Committee on Appropriations

SB 2500 — General Appropriations Act

by Appropriations Committee

The General Appropriations Act for Fiscal Year 2017-2018 provides for a total budget of $82.4 billion, including:

- General revenue (GR): $30.9 billion
- Trust funds (TF): $51.5 billion
- Full time equivalent positions (FTE): 112,806.57

Reserves

Total: $3.2 billion

- Working Capital Fund - $1.2 billion
- Budget Stabilization Fund - $1.4 billion
- Lawton Chiles Endowment Fund - $677.4 million

Major Issues

Education Capital Outlay

Total: $506.4 million [$341.8 million PECO TF; $164.6 million GR]

- Public School Repairs and Maintenance - $50 million
- Charter School Repairs and Maintenance - $50 million
- Developmental Research Schools - $5.8 million
- Public School Special Facilities - $57.0 million
- Florida College System Repairs and Maintenance - $38.1 million
- Florida College System Projects - $83.5 million
- State University System Repairs and Maintenance - $45.6 million
- State University System Projects - $160.7 million
- School for the Deaf and Blind Repairs and Maintenance - $2.2 million
- Public Broadcasting – Health and Safety Issues - $3.2 million
- FSU Developmental Research School Arts & Sciences Building - $7.5 million
- City of Hialeah Education Academy - $1.8 million
- Flagler College – $1.0 million

In addition: $45 million in authorization for SUS Capital Improvement Student Fee Projects

Compensation and Benefits

Pay Issues (SB 7022) - Total $183.1 million [$109.7 million GR; $73.4 million TF]

- State Employee Pay Increase - $1,400 for under $40,000; $1,000 for over $40,000
- Correctional Officers:
    - Minimum salary increase; current officers receive at least a $2,500 increase.

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  - 10% Special Duty Pay Additive for certified officers assigned to mental health units
  - $1,000 hiring bonus for institutions with high vacancy rates
- State Law Enforcement Officers – 5% pay increase
- FHP Law Enforcement Officer minimum salary increase
- Judges, Elected State Attorneys and Public Defenders – 10% pay increase
- Criminal Conflict and Civil Regional Counsels - $10,000 increase
- Other Pay Issues - Guardian ad Litem, Legal Affairs, DVA Nurses

Florida Retirement System (SB 7022)
- In line of duty death benefits for all members in the Investment Plan
- Renewed membership in the Investment Plan for reemployed retirees

Florida Retirement System - Total $96.9 million [$85.5 million GR; $11.4 million TF]
(Normal Costs and Unfunded Actuarial Liability)
- State Agencies - $15.4 million GR; $11.4 million TF
- School Boards K-12 - $54.1 million GR
- State Universities - $11.1 million GR
- Community Colleges - $4.9 million GR

Information Technology

Total - $3.0 million [$1.8 million GR; $1.2 million TF]

Domestic Security

Total - $41.2 million TF

State Match for Federally Declared Disasters

Total - $45.1 million GR

Pre-K - 12 Education Appropriations

Total Appropriations: $14.7 billion [$11.5 billion GR; $3.2 billion TF]
Total Funding - Including Local Revenues: $23.7 billion [$14.7 billion state funds; $9 billion local funds][1]

[1] Local revenues include required and discretionary local effort for the public schools in the Florida Education Finance Program.

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Major Issues

Early Learning Services

Total: $1.06 billion [$554 million GR; $507.8 million TF]

- Voluntary Prekindergarten Program - $396.8 million GR; including $1.6 million for 549 additional students
- School Readiness Program - $608.4 million [$140.6 million GR; $467.8 million TF]

Public Schools/K12 FEFP

Total Funding: $20.4 billion [$11.4 billion state funds; $9 billion local funds]

- FEFP Total Funds Increase is $241.4 million or 1.2%
- FEFP Increase in Total Funds per Student is $24, a .34% increase [from $7,196 to $7,221]
- Enrollment Workload Increase of $172 million for additional 23,919 students
- Property Tax Millage Reduction of .316 mills [Property Tax Relief of $510 million]
- Federally Connected Student Supplement – total $12.8 million
- ESE Guaranteed Allocation – workload increase of $5.5 million
- Supplemental Academic Instruction – increase of $5.5 million, including workload and $52.5 million for the Extended Day Program for Intensive Reading for 300 low performing elementary schools
- Student Transportation - $3.7 million increase for a total of $438.9 million
- Instructional Materials - $2 million increase for a total of $230.7 million
- Digital Classrooms – $80 million for computer hardware, devices, software and professional development

Public Schools/K12 Non-FEFP

- Mentoring Programs - $16 million GR
- Gardiner Scholarships – $73.3 million GR
- School District Matching Grants for school district foundations - $4 million GR
- School and Instructional Enhancement Grants - $32 million GR
- Exceptional Education Grants - $6.1 million [$3.8 million GR; $2.3 million TF]
- Florida School for the Deaf & Blind - $51.6 million [$47 million GR; $4.6 million TF]

State Board of Education

Total: $237.4 million [$85.3 million GR; $152.1 million TF]

- Assessment and Evaluation - $109.2 million [$52.9 million GR; $56.3 million TF]
- Transfer of $2.7 million to State Board of Community Colleges [$2.5 million GR and $.2 million TF]
- Extra Hour of Reading Study $500,000 GR

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Higher Education Appropriations

Total Appropriations: $7.9 billion [$4.6 billion GR; $3.3 billion TF]
Total Funding - Including Local Revenues: $8.9 billion [$5.9 billion state funds; $3.0 billion local]

Major Issues

District Workforce

Total: $520.4 million [$293.4 million GR; $183.6 million TF; $43.3 million tuition/fees]

- Workforce Development - $366.3 million [$291.4 million GR, $74.9 million TF]
- Perkins Career and Technical Education grants and Adult Education and Literacy funds – [$108.7 million TF]
- No tuition increase

Florida College System

Total: $2.2 billion [$983.6 million GR; $231.8 million TF; $1 billion tuition/fees]

- Developmental Education Reduction – ($30.2) million GR
- Restoration of nonrecurring EETF base funds - $13.2 TF
- Performance Based Funding - $60 million GR
    - $30 million State Investment [GR]
    - $30 million Institutional Investment
        - Reprioritization from the base of each institution
- CAPE Incentive Funds for Industry Certifications in Targeted Occupational Areas, including Health Science and Information Technology - $10 million GR
- FRS adjustment - $4.9 million GR
- No tuition increase

State University System

Total: $5 billion [$2.8 billion GR; $262.8 million TF; $2.0 billion tuition/fees]

- Performance Based Funding - $520 million
    - $245 million State Investment [GR]
    - $275 million Institutional Investment
        - Reprioritized from the base of each institution
- World Class Faculty and Scholar Program - $70.5 million GR
- State University Professional and Graduate Degree Excellence Program - $50 million GR
- Additional Funds for Preeminent and Emerging Preeminent State Universities - $52 million GR
- No tuition increase

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Private Colleges

Total: $167.3 million GR

- Effective Access to Student Education (EASE) Grants (formerly FRAG) – Increases student award amount from $3,000 to $3,300.
- ABLE Grant – Increases student award amount from $1,500 to $2,500.
- Historically Black Colleges and Universities Funding Increase - $1.5 million

Student Financial Aid

Total: $715.4 million [$257.2 million GR, $458.2 million TF]

- Bright Futures – Academic Scholars Award Increase and Textbook Stipend - $151.9 million TF
- Bright Futures – Academic Scholars Summer Funding - $39.5 million TF
- Florida Student Assistance Grants – Increase Need-Based Aid - $120.95 million GR
- First Generation Matching Grant – Double State Match - $5.3 million GR
- Florida Farmworker Scholarship Program - $500,000 GR
- Benacquisto Scholarship Program – Workload and Expansion - $1.4 million GR
- Children/Spouses of Deceased or Disabled Veterans Workload Increase - $893,931 GR
- Need-based educational benefits to pay living expenses during semester breaks for active duty and honorably discharged members of the Armed Forces - $1 million GR

Vocational Rehabilitation

Total: $219.1 million [$50.7 million GR, $168.4 million TF]

- Adults with Disabilities funding - $6.9 million GR

Health and Human Services Appropriations

Total Budget: $34,165.0 million [$9,410.8 million GR; $24,754.2 million TF]; 31,437.32 positions

Major Issues

Agency for Health Care Administration

Total: $26,357.3 million [$6,492.7 million GR; $19,864.6 million TF]; 1,533.5 positions

- Medicaid Price Level and Workload - $568.1 million [$181.9 million GR; $386.2 million TF]
- KidCare Workload - $62.7 million [$.7 million GR; $1.6 million TF]
- Hospital Inpatient Diagnosis Related Group (DRG) Base Rate Reduction - ($151.9) million [($58.3) million GR; ($93.6) million TF]
- Hospital Inpatient Exemption Reduction – ($417.8) million [($160.3) million GR; ($257.5) million TF]

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- Hospital Outpatient Exemption Reduction – ($81.7) million [($31.4) million GR; ($50.3) million TF]
- Nonrecurring Restoration of Hospital Exemption Payments - $130.3 million [$50.0 million GR; $80.3 million TF]
- DRG Rate Adjustors for Children's Hospitals - $24.5 million [$8.6 million GR; $15.1 million TF]
- Rural Inpatient Hospital Reimbursement Adjustment - $6.5 million [$2.5 million GR; $4.0 million TF]
- Private Intermediate Care Facilities for the Developmentally Disabled (ICF/DD) Rate Increase - $2.6 million [$1.0 million GR; $1.6 million TF]

Agency for Persons with Disabilities

Total: $1,287.6 million [$526.1 million GR; $761.5 million TF]; 2,702.5 positions

- Licensed Practical Nurse Rate Increase – $3.4 million [$1.3 million GR; $2.1 million TF]
- Serve Additional Clients on the Home and Community Based Services Waiver (will serve approximately 341 individuals) – $3.7 million [$1.4 million GR; $2.3 million TF]

Department of Children and Families

Total: $3,155.2 million [$1,714.2 million GR; $1,441.0 million TF]; 11,975.5 positions

- State Mental Health Treatment Facilities Workload – 65.0 FTE; $4.6 million GR
- Child Care Regulation Workload – 10.0 FTE; $1.1 million [$0.6 million GR; $0.4 million TF]
- Prescription Drug Abuse Treatment Services– $27.2 million TF (federal grant)
- Community Based Care Agencies' Services – $18 million [$7.6 million GR; $10.4 million TF]
- Community Substance Abuse and Mental Health Services – $10 million [$6.0 million GR; $4.0 million TF]
- Children's Mental Health Community Action (CAT) Teams (3) – $2.3 million GR
- State Mental Health Treatment Facilities OPS Restoration – $2.7 million GR
- Maintenance Adoption Subsidies – $6.3 million [$3.4 million GR; $2.9 million TF]
- Nonrelative Caregiver Program – $3.9 million TF
- Medicaid Eligibility System Technology Improvement Initiative – $27.5 million TF
- Domestic Violence Services – $1 million TF
- Sheriffs' Child Protective Investigations – $1 million GR

Department of Elder Affairs

Total: $315.8 million [$146.0 million GR; $169.8 million TF]; 421.5 positions

- Alzheimer's Respite Care - 249 slots – $3.0 million GR
- Community Care for the Elderly (CCE) Program - 495 slots – $4.0 million GR
- Home Care for the Elderly (HCE) Program - 274 slots – $1.0 million GR

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- Public Guardianship Services - 285 slots – $0.8 million GR
- Specialized Alzheimer's Day Care Center Rate Increase – $1.0 million GR

Department of Health

Total: $ 2,899.6 million [$518.6 million GR; $2,381.0 million TF]; 13,691.82 positions

- Epidemiology, Surveillance, and Outbreak Control Workload – $1.9 million [$1.0 million GR; $0.9 million TF]
- Poison Control Centers – $3.7 million GR
- Child Protection Teams – $ 1.7 million GR
- Office of Compassionate Use Workload – 9.0 FTE; $0.8 million TF

Department of Veterans Affairs

Total: $149.5 million [$13.1 million GR; $136.4 million TF]; 1,112.5 FTE

- 7th State Veterans' Nursing Home – complete construction – $38.7 million TF
- 8th State Veterans' Nursing Home – renovation/retrofit former Navy health facility – $3 million GR; $5.7 million TF
- Veterans' Benefits and Assistance Workload – 5.0 FTE; $0.4 million GR
- Florida is For Veterans Training Grants - $1.5 million GR

Criminal and Civil Justice Appropriations

Total Budget: $4.993.6 billion [$4.102.8 billion GR; $890.8 million TF]; 45,614 positions

Major Issues

Attorney General/ Legal Affairs

Total: $295.4 million [$54.8 million GR; $240.6 million TF]; 1,396.50 FTE

- Criminal appeals workload – 10 FTE and $0.8 million GR
- Information Technology workload – 3 FTE and $0.2 million TF
- Information Technology infrastructure improvements - $0.6 million TF
- Statewide prosecution case management system - $0.8 million TF
- Leased office space cost increase - $0.3 million GR; $0.2 million TF
- Increased cost of statewide prosecution - $0.3 million TF

Department of Corrections

Total: $2.42 billion [$2.35 billion GR; $74.5 million TF]; 24,238.00 FTE

- Funding the Department of Corrections health services deficit - $18.0 million GR
- New residential mental health facility - $14.4 million GR
- Motor vehicles - $1 million GR
- Enhance education and training program - $1 million GR

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- Fixed capital outlay for repair and maintenance of DOC facilities - $6.5 million GR

Florida Department of Law Enforcement (FDLE)

Total: $299.5 million [$110.0 million GR; $189.5 million TF]; 1,890.00 FTE

- Sexual assault kit backlog reduction plan – 5 FTE and $0.8 million GR
- Improve sexual offender and predator registry - $1.9 million TF
- Increase trust fund authority for law enforcement training - $2.2 million TF
- Increase sexual assault kit grants - $0.4 million TF
- Enhance missing children response and investigations – 9 FTE and $0.7 million TF
- Unsolved case website - $0.2 million GR
- Funds final year of Computerized Criminal History (CCH) database - $5.0 million TF

Department of Juvenile Justice

Total: $564.8 million [$408.7 million GR; $156.1 million TF]; 3,269.50 FTE

- PACE Centers for Girls - $2.8 million GR
- Funds state share of juvenile detention cost share – $2.5 million GR
- Increases the number of juvenile residential commitment beds - $5.2 million GR
- Funds enhanced evidence-based services for residential programs - $5.3 million TF
- Funds the SNAP Program for young children -$1.1 million TF
- Fixed capital outlay for repair and maintenance of department-owned facilities - $4.2 million GR
- Funds Prodigy Program - $1.0 million TF

State Court System

Total: $514.7 million [$423.2 million GR; $91.4 million TF]; 4,304.50 FTE

- Address additional 3rd DCA courthouse costs - $3.4 million GR
- Naltrexone injections to treat opioid- and alcohol-addicted offenders - $2.5 million GR
- Veterans' Courts - $0.8 million GR

Justice Administration

Total: $884.2 million [$745.8 million GR; $138.5 million TF]; 10,383.50 FTE

- Increased due process funding for death penalty cases - $1.3 million GR
- Regional Conflict Counsel workload - $0.6 million in GR

Clerks of the Court

- Address clerk revenue deficits - $7 million nonrecurring GR for CFY 2016-17 and a conforming bill that redirects $10.4 million in recurring GR to the clerks.

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Transportation, Tourism, and Economic Development Appropriations

Total Budget: $12.9 billion [$168.3 million GR; $12.7 billion TF]; 13,163 positions

Major Issues

- Transportation Work Program - $9.9 billion TF
- Affordable Housing Programs - $250.0 million TF
- Economic Development Incentive Programs, Projects and Initiatives - $83.4 million TF
- Economic Development Partners - $135.8 million TF
- Library Grants and Initiatives - $39.4 million GR
- Cultural and Museum Grants and Initiatives - $24.2 million (TF & GR)
- Historic Preservation Grants and Initiatives - $11.8 million (TF & GR)
- Motorist Modernization Project and Enterprise Data Infrastructure - $17.5 million TF
- National Guard Tuition Assistance - $4.5 million GR

Department of Economic Opportunity

Total: $925.6 million [$46.9 million GR; $878.7 million TF]; 1,475.0 positions

- Economic Development Incentive Programs, Projects and Initiatives - $77.6 million TF includes:
  - Economic Development Toolkit Payments and Initiatives - $24.3 million TF
    - Payments for existing contracts
- Economic Development Partners - $70.7 million [$41.0 million GR; $29.7 million TF] includes:
  - Florida Sports Foundation - $4.7 million TF
  - Space Florida - $19.5 million TF [$12.5 million recurring; $7 million nonrecurring]
  - Institute for the Commercialization of Public Research –$5.5 million TF [$1.0 million recurring; $4.5 million nonrecurring]
  - Visit Florida, Inc.-$25 million nonrecurring GR
  - Enterprise Florida, Inc.-$16 million nonrecurring GR
- Workforce Development Programs, Projects, and Initiatives - $23.6 million TF includes:
  - Quick Response Training Program - $16.0 million TF
  - Workforce Development Projects and Initiatives – $7.6 nonrecurring GR
- Affordable Housing Programs - $250.0 million TF:
  - SHIP - $150.0 million TF (allocated to local governments), includes:
    - More flexibility in the SHIP program regarding rent subsidies and rental assistance
    - $5.2 million allocated for homeless Challenge Grants
  - State Housing Programs - $100.0 million TF includes:
    - At least 50 percent for the SAIL Program
    - $10 million for competitive grant program for housing developments designed for persons with developmental disabilities

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        - $40 million for workforce housing to serve low-income persons and certain households in the Florida Keys
- Housing and Community Development Programs, Projects, and Initiatives - $23.1 million TF

Department of State

Total: $124.6 million [$91.6 million GR; $33.0 TF]; 408 positions

- State Aid to Libraries - $25.2 million GR
- Libraries - $5.1 million GR
    - Library Technology Grants - $3.1 million nonrecurring GR
    - Library Cooperatives - $2 million nonrecurring GR
- Cultural & Museum Program Support and Facilities Grants – $26.8 million [$25.3 million nonrecurring GR; $1.5 million TF]
- Historic Small Matching and Facilities Grants – $7.9 million nonrecurring GR

Department of Transportation

Total: $10.9 billion TF; 6,299 positions

- Transportation Work Program - $9.9 billion TF:-Major Categories include:
    - Highway and Bridge Construction - $4.2 billion
    - Resurfacing and Maintenance - $1.1 billion
    - Design and Engineering - $1.2 billion
    - Right of Way Land Acquisition - $739.1 million
    - Public Transit Development Grants - $631.2 million
    - Rail Development Grants - $233.7 million
    - County Transportation Programs:
        - Small County Road Assistance Program (SCRAP) - $30.0 million
        - Small County Outreach Program (SCOP) - $64.4 million (includes $9 million for
          Small Cities)
        - Other County Transportation Programs - $54.5 million
    - Aviation Development Grants - $257.1 million
    - Seaport and Intermodal Development Grants - $188.0 million
    - Local Transportation ("Road Fund") Projects - $81.5 million TF
- Transportation Disadvantaged Program Grants - $54.1 million

Department of Military Affairs

Total: $72.1 million [$29.8 million GR; $42.3 million TF; 453 positions]

- Armories – $6.0 million GR
- Community Outreach Programs (Forward March and About Face) - $1.7 million recurring GR
- Secure and Harden State Readiness Centers - $2.0 million GR

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- Tuition Assistance for Florida National Guard - $3.5 million GR

Department of Highway Safety and Motor Vehicles

Total: $467.0 million TF; 4,374 positions
- Florida Highway Patrol:
  - Replacement Of In-Car Digital Video Cameras- $3.6 million TF
- Motorist Modernization Project - Phase I and II - $14.0 million TF
- Enterprise Data Infrastructure – $3.5 million TF
- Maintenance and Repairs of Facilities - $550.0 million TF

Division of Emergency Management

Total: $392.3 million TF; 154 positions
- Federally Declared Disaster Funding, excluding state match - $310.5 million:
  - Communities - $293.3 million
  - State Operations - $17.2 million
- Statewide Notification and Alert System - $3.5 million TF

<u>The Environment and Natural Resources Appropriations</u>

Total Budget: $3.6 billion ($395.2 million GR; $723.4 million LATF; $2.5 billion Other TF); 8,712 positions

Major Issues

Department of Agriculture & Consumer Services

Total: $1.7 billion ($198.8 million GR; $723.4 million LATF; $1.5 billion TF); 3,653 positions
- Wildfire Suppression Equipment $4.9 million TF
- Florida Forest Service Grants for Endangered Species $1.2 million TF
- Citrus Greening Research $8 million TF
- Farm Share and Food Banks $6.1 million GR
- Lake Okeechobee Agricultural Projects $5.5 million GR
- Water Supply Planning and Conservation $1.5 million TF
- Rural and Family Lands Protection Program $10 million GR
- Agricultural Best Management Practices Partnership Agreements $1.4 million TF
- Agriculture Education and Promotion Facilities $2.6 million GR
- Citrus Health Response Program $7.1 million TF
- Kissimmee Animal Diagnostic Lab $4.1 million GR
- Critical Building Repairs and Maintenance $3 million TF
- African Snail Eradication Program $2.3 million TF
- Child Nutrition Program Grants $99.2 million TF

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Department of Citrus

Total: $33.1 million ($4.7 million GR, $28.4 million TF); 41 positions

Department of Environmental Protection

Total: $1.4 billion ($175.7 million GR; $528.9 million LATF; $727.9 million TF); 2,899.5 positions

- Everglades Restoration $167.7 million ($11.6 million Gr; $126.9 million LATF; $29.2 million TF)
- Northern Everglades Restoration $35.0 million ($28.2 million LATF; $6.8 million GR)
- St. John River/Keystone Heights Restoration, Public Access & Recreation $13.3 million ($7.8 million GR; $5.5 million LATF)
- Florida Keys Area of Critical State Concern $13.3 million ($13.0 million GR; $0.3 million LATF)
- Hurricane Recovery Beach Projects $13.3 million GR
- Beach Management Funding Assistance $50 million ($29.5 million LATF; $20.1 million GR)
- Springs Restoration $50 million LATF (base funding)
- Water Projects $55.6 million GR
- State Parks Maintenance and Repairs $21.7 million TF
- Petroleum Tanks Cleanup Program $115 million TF
- Total Maximum Daily Loads (TMDLs) $7.4 million GR
- Drinking Water & Wastewater Revolving Loan Programs $13.4 million GR; $226.9 million TF
- Hazardous Waste/Site Cleanup $8.5 million TF
- Small County Solid Waste Management Grants $3.0 million TF
- Small County Wastewater Treatment Grants $13 million TF
- Lake Apopka $2 million GR
- Local Parks $1.7 million GR
- Water Management Districts' Minimum Flows and Levels Support $1.9 million LATF

Fish & Wildlife Conservation Commission

Total: $370.5 million ($35.5 million GR; $101.3 million LATF; $233.7 million TF); 2,118.5 positions

- Apollo Marine Fish Hatchery $3.5 million TF
- Boating Infrastructure and Improvement Program $5.7 million TF
- Artificial Fishing Reef Construction $.6 million TF
- Derelict Vessel Removal $1.5 million TF
- Black Bear Conflict Reduction $.4 million GR
- Building Improvements $1.2 million ($0.5 million GR; $0.7 million TF)

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General Government Appropriations

Total Budget: $2 billion [$284.1 million GR; $1.7 billion Other TFs]; 11,276 positions

Major Issues

Department of Business & Professional Regulation

Total: $151.6 million [$1.8 million GR; $149.8 million TF]; 1,616 positions

- Legal Costs-Division of Alcoholic Beverages and Tobacco - $.4 million GR
- Compulsive and Addictive Gambling Prevention - $.3 million TF

Department of Financial Services

Total: $370.0 million [$22.2 million GR; $347.8 million TF]; 2,607.50 positions

- Florida Planning, Accounting & Ledger Management (PALM) Project – $24.9 million TF
- Florida Accounting & Information Resource (FLAIR) Staff Augmentation - $1.2 million TF
- Fire College and Arson Lab Repairs and Maintenance - $.4 million TF
- Workers' Compensation Insurance Fraud - $.2 million TF; 3 positions
- Fire College Building Maintenance - $.8 million TF
- Local Government Fire Services - $7.1 million GR
- Increase Contracted Services Budget Authority - $1.4 million TF
- Increase State Fire Marshall Grant Programs - $1.8 million TF
- University of Miami – Sylvester Comprehensive Cancer Center – Florida Firefighter Cancer Research - $1.0 million GR
- K-12 Public School Funding Transparency Website - $.5 million GR

Department of the Lottery

Total: $167.4 million TF; 418.5 positions

- Information Technology upgrades to software, hardware, and equipment - $.9 million TF

Department of Management Services

Total Budget: $587.7 million [$49.6 million GR; $538.1 million TF]; 858 positions

- Florida Facilities Pool - $34.1 million [$18.7 million GR; $15.4 million TF]
- Dependent Eligibility Verification Services - $1 million TF
- Florida Interoperability Network and Mutual Aid - $2 million GR
- Statewide Law Enforcement Radio System (SLERS) Staff Augmentation, Equipment and Independent Verification and Validation Services - $1.6 million TF
- Division of Retirement Information Technology Contract - $2.1 million TF
- Fleet Management Information System - $.5 million TF

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Division of Administrative Hearings

Total Budget: $26.1 million TF; 241 positions

Agency for State Technology

Total: $66.7 million TF; 210 positions

- Department of Children and Families mainframe licenses - $.3 million TF
- Security Training - $.2 million TF

Public Service Commission

Total: $24.6 million TF; 267 positions

- Replacement of Motor Vehicles - $.1 million TF

Department of Revenue

Total: $572.6 million [$210.4 million GR; $362.2 million TF]; 5,058 positions

- Fiscally Constrained Counties - $26.2 million GR
- Aerial Photography - $.2 million GR

If approved by the Governor, these provisions take effect on July 1, 2017, except where otherwise expressly provided.
Vote: Senate 34-4; House 98-14

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Committee on Appropriations

SB 2502 — Implementing the 2017-2018 General Appropriations Act

by Appropriations Committee

The bill implements the 2017-2018 General Appropriations Act, SB 2500, and makes the following substantive modifications for the 2017-2018 fiscal year.

Section 1 provides legislative intent that the implementing and administering provisions of this act apply to the General Appropriations Act for Fiscal Year 2017-2018.

Section 2 incorporates the Florida Education Finance Program (FEFP) work papers by reference for the purpose of displaying the calculations used by the Legislature.

Section 3 provides that funds provided for instructional materials shall be released and expended as required in the proviso language attached to Specific Appropriation 91.

Section 4 authorizes the Dixie Middle School/High School special facilities project to exceed the cost per student station.

Section 5 amends s. 1008.46, F.S., to change the date for the Board of Governors annual accountability report from December 31 to March 15.

Section 6 amends s. 1004.345, F.S., to extend the date by which Florida Polytechnic University must meet statutory deadlines by one year.

Section 7 reenacts s. 1009.986, F.S., to authorize Florida ABLE, Inc., to determine whether to require residency as a condition of participation based on market research and estimated operating revenues and costs.

Section 8 reverts the language of s. 1009.986, F.S., to the text in effect on June 30, 2016.

Section 9 provides that the calculations of the Medicaid Disproportionate Share Hospital and hospital reimbursement programs for the 2017-2018 fiscal year contained in the document titled "Medicaid Hospital Funding Programs," dated May 5, 2017, 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 and hospital reimbursement programs.

Section 10 authorizes the Agency for Health Care Administration (AHCA) to submit a budget amendment to realign funding between the AHCA and the Department of Health, for the Children's Medical Services (CMS) Network for the implementation of Statewide Medicaid Managed Care, to reflect actual enrollment changes due to the transition from fee-for-service into the capitated CMS Network.

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Section 11 authorizes the Agency for Health Care Administration to seek federal authorization and intergovernmental transfer (IGTs) funds as state share funding for making cost-based reimbursement payments to cancer hospitals that meet specific requirements. Once federal authorization is granted and IGT funds are available, the Agency is to seek a budget amendment in order to implement this provision. That amendment must provide specified information.

Section 12 provides requirements to the Agency for Persons with Disabilities for setting iBudget amounts for clients receiving Home and Community-Based Waiver services. It also provides parameters under which a client's iBudget amount may be increased.

Section 13 directs the Agency for Persons with Disabilities to hire an independent consultant to examine the state's transportation disadvantaged services. It creates the Task Force on Transportation Disadvantaged Services to examine the design and use of transportation disadvantaged services.

Section 14 amends s. 893.055(17), F.S., to provide that, for the 2017-2018 fiscal year only, the Department of Health may use state funds appropriated in the 2017-2018 General Appropriations Act to administer the prescription drug monitoring program. It also provides that neither the state attorney general nor the department may use funds received as part of a settlement agreement to administer the program.

Section 15 amends s. 409.911, F.S., to provide that, notwithstanding the provisions of s. 409.911, F.S., for the 2016-2017 state fiscal year, the AHCA must distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the 2017-2018 General Appropriations Act.

Section 16 amends s. 409.9113, F.S., to provide that, notwithstanding the provisions of s. 409.9113, F.S., for the 2017-2018 state fiscal year, the AHCA must make disproportionate share payments to teaching hospitals, as defined in s. 408.07, as provided in the 2017-2018 General Appropriations Act.

Section 17 amends s. 216.262, F.S., to allow the Executive Office of the Governor (EOG) to request additional positions and appropriations from unallocated general revenue funds during the 2017-2018 fiscal year for the Department of Corrections (DOC), if the actual inmate population of the DOC exceeds certain Criminal Justice Estimating Conference forecasts. The additional positions and appropriations may be used for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population, and are subject to Legislative Budget Commission review and approval.

Section 18 amends s. 215.18, F.S., to provide the Chief Justice the authority to request a trust fund loan.

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Section 19 amends s. 932.7055, F.S., relating to the disbursement of proceeds from the sale of forfeited property, to extend for another year the authorization for a municipality to expend funds in a special law enforcement trust fund to reimburse the general fund of the municipality for moneys advanced from the general fund to the special law enforcement trust fund prior to October 1, 2001.

Section 20 authorizes the Department of Corrections to transfer funds from categories other than fixed capital outlay into the Inmate Health Services category, subject to the notice, review, and objection procedures of s. 216.177, F.S.

Section 21 requires the Department of Juvenile Justice to ensure that counties are fulfilling their financial responsibilities and to report any deficiencies to the Department of Revenue. If the Department of Juvenile Justice determines that a county has not met its obligations, it must direct the Department of Revenue to deduct the amount owed to the Department of Juvenile Justice from shared revenue funds provided to the county under s. 218.23, F.S. The section also includes procedures to provide assurance to holders of bonds for which shared revenue fund distributions are pledged.

Section 22 prohibits the payment of reimbursement or application of credits to a nonfiscally constrained county for any previous overpayment of juvenile detention costs to offset detention share costs owed pursuant to s. 985.686, F.S., or any other law in Fiscal Year 2017-2018.

Section 23 amends s. 27.5304, F.S., to permit the Legislature to increase the statutory compensation limits for fees paid to court-appointed attorneys in two case categories: noncapital, nonlife felonies and life felonies. These changes allow the Legislature to increase flat fees paid to attorneys in these categories in the General Appropriations Act.

Section 24 permits the Justice Administrative Commission to provide funds to compensate the clerks of court for juror compensation, juror lodging and meals, and jury-related personnel costs.

Section 25 requires the Department of Management Services (DMS) and agencies to utilize a tenant broker to renegotiate private lease agreements, in excess of 2,000 square feet, expiring before June 30, 2020.

Section 26 amends s. 282.709, F.S., relating to the Joint Task Force on State Agency Law Enforcement Communications, by removing a representative from the Department of Transportation from the task force and maintaining a representative from the Department of Agriculture and Consumer Services.

Section 27 provides that the online procurement system transaction fee authorized in ss. 287.042(1)(h)1 and 287.057(22)(c), F.S., will remain at 0.7 percent for the 2017-2018 fiscal year only.

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Section 28 prohibits an agency from transferring funds from a data processing category to any category other than another data processing category.

Section 29 provides that the EOG is authorized to transfer funds in the specific appropriation category "Data Processing Assessment - Agency for State Technology" between agencies, in order to align the budget authority granted with the Agency for State Technology estimated billing cycle and methodology.

Section 30 authorizes the EOG to transfer funds in the appropriation category "Special Categories-Risk Management Insurance" between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance.

Section 31 authorizes the EOG to transfer funds in the appropriation category "Special Categories - Transfer to DMS - Human Resources Services Purchased Per Statewide Contract" of the 2017-2018 General Appropriations Act between departments, in order to align the budget authority granted with the assessments that must be paid by each agency to the DMS for human resources management services.

Section 32 defines the components of the Florida Accounting Information Resource subsystem (FLAIR) and Cash Management System (CMS) included in the Department of Financial Services Planning Accounting and Ledger Management (PALM) system. This section also provides the executive steering committee (ESC) membership and the process for ESC meetings and decisions.

Section 33 directs the executive branch agencies and judicial branch agencies to collaborate with the EOG to implement a statewide travel management system and utilize the system.

Section 34 amends s. 216.181(11)(d), F.S., to authorize the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the DEP for fixed capital outlay projects. The increase in fixed capital outlay budget authority is authorized for funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation, the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act), or from British Petroleum Corporation (BP) for natural resources damage assessment early restoration projects. Any continuing commitment for future appropriations by the Legislature must be specifically identified.

Section 35 amends s. 215.18, F.S., to authorize the Governor to temporarily transfer moneys, from one or more of the trust funds in the State Treasury, to a land acquisition trust fund (LATF) within the Department of Agriculture and Consumer Services, the DEP, the Department of State, or the Fish and Wildlife Conservation Commission, whenever there is a deficiency that would render the LATF temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund. These funds must be expended solely and exclusively in accordance with Art. X, s. 28 of the Florida Constitution. This transfer is a

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temporary loan and the funds must be repaid to the trust funds from which the moneys were loaned by the end of the 2017-2018 fiscal year. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, F.S., and the Governor shall provide notice of such action at least seven days before the effective date of the transfer of trust funds.

Section 36 provides that, in order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the DEP, the Fish and Wildlife Conservation Commission, and the Department of State, the DEP will transfer a proportionate share of revenues in the Land Acquisition Trust Fund within the DEP on a monthly basis, after subtracting required debt service payments, to each agency and retain a proportionate share within the Land Acquisition Trust Fund within the DEP. Total distributions to a land acquisition trust fund within the other agencies may not exceed the total appropriations for the fiscal year. The section further provides that DEP may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to LATF within the Fish and Wildlife Conservation Commission for cash flow purposes.

Section 37 amends s. 375.041, F.S., to reduce funding from the Land Acquisition Trust Fund for restoration of Lake Apopka for the 2017-2018 fiscal year.

Section 38 amends s. 373.470, F.S. to amend match requirements of the South Florida Water Management District for Everglades Restoration funded from the Save Our Everglades Trust Fund. This section will require the match from SFWMD for Everglades Restoration to be funded from the Land Acquisition Trust Fund.

Section 39 provides that the amendment of s. 373.470, F.S., expires July 1, 2018, and shall revert to that in existence on June 30, 2017.

Section 40 amends s. 216.181, F.S., to authorize the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects. The increase is authorized for funds provided to the state from the Trustee of the Environmental Mitigation Trust administered by Wilmington Trust for violation of the Clean Air Act by Volkswagen.

Section 41 amends s. 339.135, F.S., to make an exception to the work program amendment approval process for certain projects when an emergency exists.

Section 42 provides that the amendment of s. 339.135, F.S., expires July 1, 2018, and shall revert to that in existence on June 30, 2017.

Section 43 requires the Department of Highway Safety and Motor Vehicles to continue to contract with Prison Rehabilitation Industries and Diversified Enterprises, Inc., (PRIDE) for manufacturing license plates, provided that the cost is the same as that paid by the department during fiscal year 2013-2014.

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Section 44 creates the Law Enforcement Workgroup within the Department of Highway Safety and Motor Vehicles and requires the workgroup to review the Florida Highway Patrol's (FHP) response to calls for service and the resources available for these services. The workgroup is also required to compare FHP resources to those of local law enforcement entities and other state highway patrol agencies to determine whether additional resources are necessary to improve response times.

Section 45 creates s. 316.0898, F.S., to require the Department of Transportation (DOT) to create a Smart Cities Grant program to provide funds to applicants who submit projects that demonstrate and document the adoption of emerging technologies and their impact on the transportation system.

Section 46 creates the Affordable Housing Workgroup within the Florida Housing Finance Corporation. The workgroup is required to develop recommendations for addressing the state's affordable housing needs. The recommendations shall include a review of: market rate developments; housing developments; land use for affordable housing developments; building codes for affordable housing developments; the state's implementation of the low-income housing tax credit; private and public sector development and construction industries; the rental market for assisted rental housing; and development of strategies and pathways for low-income housing.

Section 47 amends s. 427.013, F.S., to authorize the Commission for the Transportation Disadvantaged to make distributions, during Fiscal Year 2017-2018, to community transportation coordinators that do not receive federal Urbanized Area Formula Funds to provide transportation disadvantaged services; and as competitive grants to support transportation projects, to enhance access to specified activities, to assist in development of transportation systems in nonurbanized areas, to promote efficient coordination of services, to support inner-city bus transportation, and to encourage private transportation providers to participate.

Section 48 amends s. 321.04, F.S., to provide that for the 2017-2018 fiscal year, the Department of Highway Safety and Motor Vehicles may assign a patrol officer to the Lieutenant Governor, at his or her discretion, and to a Cabinet member if the department deems such assignment appropriate or in response to a threat, if requested by such Cabinet member.

Section 49 amends s. 311.07, F.S., to exempt seaport projects added by a specific appropriation from matching and eligibility requirements provided in s. 311.07, F.S.

Section 50 amends s. 339.135, F.S., to require the Department of Transportation to reduce all work program items identified as a reserve box in order to fund specific appropriations added to the work program in the 2017-2018 General Appropriations Act.

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Section 51 amends s. 216.292(2)(a), F.S., to grant broader legislative review of any "five percent" budget transfers. For the 2017-2018 fiscal year, the legislature is authorized to object to a proposed action that exceeds delegated authority or is contrary to legislative policy and intent.

Section 52 provides that no state agency may initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would require a change in law or require a change to the agency's budget other than a transfer authorized in s. 216.292(2) or (3), F.S., unless the initiation of such competitive solicitation is specifically authorized in law or in the General Appropriations Act or by the Legislative Budget Commission.

Section 53 amends s. 112.24, F.S., to provide that the reassignment of an employee of a state agency may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the Senate and House budget committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action, pursuant to s. 216.177, F.S. This requirement applies to state employee reassignments regardless of which agency (sending or receiving) is responsible for pay and benefits of the assigned employee.

Section 54 maintains legislative salaries at the July 1, 2010, level.

Section 55 amends s. 215.32(2)(b), F.S., in order to implement the transfer of moneys to the General Revenue Fund from trust funds in the 2017-2018 General Appropriations Act.

Section 56 reverts the language of s. 215.32(2)(b), F.S., to the text in effect on June 30, 2016.

Section 57 provides that funds appropriated for travel by state employees be limited to travel for activities that are critical to each state agency's mission. The section prohibits funds from being used to travel to foreign countries, other states, conferences, staff-training, or other administrative functions unless the agency head approves in writing. The agency head is required to consider the use of teleconferencing and electronic communication to meet needs of activity before approving travel.

Section 58 provides that, notwithstanding s. 112.061, F.S., costs for lodging associated with a meeting, conference, or convention organized or sponsored in whole or in part by a state agency or the judicial branch may not exceed 150 dollars per day. An employee may expend his or her own funds for any lodging expenses in excess of 150 dollars.

Section 59 provides that a state agency may not enter into a contract containing a nondisclosure clause that prohibits a contractor from disclosing to members or staff of the Legislature information relevant to the performance of the contract.

Section 60 specifies that no section of the bill shall take effect if the appropriations and proviso to which it relates are vetoed.

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Section 61 provides that a permanent change made by another law to any of the same statutes amended by this bill will take precedence over the provision in this bill.

Section 62 provides a severability clause.

Section 63 provides an effective date.

If approved by the Governor, these provisions take effect July 1, 2017, except where otherwise expressly provided.
Vote: Senate 34-4; House 98-13

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Committee on Appropriations

SB 2504 — Collective Bargaining

by Appropriations Committee

The bill resolves the collective bargaining issues at impasse between the State of Florida and the bargaining representatives for state employees for the 2017-2018 fiscal year that have not been resolved in the General Appropriations Act or other legislation.

The bill does not change substantive law.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 36-0; House 110-2

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Committee on Appropriations

SB 2506 — Clerks of the Court

by Appropriations Committee

The bill provides for the following:

Section 1 amends 11.90, F.S., to remove the Legislative Budget Commission from the process of reviewing and approving the clerks' budgets and the Florida Clerks of Court Operations Corporation's (corporation) budget.

Section 2 amends s. 28.241, F.S., to redirect the $295 fee paid by a party who files a pleading for affirmative relief by cross-claim, counterclaim, counterpetition, or third-party complaint from the General Revenue Fund to the clerk's fine and forfeiture fund.

Section 3 amends s. 28.36, F.S., to require the corporation to approve the clerks' budgets and prepare an annual report on the operations and activities of the corporation. It also requires the corporation to detail the budget development for the clerks and reconcile actual versus projected expenditures for each clerk. The combined budgets of the clerks may not exceed the revenue estimates established by the Revenue Estimating Conference.

Section 4 amends 28.36, F.S., to permit the corporation to improve increases and decreases to the clerks' individual budgets.

Section 5 amends 28.37, F.S. to direct certain court-related fines to the clerks' fine and forfeiture fund in a similar manner to other remittances of fines, fees, and service charges in statutes rather than to the Public Records Modernization Trust Fund.

Section 6 creates s. 40.29(5), F.S., to allow the clerk to receive reimbursement for juror costs appropriated in the General Appropriations Act.

Section 7 amends s. 45.035(3), F.S. to modify clerk service charge structure for certain judicial sales conducted by electronic means.

Section 8 amends s. C775.083(1), F.S., which directs fine revenue for fines imposed when adjudication is withheld to the clerks.

Section 9 provides that the act shall take effect upon becoming law.

If approved by the Governor, these provisions take effect upon becoming law.
Vote: Senate 35-0; House 108-2

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Committee on Appropriations

SB 2508 — Division of State Group Insurance

by Appropriations Committee

The bill permits the Department of Management Services (department) to contract with a vendor to conduct a dependent eligibility verification audit. The department is required to put all enrollees of the State Group Health Insurance Plan on notice regarding the eligibility requirements for dependents. Through the next open enrollment period for the plan, enrollees can remove dependents who are no longer eligible for coverage. Beginning in December 2017, a contractor will begin the eligibility audits, requesting and reviewing documents on each dependent to ensure eligibility requirements have been met. The documents submitted for this audit must be retained until June 30, 2019. After that date, the documents are no longer useful and may be destroyed.

The bill also updates the current statutory provisions relating to the State Employees Prescription Drug Program. The current copayment structure is codified so that it does not revert to the December 31, 2010, copayment levels each year. The current copayments of $7 for generic drugs, $30 for preferred brand name drugs, and $50 for nonpreferred brand name drugs continue, rather than reverting to $10 for generic drugs, $25 for preferred brand name drugs, and $40 for nonpreferred brand name drugs.

The fiscal impact of this bill is indeterminate. However, the department anticipates that significant costs may be avoided by eliminating ineligible dependents.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 37-0; House 110-2

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Committee on Appropriations

SB 2510 — Public Records/Dependent Eligibility Verification Services

by Appropriations Committee

The bill makes confidential and exempt from public inspection and copying most documents submitted to the Department of Management Services (department) or its vendor providing dependent eligibility verification services. If a document is collected by the department for another purpose and is not exempt in that situation, that same document submitted for dependent eligibility verification purposes will not be exempt from public inspection and copying.

The bill includes a constitutionally-required public necessity statement. The exemption will stand repealed on October 2, 2022, pursuant to the Open Government Sunset Review Act, unless it is reenacted.

The bill has no fiscal impact.

If approved by the Governor, these provisions take effect on the same date that SB 2508 takes effect, which is July 1, 2017.
Vote: Senate 38-0; House 110-2

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Committee on Appropriations

SB 2512 — Capitol Complex Advisory Council

by Appropriations Committee

The bill creates a Capitol Complex Advisory Council within the legislative branch. The five-member council may make recommendations on:

- The operation, maintenance, preservation, and protection of the structures and the grounds of the Capitol Complex;
- The design, development, or location of any monuments or temporary installations within the Capitol Complex;
- Security updates and security improvements to the Capitol Complex; and
- Budgetary needs to support the recommendations of the council.

These recommendations will be submitted to the Governor, the presiding officers of the Legislature, the secretary of the Department of Management Services (DMS), and the executive director of the Department of Law Enforcement.

The DMS is directed to brief the council periodically on actions to be undertaken regarding the Capitol Complex.

For purposes of this bill, the Capitol Complex is limited to the downtown area of Tallahassee and does not include the State Capital Circle Office Complex.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 38-0; House 110-2

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Committee on Appropriations

SB 2514 — Health Care

by Appropriations Committee

The bill provides for the following:

Section 1 amends s. 210.20(2)(c), F.S., relating to the distribution of cigarette tax revenue for biomedical research purposes, to redirect the cigarette tax distribution funds that would otherwise be used for the Sanford Burnham Prebys Medical Discovery Institute to National Cancer Institute research entities under s. 381.915, F.S. The funding is for advancement of cures for cancers impacting pediatric populations through basic or applied research, including but not limited to clinical trials and nontoxic drug discovery.

Section 2 amends s. 381.922 (2), F.S., relating to the Bankhead-Coley Cancer Research Program, and specifically grants thereunder, to stipulate that efforts to improve both research and treatment through greater participation in clinical trials networks shall include identifying ways to increase pediatric and adult enrollment in clinical trials. In addition, the Live Like Bella Initiative is created within the Bankhead-Coley Program to advance progress toward curing pediatric cancer by awarding grants according to the peer-reviewed, competitive process established under subsection (3) of this section. The implementation of this new initiative is subject to an annual appropriation.

Section 3 amends s. 394.9082(10)(a), F.S., relating to behavioral health managing entities and the related acute care services utilization database, to revert the statute back to the reporting requirements in place when the database was initially created in 2015, and also require the Department of Children and Families to post the data on its website.

Section 4 amends s. 395.602, F.S., relating to rural hospitals, to provide that a hospital classified as a sole community hospital is included in the definition of "rural hospital" regardless of its bed size.

Section 5, effective October 1, 2018, amends s. 400.179(2), F.S., relating to liability for Medicaid underpayments and overpayments, to authorize use of leasehold trust fund revenues as enhanced payments to nursing homes as may be specified in the General Appropriations Act as part of nursing home prospective payment transition.

Section 6 amends s. 409.904(11), F.S., to expand optional payments for eligible persons in Medicaid, to add as a person for whom Medicaid payment may be made someone who meets the following criteria: a person who is diagnosed with acquired immune deficiency syndrome (AIDS); who has an AIDS-related opportunistic infection and is at risk of hospitalization; and whose income is at or below 300 percent of the federal benefit rate.

Section 7 amends s. 409.906(13)(b), F.S., relating to optional Medicaid services, and specifically home and community based services, to delete reference to a series of waivers that are or will be obsolete once the waiver enrollees complete their transition into long-term care managed care.

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Section 8 amends s. 409.908(2), F.S., relating to reimbursement of Medicaid providers, and more specifically nursing homes, to transition from a cost based reimbursement methodology to a prospective payment reimbursement methodology effective October 1, 2018. The parameters for the prospective payment system are specified. Beginning October 1, 2018, and ending September 30, 2021, the Agency for Health Care Administration (AHCA) shall reimburse nursing home providers the greater of their September 2016 cost-based reimbursement rate or their prospective payment rate. Effective October 1, 2021, the AHCA shall reimburse providers the greater of 95 percent of their cost-based rate or their rebased prospective rate, using the most recently audited cost report for each facility. Pediatric, Florida Department of Veterans Affairs, and government-owned facilities are exempt from this new pricing model. Related provisions are modified to keep in place applicable rate-setting ceilings and targets for those facilities that remain on cost-based reimbursement. Changes are made for calculations of direct care costs, and other patient care costs. Prospective rates are to be rebased every four years, and direct care supplemental payments may be made under specified circumstances.

Section 9 amends s. 409.908, F.S., relating to Medicaid reimbursement, to delete outdated language relating to ambulatory surgical center reimbursement.

This section specifies that Medicaid reimbursement will be provided for deductibles and coinsurance for Medicare Part B services provided for mobile x-ray services rendered to a person who is Medicare and Medicaid dually eligible when such services are delivered in an assisted living facility or a home, just as such reimbursement is presently provided for a nursing home resident.

This section is further amended to indicate that base rate reimbursement for hospital services will be specified in the General Appropriations Act, with inpatient services based on a diagnosis-related group payment methodology and hospital outpatient services based on an enhanced ambulatory payment group methodology.

In addition, a new subsection (26) is added which authorizes the use of funds from specified entities for making special exception payments under Medicaid, including federal matching funds. Local government funds may be certified as state match under federal authority as authorized in the General Appropriations Act. Stipulations are provided regarding timelines and requirements for letters of agreements with local governments for securing these funds.

Section 10 effective July 1, 2018, amends s. 409.9082(4), F.S., relating to the uses of revenue generated by the quality assessment on nursing home facilities, to authorize as a use the partial funding of the quality incentive program for nursing facilities that exceed quality benchmarks under the prospective payment system, in lieu of use for that portion for the facilities' rate not otherwise addressed by the subsection provisions relating to rate reduction and assessment amounts.

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Section 11 amends s. 409.909, F.S., to modify the Statewide Medicaid Residency Program such that a qualifying institution, as defined under the program, may receive the same types of program payments as hospitals. Under the program, a qualifying institution is defined as a Federally Qualified Health Center which holds an Accreditation Council for Graduate Medical Education institutional accreditation. References are also incorporated which reflect the hospital outpatient enhanced ambulatory payment group rate.

Section 12 amends s. 409.911(2)(a), F.S., relating to the Regular Disproportionate Share Program, to require the AHCA to use the average of the 2009, 2010, and 2011 audited disproportionate share hospital (DSH) data to determine each hospital's Medicaid days and charity care for the 2017-2018 fiscal year.

Section 13 amends s. 409.9119, F.S., relating to the disproportionate share program for specialty children's hospitals, to modify the specialty children's hospitals that qualify for funds under this section to include those that have a specific federal certification number, and meet Medicare and Medicaid day criteria. There is an update of the fiscal year referenced for fund distribution purposes.

Section 14 amends s. 409.913(36), F.S., relating to oversight of the integrity of the Medicaid program and the sharing of explanation of medical benefits with service recipients, to authorize that such documents be shared with recipients on a sampling basis rather than to all recipients, other than the exemptions already provided from such distributions.

Section 15 amends s. 409.975(1)(e), F.S., relating to managed care plan accountability, to make optional, rather than mandatory, that Medicaid managed care plans offer a network contract to each home medical equipment and supplies vendor in the plan's region, provided the vendor meets established standards.

Section 16 amends s. 409.979(1) and (2), F.S., relating to eligibility for the Long-term Care Managed Care program, to include those who meet hospital level of care for individuals with cystic fibrosis. In addition, this section specifies that those individuals enrolled in the Traumatic Brain and Spinal Cord Injury Waiver, the Adult Cystic Fibrosis Waiver, and the Project AIDS Care Waiver who meet all applicable criteria shall be transitioned to Long-term Care Managed Care program by January 1, 2018. Once all such persons have been transitioned out of their waiver, the AHCA may seek federal authorization to terminate these waivers.

Section 17, effective October 1, 2018**,** amends s. 409.983(6), F.S., relating to long-term care managed care plan payment, to eliminate language requiring plans to reimburse nursing homes based on facility costs adjusted for inflation and other factors. (This is consistent with the transition to the nursing home prospective payment system.)

Section 18 amends s. 409.901(27), F.S., to modify the definition of "third party" as that term is used in the Florida Medicaid program.

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Section 19 amends s. 409.910, F.S., relating to responsibility for payments on behalf of Medicaid-eligible persons when other parties are liable, and addresses federal compliance issues in the current statute. Specifically addressed are applicable federal law limits on recoveries, evidentiary standards, applicability to third party payers, and payment response requirements. Outdated provisions are deleted from the statute.

Section 20, notwithstanding section 27 of chapter 2016-65, Florida Statutes, directs the AHCA, subject to federal approval to become a PACE site, to contract with a not-for-profit organization formed by a partnership with a not-for-profit hospital, not-for-profit agency serving seniors, and a not-for-profit hospice in Leon County. The organization is authorized to serve eligible enrollees in Leon, Jefferson, Gadsden, and Wakulla counties. The AHCA, in conjunction with the Department of Elder Affairs and subject to a subsequent appropriation, shall approve up to 300 initial enrollees in this PACE program.

Section 21 amends section 17 of chapter 2011-61, Laws of Florida, to authorize the existing PACE provider in Palm Beach County to expand services to eligible enrollees in Martin, St. Lucie, Okeechobee, and Indian River Counties. The initial 150 enrollees were residents of Palm Beach County, and the enrollment in Martin County can be up to 150 persons.

Section 22 amends section 29 of chapter 2016-65, Laws of Florida, to authorize the Lake County hospice-based PACE provider to expand services into the Orlando area with an initial enrollment of 150 persons.

Section 23 amends s. 391.055(3), F.S., relating to Children's Medical Services delivery systems, to incorporate conforming cross-references.

Section 24 amends s. 393.0661(7), F.S., relating to home and community based services, to incorporate conforming cross-references.

Section 25 amends s. 409.968(4)(a), F.S., relating to managed care plan payments, to incorporate conforming cross-references.

Section 26 amends s. 427.0135(3), F.S., relating to purchasing agencies, to incorporate conforming cross-references.

Section 27 amends s. 1011.70(1) and (5), F.S., relating to Medicaid certified school refinancing, to incorporate conforming cross-references.

Section 28 creates an undesignated section of law to provide Fiscal Year 2017-2018 funding authorization for the Low Income Pool program in the AHCA, as reserved funds, in the amount of $1.5 billion. Subject to federal approval of special terms and conditions for the program, the AHCA is directed to submit a budget amendment for release of the reserved funds via a 14-day consultation review period. As part of the proposed amendment submission, the AHCA is directed to provide specified supporting documentation. Payments are contingent upon the non-

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federal share of funding being made available through intergovernmental transfers. If funds are not available, the state is not obligated to make payments. This section expires July 1, 2018.

Section 29 creates an undesignated section of law to provide Fiscal Year 2017-2018 funding authorization, to continue medical school faculty physician supplemental payments by the AHCA, as reserved funds in the amount of $246.0 million. Funds recipients and means of payment are specified. Subject to federal approval to continue these supplemental payments, the AHCA is directed to submit a budget amendment for release of the reserved funds via a 14-day consultation review period. Payments are contingent upon the nonfederal share of funding being made available through intergovernmental transfers. If funds are not available, the state is not obligated to make payments. This section expires July 1, 2018.

If approved by the Governor, these provisions take effect July 1, 2017, except where otherwise provided.
Vote: Senate 37-0; House 109-3

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Committee on Appropriations

HB 5203 — Prescription Drug Monitoring Program

by Appropriations Committee and Rep. Brodeur

The bill permits the use of state funds appropriated in the General Appropriations Act to administer the prescription drug monitoring program (PDMP). The bill removes the requirement relating to implementation of the PDMP being contingent on receipt of nonstate funding.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 38-0; House 108-2

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Committee on Appropriations

HB 5205 — Department of Veterans' Affairs

by Appropriations Committee and Rep. Brodeur

The bill revises the personal needs allowance from $35 to $105 per month for residents of a state veteran domiciliary or nursing home. The increased allowance makes it possible for residents of these state veterans' homes who receive a pension, compensation, or gratuity from the U.S. Government or any other income to retain up to $105 per month for his or her personal needs before contributing to his or her home maintenance and support assessment.

The bill terminates the State Homes for Veterans Trust Fund (trust fund) and, in so doing, provides for the disposition of balances in, revenues of, and all outstanding appropriations of the trust fund; and prescribes procedures for the termination of the trust fund.

The bill provides that all proceeds of the terminated trust fund be transferred to the Operations and Maintenance Trust Fund, and incorporates conforming revisions to related statutes to reflect this change.

The bill expands the allowable uses of funds within the Operations and Maintenance Trust Fund to include supporting program operations that benefit veterans or the operations, maintenance, or construction of nursing homes.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 38-0; House 108-2

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Committee on Appropriations

HB 5301 — State Agency Information Technology Reorganization

by Government Operations and Technology Appropriations Subcommittee and Rep. Ingoglia

The bill revises the experience required for the Agency for State Technology (AST) executive director, data center director, and chief information security officer and deletes the following positions: deputy executive director, chief planning officer, chief operations officer, and chief technology officer. Additionally, some technology definitions are added, revised, and deleted.

Changes to agency duties

The bill revises the AST's duties related to project oversight to review and provide recommendations to the Governor, President, and Speaker. The AST will review project oversight deliverables and provide recommendations for state agencies' projects costing over $10 million and for cabinet agencies' projects costing over $25 million. The AST, with the Department of Management Services, will establish best practices for the procurement of cloud computing services. The AST's current duties to review technology purchases over $250,000 and to develop data center standards are eliminated.

Eliminates expired requirements

The bill deletes expired language that authorizes the Agency for State Technology (AST) to transfer funds, after notice, for technology migrations to cloud computing services in Fiscal Year 2015-2016 only, deletes intent language for data center consolidation, and deletes the expired state agency data center consolidation schedule and requirements.

Technology Policy modification

The bill directs the State Data Center to provide services on premise or through a third party cloud computing provider based on the best cost and service, verified by the customer, and directs the state data center to use third party cloud computing services instead of utilizing existing infrastructure when costs are reduced and services are the same or improved. The AST state data center must submit a biennial report on cloud computing usage.

Impact to State Agencies

The bill directs state agencies to submit an annual plan to the Governor, President, and Speaker by November 1 that includes an inventory of the applications supported by the state data center, identifies applications that can migrate to a third party cloud computing service, and requires a project plan and estimated costs. The cloud computing service shall meet or exceed the applicable state and federal standards for security.

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Creates a Task Force

The bill creates the Florida Cybersecurity Task Force consisting of six members from the Department of Law Enforcement (FDLE), Agency for State Technology, Department of Management Services, Division of Emergency Management in the Office of the Governor, and the Chief Inspector General in the Office of the Governor. The task force shall recommend:

- Methods to improve security for the state's network system and data;
- Improvements to threat detection;
- Process to assess cybersecurity infrastructure and identify gaps;
- Improvements in emergency management and disaster response; and
- Improvements in response to cybersecurity attacks.

The task force final report is due by November 1, 2018, to the Governor, President and Speaker. The FDLE is appropriated $100,000 nonrecurring General Revenue to support the task force.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 38-0; House 109-2

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Committee on Appropriations

HB 5401 — Pesticide Registration

by Agriculture and Natural Resources Appropriations Subcommittee and Rep. Clemons

The bill eliminates the supplemental biennial registration fee for each registered brand of pesticide that contains an active ingredient for which the United States Environmental Protection Agency has established a food tolerance limit. The fee was created to defray the expense of the chemical residue laboratory within the Department of Agriculture and Consumer Services. The Fiscal Year 2016-2017 General Appropriations Act provided $1,801,131 in recurring funds from the General Revenue Fund to support the chemical residue laboratory.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 38-0; House 109-3

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Committee on Appropriations

HB 5403 — Trust Funds/Termination/Environmental Laboratory Trust Fund/DEP

by Agriculture and Natural Resources Appropriations Subcommittee and Rep. Harrison

The Environmental Laboratory Trust Fund is administered by the Department of Environmental Protection (DEP). Over the past two fiscal years, all of the budget authority in this fund has been transferred to other DEP trust funds. Therefore, there is no longer a need for the DEP to keep the fund active. The bill terminates the Environmental Laboratory Trust Fund and transfers any balances in the fund to the DEP Grants and Donations Trust Fund.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 38-0; House 110-2

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Committee on Appropriations

HB 5501 — Economic Programs

by Transportation and Tourism Appropriations Subcommittee and Rep. Ingram

The bill:

- Eliminates the Displaced Homemaker Program.
- Terminates the Displaced Homemaker Trust Fund.
- Reduces the surcharge on marriage license applications by $7.50.
- Institutes comprehensive transparency and accountability measures on Visit Florida.
- Institutes comprehensive transparency and accountability measures on Enterprise Florida.
- Redirects $75 million of revenue from the State Economic Enhancement and Development Trust Fund to the General Revenue Fund.
- Provides a $25 million recurring appropriation for Visit Florida.
- Provides a $16 million recurring appropriation for Enterprise Florida.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 29-8; House 74-34

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Committee on Appropriations

CS/HB 7069 — Education

by Appropriations Committee; Education Committee; and Rep. Diaz, M.

Specifically, the bill:

- **Charter Schools:** Modifies the following charter school provisions: open enrollment procedures, standard application and charter contract, administrative fees, reporting requirements and the calculation and authorized uses of charter school capital outlay, and requires school districts to share local millage revenue with charter schools.
- **High-Performing Charter Schools:** Authorizes a high-performing charter school to establish more than one charter school in any year if it operates in the area of a persistently low-performing school and serves students from that school and allows a high-performing charter school system to replicate its schools in any school district in the state and specifies application requirements.
- **School Improvement:**
  - Modifies early warning system
  - Provides that educational emergency exists when a school district has one or more schools with grade of "D" or "F" and requires a school district to enter a memorandum of understanding addressing instructional personnel and principal autonomy in an educational emergency
  - Prohibits a district school board from awarding an annual employment contract under specified circumstances.
  - Requires that, unless the SBE grants the school district an additional year of implementation because it determines the school is likely to improve to a "C" or higher, a school that does not earn a "C" or higher after implementation, must select a turnaround option
  - Limits the turnaround options for "D" and "F" schools
- **Title I Funding Distribution:** Specifies that after providing Title I funds to schools above the 75% poverty threshold, a school district must distribute remaining Title I funds directly to all eligible schools.
- **Schools of Hope:** Authorizes the establishment of "schools of hope" and designation of "hope operators" to provide students in areas of persistently-low performing schools with a high-quality education option.
- **Schools of Excellence Program:** Creates the Schools of Excellence Program to provide administrative flexibility to the state's highest performing schools.
- **K-12 Student Assessments:**
  - Eliminates the Algebra II EOC assessment requirement.
  - Allows completion of a blended learning course to satisfy online course requirements.
  - Exempts certain students from a personal fitness competency exam.
  - Requires paper-pencil ELA and math assessments for grades 3-6, no later than 2018-2019 school year.
  - Specifies reporting of assessment results to students, parents, and teachers.
  - Requires DOE to publish statewide assessments.

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- **Independent Study:** Requires the Commissioner of Education to contract for an independent study of ACT/SAT as an alternative for a grade 10 ELA assessment and an Algebra I EOC assessment.
- **Virtual Instruction:** Eliminates student eligibility requirements, including the prior public year requirement, and clarifies that all students, including home education and private school students, are eligible to participate in virtual options throughout the state.
- **Personnel Evaluation:** Provides that use of the Value Added Model for personnel evaluation is optional.
- **Best and Brightest Teacher and Principal Scholarship Programs:** Revises eligibility for the Florida Best and Brightest Teacher Scholarship Program and creates the Florida Best and Brightest Principal Scholarship Program.
- **Teacher Certification:** Streamlines the temporary certificate application process; establishes a mentorship certification pathway; requires teacher preparation curriculum to include training in evidence-based, phonics-driven reading strategies; allows mentorship activities to count toward certification renewal and requires training in evidence-based reading strategies for renewal of certain certificates.
- **Minority Teacher Scholarship Program:** Revises eligibility criteria for participation in the program (based on credit hours rather than Junior year or later).
- **School Absence:** Authorizes school absence related to the treatment of autism spectrum disorder.
- **School Visitation:** Clarifies that an individual school board member may visit district-operated schools and an individual charter school governing board member may visit any charter school governed by the charter school's governing board, at his or her pleasure.
- **Shared Use Facilities:** Establishes provisions related to promoting shared use agreements for public school playground facilities and creates a task force to make recommendations.
- **Early Learning:** Defines "public school prekindergarten provider" to include a traditional public school and a charter school. Establishes the Committee on Early Grade Success to develop a proposal for establishing and implementing a coordinate child assessment system for the School Readiness Program, Voluntary Prekindergarten Education Program, and the Kindergarten Readiness Assessment and specifies proposal requirements.
- **Early Childhood Music Education Incentive Pilot Program:** Creates the Early Childhood Music Education Incentive Pilot Program within DOE for 3 years; establishes eligibility criteria; requires a preeminent university to evaluate the effectiveness of the program; expires on June 30, 2020.
- **Reading Intervention:** Requires superintendents to certify that K-5 reading instruction and intervention materials comply with criteria identified by Just Read, Florida! beginning July 1, 2021.
- **Gardiner Scholarship:** Modifies the Gardiner Scholarship program to expand eligibility and the authorized use of funds, and define account inactivity.
- **Career and Education Planning Course:** Eliminates the required middle grades career and education planning course.
- **Instructional Materials:** Deletes a requirement that 50 percent of instructional materials allocation be used to purchase digital or electronic instructional materials.

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- **College-preparatory Boarding Academy Pilot Program:** Expands the definition of eligible student for purposes of the College-Preparatory Boarding Academy Pilot Program to include a student currently enrolled in grades 5-12, if it is determined by the operator that a seat is available.
- **Recess:** Requires 20 minutes of consecutive free-play recess per day for kindergarten through grade 5 students in traditional public schools, and exempts charter schools from the specified requirements.
- **Sunscreen Use:** Allows students to possess and use sunscreen on school property without a prescription.
- **ACT Aspire test name:** Renames the ACT Aspire test to the preliminary ACT.
- **Effective Date:** Provides an effective date of July 1, 2017, except as otherwise provided (schools of hope, certain school improvement provisions, and certain capital outlay funding requirements are effective upon becoming law).
- **Funding:** Appropriates $413,950,000 in recurring General Revenue Funds and $5 million in non-recurring General Revenue Funds to implement the provisions of the bill.

If approved by the Governor, these provisions take effect July 1, 2017.
Vote: Senate 20-18; House 73-36

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Committee on Appropriations

HB 7099 — Corporate Income Tax

by Ways and Means Committee and Rep. Cortes, B. (CS/SB 1156 by Appropriations Committee and Senator Stargel)

The bill updates the Florida Income Tax Code to adopt the Federal Internal Revenue Code in effect on January 1, 2017. The legislation changes Florida's extension period to file a corporate income tax return to match a similar federal time period, and it requires estimated payments that are due on the last Saturday or Sunday in June to be paid by the last Friday in June.

If approved by the Governor, these provisions take effect upon becoming law.
Vote: Senate 35-0; House 117-0

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Committee on Appropriations

HB 7109 — Taxation

by Ways and Means Committee and Rep. Boyd and others

The bill contains the following provisions:

- Provides a 3-day "back-to-school" holiday (August 4-6, 2017) for clothing and footwear costing $60 or less, school supplies costing $15 or less, and for computers with a sales price of $750 or less.
- Provides a 3-day disaster preparedness sales tax holiday (June 2-4, 2017) for certain first-aid kits, tie-down kits, fuel tanks, batteries, food storage coolers, self-powered lights and radios, portable generators, and reusable ice.
- Reduces the state sales tax rate on the rental of commercial real estate from 6.0 percent to 5.8 percent.
- Exempts from sales tax feminine hygiene products.
- Exempts from sales tax the purchase of building materials used in new buildings constructed in Rural Areas of Opportunity.
- Exempts from sales tax health products for livestock, poultry and aquaculture.
- Exempts from sales tax property used to construct and equip a large capacity data center.
- Exempts from sales tax purchases made by certain municipally owned golf course operators.
- Exempts from sales tax fingerprint services that are part of the application to obtain a concealed weapons and concealed firearms license. This simply codifies the current administrative treatment.
- Makes permanent the Community Contribution Tax Credit program and provides a limit of $14.0 million in credits each year.
- Increases the Contaminated Site Rehabilitation Tax Credit program annual tax credit limit from $5 million to $10 million.
- Increases the limit on Research and Development Corporate Tax Credits from $9 million to $16.5 million for calendar year 2018.
- Provides a 50 percent discount in property taxes to certain multifamily projects that provide affordable housing to low income persons and families.
- Exempts charitable 501(c)(3) Assisted Living Facilities from property tax.
- Extends until 2053 the distribution of cigarette tax receipts to the Moffitt Cancer Center set to end in 2033.
- Clarifies the requirements for granting a property tax exemption for property leased to a charter school.
- Extends the deadline for charter schools to apply for a property tax exemption.
- Allows low-income residents of homes for the aged to prove their income by providing an affidavit to the property appraiser.
- Exempts marine boat trailers used by charitable organizations from motor vehicle registration fees.

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- Authorizes the use of tourist development taxes for publicly owned auditoriums operated by charitable organizations.
- Provides guidance for determining whether certain heavy construction and agricultural equipment returned to the dealer under a rent-to-purchase option is inventory and exempt from property tax.
- Sets forth procedures for resellers of admissions to receive a refund of taxes paid when they make a sale to a tax-exempt person, effective January 1, 2018.
- Extends the Corporate Income Tax filing extension period from 5 months to 6 months for certain corporate taxpayers to conform with federal changes.
- Redefines "beer" for purposes of the beverage law and liquor taxes.
- Preserves the Enterprise Zone boundaries in existence before December 31, 2015, for the purpose of allowing local governments to administer local incentive programs for a limited time period.
- Repeals several small license taxes and registration fees administered by the Department of Revenue.
- Simplifies administrative requirements for vending machines.
- Requires local motor fuel taxes to be renewed before July 1 to be effective on September 1 of the year they expire.
- Deletes a requirement that circuit courts provide estate administration information to the Department of Revenue.
- Changes the due date for Reemployment Assistance Tax returns and allows the Department of Revenue to waive penalties for late filing in certain circumstances.
- Repeals obsolete emergency rulemaking authority for the Department of Revenue.

If approved by the Governor, these provisions take effect July 1, 2017, except where otherwise expressly provided.
Vote: Senate 34-4; House 109-3

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