



1                                   A bill to be entitled  
2           An act implementing the 2016-2017 General  
3           Appropriations Act; providing legislative intent;  
4           incorporating by reference certain calculations of the  
5           Florida Education Finance Program; providing that  
6           funds for instructional materials must be released and  
7           expended as required in specified proviso language;  
8           specifying the required ad valorem tax millage  
9           contribution by certain district school boards for  
10          certain funded construction projects; amending s.  
11          11.45, F.S.; requiring the Auditor General to conduct  
12          audits of the Florida School for the Deaf and Blind;  
13          creating s. 1001.66, F.S.; creating a Florida College  
14          System Performance-Based Incentive for Florida College  
15          System institutions; requiring the State Board of  
16          Education to adopt certain metrics and benchmarks;  
17          providing for funding and allocation of the  
18          incentives; authorizing the state board to withhold an  
19          institution's incentive under certain circumstances;  
20          providing for reporting and rulemaking by the state  
21          board; creating s. 1001.67, F.S.; establishing the  
22          Distinguished Florida College System institution  
23          program; specifying the excellence standards for  
24          purposes of the program; prescribing minimum criteria  
25          for an institution to receive a distinguished college  
26          designation; specifying that designated institutions



27 | are eligible for funding as provided in the General  
28 | Appropriations Act; amending s. 1001.7065, F.S.;  
29 | deleting obsolete provisions; revising the academic  
30 | and research excellence standards for the preeminent  
31 | state research universities program; creating the  
32 | "emerging preeminent state research university"  
33 | designation; requiring an emerging preeminent state  
34 | research university to submit a certain plan to the  
35 | board and meet certain expectations to receive certain  
36 | funds; providing for the distribution of certain  
37 | funding increases; deleting the preeminent state  
38 | research university enhancement initiative;  
39 | authorizing a preeminent state research university to  
40 | consider certain courses as a part of the general  
41 | education requirements; providing that such courses  
42 | are in addition to certain required courses;  
43 | authorizing a preeminent state research university to  
44 | require that such courses be earned at the university;  
45 | authorizing the board to identify and grant certain  
46 | authority and flexibility to emerging preeminent state  
47 | research universities; amending s. 1001.92, F.S.;  
48 | requiring performance-based metrics to include  
49 | thresholds for added value of certain degrees;  
50 | requiring the Board of Governors to develop an  
51 | implementation plan for specified metrics relating to  
52 | the employment of students with specified degrees by a



53 | specified fiscal year and provide the plan to the  
54 | Governor and Legislature by a specified date;  
55 | requiring the board to establish minimum performance  
56 | funding eligibility thresholds; prohibiting a state  
57 | university that fails to meet a certain threshold from  
58 | eligibility for a share of the state's investment  
59 | performance funding; requiring the board to adopt  
60 | regulations; amending s. 1008.46, F.S.; revising the  
61 | date by which the Board of Governors must submit a  
62 | specific report; amending s. 1009.23, F.S.; revising  
63 | provisions relating to the Florida College System  
64 | institution distance learning course user fee;  
65 | providing that the fee may not exceed a specified  
66 | amount per credit hour; requiring that an increase in  
67 | the current fee be approved by the State Board of  
68 | Education; amending s. 1009.24, F.S.; revising  
69 | provisions relating to the state university distance  
70 | learning course fee; providing that the fee may not  
71 | exceed a specified amount per credit hour; requiring  
72 | each state university board of trustees to report  
73 | specified information relating to the fee to the Board  
74 | of Governors by a specified date; amending ss.  
75 | 1009.50, 1009.505, 1009.51, and 1009.52, F.S.,  
76 | relating to the Florida Public Student Assistance  
77 | Grant Program, the Florida Public Postsecondary Career  
78 | Education Student Assistance Grant Program, the



79 Florida Private Student Assistance Grant Program, and  
80 the Florida Postsecondary Student Assistance Grant  
81 Program; requiring the expected family contribution  
82 and all other aid available to a student be accounted  
83 and considered when determining a student's unmet  
84 need; requiring participating institutions to conduct  
85 an assessment of the available financial resources for  
86 each student; requiring certain funding mechanisms to  
87 be included in the assessment; revising the priority  
88 in the distribution of grant moneys; revising  
89 reporting requirements for participating institutions;  
90 amending s. 1011.62, F.S.; revising the method for  
91 allocating funds for exceptional student education  
92 programs; extending by 1 fiscal year the requirement  
93 that specified school districts use certain funds  
94 toward additional intensive reading instruction;  
95 specifying the method for determining the 300 lowest-  
96 performing elementary schools; requiring categorical  
97 funds for supplemental academic instruction to be  
98 provided in the Florida Education Finance Program as  
99 set forth in the General Appropriations Act;  
100 specifying the method of determining the allocation of  
101 categorical funding; providing for the recalculation  
102 of categorical funding; requiring an allocation to be  
103 prorated if certain conditions exist; revising the  
104 computation of the district sparsity index for



105 | districts that meet certain criteria; deleting  
106 | obsolete language; providing for funding of the  
107 | district digital classrooms allocation; abrogating the  
108 | scheduled expiration and reversion of specified  
109 | amendments to s. 1011.62, F.S., relating to the  
110 | federally connected student supplement; providing for  
111 | expiration; prohibiting an under allocation in a prior  
112 | year caused by a school district error from being the  
113 | basis for certain allocation adjustments; amending s.  
114 | 1011.71, F.S.; conforming a cross-reference; providing  
115 | for the future expiration and reversion of specified  
116 | statutory text; amending s. 1012.39, F.S.; providing  
117 | requirements regarding liability insurance for  
118 | students performing clinical field experience;  
119 | creating s. 1012.731, F.S.; providing legislative  
120 | intent; establishing the Florida Best and Brightest  
121 | Teacher Scholarship Program; providing eligibility  
122 | criteria; requiring a school district to annually  
123 | submit the number of eligible classroom teachers to  
124 | the Department of Education; providing for funding and  
125 | the disbursement of funds; defining the term "school  
126 | district"; amending s. 1012.75, F.S.; extending by 1  
127 | year the expiration date for the educator liability  
128 | insurance program; amending s. 1013.64, F.S.; revising  
129 | capital outlay full-time equivalent membership;  
130 | providing that certain prekindergarten exceptional



131 students are included in the membership; revising the  
132 calculation of capital outlay membership; amending s.  
133 1004.935, F.S.; extending the date by which the Adults  
134 with Disabilities Workforce Education Pilot Program  
135 may operate; providing for the future expiration and  
136 reversion of specified statutory text; amending s.  
137 1004.345, F.S.; extending by 1 year the requirement  
138 that the Florida Polytechnic University meet specified  
139 criteria established by the Board of Governors;  
140 creating s. 1004.344, F.S.; creating the Florida  
141 Center for the Partnerships for Arts Integrated  
142 Teaching within the University of South Florida  
143 Sarasota/Manatee; providing goals of the center;  
144 authorizing the Florida Fund for Minority Teachers,  
145 Inc. to expend up to a specified percentage of  
146 appropriated funds and up to a specified amount from  
147 available funds for administration; amending s.  
148 1009.986, F.S.; authorizing the extension of the date  
149 by which the Florida ABLE, Inc., must establish and  
150 administer the Florida ABLE program upon the  
151 occurrence of specified events; revising provisions  
152 regarding required elements of the participation  
153 agreement; prohibiting the Office of Early Learning  
154 from adopting a kindergarten readiness rate for  
155 certain Voluntary Prekindergarten Education Program  
156 years; specifying that certain prekindergarten



157 providers and public schools shall remain on  
158 probation; amending s 1011.62, F.S.; revising the  
159 adjustment formula to the Prior Period Funding  
160 Adjustment Millage for a specified year; providing for  
161 the future expiration and reversion of specified  
162 statutory text; incorporating by reference certain  
163 calculations of the Medicaid Low-Income Pool,  
164 Disproportionate Share Hospital, and Hospital  
165 Reimbursement programs; amending s. 393.063, F.S.;  
166 revising the definition of the term "developmental  
167 disability" and defining the term "Phelan-McDermid  
168 syndrome"; providing for the future expiration and  
169 reversion of specified statutory text; amending s.  
170 393.065, F.S.; requiring the Agency for Persons with  
171 Disabilities to offer enrollment in the Medicaid home  
172 and community-based waiver program to certain  
173 individuals; specifying criteria for enrollment  
174 prioritization; requiring the agency to allow an  
175 individual who meets specified eligibility  
176 requirements to receive home and community-based  
177 services if a parent or legal guardian is an active-  
178 duty servicemember who is transferred to this state;  
179 requiring the agency to allow certain individuals with  
180 Phelan-McDermid syndrome to receive home and  
181 community-based services; providing that individuals  
182 remaining on the wait list are not entitled to a



183 hearing in accordance with federal law or an  
184 administrative proceeding under state law; authorizing  
185 the agency and the Agency for Health Care  
186 Administration to adopt rules specifying tools for  
187 prioritizing waiver enrollments within categories;  
188 specifying the requirements that apply to the iBudgets  
189 of clients in the home and community-based services  
190 waiver program until the Agency for Persons with  
191 Disabilities adopts a new allocation algorithm and  
192 methodology by final rule; providing for application  
193 of the new allocation algorithm and methodology after  
194 adoption of the final rule; providing requirements for  
195 an increase in iBudget funding allocations; reenacting  
196 s. 393.067(15), F.S., relating to contracts between  
197 the Agency for Persons with Disabilities and licensed  
198 facilities; providing contingent abrogation of the  
199 scheduled expiration and reversion of amendments to s.  
200 393.067(15), F.S., pursuant to s. 24 of chapter 2015-  
201 222, Laws of Florida; providing for the future  
202 expiration and reversion of specified statutory text;  
203 reenacting s. 393.18, F.S., relating to the  
204 comprehensive transitional education program;  
205 providing contingent abrogation of the scheduled  
206 expiration and reversion of amendments to s. 393.18,  
207 F.S., pursuant to s. 26 of chapter 2015-222, Laws of  
208 Florida; providing for the future expiration and



209 reversion of specified statutory text; amending s.  
210 296.37, F.S.; extending for 1 fiscal year the  
211 requirement that certain residents of a veterans'  
212 nursing home contribute to their maintenance and  
213 support; authorizing the Agency for Health Care  
214 Administration, in consultation with the Department of  
215 Health, to submit a budget amendment to realign  
216 funding based upon a specified model, methodology, and  
217 framework; specifying requirements for such  
218 realignment; authorizing the agency to request  
219 nonoperating budget authority for transferring certain  
220 federal funds to the Department of Health; providing  
221 that certain funds provided for training purposes  
222 shall be allocated to community-based lead agencies  
223 based on a training needs assessment conducted by the  
224 Department of Children and Families; requiring the  
225 Agency for Health Care Administration to ensure that  
226 nursing facility residents who are eligible for funds  
227 to transition to home and community-based services  
228 waivers have resided in a skilled nursing facility for  
229 a specified period; requiring the Agency for Health  
230 Care Administration and the Department of Elderly  
231 Affairs to prioritize individuals for enrollment in  
232 the Medicaid Long-Term Care Waiver program using a  
233 certain frailty-based screening; authorizing the  
234 Agency for Health Care Administration to adopt rules



235 | and enter into certain interagency agreements with  
236 | respect to program enrollment; authorizing the agency  
237 | to delegate certain responsibilities with respect to  
238 | program enrollment to the Department of Elderly  
239 | Affairs; authorizing the Department of Elderly Affairs  
240 | to delegate certain functions to its contractors;  
241 | amending s. 409.911, F.S.; requiring the Agency for  
242 | Health Care Administration to distribute moneys to  
243 | hospitals that provide a disproportionate share of  
244 | Medicaid or charity services as set forth in the  
245 | General Appropriations Act; amending s. 409.9113,  
246 | F.S.; requiring the Agency for Health Care  
247 | Administration to make disproportionate share payments  
248 | to teaching hospitals as set forth in the General  
249 | Appropriations Act; amending s. 409.9119, F.S.;  
250 | requiring the Agency for Health Care Administration to  
251 | make disproportionate share payments to specialty  
252 | hospitals for children, as set forth in the General  
253 | Appropriations Act; amending s. 893.055, F.S.;  
254 | authorizing the Department of Health to use certain  
255 | funds to administer the prescription drug monitoring  
256 | program; prohibiting the use of funds received from a  
257 | settlement agreement to administer the program;  
258 | amending s. 216.262, F.S.; extending for 1 fiscal year  
259 | the authority of the Department of Corrections to  
260 | submit a budget amendment for additional positions and



261 appropriations under certain circumstances;  
262 authorizing the Department of Legal Affairs to expend  
263 certain appropriated funds on programs that were  
264 funded by the department from specific appropriations  
265 in general appropriations acts in previous years;  
266 amending s. 932.7055, F.S.; extending for 1 fiscal  
267 year the authority for a municipality to expend funds  
268 from its special law enforcement trust fund to  
269 reimburse its general fund for certain moneys advanced  
270 from the general fund; amending s. 215.18, F.S.;  
271 extending for 1 fiscal year the authority and related  
272 repayment requirements for temporary trust fund loans  
273 to the state court system which are sufficient to meet  
274 the system's appropriation; prohibiting the Department  
275 of Corrections from transferring funds from a salaries  
276 and benefits category to another category, other than  
277 a salaries and benefits category, unless approved by  
278 the Legislative Budget Commission; authorizing the  
279 Department of Corrections to submit certain budget  
280 amendments to transfer funds into the Inmate Health  
281 Services category; providing that such transfers are  
282 subject to notice, review and objection procedures;  
283 requiring the Department of Juvenile Justice to review  
284 county juvenile detention payments to determine if the  
285 county has met specified financial responsibilities;  
286 requiring amounts owed by the county for such



287 financial responsibilities to be deducted from certain  
288 county funds; requiring the Department of Revenue to  
289 transfer funds withheld to specified trust funds;  
290 requiring the Department of Revenue to ensure that  
291 such reductions in amounts distributed do not reduce  
292 distributions below amounts necessary for certain  
293 payments due on bonds and comply with bond covenants;  
294 requiring the Department of Revenue to notify the  
295 Department of Juvenile Justice if bond payment  
296 requirements require a reduction in deductions for  
297 amounts owed by a county; amending s. 27.5304, F.S.;  
298 revising certain limitations on compensation for  
299 private court-appointed counsel; providing for the  
300 future expiration and reversion of specified statutory  
301 text; requiring the Department of Management Services  
302 to organize a work group to develop a law enforcement  
303 officers' career development plan; specifying the  
304 representatives to be included in the work group;  
305 providing issues to be addressed in the plan;  
306 requiring the work group to conduct meetings and  
307 develop a career development proposal to be submitted  
308 to the Governor and Legislature by a specified date;  
309 requiring the Justice Administrative Commission to  
310 provide funds to the clerks of court for specified  
311 uses related to juries; providing procedures for  
312 clerks of court to receive such funds; providing an



313 appportionment methodology if funds are estimated to be  
314 insufficient to pay all amounts requested; requiring  
315 the clerks of court to pay amounts in excess of  
316 appropriated amounts; prohibiting the Department of  
317 Juvenile Justice from providing to certain nonfiscally  
318 constrained counties reimbursements or credits against  
319 identified juvenile detention center costs under  
320 specified circumstances; directing the Department of  
321 Management Services to use tenant broker services to  
322 renegotiate or reprocure certain private lease  
323 agreements for office or storage space; requiring the  
324 Department of Management Services to provide a report  
325 to the Governor and Legislature by a specified date;  
326 reenacting s. 624.502, F.S., relating to the deposit  
327 of fees for service of process made upon the Chief  
328 Financial Officer or the Director of the Office of  
329 Insurance Regulation into the Administrative Trust  
330 Fund; providing for the future expiration and  
331 reversion of statutory text requiring the deposit of  
332 certain fees into the Administrative Trust Fund;  
333 reenacting s. 282.709(2)(a), F.S., relating to the  
334 creation and membership of the Joint Task Force on  
335 State Agency Law Enforcement Communications; providing  
336 for the future expiration and reversion of specified  
337 statutory text; specifying the amount of the  
338 transaction fee to be collected for use of the online



339 procurement system; authorizing the Executive Office  
340 of the Governor to transfer funds appropriated for  
341 certain data processing services between departments  
342 for a specified purpose; prohibiting an agency from  
343 transferring funds from a data processing category to  
344 another category that is not a data processing  
345 category; authorizing agencies to transfer certain  
346 data processing funds to contract with a private  
347 sector cloud service under certain circumstances;  
348 specifying that such transfers are subject to certain  
349 notice, review, and objection procedures; authorizing  
350 the Executive Office of the Governor to transfer  
351 certain funds between agencies in order to allocate a  
352 reduction relating to SUNCOM Network services;  
353 authorizing the Executive Office of the Governor to  
354 transfer funds between departments for purposes of  
355 aligning amounts paid for risk management insurance  
356 and for human resource management services; providing  
357 for replacement of Florida Accounting Information  
358 Resource Subsystem; providing for project governance  
359 structure; amending s. 216.292, F.S.; authorizing the  
360 Executive Office of the Governor under specified  
361 circumstances to transfer funds between appropriations  
362 categories to provide for the relocation of certain  
363 state agencies and departments currently located at a  
364 specified location; specifying such transfers are



365 subject to notice and objection; amending s. 161.143,  
366 F.S.; extending by 1 fiscal year the directive that  
367 the amount allocated for inlet management funding is  
368 provided in the General Appropriations Act; amending  
369 s. 259.105, F.S.; revising the distribution of certain  
370 proceeds from cash payments or bonds issued pursuant  
371 to the Florida Forever Act; amending s. 375.075, F.S.;  
372 requiring that a minimum percentage of funds for the  
373 Florida Recreation Development Assistance Program be  
374 used toward projects providing recreational  
375 enhancements and opportunities for people with unique  
376 abilities; requiring the Department of Environmental  
377 Protection to award grants by a specified date;  
378 revising the limitation on the number of grant  
379 applications a local government may submit under  
380 certain circumstances; requiring the department to  
381 prioritize projects that provide recreational  
382 enhancement and opportunities to people with unique  
383 abilities; defining the term "projects that provide  
384 recreational enhancements and opportunities for  
385 individuals with unique abilities"; amending s.  
386 380.507, F.S.; revising the powers of the Florida  
387 Communities Trust to authorize the undertaking,  
388 coordination, and funding of projects that provide  
389 accessibility, availability, or adaptability of  
390 conservation or recreation lands for individuals with



391 unique abilities; amending s. 216.181, F.S.; extending  
392 by 1 fiscal year the authority for the Legislative  
393 Budget Commission to increase amounts appropriated to  
394 the Fish and Wildlife Conservation Commission or the  
395 Department of Environmental Protection for certain  
396 fixed capital outlay projects from specified sources;  
397 amending s. 206.9935, F.S.; exempting specified  
398 revenues from the calculation of the unobligated  
399 balance of the Water Quality Assurance Trust Fund;  
400 providing for the future expiration and reversion of  
401 specified statutory text; amending s. 403.709, F.S.;  
402 revising the conditions under which the Department of  
403 Environmental Protection may use the solid waste  
404 landfill closure account within the Solid Waste  
405 Management Trust Fund to contract with a third party  
406 to close and provide long-term care of certain solid  
407 waste management facilities; authorizing the  
408 Department of Environmental Protection to use the  
409 Solid Waste Management Trust Fund under specified  
410 circumstances if amounts paid under an insurance  
411 policy or alternative financial assurance do not cover  
412 the cost of the closing or providing long-term care of  
413 a facility; reviving, reenacting, and amending s.  
414 403.7095(5), F.S.; requiring the Department of  
415 Environmental Protection to award a certain sum of  
416 grant funds for specified solid waste management



417 programs to counties that meet certain criteria;  
418 amending s. 215.18, F.S.; authorizing the Governor, if  
419 there is a specified deficiency in a land acquisition  
420 trust fund in the Department of Agriculture and  
421 Consumer Services, the Department of Environmental  
422 Protection, the Department of State, or the Fish and  
423 Wildlife Conservation Commission, to transfer funds  
424 from other trust funds in the State Treasury as a  
425 temporary loan to such trust fund; providing  
426 procedures for the transfer and repayment of the loan;  
427 providing a legislative determination that the  
428 repayment of the temporary loan is a constitutionally  
429 allowable use of such moneys; requiring the Department  
430 of Environmental Protection to transfer designated  
431 proportions of the revenues deposited in the Land  
432 Acquisition Trust Fund within the department to land  
433 acquisition trust funds in the Department of  
434 Agriculture and Consumer Services, the Department of  
435 State, and the Fish and Wildlife Conservation  
436 Commission according to specified parameters and  
437 calculations; defining the term "department";  
438 requiring the department to retain a proportionate  
439 share of revenues; specifying a limit on  
440 distributions; amending s. 376.3071, F.S.; specifying  
441 that earned interest may be transferred between the  
442 Inland Protection Trust Fund and the Water Quality



443 Assurance Trust Fund as authorized by the General  
444 Appropriations Act; providing for the future  
445 expiration and reversion of specified statutory text;  
446 prohibiting the Department of Environmental Protection  
447 from requiring payment of program copayments for the  
448 cleanup of certain petroleum contamination sites;  
449 prohibiting the department from requiring submission  
450 of the limited contamination assessment report;  
451 prohibiting the use of 2016-2017 funds from being be  
452 applied towards certain funding limits; amending s  
453 376.3071, F.S.; requiring the Department of  
454 Environmental Protection under specified circumstances  
455 to obligate moneys in the Inland Protection Trust Fund  
456 for certain items that otherwise would be paid by  
457 another state agency for state-funded petroleum  
458 contamination site rehabilitation; requiring the  
459 Department of Highway Safety and Motor Vehicles to  
460 contract with a specified corporation to manufacture  
461 current or newly redesigned license plates; providing  
462 price specifications for such contract; specifying  
463 requirements to be met by the corporation in  
464 manufacturing such license plates; prohibiting the  
465 name of a county from appearing on redesigned license  
466 plates; amending s. 339.2818, F.S.; revising the  
467 definition of the term "small county" for purposes of  
468 the Small County Outreach Program; authorizing



469 capacity improvements on county roads to be eligible  
470 for funding from the Small County Road Assistance  
471 Program under specified conditions; amending s.  
472 339.135, F.S., and reviving, reenacting, and amending  
473 s. 339.135(4)(j) and (5)(c), F.S.; extending by 1  
474 fiscal year provisions requiring the Department of  
475 Transportation to use appropriated funds for purposes  
476 related to the establishment of a multiuse trail  
477 system; authorizing the department to use up to a  
478 certain amount of appropriated funds for strategic and  
479 regionally significant transportation projects;  
480 reenacting s. 341.302(10), F.S., relating to the  
481 Department of Transportation's duties and  
482 responsibilities for the rail program; providing for  
483 the future expiration and reversion of specified  
484 statutory text; amending s. 339.2816, F.S.; specifying  
485 the amount of funding from the State Transportation  
486 Trust Fund that may be used for the Small County Road  
487 Assistance Program for the 2016-2017 fiscal year;  
488 authorizing capacity improvements on county roads to  
489 be eligible for funding from the Small County Road  
490 Assistance Program under specified conditions;  
491 providing for the future expiration and reversion of  
492 specified statutory text; amending s. 420.9072, F.S.;  
493 extending by 1 fiscal year provisions authorizing each  
494 county and eligible municipality to use its portion of



495 the local housing distribution for certain purposes;  
496 amending s. 420.5087, F.S.; extending by 1 fiscal year  
497 provisions specifying the reservation of funds for the  
498 tenant groups within each notice of fund availability  
499 with respect to the State Apartment Incentive Loan  
500 Program; requiring the Florida Housing Finance  
501 Corporation to issue a notice of fund availability for  
502 loans to be used for certain purposes; amending s.  
503 427.013, F.S.; requiring the Commission for the  
504 Transportation Disadvantaged to allocate and award  
505 appropriated funds for specified purposes;  
506 amending s. 216.292, F.S.; authorizing the Department  
507 of Highway Safety and Motor Vehicles, with approval of  
508 the Governor's Office, to transfer specified funds  
509 between appropriations categories to realign funds  
510 based on certain cost-benefit analysis; specifies that  
511 such transfers are subject to notice and objection  
512 provisions; providing for future expiration; amending  
513 s. 339.135, F.S.; providing for the adoption of  
514 certain Department of Transportation work program  
515 amendments estimated to cost more than a specified  
516 dollar amount; amending s. 321.04, F.S.; requiring the  
517 Department of Highway Safety and Motor Vehicles to  
518 assign a highway patrol officer, at the written  
519 request of a Cabinet member or the Lieutenant  
520 Governor, to that Cabinet member or the Lieutenant



521 Governor, under specified circumstances; providing for  
522 future expiration; reenacting s. 216.292(2)(a), F.S.,  
523 relating to exceptions for nontransferable  
524 appropriations; providing for the future expiration  
525 and reversion of statutory text related to  
526 nontransferable appropriations; prohibiting a state  
527 agency from initiating a competitive solicitation for  
528 a product or service under certain circumstances;  
529 providing an exception; amending s. 112.24, F.S.;  
530 extending by 1 fiscal year the authorization, subject  
531 to specified requirements, for the assignment of an  
532 employee of a state agency under an employee  
533 interchange agreement; providing that the annual  
534 salaries of the members of the Legislature shall be  
535 maintained at a specified level; reenacting s.  
536 215.32(2)(b), F.S., relating to the source and use of  
537 certain trust funds; providing for the future  
538 expiration and reversion of statutory text related to  
539 the source and use of specified trust funds; providing  
540 a legislative determination that the issuance of new  
541 debt is in the best interests of the state; limiting  
542 the use of travel funds to activities that are  
543 critical to an agency's mission; providing exceptions;  
544 requiring executive branch state agencies and the  
545 judicial branch to collaborate with the Executive  
546 Office of the Governor regarding the statewide travel



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547 management system and to use such system; placing a  
548 monetary cap on the amount of money available for  
549 state employee travel to certain meetings organized or  
550 sponsored by a state agency or the judicial branch;  
551 authorizing employees to expend their own funds for  
552 lodging expenses in excess of the monetary caps;  
553 reenacting s. 110.12315, F.S., relating to the state  
554 employees' prescription drug program; providing for  
555 the future expiration and reversion of statutory text  
556 related to the state employees' prescription drug  
557 program; prohibiting agencies from entering into  
558 contracts containing certain nondisclosure agreements;  
559 providing conditions under which the veto of certain  
560 appropriations or proviso language in the General  
561 Appropriations Act voids language that implements such  
562 appropriation; providing for the continued operation  
563 of certain provisions notwithstanding a future repeal  
564 or expiration provided by the act; providing  
565 severability; providing an effective date.

566

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

568

569 Section 1. It is the intent of the Legislature that the  
570 implementing and administering provisions of this act apply to  
571 the General Appropriations Act for the 2016-2017 fiscal year.

572 Section 2. In order to implement Specific Appropriations



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573 7, 8, 9, 94, and 95 of the 2016-2017 General Appropriations Act,  
574 the calculations of the Florida Education Finance Program for  
575 the 2016-2017 fiscal year in the document titled "Public School  
576 Funding: The Florida Education Finance Program," dated March 8,  
577 2016, and filed with the Clerk of the House of Representatives,  
578 are incorporated by reference for the purpose of displaying the  
579 calculations used by the Legislature, consistent with the  
580 requirements of state law, in making appropriations for the  
581 Florida Education Finance Program. This section expires July 1,  
582 2017.

583 Section 3. In order to implement Specific Appropriations 7  
584 and 94 of the 2016-2017 General Appropriations Act and  
585 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,  
586 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the  
587 expenditure of funds provided for instructional materials, for  
588 the 2016-2017 fiscal year, funds provided for instructional  
589 materials shall be released and expended as required in the  
590 proviso language for Specific Appropriation 94 of the 2016-2017  
591 General Appropriations Act. This section expires July 1, 2017.

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



599 Section 5. In order to implement Specific Appropriation  
 600 113 of the 2016-2017 General Appropriations Act, paragraph (d)  
 601 of subsection (2) of section 11.45, Florida Statutes, is amended  
 602 to read:

603 11.45 Definitions; duties; authorities; reports; rules.—

604 (2) DUTIES.—The Auditor General shall:

605 (d) Annually conduct financial audits of the accounts and  
 606 records of all district school boards in counties with  
 607 populations of fewer than 150,000, according to the most recent  
 608 federal decennial statewide census, and the Florida School for  
 609 the Deaf and the Blind.

610  
 611 The Auditor General shall perform his or her duties  
 612 independently but under the general policies established by the  
 613 Legislative Auditing Committee. This subsection does not limit  
 614 the Auditor General's discretionary authority to conduct other  
 615 audits or engagements of governmental entities as authorized in  
 616 subsection (3).

617 Section 6. In order to implement Specific Appropriations  
 618 12 and 126 of the 2016-2017 General Appropriations Act, section  
 619 1001.66, Florida Statutes, is created to read:

620 1001.66 Florida College System Performance-Based  
 621 Incentive.—

622 (1) A Florida College System Performance-Based Incentive  
 623 shall be awarded to Florida College System institutions using  
 624 performance-based metrics adopted by the State Board of



625 Education. The performance-based metrics must include retention  
626 rates; program completion and graduation rates; postgraduation  
627 employment, salaries, and continuing education for workforce  
628 education and baccalaureate programs, with wage thresholds that  
629 reflect the added value of the certificate or degree; and  
630 outcome measures appropriate for associate of arts degree  
631 recipients. The state board shall adopt benchmarks to evaluate  
632 each institution's performance on the metrics to measure the  
633 institution's achievement of institutional excellence or need  
634 for improvement and the minimum requirements for eligibility to  
635 receive performance funding.

636 (2) Each fiscal year, the amount of funds available for  
637 allocation to Florida College System institutions based on the  
638 performance-based funding model shall consist of the state's  
639 investment in performance funding plus institutional investments  
640 consisting of funds to be redistributed from the base funding of  
641 the Florida College System Program Fund as determined in the  
642 General Appropriations Act. The State Board of Education shall  
643 establish minimum performance funding eligibility thresholds for  
644 the state's investment and the institutional investments. An  
645 institution that meets the minimum institutional investment  
646 eligibility threshold, but fails to meet the minimum state  
647 investment eligibility threshold, shall have its institutional  
648 investment restored but is ineligible for a share of the state's  
649 investment in performance funding. The institutional investment  
650 shall be restored for all institutions eligible for the state's



651 investment under the performance-based funding model.

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

656 (b) A Florida College System institution that fails to  
657 meet the State Board of Education's minimum institutional  
658 investment performance funding eligibility threshold shall have  
659 a portion of its institutional investment withheld by the state  
660 board and must submit an improvement plan to the state board  
661 that specifies the activities and strategies for improving the  
662 institution's performance. The state board must review and  
663 approve the improvement plan and, if the plan is approved, must  
664 monitor the institution's progress in implementing the  
665 activities and strategies specified in the improvement plan. The  
666 institution shall submit monitoring reports to the state board  
667 by December 31 and May 31 of each year in which an improvement  
668 plan is in place.

669 (c) The Commissioner of Education shall withhold  
670 disbursement of the institutional investment until the  
671 monitoring report is approved by the State Board of Education. A  
672 Florida College System institution determined by the state board  
673 to be making satisfactory progress on implementing the  
674 improvement plan shall receive no more than one-half of the  
675 withheld institutional investment in January and the balance of  
676 the withheld institutional investment in June. An institution



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677 that fails to make satisfactory progress may not have its full  
678 institutional investment restored. Any institutional investment  
679 funds that are not restored shall be redistributed in accordance  
680 with the state board's performance-based metrics.

681 (4) Distributions of performance funding, as provided in  
682 this section, shall be made to each of the Florida College  
683 System institutions listed in the Florida Colleges category in  
684 the General Appropriations Act.

685 (5) By October 1 of each year, the State Board of  
686 Education shall submit to the Governor, the President of the  
687 Senate, and the Speaker of the House of Representatives a report  
688 on the prior fiscal year's performance funding allocation, which  
689 must reflect the rankings and award distributions.

690 (6) The State Board of Education shall adopt rules to  
691 administer this section.

692 (7) This section expires July 1, 2017.

693 Section 7. In order to implement Specific Appropriation  
694 126 of the 2016-2017 General Appropriations Act, section  
695 1001.67, Florida Statutes, is created to read:

696 1001.67 Distinguished Florida College System institution  
697 program.—A collaborative partnership is established between the  
698 State Board of Education and the Legislature to recognize the  
699 excellence of Florida's highest-performing Florida College  
700 System institutions.

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



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

706        (b) A 150 percent-of-normal-time completion rate for Pell  
707 Grant recipients of 40 percent or higher, as calculated by the  
708 Division of Florida Colleges.

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

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

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

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

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

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



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

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

734           Section 8. In order to implement Specific Appropriation  
735 142 of the 2016-2017 General Appropriations Act, subsections  
736 (1), (2), (3), and (5) through (8) of section 1001.7065, Florida  
737 Statutes, are amended, to read:

738           1001.7065 Preeminent state research universities program.—

739           (1) STATE UNIVERSITY SYSTEM SHARED GOVERNANCE  
740 COLLABORATION.—A collaborative partnership is established  
741 between the Board of Governors and the Legislature to elevate  
742 the academic and research preeminence of Florida's highest-  
743 performing state research universities in accordance with this  
744 section. The partnership stems from the State University System  
745 Governance Agreement executed on March 24, 2010, wherein the  
746 Board of Governors and leaders of the Legislature agreed to a  
747 framework for the collaborative exercise of their joint  
748 authority and shared responsibility for the State University  
749 System. The governance agreement confirmed the commitment of the  
750 Board of Governors and the Legislature to continue collaboration  
751 on accountability measures, the use of data, and recommendations  
752 derived from such data.

753           (2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—~~Effective~~  
754 ~~July 1, 2013,~~ The following academic and research excellence



755 standards are established for the preeminent state research  
756 universities program:

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

761 (b) A top-50 ranking on at least two well-known and highly  
762 respected national public university rankings, including, but  
763 not limited to, the U.S. News and World Report rankings,  
764 reflecting national preeminence, using most recent rankings.

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

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

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

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

779 (g) Total annual research expenditures in diversified  
780 nonmedical sciences of \$150 million or more, based on data



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781 reported annually by the NSF.

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

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

788 (j) Four hundred or more doctoral degrees awarded  
789 annually, including professional doctoral degrees awarded in  
790 medical and health care disciplines, as reported in the Board of  
791 Governors Annual Accountability Report.

792 (k) Two hundred or more postdoctoral appointees annually,  
793 as reported in the TARU annual report.

794 (l) An endowment of \$500 million or more, as reported in  
795 the Board of Governors Annual Accountability Report.

796 (3) PREEMINENT STATE RESEARCH UNIVERSITY DESIGNATION.—

797 (a) The Board of Governors shall designate each state  
798 ~~research~~ university that annually meets at least 11 of the 12  
799 academic and research excellence standards identified in  
800 subsection (2) as a preeminent state research university.

801 (b) The Board of Governors shall designate each state  
802 university that annually meets at least six of the 12 academic  
803 and research excellence standards identified in subsection (2)  
804 as an emerging preeminent state research university.

805 (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM  
806 UNIVERSITY SUPPORT.—



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807        (a) A state ~~research~~ university that is designated as a  
808 preeminent state research university, as of July 1, 2013, meets  
809 all 12 of the academic and research excellence standards  
810 identified in subsection (2), as verified by the Board of  
811 Governors, shall submit to the Board of Governors a 5-year  
812 benchmark plan with target rankings on key performance metrics  
813 for national excellence. Upon approval by the Board of  
814 Governors, and upon the university's meeting the benchmark plan  
815 goals annually, the Board of Governors shall award the  
816 university its proportionate share of any funds provided  
817 annually to support the program created under this section an  
818 amount specified in the General Appropriations Act to be  
819 provided annually throughout the 5-year period. Funding for this  
820 purpose is contingent upon specific appropriation in the General  
821 Appropriations Act.

822        (b) A state university designated as an emerging  
823 preeminent state research university shall submit to the Board  
824 of Governors a 5-year benchmark plan with target rankings on key  
825 performance metrics for national excellence. Upon approval by  
826 the Board of Governors, and upon the university's meeting the  
827 benchmark plan goals annually, the Board of Governors shall  
828 award the university its proportionate share of any funds  
829 provided annually to support the program created under this  
830 section.

831        (c) The award of funds under this subsection is contingent  
832 upon funding provided in the General Appropriations Act to



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833 support the preeminent state research universities program  
834 created under this section. Funding increases appropriated  
835 beyond the amounts funded in the prior fiscal year shall be  
836 distributed as follows:

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

840 2. Each designated emerging preeminent state research  
841 university that meets the criteria in paragraph (b) shall  
842 receive an amount of funding that is equal to one-half of the  
843 total increased amount awarded to each designated preeminent  
844 state research university.

845 ~~(6) PREEMINENT STATE RESEARCH UNIVERSITY ENHANCEMENT~~  
846 ~~INITIATIVE.—A state research university that, as of July 1,~~  
847 ~~2013, meets 11 of the 12 academic and research excellence~~  
848 ~~standards identified in subsection (2), as verified by the Board~~  
849 ~~of Governors, shall submit to the Board of Governors a 5-year~~  
850 ~~benchmark plan with target rankings on key performance metrics~~  
851 ~~for national excellence. Upon the university's meeting the~~  
852 ~~benchmark plan goals annually, the Board of Governors shall~~  
853 ~~award the university an amount specified in the General~~  
854 ~~Appropriations Act to be provided annually throughout the 5-year~~  
855 ~~period for the purpose of recruiting National Academy Members,~~  
856 ~~expediting the provision of a master's degree in cloud~~  
857 ~~virtualization, and instituting an entrepreneurs-in-residence~~  
858 ~~program throughout its campus. Funding for this purpose is~~



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859 ~~contingent upon specific appropriation in the General~~  
860 ~~Appropriations Act.~~

861 (6)~~(7)~~ PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE  
862 REQUIREMENT AUTHORITY.—In order to provide a jointly shared  
863 educational experience, a university that is designated a  
864 preeminent state research university may require its incoming  
865 first-time-in-college students to take a 6-credit ~~9-to-12-credit~~  
866 set of unique courses specifically determined by the university  
867 and published on the university's website. The university may  
868 stipulate that credit for such courses may not be earned through  
869 any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271  
870 or any other transfer credit. All accelerated credits earned up  
871 to the limits specified in ss. 1007.27 and 1007.271 shall be  
872 applied toward graduation at the student's request.

873 (7)~~(8)~~ PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY  
874 AUTHORITY.—The Board of Governors is encouraged to identify and  
875 grant all reasonable, feasible authority and flexibility to  
876 ensure that each a designated preeminent state research  
877 university and each designated emerging preeminent state  
878 research university is free from unnecessary restrictions.

879 Section 9. In order to implement Specific Appropriation  
880 142 of the 2016-2017 General Appropriations Act, subsections  
881 (1), (2), (3) and subsection (6) of section 1001.92, Florida  
882 Statutes, are amended to read:

883 1001.92 State University System Performance-Based  
884 Incentive.—



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885 (1) A State University System Performance-Based Incentive  
886 shall be awarded to state universities using performance-based  
887 metrics adopted by the Board of Governors of the State  
888 University System.

889 (a) The performance-based metrics must include graduation  
890 rates;~~;~~ retention rates;~~;~~ postgraduation education rates;~~;~~  
891 degree production;~~;~~ affordability;~~;~~ postgraduation employment  
892 and salaries, including wage thresholds that reflect the added  
893 value of a baccalaureate degree; access;~~;~~ and other metrics  
894 approved by the board in a formally noticed meeting.

895 (b) The board shall adopt benchmarks to evaluate each  
896 state university's performance on the metrics to measure the  
897 state university's achievement of institutional excellence or  
898 need for improvement and minimum requirements for eligibility to  
899 receive performance funding.

900 (2) Each fiscal year, the amount of funds available for  
901 allocation to the state universities based on the performance-  
902 based funding model ~~metrics~~ shall consist of the state's  
903 investment in appropriation for performance funding, ~~including~~  
904 ~~increases in base funding~~ plus institutional investments  
905 consisting of funds deducted from the base funding of each state  
906 university in the State University System, in an amount provided  
907 in the General Appropriations Act. The Board of Governors shall  
908 establish minimum performance funding eligibility thresholds for  
909 the state's investment and the institutional investments. A  
910 state university that meets the minimum institutional investment



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911 eligibility threshold, but fails to meet the minimum state  
912 investment eligibility threshold, shall have its institutional  
913 investment restored but is ineligible for a share of the state's  
914 investment in performance funding. The institutional investment  
915 shall be restored for each institution eligible for the state's  
916 investment under the performance-based funding model ~~metrics~~.

917 (3) (a) A state university that fails to meet the Board of  
918 Governors' minimum institutional investment performance funding  
919 eligibility threshold shall have ~~a portion of~~ its institutional  
920 investment withheld by the board and must submit an improvement  
921 plan to the board that specifies the activities and strategies  
922 for improving the state university's performance. The board must  
923 review and approve the improvement plan and, if the plan is  
924 approved, must monitor the state university's progress in  
925 implementing the activities and strategies specified in the  
926 improvement plan. The state university shall submit monitoring  
927 reports to the board by December 31 and May 31 of each year in  
928 which an improvement plan is in place. The ability of a state  
929 university to submit an improvement plan to the board is limited  
930 to 1 fiscal year.

931 (b) The Chancellor of the State University System shall  
932 withhold disbursement of the institutional investment until the  
933 monitoring report is approved by the Board of Governors. A state  
934 university that is determined by the board to be making  
935 satisfactory progress on implementing the improvement plan shall  
936 receive no more than one-half of the withheld institutional



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937 investment in January and the balance of the withheld  
938 institutional investment in June. A state university that fails  
939 to make satisfactory progress may not have its full  
940 institutional investment restored. Any institutional investment  
941 funds that are not restored shall be redistributed in accordance  
942 with the board's performance-based metrics.

943 (6) The Board of Governors shall adopt regulations to  
944 administer this section.

945 (7)~~(6)~~ This section expires July 1, 2017 ~~2016~~.

946 Section 10. In order to implement Specific Appropriation  
947 154 of the 2016-2017 General Appropriations Act, and  
948 notwithstanding the expiration date in section 13 of chapter  
949 2015-222, Laws of Florida, subsection (1) of section 1008.46,  
950 Florida Statutes, is reenacted to read:

951 1008.46 State university accountability process.—It is the  
952 intent of the Legislature that an accountability process be  
953 implemented that provides for the systematic, ongoing evaluation  
954 of quality and effectiveness of state universities. It is  
955 further the intent of the Legislature that this accountability  
956 process monitor performance at the system level in each of the  
957 major areas of instruction, research, and public service, while  
958 recognizing the differing missions of each of the state  
959 universities. The accountability process shall provide for the  
960 adoption of systemwide performance standards and performance  
961 goals for each standard identified through a collaborative  
962 effort involving state universities, the Board of Governors, the



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963 Legislature, and the Governor's Office, consistent with  
964 requirements specified in s. 1001.706. These standards and goals  
965 shall be consistent with s. 216.011(1) to maintain congruity  
966 with the performance-based budgeting process. This process  
967 requires that university accountability reports reflect measures  
968 defined through performance-based budgeting. The performance-  
969 based budgeting measures must also reflect the elements of  
970 teaching, research, and service inherent in the missions of the  
971 state universities.

972 (1) By March 15 of each year, the Board of Governors shall  
973 submit an annual accountability report providing information on  
974 the implementation of performance standards, actions taken to  
975 improve university achievement of performance goals, the  
976 achievement of performance goals during the prior year, and  
977 initiatives to be undertaken during the next year. The  
978 accountability reports shall be designed in consultation with  
979 the Governor's Office, the Office of Program Policy Analysis and  
980 Government Accountability, and the Legislature.

981 Section 11. The text of s. 1008.46(1), Florida Statutes,  
982 as carried forward from chapter 2015-222, Laws of Florida, in  
983 this act, expires July 1, 2017, and the text of that section  
984 shall revert to that in existence on June 30, 2015, except that  
985 any amendments to such text enacted other than by this act shall  
986 be preserved and continue to operate to the extent that such  
987 amendments are not dependent upon the portions of text which  
988 expire pursuant to this section.



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989 Section 12. In order to implement Specific Appropriations  
990 12 and 126 of the 2016-2017 General Appropriations Act,  
991 paragraphs (a) and (b) of subsection (16) of section 1009.23,  
992 Florida Statutes, are amended to read:

993 1009.23 Florida College System institution student fees.-

994 (16) (a) Effective July 1, 2016, each Florida College  
995 System institution may assess a student who enrolls in a course  
996 listed in the distance learning catalog, established pursuant to  
997 s. 1006.735, a ~~per-credit-hour~~ distance learning course user fee  
998 not to exceed \$15 per credit hour. An increase in an  
999 institution's current distance learning fee must be approved by  
1000 the State Board of Education. For purposes of assessing this  
1001 fee, a distance learning course is a course in which at least 80  
1002 percent of the direct instruction of the course is delivered  
1003 using some form of technology when the student and instructor  
1004 are separated by time or space, or both.

1005 (b) ~~The amount of the distance learning course user fee~~  
1006 ~~may not exceed the additional costs of the services provided~~  
1007 ~~which are attributable to the development and delivery of the~~  
1008 ~~distance learning course. If a Florida College System~~  
1009 ~~institution assesses the distance learning course user fee, the~~  
1010 ~~institution may not assess any other fees to cover the~~  
1011 ~~additional costs.~~ By September 1 of each year, each board of  
1012 trustees shall report to the Division of Florida Colleges the  
1013 total amount of revenue generated by the distance learning  
1014 course user fee for the prior fiscal year and how the revenue



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1015 was expended.

1016 Section 13. In order to implement Specific Appropriation  
1017 142 of the 2016-2017 General Appropriations Act, subsection (17)  
1018 of section 1009.24, Florida Statutes, is amended to read:

1019 1009.24 State university student fees.—

1020 (17) (a) A state university may assess a student who  
1021 enrolls in a course listed in the distance learning catalog,  
1022 established pursuant to s. 1006.735, a ~~per-credit-hour~~ distance  
1023 learning course fee. The average distance learning fee amount  
1024 assessed by a state university may not exceed \$30 per credit  
1025 hour. For purposes of assessing this fee, a distance learning  
1026 course is a course in which at least 80 percent of the direct  
1027 instruction of the course is delivered using some form of  
1028 technology when the student and instructor are separated by time  
1029 or space, or both.

1030 (b) The amount of the distance learning course fee may not  
1031 exceed the additional costs that ~~of the services provided which~~  
1032 are attributable to the ~~development and delivery of the~~ distance  
1033 learning course. If the distance learning course fee is assessed  
1034 by a state university, the institution may not assess  
1035 duplicative fees to cover the additional costs.

1036 (c) By September 1 of each year, each board of trustees  
1037 shall report to the Board of Governors the total amount of  
1038 revenue generated by the distance learning course user fee for  
1039 the prior fiscal year and how the total amount of revenue was  
1040 expended.



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1041            ~~(d)(e)~~ If an institution assesses the distance learning  
1042 fee, the institution must provide a link to the catalog within  
1043 the advising and distance learning sections of the institution's  
1044 website, using a graphic and description provided by the  
1045 Complete Florida Plus Program, informing students of the  
1046 catalog.

1047            Section 14. In order to implement Specific Appropriations  
1048 6 and 76 of the 2016-2017 General Appropriations Act, subsection  
1049 (2) of section 1009.50, Florida Statutes, is amended to read:

1050            1009.50 Florida Public Student Assistance Grant Program;  
1051 eligibility for grants.—

1052            (2) (a) State student assistance grants through the program  
1053 may be made only to degree-seeking students who enroll in at  
1054 least 6 semester hours, or the equivalent per term, and who meet  
1055 the general requirements for student eligibility as provided in  
1056 s. 1009.40, except as otherwise provided in this section. The  
1057 grants shall be awarded annually for the amount of demonstrated  
1058 unmet need for the cost of education, after the expected family  
1059 contribution and all other aid available to the student is  
1060 accounted for, but ~~and~~ may not exceed an amount equal to the  
1061 average prior academic year cost of tuition fees and other  
1062 registration fees for 30 credit hours ~~at state universities~~ or  
1063 such other amount as specified in the General Appropriations  
1064 Act, to any recipient. A demonstrated unmet need of less than  
1065 \$200, after the expected family contribution and all other aid  
1066 available to the student is accounted for, shall render the



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1067 applicant ineligible for a state student assistance grant.  
1068 Recipients of the grants must have been accepted at a state  
1069 university or Florida College System institution authorized by  
1070 Florida law. A student is eligible for the award for 110 percent  
1071 of the number of credit hours required to complete the program  
1072 in which enrolled, except as otherwise provided in s.  
1073 1009.40(3).

1074 (b) A student applying for a Florida public student  
1075 assistance grant shall be required to apply for the Pell Grant.  
1076 ~~The Pell Grant entitlement shall be considered when conducting~~  
1077 ~~an assessment of the financial resources available to each~~  
1078 ~~student.~~

1079 (c) Institutions awarding grant moneys must conduct an  
1080 assessment of all of the financial resources available to each  
1081 student, including, but not limited to:

- 1082 1. Pell Grants and other federal aid.
- 1083 2. State grants and scholarships, including merit awards.
- 1084 3. Institutional awards for merit or need.
- 1085 4. Private awards for merit or need.
- 1086 5. Any other grant or scholarship available to the student  
1087 for use toward the cost of education.

1088  
1089 Institutions that provide preliminary award packages before  
1090 receiving from the department the final student eligibility  
1091 determinations for state grants and scholarships, including  
1092 merit awards, shall reassess each student's award package after



1093 the allocation of funds and the final student eligibility  
1094 determinations are received from the department.

1095 (d) Priority in the distribution of grant moneys shall be  
1096 given to students with the highest unmet need after the  
1097 assessment of available financial resources is conducted  
1098 pursuant to paragraph (c) ~~lowest total family resources,~~ in  
1099 accordance with a nationally recognized system of need analysis.  
1100 Using the system of need analysis, the department shall  
1101 establish a maximum expected family contribution. An institution  
1102 may not make a grant from this program to a student whose  
1103 expected family contribution exceeds the level established by  
1104 the department. An institution may not impose additional  
1105 criteria to determine a student's eligibility to receive a grant  
1106 award.

1107 (e)~~(d)~~ Each participating institution shall report, to the  
1108 department by the established date, the eligible students  
1109 eligible for the program for to whom grant moneys are disbursed  
1110 each academic term. Each institution shall also report in a  
1111 manner and by a date prescribed by ~~to~~ the department necessary  
1112 demographic and eligibility data for such students, as well as  
1113 the expected family contributions; other grant, scholarship, and  
1114 aid awards; prepaid contracts; and student loans received by the  
1115 students.

1116 Section 15. In order to implement Specific Appropriations  
1117 6 and 76 of the 2016-2017 General Appropriations Act, subsection  
1118 (3) and paragraph (a) of subsection (4) of section 1009.505,



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1119 Florida Statutes, are amended to read:

1120 1009.505 Florida Public Postsecondary Career Education  
1121 Student Assistance Grant Program.—

1122 (3) (a) Student assistance grants through the program may  
1123 be made only to certificate-seeking students enrolled at least  
1124 half-time in a public postsecondary career certificate program  
1125 who meet the general requirements for student eligibility as  
1126 provided in s. 1009.40, except as otherwise provided in this  
1127 section. The grants shall be awarded annually to any recipient  
1128 for the amount of demonstrated unmet need for the cost of  
1129 education, after the expected family contribution and all other  
1130 aid available to the student is accounted for, but ~~and~~ may not  
1131 exceed the average annual cost of tuition and registration fees  
1132 or such other amount as specified in the General Appropriations  
1133 Act. A demonstrated unmet need of less than \$200, after the  
1134 expected family contribution and all other aid available to the  
1135 student is accounted for, shall render the applicant ineligible  
1136 for a grant under this section. Recipients of the grants must  
1137 have been accepted at a Florida College System institution  
1138 authorized by Florida law or a career center operated by a  
1139 district school board under s. 1001.44. A student is eligible  
1140 for the award for 110 percent of the number of clock hours  
1141 required to complete the program in which enrolled.

1142 (b) A student applying for a Florida public postsecondary  
1143 career education student assistance grant shall be required to  
1144 apply for the Pell Grant. ~~A Pell Grant entitlement shall be~~



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1145 ~~considered when conducting an assessment of the financial~~  
1146 ~~resources available to each student; however, a Pell Grant~~  
1147 ~~entitlement shall not be required as a condition of receiving a~~  
1148 ~~grant under this section.~~

1149 (c) Institutions awarding grant moneys must conduct an  
1150 assessment of all of the financial resources available to each  
1151 student, including, but not limited to:

- 1152 1. Pell Grants and other federal aid.
- 1153 2. State grants and scholarships, including merit awards.
- 1154 3. Institutional awards for merit or need.
- 1155 4. Private awards for merit or need.
- 1156 5. Any other grant or scholarship available to the student  
1157 for use toward the cost of education.

1158  
1159 Institutions that provide preliminary award packages before  
1160 receiving from the department the final student eligibility  
1161 determinations for state grants and scholarships, including  
1162 merit awards, shall reassess each student's award package after  
1163 the allocation of funds and the final student eligibility  
1164 determinations are received from the department.

1165 (d) Priority in the distribution of grant moneys shall be  
1166 given to students with the highest unmet need after the  
1167 assessment of available financial resources is conducted  
1168 pursuant to paragraph (c) in accordance with a nationally  
1169 recognized system of need analysis. Using the system of need  
1170 analysis, the department shall establish a maximum expected



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1171 family contribution. An institution may not make a grant from  
1172 this program to a student whose expected family contribution  
1173 exceeds the level established by the department. An institution  
1174 may not impose additional criteria to determine a student's  
1175 eligibility to receive a grant award.

1176 (e) Each participating institution shall report, to the  
1177 department by the established date, the eligible students  
1178 eligible for the program for to whom grant moneys are disbursed  
1179 each academic term. Each institution shall also report in a  
1180 manner and by a date prescribed by to the department necessary  
1181 demographic and eligibility data for such students, as well as  
1182 the expected family contributions; other grant, scholarship, and  
1183 aid awards; prepaid contracts; and student loans received by the  
1184 students.

1185 (4) (a) The funds appropriated for the Florida Public  
1186 Postsecondary Career Education Student Assistance Grant Program  
1187 shall be distributed to eligible Florida College System  
1188 institutions and district school boards in accordance with a  
1189 formula approved by the department under s. 1009.50(3).

1190 Section 16. In order to implement Specific Appropriations  
1191 6 and 76 of the 2016-2017 General Appropriations Act, subsection  
1192 (2) of section 1009.51, Florida Statutes, is amended to read:

1193 1009.51 Florida Private Student Assistance Grant Program;  
1194 eligibility for grants.—

1195 (2) (a) Florida private student assistance grants from the  
1196 State Student Financial Assistance Trust Fund may be made only



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1197 to full-time degree-seeking students who meet the general  
1198 requirements for student eligibility as provided in s. 1009.40,  
1199 except as otherwise provided in this section. Such grants shall  
1200 be awarded for the amount of demonstrated unmet need for tuition  
1201 and fees, after the expected family contribution and all other  
1202 aid available to the student is accounted for, but ~~and~~ may not  
1203 exceed an amount equal to the average tuition and other  
1204 registration fees for 30 credit hours at state universities plus  
1205 \$1,000 per academic year, or as specified in the General  
1206 Appropriations Act, to any applicant. A demonstrated unmet need  
1207 of less than \$200, after the expected family contribution and  
1208 all other aid available to the student is accounted for, shall  
1209 render the applicant ineligible for a Florida private student  
1210 assistance grant. Recipients of such grants must have been  
1211 accepted at a baccalaureate-degree-granting independent  
1212 nonprofit college or university, which is accredited by the  
1213 Commission on Colleges of the Southern Association of Colleges  
1214 and Schools and which is located in and chartered as a domestic  
1215 corporation by the state. No student may receive an award for  
1216 more than the equivalent of 9 semesters or 14 quarters of full-  
1217 time enrollment, except as otherwise provided in s. 1009.40(3).

1218 (b) A student applying for a Florida private student  
1219 assistance grant shall be required to apply for the Pell Grant.  
1220 ~~The Pell Grant entitlement shall be considered when conducting~~  
1221 ~~an assessment of the financial resources available to each~~  
1222 ~~student.~~



1223 (c) Institutions awarding grant moneys must conduct an  
1224 assessment of all of the financial resources available to each  
1225 student, including, but not limited to:  
1226 1. Pell Grants and other federal aid.  
1227 2. State grants and scholarships, including merit awards.  
1228 3. Institutional awards for merit or need.  
1229 4. Private awards for merit or need.  
1230 5. Any other grant or scholarship available to the student  
1231 for use toward the cost of education.

1232  
1233 Institutions that provide preliminary award packages before  
1234 receiving from the department the final student eligibility  
1235 determinations for state grants and scholarships, including  
1236 merit awards, shall reassess each student's award package after  
1237 the allocation of funds and the final student eligibility  
1238 determinations are received from the department.

1239 (d) Priority in the distribution of grant moneys shall be  
1240 given to students with the highest unmet need after the  
1241 assessment of available financial resources is conducted  
1242 pursuant to paragraph (c) ~~lowest total family resources,~~ in  
1243 accordance with a nationally recognized system of need analysis.  
1244 Using the system of need analysis, the department shall  
1245 establish a maximum expected family contribution. An institution  
1246 may not make a grant from this program to a student whose  
1247 expected family contribution exceeds the level established by  
1248 the department. An institution may not impose additional



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1249 criteria to determine a student's eligibility to receive a grant  
1250 award.

1251 (e) ~~(d)~~ Each participating institution shall report, to the  
1252 department by the established date, the eligible students  
1253 eligible for the program for to whom grant moneys are disbursed  
1254 each academic term. Each institution shall also report in a  
1255 manner and by a date prescribed by ~~to~~ the department necessary  
1256 demographic and eligibility data for such students, as well as  
1257 the expected family contributions; other grant, scholarship, and  
1258 aid awards; prepaid contracts; and student loans received by the  
1259 students.

1260 Section 17. In order to implement Specific Appropriations  
1261 6 and 76 of the 2016-2017 General Appropriations Act, subsection  
1262 (2) of section 1009.52, Florida Statutes, is amended to read:

1263 1009.52 Florida Postsecondary Student Assistance Grant  
1264 Program; eligibility for grants.—

1265 (2) (a) Florida postsecondary student assistance grants  
1266 through the State Student Financial Assistance Trust Fund may be  
1267 made only to full-time degree-seeking students who meet the  
1268 general requirements for student eligibility as provided in s.  
1269 1009.40, except as otherwise provided in this section. Such  
1270 grants shall be awarded for the amount of demonstrated unmet  
1271 need for tuition and fees, after the expected family  
1272 contribution and all other aid available to the student is  
1273 accounted for, but ~~and~~ may not exceed an amount equal to the  
1274 average prior academic year cost of tuition and other



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1275 registration fees for 30 credit hours ~~at state universities~~ plus  
1276 \$1,000 per academic year, or as specified in the General  
1277 Appropriations Act, to any applicant. A demonstrated unmet need  
1278 of less than \$200, after the expected family contribution and  
1279 all other aid available to the student is accounted for, shall  
1280 render the applicant ineligible for a Florida postsecondary  
1281 student assistance grant. Recipients of such grants must have  
1282 been accepted at a postsecondary institution that is located in  
1283 the state and that is:

1284 1. A private nursing diploma school approved by the  
1285 Florida Board of Nursing; or

1286 2. A college or university licensed by the Commission for  
1287 Independent Education, excluding those institutions the students  
1288 of which are eligible to receive a Florida private student  
1289 assistance grant pursuant to s. 1009.51.

1290  
1291 No student may receive an award for more than the equivalent of  
1292 9 semesters or 14 quarters of full-time enrollment, except as  
1293 otherwise provided in s. 1009.40(3).

1294 (b) A student applying for a Florida postsecondary student  
1295 assistance grant shall be required to apply for the Pell Grant.  
1296 ~~The Pell Grant entitlement shall be considered when conducting~~  
1297 ~~an assessment of the financial resources available to each~~  
1298 ~~student.~~

1299 (c) Institutions awarding grant moneys must conduct an  
1300 assessment of all of the financial resources available to each



1301 student, including, but not limited to:

1302 1. Pell Grants and other federal aid.

1303 2. State grants and scholarships, including merit awards.

1304 3. Institutional awards for merit or need.

1305 4. Private awards for merit or need.

1306 5. Any other grant or scholarship available to the student

1307 for use toward the cost of education.

1308

1309 Institutions that provide preliminary award packages before

1310 receiving from the department the final student eligibility

1311 determinations for state grants and scholarships, including

1312 merit awards, shall reassess each student's award package after

1313 the allocation of funds and the final student eligibility

1314 determinations are received from the department.

1315 (d) Priority in the distribution of grant moneys shall be

1316 given to students with the highest unmet need after the

1317 assessment of available financial resources is conducted

1318 pursuant to paragraph (c) ~~lowest total family resources,~~ in

1319 accordance with a nationally recognized system of need analysis.

1320 Using the system of need analysis, the department shall

1321 establish a maximum expected family contribution. An institution

1322 may not make a grant from this program to a student whose

1323 expected family contribution exceeds the level established by

1324 the department. An institution may not impose additional

1325 criteria to determine a student's eligibility to receive a grant

1326 award.



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1327        (e)~~(d)~~ Each participating institution shall report, to the  
1328 department by the established date, the eligible students  
1329 eligible for the program for to whom grant moneys are disbursed  
1330 each academic term. Each institution shall also report in a  
1331 manner and by a date prescribed by ~~to~~ the department necessary  
1332 demographic and eligibility data for such students, as well as  
1333 the expected family contributions; other grant, scholarship, and  
1334 aid awards; prepaid contracts; and student loans received by the  
1335 students.

1336        Section 18. In order to implement Specific Appropriations  
1337 7 and 94 of the 2016-2017 General Appropriations Act, and  
1338 notwithstanding the expiration date in section 9 of chapter  
1339 2015-222, Laws of Florida, paragraph (f) of subsection (1),  
1340 paragraph (a) of subsection (4), paragraph (b) of subsection  
1341 (7), and paragraph (a) of subsection (9) of section 1011.62,  
1342 Florida Statutes, are reenacted and amended, and paragraph (e)  
1343 of subsection (1) of that section is amended, to read:

1344        1011.62 Funds for operation of schools.—If the annual  
1345 allocation from the Florida Education Finance Program to each  
1346 district for operation of schools is not determined in the  
1347 annual appropriations act or the substantive bill implementing  
1348 the annual appropriations act, it shall be determined as  
1349 follows:

1350        (1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR  
1351 OPERATION.—The following procedure shall be followed in  
1352 determining the annual allocation to each district for



1353 operation:

1354 (e) Funding model for exceptional student education  
1355 programs.—

1356 1.a. The funding model uses basic, at-risk, support levels  
1357 IV and V for exceptional students and career Florida Education  
1358 Finance Program cost factors, and a guaranteed allocation for  
1359 exceptional student education programs. Exceptional education  
1360 cost factors are determined by using a matrix of services to  
1361 document the services that each exceptional student will  
1362 receive. The nature and intensity of the services indicated on  
1363 the matrix shall be consistent with the services described in  
1364 each exceptional student's individual educational plan. The  
1365 Department of Education shall review and revise the descriptions  
1366 of the services and supports included in the matrix of services  
1367 for exceptional students and shall implement those revisions  
1368 before the beginning of the 2012-2013 school year.

1369 b. In order to generate funds using one of the two  
1370 weighted cost factors, a matrix of services must be completed at  
1371 the time of the student's initial placement into an exceptional  
1372 student education program and at least once every 3 years by  
1373 personnel who have received approved training. Nothing listed in  
1374 the matrix shall be construed as limiting the services a school  
1375 district must provide in order to ensure that exceptional  
1376 students are provided a free, appropriate public education.

1377 c. Students identified as exceptional, in accordance with  
1378 chapter 6A-6, Florida Administrative Code, who do not have a



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1379 matrix of services as specified in sub-subparagraph b. shall  
1380 generate funds on the basis of full-time-equivalent student  
1381 membership in the Florida Education Finance Program at the same  
1382 funding level per student as provided for basic students.  
1383 Additional funds for these exceptional students will be provided  
1384 through the guaranteed allocation designated in subparagraph 2.  
1385       2. For students identified as exceptional who do not have  
1386 a matrix of services and students who are gifted in grades K  
1387 through 8, there is created a guaranteed allocation to provide  
1388 these students with a free appropriate public education, in  
1389 accordance with s. 1001.42(4)(1) and rules of the State Board of  
1390 Education, which shall be allocated initially ~~annually~~ to each  
1391 school district in the amount provided in the General  
1392 Appropriations Act. These funds shall be supplemental ~~in~~  
1393 ~~addition~~ to the funds appropriated for the basic funding level  
1394 ~~on the basis of FTE student membership in the Florida Education~~  
1395 ~~Finance Program~~, and the amount allocated for each school  
1396 district shall ~~not~~ be recalculated once during the year, based  
1397 on actual student membership from the October FTE survey. Upon  
1398 recalculation, if the generated allocation is greater than the  
1399 amount provided in the General Appropriations Act, the total  
1400 shall be prorated to the level of the appropriation based on  
1401 each district's share of the total recalculated amount. These  
1402 funds shall be used to provide special education and related  
1403 services for exceptional students and students who are gifted in  
1404 grades K through 8. ~~Beginning with the 2007-2008 fiscal year, A~~



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1405 district's expenditure of funds from the guaranteed allocation  
1406 for students in grades 9 through 12 who are gifted may not be  
1407 greater than the amount expended during the 2006-2007 fiscal  
1408 year for gifted students in grades 9 through 12.

1409 (f) Supplemental academic instruction; categorical fund.-

1410 1. There is created a categorical fund to provide  
1411 supplemental academic instruction to students in kindergarten  
1412 through grade 12. This paragraph may be cited as the  
1413 "Supplemental Academic Instruction Categorical Fund."

1414 2. The categorical fund ~~funds~~ ~~for supplemental academic~~  
1415 ~~instruction shall be allocated annually to each school district~~  
1416 ~~in the amount provided in the General Appropriations Act. These~~  
1417 ~~funds~~ shall be in addition to the funds appropriated on the  
1418 basis of FTE student membership in the Florida Education Finance  
1419 Program and shall be included in the total potential funds of  
1420 each district. These funds shall be used to provide supplemental  
1421 academic instruction to students enrolled in the K-12 program.  
1422 For the 2016-2017 ~~2015-2016~~ fiscal year, each school district  
1423 that has one or more of the 300 lowest-performing elementary  
1424 schools based on the state reading assessment shall use these  
1425 funds, together with the funds provided in the district's  
1426 research-based reading instruction allocation and other  
1427 available funds, to provide an additional hour of instruction  
1428 beyond the normal school day for each day of the entire school  
1429 year for intensive reading instruction for the students in each  
1430 of these schools. This additional hour of instruction must be



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1431 provided by teachers or reading specialists who are effective in  
1432 teaching reading or by a K-5 mentoring reading program that is  
1433 supervised by a teacher who is effective in ~~at~~ teaching reading.  
1434 Students enrolled in these schools who have level 5 assessment  
1435 scores may participate in the additional hour of instruction on  
1436 an optional basis. Exceptional student education centers may not  
1437 be included in the 300 schools. For the 2016-2017 ~~2015-2016~~  
1438 fiscal year, designation of the 300 lowest-performing elementary  
1439 schools shall be based on the 2015-2016 state reading assessment  
1440 ~~the same schools as identified for the 2014-2015 fiscal year.~~  
1441 After this requirement has been met, supplemental instruction  
1442 strategies may include, but are not limited to: use of a  
1443 modified curriculum, reading instruction, after-school  
1444 instruction, tutoring, mentoring, a reduction in class size  
1445 ~~reduction~~, an extended school year, intensive skills development  
1446 in summer school, and other methods of ~~for~~ improving student  
1447 achievement. Supplemental instruction may be provided to a  
1448 student in any manner and at any time during or beyond the  
1449 regular 180-day term identified by the school as being the most  
1450 effective and efficient way to best help that student progress  
1451 from grade to grade and to graduate.

1452 3. Categorical funds for supplemental academic instruction  
1453 shall be provided annually in the Florida Education Finance  
1454 Program as specified in the General Appropriations Act. These  
1455 funds shall be provided as a supplement to the funds  
1456 appropriated for the basic funding level and shall be included



1457 in the total funds of each district. The allocation shall  
1458 consist of a base amount that shall have a workload adjustment  
1459 based on changes in unweighted FTE. In addition, districts that  
1460 have elementary schools included in the 300 lowest-performing  
1461 schools designation shall be allocated additional funds to  
1462 assist those districts in providing intensive reading  
1463 instruction to students in those schools. The amount provided  
1464 shall be based on each district's level of per-student funding  
1465 in the reading instruction allocation and the supplemental  
1466 academic instruction categorical fund and on the total FTE for  
1467 each of the schools. The categorical funding shall be  
1468 recalculated once during the fiscal year following an updated  
1469 designation of the 300 lowest-performing elementary schools and  
1470 shall be based on actual student membership from the October FTE  
1471 survey. Upon recalculation of funding for the supplemental  
1472 academic instruction categorical fund, if the total allocation  
1473 is greater than the amount provided in the General  
1474 Appropriations Act, the allocation shall be prorated to the  
1475 level provided to support the appropriation, based on each  
1476 district's share of the total.

1477 4.3. Effective with the 1999-2000 fiscal year, funding on  
1478 the basis of FTE membership beyond the 180-day regular term  
1479 shall be provided in the FEFP only for students enrolled in  
1480 juvenile justice education programs or in education programs for  
1481 juveniles placed in secure facilities or programs under s.  
1482 985.19. Funding for instruction beyond the regular 180-day



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1483 school year for all other K-12 students shall be provided  
1484 through the supplemental academic instruction categorical fund  
1485 and other state, federal, and local fund sources with ample  
1486 flexibility for schools to provide supplemental instruction to  
1487 assist students in progressing from grade to grade and  
1488 graduating.

1489 ~~5.4.~~ The Florida State University School, as a lab school,  
1490 is authorized to expend from its FEFP or Lottery Enhancement  
1491 Trust Fund allocation the cost to the student of remediation in  
1492 reading, writing, or mathematics for any graduate who requires  
1493 remediation at a postsecondary educational institution.

1494 ~~6.5.~~ Beginning in the 1999-2000 school year, dropout  
1495 prevention programs as defined in ss. 1003.52, 1003.53(1)(a),  
1496 (b), and (c), and 1003.54 shall be included in group 1 programs  
1497 under subparagraph (d)3.

1498 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The  
1499 Legislature shall prescribe the aggregate required local effort  
1500 for all school districts collectively as an item in the General  
1501 Appropriations Act for each fiscal year. The amount that each  
1502 district shall provide annually toward the cost of the Florida  
1503 Education Finance Program for kindergarten through grade 12  
1504 programs shall be calculated as follows:

1505 (a) Estimated taxable value calculations.—

1506 1.a. Not later than 2 working days prior to July 19, the  
1507 Department of Revenue shall certify to the Commissioner of  
1508 Education its most recent estimate of the taxable value for



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1509 school purposes in each school district and the total for all  
1510 school districts in the state for the current calendar year  
1511 based on the latest available data obtained from the local  
1512 property appraisers. The value certified shall be the taxable  
1513 value for school purposes for that year, and no further  
1514 adjustments shall be made, except those made pursuant to  
1515 paragraphs (c) and (d), or an assessment roll change required by  
1516 final judicial decisions as specified in paragraph (15) (b). Not  
1517 later than July 19, the Commissioner of Education shall compute  
1518 a millage rate, rounded to the next highest one one-thousandth  
1519 of a mill, which, when applied to 96 percent of the estimated  
1520 state total taxable value for school purposes, would generate  
1521 the prescribed aggregate required local effort for that year for  
1522 all districts. The Commissioner of Education shall certify to  
1523 each district school board the millage rate, computed as  
1524 prescribed in this subparagraph, as the minimum millage rate  
1525 necessary to provide the district required local effort for that  
1526 year.

1527       b. The General Appropriations Act shall direct the  
1528 computation of the statewide adjusted aggregate amount for  
1529 required local effort for all school districts collectively from  
1530 ad valorem taxes to ensure that no school district's revenue  
1531 from required local effort millage will produce more than 90  
1532 percent of the district's total Florida Education Finance  
1533 Program calculation as calculated and adopted by the  
1534 Legislature, and the adjustment of the required local effort



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1535 millage rate of each district that produces more than 90 percent  
1536 of its total Florida Education Finance Program entitlement to a  
1537 level that will produce only 90 percent of its total Florida  
1538 Education Finance Program entitlement in the July calculation.

1539 2. On the same date as the certification in sub-  
1540 subparagraph 1.a., the Department of Revenue shall certify to  
1541 the Commissioner of Education for each district:

1542 a. Each year for which the property appraiser has  
1543 certified the taxable value pursuant to s. 193.122(2) or (3), if  
1544 applicable, since the prior certification under sub-subparagraph  
1545 1.a.

1546 b. For each year identified in sub-subparagraph a., the  
1547 taxable value certified by the appraiser pursuant to s.  
1548 193.122(2) or (3), if applicable, since the prior certification  
1549 under sub-subparagraph 1.a. This is the certification that  
1550 reflects all final administrative actions of the value  
1551 adjustment board.

1552 (7) DETERMINATION OF SPARSITY SUPPLEMENT.—

1553 (b) The district sparsity index shall be computed by  
1554 dividing the total number of full-time equivalent students in  
1555 all programs in the district by the number of senior high school  
1556 centers in the district, not in excess of three, which centers  
1557 are approved as permanent centers by a survey made by the  
1558 Department of Education. For districts with a full-time  
1559 equivalent student membership of at least 20,000, but no more  
1560 than 24,000, the index shall be computed by dividing the total



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1561 number of full-time equivalent students in all programs by the  
1562 number of permanent senior high school centers in the district,  
1563 not in excess of ~~to exceed~~ four.

1564 (9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

1565 (a) The research-based reading instruction allocation is  
1566 created to provide comprehensive reading instruction to students  
1567 in kindergarten through grade 12. For the 2016-2017 ~~2015-2016~~  
1568 fiscal year, in each school district that has one or more of the  
1569 300 lowest-performing elementary schools based on the state  
1570 reading assessment, priority shall be given to providing an  
1571 additional hour per day of intensive reading instruction beyond  
1572 the normal school day for each day of the entire school year for  
1573 the students in each school. For the 2016-2017 ~~2015-2016~~ fiscal  
1574 year, designation of the 300 lowest-performing elementary  
1575 schools shall be based on the 2015-2016 state reading assessment  
1576 ~~the same schools as identified for the 2014-2015 fiscal year.~~  
1577 Students enrolled in these schools who have level 5 assessment  
1578 scores may participate in the additional hour of instruction on  
1579 an optional basis. Exceptional student education centers may not  
1580 be included in the 300 schools. The intensive reading  
1581 instruction delivered in this additional hour and for other  
1582 students shall include: research-based reading instruction that  
1583 has been proven to accelerate progress of students exhibiting a  
1584 reading deficiency; differentiated instruction based on student  
1585 assessment data to meet students' specific reading needs;  
1586 explicit and systematic reading development in phonemic



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1587 awareness, phonics, fluency, vocabulary, and comprehension, with  
1588 more extensive opportunities for guided practice, error  
1589 correction, and feedback; and the integration of social studies,  
1590 science, and mathematics-text reading, text discussion, and  
1591 writing in response to reading.

1592 Section 19. In order to implement Specific Appropriations  
1593 7 and 94 of the 2016-2017 General Appropriations Act, paragraph  
1594 (g) is added to subsection (12) of section 1011.62, Florida  
1595 Statutes, to read:

1596 1011.62 Funds for operation of schools.—If the annual  
1597 allocation from the Florida Education Finance Program to each  
1598 district for operation of schools is not determined in the  
1599 annual appropriations act or the substantive bill implementing  
1600 the annual appropriations act, it shall be determined as  
1601 follows:

1602 (12) FLORIDA DIGITAL CLASSROOMS ALLOCATION.—

1603 (g) For the 2016-2017 fiscal year, notwithstanding  
1604 paragraph (c), each school district shall be provided a minimum  
1605 of \$500,000, with the remaining balance of the allocation to be  
1606 distributed based on each district's proportion of the total K-  
1607 12 full-time equivalent enrollment. Each district's digital  
1608 classrooms allocation plan must give preference to funding the  
1609 number of devices that comply with the requirements of s.  
1610 1001.20(4)(a)1.b. and that are needed to allow each school to  
1611 administer the Florida Standards Assessments to an entire grade  
1612 at the same time. If the district's digital classrooms



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1613 allocation plan does not include the purchase of devices, the  
1614 district must certify in the plan that the district currently  
1615 has sufficient devices to allow each school to administer the  
1616 Florida Standards Assessments in the manner described in this  
1617 paragraph. This paragraph expires July 1, 2017.

1618 Section 20. In order to implement Specific Appropriations  
1619 7 and 94 of the 2016-2017 General Appropriations Act, and  
1620 notwithstanding the expiration date in section 9 of chapter  
1621 2015-222, Laws of Florida, subsection (13) of section 1011.62,  
1622 Florida Statutes, is reenacted and amended to read:

1623 1011.62 Funds for operation of schools.—If the annual  
1624 allocation from the Florida Education Finance Program to each  
1625 district for operation of schools is not determined in the  
1626 annual appropriations act or the substantive bill implementing  
1627 the annual appropriations act, it shall be determined as  
1628 follows:

1629 (13) FEDERALLY CONNECTED STUDENT SUPPLEMENT.—The federally  
1630 connected student supplement is created to provide supplemental  
1631 funding for school districts to support the education of  
1632 students connected with federally owned military installations,  
1633 National Aeronautics and Space Administration (NASA) property,  
1634 and Indian lands. To be eligible for this supplement, the  
1635 district must be eligible for federal Impact Aid Program funds  
1636 under s. 8003 of Title VIII of the Elementary and Secondary  
1637 Education Act of 1965. The supplement shall be allocated  
1638 annually to each eligible school district in the amount provided



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1639 in the General Appropriations Act. The supplement shall be the  
1640 sum of the student allocation and an exempt property allocation.

1641 (a) The student allocation shall be calculated based on  
1642 the number of students reported for federal Impact Aid Program  
1643 funds, including students with disabilities, who meet one of the  
1644 following criteria:

1645 1. The student has ~~Resides with~~ a parent who is on active  
1646 duty in the uniformed services or is an accredited foreign  
1647 government official and military officer. Students with  
1648 disabilities shall also be reported separately for this category  
1649 ~~condition~~.

1650 2. The student resides on eligible federally owned Indian  
1651 lands. Students with disabilities shall also be reported  
1652 separately for this category ~~condition~~.

1653 3. The student resides with a civilian parent who lives or  
1654 works on eligible federal property connected with a military  
1655 installation or NASA. The number of these students shall be  
1656 multiplied by a factor of 0.5.

1657 (b) The total number of federally connected students  
1658 calculated under paragraph (a) shall be multiplied by a  
1659 percentage of the base student allocation as provided in the  
1660 General Appropriations Act. The total of the number of students  
1661 with disabilities as reported separately under subparagraphs  
1662 (a)1. and (a)2. shall be multiplied by an additional percentage  
1663 of the base student allocation as provided in the General  
1664 Appropriations Act. The base amount and the amount for students



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1665 with disabilities shall be summed to provide the student  
1666 allocation.

1667 (c) The exempt property allocation shall be equal to the  
1668 tax-exempt value of federal impact aid lands reserved as  
1669 military installations, real property owned by NASA, or eligible  
1670 federally owned Indian lands located in the district, as of  
1671 January 1 of the previous year, multiplied by the millage  
1672 authorized and levied under s. 1011.71(2).

1673 (d) This subsection expires July 1, 2017.

1674 Section 21. In order to implement Specific Appropriations  
1675 7 and 94 of the 2016-2017 General Appropriations Act, paragraph  
1676 (b) of subsection (15) of section 1011.62, Florida Statutes, is  
1677 amended to read:

1678 1011.62 Funds for operation of schools.—If the annual  
1679 allocation from the Florida Education Finance Program to each  
1680 district for operation of schools is not determined in the  
1681 annual appropriations act or the substantive bill implementing  
1682 the annual appropriations act, it shall be determined as  
1683 follows:

1684 (15) TOTAL ALLOCATION OF STATE FUNDS TO EACH DISTRICT FOR  
1685 CURRENT OPERATION.—The total annual state allocation to each  
1686 district for current operation for the FEFP shall be distributed  
1687 periodically in the manner prescribed in the General  
1688 Appropriations Act.

1689 (b) The amount thus obtained shall be the net annual  
1690 allocation to each school district. However, if it is determined



1691 that any school district received an under allocation or over  
1692 allocation ~~underallocation or overallocation~~ for any prior year  
1693 because of an arithmetical error, assessment roll change  
1694 required by final judicial decision, full-time equivalent  
1695 student membership error, or any allocation error revealed in an  
1696 audit report, the allocation to that district shall be  
1697 appropriately adjusted. An under allocation in a prior year  
1698 caused by a school district's error may not be the basis for a  
1699 positive allocation adjustment for the current year. Beginning  
1700 with the 2011-2012 fiscal year, if a special program cost factor  
1701 is less than the basic program cost factor, an audit adjustment  
1702 may not result in the reclassification of the special program  
1703 FTE to the basic program FTE. If the Department of Education  
1704 audit adjustment recommendation is based upon controverted  
1705 findings of fact, the Commissioner of Education is authorized to  
1706 establish the amount of the adjustment based on the best  
1707 interests of the state.

1708 Section 22. In order to implement Specific Appropriations  
1709 7 and 94 of the 2016-2017 General Appropriations Act, and  
1710 notwithstanding the expiration date in section 9 of chapter  
1711 2015-222, Laws of Florida, subsection (1) of section 1011.71,  
1712 Florida Statutes, is reenacted to read:

1713 1011.71 District school tax.—

1714 (1) If the district school tax is not provided in the  
1715 General Appropriations Act or the substantive bill implementing  
1716 the General Appropriations Act, each district school board



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1717 desiring to participate in the state allocation of funds for  
1718 current operation as prescribed by s. 1011.62(15) shall levy on  
1719 the taxable value for school purposes of the district, exclusive  
1720 of millage voted under the provisions of s. 9(b) or s. 12, Art.  
1721 VII of the State Constitution, a millage rate not to exceed the  
1722 amount certified by the commissioner as the minimum millage rate  
1723 necessary to provide the district required local effort for the  
1724 current year, pursuant to s. 1011.62(4)(a)1. In addition to the  
1725 required local effort millage levy, each district school board  
1726 may levy a nonvoted current operating discretionary millage. The  
1727 Legislature shall prescribe annually in the appropriations act  
1728 the maximum amount of millage a district may levy.

1729 Section 23. The amendments made by this act to ss.  
1730 1011.62(1)(e) and (f), (4)(a) and (e), (7)(b), (9)(a), (12)(g),  
1731 and (13) and 1011.71, Florida Statutes, expire July 1, 2017, and  
1732 the text of those sections shall revert to that in existence on  
1733 June 30, 2015, except that any amendments to such text enacted  
1734 other than by this act shall be preserved and continue to  
1735 operate to the extent that such amendments are not dependent  
1736 upon the portions of text which expire pursuant to this section.

1737 Section 24. In order to implement Specific Appropriation  
1738 104 of the 2016-2017 General Appropriations Act, subsection (3)  
1739 of section 1012.39, Florida Statutes, is amended to read:

1740 1012.39 Employment of substitute teachers, teachers of  
1741 adult education, nondegreed teachers of career education, and  
1742 career specialists; students performing clinical field



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1743 experience.-

1744 (3) A student who is enrolled in a state-approved teacher  
1745 preparation program in a postsecondary educational institution  
1746 that is approved by rules of the State Board of Education and  
1747 who is jointly assigned by the postsecondary educational  
1748 institution and a district school board to perform a clinical  
1749 field experience under the direction of a regularly employed and  
1750 certified educator shall, while serving such supervised clinical  
1751 field experience, be accorded the same protection of law as that  
1752 accorded to the certified educator except for the right to  
1753 bargain collectively as an employee of the district school  
1754 board. The district school board providing the clinical field  
1755 experience shall notify the student electronically or in writing  
1756 of the availability of educator liability insurance under s.  
1757 1012.75. A postsecondary educational institution or district  
1758 school board may not require a student enrolled in a state-  
1759 approved teacher preparation program to purchase liability  
1760 insurance as a condition of participation in any clinical field  
1761 experience or related activity on the premises of an elementary  
1762 or secondary school.

1763 Section 25. In order to implement Specific Appropriation  
1764 103 of the 2016-2017 General Appropriations Act, section  
1765 1012.731, Florida Statutes, is created to read:

1766 1012.731 The Florida Best and Brightest Teacher  
1767 Scholarship Program.-

1768 (1) The Legislature recognizes that, second only to



1769 parents, teachers play the most critical role within schools in  
1770 preparing students to achieve a high level of academic  
1771 performance. The Legislature further recognizes that research  
1772 has linked student outcomes to a teacher's own academic  
1773 achievement. Therefore, it is the intent of the Legislature to  
1774 designate teachers who have achieved high academic standards  
1775 during their own education as Florida's best and brightest  
1776 teacher scholars.

1777 (2) There is created the Florida Best and Brightest  
1778 Teacher Scholarship Program to be administered by the Department  
1779 of Education. The scholarship program shall provide categorical  
1780 funding for scholarships to be awarded to classroom teachers, as  
1781 defined in s. 1012.01(2)(a), who have demonstrated a high level  
1782 of academic achievement.

1783 (3)(a) To be eligible for a scholarship, a classroom  
1784 teacher must have achieved a composite score at or above the  
1785 80th percentile on either the SAT or the ACT based on the  
1786 National Percentile Ranks in effect when the classroom teacher  
1787 took the assessment and have been evaluated as highly effective  
1788 pursuant to s. 1012.34 in the school year immediately preceding  
1789 the year in which the scholarship will be awarded, unless the  
1790 classroom teacher is newly hired by the district school board  
1791 and has not been evaluated pursuant to s. 1012.34.

1792 (b) In order to demonstrate eligibility for an award, an  
1793 eligible classroom teacher must submit to the school district,  
1794 no later than November 1, an official record of his or her SAT



1795 or ACT score demonstrating that the classroom teacher scored at  
1796 or above the 80th percentile based on the National Percentile  
1797 Ranks in effect when the teacher took the assessment. Once a  
1798 classroom teacher is deemed eligible by the school district,  
1799 including teachers deemed eligible in the 2015-2016 fiscal year,  
1800 the teacher shall remain eligible as long as he or she remains  
1801 employed by the school district as a classroom teacher at the  
1802 time of the award and receives an annual performance evaluation  
1803 rating of highly effective pursuant to s. 1012.34.

1804 (4) Annually, by December 1, each school district shall  
1805 submit to the department the number of eligible classroom  
1806 teachers who qualify for the scholarship.

1807 (5) Annually, by February 1, the department shall disburse  
1808 scholarship funds to each school district for each eligible  
1809 classroom teacher to receive a scholarship as provided in the  
1810 General Appropriations Act. A scholarship in the amount provided  
1811 in the General Appropriations Act shall be awarded to every  
1812 eligible classroom teacher. If the number of eligible classroom  
1813 teachers exceeds the total appropriation authorized in the  
1814 General Appropriations Act, the department shall prorate the  
1815 per-teacher scholarship amount.

1816 (6) Annually, by April 1, each school district shall award  
1817 the scholarship to each eligible classroom teacher.

1818 (7) For purposes of this section, the term "school  
1819 district" includes the Florida School for the Deaf and the Blind  
1820 and charter school governing boards.



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1821           (8) This section expires July 1, 2017.

1822           Section 26. In order to implement Specific Appropriation  
1823 104 of the 2016-2017 General Appropriations Act, paragraph (d)  
1824 of subsection (3) of section 1012.75, Florida Statutes, is  
1825 amended to read:

1826           1012.75 Liability of teacher or principal; excessive  
1827 force.—

1828           (3) The Department of Education shall administer an  
1829 educator liability insurance program, as provided in the General  
1830 Appropriations Act, to protect full-time instructional personnel  
1831 from liability for monetary damages and the costs of defending  
1832 actions resulting from claims made against the instructional  
1833 personnel arising out of occurrences in the course of activities  
1834 within the instructional personnel's professional capacity. For  
1835 purposes of this subsection, the terms "full-time," "part-time,"  
1836 and "administrative personnel" shall be defined by the  
1837 individual district school board. For purposes of this  
1838 subsection, the term "instructional personnel" has the same  
1839 meaning as provided in s. 1012.01(2).

1840           (d) This subsection expires July 1, 2017 ~~2016~~.

1841           Section 27. In order to implement Specific Appropriation  
1842 19 of the 2016-2017 General Appropriations Act, subsection (3)  
1843 of section 1013.64, Florida Statutes, is amended to read:

1844           1013.64 Funds for comprehensive educational plant needs;  
1845 construction cost maximums for school district capital  
1846 projects.—Allocations from the Public Education Capital Outlay



1847 and Debt Service Trust Fund to the various boards for capital  
 1848 outlay projects shall be determined as follows:

1849 (3) (a) Each district school board shall receive an amount  
 1850 from the Public Education Capital Outlay and Debt Service Trust  
 1851 Fund to be calculated by computing the capital outlay ~~full-time~~  
 1852 ~~equivalent~~ membership as determined by the department. Such  
 1853 membership must include, but is not limited to:

1854 1. K-12 students and prekindergarten exceptional students  
 1855 for whom the school district provides the educational facility,  
 1856 except hospital- and homebound part-time students; and

1857 2. Students who are career education students, and adult  
 1858 disabled students and who are enrolled in school district career  
 1859 centers.

1860 (b) The capital outlay ~~full-time equivalent~~ membership  
 1861 shall be determined for prekindergarten exceptional education  
 1862 students, kindergarten through the 12th grade, and for career  
 1863 centers by counting the ~~averaging the unweighted full-time~~  
 1864 ~~equivalent~~ student membership for the second and third surveys  
 1865 and comparing the results on a school-by-school basis with the  
 1866 Florida Inventory of ~~for~~ School Houses. If the prior academic  
 1867 year's third survey count is higher than the current year's  
 1868 second survey count when comparing the results on a school-by-  
 1869 school basis with the Florida Inventory of School Houses, the  
 1870 prior year's third survey count shall be used on a school-by-  
 1871 school basis for determining the current capital outlay  
 1872 membership. The Florida Inventory of School Houses shall be



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1873 updated with the current capital outlay membership count as soon  
1874 as practicable after verification of the capital outlay  
1875 membership.

1876 (c) The capital outlay ~~full-time equivalent~~ membership by  
1877 grade level organization shall be used in making ~~the following~~  
1878 calculations. ~~÷~~ The capital outlay ~~full-time equivalent~~  
1879 membership by grade level organization for the 4th prior year  
1880 must be used to compute the base-year allocation. The capital  
1881 outlay ~~full-time equivalent~~ membership by grade-level  
1882 organization for the prior year must be used to compute the  
1883 growth over the highest of the 3 years preceding the prior year.  
1884 From the total amount appropriated by the Legislature pursuant  
1885 to this subsection, 40 percent shall be allocated among the base  
1886 capital outlay ~~full-time equivalent~~ membership and 60 percent  
1887 among the growth capital outlay ~~full-time equivalent~~ membership.  
1888 The allocation within each of these groups shall be prorated to  
1889 the districts based upon each district's percentage of base and  
1890 growth capital outlay full-time membership. The most recent 4-  
1891 year capital outlay ~~full-time equivalent~~ membership data shall  
1892 be used in each subsequent year's calculation for the allocation  
1893 of funds pursuant to this subsection. If a change, correction,  
1894 or recomputation of data during any year results in a reduction  
1895 or increase of the calculated amount previously allocated to a  
1896 district, the allocation to that district shall be adjusted  
1897 accordingly ~~correspondingly~~. If such recomputation results in an  
1898 increase or decrease of the calculated amount, such additional



1899 or reduced amounts shall be added to or reduced from the  
 1900 district's future appropriations. However, no change,  
 1901 correction, or recomputation of data shall be made subsequent to  
 1902 2 years following the initial annual allocation.

1903 (d)~~(b)~~ Funds accruing to a district school board from the  
 1904 provisions of this section shall be expended on needed projects  
 1905 as shown by survey or surveys under the rules of the State Board  
 1906 of Education.

1907 (e)~~(e)~~ A district school board may lease relocatable  
 1908 educational facilities for up to 3 years using nonbonded PECO  
 1909 funds and for any time period using local capital outlay  
 1910 millage.

1911 (f)~~(d)~~ Funds distributed to the district school boards  
 1912 shall be allocated solely based on the provisions of paragraphs  
 1913 (1) (a) and (2) (a) and paragraphs (a)-(c) ~~paragraph (a)~~ of this  
 1914 subsection. No individual school district projects shall be  
 1915 funded off the top of funds allocated to district school boards.

1916 Section 28. In order to implement Specific Appropriations  
 1917 10 and 122 of the 2016-2017 General Appropriations Act,  
 1918 subsection (1) of section 1004.935, Florida Statutes, is amended  
 1919 to read:

1920 1004.935 Adults with Disabilities Workforce Education  
 1921 Pilot Program.—

1922 (1) The Adults with Disabilities Workforce Education Pilot  
 1923 Program is established in the Department of Education through  
 1924 June 30, 2017 ~~2016~~, in Hardee, DeSoto, Manatee, and Sarasota



1925 Counties to provide the option of receiving a scholarship for  
 1926 instruction at private schools for up to 30 students who:  
 1927       (a) Have a disability;  
 1928       (b) Are 22 years of age;  
 1929       (c) Are receiving instruction from an instructor in a  
 1930 private school to meet the high school graduation requirements  
 1931 in s. 1002.3105(5) or s. 1003.4282;  
 1932       (d) Do not have a standard high school diploma or a  
 1933 special high school diploma; and  
 1934       (e) Receive "supported employment services," which means  
 1935 employment that is located or provided in an integrated work  
 1936 setting with earnings paid on a commensurate wage basis and for  
 1937 which continued support is needed for job maintenance.

1938  
 1939 As used in this section, the term "student with a disability"  
 1940 includes a student who is documented as having an intellectual  
 1941 disability; a speech impairment; a language impairment; a  
 1942 hearing impairment, including deafness; a visual impairment,  
 1943 including blindness; a dual sensory impairment; an orthopedic  
 1944 impairment; another health impairment; an emotional or  
 1945 behavioral disability; a specific learning disability,  
 1946 including, but not limited to, dyslexia, dyscalculia, or  
 1947 developmental aphasia; a traumatic brain injury; a developmental  
 1948 delay; or autism spectrum disorder.

1949       Section 29. The amendment made by this act to s.  
 1950 1004.935(1), Florida Statutes, expires July 1, 2017, and the



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1951 text of that subsection shall revert to that in existence on  
1952 June 30, 2016, except that any amendments to such text enacted  
1953 other than by this act shall be preserved and continue to  
1954 operate to the extent that such amendments are not dependent  
1955 upon the portions of text which expire pursuant to this section.

1956 Section 30. In order to implement Specific Appropriation  
1957 142 of the 2016-2017 General Appropriations Act, subsection (1)  
1958 of section 1004.345, Florida Statutes, is amended to read:

1959 1004.345 The Florida Polytechnic University.—

1960 (1) By December 31, 2017 ~~2016~~, the Florida Polytechnic  
1961 University shall meet the following criteria as established by  
1962 the Board of Governors:

1963 (a) Achieve accreditation from the Commission on Colleges  
1964 of the Southern Association of Colleges and Schools;

1965 (b) Initiate the development of the new programs in the  
1966 fields of science, technology, engineering, and mathematics;

1967 (c) Seek discipline-specific accreditation for programs;

1968 (d) Attain a minimum FTE of 1,244, with a minimum 50  
1969 percent of that FTE in the fields of science, technology,  
1970 engineering, and mathematics and 20 percent in programs related  
1971 to those fields;

1972 (e) Complete facilities and infrastructure, including the  
1973 Science and Technology Building, Phase I of the Wellness Center,  
1974 and a residence hall or halls containing no fewer than 190 beds;  
1975 and

1976 (f) Have the ability to provide, either directly or where



1977 | feasible through a shared services model, administration of  
 1978 | financial aid, admissions, student support, information  
 1979 | technology, and finance and accounting with an internal audit  
 1980 | function.

1981 | Section 31. In order to implement Specific Appropriation  
 1982 | 142 of the 2016-2017 General Appropriations Act, section  
 1983 | 1004.344, Florida Statutes, is created to read:

1984 | 1004.344 The Florida Center for the Partnerships for Arts  
 1985 | Integrated Teaching.—

1986 | (1) The Florida Center for the Partnerships for Arts  
 1987 | Integrated Teaching is created within the University of South  
 1988 | Florida Sarasota/Manatee.

1989 | (2) The goals of the center are to:

1990 | (a) Conduct basic and applied research on policies and  
 1991 | practices related to arts integrated teaching.

1992 | (b) Partner with interested Florida College System  
 1993 | institutions and private educational institutions to conduct  
 1994 | arts integrated educational research.

1995 | (c) Seek out agreements to provide technical assistance  
 1996 | and support, upon request, to the Florida Department of  
 1997 | Education, Florida school districts, private schools, charter  
 1998 | schools and educator preparation programs in the implementation  
 1999 | of evidence-based arts integrated instruction, assessments,  
 2000 | programs, and professional development.

2001 | (d) Collaborate with interested arts organizations and  
 2002 | Florida school districts in the development of frameworks for



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2003 | arts integrated courses for use in schools.

2004 |       (e) Collaborate with interested arts organizations and  
2005 | Florida school districts in the development of frameworks for  
2006 | professional development activities, using multiple delivery  
2007 | methods for arts integrated teaching in different content areas.

2008 |       (f) Disseminate information about outcome-based practices  
2009 | related to arts integrated instruction, assessment, curricula  
2010 | and programs.

2011 |       (g) Position Florida as a national leader in arts  
2012 | integrated teaching and research.

2013 |       (h) Examine arts integrated teaching Science, Technology,  
2014 | Engineering, and Math (STEM) educational courses.

2015 |       (3) This section expires July 1, 2017.

2016 |       Section 32. In order to implement Specific Appropriation  
2017 | 73 of the 2016-2017 General Appropriations Act and  
2018 | notwithstanding s. 1009.605(3)(g), Florida Statutes, the Florida  
2019 | Fund for Minority Teachers, Inc., may expend no more than 5  
2020 | percent of the funds appropriated and up to \$250,000 from  
2021 | available funds for administration, including administration of  
2022 | the required training program and purchase of an online  
2023 | management and administration system. This section expires July  
2024 | 1, 2017.

2025 |       Section 33. In order to implement Specific Appropriation  
2026 | 72 of the 2016-2017 General Appropriations Act, paragraphs (a)  
2027 | and (b) of subsection (4) of section 1009.986, Florida Statutes,  
2028 | are amended to read:



2029 1009.986 Florida ABLE program.—

2030 (4) FLORIDA ABLE PROGRAM.—

2031 (a) On or before July 1, 2016, Florida ABLE, Inc., shall

2032 establish and administer the Florida ABLE program. However, if

2033 the United States Secretary of the Treasury issues final

2034 regulations for s. 529A of the Internal Revenue Code before July

2035 1, 2016, or if the board of directors of Florida ABLE, Inc.,

2036 determines that a superior or equivalent alternative to

2037 implementation of a qualified ABLE program in Florida becomes

2038 available through contracting with another state at a

2039 significant savings to the state, then the implementation date

2040 of the Florida ABLE Program may be extended to December 31,

2041 2016. Before implementing the program, Florida ABLE, Inc., must

2042 obtain a written opinion from counsel specializing in:

2043 1. Federal tax matters which indicates that the Florida

2044 ABLE program is designed to comply with s. 529A of the Internal

2045 Revenue Code.

2046 2. Federal securities law which indicates that the Florida

2047 ABLE program and the offering of participation in the program

2048 are designed to comply with applicable federal securities law

2049 and qualify for the available tax exemptions under such law.

2050 (b) The participation agreement must include provisions

2051 specifying ~~that~~:

2052 1. The participation agreement is only a debt or

2053 obligation of the Florida ABLE program and the Florida ABLE

2054 Program Trust Fund and, as provided under paragraph (f), is not



2055 a debt or obligation of the Florida Prepaid College Board or the  
 2056 state.

2057 2. Participation in the Florida ABLE program does not  
 2058 guarantee that sufficient funds will be available to cover all  
 2059 qualified disability expenses for any designated beneficiary and  
 2060 does not guarantee the receipt or continuation of any product or  
 2061 service for the designated beneficiary.

2062 3. Whether the Florida ABLE program requires a ~~The~~  
 2063 designated beneficiary to ~~must~~ be a resident of this state or a  
 2064 resident of a contracting state at the time the ABLE account is  
 2065 established. In determining whether to require residency, the  
 2066 Florida Prepaid College Board shall consider, among other  
 2067 factors:

- 2068 a. Market research; and
- 2069 b. Estimated operating revenues and costs.

2070 4. The establishment of an ABLE account in violation of  
 2071 federal law is prohibited.

2072 5. Contributions in excess of the limitations set forth in  
 2073 s. 529A of the Internal Revenue Code are prohibited.

2074 6. The state is a creditor of ABLE accounts as, and to the  
 2075 extent, set forth in s. 529A of the Internal Revenue Code.

2076 7. Material misrepresentations by a party to the  
 2077 participation agreement, other than Florida ABLE, Inc., in the  
 2078 application for the participation agreement or in any  
 2079 communication with Florida ABLE, Inc., regarding the Florida  
 2080 ABLE program may result in the involuntary liquidation of the



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2081 ABLE account. If an account is involuntarily liquidated, the  
2082 designated beneficiary is entitled to a refund, subject to any  
2083 fees or penalties provided by the participation agreement and  
2084 the Internal Revenue Code.

2085 Section 34. In order to implement Specific Appropriation  
2086 90 of the 2016-2017 General Appropriations Act, and  
2087 notwithstanding s. 1002.69(5), Florida Statutes, for the 2014-  
2088 2015 and 2015-2016 Voluntary Prekindergarten Education program  
2089 years, the Office of Early Learning may not adopt a kindergarten  
2090 readiness rate. Any private prekindergarten provider or public  
2091 school that was on probation pursuant to s. 1002.67(4)(c),  
2092 Florida Statutes, for the 2013-2014 program year, shall remain  
2093 on probation for the 2016-2017 fiscal year. This section expires  
2094 July 1, 2017.

2095 Section 35. In order to implement Specific Appropriation 7  
2096 and 94 of the 2016-2017 General Appropriations Act, paragraph  
2097 (e) of subsection (4) of section 1011.62, Florida Statutes, is  
2098 amended to read:

2099 1011.62 Funds for operation of schools.—If the annual  
2100 allocation from the Florida Education Finance Program to each  
2101 district for operation of schools is not determined in the  
2102 annual appropriations act or the substantive bill implementing  
2103 the annual appropriations act, it shall be determined as  
2104 follows:

2105 (4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The  
2106 Legislature shall prescribe the aggregate required local effort



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2107 | for all school districts collectively as an item in the General  
2108 | Appropriations Act for each fiscal year. The amount that each  
2109 | district shall provide annually toward the cost of the Florida  
2110 | Education Finance Program for kindergarten through grade 12  
2111 | programs shall be calculated as follows:

2112 |       (e) Prior period funding adjustment millage.—

2113 |       1. There shall be an additional millage to be known as the  
2114 | Prior Period Funding Adjustment Millage levied by a school  
2115 | district if the prior period unrealized required local effort  
2116 | funds are greater than zero. The Commissioner of Education shall  
2117 | calculate the amount of the prior period unrealized required  
2118 | local effort funds as specified in subparagraph 2. and the  
2119 | millage required to generate that amount as specified in this  
2120 | subparagraph. The Prior Period Funding Adjustment Millage shall  
2121 | be the quotient of the prior period unrealized required local  
2122 | effort funds divided by the current year taxable value certified  
2123 | to the Commissioner of Education pursuant to sub-subparagraph  
2124 | (a)1.a. This levy shall be in addition to the required local  
2125 | effort millage certified pursuant to this subsection. Such  
2126 | millage shall not affect the calculation of the current year's  
2127 | required local effort, and the funds generated by such levy  
2128 | shall not be included in the district's Florida Education  
2129 | Finance Program allocation for that fiscal year. For purposes of  
2130 | the millage to be included on the Notice of Proposed Taxes, the  
2131 | Commissioner of Education shall adjust the required local effort  
2132 | millage computed pursuant to paragraph (a) as adjusted by



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2133 paragraph (b) for the current year for any district that levies  
2134 a Prior Period Funding Adjustment Millage to include all Prior  
2135 Period Funding Adjustment Millage. For the purpose of this  
2136 paragraph, there shall be a Prior Period Funding Adjustment  
2137 Millage levied for each year certified by the Department of  
2138 Revenue pursuant to sub-subparagraph (a)2.a. since the previous  
2139 year certification and for which the calculation in sub-  
2140 subparagraph 2.b. is greater than zero.

2141 2.a. As used in this subparagraph, the term:

2142 (I) "Prior year" means a year certified under sub-  
2143 subparagraph (a)2.a.

2144 (II) "Preliminary taxable value" means:

2145 (A) If the prior year is the 2009-2010 fiscal year or  
2146 later, the taxable value certified to the Commissioner of  
2147 Education pursuant to sub-subparagraph (a)1.a.

2148 (B) If the prior year is the 2008-2009 fiscal year or  
2149 earlier, the taxable value certified pursuant to the final  
2150 calculation as specified in former paragraph (b) as that  
2151 paragraph existed in the prior year.

2152 (III) "Final taxable value" means the district's taxable  
2153 value as certified by the property appraiser pursuant to s.  
2154 193.122(2) or (3), if applicable. This is the certification that  
2155 reflects all final administrative actions of the value  
2156 adjustment board.

2157 b. For purposes of this subsection and with respect to  
2158 each year certified pursuant to sub-subparagraph (a)2.a., if the



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2159 district's prior year preliminary taxable value is greater than  
2160 the district's prior year final taxable value, the prior period  
2161 unrealized required local effort funds are the difference  
2162 between the district's prior year preliminary taxable value and  
2163 the district's prior year final taxable value, multiplied by the  
2164 prior year district required local effort millage. If the  
2165 district's prior year preliminary taxable value is less than the  
2166 district's prior year final taxable value, the prior period  
2167 unrealized required local effort funds are zero.

2168 c. For the 2016-2017 ~~2015-2016~~ fiscal year only, if a  
2169 district's prior period unrealized required local effort funds  
2170 and prior period district required local effort millage cannot  
2171 be determined because such district's final taxable value has  
2172 not yet been certified pursuant to s. 193.122(2) or (3), for the  
2173 2016 ~~2015~~ tax levy, the Prior Period Funding Adjustment Millage  
2174 for such fiscal year shall be levied, if not previously levied,  
2175 in 2016 ~~2015~~ in an amount equal to 75 percent of such district's  
2176 most recent unrealized required local effort for which a Prior  
2177 Period Funding Adjustment Millage was determined as provided in  
2178 this section. Upon certification of the final taxable value in  
2179 accordance with s. 193.122(2) or (3), for a ~~for the 2012, 2013,~~  
2180 ~~or 2014 tax~~ roll for which a 75 percent Prior Period Funding  
2181 Adjustment Millage was levied ~~rolls in accordance with s.~~  
2182 ~~193.122(2) or (3),~~ the Prior Period Funding Adjustment Millage  
2183 ~~levied in 2015 and 2016~~ shall be adjusted to include any  
2184 shortfall or surplus in the prior period unrealized required



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2185 | local effort funds that would have been levied ~~in 2014 or 2015,~~  
2186 | had the district's final taxable value been certified pursuant  
2187 | to s. 193.122(2) or (3) ~~for the 2014 or 2015 tax levy.~~ If this  
2188 | adjustment is made for a surplus, the reduction in prior period  
2189 | millage may not exceed the prior period funding adjustment  
2190 | millage calculated pursuant to subparagraph 1. and sub-  
2191 | subparagraphs a. and b., or pursuant to this sub-subparagraph,  
2192 | whichever is applicable, and any additional reduction shall be  
2193 | carried forward to the subsequent fiscal year.

2194 |       Section 36. The amendments made by this act to ss. 11.45,  
2195 | 1001.7065, 1004.345, 1009.23, 1009.24, 1009.50, 1009.505,  
2196 | 1009.51, 1009.52, 1009.986, 1011.62(15)(b), 1012.39, and  
2197 | 1013.64, Florida Statutes, expire July 1, 2017, and the text of  
2198 | those sections shall revert to that in existence on June 30,  
2199 | 2016, except that any amendments to such text enacted other than  
2200 | by this act shall be preserved and continue to operate to the  
2201 | extent that such amendments are not dependent upon the portions  
2202 | of text which expire pursuant to this section.

2203 |       Section 37. In order to implement Specific Appropriations  
2204 | 199, 206 through 208, and 211 of the 2016-2017 General  
2205 | Appropriations Act, the calculations for the Medicaid Low-Income  
2206 | Pool, Disproportionate Share Hospital, and Hospital  
2207 | Reimbursement programs, for the 2016-2017 fiscal year contained  
2208 | in the document titled "Medicaid Hospital Funding Programs,"  
2209 | dated March 8, 2016, and filed with the Clerk of the House of  
2210 | Representatives, are incorporated by reference for the purpose



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2211 of displaying the calculations used by the Legislature,  
2212 consistent with the requirements of state law, in making  
2213 appropriations for the Medicaid Low-Income Pool,  
2214 Disproportionate Share Hospital, and Hospital Reimbursement  
2215 programs. This section expires July 1, 2017.

2216 Section 38. In order to implement Specific Appropriation  
2217 259 of the 2016-2017 General Appropriations Act, subsection (9)  
2218 of section 393.063, Florida Statutes, is amended, present  
2219 subsections (25) through (41) are renumbered as subsections (26)  
2220 through (42), respectively, and a new subsection (25) is added  
2221 to that section, to read:

2222 393.063 Definitions.—For the purposes of this chapter, the  
2223 term:

2224 (9) "Developmental disability" means a disorder or  
2225 syndrome that is attributable to intellectual disability,  
2226 cerebral palsy, autism, spina bifida, Down syndrome, Phelan-  
2227 McDermid syndrome, or Prader-Willi syndrome; that manifests  
2228 before the age of 18; and that constitutes a substantial  
2229 handicap that can reasonably be expected to continue  
2230 indefinitely.

2231 (25) "Phelan-McDermid syndrome" means a disorder caused by  
2232 the loss of the terminal segment of the long arm of chromosome  
2233 22, which occurs near the end of the chromosome at a location  
2234 designated q13.3, typically leading to developmental delay,  
2235 intellectual disability, dolicocephaly, hypotonia, or absent or  
2236 delayed speech.



2237           Section 39. The amendment made by this act to s. 393.063,  
 2238 Florida Statutes, expires July 1, 2017, and the text of that  
 2239 subsection shall revert to that in existence on June 30, 2016,  
 2240 except that any amendments to such text enacted other than by  
 2241 this act shall be preserved and continue to operate to the  
 2242 extent that such amendments are not dependent upon the portions  
 2243 of text which expire pursuant to this section.

2244           Section 40. In order to implement Specific Appropriation  
 2245 259 of the 2016-2017 General Appropriations Act, paragraphs (a)  
 2246 and (b) of subsection (5) of section 393.065, Florida Statutes,  
 2247 are amended, subsections (6) and (7) are renumbered as  
 2248 subsections (10) and (11), respectively, present subsection (7)  
 2249 is amended, and new subsections (6) through (9) are added to  
 2250 that section, to read:

2251           393.065 Application and eligibility determination.—

2252           (5) Except as otherwise directed by law, beginning July 1,  
 2253 2010, The agency shall assign and provide priority to clients  
 2254 waiting for waiver services in the following order:

2255           (a) Category 1, which includes clients deemed to be in  
 2256 crisis as described in rule, shall be given first priority in  
 2257 moving from the waiting list to the waiver.

2258           (b) Category 2, which includes individuals on the waiting  
 2259 ~~children on the wait~~ list who are:

2260           1. From the child welfare system with an open case in the  
 2261 Department of Children and Families' statewide automated child  
 2262 welfare information system and who are either:



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2263 a. Transitioning out of the child welfare system at the  
2264 finalization of an adoption, a reunification with family  
2265 members, a permanent placement with a relative, or a  
2266 guardianship with a nonrelative; or

2267 b. At least 18 years but not yet 22 years of age and who  
2268 need both waiver services and extended foster care services; or

2269 2. At least 18 years but not yet 22 years of age and who  
2270 withdrew consent pursuant to s. 39.6251(5)(c) to remain in the  
2271 extended foster care system.

2272  
2273 For individuals who are at least 18 years but not yet 22 years  
2274 of age and who are eligible under sub-subparagraph 1.b., the  
2275 agency shall provide waiver services, including residential  
2276 habilitation, and the community-based care lead agency shall  
2277 fund room and board at the rate established in s. 409.145(4) and  
2278 provide case management and related services as defined in s.  
2279 409.986(3)(e). Individuals may receive both waiver services and  
2280 services under s. 39.6251. Services may not duplicate services  
2281 available through the Medicaid state plan.

2282  
2283 Within categories 3, 4, 5, 6, and 7, the agency shall maintain a  
2284 wait list of clients placed in the order of the date that the  
2285 client is determined eligible for waiver services.

2286 (6) The agency shall allow an individual who meets the  
2287 eligibility requirements under subsection (1) to receive home  
2288 and community-based services in this state if the individual's



2289 parent or legal guardian is an active-duty military  
2290 servicemember and if, at the time of the servicemember's  
2291 transfer to this state, the individual was receiving home and  
2292 community-based services in another state.

2293 (7) The agency shall allow an individual with a diagnosis  
2294 of Phelan-McDermid syndrome who meets the eligibility  
2295 requirements under subsection (1) to receive home and community-  
2296 based services.

2297 (8) Individuals in category 6 shall be moved to the waiver  
2298 during the 2016-2017 fiscal year, to the extent funds are  
2299 available, based on meeting the following criteria:

- 2300 1. The individual is 30 years of age or older;  
2301 2. The individual resides in the family home;  
2302 3. The individual has been on the waiting list for waiver  
2303 services for at least 10 continuous years; and  
2304 4. The individual is classified at a level of need equal  
2305 to Level 3, Level 4, or Level 5 based on the Questionnaire for  
2306 Situational Information.

2307 (9) Agency action that selects individuals to receive  
2308 waiver services pursuant to this section does not establish a  
2309 right to a hearing or an administrative proceeding under chapter  
2310 120 for individuals remaining on the waiting list.

2311 (11)(7) The agency and the Agency for Health Care  
2312 Administration may adopt rules specifying application  
2313 procedures, criteria associated with the waiting list ~~wait-list~~  
2314 categories, procedures for administering the waiting ~~wait~~ list,



2315 including tools for prioritizing waiver enrollment within  
2316 categories, and eligibility criteria as needed to administer  
2317 this section.

2318 Section 41. The amendment made by this act to s. 393.065,  
2319 Florida Statutes, expires July 1, 2017, and the text of that  
2320 subsection shall revert to that in existence on June 30, 2016,  
2321 except that any amendments to such text enacted other than by  
2322 this act shall be preserved and continue to operate to the  
2323 extent that such amendments are not dependent upon the portions  
2324 of text which expire pursuant to this section.

2325 Section 42. In order to implement Specific Appropriation  
2326 259 of the 2016-2017 General Appropriations Act:

2327 (1) If the Agency for Persons with Disabilities has not  
2328 adopted a new algorithm and allocation methodology by final rule  
2329 pursuant to s. 393.0662, Florida Statutes, by June 30, 2016, the  
2330 agency shall use the following until it adopts a new algorithm  
2331 and allocation methodology:

2332 (a) Each client's iBudget in effect on June 30, 2016,  
2333 shall remain at its June 30, 2016, funding level.

2334 (b) The Agency for Persons with Disabilities shall  
2335 determine the iBudget for a client newly enrolled in the home  
2336 and community-based services waiver program on or after July 1,  
2337 2016, using the same algorithm and allocation methodology used  
2338 for the iBudgets in effect on June 30, 2016.

2339 (2) After a new algorithm and allocation methodology is  
2340 adopted by final rule, a client's new iBudget shall be



2341 determined based on the new algorithm and allocation methodology  
2342 and shall take effect as of the client's next support plan  
2343 update.

2344 (3) Funding allocated under subsections (1) and (2) may be  
2345 increased pursuant to s. 393.0662(1)(b), Florida Statutes, or as  
2346 necessary to comply with federal regulations. A funding  
2347 allocation may also be increased if the client has a significant  
2348 need for transportation services to a waiver-funded adult day  
2349 training program or to a waiver-funded employment service when  
2350 such need cannot be accommodated within a client's iBudget as  
2351 determined by the algorithm without affecting the health and  
2352 safety of the client, if public transportation is not an option  
2353 due to the unique needs of the client or other transportation  
2354 resources are not reasonably available.

2355 (4) This section expires July 1, 2017.

2356 Section 43. If CS/CS/HB 1083 or similar legislation  
2357 adopted at the 2016 Regular Session of the Legislature or an  
2358 extension thereof amending subsection (15) of section 393.067,  
2359 Florida Statutes, fails to become law, in order to implement  
2360 Specific Appropriation 259 of the 2016-2017 General  
2361 Appropriations Act, and notwithstanding the expiration date in  
2362 s. 24 of chapter 2015-222, Laws of Florida, subsection (15) of  
2363 section 393.067, Florida Statutes, is reenacted to read:

2364 393.067 Facility licensure.—

2365 (15) The agency is not required to contract with ~~new~~  
2366 facilities licensed pursuant to this chapter.



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2367           Section 44. The amendment made by this act to s. 393.067,  
2368 Florida Statutes, expires July 1, 2017, and the text of that  
2369 subsection shall revert to that in existence on June 30, 2015,  
2370 except that any amendments to such text enacted other than by  
2371 this act shall be preserved and continue to operate to the  
2372 extent that such amendments are not dependent upon the portions  
2373 of text which expire pursuant to this section.

2374           Section 45. If CS/CS/HB 1083 or similar legislation  
2375 adopted at the 2016 Regular Session of the Legislature or an  
2376 extension thereof amending section 393.18, Florida Statutes,  
2377 fails to become law, in order to implement Specific  
2378 Appropriation 259 of the 2016-2017 General Appropriations Act,  
2379 and notwithstanding the expiration date in s. 26 of chapter  
2380 2015-222, Laws of Florida, subsection (4) of section 393.18,  
2381 Florida Statutes, is reenacted, and subsections (5) and (6) of  
2382 that section are amended, to read:

2383           393.18 Comprehensive transitional education program.—A  
2384 comprehensive transitional education program is a group of  
2385 jointly operating centers or units, the collective purpose of  
2386 which is to provide a sequential series of educational care,  
2387 training, treatment, habilitation, and rehabilitation services  
2388 to persons who have developmental disabilities and who have  
2389 severe or moderate maladaptive behaviors. However, this section  
2390 does not require such programs to provide services only to  
2391 persons with developmental disabilities. All such services shall  
2392 be temporary in nature and delivered in a structured residential



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2393 setting, having the primary goal of incorporating the principle  
2394 of self-determination in establishing permanent residence for  
2395 persons with maladaptive behaviors in facilities that are not  
2396 associated with the comprehensive transitional education  
2397 program. The staff shall include behavior analysts and teachers,  
2398 as appropriate, who shall be available to provide services in  
2399 each component center or unit of the program. A behavior analyst  
2400 must be certified pursuant to s. 393.17.

2401 (4) For comprehensive transitional education programs, the  
2402 total number of residents who are being provided with services  
2403 may not in any instance exceed the licensed capacity of 120  
2404 residents and each residential unit within the component centers  
2405 of the program authorized under this section may not in any  
2406 instance exceed 15 residents. However, a program that was  
2407 authorized to operate residential units with more than 15  
2408 residents before July 1, 2015, may continue to operate such  
2409 units.

2410 ~~(5) Licensure is authorized for comprehensive transitional~~  
2411 ~~education programs which by July 1, 1989:~~

2412 ~~(a) Were in actual operation; or~~

2413 ~~(b) Owned a fee simple interest in real property for which~~  
2414 ~~a county or city government has approved zoning allowing for the~~  
2415 ~~placement of the facilities described in this subsection, and~~  
2416 ~~have registered an intent with the agency to operate a~~  
2417 ~~comprehensive transitional education program. However, nothing~~  
2418 ~~prohibits the assignment by such a registrant to another entity~~



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2419 ~~at a different site within the state, if there is compliance~~  
2420 ~~with the criteria of this program and local zoning requirements~~  
2421 ~~and each residential facility within the component centers or~~  
2422 ~~units of the program authorized under this paragraph does not~~  
2423 ~~exceed a capacity of 15 persons.~~

2424 ~~(6) Notwithstanding subsection (5), in order to maximize~~  
2425 ~~federal revenues and provide for children needing special~~  
2426 ~~behavioral services, the agency may authorize the licensure of a~~  
2427 ~~facility that:~~

2428 ~~(a) Provides residential services for children who have~~  
2429 ~~developmental disabilities along with intensive behavioral~~  
2430 ~~problems as defined by the agency; and~~

2431 ~~(b) As of July 1, 2010, serve children who were served by~~  
2432 ~~the child welfare system and who have an open case in the~~  
2433 ~~automated child welfare system of the Department of Children and~~  
2434 ~~Families.~~

2435  
2436 ~~The facility must be in compliance with all program criteria and~~  
2437 ~~local zoning requirements and may not exceed a capacity of 15~~  
2438 ~~children~~

2439 Section 46. The amendment made by this act to s. 393.18,  
2440 Florida Statutes, expires July 1, 2017, and the text of that  
2441 subsection shall revert to that in existence on June 30, 2015,  
2442 except that any amendments to such text enacted other than by  
2443 this act shall be preserved and continue to operate to the  
2444 extent that such amendments are not dependent upon the portions



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2445 of text which expire pursuant to this section.

2446 Section 47. In order to implement Specific Appropriations  
2447 569 through 580 of the 2016-2017 General Appropriations Act,  
2448 subsection (3) of section 296.37, Florida Statutes, is amended  
2449 to read:

2450 296.37 Residents; contribution to support.—

2451 (3) Notwithstanding subsection (1), each resident of the  
2452 home who receives a pension, compensation, or gratuity from the  
2453 United States Government, or income from any other source, of  
2454 more than \$105 per month shall contribute to his or her  
2455 maintenance and support while a resident of the home in  
2456 accordance with a payment schedule determined by the  
2457 administrator and approved by the director. The total amount of  
2458 such contributions shall be to the fullest extent possible, but,  
2459 in no case, shall exceed the actual cost of operating and  
2460 maintaining the home. This subsection expires July 1, 2017 ~~2016~~.

2461 Section 48. In order to implement Specific Appropriations  
2462 193 through 226 and 541 of the 2016-2017 General Appropriations  
2463 Act and notwithstanding ss. 216.181 and 216.292, Florida  
2464 Statutes, the Agency for Health Care Administration, in  
2465 consultation with the Department of Health, may submit a budget  
2466 amendment, subject to the notice, review, and objection  
2467 procedures of s. 216.177, Florida Statutes, to realign funding  
2468 within and between agencies based on implementation of the  
2469 Managed Medical Assistance component of the Statewide Medicaid  
2470 Managed Care program for the Children's Medical Services program



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2471 of the Department of Health. The funding realignment shall  
2472 reflect the actual enrollment changes due to the transfer of  
2473 beneficiaries from fee-for-service to the capitated Children's  
2474 Medical Services Network. The Agency for Health Care  
2475 Administration may submit a request for nonoperating budget  
2476 authority to transfer the federal funds to the Department of  
2477 Health pursuant to s. 216.181(12), Florida Statutes. This  
2478 section expires July 1, 2017.

2479 Section 49. In order to implement Specific Appropriation  
2480 342 of the 2016-2017 General Appropriations Act, and  
2481 notwithstanding s. 409.991, Florida Statutes, for the 2016-2017  
2482 fiscal year, funds provided for training purposes shall be  
2483 allocated to community-based care lead agencies based on a  
2484 training needs assessment conducted by the Department of  
2485 Children and Families. This section expires July 1, 2017.

2486 Section 50. If CS/HB 1335 or similar legislation adopted  
2487 at the 2016 Regular Session of the Legislature on an extension  
2488 thereof fails to become law, in order to implement Specific  
2489 Appropriation 231 of the 2016-2017 General Appropriations Act,  
2490 the Agency for Health Care Administration shall ensure that  
2491 nursing facility residents who are eligible for funds to  
2492 transition to home and community-based services waivers must  
2493 first have resided in a skilled nursing facility for at least 60  
2494 consecutive days. This section expires July 1, 2017.

2495 Section 51. If CS/HB 1335 or similar legislation adopted  
2496 at the 2016 Regular Session of the Legislature on an extension



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2497 thereof fails to become law, in order to implement Specific  
2498 Appropriation 232 of the 2016-2017 General Appropriations Act,  
2499 the Agency for Health Care Administration and the Department of  
2500 Elderly Affairs shall prioritize individuals for enrollment in  
2501 the Medicaid Long-Term Care Waiver program using a frailty-based  
2502 screening that provides a priority score (the "scoring process")  
2503 and shall enroll individuals in the program according to the  
2504 assigned priority score as funds are available. The agency may  
2505 adopt rules, pursuant to s. 409.919, Florida Statutes, and enter  
2506 into interagency agreements necessary to administer s.  
2507 409.979(3), Florida Statutes. Such rules or interagency  
2508 agreements adopted by the agency relating to the scoring process  
2509 may delegate to the Department of Elderly Affairs, pursuant to  
2510 s. 409.978, Florida Statutes, the responsibility for  
2511 implementing and administering the scoring process, providing  
2512 notice of Medicaid fair hearing rights, and the responsibility  
2513 for defending, as needed, the scores assigned to persons on the  
2514 program wait list in any resulting Medicaid fair hearings. The  
2515 Department of Elderly Affairs may delegate the provision of  
2516 notice of Medicaid fair hearing rights to its contractors. This  
2517 section expires July 1, 2017.

2518       Section 52. In order to implement Specific Appropriation  
2519 207 of the 2016-2017 General Appropriations Act, subsection (10)  
2520 is added to section 409.911, Florida Statutes, to read:

2521       409.911 Disproportionate share program.—Subject to  
2522 specific allocations established within the General



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2523 Appropriations Act and any limitations established pursuant to  
2524 chapter 216, the agency shall distribute, pursuant to this  
2525 section, moneys to hospitals providing a disproportionate share  
2526 of Medicaid or charity care services by making quarterly  
2527 Medicaid payments as required. Notwithstanding the provisions of  
2528 s. 409.915, counties are exempt from contributing toward the  
2529 cost of this special reimbursement for hospitals serving a  
2530 disproportionate share of low-income patients.

2531 (10) Notwithstanding any provision of this section to the  
2532 contrary, for the 2016-2017 state fiscal year, the agency shall  
2533 distribute moneys to hospitals providing a disproportionate  
2534 share of Medicaid or charity care services as provided in the  
2535 2016-2017 General Appropriations Act. This subsection expires  
2536 July 1, 2017.

2537 Section 53. In order to implement Specific Appropriation  
2538 207 of the 2016-2017 General Appropriations Act, subsection (3)  
2539 is added to section 409.9113, Florida Statutes, to read:

2540 409.9113 Disproportionate share program for teaching  
2541 hospitals.—In addition to the payments made under s. 409.911,  
2542 the agency shall make disproportionate share payments to  
2543 teaching hospitals, as defined in s. 408.07, for their increased  
2544 costs associated with medical education programs and for  
2545 tertiary health care services provided to the indigent. This  
2546 system of payments must conform to federal requirements and  
2547 distribute funds in each fiscal year for which an appropriation  
2548 is made by making quarterly Medicaid payments. Notwithstanding



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2549 s. 409.915, counties are exempt from contributing toward the  
2550 cost of this special reimbursement for hospitals serving a  
2551 disproportionate share of low-income patients. The agency shall  
2552 distribute the moneys provided in the General Appropriations Act  
2553 to statutorily defined teaching hospitals and family practice  
2554 teaching hospitals, as defined in s. 395.805, pursuant to this  
2555 section. The funds provided for statutorily defined teaching  
2556 hospitals shall be distributed as provided in the General  
2557 Appropriations Act. The funds provided for family practice  
2558 teaching hospitals shall be distributed equally among family  
2559 practice teaching hospitals.

2560 (3) Notwithstanding any provision of this section to the  
2561 contrary, for the 2016-2017 state fiscal year, the agency shall  
2562 make disproportionate share payments to teaching hospitals, as  
2563 defined in s. 408.07, as provided in the 2016-2017 General  
2564 Appropriations Act. This subsection expires July 1, 2017.

2565 Section 54. In order to implement Specific Appropriation  
2566 207 of the 2016-2017 General Appropriations Act, subsection (4)  
2567 is added to section 409.9119, Florida Statutes, to read:

2568 409.9119 Disproportionate share program for specialty  
2569 hospitals for children.—In addition to the payments made under  
2570 s. 409.911, the Agency for Health Care Administration shall  
2571 develop and implement a system under which disproportionate  
2572 share payments are made to those hospitals that are licensed by  
2573 the state as specialty hospitals for children and were licensed  
2574 on January 1, 2000, as specialty hospitals for children. This



2575 | system of payments must conform to federal requirements and must  
 2576 | distribute funds in each fiscal year for which an appropriation  
 2577 | is made by making quarterly Medicaid payments. Notwithstanding  
 2578 | s. 409.915, counties are exempt from contributing toward the  
 2579 | cost of this special reimbursement for hospitals that serve a  
 2580 | disproportionate share of low-income patients. The agency may  
 2581 | make disproportionate share payments to specialty hospitals for  
 2582 | children as provided for in the General Appropriations Act.

2583 | (4) Notwithstanding any provision of this section to the  
 2584 | contrary, for the 2016-2017 state fiscal year, for hospitals  
 2585 | achieving full compliance under subsection (3), the agency shall  
 2586 | make disproportionate share payments to specialty hospitals for  
 2587 | children as provided in the 2016-2017 General Appropriations  
 2588 | Act. This subsection expires July 1, 2017.

2589 | Section 55. In order to implement Specific Appropriations  
 2590 | 515 through 536 of the 2016-2017 General Appropriations Act,  
 2591 | subsection (17) of section 893.055, Florida Statutes, is amended  
 2592 | to read:

2593 | 893.055 Prescription drug monitoring program.—

2594 | (17) Notwithstanding subsection (10), and for the 2016-  
 2595 | 2017 ~~2015-2016~~ fiscal year only, the department may use state  
 2596 | funds appropriated in the 2016-2017 ~~2015-2016~~ General  
 2597 | Appropriations Act to administer the prescription drug  
 2598 | monitoring program. Neither the Attorney General nor the  
 2599 | department may use funds received as part of a settlement  
 2600 | agreement to administer the prescription drug monitoring



2601 program. This subsection expires July 1, 2017 ~~2016~~.

2602 Section 56. In order to implement Specific Appropriations  
 2603 598A through 701 and 721 through 755 of the 2016-2017 General  
 2604 Appropriations Act, subsection (4) of section 216.262, Florida  
 2605 Statutes, is amended to read:

2606 216.262 Authorized positions.—

2607 (4) Notwithstanding the provisions of this chapter  
 2608 relating to increasing the number of authorized positions, and  
 2609 for the 2016-2017 ~~2015-2016~~ fiscal year only, if the actual  
 2610 inmate population of the Department of Corrections exceeds the  
 2611 inmate population projections of the December 17 ~~February 27~~,  
 2612 2015, Criminal Justice Estimating Conference by 1 percent for 2  
 2613 consecutive months or 2 percent for any month, the Executive  
 2614 Office of the Governor, with the approval of the Legislative  
 2615 Budget Commission, shall immediately notify the Criminal Justice  
 2616 Estimating Conference, which shall convene as soon as possible  
 2617 to revise the estimates. The Department of Corrections may then  
 2618 submit a budget amendment requesting the establishment of  
 2619 positions in excess of the number authorized by the Legislature  
 2620 and additional appropriations from unallocated general revenue  
 2621 sufficient to provide for essential staff, fixed capital  
 2622 improvements, and other resources to provide classification,  
 2623 security, food services, health services, and other variable  
 2624 expenses within the institutions to accommodate the estimated  
 2625 increase in the inmate population. All actions taken pursuant to  
 2626 this subsection are subject to review and approval by the



2627 Legislative Budget Commission. This subsection expires July 1,  
 2628 2017 ~~2016~~.

2629 Section 57. In order to implement Specific Appropriations  
 2630 1283 and 1284 of the 2016-2017 General Appropriations Act, the  
 2631 Department of Legal Affairs may expend appropriated funds in  
 2632 those specific appropriations on the same programs that were  
 2633 funded by the department pursuant to specific appropriations  
 2634 made in general appropriations acts in previous years. This  
 2635 section expires July 1, 2017.

2636 Section 58. In order to implement Specific Appropriations  
 2637 1219 and 1224 of the 2016-2017 General Appropriations Act,  
 2638 paragraph (d) of subsection (4) of section 932.7055, Florida  
 2639 Statutes, is amended to read:

2640 932.7055 Disposition of liens and forfeited property.—

2641 (4) The proceeds from the sale of forfeited property shall  
 2642 be disbursed in the following priority:

2643 (d) Notwithstanding any other provision of this  
 2644 subsection, and for the 2016-2017 ~~2015-2016~~ fiscal year only,  
 2645 the funds in a special law enforcement trust fund established by  
 2646 the governing body of a municipality may be expended to  
 2647 reimburse the general fund of the municipality for moneys  
 2648 advanced from the general fund to the special law enforcement  
 2649 trust fund before October 1, 2001. This paragraph expires July  
 2650 1, 2017 ~~2016~~.

2651 Section 59. In order to implement Specific Appropriations  
 2652 3109 through 3179 of the 2016-2017 General Appropriations Act,



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2653 subsection (2) of section 215.18, Florida Statutes, is amended  
2654 to read:

2655 215.18 Transfers between funds; limitation.—

2656 (2) The Chief Justice of the Supreme Court may receive one  
2657 or more trust fund loans to ensure that the state court system  
2658 has funds sufficient to meet its appropriations in the 2016-2017  
2659 ~~2015-2016~~ General Appropriations Act. If the Chief Justice  
2660 accesses the loan, he or she must notify the Governor and the  
2661 chairs of the legislative appropriations committees in writing.  
2662 The loan must come from other funds in the State Treasury which  
2663 are for the time being or otherwise in excess of the amounts  
2664 necessary to meet the just requirements of such last-mentioned  
2665 funds. The Governor shall order the transfer of funds within 5  
2666 days after the written notification from the Chief Justice. If  
2667 the Governor does not order the transfer, the Chief Financial  
2668 Officer shall transfer the requested funds. The loan of funds  
2669 from which any money is temporarily transferred must be repaid  
2670 by the end of the 2016-2017 ~~2015-2016~~ fiscal year. This  
2671 subsection expires July 1, 2017 ~~2016~~.

2672 Section 60. In order to implement appropriations for  
2673 salaries and benefits in the 2016-2017 General Appropriations  
2674 Act for the Department of Corrections and notwithstanding s.  
2675 216.292, Florida Statutes, except as otherwise provided in this  
2676 act, the Department of Corrections may not transfer funds from a  
2677 salaries and benefits category to any other category within the  
2678 department other than a salaries and benefits category without



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2679 approval of the Legislative Budget Commission. This section  
2680 expires July 1, 2017.

2681 Section 61. In order to implement Specific Appropriation  
2682 726 and notwithstanding s. 216.292, Florida Statutes, the  
2683 Department of Corrections is authorized to submit budget  
2684 amendments to transfer funds from categories within the  
2685 department other than fixed capital outlay categories into the  
2686 Inmate Health Services category in order to continue the current  
2687 level of care in the provision of health services. Such  
2688 transfers are subject to the notice, review and objection  
2689 procedures of s. 216.177, Florida Statutes. This section expires  
2690 July 1, 2017.

2691 Section 62. (1) In order to implement Specific  
2692 Appropriations 1093 through 1105 of the 2016-2017 General  
2693 Appropriations Act, the Department of Juvenile Justice is  
2694 required to review county juvenile detention payments to ensure  
2695 that counties fulfill their financial responsibilities required  
2696 in s. 985.686, Florida Statutes. If the Department of Juvenile  
2697 Justice determines that a county has not met its obligations,  
2698 the department shall direct the Department of Revenue to deduct  
2699 the amount owed to the Department of Juvenile Justice from the  
2700 funds provided to the county under s. 218.23, Florida Statutes.  
2701 The Department of Revenue shall transfer the funds withheld to  
2702 the Shared County/State Juvenile Detention Trust Fund.

2703 (2) As an assurance to holders of bonds issued by counties  
2704 before July 1, 2016, for which distributions made pursuant to s.



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2705 218.23, Florida Statutes, are pledged, or bonds issued to refund  
2706 such bonds which mature no later than the bonds they refunded  
2707 and which result in a reduction of debt service payable in each  
2708 fiscal year, the amount available for distribution to a county  
2709 shall remain as provided by law and continue to be subject to  
2710 any lien or claim on behalf of the bondholders. The Department  
2711 of Revenue must ensure, based on information provided by an  
2712 affected county, that any reduction in amounts distributed  
2713 pursuant to subsection (1) does not reduce the amount of  
2714 distribution to a county below the amount necessary for the  
2715 timely payment of principal and interest when due on the bonds  
2716 and the amount necessary to comply with any covenant under the  
2717 bond resolution or other documents relating to the issuance of  
2718 the bonds. If a reduction to a county's monthly distribution  
2719 must be decreased in order to comply with this subsection, the  
2720 Department of Revenue must notify the Department of Juvenile  
2721 Justice of the amount of the decrease, and the Department of  
2722 Juvenile Justice must send a bill for payment of such amount to  
2723 the affected county.

2724 (3) This section expires July 1, 2017.

2725 Section 63. In order to implement Specific Appropriation  
2726 780 of the 2016-2017 General Appropriations Act, subsection (5)  
2727 of section 27.5304, Florida Statutes, is amended to read:

2728 27.5304 Private court-appointed counsel; compensation;  
2729 notice.-

2730 (5) The compensation for representation in a criminal



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2731 proceeding ~~may shall~~ not exceed the following:

2732 (a) For misdemeanors and juveniles represented at the  
2733 trial level: \$1,000.

2734 (b) For noncapital, nonlife felonies represented at the  
2735 trial level: \$15,000 ~~\$6,000~~.

2736 (c) For life felonies represented at the trial level:  
2737 \$15,000 ~~\$9,000~~.

2738 (d) For capital cases represented at the trial level:  
2739 \$25,000. For purposes of this paragraph, a "capital case" is any  
2740 offense for which the potential sentence is death and the state  
2741 has not waived seeking the death penalty.

2742 (e) For representation on appeal: \$9,000.

2743 Section 64. The amendment made by this act to s.  
2744 27.5304(5), Florida Statutes, expires July 1, 2017, and the text  
2745 of that subsection shall revert to that in existence on June 30,  
2746 2016, except that any amendments to such text enacted other than  
2747 by this act shall be preserved and continue to operate to the  
2748 extent that such amendments are not dependent upon the portions  
2749 of text which expire pursuant to this section.

2750 Section 65. In order to implement Specific Appropriation  
2751 1217 of the 2016-2017 General Appropriation Act:

2752 (1) The Florida Department of Management Services (DMS)  
2753 shall organize a work group to develop a sworn law enforcement  
2754 officers' career development plan for the Highway Patrol, Law  
2755 Enforcement Officer, Lottery, and Florida Department of Law  
2756 Enforcement Special Agent bargaining units represented by the



2757 Florida Police Benevolent Association (PBA). The work group is  
2758 directed to create a law enforcement officers' career  
2759 development plan to attract and retain quality employees. The  
2760 work group must create a work plan for all represented agencies  
2761 that emphasizes job training, job skills, educational  
2762 attainment, experience, and retention.

2763 (2) The work group shall consist of the following  
2764 representatives:

2765 (a) At least one agency management representative from  
2766 each law enforcement agency;

2767 (b) At least three representatives from DMS, one of whom  
2768 shall serve as the work group's chair;

2769 (c) At least one active law enforcement officer, as  
2770 designated by the PBA from each agency represented by a  
2771 bargaining unit, one of whom shall serve as the work group's  
2772 vice chair; and

2773 (d) At least three representatives from the PBA.

2774 (3) The work group shall meet on or after July 1, 2016,  
2775 and conduct meetings as necessary to complete a career  
2776 development plan proposal by November 30, 2016. The proposal  
2777 shall be presented to the Governor, the President of the Senate,  
2778 and the Speaker of the House of Representatives by December 1,  
2779 2016.

2780 (4) This section expires July 1, 2017.

2781 Section 66. In order to implement Specific Appropriation  
2782 772A of the 2016-2017 General Appropriations Act, and



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2783 notwithstanding ss. 28.35 and 40.24, Florida Statutes, the  
2784 Justice Administrative Commission shall provide funds to the  
2785 clerks of court to pay compensation to jurors, for meals or  
2786 lodging provided to jurors, and for jury-related personnel costs  
2787 as provided in this section. Each clerk of the circuit court  
2788 shall forward to the Justice Administrative Commission a  
2789 quarterly estimate of funds necessary to pay compensation to  
2790 jurors and for meals or lodging provided to jurors. The Florida  
2791 Clerks of Court Operations Corporation shall forward to the  
2792 Justice Administrative Commission a quarterly estimate of jury-  
2793 related personnel costs necessary to pay each clerk of the  
2794 circuit court personnel costs related to jury management. Upon  
2795 receipt of such estimates, the Justice Administrative Commission  
2796 shall endorse the amount deemed necessary for payment to the  
2797 clerks of the court during the quarter and shall submit a  
2798 request for payment to the Chief Financial Officer. If the  
2799 Justice Administrative Commission believes that the amount  
2800 appropriated by the Legislature is insufficient to meet such  
2801 costs during the remaining part of the state fiscal year, the  
2802 commission may apportion the funds appropriated in the General  
2803 Appropriations Act for those purposes among the several  
2804 counties, basing the apportionment upon the amount expended for  
2805 such purposes in each county during the prior fiscal year. In  
2806 that case, the Chief Financial Officer shall only issue the  
2807 appropriate apportioned amount by warrant to each county. The  
2808 clerks of court are responsible for any costs of compensation to



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2809 jurors, for meals or lodging provided to jurors, and for jury  
2810 related personnel costs that exceed the funding provided in the  
2811 General Appropriations Act for these purposes. This section  
2812 expires July 1, 2017.

2813 Section 67. In order to implement Specific Appropriations  
2814 1093 through 1105 of the 2016-2017 General Appropriations Act,  
2815 the Department of Juvenile Justice may not provide, make, pay,  
2816 or deduct and a nonfiscally constrained county may not apply,  
2817 deduct, or receive any reimbursement or any credit for any  
2818 previous overpayment of juvenile detention care costs related to  
2819 or for any previous state fiscal year against the juvenile  
2820 detention care costs due from the nonfiscally constrained county  
2821 in the 2016-2017 fiscal year pursuant to s. 985.686, Florida  
2822 Statutes, or any other law. The section is contingent upon CS/SB  
2823 1322 becoming law. This section expires July 1, 2017.

2824 Section 68. In order to implement appropriations used to  
2825 pay existing lease contracts for private lease space in excess  
2826 of 2,000 square feet in the 2016-2017 General Appropriations  
2827 Act, the Department of Management Services, with the cooperation  
2828 of the agencies having the existing lease contracts for office  
2829 or storage space, shall use tenant broker services to  
2830 renegotiate or reprocur all private lease agreements for office  
2831 or storage space expiring between July 1, 2017, and June 30,  
2832 2019, in order to reduce costs in future years. The department  
2833 shall incorporate this initiative into its 2016 master leasing  
2834 report required under s. 255.249(7), Florida Statutes, and may



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2835 use tenant broker services to explore the possibilities of  
2836 collocating office or storage space, to review the space needs  
2837 of each agency, and to review the length and terms of potential  
2838 renewals or renegotiations. The department shall provide a  
2839 report to the Executive Office of the Governor, the President of  
2840 the Senate, and the Speaker of the House of Representatives by  
2841 November 1, 2016, which lists each lease contract for private  
2842 office or storage space, the status of renegotiations, and the  
2843 savings achieved. This section expires July 1, 2017.

2844 Section 69. In order to implement Specific Appropriations  
2845 2257 through 2265 of the 2016-2017 General Appropriations Act,  
2846 section 624.502, Florida Statutes, is reenacted to read:

2847 624.502 Service of process fee.—In all instances as  
2848 provided in any section of the insurance code and s. 48.151(3)  
2849 in which service of process is authorized to be made upon the  
2850 Chief Financial Officer or the director of the office, the  
2851 plaintiff shall pay to the department or office a fee of \$15 for  
2852 such service of process, which fee shall be deposited into the  
2853 Administrative Trust Fund.

2854 Section 70. The amendment to s. 624.502, Florida Statutes,  
2855 as carried forward by this act from chapter 2015-222, Laws of  
2856 Florida, expires July 1, 2017, and the text of that section  
2857 shall revert to that in existence on June 30, 2013, except that  
2858 any amendments to such text enacted other than by this act shall  
2859 be preserved and continue to operate to the extent that such  
2860 amendments are not dependent upon the portions of text which



2861 expire pursuant to this section.

2862 Section 71. In order to implement Specific Appropriations  
2863 2834 through 2845 of the 2016-2017 General Appropriations Act,  
2864 paragraph (a) of subsection (2) of section 282.709, Florida  
2865 Statutes, is reenacted to read:

2866 282.709 State agency law enforcement radio system and  
2867 interoperability network.—

2868 (2) The Joint Task Force on State Agency Law Enforcement  
2869 Communications is created adjunct to the department to advise  
2870 the department of member-agency needs relating to the planning,  
2871 designing, and establishment of the statewide communication  
2872 system.

2873 (a) The Joint Task Force on State Agency Law Enforcement  
2874 Communications shall consist of the following members:

2875 1. A representative of the Division of Alcoholic Beverages  
2876 and Tobacco of the Department of Business and Professional  
2877 Regulation who shall be appointed by the secretary of the  
2878 department.

2879 2. A representative of the Division of Florida Highway  
2880 Patrol of the Department of Highway Safety and Motor Vehicles  
2881 who shall be appointed by the executive director of the  
2882 department.

2883 3. A representative of the Department of Law Enforcement  
2884 who shall be appointed by the executive director of the  
2885 department.

2886 4. A representative of the Fish and Wildlife Conservation



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2887 Commission who shall be appointed by the executive director of  
2888 the commission.

2889 5. A representative of the Department of Corrections who  
2890 shall be appointed by the secretary of the department.

2891 6. A representative of the Division of State Fire Marshal  
2892 of the Department of Financial Services who shall be appointed  
2893 by the State Fire Marshal.

2894 7. A representative of the Department of Agriculture and  
2895 Consumer Services who shall be appointed by the Commissioner of  
2896 Agriculture.

2897 Section 72. The amendment to s. 282.709(2)(a), Florida  
2898 Statutes, as carried forward by this act from chapter 2014-53,  
2899 Laws of Florida, expires July 1, 2017, and the text of that  
2900 paragraph shall revert to that in existence on June 30, 2014,  
2901 except that any amendments to such text enacted other than by  
2902 this act shall be preserved and continue to operate to the  
2903 extent that such amendments are not dependent upon the portions  
2904 of text which expire pursuant to this section.

2905 Section 73. In order to implement Specific Appropriations  
2906 2740 through 2752 of the 2016-2017 General Appropriations Act  
2907 and notwithstanding rule 60A-1.031, Florida Administrative Code,  
2908 the transaction fee collected for use of the online procurement  
2909 system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c),  
2910 Florida Statutes, shall be seven-tenths of 1 percent for the  
2911 2016-2017 fiscal year only. This section expires July 1, 2017.

2912 Section 74. In order to implement the appropriation of



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2913 funds in the appropriation category "Data Processing Services-  
2914 State Data Center-Agency for State Technology (AST)" in the  
2915 2016-2017 General Appropriations Act, and pursuant to the  
2916 notice, review, and objection procedures of s. 216.177, Florida  
2917 Statutes, the Executive Office of the Governor may transfer  
2918 funds appropriated in that category between departments in order  
2919 to align the budget authority granted based on the estimated  
2920 billing cycle and methodology used by the Agency for State  
2921 Technology for data processing services provided by the State  
2922 Data Center. This section expires July 1, 2017.

2923       Section 75. In order to implement appropriations  
2924 authorized in the 2016-2017 General Appropriations Act for data  
2925 center services, and notwithstanding s. 216.292(2)(a), Florida  
2926 Statutes, except as authorized in section 74, an agency may not  
2927 transfer funds from a data processing category to a category  
2928 other than another data processing category. This section  
2929 expires July 1, 2017.

2930       Section 76. In order to implement Specific Appropriation  
2931 2826 of the 2016-2017 General Appropriations Act, the Executive  
2932 Office of the Governor may transfer funds appropriated in the  
2933 appropriation category "Expenses" of the 2016-2017 General  
2934 Appropriations Act between agencies in order to allocate a  
2935 reduction relating to SUNCOM Network services. This section  
2936 expires July 1, 2017.

2937       Section 77. In order to implement the appropriation of  
2938 funds in the appropriation category "Special Categories-Risk



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2939 Management Insurance" in the 2016-2017 General Appropriations  
2940 Act, and pursuant to the notice, review, and objection  
2941 procedures of s. 216.177, Florida Statutes, the Executive Office  
2942 of the Governor may transfer funds appropriated in that category  
2943 between departments in order to align the budget authority  
2944 granted with the premiums paid by each department for risk  
2945 management insurance. This section expires July 1, 2017.

2946 Section 78. In order to implement the appropriation of  
2947 funds in the appropriation category "Special Categories-Transfer  
2948 to Department of Management Services-Human Resources Services  
2949 Purchased per Statewide Contract" in the 2016-2017 General  
2950 Appropriations Act, and pursuant to the notice, review, and  
2951 objection procedures of s. 216.177, Florida Statutes, the  
2952 Executive Office of the Governor may transfer funds appropriated  
2953 in that category between departments in order to align the  
2954 budget authority granted with the assessments that must be paid  
2955 by each agency to the Department of Management Services for  
2956 human resource management services. This section expires July 1,  
2957 2017.

2958 Section 79. In order to implement Specific Appropriation  
2959 2317A of the 2016-2017 General Appropriations Act:

2960 (1) The Department of Financial Services shall replace the  
2961 four main components of the Florida Accounting Information  
2962 Resource Subsystem (FLAIR), which include central FLAIR,  
2963 departmental FLAIR, payroll, and information warehouse, and  
2964 shall replace the cash management and accounting management



2965 components of the Cash Management Subsystem (CMS) with an  
2966 integrated enterprise system that allows the state to organize,  
2967 define, and standardize its financial management business  
2968 processes and that complies with ss. 215.90-215.96, Florida  
2969 Statutes. The department shall not include in the replacement of  
2970 FLAIR and CMS:

2971 (a) Functionality that duplicates any of the other  
2972 information subsystems of the Florida Financial Management  
2973 Information System; or

2974 (b) Agency business processes related to any of the  
2975 functions included in the Personnel Information System, the  
2976 Purchasing Subsystem, or the Legislative Appropriations  
2977 System/Planning and Budgeting Subsystem.

2978 (2) For purposes of replacing FLAIR and CMS, the  
2979 Department of Financial Services shall:

2980 (a) Take into consideration the cost and implementation  
2981 data identified for Option 3 as recommended in the March 31,  
2982 2014, Florida Department of Financial Services FLAIR Study,  
2983 version 031.

2984 (b) Ensure that all business requirements and technical  
2985 specifications have been provided to all state agencies for  
2986 their review and input and approved by the executive steering  
2987 committee established in paragraph (c).

2988 (c) Implement a project governance structure that includes  
2989 an executive steering committee composed of:

2990 1. The Chief Financial Officer or the executive sponsor of



2991 the project.

2992 2. A representative of the Division of Treasury of the  
2993 Department of Financial Services appointed by the Chief  
2994 Financial Officer.

2995 3. A representative of the Division of Information Systems  
2996 of the Department of Financial Services appointed by the Chief  
2997 Financial Officer.

2998 4. Four employees from the Division of Accounting and  
2999 Auditing of the Department of Financial Services appointed by  
3000 the Chief Financial Officer. Each employee must have experience  
3001 relating to at least one of the four main components that  
3002 comprise FLAIR.

3003 5. Two employees from the Executive Office of the Governor  
3004 appointed by the Governor. One employee must have experience  
3005 relating to the Legislative Appropriations System/Planning and  
3006 Budgeting Subsystem.

3007 6. One employee from the Department of Revenue appointed  
3008 by the executive director of the department who has experience  
3009 relating to the department's SUNTAX system.

3010 7. Two employees from the Department of Management  
3011 Services appointed by the Secretary of Management Services. One  
3012 employee must have experience relating to the department's  
3013 personnel information subsystem and one employee must have  
3014 experience relating to the department's purchasing subsystem.

3015 8. Three state agency administrative services directors  
3016 appointed by the Governor. One director must represent a



3017 regulatory and licensing state agency and one director must  
3018 represent a health care-related state agency.

3019 (3) The Chief Financial Officer or the executive sponsor  
3020 of the project shall serve as chair of the executive steering  
3021 committee, and the committee shall take action by a vote of at  
3022 least eight affirmative votes with the Chief Financial Officer  
3023 or the executive sponsor of the project voting on the prevailing  
3024 side. A quorum of the executive steering committee consists of  
3025 no fewer than 10 members.

3026 (4) The executive steering committee has the overall  
3027 responsibility for ensuring that the project to replace FLAIR  
3028 and CMS meets its primary business objectives and shall:

3029 (a) Identify and recommend to the Executive Office of the  
3030 Governor, the President of the Senate, and the Speaker of the  
3031 House of Representatives any statutory changes needed to  
3032 implement the replacement subsystem that will standardize to the  
3033 fullest extent possible the state's financial management  
3034 business processes.

3035 (b) Review and approve any changes to the project's scope,  
3036 schedule, and budget that do not conflict with the requirements  
3037 of subsection (1).

3038 (c) Ensure that adequate resources are provided throughout  
3039 all phases of the project.

3040 (d) Approve all major project deliverables.

3041 (e) Approve all solicitation-related documents associated  
3042 with the replacement of FLAIR and CMS.



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3043 |       (5) This section expires July 1, 2017.

3044 |       Section 80. Effective upon this act becoming law and in  
3045 | order to implement section 90 of the 2016-2017 General  
3046 | Appropriations Act, subsection (9) is added to section 216.292,  
3047 | Florida Statutes, to read:

3048 |       216.292 Appropriations nontransferable; exceptions.—

3049 |       (9) Notwithstanding subsections (2), (3), and (4), and for  
3050 | the 2015-2016 fiscal year only, the Executive Office of the  
3051 | Governor, after 14 days' prior notice, may transfer funds  
3052 | between appropriations categories, as needed, to realign funds,  
3053 | to provide for the relocation of state agencies and departments  
3054 | currently located at the Northwood Centre, 1940 North Monroe  
3055 | Street, Tallahassee, Florida. Such transfers are subject to the  
3056 | notice and objection provisions of s. 216.177. This subsection  
3057 | expires July 1, 2016.

3058 |       Section 81. In order to implement Specific Appropriation  
3059 | 1602 of the 2016-2017 General Appropriations Act, paragraph (e)  
3060 | of subsection (5) of section 161.143, Florida Statutes, is  
3061 | amended to read:

3062 |       161.143 Inlet management; planning, prioritizing, funding,  
3063 | approving, and implementing projects.—

3064 |       (5) The department shall annually provide an inlet  
3065 | management project list, in priority order, to the Legislature  
3066 | as part of the department's budget request. The list must  
3067 | include studies, projects, or other activities that address the  
3068 | management of at least 10 separate inlets and that are ranked



3069 according to the criteria established under subsection (2).

3070 (e) Notwithstanding paragraphs (a) and (b), and for the  
 3071 2016-2017 ~~2015-2016~~ fiscal year only, the amount allocated for  
 3072 inlet management funding is provided in the 2016-2017 ~~2015-2016~~  
 3073 General Appropriations Act. This paragraph expires July 1, 2017  
 3074 ~~2016~~.

3075 Section 82. In order to implement Specific Appropriations  
 3076 1533 and 1534 of the 2016-2017 General Appropriations Act,  
 3077 paragraph (m) of subsection (3) of section 259.105, Florida  
 3078 Statutes, is amended to read:

3079 259.105 The Florida Forever Act.—

3080 (3) Less the costs of issuing and the costs of funding  
 3081 reserve accounts and other costs associated with bonds, the  
 3082 proceeds of cash payments or bonds issued pursuant to this  
 3083 section shall be deposited into the Florida Forever Trust Fund  
 3084 created by s. 259.1051. The proceeds shall be distributed by the  
 3085 Department of Environmental Protection in the following manner:

3086 (m) Notwithstanding paragraphs (a)-(j) and for the 2016-  
 3087 2017 ~~2015-2016~~ fiscal year only:—

3088 1. The amount of \$15,156,206 ~~\$17.4 million~~ to only the  
 3089 Division of State Lands within the Department of Environmental  
 3090 Protection for the Board of Trustees Florida Forever Priority  
 3091 List land acquisition projects.

3092 2. Thirty-five million dollars to the Department of  
 3093 Agriculture and Consumer Services for the acquisition of  
 3094 agricultural lands through perpetual conservation easements and



3095 other perpetual less-than-fee techniques, which will achieve the  
3096 objectives of Florida Forever and s. 570.71.

3097 3.a. Notwithstanding any allocation required pursuant to  
3098 paragraph (c), \$10 million shall be allocated to the Florida  
3099 Communities Trust for projects acquiring conservation or  
3100 recreation lands to enhance recreational opportunities for  
3101 individuals with unique abilities.

3102 b. The Department of Environmental Protection may waive  
3103 the local government matching fund requirement of paragraph (c)  
3104 for projects acquiring conservation or recreation lands to  
3105 enhance recreational opportunities for individuals with unique  
3106 abilities.

3107 c. Notwithstanding sub-subparagraphs a. and b., any funds  
3108 required to be used to acquire conservation or recreation lands  
3109 to enhance recreational opportunities for individuals with  
3110 unique abilities which have not been awarded for those purposes  
3111 by May 1, 2017, may be awarded to redevelop or renew outdoor  
3112 recreational facilities on public lands, including recreational  
3113 trails, parks, and urban open spaces, together with improvements  
3114 required to enhance recreational enjoyment and public access to  
3115 public lands, if such redevelopment and renewal is primarily  
3116 geared toward enhancing recreational opportunities for  
3117 individuals with unique abilities. The department may waive the  
3118 local matching requirement of paragraph (c) for such  
3119 redevelopment and renewal projects.

3120



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3121 This paragraph expires July 1, 2017 ~~2016~~.

3122 Section 83. In order to implement Specific Appropriation  
3123 1698A of the 2016-2017 General Appropriations Act, subsection  
3124 (4) is added to section 375.075, Florida Statutes, to read:

3125 375.075 Outdoor recreation; financial assistance to local  
3126 governments.—

3127 (4) (a) For the 2016-2017 fiscal year:

3128 1. Notwithstanding any other provision of this section, at  
3129 least \$3 million of the program funds for projects must be used  
3130 exclusively for projects that provide recreational enhancements  
3131 and opportunities for individuals with unique abilities. The  
3132 department shall conduct a separate grant application process  
3133 exclusively for such projects. The department shall make the  
3134 schedule for the grant application process for projects that  
3135 provide recreational enhancements and opportunities for  
3136 individuals with unique abilities publicly available and shall  
3137 award the grants for such projects by December 31, 2016.

3138 2. Notwithstanding subsection (3), a local government may  
3139 submit up to three grant applications for projects, if at least  
3140 one of those projects provides recreational enhancements and  
3141 opportunities for individuals with unique abilities. The maximum  
3142 project grant for each project application that provides  
3143 recreational enhancements and opportunities for individuals with  
3144 unique abilities may not exceed \$500,000 in state funds.

3145 (b) The selection criteria used by the department for  
3146 grant applications submitted pursuant to this subsection shall



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3147 prioritize projects that allocate the greatest share of state  
3148 funds to provide recreational enhancements and opportunities for  
3149 individuals with unique abilities.

3150 (c) The term "projects that provide recreational  
3151 enhancements and opportunities for individuals with unique  
3152 abilities" means those projects that incorporate adaptations or  
3153 modifications to the design and development of recreational  
3154 resources or equipment to meet the needs of all potential  
3155 participants including those with physical or developmental  
3156 disabilities.

3157 (d) This subsection expires July 1, 2017.

3158 Section 84. In order to implement Specific Appropriation  
3159 1534 of the 2016-2017 General Appropriations Act, paragraph (h)  
3160 is added to subsection (2) of section 380.507, Florida Statutes,  
3161 to read:

3162 380.507 Powers of the trust.—The trust shall have all the  
3163 powers necessary or convenient to carry out the purposes and  
3164 provisions of this part, including:

3165 (2) To undertake, coordinate, or fund activities and  
3166 projects which will help bring local comprehensive plans into  
3167 compliance and help implement the goals, objectives, and  
3168 policies of the conservation, recreation and open space, and  
3169 coastal elements of local comprehensive plans, or which will  
3170 otherwise serve to conserve natural resources and resolve land  
3171 use conflicts, including, but not limited to:

3172 (h) Projects that provide accessibility, availability, or



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3173 adaptability of conservation or recreation lands for individuals  
3174 with unique abilities. The term "projects that provide  
3175 recreational enhancements and opportunities for individuals with  
3176 unique abilities" means those projects that incorporate  
3177 adaptations or modifications to the design and development of  
3178 recreational resources or equipment to meet the needs of all  
3179 potential participants including those with physical or  
3180 developmental disabilities. This paragraph expires July 1, 2017.

3181 Section 85. In order to implement Specific Appropriations  
3182 1599, 1599A, 1599B, and 1740A of the 2016-2017 General  
3183 Appropriations Act, paragraph (d) of subsection (11) of section  
3184 216.181, Florida Statutes, is amended to read:

3185 216.181 Approved budgets for operations and fixed capital  
3186 outlay.—

3187 (11)

3188 (d) Notwithstanding paragraph (b) and paragraph (2) (b),  
3189 and for the 2016-2017 ~~2015-2016~~ fiscal year only, the  
3190 Legislative Budget Commission may increase the amounts  
3191 appropriated to the Fish and Wildlife Conservation Commission or  
3192 the Department of Environmental Protection for fixed capital  
3193 outlay projects, including additional fixed capital outlay  
3194 projects, using funds provided to the state from the Gulf  
3195 Environmental Benefit Fund administered by the National Fish and  
3196 Wildlife Foundation; funds provided to the state from the Gulf  
3197 Coast Restoration Trust Fund related to the Resources and  
3198 Ecosystems Sustainability, Tourist Opportunities, and Revived



3199 Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds  
 3200 provided by the British Petroleum Corporation (BP) for natural  
 3201 resource damage assessment ~~early~~ restoration projects.  
 3202 Concurrent with submission of an amendment to the Legislative  
 3203 Budget Commission pursuant to this paragraph, any project that  
 3204 carries a continuing commitment for future appropriations by the  
 3205 Legislature must be specifically identified, together with the  
 3206 projected amount of the future commitment associated with the  
 3207 project and the fiscal years in which the commitment is expected  
 3208 to commence. This paragraph expires July 1, 2017 ~~2016~~.

3209  
 3210 The provisions of this subsection are subject to the notice and  
 3211 objection procedures set forth in s. 216.177.

3212 Section 86. In order to implement specific appropriations  
 3213 from the Water Quality Assurance Trust Fund within the  
 3214 Department of Environmental Protection contained in the 2016-  
 3215 2017 General Appropriations Act, paragraph (b) of subsection (2)  
 3216 of section 206.9935, Florida Statutes, is amended to read:

3217 206.9935 Taxes imposed.—

3218 (2) TAX FOR WATER QUALITY.—

3219 (b) The excise tax shall be the applicable rate as  
 3220 specified in subparagraph 1. per barrel or per unit of  
 3221 pollutant, or equivalent measure as established by the  
 3222 department, produced in or imported into the state. If the  
 3223 unobligated balance of the Water Quality Assurance Trust Fund is  
 3224 or falls below \$3 million, the tax shall be increased to the



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3225 applicable rates specified in subparagraph 2. and shall remain  
3226 at said rates until the unobligated balance in the fund exceeds  
3227 \$5 million, at which time the tax shall be imposed at the rates  
3228 specified in subparagraph 1. If the unobligated balance of the  
3229 fund exceeds \$12 million, the levy of the tax shall be  
3230 discontinued until the unobligated balance of the fund falls  
3231 below \$5 million, at which time the tax shall be imposed at the  
3232 rates specified in subparagraph 1. Changes in the tax rates  
3233 pursuant to this paragraph shall take effect on the first day of  
3234 the month after 30 days' notification to the Department of  
3235 Revenue when the unobligated balance of the fund falls below or  
3236 exceeds a limit set pursuant to this paragraph. The unobligated  
3237 balance of the Water Quality Assurance Trust Fund as it relates  
3238 to determination of the applicable excise tax rate shall exclude  
3239 the unobligated balances of funds of the Dry Cleaning, Operator  
3240 Certification, and nonagricultural nonpoint source programs, and  
3241 other required reservations of fund balance. The unobligated  
3242 balance in the Water Quality Assurance Trust Fund is based upon  
3243 the current unreserved fund balance, projected revenues,  
3244 authorized legislative appropriations, and funding for the  
3245 department's base budget for the subsequent fiscal year.  
3246 Revenues for penalties collected pursuant to s. 403.121(11) and  
3247 all moneys recovered under s. 373.430(7) are exempt from the  
3248 calculation of the unobligated balance of the Water Quality  
3249 Assurance Trust Fund. Determination of the unobligated balance  
3250 of the Water Quality Assurance Trust Fund shall be performed



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3251 annually subsequent to the annual legislative appropriations  
3252 becoming law.

3253 1. As provided in this paragraph, the tax shall be 2.36  
3254 cents per gallon of solvents, 1 cent per gallon of motor oil or  
3255 other lubricants, and 2 cents per barrel of petroleum products,  
3256 pesticides, ammonia, and chlorine.

3257 2. As provided in this paragraph, the tax shall be 5.9  
3258 cents per gallon of solvents, 2.5 cents per gallon of motor oil  
3259 or other lubricants, 2 cents per barrel of ammonia, and 5 cents  
3260 per barrel of petroleum products, pesticides, and chlorine.

3261 Section 87. The amendment made by this act to s.  
3262 206.9935(2)(b), Florida Statutes, expires July 1, 2017, and the  
3263 text of that paragraph shall revert to that in existence on June  
3264 30, 2016, except that any amendments to such text enacted other  
3265 than by this act shall be preserved and continue to operate to  
3266 the extent that such amendments are not dependent upon the  
3267 portions of text which expire pursuant to this section.

3268 Section 88. In order to implement Specific Appropriation  
3269 1670 of the 2016-2017 General Appropriations Act, subsection (5)  
3270 of section 403.709, Florida Statutes, is amended to read:

3271 403.709 Solid Waste Management Trust Fund; use of waste  
3272 tire fees.—There is created the Solid Waste Management Trust  
3273 Fund, to be administered by the department.

3274 (5)(a) Notwithstanding subsection (1), a solid waste  
3275 landfill closure account is established within the Solid Waste  
3276 Management Trust Fund to provide funding for the closing and



3277 long-term care of solid waste management facilities. The  
 3278 department may use funds from the account to contract with a  
 3279 third party for the closing and long-term care of a solid waste  
 3280 management facility if:

3281 1. The facility has, ~~or had,~~ or was not required to obtain  
 3282 a department permit to operate the facility;

3283 2. The permittee, where required by permit or rule,  
 3284 provided proof of financial assurance for closure in the form of  
 3285 an insurance certificate or an alternative form of financial  
 3286 assurance mechanism established pursuant to s. 403.7125;

3287 3. The department has ordered the facility closed or has  
 3288 deemed the facility abandoned. ~~The facility is deemed to be~~  
 3289 ~~abandoned or was ordered to close by the department;~~

3290 4. The closure of the facility is accomplished in  
 3291 substantial accordance with a closure plan approved by the  
 3292 department; and

3293 5. The department has sufficient ~~written~~ documentation to  
 3294 confirm that the issuer of the ~~that the~~ insurance company  
 3295 issuing the closure insurance policy or alternative form of  
 3296 financial insurance will provide or reimburse the funds required  
 3297 to complete the closing and long-term care of the facility.

3298 (b) The department shall deposit all ~~the~~ funds received  
 3299 from the insurer or other parties for reimbursing ~~insurance~~  
 3300 ~~company as reimbursement for~~ the costs of closing or long-term  
 3301 care of the facility under this subsection into the solid waste  
 3302 landfill closure account.



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3303        (c) If the amount available under the insurance policy or  
3304 alternative form of financial assurance is insufficient, or is  
3305 otherwise unavailable, to perform or complete the facility  
3306 closing or long-term care under this subsection, and the  
3307 department has used all such funds from the insurance policy or  
3308 alternative form of financial assurance, the department may use  
3309 funds from the Solid Waste Management Trust Fund to pay for or  
3310 reimburse additional expenses needed for performing or  
3311 completing the approved facility closure or long-term care  
3312 activities.

3313        (d)~~(e)~~ This subsection expires July 1, 2017 ~~2016~~.

3314        Section 89. Effective upon this becoming a law and in  
3315 order to implement Specific Appropriation 1674 of the 2016-2017  
3316 General Appropriations Act, and notwithstanding the expiration  
3317 of subsection (5) of section 403.7095, Florida Statutes, which  
3318 occurred on July 1, 2015, that subsection is revived, reenacted,  
3319 and amended, and subsection (6) is added to that section, to  
3320 read:

3321        403.7095 Solid waste management grant program.—

3322        (5) Notwithstanding any other provision of this section,  
3323 and for the 2015-2016 ~~2014-2015~~ fiscal year only, the Department  
3324 of Environmental Protection shall award the sum of \$3 million in  
3325 grants in the 2015-2016 fiscal year equally to counties having  
3326 populations of fewer than 100,000 for waste tire and litter  
3327 prevention, recycling education, and general solid waste  
3328 programs. This subsection expires July 1, 2016 ~~2015~~.



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3329        (6) Notwithstanding any other provision of this section,  
3330 and for the 2016-2017 fiscal year only, the Department of  
3331 Environmental Protection shall award the sum of \$3 million in  
3332 grants in the 2016-2017 fiscal year equally to counties having  
3333 populations of fewer than 110,000 for waste tire and litter  
3334 prevention, recycling education, and general solid waste  
3335 programs. This subsection expires July 1, 2017.

3336        Section 90. In order to implement specific appropriations  
3337 from the land acquisition trust funds within the Department of  
3338 Agriculture and Consumer Services, the Department of  
3339 Environmental Protection, the Department of State, and the Fish  
3340 and Wildlife Conservation Commission which are contained in the  
3341 2016-2017 General Appropriations Act, subsection (3) of section  
3342 215.18, Florida Statutes, is amended to read:

3343        215.18 Transfers between funds; limitation.—

3344        (3) Notwithstanding subsection (1) and only with respect  
3345 to a land acquisition trust fund in the Department of  
3346 Agriculture and Consumer Services, the Department of  
3347 Environmental Protection, the Department of State, or the Fish  
3348 and Wildlife Conservation Commission, whenever there is a  
3349 deficiency in a land acquisition trust fund which would render  
3350 that trust fund temporarily insufficient to meet its just  
3351 requirements, including the timely payment of appropriations  
3352 from that trust fund, and other trust funds in the State  
3353 Treasury have moneys that are for the time being or otherwise in  
3354 excess of the amounts necessary to meet the just requirements,



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3355 including appropriated obligations, of those other trust funds,  
3356 the Governor may order a temporary transfer of moneys from one  
3357 or more of the other trust funds to a land acquisition trust  
3358 fund in the Department of Agriculture and Consumer Services, the  
3359 Department of Environmental Protection, the Department of State,  
3360 or the Fish and Wildlife Conservation Commission. Any action  
3361 proposed pursuant to this subsection is subject to the notice,  
3362 review, and objection procedures of s. 216.177, and the Governor  
3363 shall provide notice of such action at least 7 days before the  
3364 effective date of the transfer of trust funds, except that  
3365 during July 2016 ~~2015~~, notice of such action shall be provided  
3366 at least 3 days before the effective date of a transfer unless  
3367 such 3-day notice is waived by the chair and vice-chair of the  
3368 Legislative Budget Commission. Any transfer of trust funds to a  
3369 land acquisition trust fund in the Department of Agriculture and  
3370 Consumer Services, the Department of Environmental Protection,  
3371 the Department of State, or the Fish and Wildlife Conservation  
3372 Commission must be repaid to the trust funds from which the  
3373 moneys were loaned by the end of the 2016-2017 ~~2015-2016~~ fiscal  
3374 year. The Legislature has determined that the repayment of the  
3375 other trust fund moneys temporarily loaned to a land acquisition  
3376 trust fund in the Department of Agriculture and Consumer  
3377 Services, the Department of Environmental Protection, the  
3378 Department of State, or the Fish and Wildlife Conservation  
3379 Commission pursuant to this subsection is an allowable use of  
3380 the moneys in a land acquisition trust fund because the moneys



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3381 from other trust funds temporarily loaned to a land acquisition  
3382 trust fund shall be expended solely and exclusively in  
3383 accordance with s. 28, Art. X of the State Constitution. This  
3384 subsection expires July 1, ~~2017~~ 2016.

3385 Section 91. (1) In order to implement specific  
3386 appropriations from the land acquisition trust funds within the  
3387 Department of Agriculture and Consumer Services, the Department  
3388 of Environmental Protection, the Department of State, and the  
3389 Fish and Wildlife Conservation Commission which are contained in  
3390 the 2016-2017 General Appropriations Act, the Department of  
3391 Environmental Protection shall transfer revenues from the Land  
3392 Acquisition Trust Fund within the department to the land  
3393 acquisition trust funds within the Department of Agriculture and  
3394 Consumer Services, the Department of State, and the Fish and  
3395 Wildlife Conservation Commission, as provided in this section.  
3396 As used in this section, the term "department" means the  
3397 Department of Environmental Protection.

3398 (2) After subtracting any required debt service payments,  
3399 the proportionate share of revenues to be transferred to each  
3400 land acquisition trust fund shall be calculated by dividing the  
3401 appropriations from each of the land acquisition trust funds for  
3402 the fiscal year by the total appropriations from the Land  
3403 Acquisition Trust Fund within the department and the land  
3404 acquisition trust funds within the Department of Agriculture and  
3405 Consumer Services, the Department of State, and the Fish and  
3406 Wildlife Commission for the fiscal year. The department shall



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3407 transfer the proportionate share of the revenues in the Land  
3408 Acquisition Trust Fund within the department on a monthly basis  
3409 to the appropriate land acquisition trust funds within the  
3410 Department of Agriculture and Consumer Services, the Department  
3411 of State, and the Fish and Wildlife Commission and shall retain  
3412 its proportionate share of the revenues in the Land Acquisition  
3413 Trust Fund within the department. Total distributions to a land  
3414 acquisition trust fund within the Department of Agriculture and  
3415 Consumer Services, the Department of State, and the Fish and  
3416 Wildlife Commission may not exceed the total appropriations from  
3417 such trust fund for the fiscal year.

3418 (3) This section expires July 1, 2017.

3419 Section 92. In order to implement Specific Appropriation  
3420 1597A of the 2016-2017 General Appropriations Act, subsection  
3421 (9) of section 376.3071, Florida Statutes, is amended to read:  
3422 376.3071 Inland Protection Trust Fund; creation; purposes;  
3423 funding.—

3424 (9) INVESTMENTS; INTEREST.—Moneys in the fund which are  
3425 not needed currently to meet the obligations of the department  
3426 in the exercise of its responsibilities under this section and  
3427 s. 376.3073 shall be deposited with the Chief Financial Officer  
3428 to the credit of the fund and may be invested in such manner as  
3429 provided by law. The interest received on such investment shall  
3430 be credited to the fund. Any provisions of law to the contrary  
3431 notwithstanding, such interest may be freely transferred between  
3432 the trust fund and the Water Quality Assurance Trust Fund in the



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3433 discretion of the department or as authorized in the General  
3434 Appropriations Act.

3435 Section 93. The amendment made by this act to s.  
3436 376.3071(9), Florida Statutes, expires July 1, 2017, and the  
3437 text of that subsection shall revert to that in existence on  
3438 June 30, 2016, except that any amendments to such text enacted  
3439 other than by this act shall be preserved and continue to  
3440 operate to the extent that such amendments are not dependent  
3441 upon the portions of text which expire pursuant to this section.

3442 Section 94. In order to implement the proviso language  
3443 associated with Specific Appropriation 1671 of the 2016-2017  
3444 General Appropriations Act relating to the cleanup of petroleum  
3445 contamination sites, the Department of Environmental Protection  
3446 may not require payment of program copayments and may not  
3447 require submission of the limited contamination assessment  
3448 report as provided in s. 376.3071(13)(c), Florida Statutes. The  
3449 use of funds appropriated in the 2016-2017 fiscal year may not  
3450 be applied towards the funding limits provided in sections  
3451 376.3071(13) and 376.3072(2), Florida Statutes. This section  
3452 expires July 1, 2017.

3453 Section 95. In order to implement Specific Appropriation  
3454 1671 of the 2016-2017 General Appropriations Act, paragraph (q)  
3455 of subsection (4) of section 376.3071, Florida Statutes, is  
3456 amended to read:

3457 376.3071 Inland Protection Trust Fund; creation; purposes;  
3458 funding.—



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3459 (4) USES.—Whenever, in its determination, incidents of  
3460 inland contamination related to the storage of petroleum or  
3461 petroleum products may pose a threat to the public health,  
3462 safety, or welfare, water resources, or the environment, the  
3463 department shall obligate moneys available in the fund to  
3464 provide for:

3465 (q) Payments for program deductibles, copayments, and  
3466 limited contamination assessment reports that otherwise would be  
3467 paid by another state agency for state-funded petroleum  
3468 contamination site rehabilitation. This paragraph expires July  
3469 1, 2017 ~~2016~~.

3470  
3471 The Inland Protection Trust Fund may only be used to fund the  
3472 activities in ss. 376.30-376.317 except ss. 376.3078 and  
3473 376.3079. Amounts on deposit in the fund in each fiscal year  
3474 shall first be applied or allocated for the payment of amounts  
3475 payable by the department pursuant to paragraph (n) under a  
3476 service contract entered into by the department pursuant to s.  
3477 376.3075 and appropriated in each year by the Legislature before  
3478 making or providing for other disbursements from the fund. This  
3479 subsection does not authorize the use of the fund for cleanup of  
3480 contamination caused primarily by a discharge of solvents as  
3481 defined in s. 206.9925(6), or polychlorinated biphenyls when  
3482 their presence causes them to be hazardous wastes, except  
3483 solvent contamination which is the result of chemical or  
3484 physical breakdown of petroleum products and is otherwise



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3485 eligible. Facilities used primarily for the storage of motor or  
3486 diesel fuels as defined in ss. 206.01 and 206.86 are not  
3487 excluded from eligibility pursuant to this section.

3488       Section 96. In order to implement Specific Appropriation  
3489 2632 of the 2016-2017 General Appropriations Act, the Department  
3490 of Highway Safety and Motor Vehicles shall contract with the  
3491 corporation organized pursuant to part II of chapter 946,  
3492 Florida Statutes, to manufacture the current or newly redesigned  
3493 license plates, such contract being in the same manner and for  
3494 the same price as that paid by the department during the 2013-  
3495 2014 fiscal year. The corporation shall seek sealed bids for the  
3496 reflectorized sheeting used in the manufacture of such license  
3497 plates, and in the event the sealed bids result in any savings  
3498 in the sheeting costs, the corporation shall credit to the  
3499 department an amount equal to 70 percent of the savings. The  
3500 name of the county may not appear on any redesigned license  
3501 plate. This section expires July 1, 2017.

3502       Section 97. In order to implement Specific Appropriation  
3503 1890 of the 2016-2017 General Appropriations Act, paragraph (b)  
3504 of subsection (2) of section 339.2818, Florida Statutes, is  
3505 amended to read:

3506       339.2818 Small County Outreach Program.—

3507       (2) (b) Notwithstanding paragraph (a), for the 2016-2017  
3508 2015-2016 fiscal year, for purposes of this section, the term  
3509 "small county" means any county that has a population of 170,000  
3510 ~~165,000~~ or less as determined by the most recent official



3511 estimate pursuant to s. 186.901. This paragraph expires July 1,  
 3512 2017 ~~2016~~.

3513 Section 98. In order to implement Specific Appropriation  
 3514 1895 of the 2016-2017 General Appropriations Act, paragraph (i)  
 3515 of subsection (4) and paragraph (b) of subsection (5) of section  
 3516 339.135, Florida Statutes, are amended, and notwithstanding the  
 3517 expiration of paragraph (j) of subsection (4) and paragraph (c)  
 3518 of subsection (5) of that section, which occurred on July 1,  
 3519 2015, those paragraphs are revived, reenacted, and amended, to  
 3520 read:

3521 339.135 Work program; legislative budget request;  
 3522 definitions; preparation, adoption, execution, and amendment.—

3523 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

3524 (i) Notwithstanding paragraph (a), and for the 2016-2017  
 3525 ~~2015-2016~~ fiscal year only, the Department of Transportation  
 3526 shall use appropriated funds to support the establishment of a  
 3527 statewide system of interconnected multiuse trails and to pay  
 3528 the costs of planning, land acquisition, design, and  
 3529 construction of such trails and related facilities. Funds  
 3530 specifically appropriated for this purpose may not reduce,  
 3531 delete, or defer any existing projects funded as of July 1, 2016  
 3532 ~~2015~~, in the department's 5-year work program. This paragraph  
 3533 expires July 1, 2017 ~~2016~~.

3534 (j) Notwithstanding paragraph (a) and for the 2016-2017  
 3535 ~~2014-2015~~ fiscal year only, the department may use up to \$15  
 3536 million of appropriated funds to pay the costs of strategic and



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3537 regionally significant transportation projects. Funds may be  
3538 used to provide up to 75 percent of project costs for  
3539 production-ready eligible projects. Preference shall be given to  
3540 projects that support the state's economic regions, or that have  
3541 been identified as regionally significant in accordance with s.  
3542 339.155(4)(c), (d), and (e), and that have an increased level of  
3543 nonstate match. This paragraph expires July 1, 2017 ~~2015~~.

3544 (5) ADOPTION OF THE WORK PROGRAM.—

3545 (b) Notwithstanding paragraph (a), and for the 2016-2017  
3546 ~~2015-2016~~ fiscal year only, the department shall use  
3547 appropriated funds to support the establishment of a statewide  
3548 system of interconnected multiuse trails and to pay the costs of  
3549 planning, land acquisition, design, and construction of such  
3550 trails and related facilities. Funds specifically appropriated  
3551 for this purpose may not reduce, delete, or defer any existing  
3552 projects funded as of July 1, 2016 ~~2015~~, in the department's 5-  
3553 year work program. This paragraph expires July 1, 2017 ~~2016~~.

3554 (c) Notwithstanding paragraph (a), and for the 2016-2017  
3555 ~~2014-2015~~ fiscal year only, the department may use appropriated  
3556 funds to pay the costs of strategic and regionally significant  
3557 transportation projects as provided in paragraph (4)(j). Funds  
3558 specifically appropriated for this purpose may not reduce,  
3559 delete, or defer any existing projects funded as of July 1, 2016  
3560 ~~2014~~, in the department's 5-year work program. This paragraph  
3561 expires July 1, 2017 ~~2015~~.

3562 Section 99. In order to implement Specific Appropriation



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3563 1874 of the 2016-2017 General Appropriations Act, subsection  
3564 (10) of section 341.302, Florida Statutes, is reenacted to read:  
3565 341.302 Rail program; duties and responsibilities of the  
3566 department.—The department, in conjunction with other  
3567 governmental entities, including the rail enterprise and the  
3568 private sector, shall develop and implement a rail program of  
3569 statewide application designed to ensure the proper maintenance,  
3570 safety, revitalization, and expansion of the rail system to  
3571 assure its continued and increased availability to respond to  
3572 statewide mobility needs. Within the resources provided pursuant  
3573 to chapter 216, and as authorized under federal law, the  
3574 department shall:

3575 (10) (a) Administer rail operating and construction  
3576 programs, which programs shall include the regulation of maximum  
3577 train operating speeds, the opening and closing of public grade  
3578 crossings, the construction and rehabilitation of public grade  
3579 crossings, the installation of traffic control devices at public  
3580 grade crossings, the approval and implementation of quiet zones,  
3581 and administration of the programs by the department, including  
3582 participation in the cost of the programs.

3583 (b) Provide grant funding to assist with the  
3584 implementation of quiet zones that have been approved by the  
3585 department, which funding may not exceed 50 percent of the  
3586 nonfederal and nonprivate share of the total costs of any quiet  
3587 zone capital improvement project.

3588 (c) Coordinate and work closely with local, state, and



3589 federal agencies to provide technical support to local agencies  
3590 for the development of quiet zone plans.

3591 (d) Monitor crossing incidents at approved quiet zone  
3592 locations and suspend the operation of a quiet zone at any time  
3593 the department determines that a significant deterioration in  
3594 safety is resulting from quiet zone implementation.

3595 Section 100. The amendment to s. 341.302(10), Florida  
3596 Statutes, as carried forward by this act from chapter 2014-53,  
3597 Laws of Florida, expires July 1, 2017, and the text of that  
3598 subsection shall revert to that in existence on June 30, 2014,  
3599 except that any amendments to such text enacted other than by  
3600 this act shall be preserved and continue to operate to the  
3601 extent that such amendments are not dependent upon the portions  
3602 of text which expire pursuant to this section.

3603 Section 101. In order to implement Specific Appropriation  
3604 1889 of the 2016-2017 General Appropriations Act, and  
3605 notwithstanding the expiration date in section 66 of chapter  
3606 2015-222, Laws of Florida, subsection (3) of section 339.2816,  
3607 Florida Statutes, is reenacted and amended, and paragraph (a) of  
3608 subsection (4) of that section is amended, to read:

3609 339.2816 Small County Road Assistance Program.—

3610 (3) In the 2016-2017 ~~2015-2016~~ fiscal year, up to \$50  
3611 million from the State Transportation Trust Fund may be used for  
3612 the purposes of funding the Small County Road Assistance Program  
3613 as described in this section.

3614 (4) (a) Small counties shall be eligible to compete for



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3615 funds that have been designated for the Small County Road  
3616 Assistance Program for resurfacing or reconstruction projects on  
3617 county roads that were part of the county road system on June  
3618 10, 1995. Capacity improvements on county roads shall not be  
3619 eligible for funding under the program, except where the  
3620 department determines that widening of existing lanes as part of  
3621 a resurfacing or reconstruction project is necessary to address  
3622 safety concerns.

3623 Section 102. The amendment made by this act to s.  
3624 339.2816(3) and (4), Florida Statutes, expires July 1, 2017, and  
3625 the text of that subsection shall revert to that in existence on  
3626 June 30, 2015, except that any amendments to such text enacted  
3627 other than by this act shall be preserved and continue to  
3628 operate to the extent that such amendments are not dependent  
3629 upon the portions of text which expire pursuant to this section.

3630 Section 103. In order to implement Specific Appropriation  
3631 2224 of the 2016-2017 General Appropriations Act, subsection  
3632 (10) of section 420.9072, Florida Statutes, is amended to read:  
3633 420.9072 State Housing Initiatives Partnership Program.—  
3634 The State Housing Initiatives Partnership Program is created for  
3635 the purpose of providing funds to counties and eligible  
3636 municipalities as an incentive for the creation of local housing  
3637 partnerships, to expand production of and preserve affordable  
3638 housing, to further the housing element of the local government  
3639 comprehensive plan specific to affordable housing, and to  
3640 increase housing-related employment.



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3641 (10) Notwithstanding ss. 420.9071(26) and 420.9075(5) and  
3642 subsection (7), for the 2016-2017 ~~2015-2016~~ fiscal year:

3643 (a) The term "rent subsidies" means ongoing monthly rental  
3644 assistance.

3645 (b) Up to 25 percent of the funds made available in each  
3646 county and each eligible municipality from the local housing  
3647 distribution may be used for rental assistance and rent  
3648 subsidies as provided in paragraph (c).

3649 (c) A county or an eligible municipality may expend its  
3650 portion of the local housing distribution to provide the  
3651 following types of rental assistance and rent subsidies:

- 3652 1. Security and utility deposit assistance.
- 3653 2. Eviction prevention subsidies not to exceed 6 months'  
3654 rent.
- 3655 3. Rent subsidies for very-low-income households with at  
3656 least one adult who is a person with special needs as defined in  
3657 s. 420.0004 or a person who is homeless as defined in s. 420.621  
3658 when the person initially qualified for a rent subsidy. The  
3659 period of rental subsidy may not exceed 12 months for any  
3660 eligible household or person.

3661 (d) This subsection expires July 1, 2017 ~~2016~~.

3662 Section 104. In order to implement Specific Appropriation  
3663 2223 of the 2016-2017 General Appropriations Act, subsection  
3664 (10) of section 420.5087, Florida Statutes, is amended to read:  
3665 420.5087 State Apartment Incentive Loan Program.—There is  
3666 hereby created the State Apartment Incentive Loan Program for



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3667 the purpose of providing first, second, or other subordinated  
3668 mortgage loans or loan guarantees to sponsors, including for-  
3669 profit, nonprofit, and public entities, to provide housing  
3670 affordable to very-low-income persons.

3671 (10) (a) Notwithstanding subsection (3), for the 2016-2017  
3672 ~~2015-2016~~ fiscal year, the reservation of funds for the tenant  
3673 groups within each notice of fund availability shall be:

3674 1. Not less than 10 percent of the funds available at that  
3675 time for the following tenant groups:

- 3676 a. Families;  
3677 b. Persons who are homeless;  
3678 c. Persons with special needs; and  
3679 d. Elderly persons.

3680 2. Not less than 5 percent of the funds available at that  
3681 time for the commercial fishing workers and farmworkers tenant  
3682 group.

3683 (b) Notwithstanding any other provision of this section  
3684 for the 2016-2017 fiscal year, the corporation shall issue a  
3685 notice of funds availability of \$20 million for loans to  
3686 construct workforce housing to serve primarily low-income  
3687 persons, as defined in s. 420.0004, and, in the Florida Keys  
3688 Area of Critical State Concern, to serve households with incomes  
3689 not to exceed 140 percent of area median income when strategies  
3690 are included in the local housing assistance plan to serve these  
3691 households.

3692 (c) This subsection expires July 1, 2017 ~~2016~~.



3693 Section 105. In order to implement Specific Appropriation  
3694 1856 of the 2016-2017 General Appropriations Act, subsection  
3695 (30) is added to section 427.013, Florida Statutes, to read:  
3696 427.013 The Commission for the Transportation  
3697 Disadvantaged; purpose and responsibilities.—The purpose of the  
3698 commission is to accomplish the coordination of transportation  
3699 services provided to the transportation disadvantaged. The goal  
3700 of this coordination is to assure the cost-effective provision  
3701 of transportation by qualified community transportation  
3702 coordinators or transportation operators for the transportation  
3703 disadvantaged without any bias or presumption in favor of  
3704 multioperator systems or not-for-profit transportation operators  
3705 over single operator systems or for-profit transportation  
3706 operators. In carrying out this purpose, the commission shall:  
3707 (30) For the 2016-2017 fiscal year and notwithstanding any  
3708 other provision of this section:  
3709 (a) Allocate, from funds provided in the General  
3710 Appropriations Act, to community transportation coordinators who  
3711 do not receive Urbanized Area Formula funds pursuant to 49  
3712 U.S.C. s. 5307 to provide transportation services for persons  
3713 with disabilities, older adults, and low-income persons so they  
3714 may access health care, employment, education, and other life-  
3715 sustaining activities. Funds allocated for this purpose shall be  
3716 distributed among community transportation coordinators based  
3717 upon the Transportation Disadvantaged Trip and Equipment  
3718 allocation methodology established by the commission.



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3719 (b) Award, from funds provided in the General  
3720 Appropriations Act, competitive grants to community  
3721 transportation coordinators to support transportation projects  
3722 to:

3723 1. Enhance access to health care, shopping, education,  
3724 employment, public services, and recreation;

3725 2. Assist in the development, improvement, and use of  
3726 transportation systems in nonurbanized areas;

3727 3. Promote the efficient coordination of services;

3728 4. Support inner-city bus transportation; and

3729 5. Encourage private transportation providers to  
3730 participate.

3731 (c) This subsection expires July 1, 2017.

3732 Section 106. In order to implement Specific Appropriation  
3733 2644 of the 2016-2017 General Appropriations Act, subsection (9)  
3734 is added to section 216.292, Florida Statutes to read:

3735 216.292 Appropriations nontransferable; exceptions.—

3736 (9) Notwithstanding subsections (2), (3), and (4), and for  
3737 the 2016-2017 fiscal year only, the Department of Highway Safety  
3738 and Motor Vehicles, with the approval of the Executive Office of  
3739 the Governor, and after 14 days' notice, may transfer up to  
3740 \$6,563,775 of nonrecurring funds from the Highway Safety  
3741 Operating Trust Fund between appropriations categories as needed  
3742 to realign funds based upon the cost-benefit analysis that  
3743 analyzes the different options, including cloud computing  
3744 services, for securing the hardware and software necessary to



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3745 upgrade the department's existing database environment,  
3746 implement a platform for data synchronization, establish a  
3747 staging environment, implement a test data management toolset,  
3748 and acquire a managed disaster recovery service. Such transfers  
3749 are subject to the notice and objection provisions of s.  
3750 216.177. This subsection expires July 1, 2017.

3751 Section 107. In order to implement Specific Appropriations  
3752 1857 through 1870, 1871 through 1875, 1888 through 1896, 1899  
3753 through 1908, and 1947 through 1958 of the 2016-2017 General  
3754 Appropriations Act, paragraph (g) of subsection (7) of section  
3755 339.135, Florida Statutes, is amended, and subsection (h) is  
3756 added to that subsection, to read:

3757 339.135 Work program; legislative budget request;  
3758 definitions; preparation, adoption, execution, and amendment.—

3759 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

3760 (g) Any work program amendment, except an amendment  
3761 subject to paragraph (h), which also requires the transfer of  
3762 fixed capital outlay appropriations between categories within  
3763 the department or the increase of an appropriation category is  
3764 subject to the approval of the Legislative Budget Commission. If  
3765 a meeting of the Legislative Budget Commission cannot be held  
3766 within 30 days of the department submitting an amendment to the  
3767 Legislative Budget Commission, then the chair and vice chair of  
3768 the Legislative Budget Commission may authorize such amendment  
3769 to be approved pursuant to the provisions of s. 216.177.

3770 (h) Any work program amendment that adds a new project,



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3771 construction phase, right-of-way phase, or public transportation  
3772 phase to the adopted work program and which is estimated to cost  
3773 over \$5 million is subject to approval by the Legislative Budget  
3774 Commission. Such amendment may not include any other proposed  
3775 work program amendment described in paragraph (c). The  
3776 department shall provide a narrative description of the project  
3777 or project phase, a written justification for the addition of  
3778 such project or project phase to the adopted work program, and  
3779 an explanation describing the reason that delaying approval of  
3780 the addition of the project or project phase would be  
3781 detrimental to the interests of the state. After any such  
3782 project or project phase is added to the adopted work program,  
3783 that project or project phase may not be advanced before the  
3784 adoption of the work program for the subsequent fiscal year. If  
3785 a meeting of the Legislative Budget Commission cannot be held  
3786 within 30 days after the department submits an amendment to the  
3787 Legislative Budget Commission, the chair and vice chair of the  
3788 Legislative Budget Commission, President of the Senate, and  
3789 Speaker of the House of Representatives jointly may authorize  
3790 such amendment to be approved pursuant to the provisions of s.  
3791 216.177.

3792       Section 108. The amendment made by this act to s.  
3793 339.135(7), Florida Statutes, expires July 1, 2017, and the text  
3794 of that subsection shall revert to that in existence on June 30,  
3795 2016, except that any amendments to such text enacted other than  
3796 by this act shall be preserved and continue to operate to the



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3797 extent that such amendments are not dependent upon the portions  
3798 of text which expire pursuant to this section.

3799 Section 109. Effective upon this act becoming a law, in  
3800 order to implement Specific Appropriation 2580 and section 85 of  
3801 the 2016-2017 General Appropriations Act, subsection (3) of  
3802 section 321.04, Florida Statutes, is amended, and subsection (4)  
3803 is added to that section, to read:

3804 321.04 Personnel of the highway patrol; rank  
3805 classifications; probationary status of new patrol officers;  
3806 subsistence; special assignments.—

3807 (3) The Department of Highway Safety and Motor Vehicles  
3808 shall assign one patrol officer to the office of the Governor at  
3809 the discretion of the Lieutenant Governor; said patrol officer  
3810 so assigned shall be selected by the Governor and shall have  
3811 rank and pay not less than that of a lieutenant of the Florida  
3812 Highway Patrol, and said patrol officer so assigned to the  
3813 Lieutenant Governor shall be paid by said department from the  
3814 appropriation made to said department; said patrol officer shall  
3815 have and receive all other benefits provided for in this chapter  
3816 or any other statute now in existence or hereinafter enacted.

3817 (4) For the 2015-2016 and 2016-2017 fiscal years, the  
3818 assignment of a patrol officer by the department shall include a  
3819 Cabinet member specified in s. 4, Art. IV of the State  
3820 Constitution if deemed appropriate by the department or in  
3821 response to a threat and upon written request of such Cabinet  
3822 member.



3823           Section 110. The amendments made by this act to s. 321.04,  
3824 Florida Statutes, expire July 1, 2017, and the text of that  
3825 section shall revert to that in existence on June 30, 2016,  
3826 except that any amendments to such text enacted other than by  
3827 this act shall be preserved and continue to operate to the  
3828 extent that such amendments are not dependent upon the portions  
3829 of text which expire pursuant to this section.

3830           Section 111. In order to implement the salaries and  
3831 benefits, expenses, other personal services, contracted  
3832 services, special categories, and operating capital outlay  
3833 categories of the 2016-2017 General Appropriations Act,  
3834 paragraph (a) of subsection (2) of section 216.292, Florida  
3835 Statutes, is reenacted to read:

3836           216.292 Appropriations nontransferable; exceptions.—

3837           (2) The following transfers are authorized to be made by  
3838 the head of each department or the Chief Justice of the Supreme  
3839 Court whenever it is deemed necessary by reason of changed  
3840 conditions:

3841           (a) The transfer of appropriations funded from identical  
3842 funding sources, except appropriations for fixed capital outlay,  
3843 and the transfer of amounts included within the total original  
3844 approved budget and plans of releases of appropriations as  
3845 furnished pursuant to ss. 216.181 and 216.192, as follows:

3846           1. Between categories of appropriations within a budget  
3847 entity, if no category of appropriation is increased or  
3848 decreased by more than 5 percent of the original approved budget



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3849 or \$250,000, whichever is greater, by all action taken under  
3850 this subsection.

3851 2. Between budget entities within identical categories of  
3852 appropriations, if no category of appropriation is increased or  
3853 decreased by more than 5 percent of the original approved budget  
3854 or \$250,000, whichever is greater, by all action taken under  
3855 this subsection.

3856 3. Any agency exceeding salary rate established pursuant  
3857 to s. 216.181(8) on June 30th of any fiscal year shall not be  
3858 authorized to make transfers pursuant to subparagraphs 1. and 2.  
3859 in the subsequent fiscal year.

3860 4. Notice of proposed transfers under subparagraphs 1. and  
3861 2. shall be provided to the Executive Office of the Governor and  
3862 the chairs of the legislative appropriations committees at least  
3863 3 days prior to agency implementation in order to provide an  
3864 opportunity for review.

3865 Section 112. The amendment to s. 216.292(2)(a), Florida  
3866 Statutes, as carried forward by this act from chapter 2015-222,  
3867 Laws of Florida, expires July 1, 2017, and the text of that  
3868 paragraph shall revert to that in existence on June 30, 2014,  
3869 except that any amendments to such text enacted other than by  
3870 this act shall be preserved and continue to operate to the  
3871 extent that such amendments are not dependent upon the portions  
3872 of text which expire pursuant to this section.

3873 Section 113. In order to implement the appropriation of  
3874 funds in the special categories, contracted services, and



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3875 expenses categories of the 2016-2017 General Appropriations Act,  
3876 a state agency may not initiate a competitive solicitation for a  
3877 product or service if the completion of such competitive  
3878 solicitation would:

3879 (1) Require a change in law; or  
3880 (2) Require a change to the agency's budget other than a  
3881 transfer authorized in s. 216.292(2) or (3), Florida Statutes,  
3882 unless the initiation of such competitive solicitation is  
3883 specifically authorized in law, in the General Appropriations  
3884 Act, or by the Legislative Budget Commission.

3885  
3886 This section does not apply to a competitive solicitation for  
3887 which the agency head certifies that a valid emergency exists.  
3888 This section expires July 1, 2017.

3889 Section 114. In order to implement appropriations for  
3890 salaries and benefits in the 2016-2017 General Appropriations  
3891 Act, subsection (6) of section 112.24, Florida Statutes, is  
3892 amended to read:

3893 112.24 Intergovernmental interchange of public employees.—  
3894 To encourage economical and effective utilization of public  
3895 employees in this state, the temporary assignment of employees  
3896 among agencies of government, both state and local, and  
3897 including school districts and public institutions of higher  
3898 education is authorized under terms and conditions set forth in  
3899 this section. State agencies, municipalities, and political  
3900 subdivisions are authorized to enter into employee interchange



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3901 agreements with other state agencies, the Federal Government,  
3902 another state, a municipality, or a political subdivision  
3903 including a school district, or with a public institution of  
3904 higher education. State agencies are also authorized to enter  
3905 into employee interchange agreements with private institutions  
3906 of higher education and other nonprofit organizations under the  
3907 terms and conditions provided in this section. In addition, the  
3908 Governor or the Governor and Cabinet may enter into employee  
3909 interchange agreements with a state agency, the Federal  
3910 Government, another state, a municipality, or a political  
3911 subdivision including a school district, or with a public  
3912 institution of higher learning to fill, subject to the  
3913 requirements of chapter 20, appointive offices which are within  
3914 the executive branch of government and which are filled by  
3915 appointment by the Governor or the Governor and Cabinet. Under  
3916 no circumstances shall employee interchange agreements be  
3917 utilized for the purpose of assigning individuals to participate  
3918 in political campaigns. Duties and responsibilities of  
3919 interchange employees shall be limited to the mission and goals  
3920 of the agencies of government.

3921 (6) For the 2016-2017 ~~2015-2016~~ fiscal year only, the  
3922 assignment of an employee of a state agency as provided in this  
3923 section may be made if recommended by the Governor or Chief  
3924 Justice, as appropriate, and approved by the chairs of the  
3925 legislative appropriations committees. Such actions shall be  
3926 deemed approved if neither chair provides written notice of



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3927 objection within 14 days after receiving notice of the action  
3928 pursuant to s. 216.177. This subsection expires July 1, 2017  
3929 ~~2016~~.

3930 Section 115. In order to implement Specific Appropriations  
3931 2652 and 2653 of the 2016-2017 General Appropriations Act and  
3932 notwithstanding s. 11.13(1), Florida Statutes, the authorized  
3933 salaries for members of the Legislature for the 2016-2017 fiscal  
3934 year shall be set at the same level in effect on July 1, 2010.  
3935 This section expires July 1, 2017.

3936 Section 116. In order to implement the transfer of funds  
3937 to the General Revenue Fund from trust funds in the 2016-2017  
3938 General Appropriations Act, paragraph (b) of subsection (2) of  
3939 section 215.32, Florida Statutes, is reenacted to read:

3940 215.32 State funds; segregation.—

3941 (2) The source and use of each of these funds shall be as  
3942 follows:

3943 (b)1. The trust funds shall consist of moneys received by  
3944 the state which under law or under trust agreement are  
3945 segregated for a purpose authorized by law. The state agency or  
3946 branch of state government receiving or collecting such moneys  
3947 is responsible for their proper expenditure as provided by law.  
3948 Upon the request of the state agency or branch of state  
3949 government responsible for the administration of the trust fund,  
3950 the Chief Financial Officer may establish accounts within the  
3951 trust fund at a level considered necessary for proper  
3952 accountability. Once an account is established, the Chief



3953 Financial Officer may authorize payment from that account only  
3954 upon determining that there is sufficient cash and releases at  
3955 the level of the account.

3956 2. In addition to other trust funds created by law, to the  
3957 extent possible, each agency shall use the following trust funds  
3958 as described in this subparagraph for day-to-day operations:

3959 a. Operations or operating trust fund, for use as a  
3960 depository for funds to be used for program operations funded by  
3961 program revenues, with the exception of administrative  
3962 activities when the operations or operating trust fund is a  
3963 proprietary fund.

3964 b. Operations and maintenance trust fund, for use as a  
3965 depository for client services funded by third-party payors.

3966 c. Administrative trust fund, for use as a depository for  
3967 funds to be used for management activities that are departmental  
3968 in nature and funded by indirect cost earnings and assessments  
3969 against trust funds. Proprietary funds are excluded from the  
3970 requirement of using an administrative trust fund.

3971 d. Grants and donations trust fund, for use as a  
3972 depository for funds to be used for allowable grant or donor  
3973 agreement activities funded by restricted contractual revenue  
3974 from private and public nonfederal sources.

3975 e. Agency working capital trust fund, for use as a  
3976 depository for funds to be used pursuant to s. 216.272.

3977 f. Clearing funds trust fund, for use as a depository for  
3978 funds to account for collections pending distribution to lawful



3979 recipients.

3980 g. Federal grant trust fund, for use as a depository for  
 3981 funds to be used for allowable grant activities funded by  
 3982 restricted program revenues from federal sources.

3983  
 3984 To the extent possible, each agency must adjust its internal  
 3985 accounting to use existing trust funds consistent with the  
 3986 requirements of this subparagraph. If an agency does not have  
 3987 trust funds listed in this subparagraph and cannot make such  
 3988 adjustment, the agency must recommend the creation of the  
 3989 necessary trust funds to the Legislature no later than the next  
 3990 scheduled review of the agency's trust funds pursuant to s.  
 3991 215.3206.

3992 3. All such moneys are hereby appropriated to be expended  
 3993 in accordance with the law or trust agreement under which they  
 3994 were received, subject always to the provisions of chapter 216  
 3995 relating to the appropriation of funds and to the applicable  
 3996 laws relating to the deposit or expenditure of moneys in the  
 3997 State Treasury.

3998 4.a. Notwithstanding any provision of law restricting the  
 3999 use of trust funds to specific purposes, unappropriated cash  
 4000 balances from selected trust funds may be authorized by the  
 4001 Legislature for transfer to the Budget Stabilization Fund and  
 4002 General Revenue Fund in the General Appropriations Act.

4003 b. This subparagraph does not apply to trust funds  
 4004 required by federal programs or mandates; trust funds



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4005 established for bond covenants, indentures, or resolutions whose  
4006 revenues are legally pledged by the state or public body to meet  
4007 debt service or other financial requirements of any debt  
4008 obligations of the state or any public body; the Division of  
4009 Licensing Trust Fund in the Department of Agriculture and  
4010 Consumer Services; the State Transportation Trust Fund; the  
4011 trust fund containing the net annual proceeds from the Florida  
4012 Education Lotteries; the Florida Retirement System Trust Fund;  
4013 trust funds under the management of the State Board of Education  
4014 or the Board of Governors of the State University System, where  
4015 such trust funds are for auxiliary enterprises, self-insurance,  
4016 and contracts, grants, and donations, as those terms are defined  
4017 by general law; trust funds that serve as clearing funds or  
4018 accounts for the Chief Financial Officer or state agencies;  
4019 trust funds that account for assets held by the state in a  
4020 trustee capacity as an agent or fiduciary for individuals,  
4021 private organizations, or other governmental units; and other  
4022 trust funds authorized by the State Constitution.

4023       Section 117. The amendment to s. 215.32(2)(b), Florida  
4024 Statutes, as carried forward by this act from chapter 2011-47,  
4025 Laws of Florida, expires July 1, 2017, and the text of that  
4026 paragraph shall revert to that in existence on June 30, 2011,  
4027 except that any amendments to such text enacted other than by  
4028 this act shall be preserved and continue to operate to the  
4029 extent that such amendments are not dependent upon the portions  
4030 of text which expire pursuant to this section.



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4031           Section 118. In order to implement the issuance of new  
4032 debt authorized in the 2016-2017 General Appropriations Act, and  
4033 pursuant to s. 215.98, Florida Statutes, the Legislature  
4034 determines that the authorization and issuance of debt for the  
4035 2016-2017 fiscal year should be implemented and is in the best  
4036 interest of the state. This section expires July 1, 2017.

4037           Section 119. In order to implement appropriations in the  
4038 2016-2017 General Appropriations Act for state employee travel,  
4039 the funds appropriated to each state agency which may be used  
4040 for travel by state employees shall be limited during the 2016-  
4041 2017 fiscal year to travel for activities that are critical to  
4042 each state agency's mission. Funds may not be used for travel by  
4043 state employees to foreign countries, other states, conferences,  
4044 staff training activities, or other administrative functions  
4045 unless the agency head has approved, in writing, that such  
4046 activities are critical to the agency's mission. The agency head  
4047 shall consider using teleconferencing and other forms of  
4048 electronic communication to meet the needs of the proposed  
4049 activity before approving mission-critical travel. This section  
4050 does not apply to travel for law enforcement purposes, military  
4051 purposes, emergency management activities, or public health  
4052 activities. This section expires July 1, 2017.

4053           Section 120. In order to implement appropriations in the  
4054 2016-2017 General Appropriations Act for state employee travel  
4055 and notwithstanding s. 112.061, Florida Statutes, costs for  
4056 lodging associated with a meeting, conference, or convention



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4057 organized or sponsored in whole or in part by a state agency or  
4058 the judicial branch may not exceed \$150 per day. An employee may  
4059 expend his or her own funds for any lodging expenses in excess  
4060 of \$150 per day. This section expires July 1, 2017.

4061 Section 121. In order to implement appropriations in the  
4062 2016-2017 General Appropriations Act for executive branch and  
4063 judicial branch employee travel, the executive branch state  
4064 agencies and the judicial branch must collaborate with the  
4065 Executive Office of the Governor to implement the statewide  
4066 travel management system funded in Specific Appropriation 1965A  
4067 in the 2016-2017 General Appropriations Act. For the purpose of  
4068 complying with s. 112.061, Florida Statutes, all executive  
4069 branch state agencies and the judicial branch must use the  
4070 statewide travel management system. This section expires July 1,  
4071 2017.

4072 Section 122. In order to implement section 8 of the 2016-  
4073 2017 General Appropriations Act, section 110.12315, Florida  
4074 Statutes, is reenacted to read:

4075 110.12315 Prescription drug program.—The state employees'  
4076 prescription drug program is established. This program shall be  
4077 administered by the Department of Management Services, according  
4078 to the terms and conditions of the plan as established by the  
4079 relevant provisions of the annual General Appropriations Act and  
4080 implementing legislation, subject to the following conditions:

4081 (1) The department shall allow prescriptions written by  
4082 health care providers under the plan to be filled by any



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4083 licensed pharmacy pursuant to contractual claims-processing  
4084 provisions. Nothing in this section may be construed as  
4085 prohibiting a mail order prescription drug program distinct from  
4086 the service provided by retail pharmacies.

4087 (2) In providing for reimbursement of pharmacies for  
4088 prescription medicines dispensed to members of the state group  
4089 health insurance plan and their dependents under the state  
4090 employees' prescription drug program:

4091 (a) Retail pharmacies participating in the program must be  
4092 reimbursed at a uniform rate and subject to uniform conditions,  
4093 according to the terms and conditions of the plan.

4094 (b) There shall be a 30-day supply limit for prescription  
4095 card purchases, a 90-day supply limit for maintenance  
4096 prescription drug purchases, and a 90-day supply limit for mail  
4097 order or mail order prescription drug purchases.

4098 (c) The pharmacy dispensing fee shall be negotiated by the  
4099 department.

4100 (3) Pharmacy reimbursement rates shall be as follows:

4101 (a) For mail order and specialty pharmacies contracting  
4102 with the department, reimbursement rates shall be as established  
4103 in the contract.

4104 (b) For retail pharmacies, the reimbursement rate shall be  
4105 at the same rate as mail order pharmacies under contract with  
4106 the department.

4107 (4) The department shall maintain the preferred brand name  
4108 drug list to be used in the administration of the state



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4109 employees' prescription drug program.

4110 (5) The department shall maintain a list of maintenance  
4111 drugs.

4112 (a) Preferred provider organization health plan members  
4113 may have prescriptions for maintenance drugs filled up to three  
4114 times as a 30-day supply through a retail pharmacy; thereafter,  
4115 prescriptions for the same maintenance drug must be filled as a  
4116 90-day supply either through the department's contracted mail  
4117 order pharmacy or through a retail pharmacy.

4118 (b) Health maintenance organization health plan members  
4119 may have prescriptions for maintenance drugs filled as a 90-day  
4120 supply either through a mail order pharmacy or through a retail  
4121 pharmacy.

4122 (6) Copayments made by health plan members for a 90-day  
4123 supply through a retail pharmacy shall be the same as copayments  
4124 made for a 90-day supply through the department's contracted  
4125 mail order pharmacy.

4126 (7) The department shall establish the reimbursement  
4127 schedule for prescription pharmaceuticals dispensed under the  
4128 program. Reimbursement rates for a prescription pharmaceutical  
4129 must be based on the cost of the generic equivalent drug if a  
4130 generic equivalent exists, unless the physician prescribing the  
4131 pharmaceutical clearly states on the prescription that the brand  
4132 name drug is medically necessary or that the drug product is  
4133 included on the formulary of drug products that may not be  
4134 interchanged as provided in chapter 465, in which case



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4135 reimbursement must be based on the cost of the brand name drug  
4136 as specified in the reimbursement schedule adopted by the  
4137 department.

4138 (8) The department shall conduct a prescription  
4139 utilization review program. In order to participate in the state  
4140 employees' prescription drug program, retail pharmacies  
4141 dispensing prescription medicines to members of the state group  
4142 health insurance plan or their covered dependents, or to  
4143 subscribers or covered dependents of a health maintenance  
4144 organization plan under the state group insurance program, shall  
4145 make their records available for this review.

4146 (9) The department shall implement such additional cost-  
4147 saving measures and adjustments as may be required to balance  
4148 program funding within appropriations provided, including a  
4149 trial or starter dose program and dispensing of long-term-  
4150 maintenance medication in lieu of acute therapy medication.

4151 (10) Participating pharmacies must use a point-of-sale  
4152 device or an online computer system to verify a participant's  
4153 eligibility for coverage. The state is not liable for  
4154 reimbursement of a participating pharmacy for dispensing  
4155 prescription drugs to any person whose current eligibility for  
4156 coverage has not been verified by the state's contracted  
4157 administrator or by the department.

4158 (11) Under the state employees' prescription drug program  
4159 copayments must be made as follows:

4160 (a) Effective January 1, 2013, for the State Group Health



4161 Insurance Standard Plan:

4162 1. For generic drug with card.....\$7.

4163 2. For preferred brand name drug with card.....\$30.

4164 3. For nonpreferred brand name drug with card.....\$50.

4165 4. For generic mail order drug.....\$14.

4166 5. For preferred brand name mail order drug.....\$60.

4167 6. For nonpreferred brand name mail order drug.....\$100.

4168 (b) Effective January 1, 2006, for the State Group Health

4169 Insurance High Deductible Plan:

4170 1. Retail coinsurance for generic drug with card.....30%.

4171 2. Retail coinsurance for preferred brand name drug with

4172 card 30%.

4173 3. Retail coinsurance for nonpreferred brand name drug

4174 with card.....50%.

4175 4. Mail order coinsurance for generic drug.....30%.

4176 5. Mail order coinsurance for preferred brand name drug30%.

4177 6. Mail order coinsurance for nonpreferred brand name drug50%.

4178 (c) The department shall create a preferred brand name

4179 drug list to be used in the administration of the state

4180 employees' prescription drug program.

4181 Section 123. (1) The amendment to s. 110.12315(2)(b),

4182 Florida Statutes, as carried forward by this act from chapter

4183 2014-53, Laws of Florida, expires July 1, 2017, and the text of

4184 that paragraph shall revert to that in existence on June 30,

4185 2012, except that any amendments to such text enacted other than

4186 by this act shall be preserved and continue to operate to the



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4187 extent that such amendments are not dependent upon the portions  
4188 of text which expire pursuant to this section.

4189 (2) The amendments to s. 110.12315(2)(c) and (3)-(6),  
4190 Florida Statutes, as carried forward by this act from chapter  
4191 2014-53, Laws of Florida, expire July 1, 2017, and the text and  
4192 numbering of those provisions shall revert to that in existence  
4193 on June 30, 2014, except that any amendments to such text  
4194 enacted other than by this act shall be preserved and continue  
4195 to operate to the extent that such amendments are not dependent  
4196 upon the portions of text that expire pursuant to this section.

4197 (3) The amendment to s. 110.12315(7), Florida Statutes, as  
4198 carried forward by this act from chapter 2014-53, Laws of  
4199 Florida, expires July 1, 2017, and shall revert to the text of  
4200 that subsection in existence on December 31, 2010, except that  
4201 any amendments to such text enacted other than by this act shall  
4202 be preserved and continue to operate to the extent that such  
4203 amendments are not dependent upon the portions of text which  
4204 expire pursuant to this section.

4205 Section 124. In order to implement the appropriation of  
4206 funds in the special categories, contracted services, and  
4207 expenses categories of the 2016-2017 General Appropriations Act,  
4208 a state agency may not enter into a contract containing a  
4209 nondisclosure clause that prohibits the contractor from  
4210 disclosing information relevant to the performance of the  
4211 contract to members or staff of the Senate or the House of  
4212 Representatives. This section expires July 1, 2017.



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4213           Section 125. Any section of this act which implements a  
4214 specific appropriation or specifically identified proviso  
4215 language in the 2016-2017 General Appropriations Act is void if  
4216 the specific appropriation or specifically identified proviso  
4217 language is vetoed. Any section of this act which implements  
4218 more than one specific appropriation or more than one portion of  
4219 specifically identified proviso language in the 2016-2017  
4220 General Appropriations Act is void if all the specific  
4221 appropriations or portions of specifically identified proviso  
4222 language are vetoed.

4223           Section 126. If any other act passed during the 2016  
4224 Regular Session of the Legislature contains a provision that is  
4225 substantively the same as a provision in this act, but that  
4226 removes or is otherwise not subject to the future repeal applied  
4227 to such provision by this act, the Legislature intends that the  
4228 provision in the other act takes precedence and continues to  
4229 operate, notwithstanding the future repeal provided by this act.

4230           Section 127. If any provision of this act or its  
4231 application to any person or circumstance is held invalid, the  
4232 invalidity does not affect other provisions or applications of  
4233 the act which can be given effect without the invalid provision  
4234 or application, and to this end the provisions of this act are  
4235 severable.

4236           Section 128. Except as otherwise expressly provided in  
4237 this act and except for this section, which shall take effect  
4238 upon this act becoming a law, this act shall take effect July 1,



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4239 | 2016; or, if this act fails to become a law until after that  
4240 | date, it shall take effect upon becoming a law and shall operate  
4241 | retroactively to July 1, 2016.  
4242 |