A bill to be entitled
An act implementing the 2019-2020 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1001.292, F.S.; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Revolving Loan Program; amending s. 1002.333, F.S.; deleting the authorization for a traditional public school to receive funds from the Schools of Hope Program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Program; providing for the expiration and reversion of specified statutory text; creating part VII of ch. 1003, F.S., consisting of s. 1003.64, F.S., entitled “Public School Innovation”; providing legislative intent; creating the Community School Grant Program within the Department of Education; providing the purpose of the program; defining terms; specifying criteria for a community school; requiring community schools to designate a community school program director; providing duties of community school program directors; establishing the Center for Community
Schools within the University of Central Florida;
requiring that the center be headed by a director, and
providing duties thereof; prescribing reporting
requirements as to community school program directors,
the center director, and the Commissioner of
Education, respectively; amending s. 1008.33, F.S.;
modifying components of a district-managed turnaround
plan; providing for the expiration and reversion of
specified statutory text; amending s. 1009.215, F.S.;
revising the academic terms in which certain students
are eligible to receive Bright Futures Scholarships;
providing that such students may receive scholarships
for the fall term for specified coursework under
certain circumstances; providing for the expiration
and reversion of specified statutory text; amending s.
1011.62, F.S.; modifying the manner by which the
virtual education contribution is calculated; removing
a requirement that the total allocation for the
federally connected student supplement be prorated
under certain circumstances; revising the distribution
formula for a certain portion of the safe schools
allocation; deleting obsolete language; extending for
1 fiscal year provisions governing the funding
compression allocation; creating the Florida Best and
Brightest Teacher and Principal Allocation; specifying
the purpose of the allocation; specifying the manner
by which funding is provided for the allocation;
prescribing award amounts; creating the turnaround
school supplemental services allocation; specifying
the purpose of the allocation; specifying types of services that may be funded from the allocation; requiring a school district to develop and submit a plan to its school board before distribution of the allocation; prescribing minimum requirements of the school district’s plan; requiring each school district to annually submit approved plans to the Commissioner of Education by a specified date; specifying the basis for each school district’s funding allocation; providing for a school’s continued eligibility for funding; providing for the expiration and reversion of specified statutory text; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for the operation of workforce education programs; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; providing for the expiration and reversion of specified statutory text; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and bonus awards; providing eligibility requirements;
deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement that school districts award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; providing for the expiration and reversion of specified statutory text; amending s. 1013.62, F.S.; revising the manner by which charter schools capital outlay funding is appropriated; providing for the expiration and reversion of specified statutory text; incorporating by reference certain calculations for the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit
a budget amendment to realign funding for a component
of the Children’s Medical Services program to reflect
actual enrollment changes; specifying requirements for
such realignment; authorizing the agency to request
nonoperating budget authority for transferring certain
federal funds to the Department of Health; reenacting
s. 409.908(23), F.S., relating to the reimbursement of
Medicaid providers; providing for the future
expiration and reversion of specified statutory text;
requiring the Agency for Health Care Administration to
seek authorization from the federal Centers for
Medicare and Medicaid Services to eliminate the
Medicaid retroactive eligibility period to ensure that
the elimination becomes effective by a certain date;
requiring the agency, by a certain date, in
consultation with the Department of Children and
Families and certain other entities, to submit a
certain report to the Governor and the Legislature;
specifying requirements for the report; amending s.
893.055, F.S.; extending for 1 fiscal year a provision
prohibiting the Attorney General and the Department of
Health from using certain settlement agreement funds
to administer the prescription drug monitoring
program; amending s. 409.911, F.S.; updating the
average of audited disproportionate share data for
purposes of calculating disproportionate share
payments; extending for 1 fiscal year the requirement
that the Agency for Health Care Administration
distribute moneys to hospitals that provide a
disproportionate share of Medicaid or charity care services, as provided in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as provided in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; amending s. 381.986, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to the medical use of marijuana; amending s. 381.988, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to medical marijuana testing laboratories; amending s. 383.14, F.S.; requiring the Department of Health to integrate screening for spinal muscular atrophy into the newborn screening testing panel; amending s. 28, ch. 2016-65, Laws of Florida; authorizing the contracted not-for-profit organization providing elderly services in Northeast Florida to serve individuals in additional counties; authorizing the Department of Children and Families to submit a budget
amendment to realign funding for implementation of the Guardianship Assistance Program; requiring the Department of Children and Families to establish a formula for the distribution of funds to implement the Guardianship Assistance Program; amending s. 409.991, F.S.; redefining the term “core services funds” to include funds appropriated for the Guardianship Assistance Program; amending s. 296.37, F.S.; extending for 1 fiscal year a provision specifying the monthly contribution to residents of a state veterans’ nursing home; creating the Task Force on the Criminal Punishment Code adjunct to the Department of Legal Affairs; providing a legislative finding; specifying the task force’s purpose; requiring that the task force analyze best practices; providing for membership of the task force and the filling of any vacancies; providing meeting requirements; providing for staff support; requiring specified governmental entities to provide certain information and support services upon request of the Attorney General; providing for reimbursement of per diem and travel expenses; prescribing reporting requirements; providing for dissolution of the task force; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans
to the state court system which are sufficient to meet
the system’s appropriation; requiring the Department
of Juvenile Justice to review county juvenile
detention payments to determine whether a county has
met specified financial responsibilities; requiring
amounts owed by the county for such financial
responsibilities to be deducted from certain county
funds; requiring the Department of Revenue to transfer
withheld funds to a specified trust fund; requiring
the Department of Revenue to ensure that such
reductions in amounts distributed do not reduce
distributions below amounts necessary for certain
payments due on bonds and to comply with bond
covenants; requiring the Department of Revenue to
notify the Department of Juvenile Justice if bond
payment requirements mandate a reduction in deductions
for amounts owed by a county; prohibiting the
Department of Juvenile Justice from providing to
certain nonfiscally constrained counties
reimbursements or credits against identified juvenile
detention center costs under specified circumstances;
prohibiting a nonfiscally constrained county from
applying, deducting, or receiving such reimbursements
or credits; amending s. 27.40, F.S.; revising
conditions under which the office of criminal conflict
and civil regional counsel may be appointed to
represent certain persons; revising circumstances
under which private counsel may be appointed; making a
conforming change; requiring inclusion of a specified
statement on uniform contracts and forms used for private court-appointed counsel; modifying requirements for the notice of appearance filed by a court-appointed attorney; modifying conditions under which a private attorney is entitled to payment; providing that the flat fee for compensation of private court-appointed counsel is presumed to be sufficient; providing that certain records and documents maintained by the court-appointed attorney are subject to audit by the Auditor General; requiring the Justice Administrative Commission to review such records and documents before authorizing payment to the court-appointed attorney; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission; revising the presumption in favor of the commission regarding a court-appointed attorney’s waiver of the right to seek compensation in excess of the flat fee; providing for the expiration and reversion of specified statutory text; amending s. 27.5304, F.S.; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission at the evidentiary hearing regarding the private court-appointed counsel’s compensation; increasing the length of time before the hearing that certain documents must be served on the commission; authorizing the commission to appear in person or telephonically at such hearing; establishing certain limitations on compensation for private court-
appointed counsel for the 2019-2020 fiscal year;
conforming provisions to changes made by the act;
providing for the expiration and reversion of
specified statutory text; specifying that clerks of
the circuit court are responsible for certain costs
related to juries which exceed a certain funding
level; reenacting s. 318.18(19)(c), F.S., relating to
penalty amounts for traffic infractions; extending for
1 fiscal year the redirection of revenues from the
Public Defenders Revenue Trust Fund to the Indigent
Criminal Defense Trust Fund; reenacting s.
817.568(12)(b), F.S., relating to the criminal use of
personal identification information; extending for 1
fiscal year the redirection of revenues from the
Public Defenders Revenue Trust Fund to the Indigent
Criminal Defense Trust Fund; providing for the
expiration and reversion of specified statutory text;
authorizing a Supreme Court Justice to designate an
alternate facility as his or her official headquarters
for purposes of travel reimbursement; specifying
expenses for which a justice may be reimbursed;
requiring the Chief Justice to coordinate with an
affected justice and other appropriate officials with
respect to implementation; providing construction;
prohibiting the Supreme Court from using state funds
to lease space in an alternate facility for use as a
justice’s official headquarters; requiring the
Department of Management Services to use tenant broker
services to renegotiate or reprocur certain private
lease agreements for office or storage space;
requiring the Department of Management Services to
provide a report to the Governor and Legislature by a
specified date; specifying the amount of the
transaction fee to be collected for use of the online
procurement system; prohibiting an agency from
transferring funds from a data processing category to
another category that is not a data processing
category; authorizing the Executive Office of the
Governor to transfer funds appropriated for data
processing assessment between departments for a
specified purpose; authorizing the Executive Office of
the Governor to transfer funds between departments for
purposes of aligning amounts paid for risk management
insurance and for human resources services; requiring
the Department of Financial Services to replace
specified components of the Florida Accounting
Information Resource Subsystem (FLAIR) and the Cash
Management Subsystem (CMS); specifying certain actions
to be taken by the Department of Financial Services
regarding FLAIR and CMS replacement; providing for the
composition of an executive steering committee to
oversee FLAIR and CMS replacement; prescribing duties
and responsibilities of the executive steering
committee; transferring specified entities within the
Agency for State Technology to the Department of
Management Services by a type two transfer; amending
s. 112.061, F.S.; authorizing the Lieutenant Governor
to designate an alternative official headquarters if
certain conditions are met; specifying restrictions
and limitations; specifying eligibility for the
subsistence allowance and the reimbursement of
transportation expenses, and providing for the payment
thereof; amending s. 20.22, F.S.; extending for 1
tax fiscal year a provision requiring the Department of
Management Services to provide certain financial
management oversight to the Agency for State
Technology; amending s. 20.255, F.S.; extending for 1
tax fiscal year a provision designating the Department of
Environmental Protection as the lead executive branch
agency regarding geospatial data; amending s. 20.61,
F.S.; providing exceptions to the requirement that the
Agency for State Technology is not subject to control,
supervision, or direction by the Department of
Management Services; prescribing duties and
responsibilities of the agency’s strategic planning
coordinators; providing qualifications for the chief
data center operations officer; removing the position
of chief technology officer; providing for the
expiration and reversion of specified statutory text;
reenacting s. 282.0041(5), (20), and (28), F.S.,
relating to definitions for ch. 282, F.S.; reenacting
s. 282.0051(11), F.S., relating to the powers, duties,
and functions of the Agency for State Technology;
reenacting s. 282.201(2)(d), F.S., relating to the
state data center; providing for the expiration and
reversion of specified statutory text; amending s.
409.2567, F.S.; modifying the federally required
application fee for public assistance to conform to
federal law; providing for the expiration and
reversion of specified statutory text; amending s.
216.181, F.S.; extending for 1 fiscal year the
authority for the Legislative Budget Commission to
increase amounts appropriated to the Fish and Wildlife
Conservation Commission or the Department of
Environmental Protection for certain fixed capital
outlay projects from specified sources; amending s.
215.18, F.S.; extending for 1 fiscal year the
authority of the Governor, if there is a specified
temporary deficiency in a land acquisition trust fund
in the Department of Agriculture and Consumer
Services, the Department of Environmental Protection,
the Department of State, or the Fish and Wildlife
Conservation Commission, to transfer funds from other
trust funds in the State Treasury as a temporary loan
to such trust fund; providing a deadline for the
repayment of a temporary loan; requiring the
Department of Environmental Protection to transfer
designated proportions of the revenues deposited in
the Land Acquisition Trust Fund within the department
to land acquisition trust funds in the Department of
Agriculture and Consumer Services, the Department of
State, and the Fish and Wildlife Conservation
Commission according to specified parameters and
calculations; defining the term “department”;
requiring the Department of Environmental Protection
to retain a proportionate share of revenues;
specifying a limit on distributions; requiring the
Department of Environmental Protection to make
transfers to land acquisition trust funds; specifying
the method of determining transfer amounts;
authorizing the Department of Environmental Protection
to advance funds from its land acquisition trust fund
to the Fish and Wildlife Conservation Commission’s
land acquisition trust fund for specified purposes;
requiring the Department of Environmental Protection
to prorate amounts transferred to the Fish and
Wildlife Conservation Commission; reenacting s.
373.470(6)(a), F.S., relating to Everglades
restoration; extending for 1 fiscal year a provision
regarding Save Our Everglades Trust Fund distributions
to the South Florida Water Management District;
providing for the expiration and reversion of
specified statutory text; amending s. 216.181, F.S.;
authorizing the Legislative Budget Commission to
increase amounts appropriated to the Department of
Environmental Protection for fixed capital outlay
projects using specified funds; specifying additional
information to be included in budget amendments for
projects requiring additional funding; amending s.
259.105, F.S.; providing for the distribution of
proceeds from the Florida Forever Trust Fund for the
2019-2020 fiscal year; amending s. 206.9935, F.S.;
providing for the transfer of a specified sum from the
Inland Protection Trust Fund to the Water Protection
and Sustainability Program Trust Fund for certain

CODING: Words stricken are deletions; words underlined are additions.
purposes; amending s. 373.707, F.S.; requiring water
management districts and basin boards to match certain
state funds allocated for alternative water supply
projects; deleting a provision requiring a water
management district to include certain information in
its budget submission; providing for the expiration
and reversion of specified statutory text; amending s.
321.04, F.S.; requiring the Department of Highway
Safety and Motor Vehicles to assign one or more patrol
officers to the office of Lieutenant Governor for
security purposes, upon request of the Governor;
extending for 1 fiscal year the requirement that the
Department of Highway Safety and Motor Vehicles assign
a patrol officer to a Cabinet member under certain
circumstances; amending s. 420.9079, F.S.; authorizing
funds in the Local Government Housing Trust Fund to be
used as provided in the General Appropriations Act;
amending s. 420.0005, F.S.; authorizing certain funds
related to state housing to be used as provided in the
General Appropriations Act; amending s. 339.135, F.S.;
authorizing the chair and vice chair of the
Legislative Budget Commission to approve the
Department of Transportation’s budget amendment under
specified circumstances; amending s. 339.2818, F.S.;
authorizing certain counties and municipalities to
compete for additional funds for specified purposes
related to Hurricane Michael recovery; amending s.
216.292, F.S.; extending for 1 fiscal year a provision
prescribing requirements for the review of certain
transfers of appropriations; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2019-2020 fiscal year as for the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; limiting the use of travel funds to activities that are critical to an agency’s mission; providing exceptions; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.
Be It Enacted by the Legislature of the State of Florida:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2019-2020 fiscal year.

Section 2. In order to implement Specific Appropriations 6, 7, 8, 93, and 94 of the 2019-2020 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2019-2020 fiscal year included in the document titled “Public School Funding: The Florida Education Finance Program,” dated April 3, 2019, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2020.

Section 3. In order to implement Specific Appropriations 6 and 93 of the 2019-2020 General Appropriations Act, and notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42, 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the expenditure of funds provided for instructional materials, for the 2019-2020 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific Appropriation 93 of the 2019-2020 General Appropriations Act. This section expires July 1, 2020.

Section 4. In order to implement Specific Appropriations 6, 93, and 112 and sections 14 and 15 of the 2019-2020 General Appropriations Act, subsection (8) of section 1001.292, Florida
Statutes, is amended to read:

1001.292 Schools of Hope Revolving Loan Program.—

(8) Notwithstanding s. 216.301 and pursuant to s. 216.351, funds allocated for this purpose which are not disbursed by June 30 of the fiscal year in which the funds are allocated may be carried forward for up to 5 years after the effective date of the original appropriation.

Section 5. In order to implement Specific Appropriations 6 and 93 of the 2019-2020 General Appropriations Act, subsection (10) of section 1002.333, Florida Statutes, is amended to read:

1002.333 Persistently low-performing schools.—

(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(a) A school of hope is eligible to receive funds from the Schools of Hope Program for the following expenditures:

(1) Preparing teachers, school leaders, and specialized instructional support personnel, including costs associated with:

1. Providing professional development.

2. Hiring and compensating teachers, school leaders, and specialized instructional support personnel for services beyond the school day and year.

(b) Acquiring supplies, training, equipment, and educational materials, including developing and acquiring instructional materials.

(c) Providing one-time startup costs associated with providing transportation to students to and from the charter school.

(d) Carrying out community engagement activities, which
may include paying the cost of student and staff recruitment.

(e) Providing funds to cover the nonvoted ad valorem millage that would otherwise be required for schools and the required local effort funds calculated pursuant to s. 1011.62 when the state board enters into an agreement with a hope operator pursuant to subsection (5).

(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive up to $2,000 per full-time equivalent student from the Schools of Hope Program based upon the strength of the school’s plan for implementation and its focus on evidence-based interventions that lead to student success by providing wrap-around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap-around services include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:

1. Establish wrap-around services that develop family and community partnerships.
2. Establish clearly defined and measurable high academic and character standards.
3. Increase parental involvement and engagement in the child’s education.
4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may
waive the requirements of s. 1012.22(1)(c)5., and suspend the requirements of s. 1012.34, to facilitate implementation of the plan.

5. Identify a knowledge-rich curriculum that the school will use that focuses on developing a student’s background knowledge.

6. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards.

(c) The state board shall:

1. Provide awards for up to 25 schools and prioritize awards for plans submitted pursuant to paragraph (b) that are based on whole school transformation and that are developed in consultation with the school’s principal.

2. Annually report on the implementation of this subsection in the report required by s. 1008.345(5), and provide summarized academic performance reports of each traditional public school receiving funds.

(d) Notwithstanding s. 216.301 and pursuant to s. 216.351, funds allocated for the purpose of this subsection which are not disbursed by June 30 of the fiscal year in which the funds are allocated may be carried forward for up to 5 years after the effective date of the original appropriation.

Section 6. The amendments to ss. 1001.292(8) and 1002.333(10), Florida Statutes, by this act, expire July 1, 2020, and the text of those subsections shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not
dependent upon the portions of text which expire pursuant to this section.

Section 7. In order to implement Specific Appropriation 112A of the 2019-2020 General Appropriations Act, part VII of chapter 1003, Florida Statutes, consisting of section 1003.64, Florida Statutes, is created and entitled “Public School Innovation.”

1003.64 Community School Grant Program.—It is the intent of the Legislature to improve student success and well-being by engaging and supporting parents and community organizations in their efforts to positively impact student learning and development.

(1) PURPOSE.—The Community School Grant Program is established within the Department of Education to fund and support the planning and implementation of community school programs, subject to legislative appropriation.

(2) DEFINITIONS.—As used in this section, the term:

(a) “Center for Community Schools” means the center established within the University of Central Florida.

(b) “Community organization” means a nonprofit organization that has been in existence for at least 3 years and serves individuals within the county in which a community school is located.

(3) COMMUNITY SCHOOL.—

(a) A community school is a public school that receives a grant under this section and partners with a community organization, a university or college, and a health care provider, to implement programs beyond the standard hours of instruction which may include, but are not limited to, student
enrichment activities such as job training, internship opportunities, and career counseling services; wellness services; and family engagement programs.

(b) Each community school must designate a person of its choosing as the community school program director. A community school program director shall coordinate with the partners specified under paragraph (a) to:

1. Facilitate the implementation of a community school program.

2. Comply with the reporting requirements under paragraph (5)(a).

(4) CENTER FOR COMMUNITY SCHOOLS.—The Center for Community Schools is established within the University of Central Florida. A center director shall head the Center for Community Schools. At a minimum, the center director shall:

(a) Disseminate information about community schools to community organizations; district school boards; state universities and Florida College System institutions; and independent, not-for-profit colleges and universities located and chartered in this state which are accredited by the Commission on Colleges of the Southern Association of Colleges and Schools and are eligible to participate in the William L. Boyd, IV, Effective Access to Student Education Grant Program.

(b) Coordinate, facilitate, and oversee the implementation of community schools that receive a grant under this section, and submit an annual report to the commissioner pursuant to paragraph (5)(b).

(c) Publish on the center’s website the application form for:
1. Implementing a community school program.
2. Certification by the center as a community school.

(d) Publish on the center’s website the process and criteria for:
   1. Approving the application for implementing a community school program under subparagraph (c)1.
   2. Awarding the certification under subparagraph (c)2.
   (e) Establish a process to administer grant funds awarded under this section.
   (f) Promote best practices and provide technical assistance about community schools to community school program directors.

(5) REPORTS.—
(a) By July 1 of each year, each community school program director shall submit a report to the center which includes, at a minimum, the following information:
   1. An assessment of the effectiveness of the community school program in improving student success outcomes;
   2. Any issues encountered in the design and execution of the community school program;
   3. Recommendations for improving the delivery of services to students, families, and community members under the program;
   4. The number of students, families, and community members served under the program; and
   5. Any other information requested by the center director.
(b) The center director shall review the reports submitted pursuant to paragraph (a) and, by August 15 of each year, shall provide to the commissioner:
   1. A summary of the information reported by each community school that receives a grant under this section; and
2. Recommendations for policy and funding investments to improve the implementation and oversight of community school programs and to remove any barriers to the expansion of community schools.

   (c) The commissioner shall review the summary and recommendations submitted by the center director under paragraph (b) and, by September 30 of each year, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The annual report submitted by the commissioner must, at a minimum, include information on the status of community schools and his or her recommendations for policy and funding investments to improve and expand community schools.

   (6) EXPIRATION.—This section expires July 1, 2020.

Section 8. In order to implement Specific Appropriations 6 and 93 of the 2019-2020 General Appropriations Act, subsection (4) of section 1008.33, Florida Statutes, is amended to read:

1008.33 Authority to enforce public school improvement.—

   (4)(a) The state board shall apply intensive intervention and support strategies tailored to the needs of schools earning two consecutive grades of “D” or a grade of “F.” In the first full school year after a school initially earns two consecutive grades of “D” or a grade of “F,” the school district must immediately implement intervention and support strategies prescribed in rule under paragraph (3)(c) and, by September 1, provide the department with the memorandum of understanding negotiated pursuant to s. 1001.42(21) and, by October 1, a district-managed turnaround plan for approval by the state board. The district-managed turnaround plan may include a
proposal for the district to implement an extended school day, a summer program, or a combination of an extended school day and summer program. Upon approval by the state board, the school district must implement the plan for the remainder of the school year and continue the plan for 1 full school year. The state board may allow a school an additional year of implementation before the school must implement a turnaround option required under paragraph (b) if it determines that the school is likely to improve to a grade of “C” or higher after the first full school year of implementation.

(b) Unless an additional year of implementation is provided pursuant to paragraph (a), a school that earns three consecutive grades below a “C” must implement one of the following:

1. Reassign students to another school and monitor the progress of each reassigned student;

2. Close the school and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness; or

3. Contract with an outside entity that has a demonstrated record of effectiveness to operate the school. An outside entity may include a district-managed charter school in which all instructional personnel are not employees of the school district, but are employees of an independent governing board composed of members who did not participate in the review or approval of the charter.

(c) Implementation of the turnaround option is no longer required if the school improves to a grade of “C” or higher.

(d) If a school earning two consecutive grades of “D” or a grade of “F” does not improve to a grade of “C” or higher after
2 full school years of implementing the turnaround option selected by the school district under paragraph (b), the school district must implement another turnaround option. Implementation of the turnaround option must begin the school year following the implementation period of the existing turnaround option, unless the state board determines that the school is likely to improve to a grade of “C” or higher if additional time is provided to implement the existing turnaround option.

Section 9. The amendment to s. 1008.33(4), Florida Statutes, by this act expires July 1, 2020, and the text of that subsection shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 10. Effective July 1, 2019, upon the expiration and reversion of the amendment made to section 1009.215, Florida Statutes, pursuant to section 13 of chapter 2018-10, Laws of Florida, and in order to implement Specific Appropriation 4 of the 2019-2020 General Appropriations Act, subsection (3) of section 1009.215, Florida Statutes, is amended to read:

1009.215 Student enrollment pilot program for the spring and summer terms.—

(3) Students who are enrolled in the pilot program and who are eligible to receive Bright Futures Scholarships under ss. 1009.53-1009.536 are eligible to receive the scholarship award for attendance during the spring and summer terms. This student cohort is also eligible to receive Bright
Futures Scholarships during the fall term, which may be used for off-campus or online coursework, if Bright Futures Scholarship funding is provided by the Legislature for three terms for other eligible students during that academic year no more than 2 semesters or the equivalent in any fiscal year, including the summer term.

Section 11. The amendment to s. 1009.215(3), Florida Statutes, by this act, expires July 1, 2020, and the text of that subsection shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 12. In order to implement Specific Appropriations 6 and 93 of the 2019-2020 General Appropriations Act, subsection (11), paragraph (d) of subsection (13), and subsections (15) and (17) of section 1011.62, Florida Statutes, are amended, and subsections (20) and (21) are added to that section, to read:

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

(11) VIRTUAL EDUCATION CONTRIBUTION.—The Legislature may annually provide in the Florida Education Finance Program a virtual education contribution. The amount of the virtual education contribution shall be the difference between the amount per FTE established in the General Appropriations Act for
virtual education and the amount per FTE for each district and
the Florida Virtual School, which may be calculated by taking
the sum of the base FEFP allocation, the discretionary local
effort, the state-funded discretionary contribution, the
discretionary millage compression supplement, the research-based
reading instruction allocation, best and brightest teacher and
principal allocation, and the instructional materials
allocation, and then dividing by the total unweighted FTE. This
difference shall be multiplied by the virtual education
unweighted FTE for programs and options identified in s.
1002.455 and the Florida Virtual School and its franchises to
equal the virtual education contribution and shall be included
as a separate allocation in the funding formula.

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

(d) The amount allocated for each eligible school district
shall be recalculated during the year using actual student
membership, as amended, from the most recent February survey and
the tax-exempt valuation from the most recent assessment roll.
Upon recalculation, if the total allocation is greater than the amount provided in the General Appropriations Act, it must be prorated to the level of the appropriation based on each district’s share of the total recalculated amount.

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is created to provide funding to assist school districts in their compliance with s. 1006.07, with priority given to implementing the district’s school resource officer program pursuant to s. 1006.12. Each school district shall receive a minimum safe schools allocation in an amount provided in the General Appropriations Act. Of the remaining balance of the safe schools allocation, \( \frac{1}{3} \) two-thirds shall be allocated to school districts based on the most recent official Florida Crime Index provided by the Department of Law Enforcement and \( \frac{2}{3} \) one-third shall be allocated based on each school district’s proportionate share of the state’s total unweighted full-time equivalent student enrollment. Any additional funds appropriated to this allocation in the 2018-2019 fiscal year to the school resource officer program established pursuant to s. 1006.12 shall be used exclusively for employing or contracting for school resource officers, which shall be in addition to the number of officers employed or contracted for in the 2017-2018 fiscal year.

(17) FUNDING COMPRESSION ALLOCATION.—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent
prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (18)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district’s total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district’s share. This subsection expires July 1, 2020.

(20) FLORIDA BEST AND BRIGHTEST TEACHER AND PRINCIPAL ALLOCATION.—

(a) The Florida Best and Brightest Teacher and Principal Allocation is created to recruit, retain, and recognize classroom teachers who meet the criteria established in s. 1012.731 and reward principals who meet the criteria established in s. 1012.732. Subject to annual appropriation, each school district shall receive an allocation based on the district’s proportionate share of FEFP base funding. The Legislature may specify a minimum allocation for all districts in the General Appropriations Act.

(b) From the allocation, each district shall provide the following for eligible classroom teachers:

1. A one-time recruitment award, as provided in s. 1012.731(3)(a);

2. A retention award, as provided in s. 1012.731(3)(b); and

3. A recognition award, as provided in s. 1012.731(3)(c), from the remaining balance of the appropriation after the
payment of all other awards authorized under ss. 1012.731 and 1012.732.

(c) From the allocation, each district shall provide eligible principals an award as provided in s. 1012.732(4).

(d) This subsection expires July 1, 2020.

(21) TURNAROUND SCHOOL SUPPLEMENTAL SERVICES ALLOCATION.—

The turnaround school supplemental services allocation is created to provide district-managed turnaround schools, as identified in s. 1008.33(4)(a), schools that earn three consecutive grades below a “C,” as identified in s. 1008.33(4)(b)3., and schools that have improved to a “C” and are no longer in turnaround status, as identified in s. 1008.33(4)(c), with funds to offer services designed to improve the overall academic and community welfare of the schools’ students and their families.

(a) Services funded by the allocation may include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, parental counseling, and an extended school day and school year. In addition, services may include models that develop a culture that encourages students to complete high school and to attend college or career training, set high academic expectations, and inspire character development.

(b) Before distribution of the allocation, the school district shall develop and submit a plan for implementation to its school board for approval no later than August 1 of each fiscal year.

(c) At a minimum, the plan required under paragraph (b) must:
1. Establish comprehensive support services that develop family and community partnerships;

2. Establish clearly defined and measurable high academic and character standards;

3. Increase parental involvement and engagement in the child’s education;

4. Describe how instructional personnel will be identified, recruited, retained, and rewarded;

5. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards;

6. Provide focused instruction to improve student academic proficiency, which may include additional instruction time beyond the normal school day or school year; and

7. Include a strategy for continuing to provide services after the school is no longer in turnaround status by virtue of achieving a grade of “C” or higher.

(d) Each school district shall submit its approved plans to the commissioner by September 1 of each fiscal year.

(e) Subject to legislative appropriation, each school district’s allocation must be based on the unweighted FTE student enrollment at the eligible schools and a per-FTE funding amount of $500 or as provided in the General Appropriations Act. The supplement provided in the General Appropriations Act shall be based on the most recent school grades and shall serve as a proxy for the official calculation. Once school grades are available for the school year immediately preceding the fiscal year coinciding with the appropriation, the supplement shall be recalculated for the official participating schools as part of
the subsequent FEFP calculation. The commissioner may prepare a preliminary calculation so that districts may proceed with timely planning and use of the funds. If the calculated funds for the statewide allocation exceed the funds appropriated, the allocation of funds to each school district must be prorated based on each school district’s share of the total unweighted FTE student enrollment for the eligible schools.

(f) Subject to legislative appropriation, each school shall remain eligible to receive the allocation for a maximum of 4 consecutive fiscal years while implementing a turnaround option pursuant to s. 1008.33(4). In addition, a school that improves to a grade of “C” or higher remains eligible to receive the allocation for a maximum of 2 consecutive fiscal years after exiting turnaround status.

(g) This subsection expires July 1, 2020.

Section 13. The amendments to s. 1011.62(11), (13)(d), and (15), Florida Statutes, by this act expire July 1, 2020, and the text of those subsections or that paragraph, respectively, shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 14. In order to implement Specific Appropriation 123 of the 2019-2020 General Appropriations Act, paragraph (b) of subsection (6) of section 1011.80, Florida Statutes, is amended to read:

1011.80 Funds for operation of workforce education programs.
(6)

(b) Performance funding for industry certifications for school district workforce education programs is contingent upon specific appropriation in the General Appropriations Act and shall be determined as follows:

1. Occupational areas for which industry certifications may be earned, as established in the General Appropriations Act, are eligible for performance funding. Priority shall be given to the occupational areas emphasized in state, national, or corporate grants provided to Florida educational institutions.

2. The Chancellor of Career and Adult Education shall identify the industry certifications eligible for funding on the CAPE Postsecondary Industry Certification Funding List approved by the State Board of Education pursuant to s. 1008.44, based on the occupational areas specified in the General Appropriations Act.

3. Each school district shall be provided $1,000 for each industry certification earned by a workforce education student. The maximum amount of funding appropriated for performance funding pursuant to this paragraph shall be limited to $15 million annually. If funds are insufficient to fully fund the calculated total award, such funds shall be prorated.

Section 15. In order to implement Specific Appropriation 128 of the 2019-2020 General Appropriations Act, paragraph (c) of subsection (2) of section 1011.81, Florida Statutes, is amended to read:

1011.81 Florida College System Program Fund.—

(2) Performance funding for industry certifications for Florida College System institutions is contingent upon specific
appropriation in the General Appropriations Act and shall be determined as follows:

(c) Each Florida College System institution shall be provided $1,000 for each industry certification earned by a student. The maximum amount of funding appropriated for performance funding pursuant to this subsection shall be limited to $15 million annually. If funds are insufficient to fully fund the calculated total award, such funds shall be prorated.

Section 16. The amendments to s. 1011.80(6)(b) and s. 1011.81(2)(c), Florida Statutes, by this act expire July 1, 2020, and the text of those paragraphs shall revert July 1, 2020, and the text of those paragraphs shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 17. In order to implement Specific Appropriations 6 and 93 of the 2019-2020 General Appropriations Act, section 1012.731, Florida Statutes, is amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(1) The Legislature recognizes that, second only to parents, teachers play the most critical role within schools in preparing students to achieve a high level of academic performance. The Legislature further recognizes that research has linked student outcomes to a teacher’s own academic achievement. Therefore, it is the intent of the Legislature to recruit, retain, and recognize designate teachers who meet the needs of this state and have achieved success in the classroom.
high academic standards during their own education as Florida’s best and brightest teacher scholars.

(2) There is created The Florida Best and Brightest Teacher Scholarship Program. It is created to be administered by the Department of Education. The scholarship program shall provide recruitment, retention, and recognition awards to classroom teachers, as defined in s. 1012.01(2)(a), to be funded as provided in s. 1011.62(20) who have demonstrated a high level of academic achievement.

(3)(a) To be eligible for a one-time recruitment award as specified in the General Appropriations Act, a newly-hired teacher must be a content expert, based on criteria established by the department, in mathematics, science, computer science, reading, or civics. Scholarship in the amount of $6,000, a classroom teacher must:

1. Have achieved a composite score at or above the 80th percentile on either the SAT or the ACT based on the National Percentile Ranks in effect when the classroom teacher took the assessment and have been evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34. 

2. Beginning with the 2020-2021 school year, have achieved a composite score at or above the 77th percentile or, if the classroom teacher graduated cum laude or higher with a baccalaureate degree, the 71st percentile on either the SAT, ACT, GRE, LSAT, GMAT, or MCAT based on the National Percentile
Ranks in effect when the classroom teacher took the assessment; and have been evaluated as highly effective pursuant to s. 1012.34, or have been evaluated as highly effective based on a commissioner-approved student learning growth formula pursuant to s. 1012.34(8), in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.

(b) To be eligible for a retention award as specified in the General Appropriations Act, a teacher must have been rated as highly effective or effective the preceding year pursuant to s. 1012.34, and teach in a school for 2 consecutive school years, including the current year, that has improved an average of 3 percentage points or more in the percentage of total possible points achieved for determining school grades over the prior 3 years.

1. In order to demonstrate eligibility for an award, an eligible classroom teacher must submit to the school district, no later than November 1, an official record of his or her qualifying assessment score and, beginning with the 2020-2021 school year, an official transcript demonstrating that he or she graduated cum laude or higher with a baccalaureate degree, if applicable. Once a classroom teacher is deemed eligible by the school district, the teacher shall remain eligible as long as he or she remains employed by the school district as a classroom teacher at the time of the award and receives an annual performance evaluation rating of highly effective pursuant to s. 1012.34 or is evaluated as highly effective based on a commissioner-approved student learning growth formula pursuant
to s. 1012.34(8) for the 2019-2020 school year or thereafter.

2. A school district employee who is no longer a classroom teacher may receive an award if the employee was a classroom teacher in the prior school year, was rated highly effective, and met the requirements of this section as a classroom teacher.

(c) To be eligible for a recognition award, a teacher must be rated as highly effective and be selected by his or her school principal, based on performance criteria and policies adopted by the district school board. Recognition awards must be provided from funds remaining from the allocation provided under s. 1011.62(20) after the payment of all teacher recruitment and retention awards and principal awards authorized under this section and the General Appropriations Act. Notwithstanding the requirements of this subsection, for the 2017-2018, 2018-2019, and 2019-2020 school years, any classroom teacher who:

1. Was evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded shall receive a scholarship of $1200, including a classroom teacher who received an award pursuant to paragraph (a).

2. Was evaluated as effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded a scholarship of up to $800. If the number of eligible classroom teachers under this subparagraph exceeds the total allocation, the department shall prorate the per-teacher scholarship amount.

This paragraph expires July 1, 2020.

(4) Annually, by December 1, each school district shall
submit to the department:

(a) The number of eligible classroom teachers who qualify for the scholarship.

(b) The name and master school identification number (MSID) of each school in the district to which an eligible classroom teacher is assigned.

(c) The name of the school principal of each eligible classroom teacher’s school if he or she has served as the school’s principal for at least 2 consecutive school years including the current school year.

(5) Annually, by February 1, the department shall disburse scholarship funds to each school district for each eligible classroom teacher to receive a scholarship in accordance with this section.

(6) Annually, by April 1, each school district shall award the scholarship to each eligible classroom teacher.

(7) For purposes of this section, the term “school district” includes the Florida School for the Deaf and the Blind and charter school governing boards.

Section 18. In order to implement Specific Appropriations 6 and 93 of the 2019-2020 General Appropriations Act, section 1012.732, Florida Statutes, is amended to read:

1012.732 The Florida Best and Brightest Principal Scholarship Program.—

(1) The Legislature recognizes that the most effective school principals establish a safe and supportive school environment for students and faculty. Research shows that these principals increase student learning by providing opportunities for the professional growth, collaboration, and autonomy that
classroom teachers need to become and remain highly effective educational professionals. As a result, these principals are able to recruit and retain more of the best classroom teachers and improve student outcomes at their schools, including schools serving low-income and high-need student populations. Therefore, it is the intent of the Legislature to designate school principals whose schools make noticeable academic improvement school faculty has a high percentage of classroom teachers who are designated as Florida’s best and brightest teacher scholars pursuant to s. 1012.731 as Florida’s best and brightest principals.

(2) There is created The Florida Best and Brightest Principal Scholarship Program is created to be administered by the Department of Education. The program shall provide awards to categorical funding for scholarships to be awarded to school principals, as defined in s. 1012.01(3)(c)1., to be funded as provided in s. 1011.62(20) who have recruited and retained a high percentage of best and brightest teachers.

(3) A school principal identified pursuant to s. 1012.731(4)(c) is eligible to receive an award, as specified in the General Appropriations Act, a scholarship under this section if he or she has served as school principal at his or her school for at least 4 consecutive school years including the current school year and the school has improved an average of 3 percentage points or more in the percentage of total possible points achieved for determining school grades over the prior 3 years his or her school has a ratio of best and brightest teachers to other classroom teachers that is at the 80th percentile or higher for schools within the same grade group.
statewide, including elementary schools, middle schools, high

(4) Annually, by February 1, the department shall identify
eligible school principals and disburse funds to each school
district for each eligible school principal to receive a
scholarship. A scholarship of $5,000 must be awarded to every
eligible school principal assigned to a Title I school and a
scholarship of $4,000 to every eligible school principal who is
not assigned to a Title I school.

(5) Annually, by April 1, each school district must award a
scholarship to each eligible school principal.

(6) A school district must provide a best and brightest
principal with the additional authority and responsibilities
provided in s. 1012.28(8) for a minimum of 2 years.

(7) For purposes of this section, the term “school
district” includes the Florida School for the Deaf and the Blind
and charter school governing boards.

Section 19. The amendments to ss. 1012.731 and 1012.732,
Florida Statutes, by this act expire July 1, 2020, and the text
of those sections shall revert to that in existence on June 30,
2019, except that any amendments to such text enacted other than
by this act shall be preserved and continue to operate to the
extent that such amendments are not dependent upon the portions
of text which expire pursuant to this section.

Section 20. In order to implement Specific Appropriation 18
of the 2019-2020 General Appropriations Act, subsection (1) of
section 1013.62, Florida Statutes, is amended to read:

1013.62 Charter schools capital outlay funding.—
(1) For the 2019-2020 2018-2019 fiscal year, charter school
capital outlay funding shall consist of state funds appropriated in the 2019-2020 General Appropriations Act. Beginning in fiscal year 2020-2021, charter school capital outlay funding shall consist of state funds when such funds are appropriated in the General Appropriations Act and revenue resulting from the discretionary millage authorized in s. 1011.71(2) if the amount of state funds appropriated for charter school capital outlay in any fiscal year is less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year, and adjusted by changes in the Consumer Price Index issued by the United States Department of Labor from the previous fiscal year. Nothing in this subsection prohibits a school district from distributing to charter schools funds resulting from the discretionary millage authorized in s. 1011.71(2).

(a) To be eligible to receive capital outlay funds, a charter school must:

1. a. Have been in operation for 2 or more years;
   b. Be governed by a governing board established in the state for 2 or more years which operates both charter schools and conversion charter schools within the state;
   c. Be an expanded feeder chain of a charter school within the same school district that is currently receiving charter school capital outlay funds;
   d. Have been accredited by a regional accrediting association as defined by State Board of Education rule; or
   e. Serve students in facilities that are provided by a
business partner for a charter school-in-the-workplace pursuant to s. 1002.33(15)(b).

2. Have an annual audit that does not reveal any of the financial emergency conditions provided in s. 218.503(1) for the most recent fiscal year for which such audit results are available.

3. Have satisfactory student achievement based on state accountability standards applicable to the charter school.

4. Have received final approval from its sponsor pursuant to s. 1002.33 for operation during that fiscal year.

5. Serve students in facilities that are not provided by the charter school’s sponsor.

(b) A charter school is not eligible to receive capital outlay funds if it was created by the conversion of a public school and operates in facilities provided by the charter school’s sponsor for a nominal fee, or at no charge, or if it is directly or indirectly operated by the school district.

Section 21. The amendments to s. 1013.62(1), Florida Statutes, by this act expire July 1, 2020, and the text of that subsection shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 22. In order to implement Specific Appropriation 204 of the 2019-2020 General Appropriations Act, the calculations for the Medicaid Disproportionate Share Hospital program for the 2019-2020 fiscal year contained in the document titled “Medicaid Disproportionate Share Hospital Program, Fiscal
Year 2019–2020,” dated April 3, 2019, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Medicaid Disproportionate Share Hospital program. This section expires July 1, 2020.

Section 23. In order to implement Specific Appropriations 197 through 216 and 523 of the 2019-2020 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration, in consultation with the Department of Health, may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within and between agencies based on implementation of the Managed Medical Assistance component of the Statewide Medicaid Managed Care program for the Children’s Medical Services program of the Department of Health. The funding realignment shall reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to the capitated Children’s Medical Services Network. The Agency for Health Care Administration may submit a request for nonoperating budget authority to transfer the federal funds to the Department of Health pursuant to s. 216.181(12), Florida Statutes. This section expires July 1, 2020.

Section 24. In order to implement Specific Appropriations 221 and 222 of the 2019-2020 General Appropriations Act, and notwithstanding the expiration date in section 19 of chapter 2018-10, Laws of Florida, subsection (23) of section 409.908, Florida Statutes, is reenacted to read:
409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then the provider’s rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(23)(a) The agency shall establish rates at a level that
ensures no increase in statewide expenditures resulting from a change in unit costs for county health departments effective July 1, 2011. Reimbursement rates shall be as provided in the General Appropriations Act.

(b)1. Base rate reimbursement for inpatient services under a diagnosis-related group payment methodology shall be provided in the General Appropriations Act.

2. Base rate reimbursement for outpatient services under an enhanced ambulatory payment group methodology shall be provided in the General Appropriations Act.

3. Prospective payment system reimbursement for nursing home services shall be as provided in subsection (2) and in the General Appropriations Act.

Section 25. The text of s. 409.908(23), Florida Statutes, as carried forward from chapter 2018-10, Laws of Florida, by this act, expires July 1, 2020, and the text of that subsection shall revert to that in existence on October 1, 2018, not including any amendments made by chapter 2018-10, Laws of Florida, except that any amendments to such text enacted other than by this act and chapter 2018-10, Laws of Florida, shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 26. In order to implement Specific Appropriations 203, 207, 208, 210, 212, and 221 of the 2019-2020 General Appropriations Act, the Agency for Health Care Administration shall seek authorization from the federal Centers for Medicare and Medicaid Services to eliminate the Medicaid retroactive eligibility period for nonpregnant adults in a manner that
ensures that the elimination becomes effective on July 1, 2019. Eligibility will continue to begin the first day of the month in which a nonpregnant adult applies for Medicaid. This section expires July 1, 2020.

Section 27. In order to implement Specific Appropriations 203, 207, 208, 210, 212, and 221 of the 2019-2020 General Appropriations Act:

(1) By January 10, 2020, the Agency for Health Care Administration, in consultation with the Department of Children and Families, the Florida Hospital Association, the Safety Net Hospital Alliance of Florida, the Florida Health Care Association, and LeadingAge Florida, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the impact of the waiver of Medicaid retroactive eligibility on beneficiaries and providers. The report must include, but is not limited to:

(a) The total unduplicated number of nonpregnant adults who applied for Medicaid at a hospital site from February 1, 2019, through December 6, 2019; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.

(b) The total unduplicated number of nonpregnant adults who applied for Medicaid at a nursing home site from February 1, 2019, through December 6, 2019; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.

(c) The estimated impact of medical debt on people for whom
a Medicaid application was not submitted in the same month when
the individual became an inpatient of a hospital or a resident
of a nursing home.

(d) Recommendations to improve outreach and Medicaid
coverage for nonpregnant adults who would be eligible for
Medicaid if they applied before an event that requires hospital
or nursing home care.

(2) The Agency for Health Care Administration shall also
include, as part of the report required by this section, a copy
of the evaluation design and performance metrics submitted to
the federal Centers for Medicare and Medicaid Services relating
to the waiver of Medicaid retroactive eligibility, in conformity
with the Special Terms and Conditions of this state’s Section
1115 demonstration project, titled Managed Medical Assistance
(MMA) Program (Project No. 11-W-00206/4).

This section expires July 1, 2020.

Section 28. In order to implement Specific Appropriations
533, 534, 539, and 542 of the 2019-2020 General Appropriations
Act, subsection (17) of section 893.055, Florida Statutes, is
amended to read:

893.055 Prescription drug monitoring program.—

(17) For the 2019-2020 fiscal year only, neither
the Attorney General nor the department may use funds received
as part of a settlement agreement to administer the prescription
drug monitoring program. This subsection expires July 1, 2020.

Section 29. In order to implement Specific Appropriation
204 of the 2019-2020 General Appropriations Act, subsections (2)
and (10) of section 409.911, Florida Statutes, are amended to read:

409.911 Disproportionate share program.—Subject to specific allocations established within the General Appropriations Act and any limitations established pursuant to chapter 216, the agency shall distribute, pursuant to this section, moneys to hospitals providing a disproportionate share of Medicaid or charity care services by making quarterly Medicaid payments as required. Notwithstanding the provisions of s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients.

(2) The Agency for Health Care Administration shall use the following actual audited data to determine the Medicaid days and charity care to be used in calculating the disproportionate share payment:


(b) If the Agency for Health Care Administration does not have the prescribed 3 years of audited disproportionate share data as noted in paragraph (a) for a hospital, the agency shall use the average of the years of the audited disproportionate share data as noted in paragraph (a) which is available.

(c) In accordance with s. 1923(b) of the Social Security Act, a hospital with a Medicaid inpatient utilization rate greater than one standard deviation above the statewide mean or a hospital with a low-income utilization rate of 25 percent or
greater shall qualify for reimbursement.

(10) Notwithstanding any provision of this section to the contrary, for the 2019-2020 state fiscal year, the agency shall distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the 2019-2020 General Appropriations Act. This subsection expires July 1, 2020.

Section 30. In order to implement Specific Appropriation 204 of the 2019-2020 General Appropriations Act, subsection (3) of section 409.9113, Florida Statutes, is amended to read:

409.9113 Disproportionate share program for teaching hospitals.—In addition to the payments made under s. 409.911, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, for their increased costs associated with medical education programs and for tertiary health care services provided to the indigent. This system of payments must conform to federal requirements and distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients. The agency shall distribute the moneys provided in the General Appropriations Act to statutorily defined teaching hospitals and family practice teaching hospitals, as defined in s. 395.805, pursuant to this section. The funds provided for statutorily defined teaching hospitals shall be distributed as provided in the General Appropriations Act. The funds provided for family practice teaching hospitals shall be distributed equally among family
practice teaching hospitals.

(3) Notwithstanding any provision of this section to the contrary, for the 2019-2020 state fiscal year, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, as provided in the 2019-2020 General Appropriations Act. This subsection expires July 1, 2020.

Section 31. In order to implement Specific Appropriation 204 of the 2019-2020 General Appropriations Act, subsection (4) of section 409.9119, Florida Statutes, is amended to read:

409.9119 Disproportionate share program for specialty hospitals for children.—In addition to the payments made under s. 409.911, the Agency for Health Care Administration shall develop and implement a system under which disproportionate share payments are made to those hospitals that are separately licensed by the state as specialty hospitals for children, have a federal Centers for Medicare and Medicaid Services certification number in the 3300-3399 range, have Medicaid days that exceed 55 percent of their total days and Medicare days that are less than 5 percent of their total days, and were licensed on January 1, 2013, as specialty hospitals for children. This system of payments must conform to federal requirements and must distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals that serve a disproportionate share of low-income patients. The agency may make disproportionate share payments to specialty hospitals for children as provided for in the General
Notwithstanding any provision of this section to the contrary, for the 2019-2020 2018-2019 state fiscal year, for hospitals achieving full compliance under subsection (3), the agency shall make disproportionate share payments to specialty hospitals for children as provided in the 2019-2020 2018-2019 General Appropriations Act. This subsection expires July 1, 2020.

Section 32. In order to implement Specific Appropriations 197 through 224 of the 2019-2020 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Medicaid program appropriation categories to address projected surpluses and deficits within the program and to maximize the use of state trust funds. A single budget amendment shall be submitted in the last quarter of the 2019-2020 fiscal year only. This section expires July 1, 2020.

Section 33. In order to implement Specific Appropriations 467, 468, and 474 of the 2019-2020 General Appropriations Act, subsection (17) of section 381.986, Florida Statutes, is amended to read:

381.986 Medical use of marijuana.—

(17) Rules adopted pursuant to this section before July 1, 2020 2019, are not subject to s. 120.541(3). Notwithstanding paragraph (8)(e), a medical marijuana treatment center may use a laboratory that has not been certified by the department under s. 381.988 until such time as at least one laboratory holds the
required certification pursuant to s. 381.988, but in no event later than July 1, 2020. This subsection expires July 1, 2020.

Section 34. In order to implement Specific Appropriations 467, 468, and 474 of the 2019-2020 General Appropriations Act, subsection (11) of section 381.988, Florida Statutes, is amended to read:

381.988 Medical marijuana testing laboratories; marijuana tests conducted by a certified laboratory.—

(11) Rules adopted under subsection (9) before July 1, 2019, are not subject to s. 120.541(3). This subsection expires July 1, 2019.

Section 35. In order to implement Specific Appropriations 474 and 525 of the 2019-2020 General Appropriations Act, paragraph (a) of subsection (2) of section 383.14, Florida Statutes, is amended to read:

383.14 Screening for metabolic disorders, other hereditary and congenital disorders, and environmental risk factors.—

(2) RULES.—

(a) After consultation with the Genetics and Newborn Screening Advisory Council, the department shall adopt and enforce rules requiring that every newborn in this state shall:

1. Before becoming 1 week of age, be subjected to a test for phenylketonuria;

2. Be tested for any condition included on the federal Recommended Uniform Screening Panel which the council advises the department should be included under the state’s screening program. After the council recommends that a condition be included, the department shall submit a legislative budget
request to seek an appropriation to add testing of the condition
to the newborn screening program. The department shall expand
statewide screening of newborns to include screening for such
conditions within 18 months after the council renders such
advice, if a test approved by the United States Food and Drug
Administration or a test offered by an alternative vendor is
available. If such a test is not available within 18 months
after the council makes its recommendation, the department shall
implement such screening as soon as a test offered by the United
States Food and Drug Administration or by an alternative vendor
is available; and

3. At the appropriate age, be tested for such other
metabolic diseases and hereditary or congenital disorders as the
department may deem necessary from time to time; and

4. Notwithstanding subparagraph 2., be screened for spinal
muscular atrophy following integration of such a test into the
newborn screening testing panel. The department shall implement
such screening using a test offered by the United States Food
and Drug Administration or by an alternative vendor as soon as
practicable after July 1, 2019, but no later than May 3, 2020.
This subparagraph expires July 1, 2020.

Section 36. In order to implement Specific Appropriation
389 of the 2019-2020 General Appropriations Act, section 28 of
chapter 2016-65, Laws of Florida, is amended to read:

Section 28. Subject to federal approval of the application
to be a site for the Program of All-inclusive Care for the
Elderly (PACE), the Agency for Health Care Administration shall
contract with a not-for-profit organization that has been
jointly formed by a lead agency that has been designated
pursuant to s. 430.205, Florida Statutes, and by a not-for-profit hospice provider that has been licensed for more than 30 years to serve individuals and families in Clay, Duval, St. Johns, Baker, Union, Bradford, Putnam, and Nassau Counties. The not-for-profit organization shall leverage existing community-based care providers and health care organizations to provide PACE services to frail elders who reside in Clay, Duval, St. Johns, Baker, Union, Bradford, Putnam, and Nassau Counties. The organization is exempt from the requirements of chapter 641, Florida Statutes. The agency, in consultation with the Department of Elderly Affairs and subject to the appropriation of funds by the Legislature, shall approve up to 300 initial enrollees in the Program of All-inclusive Care for the Elderly established by the organization to serve frail elders who reside in Clay, Duval, St. Johns, Baker, Union, Bradford, Putnam, and Nassau Counties.

Section 37. In order to implement Specific Appropriations 326, 327A, 358, and 359 of the 2019-2020 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the department based on the implementation of the Guardianship Assistance Program, between and among the specific appropriations for guardianship assistance payments, relative caregiver payments, and nonrelative caregiver payments. This section expires July 1, 2020.

Section 38. In order to implement Specific Appropriations 326 and 327A of the 2019-2020 General Appropriations Act, the
Department of Children and Families shall establish a formula to distribute the recurring sums of $10,597,824 from the General Re

Revenue Fund and $11,922,238 from the Federal Grants Trust Fund for actual and direct costs to implement the Guardianship Assistance Program, including Level 1 foster care board payments, licensing staff for community-based care lead agencies, and guardianship assistance payments. This section expires July 1, 2020.

Section 39. In order to implement Specific Appropriations 326 and 327A of the 2019-2020 General Appropriations Act, paragraph (a) of subsection (1) of section 409.991, Florida Statutes, is amended to read:

409.991 Allocation of funds for community-based care lead agencies.—

(1) As used in this section, the term:

(a) “Core services funds” means all funds allocated to community-based care lead agencies operating under contract with the department pursuant to s. 409.987, with the following exceptions:

1. Funds appropriated for independent living.
2. Funds appropriated for maintenance adoption subsidies.
3. Funds appropriated for actual and direct costs to implement the Guardianship Assistance Program, including Level 1 foster care board payments, licensing staff for community-based care lead agencies, and guardianship assistance payments. This subparagraph expires July 1, 2020.
4. Funds allocated by the department for protective investigations training.
5. Nonrecurring funds.
Designated mental health wrap-around services funds.  

Funds for special projects for a designated community-based care lead agency.

Section 40. In order to implement Specific Appropriations 551 through 558 and 560 of the 2019-2020 General Appropriations Act, subsection (3) of section 296.37, Florida Statutes, is amended to read:

296.37 Residents; contribution to support.—

(3) Notwithstanding subsection (1), each resident of the home who receives a pension, compensation, or gratuity from the United States Government, or income from any other source, of more than $130 per month shall contribute to his or her maintenance and support while a resident of the home in accordance with a payment schedule determined by the administrator and approved by the director. The total amount of such contributions shall be to the fullest extent possible, but, in no case, shall exceed the actual cost of operating and maintaining the home. This subsection expires July 1, 2020.

Section 41. In order to implement Specific Appropriation 1345 of the 2019-2020 General Appropriations Act:

(1) The Task Force on the Criminal Punishment Code, a task force as defined in s. 20.03(8), Florida Statutes, is created adjunct to the Department of Legal Affairs. The Legislature finds that there is a need to review sentencing for noncapital felony offenses under the Criminal Punishment Code. Therefore, the task force is created for the purpose of reviewing, evaluating, and making recommendations regarding sentencing for and ranking of noncapital felony offenses under the Criminal...
Punishment Code, including, but not limited to, whether current sentencing for noncapital felony offenses is appropriate to the level of the crime committed, whether current enhancements for those offenses are appropriate, and whether judicial discretion should be allowed with regard to mandatory minimum sentences for those offenses. The task force shall include an analysis of best practices in its review.

(2) The task force is composed of the following members:

(a) The Attorney General, or a designee of the Attorney General, who shall serve as chair of the task force.

(b) The Secretary of Corrections, or a designee of the secretary.

(c) Two members appointed by the President of the Senate, one of whom must be a public defender.

(d) Two members appointed by the Speaker of the House of Representatives, one of whom must be a state attorney.

(e) Two members appointed by the Chief Justice of the Supreme Court, one of whom must be a circuit judge currently assigned to a felony division.

Any vacancies on the task force shall be filled in the same manner as the original appointments. Appointments to the task force shall be made no later than July 15, 2019.

(3) The task force shall endeavor to meet at least twice monthly throughout its duration and is encouraged to take input from all stakeholders involved in the criminal justice system. The first meeting of the task force shall occur no later than August 15, 2019. The Attorney General shall designate staff of the Department of Legal Affairs to provide support to the task
force.

(4) Upon the Attorney General’s request, the Department of Corrections and the Office of the State Courts Administrator shall provide necessary data collection and analysis, research, and support services to the task force.

(5) Members of the task force may not receive compensation other than their usual salaries received from their employers, but are entitled to reimbursement for per diem and travel expenses from their employers in accordance with s. 112.061, Florida Statutes.

(6) The task force shall submit a report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court no later than June 30, 2020, which must include, at a minimum, the issues considered by the task force, any recommendations for legislative changes, and an analysis of the expected impact of such recommendations if enacted by the Legislature. The task force is dissolved upon submission of the report.

(7) This section expires July 1, 2020.

Section 42. In order to implement Specific Appropriations 581 through 703 and 716 through 750 of the 2019-2020 General Appropriations Act, subsection (4) of section 216.262, Florida Statutes, is amended to read:

216.262 Authorized positions.—

(4) Notwithstanding the provisions of this chapter relating to increasing the number of authorized positions, and for the 2019-2020 fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the February 22, 2019 December 20,
2017, Criminal Justice Estimating Conference by 1 percent for 2
consecutive months or 2 percent for any month, the Executive
Office of the Governor, with the approval of the Legislative
Budget Commission, shall immediately notify the Criminal Justice
Estimating Conference, which shall convene as soon as possible
to revise the estimates. The Department of Corrections may then
submit a budget amendment requesting the establishment of
positions in excess of the number authorized by the Legislature
and additional appropriations from unallocated general revenue
sufficient to provide for essential staff, fixed capital
improvements, and other resources to provide classification,
security, food services, health services, and other variable
expenses within the institutions to accommodate the estimated
increase in the inmate population. All actions taken pursuant to
this subsection are subject to review and approval by the
Legislative Budget Commission. This subsection expires July 1,
2020.

Section 43. In order to implement Specific Appropriations
3208 through 3274 of the 2019-2020 General Appropriations Act,
subsection (2) of section 215.18, Florida Statutes, is amended
to read:

215.18 Transfers between funds; limitation.—

(2) The Chief Justice of the Supreme Court may receive one
or more trust fund loans to ensure that the state court system
has funds sufficient to meet its appropriations in the 2019-2020
2018-2019 General Appropriations Act. If the Chief Justice
accesses the loan, he or she must notify the Governor and the
chairs of the legislative appropriations committees in writing.
The loan must come from other funds in the State Treasury which
are for the time being or otherwise in excess of the amounts
necessary to meet the just requirements of such last-mentioned
funds. The Governor shall order the transfer of funds within 5
days after the written notification from the Chief Justice. If
the Governor does not order the transfer, the Chief Financial
Officer shall transfer the requested funds. The loan of funds
from which any money is temporarily transferred must be repaid
by the end of the 2019-2020 2018-2019 fiscal year. This
subsection expires July 1, 2020 2019.

Section 44. (1) In order to implement Specific
Appropriations 1153 through 1163 of the 2019-2020 General
Appropriations Act, the Department of Juvenile Justice is
required to review county juvenile detention payments to ensure
that counties fulfill their financial responsibilities required
in s. 985.6865, Florida Statutes. If the Department of Juvenile
Justice determines that a county has not met its obligations,
the department shall direct the Department of Revenue to deduct
the amount owed to the Department of Juvenile Justice from the
funds provided to the county under s. 218.23, Florida Statutes.
The Department of Revenue shall transfer the funds withheld to
the Shared County/State Juvenile Detention Trust Fund.

(2) As an assurance to holders of bonds issued by counties
before July 1, 2019, for which distributions made pursuant to s.
218.23, Florida Statutes, are pledged, or bonds issued to refund
such bonds which mature no later than the bonds they refunded
and which result in a reduction of debt service payable in each
fiscal year, the amount available for distribution to a county
shall remain as provided by law and continue to be subject to
any lien or claim on behalf of the bondholders. The Department
of Revenue must ensure, based on information provided by an
affected county, that any reduction in amounts distributed
pursuant to subsection (1) does not reduce the amount of
distribution to a county below the amount necessary for the
timely payment of principal and interest when due on the bonds
and the amount necessary to comply with any covenant under the
bond resolution or other documents relating to the issuance of
the bonds. If a reduction to a county’s monthly distribution
must be decreased in order to comply with this section, the
Department of Revenue must notify the Department of Juvenile
Justice of the amount of the decrease, and the Department of
Juvenile Justice must send a bill for payment of such amount to
the affected county.

(3) This section expires July 1, 2020.

Section 45. In order to implement Specific Appropriations
1153 through 1163 of the 2019-2020 General Appropriations Act,
the Department of Juvenile Justice may not provide, make, pay,
or deduct, and a nonfiscally constrained county may not apply,
deduct, or receive any reimbursement or any credit for any
previous overpayment of juvenile detention care costs related to
or for any previous state fiscal year, against the juvenile
detention care costs due from the nonfiscally constrained county
in the 2019-2020 fiscal year pursuant to s. 985.686, Florida
Statutes, or any other law. This section expires July 1, 2020.

Section 46. In order to implement Specific Appropriations
761 through 784A, 952 through 1097, and 1118 through 1152 of the
2019-2020 General Appropriations Act, subsection (1), paragraph
(a) of subsection (2), paragraph (a) of subsection (3), and
subsections (5), (6), and (7) of section 27.40, Florida
Statutes, are amended to read:

27.40 Court-appointed counsel; circuit registries; minimum requirements; appointment by court.—

(1) Counsel shall be appointed to represent any individual in a criminal or civil proceeding entitled to court-appointed counsel under the Federal or State Constitution or as authorized by general law. The court shall appoint a public defender to represent indigent persons as authorized in s. 27.51. The office of criminal conflict and civil regional counsel shall be appointed to represent persons in those cases in which provision is made for court-appointed counsel but only when the public defender has certified to the court in writing that the public defender is unable to provide representation due to a conflict of interest and has specifically identified and described the conflict of interest of his or her office or is not authorized to provide representation.

(2)(a) Private counsel may shall be appointed to represent persons in those cases in which provision is made for court-appointed counsel but only when the office of criminal conflict and civil regional counsel has certified to the court in writing that the public defender is unable to provide representation due to a conflict of interest and has specifically identified and described the conflict of interest of the office of criminal conflict and civil regional counsel.

(3) In using a registry:

(a) The chief judge of the circuit shall compile a list of attorneys in private practice, by county and by category of cases, and provide the list to the clerk of court in each county. The chief judge of the circuit may restrict the number
of attorneys on the general registry list. To be included on a registry, an attorney must certify that he or she:

1. Meets any minimum requirements established by the chief judge and by general law for court appointment;

2. Is available to represent indigent defendants in cases requiring court appointment of private counsel; and

3. Is willing to abide by the terms of the contract for services, s. 27.5304, and this section.

To be included on a registry, an attorney must enter into a contract for services with the Justice Administrative Commission. Failure to comply with the terms of the contract for services may result in termination of the contract and removal from the registry. Each attorney on the registry is responsible for notifying the clerk of the court and the Justice Administrative Commission of any change in his or her status. Failure to comply with this requirement is cause for termination of the contract for services and removal from the registry until the requirement is fulfilled.

(5) The Justice Administrative Commission shall approve uniform contract forms for use in procuring the services of private court-appointed counsel and uniform procedures and forms for use by a court-appointed attorney in support of billing for attorney’s fees, costs, and related expenses to demonstrate the attorney’s completion of specified duties. Such uniform contracts and forms for use in billing must be consistent with s. 27.5304, s. 216.311, and the General Appropriations Act and must contain the following statement: “The State of Florida’s performance and obligation to pay under this contract is
contingent upon an annual appropriation by the Legislature.”

(6) After court appointment, the attorney must immediately file a notice of appearance with the court indicating acceptance of the appointment to represent the defendant and of the terms of the uniform contract as specified in subsection (5).

(7)(a) A private attorney appointed by the court from the registry to represent a client is entitled to payment as provided in s. 27.5304 so long as the requirements of subsection (1) and paragraph (2)(a) are met. An attorney appointed by the court who is not on the registry list may be compensated under s. 27.5304 only if the court finds in the order of appointment that there were no registry attorneys available for representation for that case and only if the requirements of subsection (1) and paragraph (2)(a) are met.

(b)1. The flat fee established in s. 27.5304 and the General Appropriations Act shall be presumed by the court to be sufficient compensation. The attorney shall maintain appropriate documentation, including contemporaneous and detailed hourly accounting of time spent representing the client. If the attorney fails to maintain such contemporaneous and detailed hourly records, the attorney waives the right to seek compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act. These records and documents are subject to review by the Justice Administrative Commission and audit by the Auditor General, subject to the attorney-client privilege and work-product privilege. The attorney shall maintain the records and documents in a manner that enables the attorney to redact any information subject to a privilege in order to facilitate the commission’s review of the records and
documents and not to impede such review. The attorney may redact
information from the records and documents only to the extent
necessary to comply with the privilege. The Justice
Administrative Commission shall review such records and shall
contemporaneously document such review before authorizing
payment to an attorney. Objections by or on behalf of the
Justice Administrative Commission to records or documents or to
claims for payment by the attorney shall be presumed correct by
the court unless the court determines in writing competent and
substantial evidence exists to justify overcoming the
presumption.

2. If an attorney fails, refuses, or declines to permit the
commission or the Auditor General to review documentation for a
case as provided in this paragraph, the attorney waives the
right to seek, and the commission may not pay, compensation in
excess of the flat fee established in s. 27.5304 and the General
Appropriations Act for that case.

3. A finding by the commission that an attorney has waived
the right to seek compensation in excess of the flat fee
established in s. 27.5304 and the General Appropriations Act, as
provided in this paragraph, shall be presumed to be correct
valid, unless the, as determined by a court determines, in
writing, that competent and substantial evidence exists to
justify overcoming the presumption, the commission’s finding is
not supported by competent and substantial evidence.

Section 47. The amendments to s. 27.40(1), (2)(a), (3)(a),
(5), (6), and (7), by this act shall expire July 1, 2020, and
the text of those subsections and paragraphs, as applicable,
shall revert to that in existence on June 30, 2019, except that
any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 48. In order to implement Specific Appropriations 761 through 784A, 952 through 1097, and 1118 through 1152 of the 2019-2020 General Appropriations Act, subsections (1), (3), (7), and (11), paragraphs (a) through (e) of subsection (12), and subsection (13) of section 27.5304, Florida Statutes, are amended to read:

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

(1) Private court-appointed counsel appointed in the manner prescribed in s. 27.40(1) and (2)(a) shall be compensated by the Justice Administrative Commission only as provided in this section and the General Appropriations Act. The flat fees prescribed in this section are limitations on compensation. The specific flat fee amounts for compensation shall be established annually in the General Appropriations Act. The attorney also shall be reimbursed for reasonable and necessary expenses in accordance with s. 29.007. If the attorney is representing a defendant charged with more than one offense in the same case, the attorney shall be compensated at the rate provided for the most serious offense for which he or she represented the defendant. This section does not allow stacking of the fee limits established by this section.

(3) The court retains primary authority and responsibility for determining the reasonableness of all billings for attorney fees, costs, and related expenses, subject to statutory
limitations and the requirements of s. 27.40(7). Private court-appointed counsel is entitled to compensation upon final disposition of a case.

(7) Counsel **eligible entitled** to receive compensation from the state for representation pursuant to court appointment made in accordance with the requirements of s. 27.40(1) and (2)(a) in a proceeding under chapter 384, chapter 390, chapter 392, chapter 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter 744, or chapter 984 shall receive compensation not to exceed the limits prescribed in the General Appropriations Act. Any such compensation must be determined as provided in s. 27.40(7).

(11) It is the intent of the Legislature that the flat fees prescribed under this section and the General Appropriations Act comprise the full and complete compensation for private court-appointed counsel. It is further the intent of the Legislature that the fees in this section are prescribed for the purpose of providing counsel with notice of the limit on the amount of compensation for representation in particular proceedings and the sole procedure and requirements for obtaining payment for the same.

(a) If court-appointed counsel moves to withdraw prior to the full performance of his or her duties through the completion of the case, the court shall presume that the attorney is not entitled to the payment of the full flat fee established under this section and the General Appropriations Act.

(b) If court-appointed counsel is allowed to withdraw from representation prior to the full performance of his or her duties through the completion of the case and the court appoints
a subsequent attorney, the total compensation for the initial
and any and all subsequent attorneys may not exceed the flat fee
established under this section and the General Appropriations
Act, except as provided in subsection (12).

This subsection constitutes notice to any subsequently appointed
attorney that he or she will not be compensated the full flat
fee.

(12) The Legislature recognizes that on rare occasions an
attorney may receive a case that requires extraordinary and
unusual effort.

(a) If counsel seeks compensation that exceeds the limits
prescribed by law, he or she must file a motion with the chief
judge for an order approving payment of attorney fees in excess
of these limits.

1. Before filing the motion, the counsel shall deliver a
copy of the intended billing, together with supporting
affidavits and all other necessary documentation, to the Justice
Administrative Commission.

2. The Justice Administrative Commission shall review the
billings, affidavit, and documentation for completeness and
compliance with contractual and statutory requirements and shall
contemporaneously document such review before authorizing
payment to an attorney. If the Justice Administrative Commission
objects to any portion of the proposed billing, the objection
and supporting reasons must be communicated in writing to the
private court-appointed counsel. The counsel may thereafter file
his or her motion, which must specify whether the commission
objects to any portion of the billing or the sufficiency of
documentation, and shall attach the commission’s letter stating its objection.

(b) Following receipt of the motion to exceed the fee limits, the chief judge or a single designee shall hold an evidentiary hearing. The chief judge may select only one judge per circuit to hear and determine motions pursuant to this subsection, except multicounty circuits and the eleventh circuit may have up to two designees.

1. At the hearing, the attorney seeking compensation must prove by competent and substantial evidence that the case required extraordinary and unusual efforts. The chief judge or single designee shall consider criteria such as the number of witnesses, the complexity of the factual and legal issues, and the length of trial. The fact that a trial was conducted in a case does not, by itself, constitute competent substantial evidence of an extraordinary and unusual effort. In a criminal case, relief under this section may not be granted if the number of work hours does not exceed 75 or the number of the state’s witnesses deposed does not exceed 20.

2. Objections by or on behalf of the Justice Administrative Commission to records or documents or to claims for payment by the attorney shall be presumed correct by the court unless the court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption. The chief judge or single designee shall enter a written order detailing his or her findings and identifying the extraordinary nature of the time and efforts of the attorney in the case which warrant exceeding the flat fee established by this section and the General Appropriations Act.
(c) A copy of the motion and attachments shall be served on the Justice Administrative Commission at least 20 business days before the date of a hearing. The Justice Administrative Commission has standing to appear before the court, and may appear in person or telephonically, including at the hearing under paragraph (b), to contest any motion for an order approving payment of attorney fees, costs, or related expenses and may participate in a hearing on the motion by use of telephonic or other communication equipment. The Justice Administrative Commission may contract with other public or private entities or individuals to appear before the court for the purpose of contesting any motion for an order approving payment of attorney fees, costs, or related expenses. The fact that the Justice Administrative Commission has not objected to any portion of the billing or to the sufficiency of the documentation is not binding on the court.

(d) If the chief judge or a single designee finds that counsel has proved by competent and substantial evidence that the case required extraordinary and unusual efforts, the chief judge or single designee shall order the compensation to be paid to the attorney at a percentage above the flat fee rate, depending on the extent of the unusual and extraordinary effort required. The percentage must be only the rate necessary to ensure that the fees paid are not confiscatory under common law. The percentage may not exceed 200 percent of the established flat fee, absent a specific finding that 200 percent of the flat fee in the case would be confiscatory. If the chief judge or single designee determines that 200 percent of the flat fee would be confiscatory, he or she shall order the amount of
compensation using an hourly rate not to exceed $75 per hour for a noncapital case and $100 per hour for a capital case. However, the compensation calculated by using the hourly rate shall be only that amount necessary to ensure that the total fees paid are not confiscatory, subject to the requirements of s. 27.40(7).

(e) Any order granting relief under this subsection must be attached to the final request for a payment submitted to the Justice Administrative Commission and must satisfy the requirements of subparagraph (b)2.

(13) Notwithstanding the limitation set forth in subsection (5) and for the 2019-2020 fiscal year only, the compensation for representation in a criminal proceeding may not exceed the following:

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

(b) For noncapital, nonlife felonies represented at the trial level: $15,000.

(c) For life felonies represented at the trial level: $15,000.

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

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

(f) This subsection expires July 1, 2020.

Section 49. The amendments to s. 27.5304(1), (3), (7), (11), and (12)(a)-(e), Florida Statutes, by this act expire July 1, 2020, and the text of those subsections and paragraphs, as
applicable, shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 50. In order to implement Specific Appropriation 770 of the 2019-2020 General Appropriations Act, and notwithstanding section 28.35, Florida Statutes, the clerks of the circuit court are responsible for any costs of compensation to jurors, for meals or lodging provided to jurors, and for jury-related personnel costs that exceed the funding provided in the General Appropriations Act for these purposes. This section expires July 1, 2020.

Section 51. In order to implement Specific Appropriations 952 through 1097 of the 2019-2020 General Appropriations Act, and notwithstanding the expiration date in section 40 of chapter 2018-10, Laws of Florida, paragraph (c) of subsection (19) of section 318.18, Florida Statutes, is reenacted to read:

318.18 Amount of penalties.—The penalties required for a noncriminal disposition pursuant to s. 318.14 or a criminal offense listed in s. 318.17 are as follows:

(19) In addition to any penalties imposed, an Article V assessment of $10 must be paid for all noncriminal moving and nonmoving violations under chapters 316, 320, and 322. The assessment is not revenue for purposes of s. 28.36 and may not be used in establishing the budget of the clerk of the court under that section or s. 28.35. Of the funds collected under this subsection:

(c) The sum of $1.67 shall be deposited in the Indigent
Section 52. In order to implement Specific Appropriations 952 through 1097 of the 2019-2020 General Appropriations Act, and notwithstanding the expiration date in section 42 of chapter 2018-10, Laws of Florida, paragraph (b) of subsection (12) of section 817.568, Florida Statutes, is reenacted to read:

817.568 Criminal use of personal identification information.—

(12) In addition to any sanction imposed when a person pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, a violation of this section, the court shall impose a surcharge of $1,001.

(b) The sum of $250 of the surcharge shall be deposited into the State Attorneys Revenue Trust Fund for the purpose of funding prosecutions of offenses relating to the criminal use of personal identification information. The sum of $250 of the surcharge shall be deposited into the Indigent Criminal Defense Trust Fund for the purposes of indigent criminal defense related to the criminal use of personal identification information.

Section 53. The text of ss. 318.18(19)(c) and 817.568(12)(b), Florida Statutes, as carried forward from chapter 2018-10, Laws of Florida, by this act, expires July 1, 2020, and the text of those paragraphs shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 54. In order to implement Specific Appropriation
3210 of the 2019-2020 General Appropriations Act, and
notwithstanding s. 112.061(4), Florida Statutes:

(1)(a) A Supreme Court justice who permanently resides
outside Leon County may have, if he or she so requests, a
district court of appeal courthouse, a county courthouse, or
other appropriate facility in his or her district of residence
designated as his or her official headquarters for purposes of
s. 112.061, Florida Statutes. This official headquarters may
serve only as the justice’s private chambers.

(b) A justice for whom an official headquarters is
designated in his or her district of residence under this
subsection is eligible for subsistence at a rate to be
established by the Chief Justice for each day or partial day
that the justice is at the headquarters of the Supreme Court to
conduct court business. In addition to the subsistence
allowance, a justice is eligible for reimbursement for
transportation expenses as provided in s. 112.061(7), Florida
Statutes, for travel between the justice’s official headquarters
and the headquarters of the Supreme Court to conduct court
business.

(c) Payment of subsistence and reimbursement for
transportation expenses relating to travel between a justice’s
official headquarters and the headquarters of the Supreme Court
shall be made to the extent appropriated funds are available, as
determined by the Chief Justice.

(2) The Chief Justice shall coordinate with each affected
justice and other state and local officials as necessary to
implement paragraph (1)(a).

(3)(a) This section does not require a county to provide
space in a county courthouse for a justice. A county may enter
into an agreement with the Supreme Court governing the use of
space in a county courthouse.

(b) The Supreme Court may not use state funds to lease
space in a district court of appeal courthouse, a county
courthouse, or another facility to allow a justice to establish
an official headquarters pursuant to subsection (1).

(4) This section expires July 1, 2020.

Section 55. In order to implement appropriations used to
pay existing lease contracts for private lease space in excess
of 2,000 square feet in the 2019-2020 General Appropriations
Act, the Department of Management Services, with the cooperation
of the agencies having the existing lease contracts for office
or storage space, shall use tenant broker services to
renegotiate or reprocure all private lease agreements for office
or storage space expiring between July 1, 2020, and June 30,
2022, in order to reduce costs in future years. The department
shall incorporate this initiative into its 2019 master leasing
report required under s. 255.249(7), Florida Statutes, and may
use tenant broker services to explore the possibilities of
collocating office or storage space, to review the space needs
of each agency, and to review the length and terms of potential
renewals or renegotiations. The department shall provide a
report to the Executive Office of the Governor, the President of
the Senate, and the Speaker of the House of Representatives by
November 1, 2019, which lists each lease contract for private
office or storage space, the status of renegotiations, and the
savings achieved. This section expires July 1, 2020.

Section 56. In order to implement Specific Appropriations
2839 through 2850A of the 2019-2020 General Appropriations Act, and notwithstanding rule 60A-1.031, Florida Administrative Code, the transaction fee collected for use of the online procurement system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c), Florida Statutes, is seven-tenths of 1 percent for the 2019-2020 fiscal year only. This section expires July 1, 2020.

Section 57. In order to implement appropriations authorized in the 2019-2020 General Appropriations Act for data center services, and notwithstanding s. 216.292(2)(a), Florida Statutes, an agency may not transfer funds from a data processing category to a category other than another data processing category. This section expires July 1, 2020.

Section 58. In order to implement the appropriation of funds in the appropriation category “Data Processing Assessment—Agency for State Technology” in the 2019-2020 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted based on the estimated billing cycle and methodology used by the Agency for State Technology for data processing services provided. This section expires July 1, 2020.

Section 59. In order to implement the appropriation of funds in the appropriation category “Special Categories—Risk Management Insurance” in the 2019-2020 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority.
granted with the premiums paid by each department for risk management insurance. This section expires July 1, 2020.

Section 60. In order to implement the appropriation of funds in the appropriation category “Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased per Statewide Contract” in the 2019-2020 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the assessments that must be paid by each agency to the Department of Management Services for human resource management services. This section expires July 1, 2020.

Section 61. In order to implement Specific Appropriations 2421 through 2424 of the 2019-2020 General Appropriations Act:

(1) The Department of Financial Services shall replace the four main components of the Florida Accounting Information Resource Subsystem (FLAIR), which include central FLAIR, departmental FLAIR, payroll, and information warehouse, and shall replace the cash management and accounting management components of the Cash Management Subsystem (CMS) with an integrated enterprise system that allows the state to organize, define, and standardize its financial management business processes and that complies with ss. 215.90-215.96, Florida Statutes. The department may not include in the replacement of FLAIR and CMS:

(a) Functionality that duplicates any of the other information subsystems of the Florida Financial Management
(b) Agency business processes related to any of the functions included in the Personnel Information System, the Purchasing Subsystem, or the Legislative Appropriations System/Planning and Budgeting Subsystem.

(2) For purposes of replacing FLAIR and CMS, the Department of Financial Services shall:

(a) Take into consideration the cost and implementation data identified for Option 3 as recommended in the March 31, 2014, Florida Department of Financial Services FLAIR Study, version 031.

(b) Ensure that all business requirements and technical specifications have been provided to all state agencies for their review and input and approved by the executive steering committee established in paragraph (c).

(c) Implement a project governance structure that includes an executive steering committee composed of:

1. The Chief Financial Officer or the executive sponsor of the project.

2. A representative of the Division of Treasury of the Department of Financial Services, appointed by the Chief Financial Officer.

3. A representative of the Division of Information Systems of the Department of Financial Services, appointed by the Chief Financial Officer.

4. Four employees from the Division of Accounting and Auditing of the Department of Financial Services, appointed by the Chief Financial Officer. Each employee must have experience relating to at least one of the four main components that
compose FLAIR.

5. Two employees from the Executive Office of the Governor, appointed by the Governor. One employee must have experience relating to the Legislative Appropriations System/Planning and Budgeting Subsystem.

6. One employee from the Department of Revenue, appointed by the executive director, who has experience relating to the department’s SUNTAX system.

7. Two employees from the Department of Management Services, appointed by the Secretary of Management Services. One employee must have experience relating to the department’s personnel information subsystem and one employee must have experience relating to the department’s purchasing subsystem.

8. Three state agency administrative services directors, appointed by the Governor. One director must represent a regulatory and licensing state agency and one director must represent a health care-related state agency.

(3) The Chief Financial Officer or the executive sponsor of the project shall serve as chair of the executive steering committee, and the committee shall take action by a vote of at least eight affirmative votes with the Chief Financial Officer or the executive sponsor of the project voting on the prevailing side. A quorum of the executive steering committee consists of at least 10 members.

(4) The executive steering committee has the overall responsibility for ensuring that the project to replace FLAIR and CMS meets its primary business objectives and shall:

(a) Identify and recommend to the Executive Office of the Governor, the President of the Senate, and the Speaker of the
House of Representatives any statutory changes needed to implement the replacement subsystem that will standardize, to the fullest extent possible, the state’s financial management business processes.

(b) Review and approve any changes to the project’s scope, schedule, and budget which do not conflict with the requirements of subsection (1).

(c) Ensure that adequate resources are provided throughout all phases of the project.

(d) Approve all major project deliverables.

(e) Approve all solicitation-related documents associated with the replacement of FLAIR and CMS.

(5) This section expires July 1, 2020.

Section 62. In order to implement Specific Appropriations 2782 through 2793A of the 2019-2020 General Appropriations Act, all powers, duties, functions, records, personnel, property, pending issues and existing contracts, administrative authority, and administrative rules in chapter 74-3, Florida Administrative Code, of the Budget and Policy Section and the Cost Recovery and Billing Section within the Agency for State Technology are transferred by a type two transfer, as defined in s. 20.06(2), Florida Statutes, to the Department of Management Services. This section expires July 1, 2020.

Section 63. In order to implement Specific Appropriation 2624 of the 2019-2020 General Appropriations Act, paragraph (d) is added to subsection (4) of section 112.061, Florida Statutes, to read:

112.061 Per diem and travel expenses of public officers, employees, and authorized persons.—
(4) OFFICIAL HEADQUARTERS.—The official headquarters of an officer or employee assigned to an office shall be the city or town in which the office is located except that:

(d) A Lieutenant Governor who permanently resides outside of Leon County, may, if he or she so requests, have an appropriate facility in his or her county designated as his or her official headquarters for purposes of this section. This official headquarters may only serve as the Lieutenant Governor’s personal office. The Lieutenant Governor may not use state funds to lease space in any facility for his or her official headquarters.

1. A Lieutenant Governor for whom an official headquarters is established in his or her county of residence pursuant to this paragraph is eligible for subsistence at a rate to be established by the Governor for each day or partial day that the Lieutenant Governor is at the State Capitol to conduct official state business. In addition to the subsistence allowance, a Lieutenant Governor is eligible for reimbursement for transportation expenses as provided in subsection (7) for travel between the Lieutenant Governor’s official headquarters and the State Capitol to conduct state business.

2. Payment of subsistence and reimbursement for transportation between a Lieutenant Governor’s official headquarters and the State Capitol shall be made to the extent appropriated funds are available, as determined by the Governor.

3. This paragraph expires July 1, 2020.

Section 64. In order to implement Specific Appropriations 2782 through 2793A of the 2019-2020 General Appropriations Act, subsection (4) of section 20.22, Florida Statutes, is amended to
read:

    20.22 Department of Management Services.—There is created a Department of Management Services.
    
    (4) The Department of Management Services shall provide the Agency for State Technology with financial management oversight. The agency shall provide the department all documents and necessary information, as requested, to meet the requirements of this section. The department’s financial management oversight includes:
    
    (a) Developing and implementing cost-recovery mechanisms for the administrative and data center costs of services through agency assessments of applicable customer entities. Such cost-recovery mechanisms must comply with applicable state and federal regulations concerning the distribution and use of funds and must ensure that, for each fiscal year, no service or customer entity subsidizes another service or customer entity.
    
    (b) Implementing an annual reconciliation process to ensure that each customer entity is paying for the full direct and indirect cost of each service as determined by the customer entity’s use of each service.
    
    (c) Providing rebates that may be credited against future billings to customer entities when revenues exceed costs.
    
    (d) Requiring each customer entity to transfer sufficient funds into the appropriate data processing appropriation category before implementing a customer entity’s request for a change in the type or level of service provided, if such change results in a net increase to the customer entity’s costs for that fiscal year.
    
    (e) By October 1, 2019 2018, providing to each customer
entity’s agency head the estimated agency assessment cost by the Agency for State Technology for the following fiscal year. The agency assessment cost of each customer entity includes administrative and data center services costs of the agency.

(f) Preparing the legislative budget request for the Agency for State Technology based on the issues requested and approved by the executive director of the Agency for State Technology. Upon the approval of the agency’s executive director, the Department of Management Services shall transmit the agency’s legislative budget request to the Governor and the Legislature pursuant to s. 216.023.

(g) Providing a plan for consideration by the Legislative Budget Commission if the Agency for State Technology increases the cost of a service for a reason other than a customer entity’s request made under paragraph (d). Such a plan is required only if the service cost increase results in a net increase to a customer entity.

(h) Providing a timely invoicing methodology to recover the cost of services provided to the customer entity pursuant to s. 215.422.

(i) Providing an annual reconciliation process of prior year expenditures completed on a timely basis and overall budget management pursuant to chapter 216.

(j) This subsection expires July 1, 2020 2019.

Section 65. In order to implement Specific Appropriations 1573 through 1579A of the 2019-2020 General Appropriations Act, subsection (9) of section 20.255, Florida Statutes, is amended to read:
20.255 Department of Environmental Protection.—There is created a Department of Environmental Protection.

(9) The department shall act as the lead agency of the executive branch for the development and review of policies, practices, and standards related to geospatial data. The department shall coordinate and promote geospatial data sharing throughout the state government and serve as the primary point of contact for statewide geographic information systems projects, grants, and resources. This subsection expires July 1, 2020.

Section 66. Effective July 1, 2019, and upon the expiration and reversion of the amendments made to section 20.61, Florida Statutes, pursuant to section 61 of chapter 2018-10, Laws of Florida, and in order to implement Specific Appropriation 3008A of the 2019-2020 General Appropriations Act, section 20.61, Florida Statutes, is amended to read:

20.61 Agency for State Technology.—The Agency for State Technology is created within the Department of Management Services. The agency is a separate budget program and is not subject to control, supervision, or direction by the Department of Management Services, including, but not limited to, purchasing, transactions involving real or personal property, or personnel, with the exception of financial management, which shall be provided by the Department of Management Services pursuant to s. 20.22, and or budgetary matters.

(1)(a) The executive director of the agency shall serve as the state’s chief information officer and shall be appointed by the Governor, subject to confirmation by the Senate.

(b) The executive director must be a proven, effective
administrator who preferably has executive-level experience in both the public and private sectors in development and implementation of information technology strategic planning; management of enterprise information technology projects, particularly management of large-scale consolidation projects; and development and implementation of fiscal and substantive information technology policy.

(2) The following positions are established within the agency, all of whom shall be appointed by the executive director:

(a) Deputy executive director, who shall serve as the deputy chief information officer.

(b) Chief planning officer and six strategic planning coordinators. One coordinator shall be assigned to each of the following major program areas: health and human services, education, government operations, criminal and civil justice, agriculture and natural resources, and transportation and economic development. The duties and responsibilities of strategic planning coordinators include the following:

1. Conducting quarterly meetings with customers to identify performance improvements, monitor agency performance metrics, and publish an annual report on the agency’s performance by January 5 of each year.

2. Conducting research on innovative information technology and identifying current initiatives by other state, local, or federal agencies that align with these innovations.

3. Producing an annual Information Technology Strategic Plan including, at a minimum, a portfolio of IT projects for the state; the status of and future goals for the state’s security
of information technology resources; disaster recovery for the
state’s information technology infrastructure and applications;
and the transitioning of information technology resources to a
cloud platform, service, or infrastructure by January 5 of each
year.

4. Reviewing and making recommendations on state agencies’
budget requests related to information technology resources.

5. Monitoring information technology procurements by state
agencies, as provided in s. 282.0051(6).

(c) Chief data center operations officer, who shall have 10
years of experience leading and operating a data center facility
and expertise in cloud computing management.

(d) Chief information security officer.

(e) Chief technology officer.

(3) The Technology Advisory Council, consisting of seven
members, is established within the Agency for State Technology
and shall be maintained pursuant to s. 20.052. Four members of
the council shall be appointed by the Governor, two of whom must
be from the private sector and one of whom must be a
cybersecurity expert. The President of the Senate and the
Speaker of the House of Representatives shall each appoint one
member of the council. The Attorney General, the Commissioner of
Agriculture and Consumer Services, and the Chief Financial
Officer shall jointly appoint one member by agreement of a
majority of these officers. Upon initial establishment of the
council, two of the Governor’s appointments shall be for 2-year
terms. Thereafter, all appointments shall be for 4-year terms.

(a) The council shall consider and make recommendations to
the executive director on such matters as enterprise information
technology policies, standards, services, and architecture. The council may also identify and recommend opportunities for the establishment of public-private partnerships when considering technology infrastructure and services in order to accelerate project delivery and provide a source of new or increased project funding.

(b) The executive director shall consult with the council with regard to executing the duties and responsibilities of the agency related to statewide information technology strategic planning and policy.

(c) The council shall be governed by the Code of Ethics for Public Officers and Employees as set forth in part III of chapter 112, and each member must file a statement of financial interests pursuant to s. 112.3145.

Section 67. The amendment to s. 20.61, Florida Statutes, by this act expires July 1, 2020, and the text of that section shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 68. In order to implement Specific Appropriations 3008A through 3008Z of the 2019-2020 General Appropriations Act, and notwithstanding the expiration date in section 61 of chapter 2018-10, Laws of Florida, subsections (5), (20), and (28) of section 282.0041, Florida Statutes, are reenacted to read:

282.0041 Definitions.—As used in this chapter, the term:

(5) “Customer entity” means an entity that obtains services from the Agency for State Technology.
(20) “Service-level agreement” means a written contract between the Agency for State Technology and a customer entity which specifies the scope of services provided, service level, the duration of the agreement, the responsible parties, and agency assessment costs, which include administrative and data center costs. A service-level agreement is not a rule pursuant to chapter 120.

(28) “Agency assessment” means the amount each customer entity must pay annually for services from the Agency for State Technology and includes administrative and data center services costs.

Section 69. In order to implement Specific Appropriations 3008H through 3008Z of the 2019-2020 General Appropriations Act, and notwithstanding the expiration date in section 61 of chapter 2018-10, Laws of Florida, subsection (11) of section 282.0051, Florida Statutes, is reenacted to read:

282.0051 Agency for State Technology; powers, duties, and functions.—The Agency for State Technology shall have the following powers, duties, and functions:

(11) Provide operational management and oversight of the state data center established pursuant to s. 282.201, which includes:

(a) Implementing industry standards and best practices for the state data center’s facilities, operations, maintenance, planning, and management processes.

(b) Developing and implementing appropriate operating guidelines and procedures necessary for the state data center to perform its duties pursuant to s. 282.201. The guidelines and procedures must comply with applicable state and federal laws,
regulations, and policies and conform to generally accepted
governmental accounting and auditing standards. The guidelines
and procedures must include, but not be limited to:

1. Implementing a consolidated administrative support
structure responsible for providing procurement, transactions
involving real or personal property, human resources, and
operational support.

2. Standardizing and consolidating procurement and
contracting practices.

(c) In collaboration with the Department of Law
Enforcement, developing and implementing a process for
detecting, reporting, and responding to information technology
security incidents, breaches, and threats.

(d) Adopting rules relating to the operation of the state
data center.

(e) Beginning May 1, 2016, and annually thereafter,
conducting a market analysis to determine whether the state’s
approach to the provision of data center services is the most
effective and efficient manner by which its customer entities
can acquire such services, based on federal, state, and local
government trends; best practices in service provision; and the
acquisition of new and emerging technologies. The results of the
market analysis shall assist the state data center in making
adjustments to its data center service offerings.

Section 70. In order to implement Specific Appropriation
3008F of the 2019-2020 General Appropriations Act, and
notwithstanding the expiration date in section 61 of chapter
2018-10, Laws of Florida, paragraph (d) of subsection (2) of
section 282.201, Florida Statutes, is reenacted to read:

Page 90 of 115
CODING: Words stricken are deletions; words underlined are additions.
282.201 State data center.—The state data center is established within the Agency for State Technology and shall provide data center services that are hosted on premises or externally through a third-party provider as an enterprise information technology service. The provision of data center services must comply with applicable state and federal laws, regulations, and policies, including all applicable security, privacy, and auditing requirements.

(2) STATE DATA CENTER DUTIES.—The state data center shall:

(d) Enter into a service-level agreement with each customer entity to provide the required type and level of service or services. If a customer entity fails to execute an agreement within 60 days after commencement of a service, the state data center may cease service. A service-level agreement may not have a term exceeding 3 years and at a minimum must:

1. Identify the parties and their roles, duties, and responsibilities under the agreement.

2. State the duration of the contract term and specify the conditions for renewal.

3. Identify the scope of work.

4. Identify the products or services to be delivered with sufficient specificity to permit an external financial or performance audit.

5. Establish the services to be provided, the business standards that must be met for each service, the cost of each service, and the metrics and processes by which the business standards for each service are to be objectively measured and reported.

6. Provide a procedure for modifying the service-level
agreement based on changes in the type, level, and cost of a service.

7. Include a right-to-audit clause to ensure that the parties to the agreement have access to records for audit purposes during the term of the service-level agreement.

8. Provide that a service-level agreement may be terminated by either party for cause only after giving the other party and the Agency for State Technology notice in writing of the cause for termination and an opportunity for the other party to resolve the identified cause within a reasonable period.

9. Provide for mediation of disputes by the Division of Administrative Hearings pursuant to s. 120.573.

Section 71. The text of s. 282.0041(5), (20), and (28); s. 282.0051(11); and s. 282.201(2)(d), Florida Statutes, as carried forward from chapter 2018-10, Laws of Florida, by this act, expire July 1, 2020, and the text of those subsections and paragraph, as applicable, shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 72. In order to implement Specific Appropriation 3109 of the 2019-2020 General Appropriations Act, subsection (1) of section 409.2567, Florida Statutes, is amended to read:

409.2567 Services to individuals not otherwise eligible.—

(1) All support services provided by the department shall be made available on behalf of all dependent children. Services shall be provided upon acceptance of public assistance or upon proper application filed with the department. The federally
required application fee for individuals who do not receive
public assistance is $1, which shall be waived for all
applicants and paid by the department. The annual fee required
under 42 U.S.C. § 654(6)(B), as amended by Pub. L. No. 115-123,
for cases involving an individual who has never received
temporary cash assistance and for whom the department has
collected the federally required amount at least $500 of support
shall be paid by the department.

Section 73. The amendment to s. 409.2567(1), Florida
Statutes, by this act expires July 1, 2020, and the text of that
subsection shall revert to that in existence on June 30, 2019,
except that any amendments to such text enacted other than by
this act shall be preserved and continue to operate to the
extent that such amendments are not dependent upon the portions
of text which expire pursuant to this section.

Section 74. In order to implement Specific Appropriations
1654 through 1656 of the 2019-2020 General Appropriations Act,
paragraph (d) of subsection (11) of section 216.181, Florida
Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital
outlay.—

(11)

(d) Notwithstanding paragraph (b) and paragraph (2)(b), and
for the 2019-2020 2018-2019 fiscal year only, the Legislative
Budget Commission may increase the amounts appropriated to the
Fish and Wildlife Conservation Commission or the Department of
Environmental Protection for fixed capital outlay projects,
including additional fixed capital outlay projects, using funds
provided to the state from the Gulf Environmental Benefit Fund
administered by the National Fish and Wildlife Foundation; funds provided to the state from the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds provided by the British Petroleum Corporation (BP) for natural resource damage assessment restoration projects. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2020.

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

Section 75. In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission, which are contained in the 2019-2020 General Appropriations Act, subsection (3) of section 215.18, Florida Statutes, is amended to read:

(3) Notwithstanding subsection (1) and only with respect to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife
Conservation Commission, whenever there is a deficiency in a land acquisition trust fund which would render that trust fund temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund, and other trust funds in the State Treasury have moneys that are for the time being or otherwise in excess of the amounts necessary to meet the just requirements, including appropriated obligations, of those other trust funds, the Governor may order a temporary transfer of moneys from one or more of the other trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, and the Governor shall provide notice of such action at least 7 days before the effective date of the transfer of trust funds, except that during July 2019, notice of such action shall be provided at least 3 days before the effective date of a transfer unless such 3-day notice is waived by the chair and vice-chair of the Legislative Budget Commission. Any transfer of trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission must be repaid to the trust funds from which the moneys were loaned by the end of the 2019-2020 fiscal year. The Legislature has determined that the repayment of the other trust fund moneys temporarily loaned to a land acquisition trust fund in the Department of Agriculture and Consumer...
Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission pursuant to this subsection is an allowable use of the moneys in a land acquisition trust fund because the moneys from other trust funds temporarily loaned to a land acquisition trust fund shall be expended solely and exclusively in accordance with s. 28, Art. X of the State Constitution. This subsection expires July 1, 2020.

Section 76. (1) In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission, which are contained in the 2019-2020 General Appropriations Act, the Department of Environmental Protection shall transfer revenues from the Land Acquisition Trust Fund within the department to the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, as provided in this section. As used in this section, the term “department” means the Department of Environmental Protection.

(2) After subtracting any required debt service payments, the proportionate share of revenues to be transferred to each land acquisition trust fund shall be calculated by dividing the appropriations from each of the land acquisition trust funds for the fiscal year by the total appropriations from the Land Acquisition Trust Fund within the department and the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and
Wildlife Conservation Commission for the fiscal year. The department shall transfer the proportionate share of the revenues in the Land Acquisition Trust Fund within the department on a monthly basis to the appropriate land acquisition trust funds within the Department of Agriculture and
Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission and shall retain its proportionate share of the revenues in the Land Acquisition Trust Fund within the department. Total distributions to a land acquisition trust fund within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission may not exceed the total appropriations from such trust fund for the fiscal year.

(3) In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2018-9, Laws of Florida, to the department’s Land Acquisition Trust Fund and the other land acquisition trust funds, and the amounts actually transferred between those trust funds during the 2018-2019 fiscal year.

(4) The department may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission needed for cash flow purposes based on a detailed expenditure plan. The department shall prorate amounts transferred quarterly to the Fish and Wildlife Conservation Commission to recoup the amount of funds advanced by June 30,
2020.

(5) This section expires July 1, 2020.

Section 77. In order to implement Specific Appropriation 1640 of the 2019-2020 General Appropriations Act, and
notwithstanding the expiration date in section 68 of chapter 2018-10, Laws of Florida, paragraph (a) of subsection (6) of section 373.470, Florida Statutes, is reenacted to read:

373.470 Everglades restoration.—

(6) DISTRIBUTIONS FROM SAVE OUR EVERGLADES TRUST FUND.—

(a) Except as provided in paragraphs (d) and (e) and for funds appropriated for debt service, the department shall distribute funds in the Save Our Everglades Trust Fund to the district in accordance with a legislative appropriation and s. 373.026(8)(b). Distribution of funds to the district from the Save Our Everglades Trust Fund or the Land Acquisition Trust Fund shall be equally matched by the cumulative contributions from the district by fiscal year 2019-2020 by providing funding or credits toward project components. The dollar value of in-kind project design and construction work by the district in furtherance of the comprehensive plan and existing interest in public lands needed for a project component are credits towards the district’s contributions.

Section 78. The text of s. 373.470(6)(a), Florida Statutes, as carried forward from chapter 2017-71, Laws of Florida, by this act, expires July 1, 2020, and the text of that paragraph shall revert to that in existence on June 30, 2017, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which
Section 79. In order to implement Specific Appropriation 1781 of the 2019-2020 General Appropriations Act, paragraph (e) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(e) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2019-2020 fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using funds provided to the state from the environmental mitigation trust administered by a trustee designated by the United States District Court for the Northern District of California for eligible mitigation actions and mitigation action expenditures described in the partial consent decree entered into between the United States of America and Volkswagen relating to violations of the Clean Air Act. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2020.

The provisions of this subsection are subject to the notice and objection procedures set forth in s. 216.177.
Section 80. In order to implement Specific Appropriation 1607 of the 2019-2020 General Appropriations Act, paragraph (m) of subsection (3) of section 259.105, Florida Statutes, is amended to read:

259.105 The Florida Forever Act.—

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

(m) Notwithstanding paragraphs (a)-(j) and for the 2019-2020 fiscal year, only:

1. the amount of $45 million to only the Division of State Lands within the Department of Environmental Protection for the Board of Trustees Florida Forever Priority List land acquisition projects. This paragraph expires July 1, 2020.

2. The amount of $10 million to the Department of Environmental Protection for use by the Florida Communities Trust for the purposes of part III of chapter 380, as described and limited by this subsection, and grants to local governments or nonprofit environmental organizations that are tax-exempt under s. 501(c)(3) of the United States Internal Revenue Code for the acquisition of community-based projects, urban open spaces, parks, and greenways to implement local government comprehensive plans. From funds available to the trust and used for land acquisition, 75 percent shall be matched by local governments on a dollar-for-dollar basis. The Legislature
intends that the Florida Communities Trust emphasize funding projects in low-income or otherwise disadvantaged communities and projects that provide areas for direct water access and water-dependent facilities that are open to the public and offer public access by vessels to waters of the state, including boat ramps and associated parking and other support facilities. At least 30 percent of the total allocation provided to the trust shall be used in Standard Metropolitan Statistical Areas, but one-half of that amount shall be used in localities in which the project site is located in built-up commercial, industrial, or mixed-use areas and functions to intersperse open spaces within congested urban core areas. From funds allocated to the trust, no less than 5 percent shall be used to acquire lands for recreational trail systems, provided that in the event these funds are not needed for such projects, they will be available for other trust projects. Local governments may use federal grants or loans, private donations, or environmental mitigation funds for any part or all of any local match required for acquisitions funded through the Florida Communities Trust. Any lands purchased by nonprofit organizations using funds allocated under this paragraph must provide for such lands to remain permanently in public use through a reversion of title to local or state government, conservation easement, or other appropriate mechanism. Projects funded with funds allocated to the trust shall be selected in a competitive process measured against criteria adopted in rule by the trust.

3. The sum of $2 million to the Department of Environmental Protection for the acquisition of land and capital project expenditures necessary to implement the Stan Mayfield Working
Waterfronts Program within the Florida Communities Trust pursuant to s. 380.5105.

4. The sum of $2 million to the Department of Environmental Protection for grants pursuant to s. 375.075(1)-(4).

This paragraph expires July 1, 2019.

Section 81. In order to implement Specific Appropriation 1642 of the 2019-2020 General Appropriations Act, subsection (6) is added to section 206.9935, Florida Statutes, to read:

206.9935 Taxes imposed.—

(6) The sum of $40 million shall be transferred from the amount credited to the Inland Protection Trust Fund pursuant to subsection (3) to the Water Protection and Sustainability Program Trust Fund and used for the purposes specified in s. 373.707. This subsection expires July 1, 2020.

Section 82. In order to implement Specific Appropriation 1642 of the 2019-2020 General Appropriations Act, paragraph (a) of subsection (6) of section 373.707, Florida Statutes, is amended to read:

373.707 Alternative water supply development.—

(6)(a) If state funds are provided through specific appropriation or pursuant to the Water Protection and Sustainability Program, such funds serve to supplement existing water management district or basin board funding for alternative water supply development assistance and should not result in a reduction of such funding. For each project identified in the annual funding plans prepared pursuant to s. 373.536(6)(a)4., the water management districts shall include in the annual tentative and adopted budget submittals required under this
chapter the amount of funds allocated for water resource
development that supports alternative water supply development
and the funds allocated for alternative water supply projects.
Each It shall be the goal of each water management district and
basin board shall allocate boards that the combined fund
allocated annually for these purposes be, at a minimum, the
equivalent of 100 percent of the state funding provided to the
water management district for the alternative water supply
project development. If this goal is not achieved, the water
management district shall provide in the budget submittal an
explanation of the reasons or constraints that prevent this goal
from being met and an explanation of how the goal will be met in
future years, and affirmation of match is required during the
budget review process as established under s. 373.536(5). The
Suwannee River Water Management District and the Northwest
Florida Water Management District are shall not be required to
meet the match requirements of this paragraph; however, they
shall try to achieve the match requirement to the greatest
extent practicable.

Section 83. The amendment to s. 373.707(6)(a), Florida
Statutes, by this act expires July 1, 2020, and the text of that
paragraph shall revert to that in existence on June 30, 2019,
extcept that any amendments to such text enacted other than by
this act shall be preserved and continue to operate to the
extent that such amendments are not dependent upon the portions
of text which expire pursuant to this section.

Section 84. In order to implement Specific Appropriation
2682 of the 2019-2020 General Appropriations Act, paragraph (b)
of subsection (3) and subsection (5) of section 321.04, Florida
Statutes, are amended to read:

321.04 Personnel of the highway patrol; rank
classifications; probationary status of new patrol officers;
subsistence; special assignments.—

(3)

(b) For the 2019-2020 fiscal year only, upon the request of the Governor, the Department of Highway Safety and Motor Vehicles shall assign one or more patrol officers to the office of the patrol officer shall be assigned to the Lieutenant Governor for security services. This paragraph expires July 1, 2020.

(5) For the 2019-2020 fiscal year only, the assignment of a patrol officer by the department shall include a Cabinet member specified in s. 4, Art. IV of the State Constitution if deemed appropriate by the department or in response to a threat and upon written request of such Cabinet member. This subsection expires July 1, 2020.

Section 85. In order to implement Specific Appropriations 2316 and 2316A of the 2019-2020 General Appropriations Act, subsection (3) of section 420.9079, Florida Statutes, is amended to read:

420.9079 Local Government Housing Trust Fund.—

(3) For the 2019-2020 fiscal year, funds may be used as provided in the General Appropriations Act. This subsection expires July 1, 2020.

Section 86. In order to implement Specific Appropriations 2315, 2316, and 2316A of the 2019-2020 General Appropriations Act, subsection (2) of section 420.0005, Florida Statutes, is amended to read:
420.0005 State Housing Trust Fund; State Housing Fund.—

(2) For the 2019-2020 2018-2019 fiscal year, funds may be used as provided in the General Appropriations Act. This subsection expires July 1, 2020 2019.

Section 87. In order to implement Specific Appropriations 1939 through 1952, 1958 through 1961, 1974 through 1982, 1984 through 1993, and 2033 through 2045 of the 2019-2020 General Appropriations Act, paragraph (g) of subsection (7) of section 339.135, Florida Statutes, is amended to read:

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

(7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

(g)1. Any work program amendment which also requires the transfer of fixed capital outlay appropriations between categories within the department or the increase of an appropriation category is subject to the approval of the Legislative Budget Commission.

2. If a meeting of the Legislative Budget Commission cannot be held within 30 days after the department submits an amendment to the Legislative Budget Commission, the chair and vice chair of the Legislative Budget Commission may authorize such amendment to be approved pursuant to s. 216.177. This subparagraph expires July 1, 2020.

Section 88. In order to implement Specific Appropriation 1975 of the 2019-2020 General Appropriations Act, subsection (8) is added to section 339.2818, Florida Statutes, to read:

339.2818 Small County Outreach Program.—

(8) Subject to a specific appropriation in addition to funds annually appropriated for projects under this section, a
county or a municipality that is within a county designated in
the Federal Emergency Management Agency disaster declaration DR-
4399 may compete for the additional project funding using the
criteria listed in subsection (4) at up to 100 percent of
project costs to repair damage due to Hurricane Michael,
excluding capacity improvement projects. This subsection expires
July 1, 2020.

Section 89. In order to implement the salaries and
benefits, expenses, other personal services, contracted
services, special categories, and operating capital outlay
categories of the 2019-2020 General Appropriations Act,
paragraph (a) of subsection (2) of section 216.292, Florida
Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—
(2) The following transfers are authorized to be made by
the head of each department or the Chief Justice of the Supreme
Court whenever it is deemed necessary by reason of changed
conditions:

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

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

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

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

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

5. For the 2019-2020 fiscal year, the review
shall ensure that transfers proposed pursuant to this paragraph
comply with this chapter, maximize the use of available and
appropriate trust funds, and are not contrary to legislative
policy and intent. This subparagraph expires July 1, 2020.

Section 90. In order to implement section 8 of the 2019-
2020 General Appropriations Act, notwithstanding s.
110.123(3)(f) and (j), Florida Statutes, the Department of
Management Services shall maintain and offer the same PPO and
HMO health plan alternatives to the participants of the State
Group Health Insurance Program during the 2019-2020 fiscal year
which were in effect for the 2018-2019 fiscal year. This section
expires July 1, 2020.

Section 91. In order to implement the appropriation of
funds in the special categories, contracted services, and expenses categories of the 2019-2020 General Appropriations Act, a state agency may not initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would:

(1) Require a change in law; or

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

This section does not apply to a competitive solicitation for which the agency head certifies that a valid emergency exists. This section expires July 1, 2020.

Section 92. In order to implement appropriations for salaries and benefits in the 2019-2020 General Appropriations Act, subsection (6) of section 112.24, Florida Statutes, is amended to read:

112.24 Intergovernmental interchange of public employees.—To encourage economical and effective utilization of public employees in this state, the temporary assignment of employees among agencies of government, both state and local, and including school districts and public institutions of higher education is authorized under terms and conditions set forth in this section. State agencies, municipalities, and political subdivisions are authorized to enter into employee interchange agreements with other state agencies, the Federal Government, another state, a municipality, or a political subdivision
including a school district, or with a public institution of higher education. State agencies are also authorized to enter into employee interchange agreements with private institutions of higher education and other nonprofit organizations under the terms and conditions provided in this section. In addition, the Governor or the Governor and Cabinet may enter into employee interchange agreements with a state agency, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher learning to fill, subject to the requirements of chapter 20, appointive offices which are within the executive branch of government and which are filled by appointment by the Governor or the Governor and Cabinet. Under no circumstances shall employee interchange agreements be utilized for the purpose of assigning individuals to participate in political campaigns. Duties and responsibilities of interchange employees shall be limited to the mission and goals of the agencies of government.

(6) For the 2019-2020 fiscal year only, the assignment of an employee of a state agency as provided in this section may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the legislative appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action pursuant to s. 216.177. This subsection expires July 1, 2020.

Section 93. In order to implement Specific Appropriations 2751 and 2752 of the 2019-2020 General Appropriations Act, and
notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2019-2020 fiscal year shall be set at the same level in effect on July 1, 2010.

This section expires July 1, 2020.

Section 94. In order to implement the transfer of funds to the General Revenue Fund from trust funds for the 2019-2020 General Appropriations Act, and notwithstanding the expiration date in section 83 of chapter 2018-10, Laws of Florida, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

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

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

2. In addition to other trust funds created by law, to the extent possible, each agency shall use the following trust funds as described in this subparagraph for day-to-day operations:
a. Operations or operating trust fund, for use as a depository for funds to be used for program operations funded by program revenues, with the exception of administrative activities when the operations or operating trust fund is a proprietary fund.

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

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

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

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

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

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

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

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

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

b. This subparagraph does not apply to trust funds required by federal programs or mandates; trust funds established for bond covenants, indentures, or resolutions whose revenues are legally pledged by the state or public body to meet debt service or other financial requirements of any debt obligations of the state or any public body; the Division of Licensing Trust Fund in the Department of Agriculture and Consumer Services; the State Transportation Trust Fund; the trust fund containing the net annual proceeds from the Florida Education Lotteries; the Florida Retirement System Trust Fund; trust funds under the management of the State Board of Education or the Board of Governors of the State University System, where such trust funds are for auxiliary enterprises, self-insurance, and contracts, grants, and donations, as those terms are defined by general
Section 95. The amendment to s. 215.32(2)(b), Florida Statutes, as carried forward from chapter 2011-47, Laws of Florida, by this act, expires July 1, 2020, and the text of that paragraph shall revert to that in existence on June 30, 2011, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 96. In order to implement appropriations in the 2019-2020 General Appropriations Act for state employee travel, the funds appropriated to each state agency which may be used for travel by state employees are limited during the 2019-2020 fiscal year to travel for activities that are critical to each state agency’s mission. Funds may not be used for travel by state employees to foreign countries, other states, conferences, staff training activities, or other administrative functions unless the agency head has approved, in writing, that such activities are critical to the agency’s mission. The agency head shall consider using teleconferencing and other forms of electronic communication to meet the needs of the proposed activity before approving mission-critical travel. This section does not apply to travel for law enforcement purposes, military purposes, emergency management activities, or public health
Section 97. In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2019-2020 General Appropriations Act, a state agency may not enter into a contract containing a nondisclosure clause that prohibits the contractor from disclosing information relevant to the performance of the contract to members or staff of the Senate or the House of Representatives. This section expires July 1, 2020.

Section 98. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2019-2020 General Appropriations Act is void if the specific appropriation or specifically identified proviso language is vetoed. Any section of this act which implements more than one specific appropriation or more than one portion of specifically identified proviso language in the 2019-2020 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 99. If any other act passed during the 2019 Regular Session of the Legislature contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future repeal applied to such provision by this act, the Legislature intends that the provision in the other act takes precedence and continues to operate, notwithstanding the future repeal provided by this act.

Section 100. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of
the act which can be given effect without the invalid provision
or application, and to this end the provisions of this act are
severable.

Section 101. Except as otherwise expressly provided in this
act and except for this section, which shall take effect upon
this act becoming a law, this act shall take effect July 1,
2019; or, if this act fails to become a law until after that
date, it shall take effect upon becoming a law and shall operate
retroactively to July 1, 2019.