation~~ is covered by an insurance policy
 1489 or subscribes to a health care corporation or other source for
 1490 payment of such expenses.

1491 b. From the individual being transported ~~person receiving~~
 1492 ~~the transportation~~.

1493 c. From a financial settlement for medical care, treatment,
 1494 hospitalization, or transportation payable or accruing to the
 1495 injured party.

1496 (b) Any company that transports a patient pursuant to this
 1497 subsection is considered an independent contractor and is solely
 1498 liable for the safe and dignified transportation of the patient.
 1499 Such company must be insured and provide no less than \$100,000
 1500 in liability insurance with respect to the transportation of
 1501 patients.

1502 (c) Any company that contracts with a governing board of a
 1503 county to transport patients shall comply with the applicable
 1504 rules of the department to ensure the safety and dignity of the
 1505 patients.

1506 (d) When a law enforcement officer takes custody of a
 1507 person pursuant to this part, the officer may request assistance
 1508 from emergency medical personnel if such assistance is needed

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1509 for the safety of the officer or the person in custody.

1510 (e) When a member of a mental health overlay program or a
1511 mobile crisis response service is a professional authorized to
1512 initiate an involuntary examination pursuant to s. 394.463 and
1513 that professional evaluates a person and determines that
1514 transportation to a receiving facility is needed, the service,
1515 at its discretion, may transport the person to the facility or
1516 may call on the law enforcement agency or other transportation
1517 arrangement best suited to the needs of the patient.

1518 (f) When a ~~any~~ law enforcement officer has custody of a
1519 person, based on either noncriminal or minor criminal behavior,
1520 a misdemeanor, or a felony other than a forcible felony as
1521 defined in s. 776.08, who ~~that~~ meets the statutory guidelines
1522 for involuntary examination under this part, the law enforcement
1523 officer shall transport the individual person ~~person~~ to the nearest
1524 receiving facility for examination.

1525 (g) When any law enforcement officer has arrested a person
1526 for a forcible felony as defined in s. 776.08 and it appears
1527 that the person meets the criteria ~~statutory guidelines~~ for
1528 involuntary examination ~~or placement~~ under this part, such
1529 person shall first be processed in the same manner as any other
1530 criminal suspect. The law enforcement agency shall thereafter
1531 immediately notify the nearest public receiving facility, which
1532 shall be responsible for promptly arranging for the examination
1533 and treatment of the person. A receiving facility may not ~~is not~~
1534 ~~required to~~ admit a person charged with a forcible felony as
1535 defined in s. 776.08 ~~crime~~ for whom the facility determines and
1536 documents that it is unable to provide adequate security, but
1537 shall provide ~~mental health~~ examination and treatment to the

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1538 person at the location where he or she is held.

1539 (h) If the appropriate law enforcement officer believes
1540 that a person has an emergency medical condition as defined in
1541 s. 395.002, the person may be first transported to a hospital
1542 for emergency medical treatment, regardless of whether the
1543 hospital is a designated receiving facility.

1544 (i) The costs of transportation, evaluation,
1545 hospitalization, and treatment incurred under this subsection by
1546 persons who have been arrested for violations of any state law
1547 or county or municipal ordinance may be recovered as provided in
1548 s. 901.35.

1549 (j) The nearest receiving facility must accept persons
1550 brought by law enforcement officers for involuntary examination.

1551 (k) Each law enforcement agency shall develop a memorandum
1552 of understanding with each receiving facility within the law
1553 enforcement agency's jurisdiction which reflects a single set of
1554 protocols for the safe and secure transportation of the person
1555 and transfer of custody of the person. These protocols must also
1556 address crisis intervention measures.

1557 (l) When a jurisdiction has entered into a contract with an
1558 emergency medical transport service or a private transport
1559 company for transportation of persons to receiving facilities,
1560 such service or company shall be given preference for
1561 transportation of persons from nursing homes, assisted living
1562 facilities, adult day care centers, or adult family-care homes,
1563 unless the behavior of the person being transported is such that
1564 transportation by a law enforcement officer is necessary.

1565 (m) Nothing in this section shall be construed to limit
1566 emergency examination and treatment of incapacitated persons

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1567 provided in accordance with the provisions of s. 401.445.

1568 (n) Upon the request of an individual who appears to meet
 1569 criteria for voluntary admission under s. 394.4625(1)(a), a law
 1570 enforcement officer may transport him or her to a mental health
 1571 receiving facility, addictions receiving facility, or
 1572 detoxification facility.

1573 Section 11. Subsections (1), (4), and (5) of section
 1574 394.4625, Florida Statutes, are amended and paragraph (c) of
 1575 subsection (2) of that section is added, to read:

1576 394.4625 Voluntary admissions.—

1577 (1) EXAMINATION AND TREATMENT AUTHORITY TO RECEIVE
 1578 PATIENTS.—

1579 (a) In order to be admitted to a facility on a voluntary
 1580 status A facility may receive for observation, diagnosis, or
 1581 treatment; any person 18 years of age or older making
 1582 application by express and informed consent for admission or any
 1583 person age 17 or under for whom such application is made by his
 1584 or her guardian. If found to

1585 1. An individual must show evidence of mental illness or
 1586 substance abuse impairment; and, to be competent to provide
 1587 express and informed consent, and to be suitable for treatment,
 1588 such person 18 years of age or older may be admitted to the
 1589 facility. A person age 17 or under may be admitted only after a
 1590 hearing to verify the voluntariness of the consent.

1591 2. An individual must be suitable for treatment by the
 1592 facility.

1593 3. An adult must provide, and be competent to provide,
 1594 express and informed consent.

1595 4. A minor may only be admitted on the basis of the express

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1596 and informed consent of the minor's guardian in conjunction with
 1597 the consent of the minor, except that a minor may be admitted to
 1598 an addictions receiving facility or detoxification facility by
 1599 his or her own consent without consent of the minor's guardian,
 1600 if a physician documents in the clinical record that the minor
 1601 has a substance abuse impairment. If the minor is admitted by
 1602 his or her own consent and without consent of the minor's
 1603 guardian, the facility must request the minor's permission to
 1604 notify an adult family member or friend of the minor's voluntary
 1605 admission into the facility.

1606 a. The consent of the minor is an affirmative agreement by
 1607 the minor to remain at the facility for examination or
 1608 treatment, and failure to object does not constitute consent.

1609 b. The minor's consent must be verified through a clinical
 1610 assessment that is documented in the clinical record and
 1611 conducted within 12 hours after arrival at the facility by a
 1612 licensed professional authorized to initiate an involuntary
 1613 examination pursuant to s. 394.463.

1614 c. In verifying the minor's consent, and using language
 1615 that is appropriate to the minor's age, experience, maturity,
 1616 and condition, the examining professional must provide the minor
 1617 with an explanation as to why the minor will be examined and
 1618 treated, what the minor can expect while in the facility, and
 1619 when the minor may expect to be released. The examining
 1620 professional must determine and document that the minor is able
 1621 to understand the information.

1622 d. Unless the minor's consent is verified pursuant to this
 1623 section, a petition for involuntary inpatient placement shall be
 1624 filed with the court within 1 court working day after his or her

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1625 arrival or the minor must be released to his or her guardian.

1626 (b) A mental health overlay program or a mobile crisis
1627 response service or a licensed professional who is authorized to
1628 initiate an involuntary examination pursuant to s. 394.463 and
1629 is employed by a community mental health center or clinic must,
1630 pursuant to district procedure approved by the respective
1631 district administrator, conduct an initial assessment of the
1632 ability of the following persons to give express and informed
1633 consent to treatment before such persons may be admitted
1634 voluntarily:

1635 1. A person 60 years of age or older for whom transfer is
1636 being sought from a nursing home, assisted living facility,
1637 adult day care center, or adult family-care home, when such
1638 person has been diagnosed as suffering from dementia.

1639 2. A person 60 years of age or older for whom transfer is
1640 being sought from a nursing home pursuant to s. 400.0255(12).

1641 3. A person for whom all decisions concerning medical
1642 treatment are currently being lawfully made by the health care
1643 surrogate or proxy designated under chapter 765.

1644 (c) When an initial assessment of the ability of a person
1645 to give express and informed consent to treatment is required
1646 under this section, and a mobile crisis response service does
1647 not respond to the request for an assessment within 2 hours
1648 after the request is made or informs the requesting facility
1649 that it will not be able to respond within 2 hours after the
1650 request is made, the requesting facility may arrange for
1651 assessment by any licensed professional authorized to initiate
1652 an involuntary examination pursuant to s. 394.463 who is not
1653 employed by or under contract with, and does not have a

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1654 financial interest in, either the facility initiating the
1655 transfer or the receiving facility to which the transfer may be
1656 made.

1657 (d) A facility may not admit as a voluntary patient a
1658 person who has been adjudicated incapacitated, unless the
1659 condition of incapacity has been judicially removed. If a
1660 facility admits as a voluntary patient a person who is later
1661 determined to have been adjudicated incapacitated, and the
1662 condition of incapacity had not been removed by the time of the
1663 admission, the facility must either discharge the patient or
1664 transfer the patient to involuntary status.

1665 (e) The health care surrogate or proxy of an individual on
1666 a voluntary status patient may not consent to the provision of
1667 mental health treatment or substance abuse treatment for that
1668 individual the patient. An individual on voluntary status A
1669 voluntary patient who is unwilling or unable to provide express
1670 and informed consent to mental health treatment must ~~either~~ be
1671 discharged or transferred to involuntary status.

1672 (f) Within 24 hours after admission of a voluntary patient,
1673 the admitting physician shall document in the patient's clinical
1674 record that the patient is able to give express and informed
1675 consent for admission. If the patient is not able to give
1676 express and informed consent for admission, the facility shall
1677 either discharge the patient or transfer the patient to
1678 involuntary status pursuant to subsection (5).

1679 (2) ~~RELEASE OR DISCHARGE OF VOLUNTARY PATIENTS.-~~

1680 (a) A facility shall discharge a voluntary patient:

1681 1. Who has sufficiently improved so that retention in the
1682 facility is no longer desirable. A patient may also be

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1683 discharged to the care of a community facility.

1684 2. Who revokes consent to admission or requests discharge.
 1685 A voluntary patient or a relative, friend, or attorney of the
 1686 patient may request discharge either orally or in writing at any
 1687 time following admission to the facility. The patient must be
 1688 discharged within 24 hours of the request, unless the request is
 1689 rescinded or the patient is transferred to involuntary status
 1690 pursuant to this section. The 24-hour time period may be
 1691 extended by a treatment facility when necessary for adequate
 1692 discharge planning, but shall not exceed 3 days exclusive of
 1693 weekends and holidays. If the patient, or another on the
 1694 patient's behalf, makes an oral request for discharge to a staff
 1695 member, such request shall be immediately entered in the
 1696 patient's clinical record. If the request for discharge is made
 1697 by a person other than the patient, the discharge may be
 1698 conditioned upon the express and informed consent of the
 1699 patient.

1700 (b) A voluntary patient who has been admitted to a facility
 1701 and who refuses to consent to or revokes consent to treatment
 1702 shall be discharged within 24 hours after such refusal or
 1703 revocation, unless transferred to involuntary status pursuant to
 1704 this section or unless the refusal or revocation is freely and
 1705 voluntarily rescinded by the patient.

1706 (c) An individual on voluntary status who is currently
 1707 charged with a crime shall be returned to the custody of a law
 1708 enforcement officer upon release or discharge from a facility,
 1709 unless the individual has been released from law enforcement
 1710 custody by posting of a bond, by a pretrial conditional release,
 1711 or by other judicial release.

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1712 (4) TRANSFER TO VOLUNTARY STATUS.—An individual on
 1713 involuntary status ~~patient~~ who has been assessed and certified
 1714 by a physician or psychologist as competent to provide express
 1715 and informed consent and who applies to be transferred to
 1716 voluntary status shall be transferred to voluntary status
 1717 immediately, ~~unless the individual patient has been charged with~~
 1718 ~~a crime, or~~ has been involuntarily placed for treatment by a
 1719 court pursuant to s. 394.467 and continues to meet the criteria
 1720 for involuntary placement. When transfer to voluntary status
 1721 occurs, notice shall be given as provided in s. 394.4599.

1722 (5) TRANSFER TO INVOLUNTARY STATUS.—~~If an individual on~~
 1723 ~~when a voluntary status~~ patient, or an authorized person on the
 1724 individual's ~~patient's~~ behalf, makes a request for discharge,
 1725 the request for discharge, unless freely and voluntarily
 1726 rescinded, must be communicated to a physician, ~~clinical~~
 1727 ~~psychologist, or psychiatrist as quickly as possible within, but~~
 1728 ~~not later than~~ 12 hours after the request is made. If the
 1729 individual patient meets the criteria for involuntary placement,
 1730 the individual must be transferred to a designated receiving
 1731 facility and the administrator of the receiving facility where
 1732 the individual is held must file with the court a petition for
 1733 involuntary placement, within 2 court working days after the
 1734 request ~~for discharge~~ is made. If the petition is not filed
 1735 within 2 court working days, the individual must ~~patient shall~~
 1736 be discharged. Pending the filing of the petition, the
 1737 individual patient may be held and emergency mental health
 1738 treatment rendered in the least restrictive manner, upon the
 1739 written order of a physician, if it is determined that such
 1740 treatment is necessary for the safety of the individual patient

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1741 or others.

1742 Section 12. Section 394.463, Florida Statutes, is amended
1743 to read:

1744 394.463 Involuntary examination.-

1745 (1) CRITERIA.—A person may be subject to an ~~taken to a~~
1746 ~~receiving facility for~~ involuntary examination if there is
1747 reason to believe that ~~he or she the person~~ has a mental illness
1748 or substance abuse impairment and because of this ~~his or her~~
1749 mental illness or substance abuse impairment:

1750 (a)1. The person has refused voluntary examination after
1751 conscientious explanation and disclosure of the purpose of the
1752 examination; or

1753 2. The person is unable to determine for himself or herself
1754 whether examination is necessary; and

1755 (b)1. Without care or treatment, the person is likely to
1756 suffer from neglect or refuse to care for himself or herself;
1757 such neglect or refusal poses a real and present threat of
1758 substantial harm to his or her well-being; and it is not
1759 apparent that such harm may be avoided through the help of
1760 willing family members or friends or the provision of other
1761 services; or

1762 2. There is a substantial likelihood that without care or
1763 treatment the person will cause serious bodily harm to himself
1764 or herself or others in the near future, as evidenced by recent
1765 behavior.

1766 (2) INVOLUNTARY EXAMINATION.—

1767 (a) An involuntary examination may be initiated by any one
1768 of the following means:

1769 1. A court may enter an ex parte order stating that an

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1770 individual a person appears to meet the criteria for involuntary
1771 examination, giving the findings on which that conclusion is
1772 based. The ex parte order for involuntary examination must be
1773 based on sworn testimony, written or oral, which includes
1774 specific facts that support the finding that the criteria have
1775 been met. Any behavior relied on for the issuance of an ex parte
1776 order must have occurred within the preceding 7 calendar days.
1777 The order must specify whether the individual must be taken to a
1778 mental health facility, detoxification facility, or addictions
1779 receiving facility. If other less restrictive means are not
1780 available, such as voluntary appearance for outpatient
1781 evaluation, A law enforcement officer, or other designated agent
1782 of the court, shall take the individual person into custody and
1783 deliver him or her to the nearest receiving facility of the type
1784 specified in the order for involuntary examination. However, if
1785 the county in which the individual is taken into custody has a
1786 transportation exception plan specifying a central receiving
1787 facility, the law enforcement officer shall transport the
1788 individual to the central receiving facility pursuant to the
1789 plan. The order of the court order must shall be made a part of
1790 the patient's clinical record. A No fee may not shall be charged
1791 for the filing of an order under this subsection. Any receiving
1792 facility accepting the individual patient based on the court's
1793 this order must send a copy of the order to the Agency for
1794 Health Care Administration on the next working day. The order is
1795 shall be valid only until executed or, if not executed, for the
1796 period specified in the order itself. If no time limit is
1797 specified in the order, the order is shall be valid for 7 days
1798 after the date it that the order was signed.

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1799 2. A law enforcement officer shall take a person who
 1800 appears to meet the criteria for involuntary examination into
 1801 custody and deliver ~~the person or~~ have him or her delivered to
 1802 the nearest mental health receiving facility, addictions
 1803 receiving facility, or detoxification facility, whichever the
 1804 officer determines is most appropriate for examination. However,
 1805 if the county in which the individual taken into custody has a
 1806 transportation exception plan specifying a central receiving
 1807 facility, the law enforcement officer shall transport the
 1808 individual to the central receiving facility pursuant to the
 1809 plan. The officer shall complete ~~execute~~ a written report
 1810 detailing the circumstances under which the individual person
 1811 was taken into custody, ~~and~~ The report shall be made a part of
 1812 the patient's clinical record. Any receiving facility or
 1813 detoxification facility accepting the individual patient based
 1814 on ~~the this~~ report must send a copy of the report to the Agency
 1815 for Health Care Administration on the next working day.

1816 3. A physician, physician assistant, clinical psychologist,
 1817 advanced registered nurse practitioner certified pursuant to s.
 1818 464.012, psychiatric nurse, mental health counselor, marriage
 1819 and family therapist, or clinical social worker may execute a
 1820 certificate stating that he or she has examined the individual a
 1821 ~~person~~ within the preceding 48 hours and finds that the
 1822 individual person appears to meet the criteria for involuntary
 1823 examination and stating the observations upon which that
 1824 conclusion is based. The certificate must specify whether the
 1825 individual is to be taken to a mental health receiving facility,
 1826 an addictions receiving facility, or a detoxification facility,
 1827 and must include specific facts supporting the conclusion that

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1828 the individual would benefit from services provided by the type
 1829 of facility specified. ~~If other less restrictive means are not~~
 1830 ~~available, such as voluntary appearance for outpatient~~
 1831 ~~evaluation,~~ A law enforcement officer shall take the individual
 1832 ~~person~~ named in the certificate into custody and deliver him or
 1833 her to the nearest ~~receiving~~ facility of the type specified in
 1834 the certificate for involuntary examination. However, if the
 1835 county in which the individual is taken into custody has a
 1836 transportation exception plan specifying a central receiving
 1837 facility, the law enforcement officer shall transport the
 1838 individual to the central receiving facility pursuant to the
 1839 plan. A law enforcement officer may only take an individual into
 1840 custody on the basis of a certificate within 7 calendar days
 1841 after execution of the certificate. The law enforcement officer
 1842 shall complete ~~execute~~ a written report detailing the
 1843 circumstances under which the individual person was taken into
 1844 custody. The report and certificate shall be made a part of the
 1845 ~~patient's~~ clinical record. Any ~~receiving~~ facility accepting the
 1846 individual patient based on ~~the this~~ certificate must send a
 1847 copy of the certificate to the Agency for Health Care
 1848 Administration on the next working day.

1849 (b) An individual may ~~A person shall~~ not be removed from a
 1850 ~~any~~ program or residential placement licensed under chapter 400
 1851 or chapter 429 and transported to a receiving facility for
 1852 involuntary examination unless an ex parte order, a professional
 1853 certificate, or a law enforcement officer's report is first
 1854 prepared. If the condition of the individual person is such that
 1855 preparation of a law enforcement officer's report is not
 1856 practicable before removal, the report must ~~shall~~ be completed

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1857 as soon as possible after removal, but ~~in any case~~ before the
 1858 individual person is transported to a receiving facility. A
 1859 receiving facility admitting an individual ~~a person~~ for
 1860 involuntary examination who is not accompanied by the required
 1861 ex parte order, professional certificate, or law enforcement
 1862 officer's report must ~~shall~~ notify the Agency for Health Care
 1863 Administration of such admission by certified mail by no later
 1864 ~~than~~ the next working day. ~~The provisions of this paragraph do~~
 1865 ~~not apply when transportation is provided by the patient's~~
 1866 ~~family or guardian.~~

1867 (c) A law enforcement officer acting in accordance with an
 1868 ex parte order issued pursuant to this subsection may serve and
 1869 execute such order on any day of the week, at any time of the
 1870 day or night.

1871 (d) A law enforcement officer acting in accordance with an
 1872 ex parte order issued pursuant to this subsection may use such
 1873 reasonable physical force as is necessary to gain entry to the
 1874 premises, and any dwellings, buildings, or other structures
 1875 located on the premises, and to take custody of the person who
 1876 is the subject of the ex parte order.

1877 (e) Petitions and ~~The Agency for Health Care Administration~~
 1878 ~~shall receive and maintain the copies of ex parte orders,~~
 1879 ~~involuntary outpatient placement orders, involuntary outpatient~~
 1880 ~~placement petitions and orders~~ issued pursuant to s. 394.4655,
 1881 involuntary inpatient placement petitions and orders issued
 1882 pursuant to s. 394.467, professional certificates, and law
 1883 enforcement officers' reports are. ~~These documents shall be~~
 1884 ~~considered part of the clinical record,~~ governed by the
 1885 ~~provisions of~~ s. 394.4615. The agency shall prepare annual

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1886 reports analyzing the data obtained from these documents,
 1887 without information identifying individuals held for examination
 1888 or admitted for mental health and substance abuse treatment
 1889 ~~patients~~, and shall provide copies of reports to the department,
 1890 the President of the Senate, the Speaker of the House of
 1891 Representatives, and the minority leaders of the Senate and the
 1892 House of Representatives.

1893 (f) An individual held for examination ~~A patient~~ shall be
 1894 examined by a physician, a ~~or~~ clinical psychologist, or a
 1895 psychiatric nurse at a receiving facility without unnecessary
 1896 delay and may, upon the order of a physician, be given emergency
 1897 mental health treatment if it is determined that such treatment
 1898 is necessary for the safety of the individual patient or others.
 1899 ~~The patient may not be released by the receiving facility or its~~
 1900 ~~contractor without the documented approval of a psychiatrist, a~~
 1901 ~~clinical psychologist, or, if the receiving facility is a~~
 1902 ~~hospital, the release may also be approved by an attending~~
 1903 ~~emergency department physician with experience in the diagnosis~~
 1904 ~~and treatment of mental and nervous disorders and after~~
 1905 ~~completion of an involuntary examination pursuant to this~~
 1906 ~~subsection. However, a patient may not be held in a receiving~~
 1907 ~~facility for involuntary examination longer than 72 hours.~~

1908 (g) An individual may not be held for involuntary
 1909 examination for more than 72 hours from the time of the
 1910 individual's arrival at the facility, except that this period
 1911 may be extended by 48 hours if a physician documents in the
 1912 clinical record that the individual has ongoing symptoms of
 1913 substance intoxication or substance withdrawal and the
 1914 individual would likely experience significant clinical benefit

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1915 from detoxification services. This determination must be made
 1916 based on a face-to-face examination conducted by the physician
 1917 no less than 48 hours and not more than 72 hours after the
 1918 individual's arrival at the facility. Based on the individual's
 1919 needs, one of the following actions must be taken within the
 1920 involuntary examination period:

1921 1. The individual shall be released with the approval of a
 1922 psychiatrist, psychiatric nurse, or psychologist. However, if
 1923 the examination is conducted in a hospital, an emergency
 1924 department physician may approve the release. If the examination
 1925 is conducted in an addictions receiving facility or
 1926 detoxification facility, a physician may approve release. The
 1927 professional approving release must have personally conducted
 1928 the involuntary examination;

1929 2. The individual shall be asked to provide express and
 1930 informed consent for voluntary admission if a physician or
 1931 psychologist has determined that the individual is competent to
 1932 consent to treatment; or

1933 3. A petition for involuntary placement shall be completed
 1934 and filed in the circuit court by the receiving facility
 1935 administrator if involuntary outpatient or inpatient placement
 1936 is deemed necessary. If the 72-hour period ends on a weekend or
 1937 legal holiday, the petition must be filed by the next working
 1938 day. If inpatient placement is deemed necessary, the least
 1939 restrictive treatment consistent with the optimum improvement of
 1940 the individual's condition must be made available.

1941 (h) An individual released from a receiving or treatment
 1942 facility on a voluntary or involuntary basis who is currently
 1943 charged with a crime shall be returned to the custody of law

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1944 enforcement, unless the individual has been released from law
 1945 enforcement custody by posting of a bond, by a pretrial
 1946 conditional release, or by other judicial release.

1947 (i) If an individual ~~A person~~ for whom an involuntary
 1948 examination has been initiated ~~who~~ is being evaluated or treated
 1949 at a hospital for an emergency medical condition specified in s.
 1950 395.002 the involuntary examination period ~~must be examined by a~~
 1951 ~~receiving facility within 72 hours. The 72-hour period~~ begins
 1952 when the individual patient arrives at the hospital and ceases
 1953 when a the attending physician documents that the individual
 1954 patient has an emergency medical condition. The 72-hour period
 1955 resumes when the physician documents that the emergency medical
 1956 condition has stabilized or does not exist. If the patient is
 1957 examined at a hospital providing emergency medical services by a
 1958 professional qualified to perform an involuntary examination and
 1959 is found as a result of that examination not to meet the
 1960 criteria for involuntary outpatient placement pursuant to s.
 1961 394.4655(1) or involuntary inpatient placement pursuant to s.
 1962 394.467(1), the patient may be offered voluntary placement, if
 1963 appropriate, or released directly from the hospital providing
 1964 emergency medical services. The finding by the professional that
 1965 the patient has been examined and does not meet the criteria for
 1966 involuntary inpatient placement or involuntary outpatient
 1967 placement must be entered into the patient's clinical record.
 1968 ~~Nothing in this paragraph is intended to prevent~~ A hospital
 1969 providing emergency medical services may transfer an individual
 1970 from appropriately transferring a patient to another hospital
 1971 before prior to stabilization if, provided the requirements of
 1972 s. 395.1041(3)(c) are have been met. One of the following

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1973 actions must occur within 12 hours after a physician documents
 1974 that the individual's emergency medical condition has stabilized
 1975 or does not exist:

1976 ~~(h) One of the following must occur within 12 hours after~~
 1977 ~~the patient's attending physician documents that the patient's~~
 1978 ~~medical condition has stabilized or that an emergency medical~~
 1979 ~~condition does not exist:~~

1980 1. The individual shall be examined by a physician,
 1981 psychiatric nurse or psychologist and, if found not to meet the
 1982 criteria for involuntary examination pursuant to s. 394.463,
 1983 shall be released directly from the hospital providing the
 1984 emergency medical services. The results of the examination,
 1985 including the final disposition, shall be entered into the
 1986 clinical records; or

1987 2. The individual shall be transferred to a receiving
 1988 facility for examination if appropriate medical and mental
 1989 health treatment is available. However, the receiving facility
 1990 must be notified of the transfer within 2 hours after the
 1991 individual's condition has been stabilized or after
 1992 determination that an emergency medical condition does not
 1993 exist. The patient must be examined by a designated receiving
 1994 facility and released; or

1995 2. ~~The patient must be transferred to a designated~~
 1996 ~~receiving facility in which appropriate medical treatment is~~
 1997 ~~available. However, the receiving facility must be notified of~~
 1998 ~~the transfer within 2 hours after the patient's condition has~~
 1999 ~~been stabilized or after determination that an emergency medical~~
 2000 ~~condition does not exist.~~

2001 ~~(i) Within the 72-hour examination period or, if the 72~~

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2002 ~~hours ends on a weekend or holiday, no later than the next~~
 2003 ~~working day thereafter, one of the following actions must be~~
 2004 ~~taken, based on the individual needs of the patient:~~

2005 1. ~~The patient shall be released, unless he or she is~~
 2006 ~~charged with a crime, in which case the patient shall be~~
 2007 ~~returned to the custody of a law enforcement officer;~~

2008 2. ~~The patient shall be released, subject to the provisions~~
 2009 ~~of subparagraph 1., for voluntary outpatient treatment;~~

2010 3. ~~The patient, unless he or she is charged with a crime,~~
 2011 ~~shall be asked to give express and informed consent to placement~~
 2012 ~~as a voluntary patient, and, if such consent is given, the~~
 2013 ~~patient shall be admitted as a voluntary patient; or~~

2014 4. ~~A petition for involuntary placement shall be filed in~~
 2015 ~~the circuit court when outpatient or inpatient treatment is~~
 2016 ~~deemed necessary. When inpatient treatment is deemed necessary,~~
 2017 ~~the least restrictive treatment consistent with the optimum~~
 2018 ~~improvement of the patient's condition shall be made available.~~
 2019 ~~When a petition is to be filed for involuntary outpatient~~
 2020 ~~placement, it shall be filed by one of the petitioners specified~~
 2021 ~~in s. 394.4655(3)(a). A petition for involuntary inpatient~~
 2022 ~~placement shall be filed by the facility administrator.~~

2023 (3) NOTICE OF RELEASE.—Notice of the release shall be given
 2024 to the individual's patient's guardian, health care surrogate or
 2025 proxy, or representative, to any person who executed a
 2026 certificate admitting the individual patient to the receiving
 2027 facility, and to any court ~~that which~~ ordered the individual's
 2028 examination patient's evaluation.

2029 Section 13. Section 394.4655, Florida Statutes, is amended
 2030 to read:

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2031 394.4655 Involuntary outpatient placement.—

2032 (1) CRITERIA FOR INVOLUNTARY OUTPATIENT PLACEMENT.—An
 2033 individual ~~A person~~ may be ordered to involuntary outpatient
 2034 placement upon a finding of the court ~~that~~ by clear and
 2035 convincing evidence that:

2036 (a) The individual is an adult ~~person is 18 years of age or~~
 2037 ~~elder~~;

2038 (b) The individual ~~person~~ has a mental illness or substance
 2039 abuse impairment;

2040 (c) The individual ~~person~~ is unlikely to survive safely in
 2041 the community without supervision, based on a clinical
 2042 determination;

2043 (d) The individual ~~person~~ has a history of lack of
 2044 compliance with treatment for mental illness or substance abuse
 2045 impairment;

2046 (e) The individual ~~person~~ has:

2047 1. Within ~~At least twice within~~ the immediately preceding
 2048 36 months, been involuntarily admitted to a receiving or
 2049 treatment facility ~~as defined in s. 394.455~~, or has received
 2050 mental health or substance abuse services in a forensic or
 2051 correctional facility. The 36-month period does not include any
 2052 period during which the individual ~~person~~ was admitted or
 2053 incarcerated; or

2054 2. Engaged in one or more acts of serious violent behavior
 2055 toward self or others, or attempts at serious bodily harm to
 2056 himself or herself or others, within the preceding 36 months;

2057 (f) Due to ~~The person is, as a result of~~ his or her mental
 2058 illness or substance abuse impairment, the individual is,
 2059 unlikely to voluntarily participate in the recommended treatment

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2060 plan and ~~either he or she~~ has refused voluntary placement for
 2061 treatment after sufficient and conscientious explanation and
 2062 disclosure of the purpose of placement for treatment or ~~he or~~
 2063 ~~she~~ is unable to determine for himself or herself whether
 2064 placement is necessary;

2065 (g) In view of the individual's ~~person's~~ treatment history
 2066 and current behavior, the individual ~~person~~ is in need of
 2067 involuntary outpatient placement in order to prevent a relapse
 2068 or deterioration that would be likely to result in serious
 2069 bodily harm to self ~~himself or herself~~ or others, or a
 2070 substantial harm to his or her well-being as set forth in s.
 2071 394.463(1);

2072 (h) It is likely that the individual ~~person~~ will benefit
 2073 from involuntary outpatient placement; and

2074 (i) All available, less restrictive alternatives that ~~would~~
 2075 offer an opportunity for improvement of his or her condition
 2076 have been judged to be inappropriate or unavailable.

2077 (2) INVOLUNTARY OUTPATIENT PLACEMENT.—

2078 (a) ~~An individual~~ A patient who is being recommended for
 2079 involuntary outpatient placement by the administrator of the
 2080 receiving facility where he or she ~~the patient~~ has been examined
 2081 may be retained by the facility after adherence to the notice
 2082 procedures provided in s. 394.4599.

2083 1. The recommendation must be supported by the opinion of a
 2084 psychiatrist and the second opinion of a ~~clinical~~ psychologist
 2085 or another psychiatrist, both of whom have personally examined
 2086 the individual ~~patient~~ within the preceding 72 hours, that the
 2087 criteria for involuntary outpatient placement are met. However,
 2088 in a county having a population of fewer than 50,000, if the

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2089 administrator certifies that a psychiatrist or clinical
 2090 psychologist is not available to provide the second opinion, the
 2091 second opinion may be provided by a ~~licensed~~ physician who has
 2092 postgraduate training and experience in diagnosis and treatment
 2093 of mental and nervous disorders or by a psychiatric nurse. Any
 2094 second opinion authorized in this subparagraph may be conducted
 2095 through a face-to-face examination, in person or by electronic
 2096 means. Such recommendation must be entered on an involuntary
 2097 outpatient placement certificate that authorizes the receiving
 2098 facility to retain the individual patient pending completion of
 2099 a hearing. The certificate shall be made a part of the patient's
 2100 clinical record.

2101 2. If the individual patient has been stabilized and no
 2102 longer meets the criteria for involuntary examination pursuant
 2103 to s. 394.463(1), he or she ~~the patient~~ must be released from
 2104 the receiving facility while awaiting the hearing for
 2105 involuntary outpatient placement.

2106 3. Before filing a petition for involuntary outpatient
 2107 treatment, the administrator of the ~~a~~ receiving facility or a
 2108 designated department representative must identify the service
 2109 provider that will have primary responsibility for service
 2110 provision under an order for involuntary outpatient placement,
 2111 unless the individual person is otherwise participating in
 2112 outpatient psychiatric treatment and is not in need of public
 2113 financing for that treatment, in which case the individual, if
 2114 eligible, may be ordered to involuntary treatment pursuant to
 2115 the existing psychiatric treatment relationship.

2116 ~~4.3-~~ The service provider shall prepare a written proposed
 2117 treatment plan in consultation with the individual being held

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2118 ~~patient~~ or his or her ~~the patient's~~ guardian advocate, if
 2119 appointed, for the court's consideration for inclusion in the
 2120 involuntary outpatient placement order. The service provider
 2121 shall ~~also~~ provide a copy of the proposed treatment plan to the
 2122 individual patient and the administrator of the receiving
 2123 facility. The treatment plan must specify the nature and extent
 2124 of the individual's patient's mental illness or substance abuse
 2125 impairment, address the reduction of symptoms that necessitate
 2126 involuntary outpatient placement, and include measurable goals
 2127 and objectives for the services and treatment that are provided
 2128 to treat the individual's person's mental illness or substance
 2129 abuse impairment and assist the individual person in living and
 2130 functioning in the community or to prevent a relapse or
 2131 deterioration. Service providers may select and supervise other
 2132 providers individuals to implement specific aspects of the
 2133 treatment plan. The services in the treatment plan must be
 2134 deemed clinically appropriate by a physician, ~~clinical~~
 2135 psychologist, psychiatric nurse, mental health counselor,
 2136 marriage and family therapist, or clinical social worker who
 2137 consults with, or is employed or contracted by, the service
 2138 provider. The service provider must certify to the court in the
 2139 proposed treatment plan whether sufficient services for
 2140 improvement and stabilization are currently available and
 2141 whether the service provider agrees to provide those services.
 2142 If the service provider certifies that the services in the
 2143 proposed treatment plan are not available, the petitioner may
 2144 not file the petition.

2145 (b) If an individual ~~a patient~~ in involuntary inpatient
 2146 placement meets the criteria for involuntary outpatient

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2147 placement, the administrator of the treatment facility may,
 2148 before the expiration of the period during which the treatment
 2149 facility is authorized to retain the individual patient,
 2150 recommend involuntary outpatient placement.

2151 1. The recommendation must be supported by the opinion of a
 2152 psychiatrist and the second opinion of a ~~clinical~~ psychologist
 2153 or another psychiatrist, both of whom have personally examined
 2154 the individual patient within the preceding 72 hours, that the
 2155 criteria for involuntary outpatient placement are met. However,
 2156 in a county having a population of fewer than 50,000, if the
 2157 administrator certifies that a psychiatrist or ~~clinical~~
 2158 psychologist is not available to provide the second opinion, the
 2159 second opinion may be provided by a licensed physician who has
 2160 postgraduate training and experience in diagnosis and treatment
 2161 of mental and nervous disorders or by a psychiatric nurse. Any
 2162 second opinion authorized in this subparagraph may be conducted
 2163 through a face-to-face examination, in person or by electronic
 2164 means. Such recommendation must be entered on an involuntary
 2165 outpatient placement certificate, and the certificate must be
 2166 made a part of the individual's patient's clinical record.

2167 ~~2.(e)1.~~ The administrator of the treatment facility shall
 2168 provide a copy of the involuntary outpatient placement
 2169 certificate and a copy of the state mental health discharge form
 2170 to a department representative in the county where the
 2171 individual patient will be residing. ~~For persons who are leaving~~
 2172 ~~a state mental health treatment facility, the petition for~~
 2173 ~~involuntary outpatient placement must be filed in the county~~
 2174 ~~where the patient will be residing.~~

2175 3.2- The service provider that will have primary

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2176 responsibility for service provision shall be identified by the
 2177 designated department representative prior to the order for
 2178 involuntary outpatient placement and must, ~~before~~ ~~prior to~~
 2179 filing a petition for involuntary outpatient placement, certify
 2180 to the court whether the services recommended in the
 2181 individual's patient's discharge plan are available in the local
 2182 community and whether the service provider agrees to provide
 2183 those services. The service provider must develop with the
 2184 individual patient, or the patient's guardian advocate, if one
 2185 is appointed, a treatment or service plan that addresses the
 2186 needs identified in the discharge plan. The plan must be deemed
 2187 to be clinically appropriate by a physician, ~~clinical~~
 2188 psychologist, psychiatric nurse, mental health counselor,
 2189 marriage and family therapist, or clinical social worker, ~~as~~
 2190 ~~defined in this chapter~~, who consults with, or is employed or
 2191 contracted by, the service provider.

2192 ~~3. If the service provider certifies that the services in~~
 2193 ~~the proposed treatment or service plan are not available, the~~
 2194 ~~petitioner may not file the petition.~~

2195 (3) PETITION FOR INVOLUNTARY OUTPATIENT PLACEMENT.—

2196 (a) A petition for involuntary outpatient placement may be
 2197 filed by:

2198 1. The administrator of a mental health receiving facility,
 2199 an addictions receiving facility, or a detoxification facility;
 2200 or

2201 2. The administrator of a treatment facility.

2202 (b) Each required criterion for involuntary outpatient
 2203 placement must be alleged and substantiated in the petition for
 2204 involuntary outpatient placement. A copy of the certificate

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2205 recommending involuntary outpatient placement completed by a
 2206 qualified professional specified in subsection (2) must be
 2207 attached to the petition. A copy of the proposed treatment plan
 2208 must be attached to the petition. Before the petition is filed,
 2209 the service provider shall certify that the services in the
 2210 proposed treatment plan are available. If the necessary services
 2211 are not available in the ~~patient's~~ local community where the
 2212 individual will reside to respond to the person's individual
 2213 needs, the petition may not be filed.

2214 (c) A ~~The~~ petition for involuntary outpatient placement
 2215 must be filed in the county where the individual who is the
 2216 subject of the petition patient is located, unless the
 2217 individual patient is being placed from a state treatment
 2218 facility, in which case the petition must be filed in the county
 2219 where the individual patient will reside. When the petition is
 2220 ~~has been~~ filed, the clerk of the court shall provide copies of
 2221 the petition and the proposed treatment plan to the department,
 2222 the individual patient, the individual's patient's guardian,
 2223 guardian advocate, health care surrogate or proxy, or
 2224 representative, the state attorney, and the public defender or
 2225 the individual's patient's private counsel. A fee may not be
 2226 charged for filing a petition under this subsection.

2227 (4) APPOINTMENT OF COUNSEL.—Within 1 court working day
 2228 after ~~the~~ filing of a petition for involuntary outpatient
 2229 placement, the court shall appoint the public defender to
 2230 represent the individual person who is the subject of the
 2231 petition, unless the individual person is otherwise represented
 2232 by counsel. The clerk of the court shall immediately notify the
 2233 public defender of the appointment. The public defender shall

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2234 represent the individual person until the petition is dismissed,
 2235 the court order expires, or the individual patient is discharged
 2236 from involuntary outpatient placement. An attorney who
 2237 represents the individual patient shall have access to the
 2238 individual patient, witnesses, and records relevant to the
 2239 presentation of the individual's patient's case and shall
 2240 represent the interests of the individual patient, regardless of
 2241 the source of payment to the attorney. An attorney representing
 2242 an individual in proceedings under this part shall advocate the
 2243 individual's expressed desires and must be present and actively
 2244 participate in all hearings on involuntary placement. If the
 2245 individual is unable or unwilling to express his or her desires
 2246 to the attorney, the attorney shall proceed as though the
 2247 individual expressed a desire for liberty, opposition to
 2248 involuntary placement and, if placement is ordered, a preference
 2249 for the least restrictive treatment possible.

2250 (5) CONTINUANCE OF HEARING.—The patient is entitled, with
 2251 the concurrence of the patient's counsel, to at least one
 2252 continuance of the hearing. The continuance shall be for a
 2253 period of up to 4 weeks.

2254 (6) HEARING ON INVOLUNTARY OUTPATIENT PLACEMENT.—

2255 (a) ~~1-~~ The court shall hold the hearing on involuntary
 2256 outpatient placement within 5 court working days after the
 2257 filing of the petition, unless a continuance is granted. The
 2258 hearing shall be held in the county where the petition is filed,
 2259 ~~shall~~ be as convenient to the individual who is the subject of
 2260 the petition patient as is consistent with orderly procedure,
 2261 and ~~shall~~ be conducted in physical settings not likely to be
 2262 injurious to the individual's patient's condition. If the court

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2263 finds that the individual's ~~patient's~~ attendance at the hearing
 2264 is not consistent with the best interests of the individual
 2265 ~~patient~~ and if the individual's ~~patient's~~ counsel does not
 2266 object, the court may waive the presence of the individual
 2267 ~~patient~~ from all or any portion of the hearing. The state
 2268 attorney for the circuit in which the individual ~~patient~~ is
 2269 located shall represent the state, rather than the petitioner,
 2270 as the real party in interest in the proceeding. The state
 2271 attorney shall have access to the individual's clinical record
 2272 and witnesses and shall independently evaluate and confirm the
 2273 allegations set forth in the petition for involuntary placement.
 2274 If the allegations are substantiated, the state attorney shall
 2275 prosecute the petition. If the allegations are not
 2276 substantiated, the state attorney shall withdraw the petition.
 2277 (b)2- The court may appoint a magistrate ~~master~~ to preside
 2278 at the hearing. One of the professionals who executed the
 2279 involuntary outpatient placement certificate shall be a witness.
 2280 The individual who is the subject of the petition ~~patient~~ and
 2281 his or her the patient's guardian, guardian advocate, health
 2282 care surrogate or proxy, or representative shall be informed by
 2283 the court of the right to an independent expert examination. If
 2284 the individual ~~patient~~ cannot afford such an examination, the
 2285 court shall provide ~~for~~ one. The independent expert's report is
 2286 ~~shall be~~ confidential and not discoverable, unless the expert is
 2287 ~~to be~~ called as a witness for the individual ~~patient~~ at the
 2288 hearing. The court shall allow testimony from persons
 2289 ~~individuals,~~ including family members, deemed by the court to be
 2290 relevant ~~under state law,~~ regarding the individual's ~~person's~~
 2291 prior history and how that ~~prior~~ history relates to the

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2292 individual's ~~person's~~ current condition. The testimony in the
 2293 hearing must be ~~given~~ under oath, and the proceedings must be
 2294 recorded. The individual ~~patient~~ may refuse to testify at the
 2295 hearing.

2296 (c) The court shall consider testimony and evidence
 2297 regarding the competence of the individual being held to consent
 2298 to treatment. If the court finds that the individual is
 2299 incompetent to consent, it shall appoint a guardian advocate as
 2300 provided in s. 394.4598.

2301 (7) COURT ORDER.-

2302 (a) ~~(b)~~1. If the court concludes that the individual who is
 2303 the subject of the petition ~~patient~~ meets the criteria for
 2304 involuntary outpatient placement under ~~pursuant to~~ subsection
 2305 (1), the court shall issue an order for involuntary outpatient
 2306 placement. The court order may ~~shall~~ be for a ~~period of~~ up to 6
 2307 months. The order must specify the nature and extent of the
 2308 individual's ~~patient's~~ mental illness or substance abuse
 2309 impairment. The court order of the court and the treatment plan
 2310 must ~~shall~~ be made part of the individual's ~~patient's~~ clinical
 2311 record. The service provider shall discharge an individual a
 2312 ~~patient~~ from involuntary outpatient placement when the order
 2313 expires or any time the individual ~~patient~~ no longer meets the
 2314 criteria for involuntary placement. Upon discharge, the service
 2315 provider shall send a certificate of discharge to the court.

2316 (b)2- The court may not order the department or the service
 2317 provider to provide services if the program or service is not
 2318 available in the ~~patient's~~ local community of the individual
 2319 being served, if there is no space available in the program or
 2320 service for the individual ~~patient,~~ or if funding is not

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2321 available for the program or service. A copy of the order must
 2322 be sent to the Agency for Health Care Administration by the
 2323 service provider within 1 working day after it is received from
 2324 the court. After the placement order is issued, the service
 2325 provider and the individual patient may modify ~~provisions of~~ the
 2326 treatment plan. For any material modification of the treatment
 2327 plan to which the individual patient or the individual's
 2328 ~~patient's~~ guardian advocate, if appointed, does agree, the
 2329 service provider shall send notice of the modification to the
 2330 court. Any material modifications of the treatment plan which
 2331 are contested by the individual patient or the individual's
 2332 ~~patient's~~ guardian advocate, if appointed, must be approved or
 2333 disapproved by the court consistent with the requirements of
 2334 subsection (2).

2335 ~~(c)3-~~ If, in the clinical judgment of a physician, the
 2336 individual being served patient has failed or has refused to
 2337 comply with the treatment ordered by the court, and, in the
 2338 clinical judgment of the physician, efforts were made to solicit
 2339 compliance and the individual patient may meet the criteria for
 2340 involuntary examination, the individual a person may be brought
 2341 to a receiving facility pursuant to s. 394.463 for involuntary
 2342 examination. If, after examination, the individual patient does
 2343 not meet the criteria for involuntary inpatient placement
 2344 pursuant to s. 394.467, the individual patient must be
 2345 discharged from the receiving facility. The involuntary
 2346 outpatient placement order remains shall remain in effect unless
 2347 the service provider determines that the individual patient no
 2348 longer meets the criteria for involuntary outpatient placement
 2349 or until the order expires. The service provider must determine

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2350 whether modifications should be made to the existing treatment
 2351 plan and must attempt to continue to engage the individual
 2352 ~~patient~~ in treatment. For any material modification of the
 2353 treatment plan to which the individual patient or the
 2354 individual's patient's guardian advocate, if appointed, agrees
 2355 ~~does agree~~, the service provider shall send notice of the
 2356 modification to the court. Any material modifications of the
 2357 treatment plan which are contested by the individual patient or
 2358 the individual's patient's guardian advocate, if appointed, must
 2359 be approved or disapproved by the court consistent with the
 2360 requirements of subsection (2).

2361 ~~(d)(e)~~ If, at any time before the conclusion of the initial
 2362 hearing on involuntary outpatient placement, it appears to the
 2363 court that the individual person does not meet the criteria for
 2364 involuntary outpatient placement under this section but,
 2365 ~~instead,~~ meets the criteria for involuntary inpatient placement,
 2366 the court may order the individual person admitted for
 2367 involuntary inpatient examination under s. 394.463. ~~If the~~
 2368 ~~person instead meets the criteria for involuntary assessment,~~
 2369 ~~protective custody, or involuntary admission pursuant to s.~~
 2370 ~~397.675, the court may order the person to be admitted for~~
 2371 ~~involuntary assessment for a period of 5 days pursuant to s.~~
 2372 ~~397.6811. Thereafter, all proceedings shall be governed by~~
 2373 ~~chapter 397.~~

2374 ~~(d) At the hearing on involuntary outpatient placement, the~~
 2375 ~~court shall consider testimony and evidence regarding the~~
 2376 ~~patient's competence to consent to treatment. If the court finds~~
 2377 ~~that the patient is incompetent to consent to treatment, it~~
 2378 ~~shall appoint a guardian advocate as provided in s. 394.4598.~~

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2379 ~~The guardian advocate shall be appointed or discharged in~~
 2380 ~~accordance with s. 394.4598.~~

2381 (e) The administrator of the receiving facility, the
 2382 detoxification facility, or the designated department
 2383 representative shall provide a copy of the court order and
 2384 adequate documentation of an individual's a patient's mental
 2385 illness or substance abuse impairment to the service provider
 2386 for involuntary outpatient placement. Such documentation must
 2387 include any advance directives made by the individual patient, a
 2388 psychiatric evaluation of the individual patient, and any
 2389 evaluations of the individual patient performed by a clinical
 2390 psychologist or a clinical social worker.

2391 ~~(8)(7) PROCEDURE FOR CONTINUED INVOLUNTARY OUTPATIENT~~
 2392 ~~PLACEMENT.-~~

2393 (a) ~~1-~~ If the individual person continues to meet the
 2394 criteria for involuntary outpatient placement, the service
 2395 provider shall, before the expiration of the period during which
 2396 the placement treatment is ordered ~~for the person~~, file in the
 2397 circuit court a petition for continued involuntary outpatient
 2398 placement.

2399 ~~1.2-~~ The existing involuntary outpatient placement order
 2400 remains in effect until disposition of ~~on~~ the petition for
 2401 continued involuntary outpatient placement.

2402 ~~2.3-~~ A certificate must ~~shall~~ be attached to the petition
 2403 which includes a statement from the individual's person's
 2404 physician or clinical psychologist justifying the request, a
 2405 brief description of the individual's patient's treatment during
 2406 the time he or she was involuntarily placed, and a personalized
 2407 an individualized plan of continued treatment.

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2408 ~~3.4-~~ The service provider shall develop the individualized
 2409 plan of continued treatment in consultation with the individual
 2410 patient or his or her ~~the patient's~~ guardian advocate, if
 2411 appointed. When the petition has been filed, the clerk of the
 2412 court shall provide copies of the certificate and the
 2413 ~~individualized~~ plan of continued treatment to the department,
 2414 the individual patient, the individual's patient's guardian
 2415 advocate, the state attorney, and the individual's patient's
 2416 private counsel or the public defender.

2417 (b) Within 1 court working day after the filing of a
 2418 petition for continued involuntary outpatient placement, the
 2419 court shall appoint the public defender to represent the
 2420 individual person who is the subject of the petition, unless the
 2421 individual person is otherwise represented by counsel. The clerk
 2422 of the court shall immediately notify the public defender of
 2423 such appointment. The public defender shall represent the
 2424 individual person until the petition is dismissed, ~~or~~ the court
 2425 order expires, or the individual patient is discharged from
 2426 involuntary outpatient placement. Any attorney representing the
 2427 individual patient shall have access to the individual patient,
 2428 witnesses, and records relevant to the presentation of the
 2429 individual's patient's case and shall represent the interests of
 2430 the individual patient, regardless of the source of payment to
 2431 the attorney.

2432 (c) The court shall inform the individual who is the
 2433 subject of the petition and his or her guardian, guardian
 2434 advocate, health care surrogate or proxy, or representative of
 2435 the individual's right to an independent expert examination. If
 2436 the individual cannot afford such an examination, the court

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2437 shall provide one.

2438 (d)~~(e)~~ Hearings on petitions for continued involuntary
 2439 outpatient placement ~~are shall be~~ before the circuit court. The
 2440 court may appoint a magistrate ~~master~~ to preside at the hearing.
 2441 The procedures for obtaining an order pursuant to this paragraph
 2442 ~~must shall~~ be in accordance with subsection (6), except that the
 2443 time period included in paragraph (1) (e) is not applicable in
 2444 determining the appropriateness of additional periods of
 2445 involuntary outpatient placement.

2446 (e)~~(d)~~ Notice of the hearing shall be provided in
 2447 accordance with as set forth in s. 394.4599. The individual
 2448 being served ~~patient~~ and the individual's ~~patient's~~ attorney may
 2449 agree to a period of continued outpatient placement without a
 2450 court hearing.

2451 (f)~~(e)~~ The same procedure shall be repeated before the
 2452 expiration of each additional period the individual being served
 2453 ~~patient~~ is placed in treatment.

2454 (g)~~(f)~~ If the individual in involuntary outpatient
 2455 placement ~~patient~~ has previously been found incompetent to
 2456 consent to treatment, the court shall consider testimony and
 2457 evidence regarding the individual's ~~patient's~~ competence.
 2458 Section 394.4598 governs the discharge of the guardian advocate
 2459 if the individual's ~~patient's~~ competency to consent to treatment
 2460 has been restored.

2461 Section 14. Section 394.467, Florida Statutes, is amended
 2462 to read:

2463 394.467 Involuntary inpatient placement.—

2464 (1) CRITERIA.—An individual ~~A person~~ may be placed in
 2465 involuntary inpatient placement for treatment upon a finding of

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2466 the court by clear and convincing evidence that:

2467 (a) He or she has a mental illness or substance abuse
 2468 impairment ~~is mentally ill~~ and because of his or her mental
 2469 illness or substance abuse impairment:

2470 1.a. He or she has refused voluntary placement for
 2471 treatment after sufficient and conscientious explanation and
 2472 disclosure of the purpose of placement for treatment; or
 2473 b. He or she is unable to determine for himself or herself
 2474 whether placement is necessary; and

2475 2.a. He or she is manifestly incapable of surviving alone
 2476 or with the help of willing and responsible family or friends,
 2477 including available alternative services, and, without
 2478 treatment, is likely to suffer from neglect or refuse to care
 2479 for himself or herself, and such neglect or refusal poses a real
 2480 and present threat of substantial harm to his or her well-being;
 2481 or

2482 b. There is substantial likelihood that in the near future
 2483 he or she will inflict serious bodily harm on self or others
 2484 ~~himself or herself or another person~~, as evidenced by recent
 2485 behavior causing, attempting, or threatening such harm; and

2486 (b) All available less restrictive treatment alternatives
 2487 ~~that which would~~ offer an opportunity for improvement of his or
 2488 her condition have been judged to be inappropriate.

2489 (2) ADMISSION TO A TREATMENT FACILITY.—An individual A
 2490 patient may be retained by a mental health receiving facility,
 2491 an addictions receiving facility, or a detoxification facility,
 2492 or involuntarily placed in a treatment facility upon the
 2493 recommendation of the administrator of the receiving facility
 2494 where the individual ~~patient~~ has been examined and after

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2495 adherence to the notice and hearing procedures provided in s.
 2496 394.4599. The recommendation must be supported by the opinion of
 2497 a psychiatrist and the second opinion of a ~~clinical~~ psychologist
 2498 or another psychiatrist, both of whom have personally examined
 2499 the individual patient within the preceding 72 hours, that the
 2500 criteria for involuntary inpatient placement are met. However,
 2501 in a county that has a population of fewer than 50,000, if the
 2502 administrator certifies that a psychiatrist or ~~clinical~~
 2503 psychologist is not available to provide the second opinion, the
 2504 second opinion may be provided by a licensed physician who has
 2505 postgraduate training and experience in diagnosis and treatment
 2506 of mental and nervous disorders or by a psychiatric nurse. If
 2507 the petition seeks placement for treatment of substance abuse
 2508 impairment only, and the individual is examined by an addictions
 2509 receiving facility or detoxification facility, the first opinion
 2510 may be provided by a physician and the second opinion may be
 2511 provided by a substance abuse qualified professional. Any second
 2512 opinion authorized in this subsection may be conducted through a
 2513 face-to-face examination, in person or by electronic means. Such
 2514 recommendation ~~must shall~~ be entered on an involuntary inpatient
 2515 placement certificate that authorizes the receiving facility to
 2516 retain the individual being held patient pending transfer to a
 2517 treatment facility or completion of a hearing.

2518 (3) PETITION FOR INVOLUNTARY INPATIENT PLACEMENT.—The
 2519 administrator of the mental health facility, addictions
 2520 receiving facility, or detoxification facility shall file a
 2521 petition for involuntary inpatient placement in the court in the
 2522 county where the individual patient is located. Upon filing, the
 2523 clerk of the court shall provide copies to the department, the

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2524 individual patient, the individual's patient's guardian,
 2525 guardian advocate, health care surrogate or proxy, or
 2526 representative, and the state attorney and public defender of
 2527 the judicial circuit in which the individual patient is located.
 2528 ~~A No fee may not shall~~ be charged for the filing of a petition
 2529 under this subsection.

2530 (4) APPOINTMENT OF COUNSEL.—Within 1 court working day
 2531 after the filing of a petition for involuntary inpatient
 2532 placement, the court shall appoint the public defender to
 2533 represent the individual person who is the subject of the
 2534 petition, unless the individual person is otherwise represented
 2535 by counsel. The clerk of the court shall immediately notify the
 2536 public defender of such appointment. Any attorney representing
 2537 the individual patient shall have access to the individual
 2538 patient, witnesses, and records relevant to the presentation of
 2539 the individual's patient's case and shall represent the
 2540 interests of the individual patient, regardless of the source of
 2541 payment to the attorney.

2542 (a) An attorney representing an individual in proceedings
 2543 under this part shall advocate the individual's expressed
 2544 desires and must be present and actively participate in all
 2545 hearings on involuntary placement. If the individual is unable
 2546 or unwilling to express his or her desires to the attorney, the
 2547 attorney shall proceed as though the individual expressed a
 2548 desire for liberty, opposition to involuntary placement, and, if
 2549 placement is ordered, a preference for the least restrictive
 2550 treatment possible.

2551 (b) The state attorney for the circuit in which the
 2552 individual is located shall represent the state rather than the

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2553 petitioning facility administrator as the real party in interest
 2554 in the proceeding. The state attorney shall have access to the
 2555 individual's clinical record and witnesses and shall
 2556 independently evaluate and confirm the allegations set forth in
 2557 the petition for involuntary placement. If the allegations are
 2558 substantiated, the state attorney shall prosecute the petition.
 2559 If the allegations are not substantiated, the state attorney
 2560 shall withdraw the petition.

2561 (5) CONTINUANCE OF HEARING.—The individual patient is
 2562 entitled, with the concurrence of the individual's patient's
 2563 counsel, to at least one continuance of the hearing. The
 2564 continuance shall be for ~~a period of~~ up to 4 weeks.

2565 (6) HEARING ON INVOLUNTARY INPATIENT PLACEMENT.—

2566 (a)~~4~~— The court shall hold the hearing on involuntary
 2567 inpatient placement within 5 court working days after the
 2568 petition is filed, unless a continuance is granted.

2569 1. The hearing shall be held in the county where the
 2570 individual patient is located and shall be as convenient to the
 2571 individual patient as may be consistent with orderly procedure
 2572 and shall be conducted in physical settings not likely to be
 2573 injurious to the individual's patient's condition. If the
 2574 individual wishes to waive his or her court finds that the
 2575 patient's attendance at the hearing, the court must determine
 2576 that the waiver is knowingly, intelligently, and voluntarily
 2577 being waived and is not consistent with the best interests of
 2578 the patient, and the patient's counsel does not object, the
 2579 court may waive the presence of the individual patient from all
 2580 or any portion of the hearing. ~~The state attorney for the~~
 2581 ~~circuit in which the patient is located shall represent the~~

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2582 ~~state, rather than the petitioning facility administrator, as~~
 2583 ~~the real party in interest in the proceeding.~~

2584 2. The court may appoint a general or special magistrate to
 2585 preside at the hearing. One of the two professionals who
 2586 executed the involuntary inpatient placement certificate shall
 2587 be a witness. The individual patient and the individual's
 2588 patient's guardian, guardian advocate, health care surrogate or
 2589 proxy, or representative shall be informed by the court of the
 2590 right to an independent expert examination. If the individual
 2591 patient cannot afford such an examination, the court shall
 2592 provide for one. The independent expert's report is shall be
 2593 confidential and not discoverable, unless the expert is to be
 2594 called as a witness for the individual patient at the hearing.
 2595 The testimony in the hearing must be given under oath, and the
 2596 proceedings must be recorded. The individual patient may refuse
 2597 to testify at the hearing.

2598 3. The court shall allow testimony from persons, including
 2599 family members, deemed by the court to be relevant regarding the
 2600 individual's prior history and how that prior history relates to
 2601 the individual's current condition.

2602 (b) If the court concludes that the individual patient
 2603 meets the criteria for involuntary inpatient placement, it shall
 2604 order that the individual patient be transferred to a treatment
 2605 facility or, if the individual patient is at a treatment
 2606 facility, that the individual patient be retained there or be
 2607 treated at any other appropriate mental health receiving
 2608 facility, addictions receiving facility, detoxification
 2609 facility, or treatment facility, or that the individual patient
 2610 receive services from such a facility a receiving or treatment

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2611 ~~facility, on an involuntary basis, for up to 90 days a period of~~
 2612 ~~up to 6 months.~~ The order shall specify the nature and extent of
 2613 the individual's patient's mental illness or substance abuse
 2614 impairment. The facility shall discharge the individual at a
 2615 ~~patient~~ any time the individual patient no longer meets the
 2616 criteria for involuntary inpatient placement, unless the
 2617 individual patient has transferred to voluntary status.

2618 (c) If at any time ~~before prior to~~ the conclusion of the
 2619 hearing on involuntary inpatient placement it appears to the
 2620 court that the individual person does not meet the criteria for
 2621 involuntary inpatient placement under this section, but instead
 2622 meets the criteria for involuntary outpatient placement, the
 2623 court may order the individual person evaluated for involuntary
 2624 outpatient placement pursuant to s. 394.4655, ~~and~~ the petition
 2625 and hearing procedures set forth in s. 394.4655 ~~shall~~ apply. ~~If~~
 2626 ~~the person instead meets the criteria for involuntary~~
 2627 ~~assessment, protective custody, or involuntary admission~~
 2628 ~~pursuant to s. 397.675, then the court may order the person to~~
 2629 ~~be admitted for involuntary assessment for a period of 5 days~~
 2630 ~~pursuant to s. 397.6811. Thereafter, all proceedings shall be~~
 2631 ~~governed by chapter 397.~~

2632 (d) At the hearing on involuntary inpatient placement, the
 2633 court shall consider testimony and evidence regarding the
 2634 individual's patient's competence to consent to treatment. If
 2635 the court finds that the individual patient is incompetent to
 2636 consent to treatment, it shall appoint a guardian advocate as
 2637 provided in s. 394.4598.

2638 (e) The administrator of the petitioning receiving facility
 2639 shall provide a copy of the court order and adequate

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2640 documentation of the individual's a patient's mental illness or
 2641 substance abuse impairment to the administrator of a treatment
 2642 facility ~~if the individual whenever a patient~~ is ordered for
 2643 involuntary inpatient placement, whether by civil or criminal
 2644 court. The documentation ~~must shall~~ include any advance
 2645 directives made by the individual patient, a psychiatric
 2646 evaluation of the individual patient, and any evaluations of the
 2647 individual patient performed by a ~~clinical~~ psychologist, a
 2648 marriage and family therapist, a mental health counselor, a
 2649 substance abuse qualified professional or a clinical social
 2650 worker. The administrator of a treatment facility may refuse
 2651 admission to an individual any patient directed to its
 2652 facilities on an involuntary basis, whether by civil or criminal
 2653 court order, who is not accompanied at the same time by adequate
 2654 orders and documentation.

2655 (7) PROCEDURE FOR CONTINUED INVOLUNTARY INPATIENT
 2656 PLACEMENT.-

2657 (a) Hearings on petitions for continued involuntary
 2658 inpatient placement shall be administrative hearings and shall
 2659 be conducted in accordance with ~~the provisions of~~ s. 120.57(1),
 2660 except that an any order entered by an the administrative law
 2661 judge ~~is shall be~~ final and subject to judicial review in
 2662 accordance with s. 120.68. Orders concerning an individual
 2663 ~~patients~~ committed after successfully pleading not guilty by
 2664 reason of insanity ~~are shall be~~ governed by ~~the provisions of~~ s.
 2665 916.15.

2666 (b) If the individual patient continues to meet the
 2667 criteria for involuntary inpatient placement, the administrator
 2668 shall, ~~before prior to~~ the expiration of the period ~~during which~~

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2669 the ~~treatment~~ facility is authorized to retain the individual
 2670 patient, file a petition requesting authorization for continued
 2671 involuntary inpatient placement. The request ~~must shall~~ be
 2672 accompanied by a statement from the individual's patient's
 2673 physician or ~~clinical~~ psychologist justifying the request, a
 2674 brief description of the individual's patient's treatment during
 2675 the time he or she was involuntarily placed, and a personalized
 2676 ~~an individualized~~ plan of continued treatment. Notice of the
 2677 hearing ~~must shall~~ be provided as set forth in s. 394.4599. If
 2678 at the hearing the administrative law judge finds that
 2679 attendance at the hearing is not consistent with the
 2680 individual's best interests ~~of the patient~~, the administrative
 2681 law judge may waive the presence of the individual patient from
 2682 all or any portion of the hearing, unless the individual
 2683 patient, through counsel, objects to the waiver of presence. The
 2684 testimony in the hearing must be under oath, and the proceedings
 2685 must be recorded.

2686 (c) Unless the individual patient is otherwise represented
 2687 or is ineligible, he or she shall be represented at the hearing
 2688 on the petition for continued involuntary inpatient placement by
 2689 the public defender of the circuit in which the facility is
 2690 located.

2691 (d) The Division of Administrative Hearings shall inform
 2692 the individual and his or her guardian, guardian advocate,
 2693 health care surrogate or proxy, or representative of the right
 2694 to an independent expert examination. If the individual cannot
 2695 afford such an examination, the court shall provide one.

2696 (e)(d) If at a hearing it is shown that the individual
 2697 patient continues to meet the criteria for involuntary inpatient

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2698 placement, the administrative law judge shall sign the order for
 2699 continued involuntary inpatient placement for a period of up to
 2700 90 days ~~not to exceed 6 months~~. The same procedure ~~must shall~~ be
 2701 repeated prior to the expiration of each additional period the
 2702 individual patient is retained.

2703 (f)(e) If continued involuntary inpatient placement is
 2704 necessary for an individual ~~a patient~~ admitted while serving a
 2705 criminal sentence, but whose sentence is about to expire, or for
 2706 a minor patient involuntarily placed ~~while a minor~~ but who is
 2707 about to reach the age of 18, the administrator shall petition
 2708 the administrative law judge for an order authorizing continued
 2709 involuntary inpatient placement.

2710 (g)(f) If the individual previously patient has been
 2711 ~~previously~~ found incompetent to consent to treatment, the
 2712 administrative law judge shall consider testimony and evidence
 2713 regarding the individual's patient's competence. If the
 2714 administrative law judge finds evidence that the individual
 2715 patient is now competent to consent to treatment, the
 2716 ~~administrative law~~ judge may issue a recommended order to the
 2717 court that found the individual patient incompetent to consent
 2718 to treatment that the individual's patient's competence be
 2719 restored and that any guardian advocate previously appointed be
 2720 discharged.

2721 (8) RETURN TO FACILITY OF PATIENTS.—If an individual held
 2722 ~~when a patient~~ at a ~~treatment~~ facility involuntarily under this
 2723 part leaves the facility without the administrator's
 2724 authorization, the administrator may authorize a search for, the
 2725 patient and the return of, the individual patient to the
 2726 facility. The administrator may request the assistance of a law

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2727 enforcement agency ~~in the search for and return of the patient.~~

2728 Section 15. Section 394.4672, Florida Statutes, is amended
2729 to read:

2730 394.4672 Procedure for placement of veteran with federal
2731 agency.—

2732 (1) A facility owned, operated, or administered by the
2733 United States Department of Veterans Affairs that provides
2734 mental health services has authority as granted by the
2735 Department of Veterans' Affairs to:

2736 (a) Initiate and conduct involuntary examinations pursuant
2737 to s. 394.463.

2738 (b) Provide voluntary treatment pursuant to s. 394.4625.

2739 (c) Petition for involuntary inpatient placement pursuant
2740 to s. 394.467.

2741 (d) Provide involuntary inpatient placement pursuant to
2742 this part.

2743 (2)(1) If a ~~Whenever it is determined by the court~~
2744 ~~determines that an individual a person~~ meets the criteria for
2745 involuntary placement and ~~he or she it appears that such person~~
2746 is eligible for care or treatment by the United States
2747 Department of Veterans Affairs or another ~~other~~ agency of the
2748 United States Government, the court, upon receipt of a
2749 certificate from the United States Department of Veterans
2750 Affairs or such other agency showing that facilities are
2751 available and that the individual person is eligible for care or
2752 treatment therein, may place that individual person with the
2753 United States Department of Veterans Affairs or other federal
2754 agency. The individual person ~~whose placement is sought~~ shall be
2755 personally served with notice of the pending placement

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2756 proceeding in the manner as provided in this part. ~~and nothing~~
2757 ~~in~~ This section does not shall affect the individual's his or
2758 ~~her~~ right to appear and be heard in the proceeding. Upon
2759 placement, the individual is person shall be subject to the
2760 ~~rules and~~ regulations of the United States Department of
2761 Veterans Affairs or other federal agency.

2762 (3)(2) The judgment or order of placement issued by a court
2763 of competent jurisdiction of another state or of the District of
2764 Columbia which places an individual, ~~placing a person~~ with the
2765 United States Department of Veterans Affairs or other federal
2766 agency for care or treatment has, ~~shall have~~ the same force and
2767 effect in this state as in the jurisdiction of the court
2768 entering the judgment or making the order. ~~and~~ The courts of
2769 the placing state or of the District of Columbia shall retain be
2770 ~~deemed to have retained~~ jurisdiction of the individual person ~~so~~
2771 placed. Consent is hereby given to the application of the law of
2772 the placing state or district with respect to the authority of
2773 the chief officer of any facility of the United States
2774 Department of Veterans Affairs or other federal agency operated
2775 in this state to retain custody or to transfer, parole, or
2776 discharge the individual person.

2777 (4)(3) Upon receipt of a certificate of the United States
2778 Department of Veterans Affairs or another ~~such other~~ federal
2779 agency that facilities are available for the care or treatment
2780 of individuals who have mental illness or substance abuse
2781 impairment ~~mentally ill persons~~ and that an individual the
2782 ~~person~~ is eligible for that care or treatment, the administrator
2783 of the receiving or treatment facility may ~~cause the~~ transfer of
2784 that individual person to the United States Department of

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2785 Veterans Affairs or other federal agency. Upon ~~effecting~~ such
 2786 transfer, the committing court shall be notified by the
 2787 transferring agency. ~~An individual may not~~ ~~No person shall~~ be
 2788 transferred to the United States Department of Veterans Affairs
 2789 ~~or other federal agency~~ if he or she is confined pursuant to the
 2790 conviction of any felony or misdemeanor or if he or she has been
 2791 acquitted of the charge solely on the ground of insanity, unless
 2792 prior to transfer the court placing the individual ~~such person~~
 2793 enters an order for the transfer after appropriate motion and
 2794 hearing and without objection by the United States Department of
 2795 Veterans Affairs.

2796 ~~(5)(4)~~ An individual ~~Any person~~ transferred as provided in
 2797 this section is ~~shall be~~ deemed to be placed with the United
 2798 States Department of Veterans Affairs or other federal agency
 2799 pursuant to the original placement.

2800 Section 16. Paragraph (a) of subsection (1) of section
 2801 394.875, Florida Statutes, is amended to read:

2802 394.875 Crisis stabilization units, residential treatment
 2803 facilities, and residential treatment centers for children and
 2804 adolescents; authorized services; license required.—

2805 (1) (a) The purpose of a crisis stabilization unit is to
 2806 stabilize and redirect a client to the most appropriate and
 2807 least restrictive community setting available, consistent with
 2808 the client's needs. Crisis stabilization units may screen,
 2809 assess, and admit for stabilization persons who present
 2810 themselves to the unit and persons who are brought to the unit
 2811 under s. 394.463. Clients may be provided 24-hour observation,
 2812 medication prescribed by a physician or psychiatrist, and other
 2813 appropriate services. Crisis stabilization units shall provide

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2814 services regardless of the client's ability to pay ~~and shall be~~
 2815 ~~limited in size to a maximum of 30 beds.~~

2816 Section 17. Section 916.185, Florida Statutes, is created
 2817 to read:

2818 916.185 Forensic Hospital Diversion Pilot Program.—

2819 (1) LEGISLATIVE FINDINGS AND INTENT.—The Legislature finds
 2820 that many jail inmates who have serious mental illnesses and who
 2821 are committed to state forensic mental health treatment
 2822 facilities for restoration of competency to proceed could be
 2823 served more effectively and at less cost in community-based
 2824 alternative programs. The Legislature further finds that many
 2825 individuals who have serious mental illnesses and who have been
 2826 discharged from state forensic mental health treatment
 2827 facilities could avoid recidivism in the criminal justice and
 2828 forensic mental health systems if they received specialized
 2829 treatment in the community. Therefore, it is the intent of the
 2830 Legislature to create the Forensic Hospital Diversion Pilot
 2831 Program to serve individuals who have mental illnesses or co-
 2832 occurring mental illnesses and substance use disorders and who
 2833 are admitted to or are at risk of entering state forensic mental
 2834 health treatment facilities, prisons, jails, or state civil
 2835 mental health treatment facilities.

2836 (2) DEFINITIONS.—As used in this section, the term:

2837 (a) "Best practices" means treatment services that
 2838 incorporate the most effective and acceptable interventions
 2839 available in the care and treatment of individuals who are
 2840 diagnosed as having mental illnesses or co-occurring mental
 2841 illnesses and substance use disorders.

2842 (b) "Community forensic system" means the community mental

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2843 health and substance use forensic treatment system, including
 2844 the comprehensive set of services and supports provided to
 2845 individuals involved in or at risk of becoming involved in the
 2846 criminal justice system.

2847 (c) "Evidence-based practices" means interventions and
 2848 strategies that, based on the best available empirical research,
 2849 demonstrate effective and efficient outcomes in the care and
 2850 treatment of individuals who are diagnosed as having mental
 2851 illnesses or co-occurring mental illnesses and substance use
 2852 disorders.

2853 (3) CREATION.—There is created a Forensic Hospital
 2854 Diversion Pilot Program to provide, when appropriate,
 2855 competency-restoration and community-reintegration services in
 2856 locked residential treatment facilities, based on considerations
 2857 of public safety, the needs of the individual, and available
 2858 resources.

2859 (a) The department shall implement a Forensic Hospital
 2860 Diversion Pilot Program in Alachua, Escambia, Hillsborough, and
 2861 Miami-Dade Counties, in conjunction with the Eighth Judicial
 2862 Circuit, the First Judicial Circuit, the Thirteenth Judicial
 2863 Circuit, and the Eleventh Judicial Circuit, respectively, which
 2864 shall be modeled after the Miami-Dade Forensic Alternative
 2865 Center, taking into account local needs and resources.

2866 (b) In creating and implementing the program, the
 2867 department shall include a comprehensive continuum of care and
 2868 services which uses evidence-based practices and best practices
 2869 to treat individuals who have mental health and co-occurring
 2870 substance use disorders.

2871 (c) The department and the respective judicial circuits

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2872 shall implement this section within available resources. The
 2873 department may reallocate resources from forensic mental health
 2874 programs or other adult mental health programs serving
 2875 individuals involved in the criminal justice system.

2876 (4) ELIGIBILITY.—Participation in the Forensic Hospital
 2877 Diversion Pilot Program is limited to individuals who:

2878 (a) Are 18 years of age or older;

2879 (b) Are charged with a felony of the second degree or a
 2880 felony of the third degree;

2881 (c) Do not have a significant history of violent criminal
 2882 offenses;

2883 (d) Have been adjudicated incompetent to proceed to trial
 2884 or not guilty by reason of insanity under this part;

2885 (e) Meet public safety and treatment criteria established
 2886 by the department for placement in a community setting; and

2887 (f) Would be admitted to a state mental health treatment
 2888 facility if not for the availability of the Forensic Hospital
 2889 Diversion Pilot Program.

2890 (5) TRAINING.—The Legislature encourages the Florida
 2891 Supreme Court, in consultation and cooperation with the Task
 2892 Force on Substance Abuse and Mental Health Issues in the Courts,
 2893 to develop educational training on the community forensic system
 2894 for judges in the pilot program areas.

2895 (6) RULEMAKING.—The department may adopt rules under ss.
 2896 120.536(1) and 120.54 to administer this section.

2897 (7) REPORT.—The Office of Program Policy Analysis and
 2898 Government Accountability shall review and evaluate the Forensic
 2899 Hospital Diversion Pilot Program and submit a report to the
 2900 Governor, the President of the Senate, and the Speaker of the

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2901 House of Representatives by December 31, 2016. The report shall
 2902 examine the efficiency and cost-effectiveness of providing
 2903 forensic mental health services in secure, outpatient,
 2904 community-based settings. In addition, the report shall examine
 2905 the impact of the Forensic Hospital Diversion Pilot Program on
 2906 public health and safety.

2907 Section 18. Paragraph (a) of subsection (3) of section
 2908 39.407, Florida Statutes, is amended to read:

2909 39.407 Medical, psychiatric, and psychological examination
 2910 and treatment of child; physical, mental, or substance abuse
 2911 examination of person with or requesting child custody.-

2912 (3) (a) 1. Except as otherwise provided in subparagraph (b) 1.
 2913 or paragraph (e), before the department provides psychotropic
 2914 medications to a child in its custody, the prescribing physician
 2915 shall attempt to obtain express and informed consent, as defined
 2916 in s. 394.455(13) ~~s. 394.455(9)~~ and as described in s.
 2917 394.459(3) (a), from the child's parent or legal guardian. The
 2918 department must take steps necessary to facilitate the inclusion
 2919 of the parent in the child's consultation with the physician.
 2920 However, if the parental rights of the parent have been
 2921 terminated, the parent's location or identity is unknown or
 2922 cannot reasonably be ascertained, or the parent declines to give
 2923 express and informed consent, the department may, after
 2924 consultation with the prescribing physician, seek court
 2925 authorization to provide the psychotropic medications to the
 2926 child. Unless parental rights have been terminated and if it is
 2927 possible to do so, the department shall continue to involve the
 2928 parent in the decisionmaking process regarding the provision of
 2929 psychotropic medications. If, at any time, a parent whose

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2930 parental rights have not been terminated provides express and
 2931 informed consent to the provision of a psychotropic medication,
 2932 the requirements of this section that the department seek court
 2933 authorization do not apply to that medication until such time as
 2934 the parent no longer consents.

2935 2. Any time the department seeks a medical evaluation to
 2936 determine the need to initiate or continue a psychotropic
 2937 medication for a child, the department must provide to the
 2938 evaluating physician all pertinent medical information known to
 2939 the department concerning that child.

2940 Section 19. Subsection (2) of section 394.4612, Florida
 2941 Statutes, is amended to read:

2942 394.4612 Integrated adult mental health crisis
 2943 stabilization and addictions receiving facilities.-

2944 (2) An integrated mental health crisis stabilization unit
 2945 and addictions receiving facility may provide services under
 2946 this section to adults who are 18 years of age or older and who
 2947 fall into one or more of the following categories:

2948 (a) An adult meeting the requirements for voluntary
 2949 admission for mental health treatment under s. 394.4625.

2950 (b) An adult meeting the criteria for involuntary
 2951 examination for mental illness under s. 394.463.

2952 ~~(c) An adult qualifying for voluntary admission for~~
 2953 ~~substance abuse treatment under s. 397.601.~~

2954 ~~(d) An adult meeting the criteria for involuntary admission~~
 2955 ~~for substance abuse impairment under s. 397.675.~~

2956 Section 20. Paragraphs (a) and (c) of subsection (3) of
 2957 section 394.495, Florida Statutes, are amended to read:

2958 394.495 Child and adolescent mental health system of care;

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2959 programs and services.—

2960 (3) Assessments must be performed by:

2961 (a) A professional as defined in s. 394.455(6), (31), (34),
 2962 (35), or (36) s. 394.455(2), (4), (21), (23), or (24);

2963 (c) A person who is under the direct supervision of a
 2964 professional as defined in s. 394.455(6), (31), (34), (35), or
 2965 (36) s. 394.455(2), (4), (21), (23), or (24) or a professional
 2966 licensed under chapter 491.

2967

2968 The department shall adopt by rule statewide standards for
 2969 mental health assessments, which must be based on current
 2970 relevant professional and accreditation standards.

2971 Section 21. Subsection (6) of section 394.496, Florida
 2972 Statutes, is amended to read:

2973 394.496 Service planning.—

2974 (6) A professional as defined in s. 394.455(6), (31), (34),
 2975 (35), or (36) s. 394.455(2), (4), (21), (23), or (24) or a
 2976 professional licensed under chapter 491 must be included among
 2977 those persons developing the services plan.

2978 Section 22. Subsection (2) of section 394.499, Florida
 2979 Statutes, is amended to read:

2980 394.499 Integrated children's crisis stabilization
 2981 unit/juvenile addictions receiving facility services.—

2982 (2) Children eligible to receive integrated children's
 2983 crisis stabilization unit/juvenile addictions receiving facility
 2984 services include:

2985 (a) A person under 18 years of age for whom voluntary
 2986 application is made by his or her guardian, if such person is
 2987 found to show evidence of mental illness and to be suitable for

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2988 treatment pursuant to s. 394.4625. A person under 18 years of
 2989 age may be admitted for integrated facility services only after
 2990 a hearing to verify that the consent to admission is voluntary.

2991 (b) A person under 18 years of age who may be taken to a
 2992 receiving facility for involuntary examination, if there is
 2993 reason to believe that he or she is mentally ill and because of
 2994 his or her mental illness, pursuant to s. 394.463:

2995 1. Has refused voluntary examination after conscientious
 2996 explanation and disclosure of the purpose of the examination; or
 2997 2. Is unable to determine for himself or herself whether
 2998 examination is necessary; and

2999 a. Without care or treatment is likely to suffer from
 3000 neglect or refuse to care for himself or herself; such neglect
 3001 or refusal poses a real and present threat of substantial harm
 3002 to his or her well-being; and it is not apparent that such harm
 3003 may be avoided through the help of willing family members or
 3004 friends or the provision of other services; or

3005 b. There is a substantial likelihood that without care or
 3006 treatment he or she will cause serious bodily harm to himself or
 3007 herself or others in the near future, as evidenced by recent
 3008 behavior.

3009 ~~(c) A person under 18 years of age who wishes to enter~~
 3010 ~~treatment for substance abuse and applies to a service provider~~
 3011 ~~for voluntary admission, pursuant to s. 397.601.~~

3012 ~~(d) A person under 18 years of age who meets the criteria~~
 3013 ~~for involuntary admission because there is good faith reason to~~
 3014 ~~believe the person is substance abuse impaired pursuant to s.~~
 3015 ~~397.675 and, because of such impairment:~~

3016 1. Has lost the power of self-control with respect to

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3017 ~~substance use, and~~

3018 ~~2.a. Has inflicted, or threatened or attempted to inflict,~~
 3019 ~~or unless admitted is likely to inflict, physical harm on~~
 3020 ~~himself or herself or another; or~~

3021 ~~b. Is in need of substance abuse services and, by reason of~~
 3022 ~~substance abuse impairment, his or her judgment has been so~~
 3023 ~~impaired that the person is incapable of appreciating his or her~~
 3024 ~~need for such services and of making a rational decision in~~
 3025 ~~regard thereto; however, mere refusal to receive such services~~
 3026 ~~does not constitute evidence of lack of judgment with respect to~~
 3027 ~~his or her need for such services.~~

3028 ~~(c)(e)~~ A person under 18 years of age who meets the
 3029 criteria for examination or admission under paragraph (b) or
 3030 paragraph (d) and has a coexisting mental health and substance
 3031 abuse disorder.

3032 Section 23. Subsection (18) of section 394.67, Florida
 3033 Statutes, is amended to read:

3034 394.67 Definitions.—As used in this part, the term:

3035 (18) "Person who is experiencing an acute substance abuse
 3036 crisis" means a child, adolescent, or adult who is experiencing
 3037 a medical or emotional crisis because of the use of alcoholic
 3038 beverages or any psychoactive or mood-altering substance. ~~The~~
 3039 ~~term includes an individual who meets the criteria for~~
 3040 ~~involuntary admission specified in s. 397.675.~~

3041 Section 24. Subsection (2) of section 394.674, Florida
 3042 Statutes, is amended to read:

3043 394.674 Eligibility for publicly funded substance abuse and
 3044 mental health services; fee collection requirements.—

3045 (2) Crisis services, as defined in s. 394.67, must, within

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3046 the limitations of available state and local matching resources,
 3047 be available to each person who is eligible for services under
 3048 subsection (1), regardless of the person's ability to pay for
 3049 such services. A person who is experiencing a mental health
 3050 crisis and who does not meet the criteria for involuntary
 3051 examination under s. 394.463(1), ~~or a person who is experiencing~~
 3052 ~~a substance abuse crisis and who does not meet the involuntary~~
 3053 ~~admission criteria in s. 397.675,~~ must contribute to the cost of
 3054 his or her care and treatment pursuant to the sliding fee scale
 3055 developed under subsection (4), unless charging a fee is
 3056 contraindicated because of the crisis situation.

3057 Section 25. Subsection (6) of section 394.9085, Florida
 3058 Statutes, is amended to read:

3059 394.9085 Behavioral provider liability.—

3060 (6) For purposes of this section, the terms "detoxification
 3061 services," "addictions receiving facility," and "receiving
 3062 facility" have the same meanings as those provided in ss.
 3063 397.311(18)(a)4., 397.311(18)(a)1., and 394.455(27) ~~394.455(26)~~,
 3064 respectively.

3065 Section 26. Subsection (11) and paragraph (a) of
 3066 subsection (18) of section 397.311, Florida Statutes, are
 3067 amended to read:

3068 397.311 Definitions.—As used in this chapter, except part
 3069 VIII, the term:

3070 (11) "Habitual abuser" means a person who is brought to the
 3071 attention of law enforcement for being substance impaired, ~~who~~
 3072 ~~meets the criteria for involuntary admission in s. 397.675,~~ and
 3073 who has been taken into custody for such impairment three or
 3074 more times during the preceding 12 months.

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3075 (18) Licensed service components include a comprehensive
 3076 continuum of accessible and quality substance abuse prevention,
 3077 intervention, and clinical treatment services, including the
 3078 following services:

3079 (a) "Clinical treatment" means a professionally directed,
 3080 deliberate, and planned regimen of services and interventions
 3081 that are designed to reduce or eliminate the misuse of drugs and
 3082 alcohol and promote a healthy, drug-free lifestyle. As defined
 3083 by rule, "clinical treatment services" include, but are not
 3084 limited to, the following licensable service components:

3085 1. "Addictions receiving facility" is a secure, acute care
 3086 facility that provides, at a minimum, detoxification and
 3087 stabilization services, and is operated 24 hours per day, 7 days
 3088 per week, and is designated by the department to serve
 3089 individuals found to be substance use impaired as described in
 3090 s. 397.675 who meet the placement criteria for this component.

3091 2. "Day or night treatment" is a service provided in a
 3092 nonresidential environment, with a structured schedule of
 3093 treatment and rehabilitative services.

3094 3. "Day or night treatment with community housing" means a
 3095 program intended for individuals who can benefit from living
 3096 independently in peer community housing while participating in
 3097 treatment services for a minimum of 5 hours a day for a minimum
 3098 of 25 hours per week.

3099 4. "Detoxification" is a service involving subacute care
 3100 that is provided on an inpatient or an outpatient basis to
 3101 assist individuals to withdraw from the physiological and
 3102 psychological effects of substance abuse and who meet the
 3103 placement criteria for this component.

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3104 5. "Intensive inpatient treatment" includes a planned
 3105 regimen of evaluation, observation, medical monitoring, and
 3106 clinical protocols delivered through an interdisciplinary team
 3107 approach provided 24 hours per day, 7 days per week, in a highly
 3108 structured, live-in environment.

3109 6. "Intensive outpatient treatment" is a service that
 3110 provides individual or group counseling in a more structured
 3111 environment, is of higher intensity and duration than outpatient
 3112 treatment, and is provided to individuals who meet the placement
 3113 criteria for this component.

3114 7. "Medication-assisted treatment for opiate addiction" is
 3115 a service that uses methadone or other medication as authorized
 3116 by state and federal law, in combination with medical,
 3117 rehabilitative, and counseling services in the treatment of
 3118 individuals who are dependent on opioid drugs.

3119 8. "Outpatient treatment" is a service that provides
 3120 individual, group, or family counseling by appointment during
 3121 scheduled operating hours for individuals who meet the placement
 3122 criteria for this component.

3123 9. "Residential treatment" is a service provided in a
 3124 structured live-in environment within a nonhospital setting on a
 3125 24-hours-per-day, 7-days-per-week basis, and is intended for
 3126 individuals who meet the placement criteria for this component.

3127 Section 27. Subsection (3) of section 397.431, Florida
 3128 Statutes, is amended to read:

3129 397.431 Individual responsibility for cost of substance
 3130 abuse impairment services.—

3131 (3) The parent, legal guardian, or legal custodian of a
 3132 minor is not liable for payment for any substance abuse services

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3133 provided to the minor without parental consent ~~pursuant to s.~~
 3134 ~~397.601(4)~~, unless the parent, legal guardian, or legal
 3135 custodian participates or is ordered to participate in the
 3136 services, and only for the substance abuse services rendered. If
 3137 the minor is receiving services as a juvenile offender, the
 3138 obligation to pay is governed by the law relating to juvenile
 3139 offenders.

3140 Section 28. Paragraph (b) of subsection (2) of section
 3141 397.702, Florida Statutes, is amended to read:
 3142 397.702 Authorization of local ordinances for treatment of
 3143 habitual abusers in licensed secure facilities.—

3144 (2) Ordinances for the treatment of habitual abusers must
 3145 provide:

3146 (b) That when seeking treatment of a habitual abuser, the
 3147 county or municipality, through an officer or agent specified in
 3148 the ordinance, must file with the court a petition which alleges
 3149 the following information about the alleged habitual abuser (the
 3150 respondent):

- 3151 1. The name, address, age, and gender of the respondent.
- 3152 2. The name of any spouse, adult child, other relative, or
 3153 guardian of the respondent, if known to the petitioner, and the
 3154 efforts by the petitioner, if any, to ascertain this
 3155 information.
- 3156 3. The name of the petitioner, the name of the person who
 3157 has physical custody of the respondent, and the current location
 3158 of the respondent.
- 3159 4. That the respondent has been taken into custody for
 3160 impairment in a public place, or has been arrested for an
 3161 offense committed while impaired, three or more times during the

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3162 preceding 12 months.

3163 ~~5. Specific facts indicating that the respondent meets the~~
 3164 ~~criteria for involuntary admission in s. 397.675.~~

3165 5.6. Whether the respondent was advised of his or her right
 3166 to be represented by counsel and to request that the court
 3167 appoint an attorney if he or she is unable to afford one, and
 3168 whether the respondent indicated to petitioner his or her desire
 3169 to have an attorney appointed.

3170 Section 29. Paragraph (a) of subsection (1) of section
 3171 397.94, Florida Statutes, is amended to read:

3172 397.94 Children's substance abuse services; information and
 3173 referral network.—

3174 (1) The substate entity shall determine the most cost-
 3175 effective method for delivering this service and may select a
 3176 new provider or utilize an existing provider or providers with a
 3177 record of success in providing information and referral
 3178 services.

3179 (a) The plan must provide assurances that the information
 3180 and referral network will include a resource directory that
 3181 contains information regarding the children's substance abuse
 3182 services available, including, but not limited to:

- 3183 ~~1. Public and private resources by service component,~~
 3184 ~~including resources for involuntary admissions under s. 397.675.~~
- 3185 1.2. Hours of operation and hours during which services are
 3186 provided.
- 3187 2.3. Ages of persons served.
- 3188 3.4. Description of services.
- 3189 4.5. Eligibility requirements.
- 3190 5.6. Fee schedules.

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3191 Section 30. Section 402.3057, Florida Statutes, is amended
3192 to read:

3193 402.3057 Persons not required to be refingerprinted or
3194 rescreened.—Any provision of law to the contrary
3195 notwithstanding, human resource personnel who have been
3196 fingerprinted or screened pursuant to chapters 393, 394, 397,
3197 402, and 409, and teachers and noninstructional personnel who
3198 have been fingerprinted pursuant to chapter 1012, who have not
3199 been unemployed for more than 90 days thereafter, and who under
3200 the penalty of perjury attest to the completion of such
3201 fingerprinting or screening and to compliance with the
3202 provisions of this section and the standards for good moral
3203 character as contained in such provisions as ss. 110.1127(2)(c),
3204 393.0655(1), ~~394.457(6)~~, 397.451, 402.305(2), and 409.175(6),
3205 shall not be required to be refingerprinted or rescreened in
3206 order to comply with any caretaker screening or fingerprinting
3207 requirements.

3208 Section 31. Section 409.1757, Florida Statutes, is amended
3209 to read:

3210 409.1757 Persons not required to be refingerprinted or
3211 rescreened.—Any law to the contrary notwithstanding, human
3212 resource personnel who have been fingerprinted or screened
3213 pursuant to chapters 393, 394, 397, 402, and this chapter,
3214 teachers who have been fingerprinted pursuant to chapter 1012,
3215 and law enforcement officers who meet the requirements of s.
3216 943.13, who have not been unemployed for more than 90 days
3217 thereafter, and who under the penalty of perjury attest to the
3218 completion of such fingerprinting or screening and to compliance
3219 with this section and the standards for good moral character as

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3220 contained in such provisions as ss. 110.1127(2)(c), 393.0655(1),
3221 ~~394.457(6)~~, 397.451, 402.305(2), 409.175(6), and 943.13(7), are
3222 not required to be refingerprinted or rescreened in order to
3223 comply with any caretaker screening or fingerprinting
3224 requirements.

3225 Section 32. Paragraph (b) of subsection (1) of section
3226 409.972, Florida Statutes, is amended to read:

3227 409.972 Mandatory and voluntary enrollment.—

3228 (1) The following Medicaid-eligible persons are exempt from
3229 mandatory managed care enrollment required by s. 409.965, and
3230 may voluntarily choose to participate in the managed medical
3231 assistance program:

3232 (b) Medicaid recipients residing in residential commitment
3233 facilities operated through the Department of Juvenile Justice
3234 or mental health treatment facilities as defined by s.
3235 394.455(47) ~~or 394.455(32)~~.

3236 Section 33. Subsection (7) of section 744.704, Florida
3237 Statutes, is amended to read:

3238 744.704 Powers and duties.—

3239 (7) A public guardian shall not commit a ward to a mental
3240 health treatment facility, as defined in s. 394.455(47) ~~or~~
3241 ~~394.455(32)~~, without an involuntary placement proceeding as
3242 provided by law.

3243 Section 34. Paragraph (a) of subsection (2) of section
3244 790.065, Florida Statutes, is amended to read:

3245 790.065 Sale and delivery of firearms.—

3246 (2) Upon receipt of a request for a criminal history record
3247 check, the Department of Law Enforcement shall, during the
3248 licensee's call or by return call, forthwith:

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3249 (a) Review any records available to determine if the
 3250 potential buyer or transferee:
 3251 1. Has been convicted of a felony and is prohibited from
 3252 receipt or possession of a firearm pursuant to s. 790.23;
 3253 2. Has been convicted of a misdemeanor crime of domestic
 3254 violence, and therefore is prohibited from purchasing a firearm;
 3255 3. Has had adjudication of guilt withheld or imposition of
 3256 sentence suspended on any felony or misdemeanor crime of
 3257 domestic violence unless 3 years have elapsed since probation or
 3258 any other conditions set by the court have been fulfilled or
 3259 expunction has occurred; or
 3260 4. Has been adjudicated mentally defective or has been
 3261 committed to a mental institution by a court or as provided in
 3262 sub-sub-paragraph b.(II), and as a result is prohibited by
 3263 state or federal law from purchasing a firearm.
 3264 a. As used in this subparagraph, "adjudicated mentally
 3265 defective" means a determination by a court that a person, as a
 3266 result of marked subnormal intelligence, or mental illness,
 3267 incompetency, condition, or disease, is a danger to himself or
 3268 herself or to others or lacks the mental capacity to contract or
 3269 manage his or her own affairs. The phrase includes a judicial
 3270 finding of incapacity under s. 744.331(6)(a), an acquittal by
 3271 reason of insanity of a person charged with a criminal offense,
 3272 and a judicial finding that a criminal defendant is not
 3273 competent to stand trial.
 3274 b. As used in this subparagraph, "committed to a mental
 3275 institution" means:
 3276 (I) Involuntary commitment, commitment for mental
 3277 defectiveness or mental illness, and commitment for substance

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3278 abuse. The phrase includes involuntary inpatient placement as
 3279 defined in s. 394.467, or involuntary outpatient placement as
 3280 defined in s. 394.4655, ~~involuntary assessment and stabilization~~
 3281 ~~under s. 397.6818, and involuntary substance abuse treatment~~
 3282 ~~under s. 397.6957~~, but does not include a person in a mental
 3283 institution for observation or discharged from a mental
 3284 institution based upon the initial review by the physician or a
 3285 voluntary admission to a mental institution; or
 3286 (II) Notwithstanding sub-sub-paragraph (I), voluntary
 3287 admission to a mental institution for outpatient or inpatient
 3288 treatment of a person who had an involuntary examination under
 3289 s. 394.463, where each of the following conditions have been
 3290 met:
 3291 (A) An examining physician found that the person is an
 3292 imminent danger to himself or herself or others.
 3293 (B) The examining physician certified that if the person
 3294 did not agree to voluntary treatment, a petition for involuntary
 3295 outpatient or inpatient treatment would have been filed under s.
 3296 394.463(2)(g) ~~s. 394.463(2)(i)4~~, or the examining physician
 3297 certified that a petition was filed and the person subsequently
 3298 agreed to voluntary treatment prior to a court hearing on the
 3299 petition.
 3300 (C) Before agreeing to voluntary treatment, the person
 3301 received written notice of that finding and certification, and
 3302 written notice that as a result of such finding, he or she may
 3303 be prohibited from purchasing a firearm, and may not be eligible
 3304 to apply for or retain a concealed weapon or firearms license
 3305 under s. 790.06 and the person acknowledged such notice in
 3306 writing, in substantially the following form:

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3307

3308 "I understand that the doctor who examined me believes I am
3309 a danger to myself or to others. I understand that if I do not
3310 agree to voluntary treatment, a petition will be filed in court
3311 to require me to receive involuntary treatment. I understand
3312 that if that petition is filed, I have the right to contest it.
3313 In the event a petition has been filed, I understand that I can
3314 subsequently agree to voluntary treatment prior to a court
3315 hearing. I understand that by agreeing to voluntary treatment in
3316 either of these situations, I may be prohibited from buying
3317 firearms and from applying for or retaining a concealed weapons
3318 or firearms license until I apply for and receive relief from
3319 that restriction under Florida law."

3320

3321 (D) A judge or a magistrate has, pursuant to sub-sub-
3322 subparagraph c.(II), reviewed the record of the finding,
3323 certification, notice, and written acknowledgment classifying
3324 the person as an imminent danger to himself or herself or
3325 others, and ordered that such record be submitted to the
3326 department.

3327

3328 c. In order to check for these conditions, the department
3329 shall compile and maintain an automated database of persons who
3330 are prohibited from purchasing a firearm based on court records
3331 of adjudications of mental defectiveness or commitments to
3332 mental institutions.

3333

3334 (I) Except as provided in sub-sub-subparagraph (II), clerks
3335 of court shall submit these records to the department within 1
3336 month after the rendition of the adjudication or commitment.
3337 Reports shall be submitted in an automated format. The reports

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3336

3337 must, at a minimum, include the name, along with any known alias

3338

3339 or former name, the sex, and the date of birth of the subject.

3340

3341 (II) For persons committed to a mental institution pursuant

3342

3343 to sub-sub-subparagraph b.(II), within 24 hours after the

3344

3345 person's agreement to voluntary admission, a record of the

3346

3347 finding, certification, notice, and written acknowledgment must

3348

3349 be filed by the administrator of the receiving or treatment

3350

3351 facility, as defined in s. 394.455, with the clerk of the court

3352

3353 for the county in which the involuntary examination under s.

3354

3355 394.463 occurred. No fee shall be charged for the filing under

3356

3357 this sub-sub-subparagraph. The clerk must present the records to

3358

3359 a judge or magistrate within 24 hours after receipt of the

3360

3361 records. A judge or magistrate is required and has the lawful

3362

3363 authority to review the records ex parte and, if the judge or

3364

3365 magistrate determines that the record supports the classifying

3366

3367 of the person as an imminent danger to himself or herself or

3368

3369 others, to order that the record be submitted to the department.

3370

3371 If a judge or magistrate orders the submittal of the record to

3372

3373 the department, the record must be submitted to the department

3374

3375 within 24 hours.

3376

3377 d. A person who has been adjudicated mentally defective or

3378

3379 committed to a mental institution, as those terms are defined in

3380

3381 this paragraph, may petition the circuit court that made the

3382

3383 adjudication or commitment, or the court that ordered that the

3384

3385 record be submitted to the department pursuant to sub-sub-

3386

3387 subparagraph c.(II), for relief from the firearm disabilities

3388

3389 imposed by such adjudication or commitment. A copy of the

3390

3391 petition shall be served on the state attorney for the county in

3392

3393 which the person was adjudicated or committed. The state

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3365 attorney may object to and present evidence relevant to the
 3366 relief sought by the petition. The hearing on the petition may
 3367 be open or closed as the petitioner may choose. The petitioner
 3368 may present evidence and subpoena witnesses to appear at the
 3369 hearing on the petition. The petitioner may confront and cross-
 3370 examine witnesses called by the state attorney. A record of the
 3371 hearing shall be made by a certified court reporter or by court-
 3372 approved electronic means. The court shall make written findings
 3373 of fact and conclusions of law on the issues before it and issue
 3374 a final order. The court shall grant the relief requested in the
 3375 petition if the court finds, based on the evidence presented
 3376 with respect to the petitioner's reputation, the petitioner's
 3377 mental health record and, if applicable, criminal history
 3378 record, the circumstances surrounding the firearm disability,
 3379 and any other evidence in the record, that the petitioner will
 3380 not be likely to act in a manner that is dangerous to public
 3381 safety and that granting the relief would not be contrary to the
 3382 public interest. If the final order denies relief, the
 3383 petitioner may not petition again for relief from firearm
 3384 disabilities until 1 year after the date of the final order. The
 3385 petitioner may seek judicial review of a final order denying
 3386 relief in the district court of appeal having jurisdiction over
 3387 the court that issued the order. The review shall be conducted
 3388 de novo. Relief from a firearm disability granted under this
 3389 sub-subparagraph has no effect on the loss of civil rights,
 3390 including firearm rights, for any reason other than the
 3391 particular adjudication of mental defectiveness or commitment to
 3392 a mental institution from which relief is granted.

3393 e. Upon receipt of proper notice of relief from firearm

Page 117 of 119

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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3394 disabilities granted under sub-subparagraph d., the department
 3395 shall delete any mental health record of the person granted
 3396 relief from the automated database of persons who are prohibited
 3397 from purchasing a firearm based on court records of
 3398 adjudications of mental defectiveness or commitments to mental
 3399 institutions.

3400 f. The department is authorized to disclose data collected
 3401 pursuant to this subparagraph to agencies of the Federal
 3402 Government and other states for use exclusively in determining
 3403 the lawfulness of a firearm sale or transfer. The department is
 3404 also authorized to disclose this data to the Department of
 3405 Agriculture and Consumer Services for purposes of determining
 3406 eligibility for issuance of a concealed weapons or concealed
 3407 firearms license and for determining whether a basis exists for
 3408 revoking or suspending a previously issued license pursuant to
 3409 s. 790.06(10). When a potential buyer or transferee appeals a
 3410 nonapproval based on these records, the clerks of court and
 3411 mental institutions shall, upon request by the department,
 3412 provide information to help determine whether the potential
 3413 buyer or transferee is the same person as the subject of the
 3414 record. Photographs and any other data that could confirm or
 3415 negate identity must be made available to the department for
 3416 such purposes, notwithstanding any other provision of state law
 3417 to the contrary. Any such information that is made confidential
 3418 or exempt from disclosure by law shall retain such confidential
 3419 or exempt status when transferred to the department.

3420 Section 35. Part IV of chapter 397, Florida Statutes,
 3421 consisting of s. 397.601, Florida Statutes, is repealed.

3422 Section 36. Part V of chapter 397, Florida Statutes,

Page 118 of 119

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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3423 consisting of ss. 397.675-397.6977, Florida Statutes, is
3424 repealed.

3425 Section 37. This act shall take effect July 1, 2015.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

SB 7070

Bill Number (if applicable)

Topic Mental Health + Substance Abuse

Amendment Barcode (if applicable)

Name MARK FONTAINE

Job Title EXECUTIVE DIRECTOR

Address 2868 MAHAN DRIVE

Phone 878-2196

Street

TALLAHASSEE

FL

32308

Email

City

State

Zip

Speaking: [X] For [] Against [] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing FLORIDA Alcohol + Drug Abuse Association

Appearing at request of Chair: [] Yes [] 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)

3/25/15
Meeting Date

SB 7070
Bill Number (if applicable)

Topic RE Mental Health & Substance Abuse

Amendment Barcode (if applicable)

Name Christian Minor

Job Title Director of Gov. Affairs

Address 204 S. Monroe St.
Street

Phone 321-223-4232

Tallahassee FL 32304
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Florida Smart Justice Alliance

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)

3/25/2015
Meeting Date

SPB 7070
Bill Number (if applicable)

Topic Mental Health & Substance Abuse

Amendment Barcode (if applicable)

Name Chris Floyd

Job Title Consultant

Address _____
Street

Phone 813-624-5117

Tampa FL
City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Association of Nurse Practitioners

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 (10/14/14)

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-16

Meeting Date

SR 7070

Bill Number (if applicable)

Topic MENTAL HEALTH + SUBSTANCE ABUSE

Amendment Barcode (if applicable)

Name THAD LOWREY

Job Title VP Gov. RELATIONS

Address 7720 WASHINGTON ST -

Phone 727-992-8508

Street

PORT RICHIEY FL 34608

Email Hlowrey@operationpar.org

City

State

Zip

Speaking: [] For [] Against [] Information

Waive Speaking: [X] In Support [] Against (The Chair will read this information into the record.)

Representing OPERATION PAR

Appearing at request of Chair: [] Yes [] 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

Tallahassee, Florida 32399-1100

COMMITTEES:
Communications, Energy, and Public Utilities, *Chair*
Agriculture
Appropriations Subcommittee on Health
and Human Services
Health Policy
Transportation

JOINT COMMITTEES:
Joint Administrative Procedures Committee
Joint Legislative Budget Commission

SENATOR DENISE GRIMSLEY

Deputy Majority Leader
21st District

March 18, 2015

The Honorable Tom Lee, Chair
Senate Committee on Appropriations
Room 201, The Capitol
404 S. Monroe Street
Tallahassee, Florida 32399-1100

Dear President Lee:

I respectfully request permission to be excused from our committee meeting on Wednesday, March 25, 2015. I have a previous commitment in the district.

Sincerely,

Denise Grimsley
Senator, District 21

cc: Cindy Kynoch, Staff Director
Alicia Weiss, Administrative Assistant

Dg/mm

SENATE APPROPRIATIONS
RECEIVED
15 MAR 18 PM 1:19
SEN. TOM LEE
STAFF DIR. STAFF

REPLY TO:

- 205 South Commerce Avenue, Suite A, Sebring, Florida 33870 (863) 386-6016
- 212 East Stuart Avenue, Lake Wales, Florida 33853 (863) 679-4847
- 306 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5021

Senate's Website: www.flisenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3-25-15

Meeting Date

N/A

Bill Number (if applicable)

N/A

Amendment Barcode (if applicable)

Topic NASA - Kennedy Space Center (KSC)

Name Janet Petro

Job Title Deputy Dir, KSC

Address Kennedy Space Center
Street

Phone 321-867-2355

FL 32899
City State Zip

Email Janet.E.Petro@nasa.gov

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

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.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date _____ Bill Number (if applicable) _____
Topic FL Space Day Amendment Barcode (if applicable) _____
Name Thomas Eye
Job Title Director, 45th Space Wing Plans + Program
Address Patrick AFB Phone 321 494 3398
Street FL State 32925 Zip _____
City _____

Speaking: For Against Information
Waive Speaking: In Support Against
(The Chair will read this information into the record.)
Representing USAF

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 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/25/15

Meeting Date

Bill Number (if applicable)

Topic FLORIDA SPACE

Amendment Barcode (if applicable)

Name Michael McCulley

Job Title ASTRONAUT (RST)

Address LEO YACHT HAVEN
Street

Phone 979 240 6774

COCOA BEACH FL 32931
City State Zip

Email SHUTTLEMIJ@AOL.COM

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA SPACE

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 (10/14/14)

CourtSmart Tag Report

Room: KN 412

Case:

Type:

Caption: Senate Appropriations Committee

Judge:

Started: 3/25/2015 9:10:11 AM

Ends: 3/25/2015 4:32:28 PM

Length: 07:22:18

9:10:13 AM Sen. Lee (Chair)
9:11:41 AM S 2500
9:14:38 AM Sen. Gaetz
9:21:55 AM Sen. Benacquisto
9:22:09 AM Sen. Garcia
9:27:44 AM Sen. Benacquisto
9:27:51 AM Sen. Lee
9:29:11 AM Sen. Benacquisto
9:29:24 AM Sen. Negron
9:33:37 AM Sen. Benacquisto
9:33:45 AM Sen. Lee
9:34:52 AM Sen. Benacquisto
9:35:04 AM Sen. Latvala
9:40:45 AM Sen. Benacquisto
9:41:05 AM Sen. Hays
9:45:54 AM Sen. Benacquisto
9:46:20 AM Am. 995007
9:46:31 AM Sen. Ring
9:47:21 AM Sen. Benacquisto
9:47:28 AM Anthony Dimarco, Florida Bankers Association (waives in support)
9:47:30 AM Rebeca de la Rosa, Junior League (waives in support)
9:47:35 AM Tim Nungesser, NFIB (waives in support)
9:47:38 AM Jared Ross, League of Southern Credit Unions (waives in support)
9:47:42 AM Brewster Bevis, Senior Vice President, Associated Industries of Florida (waives in support)
9:47:45 AM Aimee Diaz Lyon, The Business Law Section of the Florida Bar (waives in support)
9:47:48 AM Mark Anderson, Lobbyist, Florida Council on Economic Education
9:48:09 AM Am. 995026
9:48:14 AM Sen. Ring
9:48:36 AM Sen. Benacquisto
9:48:44 AM Sen. Ring
9:49:05 AM Sen. Benacquisto
9:49:13 AM A. Diaz
9:49:19 AM Sen. Gaetz
9:49:32 AM Sen. Benacquisto
9:49:34 AM Sen. Hukill
9:49:43 AM Sen. Benacquisto
9:49:55 AM Am. 995001
9:50:00 AM Sen. Gaetz
9:50:26 AM Sen. Benacquisto
9:50:49 AM Am. 995023
9:51:00 AM Sen. Gaetz
9:51:09 AM Sen. Benacquisto
9:51:17 AM David Cullen, Sierra Club Florida (waives in support)
9:51:23 AM Ryan Smart, President, 1000 Friends of Florida (waives in support)
9:51:41 AM Am. 995011
9:51:52 AM Sen. Richter
9:52:06 AM Sen. Benacquisto
9:52:29 AM Am. 995012
9:52:30 AM Sen. Hukill
9:52:32 AM Sen. Benacquisto
9:52:35 AM Am. 995013
9:52:41 AM Sen. Garcia

9:52:58 AM Sen. Benacquisto
9:53:18 AM Am. 995014
9:53:22 AM Sen. Garcia
9:53:31 AM Sen. Benacquisto
9:53:46 AM Am. 995015
9:53:51 AM Sen. Garcia
9:53:59 AM Sen. Benacquisto
9:54:17 AM Am. 995020
9:54:21 AM Sen. Flores
9:54:44 AM Sen. Benacquisto
9:54:52 AM Am. 995017
9:54:59 AM Sen. Richter
9:55:01 AM Sen. Benacquisto
9:55:04 AM Am. 995019
9:55:09 AM Sen. Flores
9:55:12 AM Sen. Benacquisto
9:55:15 AM Am. 995003
9:55:23 AM Sen. Negron
9:55:49 AM Sen. Benacquisto
9:56:10 AM Am. 995006
9:56:13 AM Sen. Negron
9:56:26 AM Sen. Benacquisto
9:56:41 AM Am. 995002
9:56:47 AM Sen. Negron
9:56:49 AM Sen. Benacquisto
9:57:35 AM Am. 995008
9:57:38 AM Sen. Negron
9:58:01 AM Sen. Benacquisto
9:58:15 AM Am. 995009
9:58:23 AM Sen. Galvano
9:58:27 AM Sen. Benacquisto
9:58:34 AM Mary Jean Yon, Executive Director, Keep Florida Beautiful (waives in support)
9:58:48 AM Am. 995016
9:58:52 AM Sen. Latvala
9:59:09 AM Sen. Benacquisto
9:59:26 AM Am. 995018
9:59:30 AM Sen. Smith
9:59:42 AM Sen. Benacquisto
9:59:47 AM Sen. Latvala
9:59:50 AM Sen. Benacquisto
9:59:54 AM Sen. Latvala
9:59:58 AM Sen. Benacquisto
10:00:22 AM Am. 995021
10:00:26 AM Sen. Altman
10:00:54 AM Sen. Benacquisto
10:01:08 AM Am. 995022
10:01:12 AM Sen. Montford
10:01:23 AM Sen. Benacquisto
10:01:41 AM Am. 995024
10:01:47 AM Sen. Latvala
10:01:57 AM Sen. Benacquisto
10:02:12 AM Am. 995025
10:02:18 AM Sen. Hukill
10:02:30 AM Sen. Benacquisto
10:02:50 AM Am. 995005
10:02:54 AM Sen. Altman
10:06:03 AM Sen. Benacquisto
10:06:10 AM Sen. Latvala
10:06:54 AM Sen. Benacquisto
10:07:54 AM Sen. Hays
10:09:36 AM Sen. Latvala
10:09:44 AM Sen. Lee

10:12:52 AM Sen. Simmons
10:12:59 AM Sen. Benacquisto
10:13:07 AM Sen. Altman
10:13:16 AM Sen. Benacquisto
10:13:27 AM David Cullen, Sierra Club Florida (waives in support)
10:13:30 AM Ryan Smart, President, 1000 Friends of Florida (waives in support)
10:13:36 AM Sen. Simmons
10:19:03 AM Sen. Negron
10:22:27 AM Sen. Benacquisto
10:22:30 AM Sen. Latvala
10:23:38 AM Sen. Benacquisto
10:23:42 AM Sen. Hays
10:27:50 AM Sen. Benacquisto
10:27:54 AM Sen. Altman
10:29:48 AM Sen. Benacquisto
10:29:52 AM Am. 995010
10:29:58 AM Sen. Joyner
10:30:24 AM Sen. Negron
10:30:29 AM Sen. Joyner
10:32:47 AM Sen. Benacquisto
10:32:54 AM Ryan Smart, President, 1000 Friends of Florida (waives in support)
10:32:57 AM David Cullen, Sierra Club Florida (waives in support)
10:33:17 AM Sen. Simmons
10:35:02 AM Sen. Benacquisto
10:35:18 AM Sen. Soto
10:36:46 AM Sen. Benacquisto
10:36:51 AM Sen. Hays
10:37:53 AM Sen. Joyner
10:37:54 AM Sen. Benacquisto
10:37:58 AM Sen. Joyner
10:37:59 AM Sen. Hays
10:38:05 AM Sen. Joyner
10:39:39 AM Sen. Benacquisto
10:39:44 AM S 2500 (cont.)
10:39:45 AM Sen. Benacquisto
10:40:46 AM S 2502
10:40:54 AM Sen. Lee
10:41:21 AM Sen. Benacquisto
10:41:26 AM Am. 905098
10:41:32 AM Sen. Altman
10:41:40 AM Sen. Benacquisto
10:41:43 AM S 2502 (cont.)
10:42:36 AM Sen. Benacquisto
10:42:41 AM S 2504
10:42:53 AM Sen. Lee
10:43:18 AM Sen. Benacquisto
10:44:23 AM Sen. Lee
10:44:39 AM S 7038
10:44:44 AM Sen. Ring
10:45:38 AM Sen. Lee
10:46:06 AM Robert Chapman (waives in opposition)
10:46:36 AM William Theodore, Machinist Unit (waives in opposition)
10:48:02 AM Sen. Lee
10:48:07 AM S 2506
10:48:10 AM Sen. Negron
10:49:09 AM Sen. Lee
10:50:22 AM S 2508
10:50:28 AM Sen. Gaetz
10:51:06 AM Sen. Lee
10:51:11 AM Am. 464098
10:51:20 AM Sen. Negron
10:55:30 AM Sen. Lee

10:55:37 AM Sen. Gaetz
10:55:52 AM Sen. Benacquisto
10:56:28 AM Sen. Lee
10:57:57 AM S 2508 (con't.)
10:59:23 AM S 2510
10:59:40 AM Sen. Hays
11:01:09 AM Sen. Lee
11:02:10 AM S 2512
11:02:21 AM Sen. Garcia
11:03:20 AM Sen. Lee
11:04:37 AM S 2514
11:04:52 AM Sen. Garcia
11:05:29 AM Sen. Lee
11:06:43 AM Sen. Lee
11:07:18 AM Sen. Bean
11:07:36 AM S 7044
11:14:45 AM Sen. Lee
11:14:56 AM Sen. Hays
11:15:18 AM Sen. Bean
11:15:31 AM Sen. Hays
11:15:46 AM Sen. Bean
11:16:03 AM Sen. Hays
11:16:20 AM Sen. Bean
11:17:15 AM Sen. Garcia
11:17:39 AM Sen. Hays
11:18:51 AM Sen. Bean
11:20:05 AM Sen. Hays
11:20:14 AM Sen. Bean
11:20:31 AM Sen. Hays
11:20:35 AM Sen. Bean
11:20:41 AM Sen. Benacquisto
11:20:45 AM Sen. Negron
11:22:07 AM Sen. Bean
11:23:24 AM Sen. Benacquisto
11:23:27 AM Lance Lazano, Florida United Business Association (waives in support)
11:23:44 AM Skylar Zandar, Americans for Prosperity (waives in opposition)
11:23:49 AM Teresa Skiles
11:23:57 AM Travis Blanton, Florida Hospital Association (waives in support)
11:24:04 AM Tammy Purdue, General Counsel, Associated Industries of Florida (waives in support)
11:24:28 AM Sen. Joyner
11:24:43 AM Sen. Bean
11:26:45 AM Sen. Joyner
11:26:55 AM Sen. Bean
11:27:26 AM Sen. Joyner
11:27:54 AM Sen. Bean
11:28:27 AM Sen. Joyner
11:28:43 AM Sen. Bean
11:28:54 AM Sen. Joyner
11:29:14 AM Sen. Bean
11:30:14 AM Sen. Joyner
11:30:51 AM Sen. Lee
11:31:01 AM Sen. Bean
11:31:54 AM Sen. Joyner
11:32:01 AM Sen. Hays
11:32:12 AM Sen. Bean
11:32:19 AM Sen. Hays
11:32:30 AM PCS 418614
11:33:28 AM Recording Paused
11:39:12 AM Recording Resumed
11:39:21 AM Sen. Lee
11:39:34 AM Sen. Smith
11:39:49 AM Sen. Lee

11:40:07 AM Am. 302684
11:40:28 AM Sen. Garcia
11:40:46 AM Sen. Lee
11:41:04 AM Am. 763008
11:41:12 AM Sen. Joyner
11:41:16 AM Am. 685312
11:41:23 AM Sen. Joyner
11:44:15 AM Sen. Benacquisto
11:44:25 AM Sen. Bean
11:45:05 AM Sen. Benacquisto
11:45:09 AM Sen. Joyner
11:45:55 AM Sen. Benacquisto
11:46:03 AM S 7044 (cont.)
11:46:06 AM Sen. Lee
11:48:17 AM Sen. Flores
11:51:30 AM Sen. Lee
11:51:31 AM Sen. Negron
11:55:31 AM Sen. Joyner
11:58:38 AM Sen. Lee
11:58:45 AM Sen. Hays
12:00:16 PM Sen. Garcia
12:02:22 PM Sen. Garcia
12:04:13 PM Sen. Montford
12:05:44 PM Sen. Simmons
12:11:35 PM Sen. Lee
12:11:36 PM Sen. Gaetz
12:19:26 PM Sen. Galvano
12:23:38 PM Sen. Lee
12:26:45 PM Sen. Altman
12:27:17 PM Sen. Lee
12:27:19 PM Sen. Bean
12:29:12 PM Sen. Lee
12:30:39 PM Sen. Altman
12:32:43 PM Sen. Lee
12:34:06 PM S 602
12:34:13 PM Sen. Gaetz
12:34:33 PM Am. 912564
12:36:42 PM Sen. Lee
12:36:55 PM Sen. Joyner
12:37:04 PM Sen. Gaetz
12:37:30 PM Sen. Lee
12:37:59 PM PCS 104334
12:38:10 PM Sen. Lee
12:38:19 PM Sen. Gaetz
12:38:48 PM Sen. Lee
12:38:57 PM Am. 365936
12:39:32 PM Sen. Gaetz
12:39:59 PM Sen. Lee
12:40:07 PM Am. 530956
12:40:18 PM Sen. Lee
12:40:20 PM Sen. Gaetz
12:41:19 PM Sen. Lee
12:41:38 PM S 602 (con't.)
12:41:50 PM James Herzog, Associate Director for Education, Florida Conference of Catholic Bishops (waives in support)
12:42:06 PM Sarah Clements, Advocacy Director, Florida's Future (waives in support)
12:42:15 PM Theresa Skiles (waives in support)
12:42:28 PM Sen. Jim Horne, Associated Industries Florida (waives in support)
12:42:36 PM Brittney Burch, Policy Director, Florida Chamber of Commerce (waives in support)
12:42:46 PM Kevin Edwards, parent of special needs child
12:43:58 PM Sen. Lee
12:44:15 PM Sen. Gaetz

12:44:32 PM Sen. Lee
12:45:28 PM S 604
12:45:31 PM Sen. Flores
12:46:20 PM Sen. Lee
12:47:27 PM Justin Sayfie, shareholder, Sayfie Law Firm and Google
12:48:27 PM Sen. Lee
12:48:33 PM Leticia Adams, Government Relations Manager, Walt Disney World Company
12:48:47 PM Carlos Linares, Vice President of Anti-Piracy Legal Affairs, Recording Industry Association of America
12:51:50 PM Sen. Lee
12:52:13 PM Sen. Flores
12:52:28 PM Sen. Lee
12:53:11 PM S 642
12:53:15 PM Sen. Benacquisto
12:54:52 PM Sen. Lee
12:55:16 PM Sen. Horne
12:55:26 PM Sen. Lee
12:55:36 PM Sen. Benacquisto
12:56:43 PM S 644
12:56:48 PM Sen. Benacquisto
12:56:50 PM Sen. Lee
12:57:07 PM Am. 341668
12:57:23 PM Sen. Lee
12:57:23 PM Sen. Benacquisto
12:57:29 PM Sen. Lee
12:57:39 PM S 644 (con't.)
12:58:33 PM Sen. Lee
12:58:36 PM S 646
12:58:55 PM Sen. Benacquisto
12:59:18 PM Sen. Lee
12:59:22 PM Am. 408306
12:59:34 PM Sen. Benacquisto
12:59:46 PM Sen. Lee
12:59:53 PM S 646 (cont.)
1:00:04 PM Sen. Lee
1:01:00 PM S 778
1:01:07 PM Sen. Benacquisto
1:01:14 PM Sen. Hays
1:02:19 PM Sen. Benacquisto
1:02:28 PM Am. 846162
1:02:39 PM Sen. Hays
1:02:41 PM Sen. Benacquisto
1:02:46 PM S 778 (cont.)
1:03:13 PM Eric Poole, Florida Association of Counties
1:04:42 PM Casey Cook, Legislative Advocate, Florida League of Cities
1:05:30 PM Sen. Joyner
1:08:13 PM Richard Watson, Legislative Counsel, Associated Builders and Contractors
1:14:22 PM Roger Simmermaker, Electronics Technician, Machinists Union
1:15:47 PM Bill Barrett, City of St. Cloud
1:16:59 PM Joseph Tate, retiree (waives in support)
1:17:03 PM Ted Parsons, retiree (waives in opposition)
1:17:08 PM Andrew Bott, Market Analyst, IUPAT Painters Union (waives in opposition)
1:17:12 PM Karen Houston, Communicator, IAM&AW (waives in opposition)
1:17:16 PM Susan Blake (waives in opposition)
1:17:21 PM Warren Blake (waives in opposition)
1:17:27 PM Jason Smith, Cable Splicer, IBEW 824 (waives in opposition)
1:17:32 PM Val Smith, Teacher (waives in opposition)
1:17:38 PM Cheryl Vinson, Teacher (waives in opposition)
1:17:42 PM Joe Petrick, Code Enforcement Officer (waives in opposition)
1:17:48 PM Jeremiah Tattersall (waives in opposition)
1:17:54 PM Anthony Marciano, Sergeant (waives in opposition)
1:18:04 PM JoAnne Alvarez, 911 Operator (waives in opposition)
1:18:08 PM William Theodore, Aircraft Mechanic, Mechanists Union (waives in opposition)

1:18:10 PM Frank Bulger, Sergeant (waives in opposition)
1:18:21 PM Sen. Smith
1:19:45 PM Sen. Margolis
1:21:04 PM Sen. Altman
1:21:47 PM Sen. Joyner
1:25:55 PM Sen. Hays
1:28:19 PM
1:28:58 PM
1:29:09 PM S 802
1:29:57 PM Am. 922186
1:30:02 PM Sen. Benacquisto
1:30:04 PM Sen. Gaetz
1:30:09 PM Sen. Benacquisto
1:30:16 PM Sen. Joyner
1:30:25 PM Sen. Gaetz
1:30:44 PM S 802 (con't.)
1:30:50 PM Sen. Joyner
1:31:19 PM Sen. Gaetz
1:31:59 PM Sen. Joyner
1:33:30 PM
1:33:33 PM S 7068
1:37:19 PM April Lott, President, Florida Council for Community Mental Health
1:37:42 PM Linda McKinnon, CEO, Central Florida Behavioral Health Network
1:40:09 PM Am. 269622
1:40:36 PM S 7068 (con't.)
1:40:44 PM Chris Floyd, Consultant, Florida Association of Nurse Practitioners (waives in support)
1:40:55 PM Christian Minor, Director of Government Affairs, Florida Smart Justice Alliance (waives in support)
1:41:17 PM Mark Fontaine, Executive Director, Florida Alcohol and Drug Abuse Association
1:43:23 PM
1:44:12 PM Sen. Montford
1:44:38 PM Sen. Latvala
1:44:55 PM Sen. Simmons
1:45:07 PM Sen. Smith
1:45:14 PM Sen. Margolis
1:45:26 PM Sen. Ring
1:45:53 PM S 7070
1:48:18 PM Am. 809912
1:48:51 PM Am. 939510
1:49:23 PM
1:49:28 PM S 7070 (con't)
1:49:32 PM Sen. Hukill
1:49:53 PM Sen. Garcia
1:50:31 PM M. Fontaine
1:51:26 PM C. Minor
1:51:38 PM C. Floyd
1:51:47 PM Thad Lowry, Vice President of Government Relations, Operation PAR (waives in support)
1:51:54 PM Sen. Hukill
1:54:41 PM
1:55:20 PM
1:55:35 PM S 616
1:55:38 PM Sen. Lee
1:55:54 PM Sen. Legg
1:58:32 PM Sen. Joyner
1:58:52 PM Sen. Legg
2:00:04 PM Sen. Lee
2:00:10 PM Am. 662578
2:00:40 PM Am. 282382
2:00:48 PM Sen. Hays
2:01:26 PM Sen. Lee
2:01:41 PM Sen. Galvano
2:02:00 PM Sen. Lee
2:02:03 PM Sen. Galvano

2:02:10 PM Sen. Legg
2:03:19 PM Sen. Hays
2:03:59 PM Sen. Legg
2:05:01 PM Sen. Lee
2:05:22 PM Sen. Montford
2:05:50 PM Sen. Legg
2:06:12 PM Sen. Montford
2:06:31 PM Sen. Hays
2:07:20 PM Sen. Legg
2:07:40 PM Sen. Hays
2:07:48 PM Sen. Legg
2:08:41 PM Sen. Hays
2:08:47 PM Sen. Lee
2:08:52 PM Sen. Legg
2:08:58 PM Sen. Hays
2:09:16 PM Sen. Legg
2:09:26 PM Sen. Hays
2:09:31 PM Sen. Legg
2:09:46 PM Sen. Hays
2:10:04 PM Sen. Lee
2:10:09 PM Sen. Joyner
2:10:50 PM Sen. Lee
2:11:09 PM Sen. Galvano
2:12:48 PM Sen. Hays
2:13:02 PM Sen. Lee
2:13:20 PM Am. 637822
2:13:26 PM Sen. Hays
2:13:40 PM Sen. Lee
2:13:56 PM Sen. Hays
2:14:08 PM Sen. Lee
2:14:36 PM Sen. Hays
2:17:21 PM Sen. Lee
2:17:45 PM Marie Claire Leman, citizen
2:18:38 PM Karen Effren, Executive Director, Florida Stop Common Core Coalition
2:22:48 PM Sen. Lee
2:23:31 PM Catherine Baer, Chair, The Tea Party Network (waives in support)
2:23:41 PM Elizabeth Overholt, parent (waives in support)
2:28:16 PM Sen. Lee
2:28:59 PM William Theodore (waives in support)
2:29:10 PM Kathy Thrumsten, FPTA (waives in support)
2:29:20 PM JoAnne Alverez (waives in support)
2:29:29 PM Anthony Marciano (waives in support)
2:29:34 PM Frank Bulger (waives in support)
2:29:43 PM Robert Champ (waives in support)
2:29:47 PM Bryant Wardlaw (waives in support)
2:29:56 PM Lorian Sherlock (waives in support)
2:30:03 PM Willie Bailey (waives in support)
2:30:08 PM Joseph Tate, retiree (waives in support)
2:30:23 PM Randy Osborne, Director of Education, Florida Eagle Forum
2:31:58 PM Val Smith, Teacher (waives in support)
2:32:02 PM Sharlene Jones, School Advisory Council Chair (waives in support)
2:32:09 PM Beth Sweeny, Coordinator of Government Relations, St. Johns County School District (waives in support)
2:32:15 PM John Sullivan, Legislative Liaison, Duval County Public School (waives in support)
2:32:21 PM Wesley Locke, Assistant Principal, Spring Creek Charter School
2:36:15 PM Sen. Lee
2:36:19 PM Robert Curry, Principal, Spring Creek Charter School
2:37:46 PM Sen. Lee
2:37:57 PM Vern Pickup-Crawford, Legislative Liaison, School Districts
2:41:25 PM Sen. Lee
2:41:29 PM Sen. Hays
2:42:53 PM Sen. Lee
2:43:14 PM Am. 662578

2:44:30 PM	Sen. Lee
2:44:40 PM	Sen. Hays
2:44:44 PM	Sen. Lee
2:44:56 PM	Sen. Hays
2:45:31 PM	Am. 703434 (Handwritten)
2:45:39 PM	Sen. Montford
2:46:05 PM	Sen. Lee
2:46:11 PM	Sen. Hays
2:47:03 PM	Sen. Legg
2:47:59 PM	Sen. Lee
2:48:02 PM	Sen. Simmons
2:48:35 PM	Sen. Lee
2:48:37 PM	Sen. Hays
2:48:40 PM	Sen. Legg
2:49:02 PM	Sen. Hays
2:49:16 PM	Sen. Legg
2:49:48 PM	Sen. Hays
2:50:02 PM	Sen. Lee
2:50:24 PM	Sen. Montford
2:52:16 PM	Sen. Gaetz
2:54:12 PM	Sen. Lee
2:55:00 PM	Sen. Hays
2:56:26 PM	Sen. Lee
2:57:00 PM	Am. 441160
2:57:10 PM	Sen. Montford
2:58:57 PM	Sen. Lee
2:59:35 PM	Am. 283090
2:59:47 PM	Sen. Simmons
3:06:04 PM	Sen. Lee
3:06:12 PM	Sen. Montford
3:07:20 PM	Sen. Simmons
3:07:23 PM	Sen. Gaetz
3:09:02 PM	Sen. Simmons
3:11:46 PM	Sen. Gaetz
3:14:34 PM	Sen. Montford
3:16:50 PM	Sen. Simmons
3:18:27 PM	Sen. Lee
3:18:34 PM	Sen. Negron
3:19:17 PM	Sen. Legg
3:19:55 PM	Sen. Lee
3:19:57 PM	Sen. Negron
3:20:33 PM	Sen. Lee
3:20:35 PM	Sen. Margolis
3:22:11 PM	Sen. Lee
3:22:23 PM	V. Pickup-Crawford (waives in support)
3:22:27 PM	Randy Osborne, Director of Education, Florida Eagle Forum
3:25:34 PM	Karen Effren, Executive Director, Florida Stop Common Core Coalition
3:31:48 PM	Elizabeth Overholt (waives in opposition)
3:31:56 PM	Catherine Bear, Chair, The Tea Party Network (waives in opposition)
3:32:05 PM	Sharlene Jones, School Advisory Council Chair (waives in opposition)
3:33:18 PM	Wesley Locke, Assistant Principal, Spring Creek Charter School
3:33:19 PM	Robert Curry, Principal, Spring Creek Charter School
3:35:43 PM	Sen. Hays
3:36:00 PM	Sen. Montford
3:36:29 PM	R. Curry
3:36:43 PM	Sen. Lee
3:37:00 PM	Sen. Montford
3:39:57 PM	Sen. Lee
3:40:03 PM	Sen. Montford
3:41:19 PM	Sen. Lee
3:41:25 PM	Sen. Hays
3:43:04 PM	Sen. Lee

3:43:12 PM Sen. Legg
3:45:57 PM Sen. Simmons
3:49:22 PM Sen. Lee
3:49:24 PM S 616 (cont.)
3:49:51 PM Sara Clements, Advocacy Director, Foundation for Florida's Future (waives in support)
3:49:53 PM Derek Moore (waives in opposition)
3:50:05 PM Steve Myers (waives in opposition)
3:50:12 PM Richard Myers, UPS Driver (waives in opposition)
3:50:19 PM Vinny DelGuercio (waives in opposition)
3:50:29 PM Jim Horn, Associated Industries of Florida (waives in opposition)
3:50:48 PM Tammi King, Bus Operator (waives in opposition)
3:51:00 PM Karen Effren (waives in opposition)
3:51:21 PM William Theodore (waives in opposition)
3:51:32 PM Ernestine Hampton, Transit Operator (waives in opposition)
3:51:39 PM Jeremiah Tattersall (waives in opposition)
3:51:55 PM Teresa Skiles (waives in opposition)
3:51:59 PM Robert Chapman (waives in opposition)
3:52:04 PM Willie Bailey (waives in opposition)
3:52:21 PM Lorian Sherlock (waives in opposition)
3:52:27 PM Bryant Wardlaw (waives in opposition)
3:52:33 PM Joseph Tate (waives in opposition)
3:52:38 PM David Kenney (waives in opposition)
3:53:22 PM Andy Ford, President of Florida Education Association
3:58:44 PM Brittney Burch (waives in support)
3:59:09 PM Olivia James, parent/educator, Children of Florida
4:01:50 PM Sen. Lee
4:01:55 PM Emily Aboy (waives in opposition)
4:02:06 PM Enrique Aboy, Truck Driver (waives in opposition)
4:02:15 PM Spencer Pylant, Pasco County Schools (waives in support)
4:03:04 PM Cheryl Vinson, Language Arts Teacher
4:06:06 PM Sen. Joyner
4:11:51 PM Sen. Lee
4:12:05 PM Sen. Montford
4:12:37 PM Sen. Lee
4:12:40 PM Sen. Hays
4:13:39 PM Sen. Joyner
4:17:16 PM Sen. Lee
4:17:19 PM Sen. Gaetz
4:23:48 PM Sen. Lee
4:23:52 PM Sen. Smith
4:24:30 PM Sen. Lee
4:28:05 PM Sen. Legg
4:30:54 PM Sen. Lee
4:31:44 PM Sen. Negron