Senator Bradley moved the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2018-2019 fiscal year.

Section 2. In order to implement Specific Appropriations 6, 7, 8, 92, and 93 of the 2018-2019 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2018-2019 fiscal year included in the document titled...
“Public School Funding: The Florida Education Finance Program,”
dated February 1, 2018, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2019.

Section 3. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, and notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42, 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the expenditure of funds provided for instructional materials, for the 2018-2019 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific Appropriation 92 of the 2018-2019 General Appropriations Act. This section expires July 1, 2019.

Section 4. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, paragraphs (b) and (c) of subsection (10) of section 1002.333, Florida Statutes, are amended to read:

1002.333 Persistently low-performing schools.—
(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive funding for services authorized up to $2,000 per full-time equivalent student from the hope supplemental services allocation established under s. 1011.62(16) Schools of Hope Program based upon the strength of the school’s plan for
implementation and its focus on evidence-based interventions that lead to student success by providing wrap-around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap-around services include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:

1. Establish wrap-around services that develop family and community partnerships.

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

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

4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may waive the requirements of s. 1012.22(1)(c)5., and suspend the requirements of s. 1012.34, to facilitate implementation of the plan.

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

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

(c) For the 2017-2018 fiscal year, the state board shall:
1. Provide awards for up to 25 schools and prioritize awards for implementation plans submitted pursuant to paragraph (b) that are based on whole school transformation and that are developed in consultation with the school’s principal.

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

Section 5. The amendments made by this act to s. 1002.333(10)(b)-(c), Florida Statutes, expire July 1, 2019, and the text of those paragraphs shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 6. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, present subsections (16) and (17) of section 1011.62, Florida Statutes, are renumbered as subsections (19) and (20), respectively, new subsections (16) and (17) and subsection (18) are added to that section, and paragraph (a) of subsection (4) and subsection (14) of that section are amended, to read:

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

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

(a) Estimated taxable value calculations.—

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (19)(b). Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

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

2. On the same date as the certification in sub-
subparagraph 1.a., the Department of Revenue shall certify to 
the Commissioner of Education for each district:
   a. Each year for which the property appraiser has certified 
the taxable value pursuant to s. 193.122(2) or (3), if 
applicable, since the prior certification under sub-subparagraph 
1.a.
   b. For each year identified in sub-subparagraph a., the 
taxable value certified by the appraiser pursuant to s. 
193.122(2) or (3), if applicable, since the prior certification 
under sub-subparagraph 1.a. This is the certification that 
reflects all final administrative actions of the value 
adjustment board.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may 
anually in the General Appropriations Act determine a 
percentage increase in funds per K-12 unweighted FTE as a 
minimum guarantee to each school district. The guarantee shall 
be calculated from prior year base funding per unweighted FTE
student which shall include the adjusted FTE dollars as provided in subsection (19) (16), quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (19) (16) and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district’s allocation. This provision shall be implemented to the extent specifically funded.

(16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.—The hope supplemental services allocation is created to provide district-managed turnaround schools, as required under s. 1008.33(4)(a), and charter schools authorized under s. 1008.33(4)(b), with funds to offer services designed to improve the overall academic and community welfare of the schools’ students and their families.

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

(b) Prior to distribution of the allocation, a school
district, for a district turnaround school, or the charter
school governing board for a charter school, as applicable,
shall develop and submit a plan for implementation to its
respective governing body for approval no later than August 1 of
the fiscal year.

(c) At a minimum, the plans required under paragraph (b)
must:
1. Establish comprehensive support services that develop
family and community partnerships;
2. Establish clearly defined and measurable high academic
and character standards;
3. Increase parental involvement and engagement in the
child’s education;
4. Describe how instructional personnel will be identified,
recruited, retained, and rewarded;
5. Provide professional development that focuses on
academic rigor, direct instruction, and creating high academic
and character standards; and
6. Provide focused instruction to improve student academic
proficiency, which may include additional instruction time
beyond the normal school day or school year.

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

(e) For the 2018-2019 fiscal year, a school that is
selected to receive funding in the 2017-2018 fiscal year pursuant to s. 1002.333(10)(c) shall receive $2,000 per FTE. A district-managed turnaround school required under s. 1008.33(4)(a) and a charter school authorized under s. 1008.33(4)(b) are eligible for the remaining funds based on the school’s unweighted FTE, up to $2,000 per FTE or as provided in the General Appropriations Act.

This subsection expires July 1, 2019.

(17) MENTAL HEALTH ASSISTANCE ALLOCATION.—The mental health assistance allocation is created to provide supplemental funding to assist school districts in establishing or expanding comprehensive school-based mental health programs that increase awareness of mental health issues among children and school-age youth; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services. These funds may be allocated annually in the General Appropriations Act to each eligible school district and developmental research school based on each entity’s proportionate share of Florida Education Finance Program base funding. The district funding allocation must include a minimum amount as specified in the General Appropriations Act. Upon submission and approval of a plan that includes the elements specified in paragraph (b), charter schools are also entitled to a proportionate share of district funding for this program. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses.
(a) Prior to distribution of the allocation:

1. The district must annually develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.

2. A charter school must annually develop and submit a detailed plan outlining the local program and planned expenditures of the funds in the plan to its governing body for approval. After the plan is approved by the governing body, it must be provided to its school district for submission to the commissioner.

(b) The plans required under paragraph (a) must include, at a minimum, all of the following elements:

1. A collaborative effort or partnership between the school district and at least one local community program or agency involved in mental health to provide or to improve prevention, diagnosis, and treatment services for students;

2. Programs to assist students in dealing with bullying, trauma, and violence;

3. Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems or substance use disorders;

4. Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders and to improve the provision of early intervention services;

5. Strategies to enhance the availability of school-based crisis intervention services and appropriate referrals for students in need of mental health services; and

6. Training opportunities for school personnel in the
techniques and supports needed to identify students who have trauma histories and who have or are at risk of having a mental illness, and in the use of referral mechanisms that effectively link such students to appropriate treatment and intervention services in the school and in the community.

(c) The districts shall submit approved plans to the commissioner by August 1 of each fiscal year.

This subsection expires July 1, 2019.

(18) FUNDING COMPRESSION ALLOCATION.—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district’s total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district’s share. This subsection expires July 1, 2019.

Section 7. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, paragraph (c) of subsection (3) of section 1012.731, Florida Statutes, is
amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(3)

(c) Notwithstanding the requirements of this subsection, for the 2017-2018, 2018-2019, and 2019-2020 school years, any classroom teacher who:

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

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

This paragraph expires July 1, 2020.

Section 8. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, the calculations for the Medicaid Disproportionate Share Hospital program for the 2018-2019 fiscal year contained in the document titled "Medicaid Hospital Funding Program," dated January 26, 2018, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Medicaid Disproportionate Share...
Hospital program. This section expires July 1, 2019.

Section 9. In order to implement Specific Appropriations 193 through 220 and 524 of the 2018-2019 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration, in consultation with the Department of Health, may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within and between agencies based on implementation of the Managed Medical Assistance component of the Statewide Medicaid Managed Care program for the Children’s Medical Services program of the Department of Health. The funding realignment shall reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to the capitated Children’s Medical Services Network. The Agency for Health Care Administration may submit a request for nonoperating budget authority to transfer the federal funds to the Department of Health pursuant to s. 216.181(12), Florida Statutes. This section expires July 1, 2019.

Section 10. In order to implement Specific Appropriation 242 of the 2018-2019 General Appropriations Act:

(1) If during the 2018-2019 fiscal year, the Agency for Persons with Disabilities ceases to have an allocation algorithm and methodology adopted by valid rule pursuant to s. 393.0662, Florida Statutes, the agency shall use the following until it adopts a new allocation algorithm and methodology:

(a) Each client’s iBudget in effect as of the date the agency ceases to have an allocation algorithm and methodology adopted by valid rule pursuant to s. 393.0662, Florida Statutes,
shall remain at that funding level.

(b) The Agency for Persons with Disabilities shall determine the iBudget for a client newly enrolled in the home and community-based services waiver program using the same allocation algorithm and methodology used for the iBudgets determined between January 1, 2017, and December 31, 2017.

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

(3) Funding allocated under subsections (1) and (2) may be increased pursuant to s. 393.0662(1)(b), Florida Statutes, or as necessary to comply with federal regulations.

(4) This section expires July 1, 2019.

Section 11. Effective October 1, 2018, in order to implement Specific Appropriations 217 and 218 of the 2018-2019 General Appropriations Act, section 8 of chapter 2017-129, Laws of Florida, is amended to read:

Section 8. Effective October 1, 2018, subsection (2) of section 409.908, Florida Statutes, is amended to read:

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

(2)(a)1. Reimbursement to nursing homes licensed under part II of chapter 400 and state-owned-and-operated intermediate care facilities for the developmentally disabled licensed under part VIII of chapter 400 must be made prospectively.

2. Unless otherwise limited or directed in the General Appropriations Act, reimbursement to hospitals licensed under part I of chapter 395 for the provision of swing-bed nursing home services must be made on the basis of the average statewide nursing home payment, and reimbursement to a hospital licensed...
under part I of chapter 395 for the provision of skilled nursing services must be made on the basis of the average nursing home payment for those services in the county in which the hospital is located. When a hospital is located in a county that does not have any community nursing homes, reimbursement shall be determined by averaging the nursing home payments in counties that surround the county in which the hospital is located. Reimbursement to hospitals, including Medicaid payment of Medicare copayments, for skilled nursing services shall be limited to 30 days, unless a prior authorization has been obtained from the agency. Medicaid reimbursement may be extended by the agency beyond 30 days, and approval must be based upon verification by the patient’s physician that the patient requires short-term rehabilitative and recuperative services only, in which case an extension of no more than 15 days may be approved. Reimbursement to a hospital licensed under part I of chapter 395 for the temporary provision of skilled nursing services to nursing home residents who have been displaced as the result of a natural disaster or other emergency may not exceed the average county nursing home payment for those services in the county in which the hospital is located and is limited to the period of time which the agency considers necessary for continued placement of the nursing home residents in the hospital.

(b) Subject to any limitations or directions in the General Appropriations Act, the agency shall establish and implement a state Title XIX Long-Term Care Reimbursement Plan for nursing home care in order to provide care and services in conformance with the applicable state and federal laws, rules, regulations,
and quality and safety standards and to ensure that individuals eligible for medical assistance have reasonable geographic access to such care.

1. The agency shall amend the long-term care reimbursement plan and cost reporting system to create direct care and indirect care subcomponents of the patient care component of the per diem rate. These two subcomponents together shall equal the patient care component of the per diem rate. Separate prices shall be calculated for each patient care subcomponent, initially based on the September 2016 rate setting cost reports and subsequently based on the most recently audited cost report used during a rebasing year. The direct care subcomponent of the per diem rate for any providers still being reimbursed on a cost basis shall be limited by the cost-based class ceiling, and the indirect care subcomponent may be limited by the lower of the cost-based class ceiling, the target rate class ceiling, or the individual provider target. The ceilings and targets apply only to providers being reimbursed on a cost-based system. Effective October 1, 2018, a prospective payment methodology shall be implemented for rate setting purposes with the following parameters:

   a. Peer Groups, including:
      (I) North-SMMC Regions 1-9, less Palm Beach and Okeechobee Counties; and
      (II) South-SMMC Regions 10-11, plus Palm Beach and Okeechobee Counties.

   b. Percentage of Median Costs based on the cost reports used for September 2016 rate setting:
      (I) Direct Care Costs..........................105 percent.
(II) Indirect Care Costs..........................92 percent.
(III) Operating Costs..............................86 percent.

c. Floors:
(I) Direct Care Component....................95 percent.
(II) Indirect Care Component..................92.5 percent.
(III) Operating Component.......................None.

d. Pass-through Payments...Real Estate and Personal Property
Taxes and Property Insurance.

e. Quality Incentive Program Payment Pool...7.5 6 percent of
September 2016 non-property related payments of included
facilities.

f. Quality Score Threshold to Quality for Quality Incentive
Payment..................20th percentile of included facilities.

g. Fair Rental Value System Payment Parameters:
(I) Building Value per Square Foot based on 2018 RS Means.
(II) Land Valuation......10 percent of Gross Building value.
(III) Facility Square Footage..........Actual Square Footage.
(IV) Moveable Equipment Allowance.........$8,000 per bed.
(V) Obsolescence Factor.........................1.5 percent.
(VI) Fair Rental Rate of Return...............8 percent.
(VII) Minimum Occupancy.......................90 percent.
(VIII) Maximum Facility Age...............40 years.
(IX) Minimum Square Footage per Bed...........350.
(X) Maximum Square Footage for Bed...........500.
(XI) Minimum Cost of a renovation/replacements.$500 per bed.

h. Ventilator Supplemental payment of $200 per Medicaid day
of 40,000 ventilator Medicaid days per fiscal year.

2. The direct care subcomponent shall include salaries and
benefits of direct care staff providing nursing services
including registered nurses, licensed practical nurses, and
certified nursing assistants who deliver care directly to
residents in the nursing home facility, allowable therapy costs,
and dietary costs. This excludes nursing administration, staff
development, the staffing coordinator, and the administrative
portion of the minimum data set and care plan coordinators. The
direct care subcomponent also includes medically necessary
dental care, vision care, hearing care, and podiatric care.

3. All other patient care costs shall be included in the
indirect care cost subcomponent of the patient care per diem
rate, including complex medical equipment, medical supplies, and
other allowable ancillary costs. Costs may not be allocated
directly or indirectly to the direct care subcomponent from a
home office or management company.

4. On July 1 of each year, the agency shall report to the
Legislature direct and indirect care costs, including average
direct and indirect care costs per resident per facility and
direct care and indirect care salaries and benefits per category
of staff member per facility.

5. Every fourth year, the agency shall rebase nursing home
prospective payment rates to reflect changes in cost based on
the most recently audited cost report for each participating
provider.

6. A direct care supplemental payment may be made to
providers whose direct care hours per patient day are above the
80th percentile and who provide Medicaid services to a larger
percentage of Medicaid patients than the state average.

7. For the period beginning on October 1, 2018, and ending
on September 30, 2021, the agency shall reimburse providers the
greater of their September 2016 cost-based rate or their prospective payment rate. Effective October 1, 2021, the agency shall reimburse providers the greater of 95 percent of their cost-based rate or their rebased prospective payment rate, using the most recently audited cost report for each facility. This subparagraph shall expire September 30, 2023.

8. Pediatric, Florida Department of Veterans Affairs, and government-owned facilities are exempt from the pricing model established in this subsection and shall remain on a cost-based prospective payment system. Effective October 1, 2018, the agency shall set rates for all facilities remaining on a cost-based prospective payment system using each facility’s most recently audited cost report, eliminating retroactive settlements.

It is the intent of the Legislature that the reimbursement plan achieve the goal of providing access to health care for nursing home residents who require large amounts of care while encouraging diversion services as an alternative to nursing home care for residents who can be served within the community. The agency shall base the establishment of any maximum rate of payment, whether overall or component, on the available moneys as provided for in the General Appropriations Act. The agency may base the maximum rate of payment on the results of scientifically valid analysis and conclusions derived from objective statistical data pertinent to the particular maximum rate of payment.

Section 12. Effective October 1, 2018, in order to implement Specific Appropriations 217 and 218 of the 2018-2019
General Appropriations Act, subsection (23) of section 409.908, Florida Statutes, is amended to read:

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

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

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

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

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

(d) This subsection applies to the following provider types:

1. Nursing homes.
2. County health departments.

(e) The agency shall apply the effect of this subsection to the reimbursement rates for nursing home diversion programs.

Section 13. The amendments made by this act to ss. 409.908(2) and (23), Florida Statutes, expire July 1, 2019, and the text of those subsections shall revert to that in existence on October 1, 2018, not including any amendments made by this act, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.
Section 14. Effective upon this act becoming a law, in order to implement Specific Appropriations 199, 203, 204, 206, 208, and 217 of the 2018-2019 General Appropriations Act, the Agency for Health Care Administration shall seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility from 90 days to 30 days in a manner that ensures that the modification becomes effective on July 1, 2018.

Section 15. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, subsections (2) and (10) of section 409.911, Florida Statutes, are amended to read:

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

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

(a) The average of the 2010, 2011, and 2012 2009, 2010, and 2011 audited disproportionate share data to determine each hospital’s Medicaid days and charity care for the 2018-2019
(b) If the Agency for Health Care Administration does not have the prescribed 3 years of audited disproportionate share data as noted in paragraph (a) for a hospital, the agency shall use the average of the years of the audited disproportionate share data as noted in paragraph (a) which is available.

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

(10) Notwithstanding any provision of this section to the contrary, for the 2017-2018 state fiscal year, the agency shall distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the 2018-2019 General Appropriations Act. This subsection expires July 1, 2019.

Section 16. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, subsection (3) of section 409.9113, Florida Statutes, is amended to read:

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

(3) Notwithstanding any provision of this section to the contrary, for the 2018-2019 state fiscal year, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, as provided in the 2018-2019 General Appropriations Act. This subsection expires July 1, 2019.

Section 17. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, subsection (4) of section 409.9119, Florida Statutes, is amended to read:

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

(4) Notwithstanding any provision of this section to the
contrary, for the 2018-2019 2017-2018 state fiscal year, for
hospitals achieving full compliance under subsection (3), the
agency shall make disproportionate share payments to specialty
hospitals for children as provided in the 2018-2019 2017-2018
General Appropriations Act. This subsection expires July 1, 2019
2018.

Section 18. In order to implement Specific Appropriations
583 through 692 and 711 through 745 of the 2018-2019 General
Appropriations Act, subsection (4) of section 216.262, Florida
Statutes, is amended to read:

216.262 Authorized positions.—

(4) Notwithstanding the provisions of this chapter relating
to increasing the number of authorized positions, and for the
2018-2019 2017-2018 fiscal year only, if the actual inmate
population of the Department of Corrections exceeds the inmate
population projections of the December 20, 2017 February 23,
2017, Criminal Justice Estimating Conference by 1 percent for 2
consecutive months or 2 percent for any month, the Executive Office of the Governor, with the approval of the Legislative Budget Commission, shall immediately notify the Criminal Justice Estimating Conference, which shall convene as soon as possible to revise the estimates. The Department of Corrections may then submit a budget amendment requesting the establishment of positions in excess of the number authorized by the Legislature and additional appropriations from unallocated general revenue sufficient to provide for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population. All actions taken pursuant to this subsection are subject to review and approval by the Legislative Budget Commission. This subsection expires July 1, 2019.

Section 19. In order to implement Specific Appropriations 3127 through 3194 of the 2018-2019 General Appropriations Act, subsection (2) of section 215.18, Florida Statutes, is amended to read:

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

Section 20. In order to implement Specific Appropriation 716 of the 2018-2019 General Appropriations Act, and notwithstanding s. 216.292, Florida Statutes, the Department of Corrections is authorized to submit budget amendments to transfer funds from categories within the department other than fixed capital outlay categories into the Inmate Health Services category in order to continue the current level of care in the provision of health services. Such transfers are subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes. This section expires July 1, 2019.

Section 21. (1) In order to implement Specific Appropriations 1104 through 1114 of the 2018-2019 General Appropriations Act, the Department of Juvenile Justice must review county juvenile detention payments to ensure that counties fulfill their financial responsibilities required in s. 985.6865, Florida Statutes. If the Department of Juvenile Justice determines that a county has not met its obligations, the department must direct the Department of Revenue to deduct the amount owed to the Department of Juvenile Justice from the funds provided to the county under s. 218.23, Florida Statutes. The Department of Revenue shall transfer the funds withheld to
the Shared County/State Juvenile Detention Trust Fund.

(2) As an assurance to holders of bonds issued by counties before July 1, 2018, for which distributions made pursuant to s. 218.23, Florida Statutes, are pledged, or bonds issued to refund such bonds which mature no later than the bonds they refunded and which result in a reduction of debt service payable in each fiscal year, the amount available for distribution to a county shall remain as provided by law and continue to be subject to any lien or claim on behalf of the bondholders. The Department of Revenue must ensure, based on information provided by an affected county, that any reduction in amounts distributed pursuant to subsection (1) does not reduce the amount of distribution to a county below the amount necessary for the timely payment of principal and interest when due on the bonds and the amount necessary to comply with any covenant under the bond resolution or other documents relating to the issuance of the bonds. If a reduction to a county’s monthly distribution must be decreased in order to comply with this subsection, the Department of Revenue must notify the Department of Juvenile Justice of the amount of the decrease, and the Department of Juvenile Justice must send a bill for payment of such amount to the affected county.

(3) This section expires July 1, 2019.

Section 22. In order to implement Specific Appropriations 1104 through 1114 of the 2018-2019 General Appropriations Act, the Department of Juvenile Justice may not provide, make, pay, or deduct, and a nonfiscally constrained county may not apply, deduct, or receive any reimbursement or any credit for any previous overpayment of juvenile detention care costs related to
or for any previous state fiscal year, against the juvenile

detention care costs due from the nonfiscally constrained county

in the 2018-2019 fiscal year pursuant to s. 985.686, Florida

Statutes, or any other law. This section expires July 1, 2019.

Section 23. In order to implement Specific Appropriation

772 of the 2018-2019 General Appropriations Act, subsection (13)

of section 27.5304, Florida Statutes, is amended to read:

27.5304 Private court-appointed counsel; compensation;

notice.—

(13) Notwithstanding the limitation set forth in subsection

(5) and for the 2018-2019 fiscal year only, the

compensation for representation in a criminal proceeding may not

exceed the following:

(a) For misdemeanors and juveniles represented at the trial

level: $1,000.

(b) For noncapital, nonlife felonies represented at the

trial level: $15,000.

(c) For life felonies represented at the trial level:

$15,000.

(d) For capital cases represented at the trial level:

$25,000. For purposes of this paragraph, a “capital case” is any

offense for which the potential sentence is death and the state

has not waived seeking the death penalty.

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

(f) This subsection expires July 1, 2019.

Section 24. In order to implement Specific Appropriation

732 of the 2018-2019 General Appropriations Act, paragraph (b)

of subsection (7) of section 1011.80, Florida Statutes, is
amended to read:

1011.80 Funds for operation of workforce education programs.—

(7)

(b) State funds provided for the operation of postsecondary workforce programs may not be expended for the education of state or federal inmates, except to the extent that such funds are specifically appropriated for such purpose in the 2018-2019 General Appropriations Act.

Section 25. In order to implement Specific Appropriation 3129 of the 2018-2019 General Appropriations Act, and notwithstanding s. 112.061(4), Florida Statutes:

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

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

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

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

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

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

    (4) This section expires July 1, 2019.

Section 26. In order to implement appropriations used to pay existing lease contracts for private lease space in excess of 2,000 square feet in the 2018-2019 General Appropriations Act, the Department of Management Services, with the cooperation of the agencies having the existing lease contracts for office or storage space, shall use tenant broker services to renegotiate or reprocure all private lease agreements for office or storage space expiring between July 1, 2019, and June 30, 2021, in order to reduce costs in future years. The department shall incorporate this initiative into its 2018 master leasing report required under s. 255.249(7), Florida Statutes, and may
use tenant broker services to explore the possibilities of 
collocating office or storage space, to review the space needs 
of each agency, and to review the length and terms of potential 
renewals or renegotiations. The department shall provide a 
report to the Executive Office of the Governor, the President of 
the Senate, and the Speaker of the House of Representatives by 
November 1, 2018, which lists each lease contract for private 
office or storage space, the status of renegotiations, and the 
savings achieved. This section expires July 1, 2019.

Section 27. In order to implement Specific Appropriations 
2758 through 2770 of the 2018-2019 General Appropriations Act, 
and notwithstanding rule 60A-1.031, Florida Administrative Code, 
the transaction fee collected for use of the online procurement 
system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c), 
Florida Statutes, is seven-tenths of 1 percent for the 2018-2019 
fiscal year only. This section expires July 1, 2019.

Section 28. In order to implement appropriations authorized 
in the 2018-2019 General Appropriations Act for data center 
services, and notwithstanding s. 216.292(2)(a), Florida 
Statutes, an agency may not transfer funds from a data 
processing category to a category other than another data 
processing category. This section expires July 1, 2019.

Section 29. In order to implement the appropriation of 
funds in the appropriation category “Data Processing Assessment-
Agency for State Technology” in the 2018-2019 General 
Appropriations Act, and pursuant to the notice, review, and 
objection procedures of s. 216.177, Florida Statutes, the 
Executive Office of the Governor may transfer funds appropriated 
in that category between departments in order to align the
budget authority granted based on the estimated billing cycle and methodology used by the Agency for State Technology for data processing services provided. This section expires July 1, 2019.

Section 30. In order to implement the appropriation of funds in the appropriation category “Special Categories-Risk Management Insurance” in the 2018-2019 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance. This section expires July 1, 2019.

Section 31. In order to implement the appropriation of funds in the appropriation category “Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased per Statewide Contract” in the 2018-2019 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the assessments that must be paid by each agency to the Department of Management Services for human resource management services. This section expires July 1, 2019.

Section 32. In order to implement Specific Appropriation 2333 of the 2018-2019 General Appropriations Act:

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

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

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

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

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

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

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

1. The Chief Financial Officer or the executive sponsor of the project.
2. A representative of the Division of Treasury of the Department of Financial Services, appointed by the Chief Financial Officer.

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

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

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

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

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

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

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

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

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

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

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

(d) Approve all major project deliverables.

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

(5) This section expires July 1, 2019.

Section 33. In order to implement Specific Appropriation
2908 of the 2018-2019 General Appropriations Act, paragraph (b)
of subsection (11) of section 282.0051, Florida Statutes, is
amended to read:

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

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

(b) Procuring budget support and customer billing services from the department to develop and implement developing and implementing cost-recovery mechanisms that recover the full direct and indirect cost of services through charges to applicable customer entities. Such cost-recovery mechanisms must comply with applicable state and federal regulations concerning distribution and use of funds and must ensure that, for any fiscal year, no service or customer entity subsidizes another service or customer entity.

Section 34. The amendment made by this act to s. 282.0051(11)(b), Florida Statutes, expires July 1, 2019, and the text of that paragraph shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 35. In order to implement Specific Appropriations 1591, 1592, and 1593 of the 2018-2019 General Appropriations Act, paragraph (d) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(d) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2018-2019 2017-2018 fiscal year only, the Legislative
Budget Commission may increase the amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects, including additional fixed capital outlay projects, using funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation; funds provided to the state from the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds provided by the British Petroleum Corporation (BP) for natural resource damage assessment restoration projects. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2019.

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

Section 36. In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission, which are contained in the 2018-2019 General Appropriations Act, subsection (3) of section 215.18, Florida Statutes, is amended to read:
215.18 Transfers between funds; limitation.—

(3) Notwithstanding subsection (1) and only with respect to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, whenever there is a deficiency in a land acquisition trust fund which would render that trust fund temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund, and other trust funds in the State Treasury have moneys that are for the time being or otherwise in excess of the amounts necessary to meet the just requirements, including appropriated obligations, of those other trust funds, the Governor may order a temporary transfer of moneys from one or more of the other trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, and the Governor shall provide notice of such action at least 7 days before the effective date of the transfer of trust funds, except that during July 2018, notice of such action shall be provided at least 3 days before the effective date of a transfer unless such 3-day notice is waived by the chair and vice-chair of the Legislative Budget Commission. Any transfer of trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission,
Commission must be repaid to the trust funds from which the moneys were loaned by the end of the 2018-2019 fiscal year. The Legislature has determined that the repayment of the other trust fund moneys temporarily loaned to a land acquisition fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission pursuant to this subsection is an allowable use of the moneys in a land acquisition trust fund because the moneys from other trust funds temporarily loaned to a land acquisition trust fund shall be expended solely and exclusively in accordance with s. 28, Art. X of the State Constitution. This subsection expires July 1, 2019.

Section 37. In order to implement Section 63 of the 2018-2019 General Appropriations Act, paragraph (b) of subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

(3) Funds distributed into the Land Acquisition Trust Fund pursuant to s. 201.15 shall be applied:

(b) Of the funds remaining after the payments required under paragraph (a), but before funds may be appropriated, pledged, or dedicated for other uses:

1. A minimum of the lesser of 25 percent or $200 million shall be appropriated annually for Everglades projects that implement the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project subject to Congressional authorization; the Long-Term Plan as defined in s. 373.4592(2); and the Northern Everglades and Estuaries Protection Program as set forth in s. 373.4595.
From these funds, $32 million shall be distributed each fiscal year through the 2023-2024 fiscal year to the South Florida Water Management District for the Long-Term Plan as defined in s. 373.4592(2). After deducting the $32 million distributed under this subparagraph, from the funds remaining, a minimum of the lesser of 76.5 percent or $100 million shall be appropriated each fiscal year through the 2025-2026 fiscal year for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project, the Everglades Agricultural Area Storage Reservoir Project, the Lake Okeechobee Watershed Project, the C-43 West Basin Storage Reservoir Project, the Indian River Lagoon-South Project, the Western Everglades Restoration Project, and the Picayune Strand Restoration Project. The Department of Environmental Protection and the South Florida Water Management District shall give preference to those Everglades restoration projects that reduce harmful discharges of water from Lake Okeechobee to the St. Lucie or Caloosahatchee estuaries in a timely manner. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

2. A minimum of the lesser of 7.6 percent or $50 million
shall be appropriated annually for spring restoration, protection, and management projects. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

3. The sum of $5 million shall be appropriated annually each fiscal year through the 2025-2026 fiscal year to the St. Johns River Water Management District for projects dedicated to the restoration of Lake Apopka. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth in this subparagraph.

4. The sum of $64 million is appropriated and shall be transferred to the Everglades Trust Fund for the 2018-2019 fiscal year, and each fiscal year thereafter, for the EAA reservoir project pursuant to s. 373.4598. Any funds remaining in any fiscal year shall be made available only for Phase II of the C-51 reservoir project or projects identified in subparagraph 1. and must be used in accordance with laws relating to such projects. Any funds made available for such purposes in a fiscal year are in addition to the amount appropriated under subparagraph 1. This distribution shall be reduced by an amount equal to the debt service paid pursuant to
paragraph (a) on bonds issued after July 1, 2017, for the purposes set forth in this subparagraph.


Section 38. In order to implement Specific Appropriation 1581 of the 2018-2019 General Appropriations Act, and notwithstanding the expiration date contained in section 39 of chapter 2017-71, Laws of Florida, paragraph (a) of subsection (6) of section 373.470, Florida Statutes, is reenacted to read:

373.470 Everglades restoration.—

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

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

Section 39. The amendment to s. 373.470(6)(a), Florida Statutes, as carried forward by this act from chapter 2017-71, Laws of Florida, expires July 1, 2019, and the text of that
paragraph shall revert to that in existence on June 30, 2017, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 40. In order to implement Specific Appropriation 1719 of the 2018-2019 General Appropriations Act, paragraph (e) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—
(11)
(e) Notwithstanding paragraph (b) and paragraph (2)(b), and for the fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using funds provided to the state from the environmental mitigation trust administered by a trustee designated by the United States District Court for the Northern District of California for eligible mitigation action expenditures described in the partial consent decree entered into between the United States of America and Volkswagen relating to violations of the Clean Air Act.
Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected.
to commence. This paragraph expires July 1, 2019.

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

Section 41. (1) In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission, which are contained in the 2018-2019 General Appropriations Act, the Department of Environmental Protection shall transfer revenues from the Land Acquisition Trust Fund within the department to the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, as provided in this section.

As used in this section, the term “department” means the Department of Environmental Protection.

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

(3) In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2017-70, Laws of Florida, to the department’s Land Acquisition Trust Fund and the other land acquisition trust funds, and the amounts actually transferred between those trust funds during the 2017-2018 fiscal year.

(4) The department may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission needed for cash flow purposes based on a detailed expenditure plan. The department shall prorate amounts transferred quarterly to the Fish and Wildlife Conservation Commission to recoup the amount of funds advanced by June 30, 2019.

(5) This section expires July 1, 2019.

Section 42. In order to implement Specific Appropriations 1393A, 1393B, 1549, 1549A, 1549B, 1550A, 1681A, 1681B, 1686A,
and 1802A of the 2018-2019 General Appropriations Act, the Department of Environmental Protection shall distribute any moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund using the distribution formula specified in s. 259.105(3), Florida Statutes. This section expires July 1, 2019.

Section 43. In order to implement Specific Appropriation 1686A of the 2018-2019 General Appropriations Act, subsection (5) is added to section 375.075, Florida Statutes, to read:

375.075 Outdoor recreation; financial assistance to local governments.—

(5)(a) For the 2018-2019 fiscal year:

1. Notwithstanding any other provision of this section, $4 million of funds for projects must be used exclusively for projects that provide recreational enhancements and opportunities for children. The department shall conduct a separate grant application process exclusively for such projects. The department shall establish the schedule for the grant application process for projects that provide publicly available recreational enhancements and opportunities for children and shall award the grants for such projects by December 31, 2018, and each year thereafter.

2. Notwithstanding subsection (3), a local government may submit up to three grant applications for projects if at least one of those projects provides recreational enhancements and opportunities for children. The maximum project grant for each project application that provides recreational enhancements and opportunities for children may not exceed $250,000 in state funds, which the local government must match on a dollar-for-
(b) The selection criteria used by the department for grant applications submitted pursuant to this subsection must give priority to projects geared toward children under the age of 12, but which also provide educational opportunities and have established safety standards. The department shall give the highest priority to those project applications that further demonstrate they will serve the needs of children with unique abilities and will be accessible and usable to those with physical and developmental disabilities. All projects must be required to have playground equipment and lighting that is adequate for evening use.

(c) The playground equipment should be designed in a manner to serve children under the age of 12 with unique abilities, including those with physical and developmental disabilities. The criteria must also establish a minimum lot size for such project.

(d) This subsection expires July 1, 2019.
provide for:

   (r) Notwithstanding paragraph (j), $10 million is allocated for the 2018-2019 fiscal year for the payment of the repair or the replacement of, or other preventive measures for, storage tanks, piping, or system components. Such costs may include equipment, preventive measures, excavation, electrical work, site restoration, and maintenance protocols. Owners or operators may submit an application for funding on forms developed by the department.

   1. The application must include:

      a. An affidavit by a petroleum storage system specialty contractor and supporting documentation demonstrating that the storage tank system may have been damaged or is subject to damage by incompatibility with fuel blended with ethanol or biodiesel;

      b. A proposed scope of work and cost; and

      c. For proposals to replace tanks or piping, a statement from a certified public accountant which indicates the depreciated value of the equipment. The depreciated value is the maximum allowable replacement cost. Tanks and piping that are 20 years old or older are deemed to have no replacement value.

   2. The department must review the application for completeness, accuracy, and reasonableness of costs and scope of work. Upon approval of an application, the department must issue a purchase order to the applicant. The department may not issue a purchase order unless funds remain for the current fiscal year. The purchase order must include a deductible of 25 percent of the total cost. Except for preventative maintenance contracts, the specified work must be substantially completed.
within 180 days after the date of issuance of the purchase order.

3. Applications shall be funded on a first-come, first-served basis. Except for preventative maintenance contracts, the specified work must be substantially completed within 180 days after the date of issuance of the purchase order. After such time, the purchase order is void. An owner or operator may not cancel a preventative maintenance contract without cause. Following submission of proof to the department that the approved scope of work; or, in the case of preventative maintenance contracts, the first service event is complete; the applicant may request payment. A petroleum storage system owner or operator may not receive more than $200,000 per fiscal year for any single facility or $500,000 per fiscal year for all the facilities it owns or operates.

4. Owners or operators who have incurred costs for repair, replacement, or other preventative measures as described in this paragraph from July 1, 2015, through June 30, 2018, may apply to request payment for such costs from the department using the procedure specified in this paragraph. The department may not disburse payments for approved applications for such work until all purchase orders for previously approved applications submitted after July 1, 2018, have been paid and funds remain available for the fiscal year. Such payment is subject to a deductible of 25 percent of the approved cost.

5. Payment may not be provided for:
   a. Any costs for which an application for repair, replacement, or preventative measures is not approved in accordance with this paragraph;
b. Proposal costs or costs related to preparation of the application and required documentation;

c. Costs associated with the services of a certified public accountant;

d. Costs associated with storage tanks, piping, or ancillary equipment that has been previously repaired or replaced with funds that have been paid pursuant to this section;

e. Facilities that are not in compliance with department storage tank rules, until the facility has been brought into compliance with such rules; or

f. Costs associated with damage to petroleum storage systems caused in whole or in part by causes other than the storage of fuels blended with ethanol or biodiesel.

6. This paragraph does not affect the obligations of facility owners or operators or petroleum storage system owners or operators to timely comply with department rules regarding the maintenance, replacement, and repair of petroleum storage systems in order to prevent a release or discharge of pollutants. This paragraph does not prevent the department from issuing a purchase order in accordance with this paragraph based on grounds that work had commenced before the issuance of the purchase order.

7. The department shall ensure that petroleum storage systems approved after July 1, 2018, meet applicable standards for compatibility for ethanol blends, biodiesel blends, and other alternative fuels that are likely to be installed in such systems.

8. This paragraph expires July 1, 2019.
The issuance of a site rehabilitation completion order pursuant to subsection (5) or paragraph (12)(b) for contamination eligible for programs funded by this section does not alter the project’s eligibility for state-funded remediation if the department determines that site conditions are not protective of human health under actual or proposed circumstances of exposure under subsection (5). The Inland Protection Trust Fund may be used only to fund the activities in ss. 376.30-376.317 except ss. 376.3078 and 376.3079. Amounts on deposit in the fund in each fiscal year must first be applied or allocated for the payment of amounts payable by the department pursuant to paragraph (n) under a service contract entered into by the department pursuant to s. 376.3075 and appropriated in each year by the Legislature before making or providing for other disbursements from the fund. This subsection does not authorize the use of the fund for cleanup of contamination caused primarily by a discharge of solvents as defined in s. 206.9925(6), or polychlorinated biphenyls when their presence causes them to be hazardous wastes, except solvent contamination which is the result of chemical or physical breakdown of petroleum products and is otherwise eligible. Facilities used primarily for the storage of motor or diesel fuels as defined in ss. 206.01 and 206.86 are not excluded from eligibility pursuant to this section.

Section 45. In order to implement Specific Appropriation 582 of the 2018-2019 General Appropriations Act, section 295.23, Florida Statutes, is amended to read:

295.23 Veterans research and marketing campaign. —
(1) Florida Is For Veterans, Inc., may request the Florida Tourism Industry Marketing Corporation for assistance in the following research and marketing activities shall:

(a) Provide input to Florida Is For Veterans, Inc., on Research to identify the target market and the educational and employment needs of those in the target market.

(b) Development and administration of Develop and conduct a marketing campaign to encourage retired and recently separated military personnel to remain in the state or to make the state their permanent residence.

(c) Development of Develop a process for the dissemination of information to the target market and targeting that information to the interests and needs of veterans of all ages to facilitate veterans’ knowledge of and access to benefits.

(2) The Florida Tourism Industry Marketing Corporation shall seek advice from Florida Is For Veterans, Inc., on the scope, process, and focus of the marketing campaign. Input must be received before invitations to bid, requests for proposals, or invitations to negotiate for contracted services are advertised. Florida Is For Veterans, Inc., shall be kept informed at each stage of the marketing campaign and may provide recommendations to the Florida Tourism Industry Marketing Corporation to ensure that the effort effectively reaches veterans.

(2)(3) For the purposes of this section, Florida Is For Veterans, Inc., the Florida Tourism Industry Marketing Corporation shall expend the amount appropriated in the General Appropriations Act $1 million annually on marketing the state to veterans as a permanent home and on information dissemination to
improve veterans’ knowledge of and access to benefits through a combination of existing funds appropriated to the Florida Tourism Industry Marketing Corporation by the Legislature and private funds.

Section 46. In order to implement Specific Appropriation 582 of the 2018-2019 General Appropriations Act, paragraphs (a) and (b) of subsection (3) of section 295.21, Florida Statutes, are amended to read:

295.21 Florida Is For Veterans, Inc.—
(3) DUTIES.—The corporation shall:
(a) Conduct research to identify the target market and the educational and employment needs of those in the target market. The corporation shall contract with at least one entity pursuant to the competitive bidding requirements in s. 287.057 and the provisions of s. 295.187 to perform the research. Such entity must have experience conducting market research on the veteran demographic. The corporation may seek input from the Florida Tourism Industry Marketing Corporation on the scope, process, and focus of such research.
(b) Develop and implement a marketing campaign for the Florida Tourism Industry Marketing Corporation, pursuant to s. 295.23, on:

1. the target market as identified in paragraph (a). The development and implementation of a marketing campaign must encourage members of the target market to remain in the state or to make the state their permanent residence. The corporation must establish

2. methods for disseminating information to the target market that relates to the interests and needs of veterans of
all ages and facilitates veterans’ knowledge of and access to benefits. The corporation may request assistance from the Florida Tourism Industry Marketing Corporation pursuant to s. 295.23.

Section 47. The amendments made by this act to ss. 295.21 and 295.23, Florida Statutes, expire July 1, 2019, and the text of those sections shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 48. In order to implement Specific Appropriation 1855 of the 2018-2019 General Appropriations Act, subsection (30) of section 427.013, Florida Statutes, is amended to read:

427.013 The Commission for the Transportation Disadvantaged; purpose and responsibilities.—The purpose of the commission is to accomplish the coordination of transportation services provided to the transportation disadvantaged. The goal of this coordination is to assure the cost-effective provision of transportation by qualified community transportation coordinators or transportation operators for the transportation disadvantaged without any bias or presumption in favor of multioperator systems or not-for-profit transportation operators over single operator systems or for-profit transportation operators. In carrying out this purpose, the commission shall:

(30) For the 2018-2019 fiscal year and notwithstanding any other provision of this section:

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

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

1. Enhance access to health care, shopping, education, employment, public services, and recreation;
2. Assist in the development, improvement, and use of transportation systems in nonurbanized areas;
3. Promote the efficient coordination of services;
4. Support inner-city bus transportation; and
5. Encourage private transportation providers to participate.

(c) This subsection expires July 1, 2019.

Section 49. In order to implement Specific Appropriation 2296 of the 2018-2019 General Appropriations Act, subsections (3) and (5) of section 321.04, Florida Statutes, are amended to read:

321.04 Personnel of the highway patrol; rank classifications; probationary status of new patrol officers; subsistence; special assignments.
(3)(a) The Department of Highway Safety and Motor Vehicles shall assign one patrol officer to the office of the Governor; said patrol officer so assigned shall be selected by the Governor and shall have rank and pay not less than that of a lieutenant of the Florida Highway Patrol, and said patrol officer so assigned shall be paid by said department from the appropriation made to said department; said patrol officer shall have and receive all other benefits provided for in this chapter or any other statute now in existence or hereinafter enacted.

(b) For the 2018-2019 fiscal year only, the patrol officer shall be assigned to the Lieutenant Governor. This paragraph expires July 1, 2019.

(5) For the 2018-2019 fiscal year only, the assignment of a patrol officer by the department shall include a Cabinet member specified in s. 4, Art. IV of the State Constitution if deemed appropriate by the department or in response to a threat and upon written request of such Cabinet member. This subsection expires July 1, 2019.

Section 50. In order to implement Specific Appropriations 1856 through 1869, 1875 through 1878, 1891 through 1910, and 1948 through 1959 of the 2018-2019 General Appropriations Act, paragraphs (d), (e), and (f) of subsection (5) of section 339.135, Florida Statutes, are amended to read:

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

(5) ADOPTION OF THE WORK PROGRAM.—

(d) It is the intent of the Legislature that the department maintain fiscal solvency and make prudent use of all available fiscal resources to minimize any project, or a phase thereof,
from being deferred within the work program. It is further the intent of the Legislature that the department, to the maximum extent feasible, reduce financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV to add projects to the 2018-2019 2017-2018 work program which are identified by a specific appropriation in the 2018-2019 2017-2018 General Appropriations Act. This paragraph expires July 1, 2019 2018.

(e) For the 2018-2019 2017-2018 fiscal year only, the department is authorized to realign budget authority among appropriation categories to support the implementation of the 2018-2019 2017-2018 General Appropriations Act. The notice, review, and objection procedures under s. 216.177 apply only when projects, or a phase thereof, are not deferred or deleted from the work program. The request to realign budget authority among work program categories must be supported by documented production and financial goals within the parameters of finance, available cash, and total authorized budget. This paragraph expires July 1, 2019 2018.

(f) For the 2018-2019 2017-2018 fiscal year only, if the department submits a work program amendment to realign work program categories to the 2018-2019 2017-2018 General Appropriations Act that defers or deletes any project, or a phase thereof, the work program amendment is subject to approval by the Legislative Budget Commission. The department shall provide to the Legislative Budget Commission the documents specified in subparagraphs 1.-8. when submitting the department’s work program amendment to request approval to realign the work program appropriation categories to the 2018-
General Appropriations Act. In addition, any work program amendment submitted to the Legislative Budget Commission which results in a reduced project commitment level for the 2018-2019 fiscal year must include the following documents:

1. A proposed finance plan, as balanced to the requested work program amendment to realign the work program categories to the 2018-2019 General Appropriations Act, or any other amendments that reduce work program commitments;

2. A proposed cash forecast, as balanced to the requested work program amendment to realign the work program categories to the 2018-2019 General Appropriations Act, or any other amendments that reduce work program commitments;

3. An adopted finance plan, as of July 1, 2018;

4. An adopted cash forecast, as of July 1, 2018;

5. A complete list of projects, or phases thereof, deferred or deleted from the impact of the projects identified by a specific appropriation in the 2018-2019 General Appropriations Act for the 2018-2019 through 2022-2023 work program;

6. The department’s methodology for identifying projects, or phases thereof, for deferral or deletion for the 2018-2019 through 2022-2023 work program;

7. A letter of concurrence or nonconcurrency from the affected metropolitan planning organization or, for nonmetropolitan areas, the board of county commissioners with impacted project selections; and

8. A complete list of financial projects not programmed for contract letting as identified with a work program contract

This paragraph expires July 1, 2019 2018.

Section 51. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the 2018-2019 General Appropriations Act, paragraph (a) of subsection (2) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—

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

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

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

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

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

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

5. For the 2018-2019 fiscal year, the review shall ensure that transfers proposed pursuant to this paragraph comply with this chapter and are not contrary to legislative policy and intent. This subparagraph expires July 1, 2019.

Section 52. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the 2018-2019 General Appropriations Act, subsection (6) of section 112.24, Florida Statutes, is amended to read:

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

(6) For the 2018-2019 fiscal year only, the assignment of an employee of a state agency as provided in this section may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the legislative appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action.
pursuant to s. 216.177. This subsection expires July 1, 2019.

Section 53. In order to implement Specific Appropriations 2670 and 2671 of the 2018-2019 General Appropriations Act, and notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2018-2019 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2019.

Section 54. In order to implement the transfer of funds to the General Revenue Fund from trust funds for the 2018-2019 General Appropriations Act, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Section 55. The amendment to s. 215.32(2)(b), Florida Statutes, as carried forward by this act from chapter 2011-47, Laws of Florida, expires July 1, 2019, and the text of that paragraph shall revert to that in existence on June 30, 2011, except that any amendments to such text enacted other than by this act and chapter 2011-47, Laws of Florida, shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 56. In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2018-2019 General Appropriations Act, a state agency may not enter into a contract containing a nondisclosure clause that prohibits the contractor from disclosing information relevant to the performance of the contract to members or staff of the Senate or the House of Representatives. This section expires July 1, 2019.

Section 57. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2018-2019 General Appropriations Act is void if the specific appropriation or specifically identified proviso
language is vetoed. Any section of this act which implements more than one specific appropriation or more than one portion of specifically identified proviso language in the 2018-2019 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 58. If any other act passed during the 2018 Regular Session of the Legislature contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future repeal applied to such provision by this act, the Legislature intends that the provision in the other act takes precedence and continues to operate, notwithstanding the future repeal provided by this act.

Section 59. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 60. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2018; or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and shall operate retroactively to July 1, 2018.

>Title Amendment

And the title is amended as follows:

Delete everything before the enacting clause
and insert:

A bill to be entitled
An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1002.333, F.S.; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; specifying required duties of the State Board of Education for the 2017-2018 fiscal year; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; requiring a plan for implementation to be developed and submitted to the appropriate governing body before distribution of the allocation; providing requirements for implementation plans; requiring approved plans to be submitted to the Commissioner of Education by a specified date; providing for the allocation of funds for the 2018-2019 fiscal year; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from
other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation for specified purposes; providing the calculation for the allocation; amending s. 1012.731, F.S.; deleting Florida Best and Brightest Teacher Scholarship Program scholarship awards authorized for the 2018-2019 school year; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children’s Medical Services program; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the department; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; providing for the implementation of any new iBudget allocation algorithm and methodology; authorizing increased funding for an iBudget under certain circumstances; amending s. 409.908, F.S.;
revising parameters relating to the prospective payment methodology for the reimbursement of Medicaid providers to be implemented for rate-setting purposes; requiring the agency to establish prospective payment reimbursement rates for nursing home services as provided in this act and in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility in a manner that ensures that the modification becomes effective by a certain date; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children as set forth
in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority, and related repayment requirements, for temporary trust fund loans to the state court system which are sufficient to meet the system’s appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to ensure that counties fulfill specified financial responsibilities; requiring amounts owed by a county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the
Department of Juvenile Justice from providing to
certain nonfiscally constrained counties
reimbursements or credits against identified juvenile
detention center costs under specified circumstances;
prohibiting a nonfiscally constrained county from
applying, deducting, or receiving such reimbursements
or credits; amending s. 27.5304, F.S.; extending for 1
fiscal year certain limitations on compensation for
private court-appointed counsel; amending s. 1011.80,
F.S.; providing that state funds provided for
postsecondary workforce program operations may be used
for inmate education if specifically appropriated for
such purpose; authorizing a Supreme Court Justice to
designate an alternate facility as his or her official
headquarters for purposes of travel reimbursement;
specifying which expenses may be reimbursed to a
justice; requiring the Chief Justice to coordinate
with an affected justice and other appropriate
officials with respect to implementation; providing
for construction; prohibiting the Supreme Court from
using state funds to lease space in an alternate
facility for use as a justice’s official headquarters;
requiring the Department of Management Services to use
tenant broker services to renegotiate or repurchase
certain private lease agreements for office or storage
space; requiring the Department of Management Services
to provide a report to the Executive Office of the
Governor and the Legislature by a specified date;
specifying the amount of the transaction fee to be
collected for use of the state’s online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated in certain appropriation categories between departments for specified purposes; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the Agency for State Technology with respect to the operational management and oversight of the state data center; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified
deficiency in a land acquisition trust fund in the
Department of Agriculture and Consumer Services, the
Department of Environmental Protection, the Department
of State, or the Fish and Wildlife Conservation
Commission, to transfer funds from other trust funds
in the State Treasury as a temporary loan to such
trust fund; providing procedures for the repayment of
the temporary loan; amending s. 375.041, F.S.;
specifying that certain funds for projects dedicated
to restoring Lake Apopka shall be appropriated as
provided under the General Appropriations Act;
reenacting s. 373.470(6)(a), F.S., relating to
Everglades restoration; providing for the future
expiration and reversion of specified statutory text;
amending s. 216.181, F.S.; extending for 1 fiscal year
the authority of the Legislative Budget Commission to
increase amounts appropriated to the Department of
Environmental Protection for fixed capital outlay
projects using specified funds; specifying additional
information to be included in budget amendments for
projects requiring additional funding; requiring the
Department of Environmental Protection to transfer a
designated proportionate share of the revenues
deposited in the Land Acquisition Trust Fund within
the department to land acquisition trust funds in the
Department of Agriculture and Consumer Services, the
Department of State, and the Fish and Wildlife
Conservation Commission, according to specified
parameters and calculations; defining the term
“department”; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission’s land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; requiring the Department of Environmental Protection to distribute moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund in accordance with a specified distribution formula; amending s. 375.075, F.S.; requiring that a minimum amount of funds for the Florida Recreation Development Assistance Program be used for projects that provide recreational enhancements and opportunities for children; requiring the Department of Environmental Protection to award grants by a specified date; providing limitations with respect to the number of grant applications a local government may submit and the maximum project grant amount; specifying requirements for the selection criteria used by the department; amending s. 376.3071, F.S.; allocating a
specified sum from the Inland Protection Trust Fund for the payment of repair, replacement, and preventative measure costs for storage tanks, piping, or system components; requiring an owner or operator to submit an application to the department to receive funding; prescribing requirements for such application; specifying requirements, restrictions, and limitations regarding applications and payments; prohibiting payments for specified expenses; providing construction; requiring the department to ensure that petroleum storage systems approved after a specified date meet certain standards; amending s. 295.23, F.S.; transferring duties relating to the administration of the veterans research and marketing campaign from the Florida Tourism Industry Marketing Corporation to Florida Is For Veterans, Inc.; revising the annual appropriation for the veterans research and marketing campaign; amending s. 295.21, F.S.; revising the duties of Florida Is For Veterans, Inc., regarding the veterans research and marketing campaign to conform to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; extending for 1 fiscal year provisions requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the
Office of the Governor to the Lieutenant Governor and to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 339.135, F.S.; extending for 1 fiscal year provisions authorizing the Department of Transportation to realign budget authority to carry out the department’s work program; amending s. 216.292, F.S.; extending for 1 fiscal year a provision that requires a review of certain transfers of appropriations to ensure compliance with ch. 216, F.S., and that such transfers are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of specified statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriations; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.