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1                   A bill to be entitled  
2           An act implementing the 2016-2017 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           specifying the required ad valorem tax millage  
9           contribution by certain district school boards for  
10          certain funded construction projects; amending s.  
11          1011.62, F.S.; revising the method for allocating  
12          funds for exceptional student education programs;  
13          extending by 1 fiscal year the requirement that  
14          specified school districts use certain funds toward  
15          additional intensive reading instruction; specifying  
16          the method for determining the 300 lowest-performing  
17          elementary schools; requiring categorical funds for  
18          supplemental academic instruction to be provided for  
19          in the Florida Education Finance Program; specifying  
20          the method of determining the allocation of  
21          categorical funding; providing for the recalculation  
22          of categorical funding; requiring an allocation to be  
23          prorated if certain conditions exist; revising the  
24          computation of the district sparsity index for  
25          districts that meet certain criteria; deleting  
26          obsolete language; creating a federally connected  
27          student supplement for school districts; specifying  
28          eligibility requirements and calculations for  
29          allocations of the supplement; conforming cross-

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30 references; amending s. 1011.71, F.S.; conforming a  
31 cross-reference; providing for the future expiration  
32 and reversion of specified statutory text; amending s.  
33 1004.935, F.S.; extending the date by which the Adults  
34 with Disabilities Workforce Education Pilot Program  
35 may operate; providing for the future expiration and  
36 reversion of specified statutory text; amending s.  
37 1013.74, F.S.; authorizing a university board of  
38 trustees to expend certain reserve or carry forward  
39 balances from a prior year for specified capital  
40 outlay projects if certain conditions are met;  
41 amending s. 1001.92, F.S.; revising requirements for  
42 the performance-based metrics adopted by the Board of  
43 Governors of the State University System for purposes  
44 of the State University System Performance-Based  
45 Incentive; requiring the Board of Governors to  
46 establish eligibility thresholds to determine a state  
47 university's eligibility to receive performance  
48 funding; creating s. 1001.66, F.S.; requiring a  
49 Florida College System Performance-Based Incentive to  
50 be awarded to Florida College System institutions  
51 using certain performance-based metrics and benchmarks  
52 adopted by the State Board of Education; specifying  
53 allocation of the funds; requiring the State Board of  
54 Education to establish eligibility thresholds to  
55 determine an institution's eligibility to receive  
56 performance funding; requiring certain funds to be  
57 withheld from, and certain improvement plans to be  
58 submitted to the State Board of Education by,

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59 institutions based on specified performance;  
60 specifying monitoring and reporting requirements for  
61 improvement plans; requiring the Commissioner of  
62 Education to withhold disbursement of specified funds  
63 until certain conditions are met; specifying  
64 requirements regarding the distribution of funds;  
65 requiring the State Board of Education to report to  
66 the Governor and the Legislature regarding the  
67 performance funding allocation; amending s. 1012.75,  
68 F.S.; extending by 1 fiscal year provisions  
69 authorizing the Department of Education to administer  
70 an educator liability insurance program; creating s.  
71 1001.67, F.S.; establishing the Distinguished Florida  
72 College System institution program; specifying the  
73 excellence standards for purposes of the program;  
74 prescribing minimum criteria for an institution to  
75 receive a distinguished college designation;  
76 specifying that designated institutions are eligible  
77 for funding as provided in the General Appropriations  
78 Act; amending s. 1001.7065, F.S., and reenacting  
79 subsection (1), relating to the preeminent state  
80 research universities program; revising academic and  
81 research excellence standards for the preeminent state  
82 research universities program; requiring the Board of  
83 Governors to designate a state university that meets  
84 certain criteria as an "emerging preeminent state  
85 research university"; revising provisions governing  
86 the award of funds to a designated preeminent state  
87 research university; requiring an emerging preeminent

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88 state research university to submit a benchmark plan  
89 to the board; specifying the method of determining  
90 funding amounts; deleting a provision establishing the  
91 Preeminent State Research University Enhancement  
92 Initiative; removing authority for a state research  
93 university to establish special course requirements;  
94 providing for the future expiration and reversion of  
95 specified statutory text; authorizing the Agency for  
96 Health Care Administration to submit a budget  
97 amendment to realign funding based upon a specified  
98 model, methodology, and framework; specifying  
99 requirements for such realignment; requiring the  
100 Agency for Persons with Disabilities to offer  
101 enrollment in the Medicaid home and community-based  
102 waiver to certain individuals; specifying criteria for  
103 enrollment prioritization; requiring an individual to  
104 be allowed to receive home and community-based  
105 services if his or her parent or legal guardian is an  
106 active-duty servicemember transferred to this state  
107 under certain circumstances; providing that  
108 individuals remaining on the wait list are not  
109 entitled to a hearing in accordance with federal law  
110 or an administrative proceeding under state law;  
111 specifying the requirements that apply to the iBudgets  
112 of clients on the home and community-based services  
113 waiver until the Agency for Persons with Disabilities  
114 adopts a new allocation algorithm and methodology by  
115 final rule; providing for application of the new  
116 allocation algorithm and methodology after adoption of

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117 the final rule; providing requirements for an increase  
118 in iBudget funding allocations; amending s. 296.37,  
119 F.S.; extending for 1 fiscal year the requirement that  
120 certain residents of a veterans' nursing home  
121 contribute to their maintenance and support; requiring  
122 the Agency for Health Care Administration to ensure  
123 that nursing facility residents who are eligible for  
124 funds to transition to home and community-based  
125 services waivers have resided in a skilled nursing  
126 facility residency for a specified period; requiring  
127 the Agency for Health Care Administration and the  
128 Department of Elderly Affairs to prioritize  
129 individuals for enrollment in the Medicaid Long-Term  
130 Care Waiver program using a certain frailty-based  
131 screening; authorizing the Agency for Health Care  
132 Administration to adopt rules and enter into certain  
133 interagency agreements with respect to program  
134 enrollment; authorizing the delegation of certain  
135 responsibilities with respect to program enrollment;  
136 authorizing the Agency for Health Care Administration,  
137 in consultation with the Department of Health, to  
138 submit a budget amendment to reflect certain  
139 enrollment changes within the Children's Medical  
140 Services Network; authorizing the agency to submit a  
141 request for nonoperating budget authority to transfer  
142 federal funds to the Department of Health under  
143 certain circumstances; incorporating by reference  
144 certain calculations of the Medicaid Low-Income Pool,  
145 Disproportionate Share Hospital, and hospital

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146 reimbursement programs for the 2016-2017 fiscal year;  
147 amending s. 893.055, F.S.; extending for 1 fiscal year  
148 the authority of the Department of Health to use  
149 certain funds to administer the prescription drug  
150 monitoring program; prohibiting the use of funds  
151 received from a settlement agreement to administer the  
152 program; amending s. 216.262, F.S.; extending for 1  
153 fiscal year the authority of the Department of  
154 Corrections to submit a budget amendment for  
155 additional positions and appropriations under certain  
156 circumstances; authorizing the Department of Legal  
157 Affairs to expend certain appropriated funds on  
158 programs that were funded by the department from  
159 specific appropriations in general appropriations acts  
160 in previous years; amending s. 932.7055, F.S.;  
161 extending for 1 fiscal year the authority for a  
162 municipality to expend funds from its special law  
163 enforcement trust fund to reimburse its general fund  
164 for certain moneys; amending s. 215.18, F.S.;  
165 extending for 1 fiscal year the authority and related  
166 repayment requirements for trust fund loans to the  
167 state court system which are sufficient to meet the  
168 system's appropriation; prohibiting the Department of  
169 Corrections from transferring funds from a salaries  
170 and benefits category to another category unless  
171 approved by the Legislative Budget Commission;  
172 requiring the Department of Juvenile Justice to review  
173 county juvenile detention payments to determine if the  
174 county has met specified financial responsibilities;

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175 requiring amounts owed by the county for such  
176 financial responsibilities to be deducted from certain  
177 county funds; requiring the Department of Revenue to  
178 ensure that such deductions do not reduce  
179 distributions below amounts necessary for certain  
180 payments relating to bonds; requiring the Department  
181 of Revenue to notify the Department of Juvenile  
182 Justice if bond payment requirements require a  
183 reduction in deductions for amounts owed by a county;  
184 amending s. 27.5304, F.S.; revising certain  
185 limitations on compensation for private court-  
186 appointed counsel; providing for the future expiration  
187 and reversion of specified statutory text; amending s.  
188 28.36, F.S.; prescribing procedures regarding the  
189 distribution of funds appropriated in the General  
190 Appropriations Act for the clerks of the court for the  
191 2015-2016 and the 2016-2017 county fiscal years;  
192 specifying the manner in which funds must be released;  
193 requiring the Department of Management Services to use  
194 tenant broker services to renegotiate or reprocure  
195 private lease agreements for office or storage space;  
196 requiring the Department of Management Services to  
197 provide a report to the Governor and the Legislature  
198 by a specified date; reenacting s. 624.502, F.S.,  
199 relating to the deposit of fees for service of process  
200 made upon the Chief Financial Officer or the Director  
201 of the Office of Insurance Regulation into the  
202 Administrative Trust Fund; providing for the future  
203 expiration and reversion of specified statutory text;

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204 reenacting s. 282.709(2) (a), F.S., relating to the  
205 creation and membership of the Joint Task Force on  
206 State Agency Law Enforcement Communications; providing  
207 for the future expiration and reversion of specified  
208 statutory text; specifying the amount of the  
209 transaction fee to be collected for use of the online  
210 procurement system; amending s. 259.105, F.S.;

211 revising the distribution of certain proceeds from  
212 cash payments or bonds issued pursuant to the Florida  
213 Forever Act for the 2016-2017 fiscal year; requiring  
214 that a minimum allocation of funds for the Florida  
215 Communities Trust be applied towards projects  
216 acquiring conservation or recreation lands to enhance  
217 recreational opportunities for individuals with unique  
218 abilities; authorizing such funds to be used toward  
219 redevelopment and renewal projects if certain  
220 conditions are met; amending s. 375.075, F.S.;

221 requiring that a minimum amount of funds for the  
222 Florida Recreation Development Assistance Program be  
223 used towards projects providing recreational  
224 enhancements and opportunities for individuals with  
225 unique abilities; requiring the Department of  
226 Environmental Protection to award grants by a  
227 specified date; revising the limitation on the number  
228 of grant applications a local government may submit;  
229 requiring the department to prioritize certain  
230 projects; amending s. 380.507, F.S.; revising the  
231 powers of the Florida Communities Trust to authorize  
232 the undertaking, coordination, and funding of projects



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233 that provide accessibility, availability, or  
234 adaptability of conservation or recreation lands for  
235 individuals with unique abilities; amending s.  
236 216.181, F.S.; extending by 1 fiscal year the  
237 authority for the Legislative Budget Commission to  
238 increase amounts appropriated to the Fish and Wildlife  
239 Conservation Commission or the Department of  
240 Environmental Protection for certain fixed capital  
241 outlay projects; amending s. 206.9935, F.S.; exempting  
242 specified revenues from the calculation of the  
243 unobligated balance of the Water Quality Assurance  
244 Trust Fund; providing for the future expiration and  
245 reversion of specified statutory text; amending s.  
246 403.709, F.S.; extending by 1 fiscal year provisions  
247 governing the establishment of a solid waste landfill  
248 closure account within the Solid Waste Management  
249 Trust Fund; reviving, reenacting, and amending s.  
250 403.7095(5), F.S.; requiring the Department of  
251 Environmental Protection to award a certain sum of  
252 grant funds for specified solid waste management  
253 programs to counties that meet certain criteria;  
254 amending s. 215.18, F.S.; extending by 1 fiscal year  
255 the authority for the Governor to transfer funds from  
256 other trust funds in the State Treasury as a temporary  
257 loan to certain land acquisition trust funds with a  
258 deficit; requiring the Department of Environmental  
259 Protection to transfer revenues deposited in the Land  
260 Acquisition Trust Fund within the department to land  
261 acquisition trust funds in the Department of

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262 Agriculture and Consumer Services, the Department of  
263 State, and the Fish and Wildlife Conservation  
264 Commission according to specified parameters and  
265 calculations; defining the term "department";  
266 requiring the department to retain a proportionate  
267 share of revenues; specifying a limit on  
268 distributions; amending s. 376.3071, F.S.; specifying  
269 that earned interest may be transferred between the  
270 Inland Protection Trust Fund and the Water Quality  
271 Assurance Trust Fund as authorized by the General  
272 Appropriations Act; providing for the future  
273 expiration and reversion of specified statutory text;  
274 amending s. 288.047, F.S.; specifying requirements and  
275 limitations with respect to the approval of  
276 applications, the execution of agreements, and  
277 reimbursement amounts under the Quick-Response  
278 Training Program; requiring the Department of Economic  
279 Opportunity to transfer funds to CareerSource Florida,  
280 Inc., if certain conditions exist; authorizing  
281 CareerSource Florida, Inc., to request an advance of  
282 the appropriation for the program; requiring  
283 CareerSource Florida, Inc., to set aside a specified  
284 percent of a certain appropriation to fund  
285 instructional programs for businesses located in a  
286 rural area of opportunity under certain circumstances;  
287 authorizing, rather than requiring, an educational  
288 institution receiving program funding to be included  
289 in the grant agreement prepared by CareerSource  
290 Florida, Inc.; authorizing certain matching

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291 contributions to be counted toward the private sector  
292 support of Enterprise Florida, Inc.; providing for the  
293 future expiration and reversion of specified statutory  
294 text; amending s. 339.135, F.S., and reviving,  
295 reenacting, and amending paragraphs (4)(j) and (5)(c);  
296 extending by 1 fiscal year provisions requiring the  
297 Department of Transportation to use appropriated funds  
298 for purposes related to the establishment of a  
299 multiuse trail system; authorizing the department to  
300 use up to a certain amount of appropriated funds for  
301 strategic and regionally significant transportation  
302 projects; amending s. 339.2818, F.S.; redefining the  
303 term "small county" for purposes of the Small County  
304 Outreach Program; reenacting s. 341.302(10), F.S.,  
305 relating to the Department of Transportation's duties  
306 and responsibilities for the rail program; providing  
307 for the future expiration and reversion of specified  
308 statutory text; amending s. 339.2816, F.S.; specifying  
309 the amount of funding from the State Transportation  
310 Trust Fund that may be used for the Small County Road  
311 Assistance Program for the 2016-2017 fiscal year;  
312 providing for the future expiration and reversion of  
313 specified statutory text; amending s. 420.9072, F.S.;  
314 extending by 1 fiscal year provisions authorizing each  
315 county and eligible municipality to use its portion of  
316 the local housing distribution for certain purposes;  
317 amending s. 420.5087, F.S.; extending by 1 fiscal year  
318 provisions specifying the reservation of funds for the  
319 tenant groups within each notice of fund availability

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320 with respect to the State Apartment Incentive Loan  
321 Program; requiring the Florida Housing Finance  
322 Corporation to issue a notice of fund availability for  
323 loans to be used for certain purposes; amending s.  
324 427.013, F.S.; requiring the Commission for the  
325 Transportation Disadvantaged to allocate and award  
326 appropriated funds for specified purposes; reenacting  
327 s. 216.292(2)(a), F.S., relating to exceptions for  
328 nontransferable appropriations; providing for the  
329 future expiration and reversion of specified statutory  
330 text; prohibiting a state agency from initiating a  
331 competitive solicitation for a product or service  
332 under certain circumstances; providing an exception;  
333 authorizing the Executive Office of the Governor to  
334 transfer funds between departments for purposes of  
335 aligning amounts paid for risk management premiums and  
336 for human resource management services; amending s.  
337 112.24, F.S.; extending by 1 fiscal year the  
338 authorization, subject to specified requirements, for  
339 the assignment of an employee of a state agency under  
340 an employee interchange agreement; providing that the  
341 annual salaries of the members of the Legislature  
342 shall be maintained at a specified level; reenacting  
343 s. 215.32(2)(b), F.S., relating to the source and use  
344 of certain trust funds; providing for the future  
345 expiration and reversion of specified statutory text;  
346 providing a legislative determination that the  
347 issuance of new debt is in the best interests of the  
348 state; limiting the use of travel funds to activities

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349 that are critical to an agency's mission; providing  
350 exceptions; authorizing the Executive Office of the  
351 Governor to transfer funds appropriated for data  
352 processing between agencies for a specified purpose;  
353 authorizing the Executive Office of the Governor to  
354 transfer funds appropriated for certain data  
355 processing services between departments for a  
356 specified purpose; prohibiting an agency from  
357 transferring funds from a data processing category to  
358 another category that is not a data processing  
359 category; authorizing the Executive Office of the  
360 Governor to transfer certain funds between agencies in  
361 order to allocate a reduction relating to SUNCOM  
362 Network services; reenacting s. 110.12315, F.S.,  
363 relating to the state employees' prescription drug  
364 program; providing for the future expiration and  
365 reversion of specified statutory text; providing for  
366 the effect of a veto of one or more specific  
367 appropriations or proviso to which implementing  
368 language refers; providing for the continued operation  
369 of certain provisions notwithstanding a future repeal  
370 or expiration provided by the act; providing for  
371 severability; providing effective dates.

372  
373 Be It Enacted by the Legislature of the State of Florida:

374  
375 Section 1. It is the intent of the Legislature that the  
376 implementing and administering provisions of this act apply to  
377 the General Appropriations Act for the 2016-2017 fiscal year.

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378       Section 2. In order to implement Specific Appropriations 7,  
379 8, 9, 94, and 95 of the 2016-2017 General Appropriations Act,  
380 the calculations of the Florida Education Finance Program for  
381 the 2016-2017 fiscal year in the document titled "Public School  
382 Funding: The Florida Education Finance Program," dated XX, 2016,  
383 and filed with the Secretary of the Senate, are incorporated by  
384 reference for the purpose of displaying the calculations used by  
385 the Legislature, consistent with the requirements of state law,  
386 in making appropriations for the Florida Education Finance  
387 Program. This section expires July 1, 2017.

388       Section 3. In order to implement Specific Appropriations 7  
389 and 94 of the 2016-2017 General Appropriations Act and  
390 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,  
391 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the  
392 expenditure of funds provided for instructional materials, for  
393 the 2016-2017 fiscal year, funds provided for instructional  
394 materials shall be released and expended as required in the  
395 proviso language for Specific Appropriation 94 of the 2016-2017  
396 General Appropriations Act. This section expires July 1, 2017.

397       Section 4. In order to implement Specific Appropriation 23  
398 of the 2016-2017 General Appropriations Act and notwithstanding  
399 s. 1013.64(2), Florida Statutes, any district school board that  
400 generates less than \$2 million in revenue from a 1-mill levy of  
401 ad valorem tax shall contribute 0.75 mill for the 2016-2017  
402 fiscal year toward the cost of funded special facilities  
403 construction projects. This section expires July 1, 2017.

404       Section 5. In order to implement Specific Appropriations 7  
405 and 94 of the 2016-2017 General Appropriations Act, paragraphs  
406 (e) and (f) of subsection (1), paragraph (a) of subsection (4),

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407 paragraph (b) of subsection (7), paragraph (a) of subsection  
408 (9), and present subsection (13) of section 1011.62, Florida  
409 Statutes, are amended, present subsections (13), (14), and (15)  
410 of that section are renumbered as subsections (14), (15), and  
411 (16), respectively, and a new subsection (13) is added to that  
412 section, to read:

413 1011.62 Funds for operation of schools.—If the annual  
414 allocation from the Florida Education Finance Program to each  
415 district for operation of schools is not determined in the  
416 annual appropriations act or the substantive bill implementing  
417 the annual appropriations act, it shall be determined as  
418 follows:

419 (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
420 OPERATION.—The following procedure shall be followed in  
421 determining the annual allocation to each district for  
422 operation:

423 (e) *Funding model for exceptional student education*  
424 *programs.*—

425 1.a. The funding model uses basic, at-risk, support levels  
426 IV and V for exceptional students and career Florida Education  
427 Finance Program cost factors, and a guaranteed allocation for  
428 exceptional student education programs. Exceptional education  
429 cost factors are determined by using a matrix of services to  
430 document the services that each exceptional student will  
431 receive. The nature and intensity of the services indicated on  
432 the matrix shall be consistent with the services described in  
433 each exceptional student's individual educational plan. The  
434 Department of Education shall review and revise the descriptions  
435 of the services and supports included in the matrix of services

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436 for exceptional students and shall implement those revisions  
437 before the beginning of the 2012-2013 school year.

438 b. In order to generate funds using one of the two weighted  
439 cost factors, a matrix of services must be completed at the time  
440 of the student's initial placement into an exceptional student  
441 education program and at least once every 3 years by personnel  
442 who have received approved training. Nothing listed in the  
443 matrix shall be construed as limiting the services a school  
444 district must provide in order to ensure that exceptional  
445 students are provided a free, appropriate public education.

446 c. Students identified as exceptional, in accordance with  
447 chapter 6A-6, Florida Administrative Code, who do not have a  
448 matrix of services as specified in sub-subparagraph b. shall  
449 generate funds on the basis of full-time-equivalent student  
450 membership in the Florida Education Finance Program at the same  
451 funding level per student as provided for basic students.  
452 Additional funds for these exceptional students will be provided  
453 through the guaranteed allocation designated in subparagraph 2.

454 2. For students identified as exceptional who do not have a  
455 matrix of services and students who are gifted in grades K  
456 through 8, there is created a guaranteed allocation to provide  
457 these students with a free appropriate public education, in  
458 accordance with s. 1001.42(4)(1) and rules of the State Board of  
459 Education, which shall be allocated initially ~~annually~~ to each  
460 school district in the amount provided in the General  
461 Appropriations Act. These funds shall be supplemental ~~in~~  
462 ~~addition~~ to the funds appropriated for the basic funding level  
463 ~~on the basis of FTE student membership in the Florida Education~~  
464 ~~Finance Program~~, and the amount allocated for each school



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465 district shall ~~not~~ be recalculated once during the year, based  
466 on actual student membership from the October FTE survey. Upon  
467 recalculation, if the generated allocation is greater than the  
468 amount provided in the General Appropriations Act, the total  
469 shall be prorated to the level of the appropriation based on  
470 each district's share of the total recalculated amount. These  
471 funds shall be used to provide special education and related  
472 services for exceptional students and students who are gifted in  
473 grades K through 8. ~~Beginning with the 2007-2008 fiscal year, A~~  
474 district's expenditure of funds from the guaranteed allocation  
475 for students in grades 9 through 12 who are gifted may not be  
476 greater than the amount expended during the 2006-2007 fiscal  
477 year for gifted students in grades 9 through 12.

478 (f) *Supplemental academic instruction; categorical fund.*—

479 1. There is created a categorical fund to provide  
480 supplemental academic instruction to students in kindergarten  
481 through grade 12. This paragraph may be cited as the  
482 "Supplemental Academic Instruction Categorical Fund."

483 2. ~~The categorical fund funds for supplemental academic~~  
484 ~~instruction shall be allocated annually to each school district~~  
485 ~~in the amount provided in the General Appropriations Act. These~~  
486 ~~funds~~ shall be in addition to the funds appropriated on the  
487 basis of FTE student membership in the Florida Education Finance  
488 Program and shall be included in the total potential funds of  
489 each district. These funds shall be used to provide supplemental  
490 academic instruction to students enrolled in the K-12 program.  
491 For the 2016-2017 ~~2014-2015~~ fiscal year, each school district  
492 that has one or more of the 300 lowest-performing elementary  
493 schools based on the state reading assessment shall use these

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494 funds, together with the funds provided in the district's  
495 research-based reading instruction allocation and other  
496 available funds, to provide an additional hour of instruction  
497 beyond the normal school day for each day of the entire school  
498 year for intensive reading instruction for the students in each  
499 of these schools. This additional hour of instruction must be  
500 provided by teachers or reading specialists who are effective in  
501 teaching reading or by a K-5 mentoring reading program that is  
502 supervised by a teacher who is effective in ~~at~~ teaching reading.  
503 Students enrolled in these schools who have level 5 assessment  
504 scores may participate in the additional hour of instruction on  
505 an optional basis. Exceptional student education centers may  
506 ~~shall~~ not be included in the 300 schools. For the 2016-2017  
507 fiscal year, the 300 lowest-performing elementary schools shall  
508 be based on the 2015-2016 state reading assessment. After this  
509 requirement has been met, supplemental instruction strategies  
510 may include, but are not limited to: use of a modified  
511 curriculum, reading instruction, after-school instruction,  
512 tutoring, mentoring, a reduction in class size ~~reduction,~~ an  
513 extended school year, intensive skills development in summer  
514 school, and other methods of ~~for~~ improving student achievement.  
515 Supplemental instruction may be provided to a student in any  
516 manner and at any time during or beyond the regular 180-day term  
517 identified by the school as being the most effective and  
518 efficient way to best help that student progress from grade to  
519 grade and to graduate.

520 3. Categorical funds for supplemental academic instruction  
521 shall be provided annually in the Florida Education Finance  
522 Program as specified in the General Appropriations Act. These

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523 funds shall be provided as a supplement to the funds  
524 appropriated for the basic funding level and shall be included  
525 in the total funds of each district. The allocation shall  
526 consist of a base amount that shall have a workload adjustment  
527 based on changes in unweighted FTE. In addition, districts that  
528 have elementary schools included in the 300 lowest-performing  
529 schools designation shall be allocated additional funds to  
530 assist those districts in providing intensive reading  
531 instruction to students in those schools. The amount provided  
532 shall be based on each district's level of per-student funding  
533 in the reading instruction allocation and the supplemental  
534 academic instruction categorical fund and on the total FTE for  
535 each of the schools. The categorical funding shall be  
536 recalculated once during the fiscal year following an updated  
537 designation of the 300 lowest-performing elementary schools and  
538 shall be based on actual student membership from the October FTE  
539 survey. Upon recalculation of funding for the supplemental  
540 academic instruction categorical fund, if the total allocation  
541 is greater than the amount provided in the General  
542 Appropriations Act, the allocation shall be prorated to the  
543 level provided to support the appropriation, based on each  
544 district's share of the total.

545 ~~4.3.~~ Effective with the 1999-2000 fiscal year, funding on  
546 the basis of FTE membership beyond the 180-day regular term  
547 shall be provided in the FEFP only for students enrolled in  
548 juvenile justice education programs or in education programs for  
549 juveniles placed in secure facilities or programs under s.  
550 985.19. Funding for instruction beyond the regular 180-day  
551 school year for all other K-12 students shall be provided

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552 through the supplemental academic instruction categorical fund  
553 and other state, federal, and local fund sources with ample  
554 flexibility for schools to provide supplemental instruction to  
555 assist students in progressing from grade to grade and  
556 graduating.

557 5.4. The Florida State University School, as a lab school,  
558 is authorized to expend from its FEFP or Lottery Enhancement  
559 Trust Fund allocation the cost to the student of remediation in  
560 reading, writing, or mathematics for any graduate who requires  
561 remediation at a postsecondary educational institution.

562 6.5. Beginning in the 1999-2000 school year, dropout  
563 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),  
564 (b), and (c), and 1003.54 shall be included in group 1 programs  
565 under subparagraph (d)3.

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

573 (a) *Estimated taxable value calculations.*—

574 1.a. Not later than 2 working days prior to July 19, the  
575 Department of Revenue shall certify to the Commissioner of  
576 Education its most recent estimate of the taxable value for  
577 school purposes in each school district and the total for all  
578 school districts in the state for the current calendar year  
579 based on the latest available data obtained from the local  
580 property appraisers. The value certified shall be the taxable

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581 value for school purposes for that year, and no further  
582 adjustments shall be made, except those made pursuant to  
583 paragraphs (c) and (d), or an assessment roll change required by  
584 final judicial decisions as specified in paragraph (15) (b)  
585 ~~(14) (b)~~. Not later than July 19, the Commissioner of Education  
586 shall compute a millage rate, rounded to the next highest one  
587 one-thousandth of a mill, which, when applied to 96 percent of  
588 the estimated state total taxable value for school purposes,  
589 would generate the prescribed aggregate required local effort  
590 for that year for all districts. The Commissioner of Education  
591 shall certify to each district school board the millage rate,  
592 computed as prescribed in this subparagraph, as the minimum  
593 millage rate necessary to provide the district required local  
594 effort for that year.

595       b. The General Appropriations Act shall direct the  
596 computation of the statewide adjusted aggregate amount for  
597 required local effort for all school districts collectively from  
598 ad valorem taxes to ensure that no school district's revenue  
599 from required local effort millage will produce more than 90  
600 percent of the district's total Florida Education Finance  
601 Program calculation as calculated and adopted by the  
602 Legislature, and the adjustment of the required local effort  
603 millage rate of each district that produces more than 90 percent  
604 of its total Florida Education Finance Program entitlement to a  
605 level that will produce only 90 percent of its total Florida  
606 Education Finance Program entitlement in the July calculation.

607       2. On the same date as the certification in sub-  
608 subparagraph 1.a., the Department of Revenue shall certify to  
609 the Commissioner of Education for each district:

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610 a. Each year for which the property appraiser has certified  
611 the taxable value pursuant to s. 193.122(2) or (3), if  
612 applicable, since the prior certification under sub-subparagraph  
613 1.a.

614 b. For each year identified in sub-subparagraph a., the  
615 taxable value certified by the appraiser pursuant to s.  
616 193.122(2) or (3), if applicable, since the prior certification  
617 under sub-subparagraph 1.a. This is the certification that  
618 reflects all final administrative actions of the value  
619 adjustment board.

620 (7) DETERMINATION OF SPARSITY SUPPLEMENT.—

621 (b) The district sparsity index shall be computed by  
622 dividing the total number of full-time equivalent students in  
623 all programs in the district by the number of senior high school  
624 centers in the district, not in excess of three, which centers  
625 are approved as permanent centers by a survey made by the  
626 Department of Education. For districts with a full-time  
627 equivalent student membership of at least 20,000, but no more  
628 than 24,000, the index shall be computed by dividing the total  
629 number of full-time equivalent students in all programs by the  
630 number of permanent senior high school centers in the district,  
631 not in excess of four.

632 (9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

633 (a) The research-based reading instruction allocation is  
634 created to provide comprehensive reading instruction to students  
635 in kindergarten through grade 12. For the 2016-2017 ~~2014-2015~~  
636 fiscal year, in each school district that has one or more of the  
637 300 lowest-performing elementary schools based on the state  
638 reading assessment, priority shall be given to providing an

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639 additional hour per day of intensive reading instruction beyond  
640 the normal school day for each day of the entire school year for  
641 the students in each school. For the 2016-2017 fiscal year, the  
642 300 lowest-performing elementary schools shall be based on the  
643 2015-2016 state reading assessment. Students enrolled in these  
644 schools who have level 5 assessment scores may participate in  
645 the additional hour of instruction on an optional basis.  
646 Exceptional student education centers may ~~shall~~ not be included  
647 in the 300 schools. The intensive reading instruction delivered  
648 in this additional hour and for other students shall include:  
649 research-based reading instruction that has been proven to  
650 accelerate progress of students exhibiting a reading deficiency;  
651 differentiated instruction based on student assessment data to  
652 meet students' specific reading needs; explicit and systematic  
653 reading development in phonemic awareness, phonics, fluency,  
654 vocabulary, and comprehension, with more extensive opportunities  
655 for guided practice, error correction, and feedback; and the  
656 integration of social studies, science, and mathematics-text  
657 reading, text discussion, and writing in response to reading.  
658 ~~For the 2012-2013 and 2013-2014 fiscal years, a school district~~  
659 ~~may not hire more reading coaches than were hired during the~~  
660 ~~2011-2012 fiscal year unless all students in kindergarten~~  
661 ~~through grade 5 who demonstrate a reading deficiency, as~~  
662 ~~determined by district and state assessments, including students~~  
663 ~~scoring Level 1 or Level 2 on the statewide, standardized~~  
664 ~~reading assessment or, upon implementation, the English Language~~  
665 ~~Arts assessment, are provided an additional hour per day of~~  
666 ~~intensive reading instruction beyond the normal school day for~~  
667 ~~each day of the entire school year.~~

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668       (13) FEDERALLY CONNECTED STUDENT SUPPLEMENT.—The federally  
669 connected student supplement is created to provide supplemental  
670 funding for school districts to support the education of  
671 students connected with federally owned military installations,  
672 National Aeronautics and Space Administration (NASA) real  
673 property, and Indian lands. To be eligible for this supplement,  
674 the district must be eligible for federal Impact Aid Program  
675 funds under s. 8003 of Title VIII of the Elementary and  
676 Secondary Education Act of 1965. The supplement shall be  
677 allocated annually to each eligible school district in the  
678 amount provided in the General Appropriations Act. The  
679 supplement shall be the sum of the student allocation and an  
680 exempt property allocation.

681       (a) The student allocation shall be calculated based on the  
682 number of students reported for federal Impact Aid Program  
683 funds, including students with disabilities, who meet one of the  
684 following criteria:

685           1. The student has a parent who is on active duty in the  
686 uniformed services or is an accredited foreign government  
687 official and military officer. Students with disabilities shall  
688 also be reported separately for this category.

689           2. The student resides on eligible federally owned Indian  
690 lands. Students with disabilities shall also be reported  
691 separately for this category.

692           3. The student resides with a civilian parent who lives or  
693 works on eligible federal property connected with a military  
694 installation or NASA. The number of these students shall be  
695 multiplied by a factor of 0.5.

696       (b) The total number of federally connected students



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697 calculated under paragraph (a) shall be multiplied by a  
698 percentage of the base student allocation as provided in the  
699 General Appropriations Act. The total of the number of students  
700 with disabilities as reported separately under subparagraphs  
701 (a)1. and (a)2. shall be multiplied by an additional percentage  
702 of the base student allocation as provided in the General  
703 Appropriations Act. The base amount and the amount for students  
704 with disabilities shall be summed to provide the student  
705 allocation.

706 (c) The exempt property allocation shall be equal to the  
707 tax-exempt value of federal impact aid lands reserved as  
708 military installations, real property owned by NASA, or eligible  
709 federally owned Indian lands located in the district, as of  
710 January 1 of the previous year, multiplied by the millage  
711 authorized and levied under s. 1011.71(2).

712 (14) ~~(13)~~ QUALITY ASSURANCE GUARANTEE.—The Legislature may  
713 annually in the General Appropriations Act determine a  
714 percentage increase in funds per K-12 unweighted FTE as a  
715 minimum guarantee to each school district. The guarantee shall  
716 be calculated from prior year base funding per unweighted FTE  
717 student which shall include the adjusted FTE dollars as provided  
718 in subsection (15) ~~(14)~~, quality guarantee funds, and actual  
719 nonvoted discretionary local effort from taxes. From the base  
720 funding per unweighted FTE, the increase shall be calculated for  
721 the current year. The current year funds from which the  
722 guarantee shall be determined shall include the adjusted FTE  
723 dollars as provided in subsection (15) ~~(14)~~ and potential  
724 nonvoted discretionary local effort from taxes. A comparison of  
725 current year funds per unweighted FTE to prior year funds per

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726 unweighted FTE shall be computed. For those school districts  
727 which have less than the legislatively assigned percentage  
728 increase, funds shall be provided to guarantee the assigned  
729 percentage increase in funds per unweighted FTE student. Should  
730 appropriated funds be less than the sum of this calculated  
731 amount for all districts, the commissioner shall prorate each  
732 district's allocation. This provision shall be implemented to  
733 the extent specifically funded.

734 Section 6. In order to implement Specific Appropriations 7  
735 and 94 of the 2016-2017 General Appropriations Act, subsection  
736 (1) of section 1011.71, Florida Statutes, is amended to read:

737 1011.71 District school tax.—

738 (1) If the district school tax is not provided in the  
739 General Appropriations Act or the substantive bill implementing  
740 the General Appropriations Act, each district school board  
741 desiring to participate in the state allocation of funds for  
742 current operation as prescribed by s. 1011.62(15) ~~s. 1011.62(14)~~  
743 shall levy on the taxable value for school purposes of the  
744 district, exclusive of millage voted under the provisions of s.  
745 9(b) or s. 12, Art. VII of the State Constitution, a millage  
746 rate not to exceed the amount certified by the commissioner as  
747 the minimum millage rate necessary to provide the district  
748 required local effort for the current year, pursuant to s.  
749 1011.62(4)(a)1. In addition to the required local effort millage  
750 levy, each district school board may levy a nonvoted current  
751 operating discretionary millage. The Legislature shall prescribe  
752 annually in the appropriations act the maximum amount of millage  
753 a district may levy.

754 Section 7. The amendments made by this act to ss. 1011.62

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755 and 1011.71, Florida Statutes, expire July 1, 2017, and the text  
756 of those sections shall revert to that in existence on June 30,  
757 2015, except that any amendments to such text enacted other than  
758 by this act shall be preserved and continue to operate to the  
759 extent that such amendments are not dependent upon the portions  
760 of text which expire pursuant to this section.

761 Section 8. In order to implement Specific Appropriations 10  
762 and 122 of the 2016-2017 General Appropriations Act, subsection  
763 (1) of section 1004.935, Florida Statutes, is amended to read:

764 1004.935 Adults with Disabilities Workforce Education Pilot  
765 Program.—

766 (1) The Adults with Disabilities Workforce Education Pilot  
767 Program is established in the Department of Education through  
768 June 30, 2017 ~~2016~~, in Hardee, DeSoto, Manatee, and Sarasota  
769 Counties to provide the option of receiving a scholarship for  
770 instruction at private schools for up to 30 students who:

771 (a) Have a disability;

772 (b) Are 22 years of age;

773 (c) Are receiving instruction from an instructor in a  
774 private school to meet the high school graduation requirements  
775 in s. 1002.3105(5) or s. 1003.4282;

776 (d) Do not have a standard high school diploma or a special  
777 high school diploma; and

778 (e) Receive "supported employment services," which means  
779 employment that is located or provided in an integrated work  
780 setting with earnings paid on a commensurate wage basis and for  
781 which continued support is needed for job maintenance.

782  
783 As used in this section, the term "student with a disability"

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784 includes a student who is documented as having an intellectual  
785 disability; a speech impairment; a language impairment; a  
786 hearing impairment, including deafness; a visual impairment,  
787 including blindness; a dual sensory impairment; an orthopedic  
788 impairment; another health impairment; an emotional or  
789 behavioral disability; a specific learning disability,  
790 including, but not limited to, dyslexia, dyscalculia, or  
791 developmental aphasia; a traumatic brain injury; a developmental  
792 delay; or autism spectrum disorder.

793       Section 9. The amendment made by this act to s.  
794 1004.935(1), Florida Statutes, expires July 1, 2017, and the  
795 text of that subsection shall revert to that in existence on  
796 June 30, 2016, except that any amendments to such text enacted  
797 other than by this act shall be preserved and continue to  
798 operate to the extent that such amendments are not dependent  
799 upon the portions of text which expire pursuant to this section.

800       Section 10. In order to implement Specific Appropriations  
801 13 and 142 through 150 of the 2016-2017 General Appropriations  
802 Act, subsection (7) is added to section 1013.74, Florida  
803 Statutes, to read:

804       1013.74 University authorization for fixed capital outlay  
805 projects.—

806       (7) For the 2016-2017 fiscal year, a university board of  
807 trustees may expend reserve or carry forward balances from prior  
808 year operational and programmatic appropriations for fixed  
809 capital outlay projects approved by the Board of Governors which  
810 include significant academic instructional space or critical  
811 deferred maintenance needs in this area. This subsection expires  
812 July 1, 2017.

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813 Section 11. In order to implement Specific Appropriation  
814 142 of the 2016-2017 General Appropriations Act, section  
815 1001.92, Florida Statutes, is amended to read:

816 1001.92 State University System Performance-Based  
817 Incentive.—

818 (1) A State University System Performance-Based Incentive  
819 shall be awarded to state universities using performance-based  
820 metrics adopted by the Board of Governors of the State  
821 University System. The performance-based metrics must include  
822 graduation rates;; retention rates;; postgraduation education  
823 rates;; degree production;; affordability;; postgraduation  
824 employment and salaries, including wage thresholds that reflect  
825 the added value of a baccalaureate degree; access;; and other  
826 metrics approved by the board in a formally noticed meeting. The  
827 board shall adopt benchmarks to evaluate each state university's  
828 performance on the metrics to measure the state university's  
829 achievement of institutional excellence or need for improvement  
830 and minimum requirements for eligibility to receive performance  
831 funding.

832 (2) Each fiscal year, the amount of funds available for  
833 allocation to the state universities based on the performance-  
834 based funding model ~~metrics~~ shall consist of the state's  
835 investment in appropriation for performance funding, ~~including~~  
836 ~~increases in base funding~~ plus institutional investments  
837 consisting of funds deducted from the base funding of each state  
838 university in the State University System, ~~in an amount provided~~  
839 in the General Appropriations Act. The Board of Governors shall  
840 establish minimum performance funding eligibility thresholds for  
841 the state's investment and the institutional investments. A

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842 state university that fails to meet the minimum state investment  
843 performance funding eligibility threshold is ineligible for a  
844 share of the state's investment in performance funding. The  
845 institutional investment shall be restored for each institution  
846 eligible for the state's investment under the performance-based  
847 funding model ~~metrics~~.

848 (3) (a) A state university that fails to meet the Board of  
849 Governors' minimum institutional investment performance funding  
850 eligibility threshold shall have ~~a portion of~~ its institutional  
851 investment withheld by the board and must submit an improvement  
852 plan to the board which ~~that~~ specifies the activities and  
853 strategies for improving the state university's performance. The  
854 board must review and approve the improvement plan and, if the  
855 plan is approved, must monitor the state university's progress  
856 in implementing the activities and strategies specified in the  
857 improvement plan. The state university shall submit monitoring  
858 reports to the board by December 31 and May 31 of each year in  
859 which an improvement plan is in place. The ability of a state  
860 university to submit an improvement plan to the board is limited  
861 to 1 fiscal year.

862 (b) The Chancellor of the State University System shall  
863 withhold disbursement of the institutional investment until the  
864 monitoring report is approved by the Board of Governors. A state  
865 university ~~that is~~ determined by the board to be making  
866 satisfactory progress on implementing the improvement plan may  
867 not ~~shall~~ receive ~~no~~ more than one-half of the withheld  
868 institutional investment in January and the balance of the  
869 withheld institutional investment in June. A state university  
870 that fails to make satisfactory progress may not have its full

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871 institutional investment restored. Any institutional investment  
872 funds that are not restored shall be redistributed in accordance  
873 with the board's performance-based metrics.

874 (4) Distributions of performance funding, as provided in  
875 this section, shall be made to each of the state universities  
876 listed in the Education and General Activities category in the  
877 General Appropriations Act.

878 (5) By October 1 of each year, the Board of Governors shall  
879 submit to the Governor, the President of the Senate, and the  
880 Speaker of the House of Representatives a report on the previous  
881 fiscal year's performance funding allocation, which must reflect  
882 the rankings and award distributions.

883 (6) This section expires July 1, 2017 ~~2016~~.

884 Section 12. In order to implement Specific Appropriation  
885 126 of the 2016-2017 General Appropriations Act, section  
886 1001.66, Florida Statutes, is created to read:

887 1001.66 Florida College System Performance-Based  
888 Incentive.—

889 (1) A Florida College System Performance-Based Incentive  
890 shall be awarded to Florida College System institutions using  
891 performance-based metrics adopted by the State Board of  
892 Education. The performance-based metrics must include retention  
893 rates; program completion and graduation rates; postgraduation  
894 employment, salaries, and continuing education for workforce  
895 education and baccalaureate programs, with wage thresholds that  
896 reflect the added value of the certificate or degree; and  
897 outcome measures appropriate for associate of arts degree  
898 recipients. The State Board of Education shall adopt benchmarks  
899 to evaluate each institution's performance on the metrics to

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900 measure the institution's achievement of institutional  
901 excellence or need for improvement and minimum requirements for  
902 eligibility to receive performance funding.

903 (2) Each fiscal year, the amount of funds available for  
904 allocation to the Florida College System institutions based on  
905 the performance-based funding model shall consist of the state's  
906 investment in performance funding plus institutional investments  
907 consisting of funds to be redistributed from the base funding of  
908 the Florida College System Program Fund as determined in the  
909 General Appropriations Act. The State Board of Education shall  
910 establish minimum performance funding eligibility thresholds for  
911 the state's investment and the institutional investments. An  
912 institution that fails to meet the minimum state investment  
913 performance funding eligibility threshold is ineligible for a  
914 share of the state's investment in performance funding. The  
915 institutional investment shall be restored for all institutions  
916 eligible for the state's investment under the performance-based  
917 funding model.

918 (3) (a) Each Florida College System institution's share of  
919 the performance funding shall be calculated based on its  
920 relative performance on the established metrics in conjunction  
921 with the institutional size and scope.

922 (b) A Florida College System institution that fails to meet  
923 the State Board of Education's minimum institutional investment  
924 performance funding eligibility threshold shall have its  
925 institutional investment withheld by the state board and must  
926 submit an improvement plan to the state board which specifies  
927 the activities and strategies for improving the institution's  
928 performance. The state board must review and approve the



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929 improvement plan and, if the plan is approved, must monitor the  
930 institution's progress in implementing the activities and  
931 strategies specified in the improvement plan. The institution  
932 shall submit monitoring reports to the state board by December  
933 31 and May 31 of each year in which an improvement plan is in  
934 place. The ability of an institution to submit an improvement  
935 plan to the state board is limited to 1 fiscal year.

936 (c) The Commissioner of Education shall withhold  
937 disbursement of the institutional investment until the  
938 monitoring report is approved by the State Board of Education. A  
939 Florida College System institution determined by the state board  
940 to be making satisfactory progress on implementing the  
941 improvement plan may not receive more than one-half of the  
942 withheld institutional investment in January and the balance of  
943 the withheld institutional investment in June. An institution  
944 that fails to make satisfactory progress may not have its full  
945 institutional investment restored. Any institutional investment  
946 funds that are not restored shall be redistributed in accordance  
947 with the state board's performance-based metrics.

948 (4) Distributions of performance funding, as provided in  
949 this section, shall be made to each of the Florida College  
950 System institutions listed in the Florida Colleges category in  
951 the General Appropriations Act.

952 (5) By October 1 of each year, the State Board of Education  
953 shall submit to the Governor, the President of the Senate, and  
954 the Speaker of the House of Representatives a report on the  
955 previous fiscal year's performance funding allocation, which  
956 must reflect the rankings and award distributions.

957 (6) This section expires July 1, 2017.

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958 Section 13. In order to implement Specific Appropriation  
959 104 of the 2016-2017 General Appropriations Act, subsection (3)  
960 of section 1012.75, Florida Statutes, is amended to read:

961 1012.75 Liability of teacher or principal; excessive  
962 force.—

963 (3) The Department of Education shall administer an  
964 educator liability insurance program, as provided in the General  
965 Appropriations Act, to protect full-time instructional personnel  
966 from liability for monetary damages and the costs of defending  
967 actions resulting from claims made against the instructional  
968 personnel arising out of occurrences in the course of activities  
969 within the instructional personnel's professional capacity. For  
970 purposes of this subsection, the terms "full-time," "part-time,"  
971 and "administrative personnel" shall be defined by the  
972 individual district school board. For purposes of this  
973 subsection, the term "instructional personnel" has the same  
974 meaning as provided in s. 1012.01(2).

975 (a) Liability coverage of at least \$2 million shall be  
976 provided to all full-time instructional personnel. Liability  
977 coverage may be provided to the following individuals who choose  
978 to participate in the program, at cost: part-time instructional  
979 personnel, administrative personnel, and students enrolled in a  
980 state-approved teacher preparation program pursuant to s.  
981 1012.39(3).

982 (b) By August 1, the department shall notify the personnel  
983 specified in paragraph (a) of the pending procurement for  
984 liability coverage. By September 1, each district school board  
985 shall notify the personnel specified in paragraph (a) of the  
986 liability coverage provided pursuant to this subsection. The

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987 department shall develop the form of the notice which shall be  
988 used by each district school board. The notice must be on an 8  
989 1/2-inch by 5 1/2-inch postcard and include the amount of  
990 coverage, a general description of the nature of the coverage,  
991 and the contact information for coverage and claims questions.  
992 The notification shall be provided separately from any other  
993 correspondence. Each district school board shall certify to the  
994 department, by September 15, that the notification required by  
995 this paragraph has been provided.

996 (c) The department shall consult with the Department of  
997 Financial Services to select the most economically prudent and  
998 cost-effective means of implementing the program through self-  
999 insurance, a risk management program, or competitive  
1000 procurement.

1001 (d) This subsection expires July 1, ~~2017~~ 2016.

1002 Section 14. In order to implement Specific Appropriation  
1003 126 of the 2016-2017 General Appropriations Act, section  
1004 1001.67, Florida Statutes, is created to read:

1005 1001.67 Distinguished Florida College System institution  
1006 program.—A collaborative partnership is established between the  
1007 State Board of Education and the Legislature to recognize the  
1008 excellence of Florida's highest-performing Florida College  
1009 System institutions.

1010 (1) EXCELLENCE STANDARDS.—The following excellence  
1011 standards are established for the program:

1012 (a) A 150 percent-of-normal-time completion rate of 50  
1013 percent or higher, as calculated by the Division of Florida  
1014 Colleges.

1015 (b) A 150 percent-of-normal-time completion rate for Pell

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1016 Grant recipients of 40 percent or higher, as calculated by the  
1017 Division of Florida Colleges.

1018 (c) A retention rate of 70 percent or higher, as calculated  
1019 by the Division of Florida Colleges.

1020 (d) A continuing education, or transfer, rate of 72 percent  
1021 or higher for students graduating with an associate of arts  
1022 degree, as reported by the Florida Education and Training  
1023 Placement Information Program (FETPIP).

1024 (e) A licensure passage rate on the National Council  
1025 Licensure Examination for Registered Nurses (NCLEX-RN) of 90  
1026 percent or higher for first-time exam takers, as reported by the  
1027 Board of Nursing.

1028 (f) A job placement or continuing education rate of 88  
1029 percent or higher for workforce programs, as reported by FETPIP.

1030 (g) A time-to-degree for students graduating with an  
1031 associate of arts degree of 2.25 years or less for first-time-  
1032 in-college students with accelerated college credits, as  
1033 reported by the Southern Regional Education Board.

1034 (2) DISTINGUISHED COLLEGE DESIGNATION.—The State Board of  
1035 Education shall designate each Florida College System  
1036 institution that meets five of the seven standards identified in  
1037 subsection (1) as a distinguished college.

1038 (3) DISTINGUISHED COLLEGE SUPPORT.—A Florida College System  
1039 institution designated as a distinguished college by the State  
1040 Board of Education is eligible for funding as specified in the  
1041 General Appropriations Act.

1042 (4) EXPIRATION.—This section expires July 1, 2017.

1043 Section 15. In order to implement Specific Appropriation  
1044 142 of the 2016-2017 General Appropriations Act, subsection (1)

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1045 of section 1001.7065, Florida Statutes, is reenacted, and  
1046 subsections (2), (3), and (5) through (9) of that section are  
1047 amended, to read:

1048 1001.7065 Preeminent state research universities program.—

1049 (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE  
1050 COLLABORATION.—A collaborative partnership is established  
1051 between the Board of Governors and the Legislature to elevate  
1052 the academic and research preeminence of Florida's highest-  
1053 performing state research universities in accordance with this  
1054 section. The partnership stems from the State University System  
1055 Governance Agreement executed on March 24, 2010, wherein the  
1056 Board of Governors and leaders of the Legislature agreed to a  
1057 framework for the collaborative exercise of their joint  
1058 authority and shared responsibility for the State University  
1059 System. The governance agreement confirmed the commitment of the  
1060 Board of Governors and the Legislature to continue collaboration  
1061 on accountability measures, the use of data, and recommendations  
1062 derived from such data.

1063 (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—~~Effective~~  
1064 ~~July 1, 2013,~~ The following academic and research excellence  
1065 standards are established for the preeminent state research  
1066 universities program:

1067 (a) An average weighted grade point average of 4.0 or  
1068 higher on a 4.0 scale and an average SAT score of 1800 or higher  
1069 on a 2400-point scale or 1200 or higher on a 1600-point scale  
1070 for fall semester incoming freshmen, as reported annually.

1071 (b) A top-50 ranking on at least two well-known and highly  
1072 respected national public university rankings, reflecting  
1073 national preeminence, which includes, but is not limited to, the

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1074 U.S. News and World Report rankings, using most recent rankings.

1075 (c) A freshman retention rate of 90 percent or higher for  
1076 full-time, first-time-in-college students, as reported annually  
1077 to the Integrated Postsecondary Education Data System (IPEDS).

1078 (d) A 6-year graduation rate of 70 percent or higher for  
1079 full-time, first-time-in-college students, as reported annually  
1080 to the IPEDS.

1081 (e) Six or more faculty members at the state university who  
1082 are members of a national academy, as reported by the Center for  
1083 Measuring University Performance in the Top American Research  
1084 Universities (TARU) annual report or the official membership  
1085 directories maintained by each national academy.

1086 (f) Total annual research expenditures, including federal  
1087 research expenditures, of \$200 million or more, as reported  
1088 annually by the National Science Foundation (NSF).

1089 (g) Total annual research expenditures in diversified  
1090 nonmedical sciences of \$150 million or more, based on data  
1091 reported annually by the NSF.

1092 (h) A top-100 university national ranking for research  
1093 expenditures in five or more science, technology, engineering,  
1094 or mathematics fields of study, as reported annually by the NSF.

1095 (i) One hundred or more total patents awarded by the United  
1096 States Patent and Trademark Office for the most recent 3-year  
1097 period.

1098 (j) Four hundred or more doctoral degrees awarded annually,  
1099 including professional doctoral degrees awarded in medical and  
1100 health care disciplines, as reported in the Board of Governors  
1101 Annual Accountability Report.

1102 (k) Two hundred or more postdoctoral appointees annually,

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1103 as reported in the TARU annual report.

1104 (1) An endowment of \$500 million or more, as reported in  
1105 the Board of Governors Annual Accountability Report.

1106 (3) ~~PREEMINENT STATE RESEARCH~~ UNIVERSITY DESIGNATION.— The  
1107 Board of Governors shall designate each state ~~research~~  
1108 university that annually meets:

1109 (a) At least 11 of the 12 academic and research excellence  
1110 standards identified in subsection (2) as a "preeminent state  
1111 research university."

1112 (b) At least 6 of the 12 academic and research excellence  
1113 standards identified in subsection (2) as an "emerging  
1114 preeminent state research university."

1115 (5) PROGRAM ~~PREEMINENT STATE RESEARCH UNIVERSITY~~ SUPPORT.—

1116 (a) A state ~~research~~ university designated as a preeminent  
1117 state research university that, as of July 1, 2013, meets all 12  
1118 of the academic and research excellence standards identified in  
1119 subsection (2), as verified by the Board of Governors, shall  
1120 submit to the Board of Governors a 5-year benchmark plan with  
1121 target rankings on key performance metrics for national  
1122 excellence. Upon approval by the Board of Governors, and upon  
1123 the university's meeting the benchmark plan goals annually, the  
1124 Board of Governors shall award the university its proportionate  
1125 share of any funds provided annually to support the program  
1126 created under this section ~~an amount specified in the General~~  
1127 ~~Appropriations Act to be provided annually throughout the 5-year~~  
1128 ~~period. Funding for this purpose is contingent upon specific~~  
1129 ~~appropriation in the General Appropriations Act.~~

1130 (b) A state university designated as an emerging preeminent  
1131 state research university shall submit to the Board of Governors

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1132 a 5-year benchmark plan with target rankings on key performance  
 1133 metrics for national excellence. Upon approval by the Board of  
 1134 Governors, and upon the university's meeting the benchmark plan  
 1135 goals annually, the Board of Governors shall award the  
 1136 university its proportionate share of any funds provided  
 1137 annually to support the program created under this section.

1138 (c) The award of funds under this subsection is contingent  
 1139 upon funding provided in the General Appropriations Act to  
 1140 support the preeminent state research universities program  
 1141 created under this section. Funding increases appropriated  
 1142 beyond the amounts funded in the previous fiscal year shall be  
 1143 distributed as follows:

1144 1. Each designated preeminent state research university  
 1145 that meets the criteria in paragraph (a) shall receive an equal  
 1146 amount of funding.

1147 2. Each designated emerging preeminent state research  
 1148 university that meets the criteria in paragraph (b) shall  
 1149 receive an amount of funding that is equal to one-half of the  
 1150 total increased amount awarded to each designated preeminent  
 1151 state research university.

1152 ~~(6) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT~~  
 1153 ~~INITIATIVE. A state research university that, as of July 1,~~  
 1154 ~~2013, meets 11 of the 12 academic and research excellence~~  
 1155 ~~standards identified in subsection (2), as verified by the Board~~  
 1156 ~~of Governors, shall submit to the Board of Governors a 5-year~~  
 1157 ~~benchmark plan with target rankings on key performance metrics~~  
 1158 ~~for national excellence. Upon the university's meeting the~~  
 1159 ~~benchmark plan goals annually, the Board of Governors shall~~  
 1160 ~~award the university an amount specified in the General~~



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1161 ~~Appropriations Act to be provided annually throughout the 5-year~~  
1162 ~~period for the purpose of recruiting National Academy Members,~~  
1163 ~~expediting the provision of a master's degree in cloud~~  
1164 ~~virtualization, and instituting an entrepreneurs-in-residence~~  
1165 ~~program throughout its campus. Funding for this purpose is~~  
1166 ~~contingent upon specific appropriation in the General~~  
1167 ~~Appropriations Act.~~

1168 ~~(7) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE~~  
1169 ~~REQUIREMENT AUTHORITY. In order to provide a jointly shared~~  
1170 ~~educational experience, a university that is designated a~~  
1171 ~~preeminent state research university may require its incoming~~  
1172 ~~first-time-in-college students to take a 9-to-12-credit set of~~  
1173 ~~unique courses specifically determined by the university and~~  
1174 ~~published on the university's website. The university may~~  
1175 ~~stipulate that credit for such courses may not be earned through~~  
1176 ~~any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271~~  
1177 ~~or any other transfer credit. All accelerated credits earned up~~  
1178 ~~to the limits specified in ss. 1007.27 and 1007.271 shall be~~  
1179 ~~applied toward graduation at the student's request.~~

1180 ~~(6)(8) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY~~  
1181 ~~AUTHORITY.—The Board of Governors is encouraged to identify and~~  
1182 ~~grant all reasonable, feasible authority and flexibility to~~  
1183 ~~ensure that a designated preeminent state research university is~~  
1184 ~~free from unnecessary restrictions.~~

1185 ~~(7)(9) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE~~  
1186 ~~UNIVERSITY SYSTEM.—The Board of Governors is encouraged to~~  
1187 ~~establish standards and measures whereby individual programs in~~  
1188 ~~state universities that objectively reflect national excellence~~  
1189 ~~can be identified and make recommendations to the Legislature as~~

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1190 to how any such programs could be enhanced and promoted.

1191       Section 16. The amendment made by this act to s. 1001.7065,  
1192 Florida Statutes, expires July 1, 2017, and the text of that  
1193 section shall revert to that in existence on June 30, 2016,  
1194 except that any amendments to such text enacted other than by  
1195 this act shall be preserved and continue to operate to the  
1196 extent that such amendments are not dependent upon the portions  
1197 of text which expire pursuant to this section.

1198       Section 17. In order to implement Specific Appropriations  
1199 199, 206, 207, 208, 211, and 218 of the 2016-2017 General  
1200 Appropriations Act, the Agency for Health Care Administration is  
1201 authorized to submit a budget amendment pursuant to chapter 216,  
1202 Florida Statutes, to realign funding based on the model,  
1203 methodology, and framework in the "Medicaid Hospital Funding  
1204 Programs" document incorporated by reference in Senate Proposed  
1205 Bill 2502. Funding changes shall be consistent with the intent  
1206 of the model, methodology, and framework displayed,  
1207 demonstrated, and explained in the "Medicaid Hospital Funding  
1208 Programs" document, while allowing for the appropriate  
1209 realignment to appropriation categories related to Medicaid Low-  
1210 Income Pool, Disproportionate Share Hospital, Graduate Medical  
1211 Education, Inpatient Hospital and Outpatient Hospital programs,  
1212 Prepaid Health Plans, and the diagnosis related groups (DRG)  
1213 methodology for hospital reimbursement for the 2016-2017 fiscal  
1214 year, including requests for additional trust fund budget  
1215 authority. Notwithstanding s. 216.177, Florida Statutes, if the  
1216 chair or vice chair of the Legislative Budget Commission or the  
1217 President of the Senate or the Speaker of the House of  
1218 Representatives timely advises the Executive Office of the

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1219 Governor, in writing, that the budget amendment exceeds the  
1220 delegated authority of the Executive Office of the Governor or  
1221 is contrary to legislative policy or intent, the Executive  
1222 Office of the Governor shall void the action. This section  
1223 expires July 1, 2017.

1224 Section 18. (1) In order to implement Specific  
1225 Appropriation 259 of the 2016-2017 General Appropriations Act,  
1226 and notwithstanding s. 393.065(5), Florida Statutes, the Agency  
1227 for Persons with Disabilities shall offer enrollment in the  
1228 Medicaid home and community-based waiver program in the  
1229 following order of priority:

1230 (a) Individuals in category 1, which includes clients  
1231 deemed to be in crisis as described in rule.

1232 (b) Individuals in category 2, which includes:

1233 1. Individuals on the wait list who are from the child  
1234 welfare system with an open case in the Department of Children  
1235 and Families' statewide automated child welfare information  
1236 system and who are:

1237 a. Transitioning out of the child welfare system at the  
1238 finalization of an adoption, a reunification with family  
1239 members, a permanent placement with a relative, or a  
1240 guardianship with a nonrelative; or

1241 b. At least 18 years old but not yet 22 years old and need  
1242 both waiver services and extended foster care services.

1243 2. Individuals on the wait list who are at least 18 years  
1244 old but not yet 22 years old and who withdrew consent pursuant  
1245 to s. 39.6251(5)(c), Florida Statutes, to remain in the extended  
1246 foster care system.

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1248 For individuals who are at least 18 years old but not yet 22  
1249 years old and who are eligible under sub-subparagraph 1.b., the  
1250 Agency for Persons with Disabilities shall provide waiver  
1251 services, including residential habilitation; and the community-  
1252 based care lead agency shall fund room and board at the rate  
1253 established in s. 409.145(4), Florida Statutes, and provide case  
1254 management and related services as defined in s. 409.986(3)(e),  
1255 Florida Statutes. Individuals may receive both waiver services  
1256 and services under s. 39.6251, Florida Statutes. Services may  
1257 not duplicate services available through the Medicaid state  
1258 plan.

1259 (c) Individuals in categories 3 and 4 in an order based on  
1260 the Agency for Persons with Disabilities Waitlist Prioritization  
1261 Tool, dated March 15, 2013. Using the tool, the agency shall  
1262 move those individuals whose needs score highest to the waiver  
1263 during the 2016-2017 fiscal year, to the extent funds are  
1264 available.

1265 (d) Individuals in category 6 shall be moved to the waiver  
1266 during the 2016-2017 fiscal year, to the extent funds are  
1267 available, based on meeting the following criteria:

- 1268 1. The individual is 30 years of age or older;
- 1269 2. The individual resides in the family home;
- 1270 3. The individual has been on the wait list for waiver  
1271 services for at least 10 continuous years; and
- 1272 4. The individual is classified at a level of need equal to  
1273 Level 3, Level 4, or Level 5 based on the Questionnaire for  
1274 Situational Information.

1275 (2) The agency shall allow an individual who meets the  
1276 eligibility requirements under s. 393.065(1), Florida Statutes,

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1277 to receive home and community-based services in this state if  
1278 the individual's parent or legal guardian is an active-duty  
1279 military servicemember and, at the time of the servicemember's  
1280 transfer to this state, the individual was receiving home and  
1281 community-based services in another state.

1282 (3) Upon the placement of individuals on the waiver  
1283 pursuant to subsection (1), individuals remaining on the wait  
1284 list are deemed not to have been substantially affected by  
1285 agency action and are, therefore, not entitled to a hearing  
1286 under s. 393.125, Florida Statutes, or an administrative  
1287 proceeding under chapter 120, Florida Statutes.

1288 (4) This section expires July 1, 2017.

1289 Section 19. In order to implement Specific Appropriation  
1290 259 of the 2016-2017 General Appropriations Act:

1291 (1) Until the Agency for Persons with Disabilities adopts a  
1292 new allocation algorithm and methodology by final rule pursuant  
1293 to s. 393.0662, Florida Statutes:

1294 (a) Each client's iBudget in effect as of July 1, 2016,  
1295 shall remain at its July 1, 2016, funding level.

1296 (b) The Agency for Persons with Disabilities shall  
1297 determine the iBudget for a client newly enrolled on the home  
1298 and community-based services waiver on or after July 1, 2016,  
1299 using the same allocation algorithm and methodology used for the  
1300 iBudgets in effect as of July 1, 2016.

1301 (2) After a new algorithm and methodology is adopted by  
1302 final rule, a client's new iBudget shall be determined based on  
1303 the new allocation algorithm and methodology and shall take  
1304 effect as of the client's next support plan update.

1305 (3) Funding allocated under subsections (1) and (2) may be

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1306 increased pursuant to s. 393.0662(1)(b), Florida Statutes. A  
1307 client's funding allocation may also be increased if the client  
1308 has a significant need for transportation services to a waiver-  
1309 funded adult day training program or to a waiver-funded  
1310 supported employment where such need cannot be accommodated  
1311 within the funding authorized by the client's iBudget amount  
1312 without affecting the health and safety of the client, where  
1313 public transportation is not an option due to the unique needs  
1314 of the client, and where no other transportation resources are  
1315 reasonably available. However, such increases may not result in  
1316 the total of all clients' projected annual iBudget expenditures  
1317 exceeding the agency's appropriation for waiver services.

1318 (4) This section expires July 1, 2017.

1319 Section 20. In order to implement Specific Appropriations  
1320 569 through 578 of the 2016-2017 General Appropriations Act,  
1321 subsection (3) of section 296.37, Florida Statutes, is amended  
1322 to read:

1323 296.37 Residents; contribution to support.—

1324 (3) Notwithstanding subsection (1), each resident of the  
1325 home who receives a pension, compensation, or gratuity from the  
1326 United States Government, or income from any other source, of  
1327 more than \$105 per month shall contribute to his or her  
1328 maintenance and support while a resident of the home in  
1329 accordance with a payment schedule determined by the  
1330 administrator and approved by the director. The total amount of  
1331 such contributions shall be to the fullest extent possible, but,  
1332 in no case, shall exceed the actual cost of operating and  
1333 maintaining the home. This subsection expires July 1, 2017 ~~2016~~.

1334 Section 21. In order to implement Specific Appropriation

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1335 231 of the 2016-2017 General Appropriations Act, the Agency for  
1336 Health Care Administration shall ensure that nursing facility  
1337 residents who are eligible for funds to transition to home and  
1338 community-based services waivers must first have resided in a  
1339 skilled nursing facility for at least 60 consecutive days. This  
1340 section expires July 1, 2017.

1341 Section 22. In order to implement Specific Appropriation  
1342 232 of the 2016-2017 General Appropriations Act, the Agency for  
1343 Health Care Administration and the Department of Elderly Affairs  
1344 shall prioritize individuals for enrollment in the Medicaid  
1345 Long-Term Care Waiver program using a frailty-based screening  
1346 that provides a priority score (the "scoring process") and shall  
1347 enroll individuals in the program according to the assigned  
1348 priority score as funds are available. The agency may adopt  
1349 rules, pursuant to s. 409.919, Florida Statutes, and enter into  
1350 interagency agreements necessary to administer s. 409.979(3),  
1351 Florida Statutes. Such rules or interagency agreements adopted  
1352 by the agency relating to the scoring process may delegate to  
1353 the Department of Elderly Affairs, pursuant to s. 409.978,  
1354 Florida Statutes, the responsibility for implementing and  
1355 administering the scoring process, providing notice of Medicaid  
1356 fair hearing rights, and the responsibility for defending, as  
1357 needed, the scores assigned to persons on the program wait list  
1358 in any resulting Medicaid fair hearings. The Department of  
1359 Elderly Affairs may delegate the provision of notice of Medicaid  
1360 fair hearing rights to its contractors. This section expires  
1361 July 1, 2017.

1362 Section 23. In order to implement Specific Appropriations  
1363 192A through 226 and 541 of the 2016-2017 General Appropriations

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1364 Act and notwithstanding ss. 216.181 and 216.292, Florida  
1365 Statutes, the Agency for Health Care Administration, in  
1366 consultation with the Department of Health, may submit a budget  
1367 amendment, subject to the notice, review, and objection  
1368 procedures of s. 216.177, Florida Statutes, to realign funding  
1369 within and between agencies based on implementation of the  
1370 Managed Medical Assistance component of the Statewide Medicaid  
1371 Managed Care program for the Children's Medical Services program  
1372 of the Department of Health. The funding realignment shall  
1373 reflect the actual enrollment changes due to the transfer of  
1374 beneficiaries from fee-for-service to the capitated Children's  
1375 Medical Services Network. The Agency for Health Care  
1376 Administration may submit a request for nonoperating budget  
1377 authority to transfer the federal funds to the Department of  
1378 Health, pursuant to s. 216.181(12), Florida Statutes. This  
1379 section expires July 1, 2017.

1380       Section 24. In order to implement Specific Appropriations  
1381 199, 206, 207, 208, 211, and 218 of the 2016-2017 General  
1382 Appropriations Act, the calculations of the Medicaid Low-Income  
1383 Pool, Disproportionate Share Hospital, and hospital  
1384 reimbursement programs for the 2016-2017 fiscal year contained  
1385 in the document titled "Medicaid Hospital Funding Programs,"  
1386 dated XX, 2016, and filed with the Secretary of the Senate, are  
1387 incorporated by reference for the purpose of displaying the  
1388 calculations used by the Legislature, consistent with the  
1389 requirements of state law, in making appropriations for the  
1390 Medicaid Low-Income Pool, Disproportionate Share Hospital, and  
1391 hospital reimbursement programs. This section expires July 1,  
1392 2017.



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1393 Section 25. In order to implement Specific Appropriation  
1394 524 of the 2016-2017 General Appropriations Act, subsection (17)  
1395 of section 893.055, Florida Statutes, is amended to read:

1396 893.055 Prescription drug monitoring program.—

1397 (17) Notwithstanding subsection (10), and for the 2016-2017  
1398 ~~2015-2016~~ fiscal year only, the department may use state funds  
1399 appropriated in the 2016-2017 ~~2015-2016~~ General Appropriations  
1400 Act to administer the prescription drug monitoring program.  
1401 Neither the Attorney General nor the department may use funds  
1402 received as part of a settlement agreement to administer the  
1403 prescription drug monitoring program. This subsection expires  
1404 July 1, 2017 ~~2016~~.

1405 Section 26. In order to implement Specific Appropriations  
1406 599 through 706 and 721 through 755 of the 2016-2017 General  
1407 Appropriations Act, subsection (4) of section 216.262, Florida  
1408 Statutes, is amended to read:

1409 216.262 Authorized positions.—

1410 (4) Notwithstanding the provisions of this chapter relating  
1411 to increasing the number of authorized positions, and for the  
1412 2016-2017 ~~2015-2016~~ fiscal year only, if the actual inmate  
1413 population of the Department of Corrections exceeds the inmate  
1414 population projections of the December 17, 2015 ~~February 27,~~  
1415 ~~2015~~, Criminal Justice Estimating Conference by 1 percent for 2  
1416 consecutive months or 2 percent for any month, the Executive  
1417 Office of the Governor, with the approval of the Legislative  
1418 Budget Commission, shall immediately notify the Criminal Justice  
1419 Estimating Conference, which shall convene as soon as possible  
1420 to revise the estimates. The Department of Corrections may then  
1421 submit a budget amendment requesting the establishment of

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1422 positions in excess of the number authorized by the Legislature  
1423 and additional appropriations from unallocated general revenue  
1424 sufficient to provide for essential staff, fixed capital  
1425 improvements, and other resources to provide classification,  
1426 security, food services, health services, and other variable  
1427 expenses within the institutions to accommodate the estimated  
1428 increase in the inmate population. All actions taken pursuant to  
1429 this subsection are subject to review and approval by the  
1430 Legislative Budget Commission. This subsection expires July 1,  
1431 2017 ~~2016~~.

1432       Section 27. In order to implement Specific Appropriations  
1433 1283 and 1284 of the 2016-2017 General Appropriations Act, the  
1434 Department of Legal Affairs may expend appropriated funds in  
1435 those specific appropriations on the same programs that were  
1436 funded by the department pursuant to specific appropriations  
1437 made in general appropriations acts in previous years. This  
1438 section expires July 1, 2017.

1439       Section 28. In order to implement Specific Appropriations  
1440 1219 and 1224 of the 2016-2017 General Appropriations Act,  
1441 paragraph (d) of subsection (4) of section 932.7055, Florida  
1442 Statutes, is amended to read:

1443       932.7055 Disposition of liens and forfeited property.—

1444       (4) The proceeds from the sale of forfeited property shall  
1445 be disbursed in the following priority:

1446       (d) Notwithstanding any other provision of this subsection,  
1447 and for the 2016-2017 ~~2015-2016~~ fiscal year only, the funds in a  
1448 special law enforcement trust fund established by the governing  
1449 body of a municipality may be expended to reimburse the general  
1450 fund of the municipality for moneys advanced from the general

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1451 fund to the special law enforcement trust fund before October 1,  
1452 2001. This paragraph expires July 1, 2017 ~~2016~~.

1453 Section 29. In order to implement section 7 of the 2016-  
1454 2017 General Appropriations Act, subsection (2) of section  
1455 215.18, Florida Statutes, is amended to read:

1456 215.18 Transfers between funds; limitation.—

1457 (2) The Chief Justice of the Supreme Court may receive one  
1458 or more trust fund loans to ensure that the state court system  
1459 has funds sufficient to meet its appropriations in the 2016-2017  
1460 ~~2015-2016~~ General Appropriations Act. If the Chief Justice  
1461 accesses the loan, he or she must notify the Governor and the  
1462 chairs of the legislative appropriations committees in writing.  
1463 The loan must come from other funds in the State Treasury which  
1464 are for the time being or otherwise in excess of the amounts  
1465 necessary to meet the just requirements of such last-mentioned  
1466 funds. The Governor shall order the transfer of funds within 5  
1467 days after the written notification from the Chief Justice. If  
1468 the Governor does not order the transfer, the Chief Financial  
1469 Officer shall transfer the requested funds. The loan of funds  
1470 from which any money is temporarily transferred must be repaid  
1471 by the end of the 2016-2017 ~~2015-2016~~ fiscal year. This  
1472 subsection expires July 1, 2017 ~~2016~~.

1473 Section 30. In order to implement appropriations for  
1474 salaries and benefits in the 2016-2017 General Appropriations  
1475 Act for the Department of Corrections and notwithstanding s.  
1476 216.292, Florida Statutes, the Department of Corrections may not  
1477 transfer funds from a salaries and benefits category to any  
1478 other category within the department other than a salaries and  
1479 benefits category without approval of the Legislative Budget

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1480 Commission. This section expires July 1, 2017.

1481 Section 31. (1) In order to implement Specific  
1482 Appropriations 1093 through 1105 of the 2016-2017 General  
1483 Appropriations Act, the Department of Juvenile Justice shall  
1484 review county juvenile detention payments for the purpose of  
1485 ensuring that counties fulfill their financial responsibilities  
1486 required in s. 985.686, Florida Statutes. If the Department of  
1487 Juvenile Justice determines that a county has not met its  
1488 obligations, the department shall direct the Department of  
1489 Revenue to deduct the amount owed to the Department of Juvenile  
1490 Justice from the funds provided to the county under s. 218.23,  
1491 Florida Statutes. The Department of Revenue shall transfer the  
1492 funds withheld to the Shared County/State Juvenile Detention  
1493 Trust Fund.

1494 (2) As an assurance to holders of bonds issued by counties  
1495 before July 1, 2015, for which distributions made pursuant to s.  
1496 218.23, Florida Statutes, are pledged, or bonds issued to refund  
1497 such bonds which mature no later than the bonds they refunded  
1498 and which result in a reduction of debt service payable in each  
1499 fiscal year, the amount available for distribution to a county  
1500 shall remain as provided by law and continue to be subject to  
1501 any lien or claim on behalf of the bondholders. The Department  
1502 of Revenue must ensure, based on information provided by an  
1503 affected county, that any reduction in amounts distributed  
1504 pursuant to subsection (1) does not reduce the amount of  
1505 distribution to a county below the amount necessary for the  
1506 timely payment of principal and interest when due on the bonds  
1507 and the amount necessary to comply with any covenant under the  
1508 bond resolution or other documents relating to the issuance of

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1509 the bonds. If a reduction to a county's monthly distribution  
1510 must be decreased in order to comply with this subsection, the  
1511 Department of Revenue must notify the Department of Juvenile  
1512 Justice of the amount of the decrease, and the Department of  
1513 Juvenile Justice must send a bill for payment of such amount to  
1514 the affected county.

1515 (3) This section expires July 1, 2017.

1516 Section 32. In order to implement Specific Appropriation  
1517 780 of the 2016-2017 General Appropriations Act, subsection (5)  
1518 of section 27.5304, Florida Statutes, is amended to read:

1519 27.5304 Private court-appointed counsel; compensation;  
1520 notice.—

1521 (5) The compensation for representation in a criminal  
1522 proceeding may ~~shall~~ not exceed the following:

1523 (a) For misdemeanors and juveniles represented at the trial  
1524 level: \$1,000.

1525 (b) For noncapital, nonlife felonies represented at the  
1526 trial level: \$15,000 ~~\$6,000~~.

1527 (c) For life felonies represented at the trial level:  
1528 \$15,000 ~~\$9,000~~.

1529 (d) For capital cases represented at the trial level:  
1530 \$25,000. For purposes of this paragraph, a "capital case" is any  
1531 offense for which the potential sentence is death and the state  
1532 has not waived seeking the death penalty.

1533 (e) For representation on appeal: \$9,000.

1534 Section 33. The amendment made by this act to s.  
1535 27.5304(5), Florida Statutes, expires July 1, 2017, and the text  
1536 of that subsection shall revert to that in existence on June 30,  
1537 2016, except that any amendments to such text enacted other than

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1538 by this act shall be preserved and continue to operate to the  
1539 extent that such amendments are not dependent upon the portions  
1540 of text which expire pursuant to this section.

1541 Section 34. Effective upon becoming a law and in order to  
1542 implement Specific Appropriation 3023 and sections 35 and 36 of  
1543 the 2016-2017 General Appropriations Act, subsections (5) and  
1544 (6) are added to section 28.36, Florida Statutes, to read:

1545 28.36 Budget procedure.—There is established a budget  
1546 procedure for the court-related functions of the clerks of the  
1547 court.

1548 (5) Funds appropriated in the General Appropriations Act to  
1549 augment the revenues received from fines, fees, service charges,  
1550 and costs for court-related functions by the clerks of the court  
1551 during the 2015-2016 county fiscal year shall be distributed by  
1552 the Department of Revenue to clerks of the court in accordance  
1553 with this subsection. The Florida Clerks of Court Operations  
1554 Corporation shall certify to the Department of Revenue a  
1555 proposed distribution of a portion of the appropriated funds for  
1556 each clerk with a deficit after retaining all of the projected  
1557 collections from the court-related fines, fees, service charges,  
1558 and costs and for which a distribution under subsection (3) is  
1559 not available to relieve that deficit; however, each clerk's  
1560 expenditures may not exceed the amount approved for the 2015-  
1561 2016 county fiscal year by the Legislative Budget Commission.  
1562 The Department of Revenue shall certify the amount needed for  
1563 each individual clerk to the Executive Office of the Governor  
1564 and request release authority for such amounts from the Clerks  
1565 of Court Trust Fund. Notwithstanding s. 216.192, the Executive  
1566 Officer of the Governor may approve the release of funds in

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1567 accordance with the notice, review, and objection procedures set  
1568 forth in s. 216.177 and provide notice to the Department of  
1569 Revenue and the Chief Financial Officer. The Department of  
1570 Revenue and the Chief Financial Officer shall release the funds  
1571 to each clerk in accordance with the release approved by the  
1572 Governor. This subsection expires July 1, 2017.

1573 (6) Funds appropriated in the General Appropriations Act  
1574 for the clerks of the court for the 2016-2017 county fiscal year  
1575 shall augment the amount of revenues projected to be received  
1576 from fines, fees, service charges, and costs for court-related  
1577 functions by the clerks of the court when each clerk of the  
1578 court prepares, summarizes, and submits their budget to the  
1579 Florida Clerks of Court Operations Corporation pursuant to  
1580 subsection (2). The Florida Clerks of Court Operations  
1581 Corporation shall determine the portion of the appropriated  
1582 funds which shall be included in each individual clerk's  
1583 proposed budget submitted pursuant to subsection (2). The  
1584 proposed budgets for each clerk of court submitted to the  
1585 Legislative Budget Commission pursuant to s. 28.35(2)(h) shall  
1586 separately identify the amount of the appropriated funds  
1587 proposed to be distributed to each clerk of the court. During  
1588 consideration of the clerks' of the court budget pursuant to s.  
1589 28.35(2)(h), the Legislative Budget Commission shall consider  
1590 the proposed distribution of the appropriated funds and shall  
1591 approve, disapprove, or amend and approve the distribution of  
1592 appropriated funds as a part of the clerks' combined budgets or  
1593 any individual clerk's budget. If the Legislative Budget  
1594 Commission fails to approve or amend and approve the clerks'  
1595 combined budgets or amend and approve each individual clerk's

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1596 budget, including the appropriated funds, before October 1,  
1597 2016, the corporation shall certify to the Department of Revenue  
1598 a proposed distribution of a portion of the appropriated funds  
1599 for each clerk with a deficit after retaining all of the  
1600 projected collections from the court-related fines, fees,  
1601 service charges, and costs and for which a distribution under  
1602 subsection (3) is not available to relieve that deficit;  
1603 however, each clerk's expenditures may not exceed the amount  
1604 approved by the Legislative Budget Commission for the 2015-2016  
1605 county fiscal year. The Department of Revenue shall certify the  
1606 amount needed for each individual clerk to the Executive Office  
1607 of the Governor and request release authority for such amounts  
1608 from the Clerks of Court Trust Fund. Notwithstanding s. 216.192,  
1609 the Executive Officer of the Governor may approve the release of  
1610 funds in accordance with the notice, review, and objection  
1611 procedures set forth in s. 216.177 and provide notice to the  
1612 Department of Revenue and the Chief Financial Officer. The  
1613 Department of Revenue and the Chief Financial Officer shall  
1614 release the funds to each clerk in accordance with the release  
1615 approved by the Governor. This subsection expires July 1, 2017.

1616       Section 35. In order to implement appropriations used for  
1617 the payments of existing lease contracts for private lease space  
1618 in excess of 2,000 square feet in the 2016-2017 General  
1619 Appropriations Act, the Department of Management Services, with  
1620 the cooperation of the agencies having the existing lease  
1621 contracts for office or storage space, shall use tenant broker  
1622 services to renegotiate or reprocure all private lease  
1623 agreements for office or storage space expiring between July 1,  
1624 2017, and June 30, 2019, in order to reduce costs in future



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1625 years. The department shall incorporate this initiative into its  
1626 2016 master leasing report required under s. 255.249(7), Florida  
1627 Statutes, and may use tenant broker services to explore the  
1628 possibilities of collocating office or storage space, to review  
1629 the space needs of each agency, and to review the length and  
1630 terms of potential renewals or renegotiations. The department  
1631 shall provide a report to the Executive Office of the Governor,  
1632 the President of the Senate, and the Speaker of the House of  
1633 Representatives by November 1, 2016, which lists each lease  
1634 contract for private office or storage space, the status of  
1635 renegotiations, and the savings achieved. This section expires  
1636 July 1, 2017.

1637 Section 36. In order to implement Specific Appropriations  
1638 2257 through 2265 of the 2016-2017 General Appropriations Act,  
1639 section 624.502, Florida Statutes, is reenacted to read:

1640 624.502 Service of process fee.—In all instances as  
1641 provided in any section of the insurance code and s. 48.151(3)  
1642 in which service of process is authorized to be made upon the  
1643 Chief Financial Officer or the director of the office, the  
1644 plaintiff shall pay to the department or office a fee of \$15 for  
1645 such service of process, which fee shall be deposited into the  
1646 Administrative Trust Fund.

1647 Section 37. The amendment to s. 624.502, Florida Statutes,  
1648 as carried forward by this act from chapter 2013-41, Laws of  
1649 Florida, expires July 1, 2017, and the text of that section  
1650 shall revert to that in existence on June 30, 2013, except that  
1651 any amendments to such text enacted other than by this act shall  
1652 be preserved and continue to operate to the extent that such  
1653 amendments are not dependent upon the portions of text which

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1654 expire pursuant to this section.

1655 Section 38. In order to implement Specific Appropriations  
1656 2834 through 2845 of the 2016-2017 General Appropriations Act,  
1657 paragraph (a) of subsection (2) of section 282.709, Florida  
1658 Statutes, is reenacted to read:

1659 282.709 State agency law enforcement radio system and  
1660 interoperability network.—

1661 (2) The Joint Task Force on State Agency Law Enforcement  
1662 Communications is created adjunct to the department to advise  
1663 the department of member-agency needs relating to the planning,  
1664 designing, and establishment of the statewide communication  
1665 system.

1666 (a) The Joint Task Force on State Agency Law Enforcement  
1667 Communications shall consist of the following members:

1668 1. A representative of the Division of Alcoholic Beverages  
1669 and Tobacco of the Department of Business and Professional  
1670 Regulation who shall be appointed by the secretary of the  
1671 department.

1672 2. A representative of the Division of Florida Highway  
1673 Patrol of the Department of Highway Safety and Motor Vehicles  
1674 who shall be appointed by the executive director of the  
1675 department.

1676 3. A representative of the Department of Law Enforcement  
1677 who shall be appointed by the executive director of the  
1678 department.

1679 4. A representative of the Fish and Wildlife Conservation  
1680 Commission who shall be appointed by the executive director of  
1681 the commission.

1682 5. A representative of the Department of Corrections who

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1683 shall be appointed by the secretary of the department.

1684 6. A representative of the Division of State Fire Marshal  
1685 of the Department of Financial Services who shall be appointed  
1686 by the State Fire Marshal.

1687 7. A representative of the Department of Agriculture and  
1688 Consumer Services who shall be appointed by the Commissioner of  
1689 Agriculture.

1690 Section 39. The amendment to s. 282.709(2)(a), Florida  
1691 Statutes, as carried forward by this act from chapter 2014-53,  
1692 Laws of Florida, expires July 1, 2017, and the text of that  
1693 paragraph shall revert to that in existence on June 30, 2014,  
1694 except that any amendments to such text enacted other than by  
1695 this act shall be preserved and continue to operate to the  
1696 extent that such amendments are not dependent upon the portions  
1697 of text which expire pursuant to this section.

1698 Section 40. In order to implement Specific Appropriations  
1699 2740 through 2752 of the 2016-2017 General Appropriations Act,  
1700 and notwithstanding rule 60A-1.031, Florida Administrative Code,  
1701 the transaction fee collected for use of the online procurement  
1702 system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c),  
1703 Florida Statutes, shall be seven-tenths of 1 percent for the  
1704 2016-2017 fiscal year only. This section expires July 1, 2017.

1705 Section 41. In order to implement Specific Appropriations  
1706 1533 and 1534 of the 2016-2017 General Appropriations Act,  
1707 paragraph (m) of subsection (3) of section 259.105, Florida  
1708 Statutes, is amended, and paragraph (n) is added to that  
1709 subsection, to read:

1710 259.105 The Florida Forever Act.—

1711 (3) Less the costs of issuing and the costs of funding

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1712 reserve accounts and other costs associated with bonds, the  
1713 proceeds of cash payments or bonds issued pursuant to this  
1714 section shall be deposited into the Florida Forever Trust Fund  
1715 created by s. 259.1051. The proceeds shall be distributed by the  
1716 Department of Environmental Protection in the following manner:

1717 (m) Notwithstanding paragraphs (a)-(j) and for the 2016-  
1718 2017 2015-2016 fiscal year only, \$22,256,206 \$17.4 million to  
1719 only the Division of State Lands within the Department of  
1720 Environmental Protection for the Board of Trustees Florida  
1721 Forever Priority List land acquisition projects and \$30 million  
1722 to the Florida Communities Trust. This paragraph expires July 1,  
1723 2017 2016.

1724 (n)1. For the 2016-2017 fiscal year:

1725 a. Notwithstanding any allocation required pursuant to  
1726 paragraph (c), 66.67 percent of the funds available to the  
1727 Florida Communities Trust shall be allocated for projects  
1728 acquiring conservation or recreation lands to enhance  
1729 recreational opportunities for individuals with unique  
1730 abilities.

1731 b. The Department of Environmental Protection may waive the  
1732 local government matching fund requirement in paragraph (c) for  
1733 projects acquiring conservation or recreation lands to enhance  
1734 recreational opportunities for individuals with unique  
1735 abilities.

1736 c. Notwithstanding sub-subparagraphs a. and b., any funds  
1737 required to be used to acquire conservation or recreation lands  
1738 to enhance recreational opportunities for individuals with  
1739 unique abilities which have not been awarded for those purposes  
1740 by May 1, 2017, may be awarded to redevelop or renew outdoor

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1741 recreational facilities on public lands, including recreational  
1742 trails, parks, and urban open spaces, together with improvements  
1743 required to enhance recreational enjoyment and public access to  
1744 public lands, if such redevelopment and renewal is primarily  
1745 geared toward enhancing recreational opportunities for  
1746 individuals with unique abilities. The department may waive the  
1747 local matching requirement in paragraph (c) for such  
1748 redevelopment and renewal projects.

1749 2. This paragraph expires July 1, 2017.

1750 Section 42. In order to implement Specific Appropriation  
1751 1698A of the 2016-2017 General Appropriations Act, subsection  
1752 (4) is added to section 375.075, Florida Statutes, to read:

1753 375.075 Outdoor recreation; financial assistance to local  
1754 governments.-

1755 (4) (a) For the 2016-2017 fiscal year:

1756 1. Notwithstanding any other provision of this section, at  
1757 least 30 percent of the program funds for projects must be used  
1758 exclusively for projects that provide recreational enhancements  
1759 and opportunities for individuals with unique abilities. The  
1760 department shall conduct a separate grant application process  
1761 exclusively for such projects. The department shall make the  
1762 schedule for the grant application process for projects that  
1763 provide recreational enhancements and opportunities for  
1764 individuals with unique abilities publicly available and shall  
1765 award the grants for such projects by December 31, 2016.

1766 2. Notwithstanding subsection (3), a local government may  
1767 submit up to three grant applications for projects, if at least  
1768 one of those projects provides recreational enhancements and  
1769 opportunities for individuals with unique abilities. The maximum

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1770 project grant for each project application that provides  
1771 recreational enhancements and opportunities for individuals with  
1772 unique abilities may not exceed \$500,000 in state funds.

1773 (b) The selection criteria used by the department for grant  
1774 applications submitted pursuant to this subsection shall  
1775 prioritize projects that allocate the greatest share of state  
1776 funds to provide recreational enhancements and opportunities for  
1777 individuals with unique abilities.

1778 (c) This subsection expires July 1, 2017.

1779 Section 43. In order to implement Specific Appropriation  
1780 1534 of the 2016-2017 General Appropriations Act, paragraph (h)  
1781 is added to subsection (2) of section 380.507, Florida Statutes,  
1782 to read:

1783 380.507 Powers of the trust.—The trust shall have all the  
1784 powers necessary or convenient to carry out the purposes and  
1785 provisions of this part, including:

1786 (2) To undertake, coordinate, or fund activities and  
1787 projects which will help bring local comprehensive plans into  
1788 compliance and help implement the goals, objectives, and  
1789 policies of the conservation, recreation and open space, and  
1790 coastal elements of local comprehensive plans, or which will  
1791 otherwise serve to conserve natural resources and resolve land  
1792 use conflicts, including, but not limited to:

1793 (h) Projects that provide accessibility, availability, or  
1794 adaptability of conservation or recreation lands for individuals  
1795 with unique abilities. This paragraph expires July 1, 2017.

1796 Section 44. In order to implement Specific Appropriations  
1797 1599, 1599A, 1599B, and 1748 of the 2016-2017 General  
1798 Appropriations Act, paragraph (d) of subsection (11) of section

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1799 216.181, Florida Statutes, is amended to read:

1800 216.181 Approved budgets for operations and fixed capital  
1801 outlay.—

1802 (11)

1803 (d) Notwithstanding paragraph (b) and paragraph (2)(b), and  
1804 for the 2016-2017 ~~2015-2016~~ fiscal year only, the Legislative  
1805 Budget Commission may increase the amounts appropriated to the  
1806 Fish and Wildlife Conservation Commission or the Department of  
1807 Environmental Protection for fixed capital outlay projects,  
1808 including additional fixed capital outlay projects, using funds  
1809 provided to the state from the Gulf Environmental Benefit Fund  
1810 administered by the National Fish and Wildlife Foundation; funds  
1811 provided to the state from the Gulf Coast Restoration Trust Fund  
1812 related to the Resources and Ecosystems Sustainability, Tourist  
1813 Opportunities, and Revived Economies of the Gulf Coast Act of  
1814 2012 (RESTORE Act); or funds provided by the British Petroleum  
1815 Corporation (BP) for natural resource damage assessment early  
1816 restoration projects. Concurrent with submission of an amendment  
1817 to the Legislative Budget Commission pursuant to this paragraph,  
1818 any project that carries a continuing commitment for future  
1819 appropriations by the Legislature must be specifically  
1820 identified, together with the projected amount of the future  
1821 commitment associated with the project and the fiscal years in  
1822 which the commitment is expected to commence. This paragraph  
1823 expires July 1, 2017 ~~2016~~.

1824

1825 The provisions of this subsection are subject to the notice and  
1826 objection procedures set forth in s. 216.177.

1827 Section 45. In order to implement specific appropriations

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1828 from the Water Quality Assurance Trust Fund within the  
1829 Department of Environmental Protection contained in the 2016-  
1830 2017 General Appropriations Act, paragraph (b) of subsection (2)  
1831 of section 206.9935, Florida Statutes, is amended to read:

1832 206.9935 Taxes imposed.—

1833 (2) TAX FOR WATER QUALITY.—

1834 (b) The excise tax shall be the applicable rate as  
1835 specified in subparagraph 1. per barrel or per unit of  
1836 pollutant, or equivalent measure as established by the  
1837 department, produced in or imported into the state. If the  
1838 unobligated balance of the Water Quality Assurance Trust Fund is  
1839 or falls below \$3 million, the tax shall be increased to the  
1840 applicable rates specified in subparagraph 2. and shall remain  
1841 at said rates until the unobligated balance in the fund exceeds  
1842 \$5 million, at which time the tax shall be imposed at the rates  
1843 specified in subparagraph 1. If the unobligated balance of the  
1844 fund exceeds \$12 million, the levy of the tax shall be  
1845 discontinued until the unobligated balance of the fund falls  
1846 below \$5 million, at which time the tax shall be imposed at the  
1847 rates specified in subparagraph 1. Changes in the tax rates  
1848 pursuant to this paragraph shall take effect on the first day of  
1849 the month after 30 days' notification to the Department of  
1850 Revenue when the unobligated balance of the fund falls below or  
1851 exceeds a limit set pursuant to this paragraph. The unobligated  
1852 balance of the Water Quality Assurance Trust Fund as it relates  
1853 to determination of the applicable excise tax rate shall exclude  
1854 the unobligated balances of funds of the Dry Cleaning, Operator  
1855 Certification, and nonagricultural nonpoint source programs, and  
1856 other required reservations of fund balance. The unobligated



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1857 balance in the Water Quality Assurance Trust Fund is based upon  
1858 the current unreserved fund balance, projected revenues,  
1859 authorized legislative appropriations, and funding for the  
1860 department's base budget for the subsequent fiscal year.  
1861 Revenues for penalties collected pursuant to s. 403.121(11) and  
1862 all moneys recovered under s. 373.430(7) are exempt from the  
1863 calculation of the unobligated balance of the Water Quality  
1864 Assurance Trust Fund. Determination of the unobligated balance  
1865 of the Water Quality Assurance Trust Fund shall be performed  
1866 annually subsequent to the annual legislative appropriations  
1867 becoming law.

1868 1. As provided in this paragraph, the tax shall be 2.36  
1869 cents per gallon of solvents, 1 cent per gallon of motor oil or  
1870 other lubricants, and 2 cents per barrel of petroleum products,  
1871 pesticides, ammonia, and chlorine.

1872 2. As provided in this paragraph, the tax shall be 5.9  
1873 cents per gallon of solvents, 2.5 cents per gallon of motor oil  
1874 or other lubricants, 2 cents per barrel of ammonia, and 5 cents  
1875 per barrel of petroleum products, pesticides, and chlorine.

1876 Section 46. The amendment made by this act to s.  
1877 206.9935(2)(b), Florida Statutes, expires July 1, 2017, and the  
1878 text of that paragraph shall revert to that in existence on June  
1879 30, 2016, except that any amendments to such text enacted other  
1880 than by this act shall be preserved and continue to operate to  
1881 the extent that such amendments are not dependent upon the  
1882 portions of text which expire pursuant to this section.

1883 Section 47. In order to implement Specific Appropriation  
1884 1670 of the 2016-2017 General Appropriations Act, subsection (5)  
1885 of section 403.709, Florida Statutes, is amended to read:

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1886 403.709 Solid Waste Management Trust Fund; use of waste  
1887 tire fees.—There is created the Solid Waste Management Trust  
1888 Fund, to be administered by the department.

1889 (5) (a) Notwithstanding subsection (1), a solid waste  
1890 landfill closure account is established within the Solid Waste  
1891 Management Trust Fund to provide funding for the closing and  
1892 long-term care of solid waste management facilities. The  
1893 department may use funds from the account to contract with a  
1894 third party for the closing and long-term care of a solid waste  
1895 management facility if:

1896 1. The facility has or had a department permit to operate  
1897 the facility;

1898 2. The permittee provided proof of financial assurance for  
1899 closure in the form of an insurance certificate;

1900 3. The facility is deemed to be abandoned or was ordered to  
1901 close by the department;

1902 4. Closure is accomplished in substantial accordance with a  
1903 closure plan approved by the department; and

1904 5. The department has written documentation that the  
1905 insurance company issuing the closure insurance policy will  
1906 provide or reimburse the funds required to complete closing and  
1907 long-term care of the facility.

1908 (b) The department shall deposit the funds received from  
1909 the insurance company as reimbursement for the costs of closing  
1910 or long-term care of the facility into the solid waste landfill  
1911 closure account.

1912 (c) This subsection expires July 1, 2017 ~~2016~~.

1913 Section 48. Effective upon becoming a law and in order to  
1914 implement Specific Appropriation 1674 and section 49 of the

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1915 2016-2017 General Appropriations Act, and notwithstanding the  
1916 expiration of subsection (5) of section 403.7095, Florida  
1917 Statutes, which occurred on July 1, 2015, that subsection is  
1918 revived, reenacted, and amended to read:

1919 403.7095 Solid waste management grant program.—

1920 (5) Notwithstanding any other provision of this section,  
1921 and for the 2015-2016 and 2016-2017 ~~2014-2015~~ fiscal years ~~year~~  
1922 only, the Department of Environmental Protection shall award the  
1923 sum of \$1,500,000 in grants in the 2015-2016 fiscal year and the  
1924 sum of \$3,750,000 ~~\$3 million~~ in grants in the 2016-2017 fiscal  
1925 year equally to counties having populations of fewer than  
1926 100,000 for waste tire and litter prevention, recycling  
1927 education, and general solid waste programs. This subsection  
1928 expires July 1, 2017 ~~2015~~.

1929 Section 49. In order to implement specific appropriations  
1930 from the land acquisition trust funds within the Department of  
1931 Agriculture and Consumer Services, the Department of  
1932 Environmental Protection, the Department of State, and the Fish  
1933 and Wildlife Conservation Commission which are contained in the  
1934 2016-2017 General Appropriations Act, subsection (3) of section  
1935 215.18, Florida Statutes, is amended to read:

1936 215.18 Transfers between funds; limitation.—

1937 (3) Notwithstanding subsection (1) and only with respect to  
1938 a land acquisition trust fund in the Department of Agriculture  
1939 and Consumer Services, the Department of Environmental  
1940 Protection, the Department of State, or the Fish and Wildlife  
1941 Conservation Commission, whenever there is a deficiency in a  
1942 land acquisition trust fund which would render that trust fund  
1943 temporarily insufficient to meet its just requirements,

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1944 including the timely payment of appropriations from that trust  
1945 fund, and other trust funds in the State Treasury have moneys  
1946 that are for the time being or otherwise in excess of the  
1947 amounts necessary to meet the just requirements, including  
1948 appropriated obligations, of those other trust funds, the  
1949 Governor may order a temporary transfer of moneys from one or  
1950 more of the other trust funds to a land acquisition trust fund  
1951 in the Department of Agriculture and Consumer Services, the  
1952 Department of Environmental Protection, the Department of State,  
1953 or the Fish and Wildlife Conservation Commission. Any action  
1954 proposed pursuant to this subsection is subject to the notice,  
1955 review, and objection procedures of s. 216.177, and the Governor  
1956 shall provide notice of such action at least 7 days before the  
1957 effective date of the transfer of trust funds, except that  
1958 during July 2016 ~~2015~~, notice of such action shall be provided  
1959 at least 3 days before the effective date of a transfer unless  
1960 such 3-day notice is waived by the chair and vice-chair of the  
1961 Legislative Budget Commission. Any transfer of trust funds to a  
1962 land acquisition trust fund in the Department of Agriculture and  
1963 Consumer Services, the Department of Environmental Protection,  
1964 the Department of State, or the Fish and Wildlife Conservation  
1965 Commission must be repaid to the trust funds from which the  
1966 moneys were loaned by the end of the 2016-2017 ~~2015-2016~~ fiscal  
1967 year. The Legislature has determined that the repayment of the  
1968 other trust fund moneys temporarily loaned to a land acquisition  
1969 trust fund in the Department of Agriculture and Consumer  
1970 Services, the Department of Environmental Protection, the  
1971 Department of State, or the Fish and Wildlife Conservation  
1972 Commission pursuant to this subsection is an allowable use of

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1973 the moneys in a land acquisition trust fund because the moneys  
1974 from other trust funds temporarily loaned to a land acquisition  
1975 trust fund shall be expended solely and exclusively in  
1976 accordance with s. 28, Art. X of the State Constitution. This  
1977 subsection expires July 1, 2017 ~~2016~~.

1978 Section 50. (1) In order to implement specific  
1979 appropriations from the land acquisition trust funds within the  
1980 Department of Agriculture and Consumer Services, the Department  
1981 of Environmental Protection, the Department of State, and the  
1982 Fish and Wildlife Conservation Commission which are contained in  
1983 the 2016-2017 General Appropriations Act, the Department of  
1984 Environmental Protection shall transfer revenues in the Land  
1985 Acquisition Trust Fund within the department to the land  
1986 acquisition trust funds within the Department of Agriculture and  
1987 Consumer Services, the Department of State, and the Fish and  
1988 Wildlife Conservation Commission, as provided in this section.  
1989 As used in this section, the term "department" means the  
1990 Department of Environmental Protection.

1991 (2) After subtracting any required debt service payments,  
1992 the proportionate share of revenues to be transferred to a land  
1993 acquisition trust fund shall be calculated by dividing the  
1994 appropriations from each of the land acquisition trust funds for  
1995 the fiscal year by the total appropriations from the Land  
1996 Acquisition Trust Fund within the department and the land  
1997 acquisition trust funds within the Department of Agriculture and  
1998 Consumer Services, the Department of State, and the Fish and  
1999 Wildlife Commission for the fiscal year. The department shall  
2000 transfer a proportionate share of the revenues deposited into  
2001 the Land Acquisition Trust Fund within the department on a

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2002 monthly basis to the land acquisition trust funds within the  
2003 Department of Agriculture and Consumer Services, the Department  
2004 of State, and the Fish and Wildlife Commission and shall retain  
2005 a proportionate share of the revenues in the Land Acquisition  
2006 Trust Fund within the department. Total distributions to a land  
2007 acquisition trust fund within the Department of Agriculture and  
2008 Consumer Services, the Department of State, and the Fish and  
2009 Wildlife Commission may not exceed the total appropriations from  
2010 such trust fund for the fiscal year.

2011 (3) This section expires July 1, 2017.

2012 Section 51. In order to implement Specific Appropriation  
2013 1623B of the 2016-2017 General Appropriations Act, subsection  
2014 (9) of section 376.3071, Florida Statutes, is amended to read:  
2015 376.3071 Inland Protection Trust Fund; creation; purposes;  
2016 funding.—

2017 (9) INVESTMENTS; INTEREST.—Moneys in the fund which are not  
2018 needed currently to meet the obligations of the department in  
2019 the exercise of its responsibilities under this section and s.  
2020 376.3073 shall be deposited with the Chief Financial Officer to  
2021 the credit of the fund and may be invested in such manner as  
2022 provided by law. The interest received on such investment shall  
2023 be credited to the fund. Any provisions of law to the contrary  
2024 notwithstanding, such interest may be freely transferred between  
2025 the trust fund and the Water Quality Assurance Trust Fund in the  
2026 discretion of the department or as authorized in the General  
2027 Appropriations Act.

2028 Section 52. The amendment made by this act to s.  
2029 376.3071(9), Florida Statutes, expires July 1, 2017, and the  
2030 text of that subsection shall revert to that in existence on

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2031 June 30, 2016, except that any amendments to such text enacted  
2032 other than by this act shall be preserved and continue to  
2033 operate to the extent that such amendments are not dependent  
2034 upon the portions of text which expire pursuant to this section.

2035 Section 53. In order to implement Specific Appropriation  
2036 2198 of the 2016-2017 General Appropriations Act, subsections  
2037 (4), (5), and (9) of section 288.047, Florida Statutes, are  
2038 amended to read:

2039 288.047 Quick-response training for economic development.—

2040 (4) (a) 1. CareerSource Florida, Inc., may approve  
2041 applications and execute agreements with terms not to exceed 24  
2042 months under the Quick-Response Training Program as provided in  
2043 this section. However, the total amount of contractual  
2044 obligations at any given time may not exceed \$30,000,000  
2045 million.

2046 2. The total amount of reimbursements approved for payment  
2047 by CareerSource Florida, Inc., based on actual performance under  
2048 the grant agreement, may not exceed the amount appropriated to  
2049 CareerSource Florida, Inc., for such purposes in fiscal year  
2050 2016-2017. The department shall transfer funds to CareerSource  
2051 Florida, Inc., as needed to make reimbursement payments.  
2052 CareerSource Florida, Inc., may request an advance of the  
2053 appropriation for the Quick-Response Training Program in an  
2054 amount sufficient to reimburse estimated claims for the first  
2055 quarter of fiscal year 2016-2017.

2056 (b) For the first 6 months of each fiscal year,  
2057 CareerSource Florida, Inc., shall set aside 30 percent of the  
2058 amount appropriated by the Legislature for the Quick-Response  
2059 Training Program to fund instructional programs for businesses

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2060 located in a rural area of opportunity ~~an enterprise zone~~ or  
2061 brownfield area. Any unencumbered funds remaining ~~undisbursed~~  
2062 from this set-aside at the end of the 6-month period may be used  
2063 to provide funding for a program that qualifies for funding  
2064 pursuant to this section.

2065 (5) ~~Prior to the allocation of funds for a request made~~  
2066 ~~pursuant to this section,~~ CareerSource Florida, Inc., shall  
2067 prepare a grant agreement with ~~between~~ the business or industry  
2068 requesting funds, ~~the educational institution receiving funding~~  
2069 ~~through the program, and CareerSource Florida, Inc.~~ Such  
2070 agreement may include an educational institution receiving  
2071 funding through the program and must include, but is not limited  
2072 to:

2073 (a) An identification of the personnel necessary to conduct  
2074 the instructional program, the qualifications of such personnel,  
2075 and the respective responsibilities of the parties for paying  
2076 costs associated with the employment of such personnel.

2077 (b) An identification of the estimated length of the  
2078 instructional program.

2079 (c) An identification of all direct, training-related  
2080 costs, including tuition and fees, curriculum development, books  
2081 and classroom materials, and overhead or indirect costs, not to  
2082 exceed 5 percent of the grant amount.

2083 (d) An identification of special program requirements that  
2084 are not addressed otherwise in the agreement.

2085 (e) Permission to access information specific to the wages  
2086 and performance of participants upon the completion of  
2087 instruction for evaluation purposes. Information which, if  
2088 released, would disclose the identity of the person to whom the



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2089 information pertains or disclose the identity of the person's  
2090 employer is confidential and exempt from ~~the provisions of s.~~  
2091 119.07(1). The agreement must specify that any evaluations  
2092 published subsequent to the instruction may not identify the  
2093 employer or any individual participant.

2094 (9) Notwithstanding any other provision of law, ~~eligible~~  
2095 matching contributions received during the fiscal year from a  
2096 business or an industry participating in ~~under this section from~~  
2097 the Quick-Response Training Program may be counted toward the  
2098 private sector support of Enterprise Florida, Inc., under s.  
2099 288.904.

2100 Section 54. The amendments made by this act to s.  
2101 288.047(4), (5), and (9), Florida Statutes, expire July 1, 2017,  
2102 and the text of those subsections shall revert to that in  
2103 existence on June 30, 2016, except that any amendments to such  
2104 text enacted other than by this act shall be preserved and  
2105 continue to operate to the extent that such amendments are not  
2106 dependent upon the portions of text which expire pursuant to  
2107 this section.

2108 Section 55. In order to implement Specific Appropriation  
2109 1895 of the 2016-2017 General Appropriations Act, paragraph (i)  
2110 of subsection (4) and paragraph (b) of subsection (5) of section  
2111 339.135, Florida Statutes, are amended, and notwithstanding the  
2112 expiration of paragraph (j) of subsection (4) and paragraph (c)  
2113 of subsection (5) of that section, which occurred on July 1,  
2114 2015, those paragraphs are revived, reenacted, and amended, to  
2115 read:

2116 339.135 Work program; legislative budget request;  
2117 definitions; preparation, adoption, execution, and amendment.—

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2118 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

2119 (i) Notwithstanding paragraph (a), and for the 2016-2017  
2120 ~~2015-2016~~ fiscal year only, the Department of Transportation  
2121 shall use appropriated funds to support the establishment of a  
2122 statewide system of interconnected multiuse trails and to pay  
2123 the costs of planning, land acquisition, design, and  
2124 construction of such trails and related facilities. Funds  
2125 specifically appropriated for this purpose may not reduce,  
2126 delete, or defer any existing projects funded as of July 1, 2016  
2127 ~~2015~~, in the department's 5-year work program. This paragraph  
2128 expires July 1, 2017 ~~2016~~.

2129 (j) Notwithstanding paragraph (a) and for the 2016-2017  
2130 ~~2014-2015~~ fiscal year only, the department may use up to \$15  
2131 million of appropriated funds to pay the costs of strategic and  
2132 regionally significant transportation projects. Funds may be  
2133 used to provide up to 75 percent of project costs for  
2134 production-ready eligible projects. Preference shall be given to  
2135 projects that support the state's economic regions, or that have  
2136 been identified as regionally significant in accordance with s.  
2137 339.155(4)(c), (d), and (e), and that have an increased level of  
2138 nonstate match. This paragraph expires July 1, 2017 ~~2015~~.

2139 (5) ADOPTION OF THE WORK PROGRAM.—

2140 (b) Notwithstanding paragraph (a), and for the 2016-2017  
2141 ~~2015-2016~~ fiscal year only, the department shall use  
2142 appropriated funds to support the establishment of a statewide  
2143 system of interconnected multiuse trails and to pay the costs of  
2144 planning, land acquisition, design, and construction of such  
2145 trails and related facilities. Funds specifically appropriated  
2146 for this purpose may not reduce, delete, or defer any existing

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2147 projects funded as of July 1, 2016 ~~2015~~, in the department's 5-  
 2148 year work program. This paragraph expires July 1, 2017 ~~2016~~.

2149 (c) Notwithstanding paragraph (a), and for the 2016-2017  
 2150 ~~2014-2015~~ fiscal year only, the department may use appropriated  
 2151 funds to pay the costs of strategic and regionally significant  
 2152 transportation projects as provided in paragraph (4)(j). Funds  
 2153 specifically appropriated for this purpose may not reduce,  
 2154 delete, or defer any existing projects funded as of July 1, 2016  
 2155 ~~2014~~, in the department's 5-year work program. This paragraph  
 2156 expires July 1, 2017 ~~2015~~.

2157 Section 56. In order to implement Specific Appropriation  
 2158 1890 of the 2016-2017 General Appropriations Act, subsection (2)  
 2159 of section 339.2818, Florida Statutes, is amended to read:

2160 339.2818 Small County Outreach Program.—

2161 (2) (a) For the purposes of this section, the term "small  
 2162 county" means any county that has a population of 150,000 or  
 2163 less as determined by the most recent official estimate pursuant  
 2164 to s. 186.901.

2165 (b) Notwithstanding paragraph (a), for the 2016-2017 ~~2015-~~  
 2166 ~~2016~~ fiscal year, for purposes of this section, the term "small  
 2167 county" means any county that has a population of 170,000  
 2168 ~~165,000~~ or less as determined by the most recent official  
 2169 estimate pursuant to s. 186.901. This paragraph expires July 1,  
 2170 2017 ~~2016~~.

2171 Section 57. In order to implement Specific Appropriation  
 2172 1874 of the 2016-2017 General Appropriations Act, subsection  
 2173 (10) of section 341.302, Florida Statutes, is reenacted to read:

2174 341.302 Rail program; duties and responsibilities of the  
 2175 department.—The department, in conjunction with other

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2176 governmental entities, including the rail enterprise and the  
2177 private sector, shall develop and implement a rail program of  
2178 statewide application designed to ensure the proper maintenance,  
2179 safety, revitalization, and expansion of the rail system to  
2180 assure its continued and increased availability to respond to  
2181 statewide mobility needs. Within the resources provided pursuant  
2182 to chapter 216, and as authorized under federal law, the  
2183 department shall:

2184 (10) (a) Administer rail operating and construction  
2185 programs, which programs shall include the regulation of maximum  
2186 train operating speeds, the opening and closing of public grade  
2187 crossings, the construction and rehabilitation of public grade  
2188 crossings, the installation of traffic control devices at public  
2189 grade crossings, the approval and implementation of quiet zones,  
2190 and administration of the programs by the department, including  
2191 participation in the cost of the programs.

2192 (b) Provide grant funding to assist with the implementation  
2193 of quiet zones that have been approved by the department, which  
2194 funding may not exceed 50 percent of the nonfederal and  
2195 nonprivate share of the total costs of any quiet zone capital  
2196 improvement project.

2197 (c) Coordinate and work closely with local, state, and  
2198 federal agencies to provide technical support to local agencies  
2199 for the development of quiet zone plans.

2200 (d) Monitor crossing incidents at approved quiet zone  
2201 locations and suspend the operation of a quiet zone at any time  
2202 the department determines that a significant deterioration in  
2203 safety is resulting from quiet zone implementation.

2204 Section 58. The amendment to s. 341.302(10), Florida

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2205 Statutes, as carried forward by this act from chapter 2014-53,  
2206 Laws of Florida, expires July 1, 2017, and the text of that  
2207 subsection shall revert to that in existence on June 30, 2014,  
2208 except that any amendments to such text enacted other than by  
2209 this act shall be preserved and continue to operate to the  
2210 extent that such amendments are not dependent upon the portions  
2211 of text which expire pursuant to this section.

2212 Section 59. In order to implement Specific Appropriation  
2213 1889 of the 2016-2017 General Appropriations Act, subsection (3)  
2214 of section 339.2816, Florida Statutes is amended to read:

2215 339.2816 Small County Road Assistance Program.—

2216 (3) In the 2016-2017 fiscal year ~~Beginning with fiscal year~~  
2217 ~~1999-2000 until fiscal year 2009-2010, and beginning again with~~  
2218 ~~fiscal year 2012-2013,~~ up to \$50 ~~\$25~~ million annually from the  
2219 State Transportation Trust Fund may be used for the purposes of  
2220 funding the Small County Road Assistance Program as described in  
2221 this section.

2222 Section 60. The amendment made by this act to s.  
2223 339.2816(3), Florida Statutes, expires July 1, 2017, and the  
2224 text of that subsection shall revert to that in existence on  
2225 June 30, 2015, except that any amendments to such text enacted  
2226 other than by this act shall be preserved and continue to  
2227 operate to the extent that such amendments are not dependent  
2228 upon the portions of text which expire pursuant to this section.

2229 Section 61. In order to implement Specific Appropriation  
2230 2224 of the 2016-2017 General Appropriations Act, subsection  
2231 (10) of section 420.9072, Florida Statutes, is amended to read:

2232 420.9072 State Housing Initiatives Partnership Program.—The  
2233 State Housing Initiatives Partnership Program is created for the

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2234 purpose of providing funds to counties and eligible  
2235 municipalities as an incentive for the creation of local housing  
2236 partnerships, to expand production of and preserve affordable  
2237 housing, to further the housing element of the local government  
2238 comprehensive plan specific to affordable housing, and to  
2239 increase housing-related employment.

2240 (10) Notwithstanding ss. 420.9071(26) and 420.9075(5) and  
2241 subsection (7), for the 2016-2017 ~~2015-2016~~ fiscal year:

2242 (a) The term "rent subsidies" means ongoing monthly rental  
2243 assistance.

2244 (b) Up to 25 percent of the funds made available in each  
2245 county and each eligible municipality from the local housing  
2246 distribution may be used for rental assistance and rent  
2247 subsidies as provided in paragraph (c).

2248 (c) A county or an eligible municipality may expend its  
2249 portion of the local housing distribution to provide the  
2250 following types of rental assistance and rent subsidies:

2251 1. Security and utility deposit assistance.

2252 2. Eviction prevention subsidies not to exceed 6 months'  
2253 rent.

2254 3. Rent subsidies for very-low-income households with at  
2255 least one adult who is a person with special needs as defined in  
2256 s. 420.0004 or a person who is homeless as defined in s. 420.621  
2257 when the person initially qualified for a rent subsidy. The  
2258 period of rental subsidy may not exceed 12 months for any  
2259 eligible household or person.

2260 (d) This subsection expires July 1, 2017 ~~2016~~.

2261 Section 62. In order to implement Specific Appropriation  
2262 2223 of the 2016-2017 General Appropriations Act, subsection

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2263 (10) of section 420.5087, Florida Statutes, is amended to read:

2264 420.5087 State Apartment Incentive Loan Program.—There is  
2265 hereby created the State Apartment Incentive Loan Program for  
2266 the purpose of providing first, second, or other subordinated  
2267 mortgage loans or loan guarantees to sponsors, including for-  
2268 profit, nonprofit, and public entities, to provide housing  
2269 affordable to very-low-income persons.

2270 (10) (a) Notwithstanding subsection (3), for the 2016-2017  
2271 ~~2015-2016~~ fiscal year, the reservation of funds for the tenant  
2272 groups within each notice of fund availability shall be:

2273 1. Not less than 10 percent of the funds available at that  
2274 time for the following tenant groups:

- 2275 a. Families;  
2276 b. Persons who are homeless;  
2277 c. Persons with special needs; and  
2278 d. Elderly persons.

2279 2. Not less than 5 percent of the funds available at that  
2280 time for the commercial fishing workers and farmworkers tenant  
2281 group.

2282 (b) Notwithstanding the provisions of this section which  
2283 require program funds be used for housing for very-low income  
2284 persons and the provisions of subparagraph (6)(c)4. which  
2285 require that specified percentages of the units in a project be  
2286 reserved for persons or families of specified income levels, for  
2287 the 2016-2017 fiscal year, the corporation shall issue a notice  
2288 of fund availability for \$20 million for loans for the  
2289 construction of workforce housing to serve primarily low-income  
2290 persons, as defined in s. 420.0004.

2291 (c) This subsection expires July 1, 2017 ~~2016~~.

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2292 Section 63. In order to implement Specific Appropriation  
2293 1856 of the 2016-2017 General Appropriations Act, subsection  
2294 (30) is added to section 427.013, Florida Statutes, to read:  
2295 427.013 The Commission for the Transportation  
2296 Disadvantaged; purpose and responsibilities.—The purpose of the  
2297 commission is to accomplish the coordination of transportation  
2298 services provided to the transportation disadvantaged. The goal  
2299 of this coordination is to assure the cost-effective provision  
2300 of transportation by qualified community transportation  
2301 coordinators or transportation operators for the transportation  
2302 disadvantaged without any bias or presumption in favor of  
2303 multioperator systems or not-for-profit transportation operators  
2304 over single operator systems or for-profit transportation  
2305 operators. In carrying out this purpose, the commission shall:

2306 (30) For the 2016-2017 fiscal year and notwithstanding any  
2307 other provision of this section:

2308 (a) Allocate, from funds provided in the General  
2309 Appropriations Act, to community transportation coordinators who  
2310 do not receive Urbanized Area Formula funds pursuant to 49  
2311 U.S.C. s. 5307 to provide transportation services for persons  
2312 with disabilities, older adults, and low-income persons so they  
2313 may access health care, employment, education, and other life-  
2314 sustaining activities. Funds allocated for this purpose shall be  
2315 distributed among community transportation coordinators based  
2316 upon the Transportation Disadvantaged Trip and Equipment  
2317 allocation methodology established by the commission.

2318 (b) Award, from funds provided in the General  
2319 Appropriations Act, competitive grants to community  
2320 transportation coordinators to address unique transportation



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2321 challenges of persons with disabilities, older adults, and low-  
2322 income persons seeking to obtain or maintain employment; to  
2323 allow residents of inner-city, urban, or rural neighborhoods to  
2324 access jobs; and to provide transportation services for persons  
2325 who work late at night or on weekends when conventional transit  
2326 services are reduced or unavailable.

2327 (c) Award, from funds provided in the General  
2328 Appropriations Act, competitive grants to community  
2329 transportation coordinators to support transportation projects  
2330 to:

2331 1. Enhance access to health care, shopping, education,  
2332 employment, public services, and recreation;

2333 2. Assist in the development, improvement, and use of  
2334 transportation systems in nonurbanized areas;

2335 3. Promote the efficient coordination of services;

2336 4. Support inner-city bus transportation; and

2337 5. Encourage private transportation providers to  
2338 participate.

2339 (d) This subsection expires July 1, 2017.

2340 Section 64. In order to implement the salaries and  
2341 benefits, expenses, other personal services, contracted  
2342 services, special categories, and operating capital outlay  
2343 categories of the 2016-2017 General Appropriations Act,  
2344 paragraph (a) of subsection (2) of section 216.292, Florida  
2345 Statutes, is reenacted to read:

2346 216.292 Appropriations nontransferable; exceptions.—

2347 (2) The following transfers are authorized to be made by  
2348 the head of each department or the Chief Justice of the Supreme  
2349 Court whenever it is deemed necessary by reason of changed

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2350 conditions:

2351 (a) The transfer of appropriations funded from identical  
2352 funding sources, except appropriations for fixed capital outlay,  
2353 and the transfer of amounts included within the total original  
2354 approved budget and plans of releases of appropriations as  
2355 furnished pursuant to ss. 216.181 and 216.192, as follows:

2356 1. Between categories of appropriations within a budget  
2357 entity, if no category of appropriation is increased or  
2358 decreased by more than 5 percent of the original approved budget  
2359 or \$250,000, whichever is greater, by all action taken under  
2360 this subsection.

2361 2. Between budget entities within identical categories of  
2362 appropriations, if no category of appropriation is increased or  
2363 decreased by more than 5 percent of the original approved budget  
2364 or \$250,000, whichever is greater, by all action taken under  
2365 this subsection.

2366 3. Any agency exceeding salary rate established pursuant to  
2367 s. 216.181(8) on June 30th of any fiscal year shall not be  
2368 authorized to make transfers pursuant to subparagraphs 1. and 2.  
2369 in the subsequent fiscal year.

2370 4. Notice of proposed transfers under subparagraphs 1. and  
2371 2. shall be provided to the Executive Office of the Governor and  
2372 the chairs of the legislative appropriations committees at least  
2373 3 days prior to agency implementation in order to provide an  
2374 opportunity for review.

2375 Section 65. The amendment to s. 216.292(2)(a), Florida  
2376 Statutes, as carried forward by this act from chapter 2014-53,  
2377 Laws of Florida, expires July 1, 2017, and the text of that  
2378 paragraph shall revert to that in existence on June 30, 2014,

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2379 except that any amendments to such text enacted other than by  
2380 this act shall be preserved and continue to operate to the  
2381 extent that such amendments are not dependent upon the portions  
2382 of text which expire pursuant to this section.

2383 Section 66. In order to implement the appropriation of  
2384 funds in the contracted services and expenses categories of the  
2385 2016-2017 General Appropriations Act, a state agency may not  
2386 initiate a competitive solicitation for a product or service if  
2387 the completion of such competitive solicitation would:

2388 (1) Require a change in law; or

2389 (2) Require a change to the agency's budget other than a  
2390 transfer authorized in s. 216.292(2) or (3), Florida Statutes,  
2391 unless the initiation of such competitive solicitation is  
2392 specifically authorized in law, in the General Appropriations  
2393 Act, or by the Legislative Budget Commission.

2394  
2395 This section does not apply to a competitive solicitation for  
2396 which the agency head certifies that a valid emergency exists.

2397 This section expires July 1, 2017.

2398 Section 67. In order to implement the appropriation of  
2399 funds in the appropriation category "Special Categories-Risk  
2400 Management Insurance" in the 2016-2017 General Appropriations  
2401 Act, and pursuant to the notice, review, and objection  
2402 procedures of s. 216.177, Florida Statutes, the Executive Office  
2403 of the Governor may transfer funds appropriated in that category  
2404 between departments in order to align the budget authority  
2405 granted with the premiums paid by each department for risk  
2406 management insurance. This section expires July 1, 2017.

2407 Section 68. In order to implement the appropriation of

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2408 funds in the appropriation category "Special Categories-Transfer  
2409 to Department of Management Services-Human Resources Services  
2410 Purchased per Statewide Contract" in the 2016-2017 General  
2411 Appropriations Act, and pursuant to the notice, review, and  
2412 objection procedures of s. 216.177, Florida Statutes, the  
2413 Executive Office of the Governor may transfer funds appropriated  
2414 in that category between departments in order to align the  
2415 budget authority granted with the assessments that must be paid  
2416 by each agency to the Department of Management Services for  
2417 human resource management services. This section expires July 1,  
2418 2017.

2419 Section 69. In order to implement appropriations for  
2420 salaries and benefits in the 2016-2017 General Appropriations  
2421 Act, subsection (6) of section 112.24, Florida Statutes, is  
2422 amended to read:

2423 112.24 Intergovernmental interchange of public employees.-  
2424 To encourage economical and effective utilization of public  
2425 employees in this state, the temporary assignment of employees  
2426 among agencies of government, both state and local, and  
2427 including school districts and public institutions of higher  
2428 education is authorized under terms and conditions set forth in  
2429 this section. State agencies, municipalities, and political  
2430 subdivisions are authorized to enter into employee interchange  
2431 agreements with other state agencies, the Federal Government,  
2432 another state, a municipality, or a political subdivision  
2433 including a school district, or with a public institution of  
2434 higher education. State agencies are also authorized to enter  
2435 into employee interchange agreements with private institutions  
2436 of higher education and other nonprofit organizations under the

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2437 terms and conditions provided in this section. In addition, the  
2438 Governor or the Governor and Cabinet may enter into employee  
2439 interchange agreements with a state agency, the Federal  
2440 Government, another state, a municipality, or a political  
2441 subdivision including a school district, or with a public  
2442 institution of higher learning to fill, subject to the  
2443 requirements of chapter 20, appointive offices which are within  
2444 the executive branch of government and which are filled by  
2445 appointment by the Governor or the Governor and Cabinet. Under  
2446 no circumstances shall employee interchange agreements be  
2447 utilized for the purpose of assigning individuals to participate  
2448 in political campaigns. Duties and responsibilities of  
2449 interchange employees shall be limited to the mission and goals  
2450 of the agencies of government.

2451 (6) For the 2016-2017 ~~2015-2016~~ fiscal year only, the  
2452 assignment of an employee of a state agency as provided in this  
2453 section may be made if recommended by the Governor or Chief  
2454 Justice, as appropriate, and approved by the chairs of the  
2455 legislative appropriations committees. Such actions shall be  
2456 deemed approved if neither chair provides written notice of  
2457 objection within 14 days after receiving notice of the action  
2458 pursuant to s. 216.177. This subsection expires July 1, 2017  
2459 ~~2016~~.

2460 Section 70. In order to implement Specific Appropriations  
2461 2652 and 2653 of the 2016-2017 General Appropriations Act and  
2462 notwithstanding s. 11.13(1), Florida Statutes, the authorized  
2463 salaries for members of the Legislature for the 2016-2017 fiscal  
2464 year shall be set at the same level in effect on July 1, 2010.  
2465 This section expires July 1, 2017.

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2466 Section 71. In order to implement the transfer of funds to  
2467 the General Revenue Fund from trust funds in the 2016-2017  
2468 General Appropriations Act, paragraph (b) of subsection (2) of  
2469 section 215.32, Florida Statutes, is reenacted to read:

2470 215.32 State funds; segregation.—

2471 (2) The source and use of each of these funds shall be as  
2472 follows:

2473 (b)1. The trust funds shall consist of moneys received by  
2474 the state which under law or under trust agreement are  
2475 segregated for a purpose authorized by law. The state agency or  
2476 branch of state government receiving or collecting such moneys  
2477 is responsible for their proper expenditure as provided by law.  
2478 Upon the request of the state agency or branch of state  
2479 government responsible for the administration of the trust fund,  
2480 the Chief Financial Officer may establish accounts within the  
2481 trust fund at a level considered necessary for proper  
2482 accountability. Once an account is established, the Chief  
2483 Financial Officer may authorize payment from that account only  
2484 upon determining that there is sufficient cash and releases at  
2485 the level of the account.

2486 2. In addition to other trust funds created by law, to the  
2487 extent possible, each agency shall use the following trust funds  
2488 as described in this subparagraph for day-to-day operations:

2489 a. Operations or operating trust fund, for use as a  
2490 depository for funds to be used for program operations funded by  
2491 program revenues, with the exception of administrative  
2492 activities when the operations or operating trust fund is a  
2493 proprietary fund.

2494 b. Operations and maintenance trust fund, for use as a

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2495 depository for client services funded by third-party payors.

2496 c. Administrative trust fund, for use as a depository for  
2497 funds to be used for management activities that are departmental  
2498 in nature and funded by indirect cost earnings and assessments  
2499 against trust funds. Proprietary funds are excluded from the  
2500 requirement of using an administrative trust fund.

2501 d. Grants and donations trust fund, for use as a depository  
2502 for funds to be used for allowable grant or donor agreement  
2503 activities funded by restricted contractual revenue from private  
2504 and public nonfederal sources.

2505 e. Agency working capital trust fund, for use as a  
2506 depository for funds to be used pursuant to s. 216.272.

2507 f. Clearing funds trust fund, for use as a depository for  
2508 funds to account for collections pending distribution to lawful  
2509 recipients.

2510 g. Federal grant trust fund, for use as a depository for  
2511 funds to be used for allowable grant activities funded by  
2512 restricted program revenues from federal sources.

2513  
2514 To the extent possible, each agency must adjust its internal  
2515 accounting to use existing trust funds consistent with the  
2516 requirements of this subparagraph. If an agency does not have  
2517 trust funds listed in this subparagraph and cannot make such  
2518 adjustment, the agency must recommend the creation of the  
2519 necessary trust funds to the Legislature no later than the next  
2520 scheduled review of the agency's trust funds pursuant to s.  
2521 215.3206.

2522 3. All such moneys are hereby appropriated to be expended  
2523 in accordance with the law or trust agreement under which they

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2524 were received, subject always to the provisions of chapter 216  
2525 relating to the appropriation of funds and to the applicable  
2526 laws relating to the deposit or expenditure of moneys in the  
2527 State Treasury.

2528 4.a. Notwithstanding any provision of law restricting the  
2529 use of trust funds to specific purposes, unappropriated cash  
2530 balances from selected trust funds may be authorized by the  
2531 Legislature for transfer to the Budget Stabilization Fund and  
2532 General Revenue Fund in the General Appropriations Act.

2533 b. This subparagraph does not apply to trust funds required  
2534 by federal programs or mandates; trust funds established for  
2535 bond covenants, indentures, or resolutions whose revenues are  
2536 legally pledged by the state or public body to meet debt service  
2537 or other financial requirements of any debt obligations of the  
2538 state or any public body; the Division of Licensing Trust Fund  
2539 in the Department of Agriculture and Consumer Services; the  
2540 State Transportation Trust Fund; the trust fund containing the  
2541 net annual proceeds from the Florida Education Lotteries; the  
2542 Florida Retirement System Trust Fund; trust funds under the  
2543 management of the State Board of Education or the Board of  
2544 Governors of the State University System, where such trust funds  
2545 are for auxiliary enterprises, self-insurance, and contracts,  
2546 grants, and donations, as those terms are defined by general  
2547 law; trust funds that serve as clearing funds or accounts for  
2548 the Chief Financial Officer or state agencies; trust funds that  
2549 account for assets held by the state in a trustee capacity as an  
2550 agent or fiduciary for individuals, private organizations, or  
2551 other governmental units; and other trust funds authorized by  
2552 the State Constitution.



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2553           Section 72. The amendment to s. 215.32(2)(b), Florida  
2554 Statutes, as carried forward by this act from chapter 2011-47,  
2555 Laws of Florida, expires July 1, 2017, and the text of that  
2556 paragraph shall revert to that in existence on June 30, 2011,  
2557 except that any amendments to such text enacted other than by  
2558 this act shall be preserved and continue to operate to the  
2559 extent that such amendments are not dependent upon the portions  
2560 of text which expire pursuant to this section.

2561           Section 73. In order to implement the issuance of new debt  
2562 authorized in the 2016-2017 General Appropriations Act, and  
2563 pursuant to s. 215.98, Florida Statutes, the Legislature  
2564 determines that the authorization and issuance of debt for the  
2565 2016-2017 fiscal year should be implemented and is in the best  
2566 interest of the state. This section expires July 1, 2017.

2567           Section 74. In order to implement appropriations in the  
2568 2016-2017 General Appropriations Act for state employee travel,  
2569 the funds appropriated to each state agency which may be used  
2570 for travel by state employees shall be limited during the 2016-  
2571 2017 fiscal year to travel for activities that are critical to  
2572 each state agency's mission. Funds may not be used for travel by  
2573 state employees to foreign countries, other states, conferences,  
2574 staff training activities, or other administrative functions  
2575 unless the agency head has approved, in writing, that such  
2576 activities are critical to the agency's mission. The agency head  
2577 shall consider using teleconferencing and other forms of  
2578 electronic communication to meet the needs of the proposed  
2579 activity before approving mission-critical travel. This section  
2580 does not apply to travel for law enforcement purposes, military  
2581 purposes, emergency management activities, or public health

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2582 activities. This section expires July 1, 2017.

2583 Section 75. In order to implement Specific Appropriations  
2584 2892 through 2913 of the 2016-2017 General Appropriations Act,  
2585 funded from the data processing appropriation category for  
2586 computing services of user agencies, and pursuant to the notice,  
2587 review, and objection procedures of s. 216.177, Florida  
2588 Statutes, the Executive Office of the Governor may transfer  
2589 funds appropriated for data processing in the 2016-2017 General  
2590 Appropriations Act between agencies in order to align the budget  
2591 authority granted with the utilization rate of each department.  
2592 This section expires July 1, 2017.

2593 Section 76. In order to implement the appropriation of  
2594 funds in the appropriation category "Data Processing Services-  
2595 State Data Center-Agency for State Technology (AST)" in the  
2596 2016-2017 General Appropriations Act, and pursuant to the  
2597 notice, review, and objection procedures of s. 216.177, Florida  
2598 Statutes, the Executive Office of the Governor may transfer  
2599 funds appropriated in that category between departments in order  
2600 to align the budget authority granted based on the estimated  
2601 billing cycle and methodology used by the Agency for State  
2602 Technology for data processing services provided by the State  
2603 Data Center. This section expires July 1, 2017.

2604 Section 77. In order to implement appropriations authorized  
2605 in the 2016-2017 General Appropriations Act for data center  
2606 services, and notwithstanding s. 216.292(2)(a), Florida  
2607 Statutes, except as authorized in sections 75 and 76 of this  
2608 act, an agency may not transfer funds from a data processing  
2609 category to a category other than another data processing  
2610 category. This section expires July 1, 2017.

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2611           Section 78. In order to implement Specific Appropriation  
2612 2826 of the 2016-2017 General Appropriations Act, the Executive  
2613 Office of the Governor may transfer funds appropriated in the  
2614 appropriation category "Expenses" of the 2016-2017 General  
2615 Appropriations Act between agencies in order to allocate a  
2616 reduction relating to SUNCOM Network services. This section  
2617 expires July 1, 2017.

2618           Section 79. In order to implement section 8 of the 2015-  
2619 2016 General Appropriations Act, section 110.12315, Florida  
2620 Statutes, is reenacted to read:

2621           110.12315 Prescription drug program.—The state employees'  
2622 prescription drug program is established. This program shall be  
2623 administered by the Department of Management Services, according  
2624 to the terms and conditions of the plan as established by the  
2625 relevant provisions of the annual General Appropriations Act and  
2626 implementing legislation, subject to the following conditions:

2627           (1) The department shall allow prescriptions written by  
2628 health care providers under the plan to be filled by any  
2629 licensed pharmacy pursuant to contractual claims-processing  
2630 provisions. Nothing in this section may be construed as  
2631 prohibiting a mail order prescription drug program distinct from  
2632 the service provided by retail pharmacies.

2633           (2) In providing for reimbursement of pharmacies for  
2634 prescription medicines dispensed to members of the state group  
2635 health insurance plan and their dependents under the state  
2636 employees' prescription drug program:

2637           (a) Retail pharmacies participating in the program must be  
2638 reimbursed at a uniform rate and subject to uniform conditions,  
2639 according to the terms and conditions of the plan.

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2640 (b) There shall be a 30-day supply limit for prescription  
2641 card purchases, a 90-day supply limit for maintenance  
2642 prescription drug purchases, and a 90-day supply limit for mail  
2643 order or mail order prescription drug purchases.

2644 (c) The pharmacy dispensing fee shall be negotiated by the  
2645 department.

2646 (3) Pharmacy reimbursement rates shall be as follows:

2647 (a) For mail order and specialty pharmacies contracting  
2648 with the department, reimbursement rates shall be as established  
2649 in the contract.

2650 (b) For retail pharmacies, the reimbursement rate shall be  
2651 at the same rate as mail order pharmacies under contract with  
2652 the department.

2653 (4) The department shall maintain the preferred brand name  
2654 drug list to be used in the administration of the state  
2655 employees' prescription drug program.

2656 (5) The department shall maintain a list of maintenance  
2657 drugs.

2658 (a) Preferred provider organization health plan members may  
2659 have prescriptions for maintenance drugs filled up to three  
2660 times as a 30-day supply through a retail pharmacy; thereafter,  
2661 prescriptions for the same maintenance drug must be filled as a  
2662 90-day supply either through the department's contracted mail  
2663 order pharmacy or through a retail pharmacy.

2664 (b) Health maintenance organization health plan members may  
2665 have prescriptions for maintenance drugs filled as a 90-day  
2666 supply either through a mail order pharmacy or through a retail  
2667 pharmacy.

2668 (6) Copayments made by health plan members for a 90-day

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2669 supply through a retail pharmacy shall be the same as copayments  
2670 made for a 90-day supply through the department's contracted  
2671 mail order pharmacy.

2672 (7) The department shall establish the reimbursement  
2673 schedule for prescription pharmaceuticals dispensed under the  
2674 program. Reimbursement rates for a prescription pharmaceutical  
2675 must be based on the cost of the generic equivalent drug if a  
2676 generic equivalent exists, unless the physician prescribing the  
2677 pharmaceutical clearly states on the prescription that the brand  
2678 name drug is medically necessary or that the drug product is  
2679 included on the formulary of drug products that may not be  
2680 interchanged as provided in chapter 465, in which case  
2681 reimbursement must be based on the cost of the brand name drug  
2682 as specified in the reimbursement schedule adopted by the  
2683 department.

2684 (8) The department shall conduct a prescription utilization  
2685 review program. In order to participate in the state employees'  
2686 prescription drug program, retail pharmacies dispensing  
2687 prescription medicines to members of the state group health  
2688 insurance plan or their covered dependents, or to subscribers or  
2689 covered dependents of a health maintenance organization plan  
2690 under the state group insurance program, shall make their  
2691 records available for this review.

2692 (9) The department shall implement such additional cost-  
2693 saving measures and adjustments as may be required to balance  
2694 program funding within appropriations provided, including a  
2695 trial or starter dose program and dispensing of long-term-  
2696 maintenance medication in lieu of acute therapy medication.

2697 (10) Participating pharmacies must use a point-of-sale

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2698 device or an online computer system to verify a participant's  
 2699 eligibility for coverage. The state is not liable for  
 2700 reimbursement of a participating pharmacy for dispensing  
 2701 prescription drugs to any person whose current eligibility for  
 2702 coverage has not been verified by the state's contracted  
 2703 administrator or by the department.

2704 (11) Under the state employees' prescription drug program  
 2705 copayments must be made as follows:

2706 (a) Effective January 1, 2013, for the State Group Health  
 2707 Insurance Standard Plan:

- 2708 1. For generic drug with card.....\$7.
- 2709 2. For preferred brand name drug with card.....\$30.
- 2710 3. For nonpreferred brand name drug with card.....\$50.
- 2711 4. For generic mail order drug.....\$14.
- 2712 5. For preferred brand name mail order drug.....\$60.
- 2713 6. For nonpreferred brand name mail order drug.....\$100.

2714 (b) Effective January 1, 2006, for the State Group Health  
 2715 Insurance High Deductible Plan:

- 2716 1. Retail coinsurance for generic drug with card.....30%.
- 2717 2. Retail coinsurance for preferred brand name drug with  
 2718 card.....30%.
- 2719 3. Retail coinsurance for nonpreferred brand name drug with  
 2720 card.....50%.
- 2721 4. Mail order coinsurance for generic drug.....30%.
- 2722 5. Mail order coinsurance for preferred brand name drug.30%.
- 2723 6. Mail order coinsurance for nonpreferred brand name  
 2724 drug.....50%.

2725 (c) The department shall create a preferred brand name drug  
 2726 list to be used in the administration of the state employees'

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2727 prescription drug program.

2728 Section 80. (1) The amendment to s. 110.12315(2)(b),  
2729 Florida Statutes, as carried forward by this act from chapter  
2730 2014-53, Laws of Florida, expires July 1, 2017, and the text of  
2731 that paragraph shall revert to that in existence on June 30,  
2732 2012, except that any amendments to such text enacted other than  
2733 by this act shall be preserved and continue to operate to the  
2734 extent that such amendments are not dependent upon the portions  
2735 of text which expire pursuant to this section.

2736 (2) The amendments to s. 110.12315(2)(c) and (3)-(6),  
2737 Florida Statutes, as carried forward by this act from chapter  
2738 2014-53, Laws of Florida, expire July 1, 2017, and the text of  
2739 that paragraph and the text and numbering of those subsections  
2740 shall revert to those in existence on June 30, 2014, except that  
2741 any amendments to such text enacted other than by this act shall  
2742 be preserved and continue to operate to the extent that such  
2743 amendments are not dependent upon the portions of text which  
2744 expire pursuant to this section.

2745 (3) The amendment to s. 110.12315(7), Florida Statutes, as  
2746 carried forward by this act from chapter 2014-53, Laws of  
2747 Florida, expires July 1, 2017, and the text of that subsection  
2748 shall revert to that in existence on December 31, 2010, except  
2749 that any amendments to such text enacted other than by this act  
2750 shall be preserved and continue to operate to the extent that  
2751 such amendments are not dependent upon the portions of text  
2752 which expire pursuant to this section.

2753 Section 81. Any section of this act which implements a  
2754 specific appropriation or specifically identified proviso  
2755 language in the 2016-2017 General Appropriations Act is void if

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2756 the specific appropriation or specifically identified proviso  
2757 language is vetoed. Any section of this act which implements  
2758 more than one specific appropriation or more than one portion of  
2759 specifically identified proviso language in the 2016-2017  
2760 General Appropriations Act is void if all the specific  
2761 appropriations or portions of specifically identified proviso  
2762 language are vetoed.

2763       Section 82. If any other act passed during the 2016 Regular  
2764 Session contains a provision that is substantively the same as a  
2765 provision in this act, but that removes or is otherwise not  
2766 subject to the future repeal applied to such provision by this  
2767 act, the Legislature intends that the provision in the other act  
2768 takes precedence and continues to operate, notwithstanding the  
2769 future repeal provided by this act.

2770       Section 83. If any provision of this act or its application  
2771 to any person or circumstance is held invalid, the invalidity  
2772 does not affect other provisions or applications of the act  
2773 which can be given effect without the invalid provision or  
2774 application, and to this end the provisions of this act are  
2775 severable.

2776       Section 84. Except as otherwise expressly provided in this  
2777 act and except for this section, which shall take effect upon  
2778 this act becoming a law, this act shall take effect July 1,  
2779 2016.