

CHAPTER 2015-222

Senate Bill No. 2502-A

An act implementing the 2015-2016 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; specifying the required ad valorem tax millage contribution by certain district school boards for certain funded construction projects; amending s. 1002.385, F.S.; revising the definition of the term “disability” for purposes of the Florida Personal Learning Scholarship Accounts Program; revising program eligibility criteria and program prohibitions for such accounts; requiring that authorized program funds be used to support the student’s educational needs; authorizing program funds to be spent for tuition and fees for certain part-time tutoring services; revising the obligations of the Department of Education with respect to the program; revising the authority of the Commissioner of Education to deny, suspend, or revoke certain program participation and use of program funds; specifying maximum periods for certain suspensions and revocations; authorizing the commissioner to recover program funds through certain means; specifying priority for participation in the program; revising information that must be provided for the program by scholarship-funding organizations and parents of applicants; specifying priority for timely filed applications for wait-list purposes; requiring verification of expenditures based on certain requirements; revising funding and payment provisions for the program; amending s. 1002.395, F.S.; revising the surety bond or letter of credit requirements for nonprofit scholarship-funding organizations submitting initial or renewal scholarship program participation applications; amending s. 1011.62, F.S.; extending by 1 fiscal year the requirement that certain funds be used by school districts that have at least one of certain lowest-performing elementary schools to provide specified additional intensive reading instruction; specifying for purposes of the 2015-2016 fiscal year that certain lowest-performing elementary schools shall be those identified during the 2014-2015 fiscal year; specifying requirements for the calculation of surplus for the prior period funding adjustment millage; revising the computation of the district sparsity index for districts with a specified full-time equivalent student membership; deleting obsolete language; revising the dates by which district school boards shall submit a digital classrooms plan; requiring the Department of Education to confirm that districts have completed certain requirements prior to a specified distribution of Florida digital classrooms allocation funds; requiring the department, in consultation with the Agency for State Technology, to contract with an independent third party entity to conduct an assessment of the digital readiness of each school district and public school; specifying requirements for the contracted entity; creating a federally connected student supplement for school districts; specifying eligibility requirements and calculations for

allocations of the supplement; conforming cross-references; amending s. 1011.71, F.S.; conforming a cross-reference; providing for the future expiration and reversion of specified statutory text; amending s. 1012.75, F.S.; requiring the Department of Education to administer an educator liability insurance program for certain full-time instructional personnel; requiring district school boards to define certain terms; defining the term “instructional personnel”; requiring a minimum amount of coverage for full-time instructional personnel; authorizing liability coverage for other specified personnel; providing notification requirements; requiring the department to consult with the Department of Financial Services to select specified means for implementing the insurance program; revising community service work requirements for the Florida Bright Futures Scholarship Program; amending s. 1008.46, F.S.; revising the deadline for the annual accountability report that must be submitted by the Board of Governors of the State University System; providing for the future expiration and reversion of specified statutory text; creating s. 1001.92, F.S.; requiring a State University System Performance-Based Incentive to be awarded to state universities using certain performance-based metrics and benchmarks adopted by the Board of Governors; specifying allocation of the funds; requiring certain funds to be withheld from, and certain improvement plans to be submitted to the board by, state universities based on specified performance; specifying monitoring and reporting requirements for the improvement plans; providing for the receipt of certain withheld funds by state universities that make satisfactory progress on implementing improvement plans; requiring certain distribution of performance funding; requiring the board to submit a certain report on the previous year’s performance funding allocation by a specified date to the Governor and the Legislature; requiring the State Board of Education to adopt certain performance metrics and benchmarks for the Florida College System Performance-Based Incentive; specifying allocation of the funds; requiring certain funds to be withheld from, and certain improvement plans to be submitted to the board by, institutions based on specified performance; specifying monitoring and reporting requirements for the improvement plans; requiring the withholding of certain funds until a monitoring report is approved by the board; authorizing the Office of Early Learning to allocate or reallocate funds held by the Child Care Executive Partnership Program for certain purposes related to child care or school readiness; establishing requirements for the release and expenditure of such funds; providing requirements governing the continuation, management, and oversight of the Department of Health’s Florida Onsite Sewage Nitrogen Reduction Strategies Study; authorizing the current contract to be extended until the study is completed; prohibiting a state agency from adopting or implementing certain rules or policies before the study is completed; authorizing the department to allow installation of experimental sewage treatment systems at home sites; amending s. 20.435, F.S.; revising the authorized uses of funds in the Medical Quality Assurance Trust Fund; authorizing the Agency for Health Care Administration to submit a budget amendment to realign funding based upon a specified model, methodology,

and framework; specifying requirements for such realignment; prioritizing which categories of individuals on the wait list of the Agency for Persons with Disabilities shall be offered slots in the Medicaid home and community-based waiver programs; requiring that the Agency for Persons with Disabilities provide waiver services and that community-based care lead agencies provide certain funding and services for specified individuals who need waiver and extended foster care services; requiring an individual to be allowed to receive home and community-based services if his or her parent or guardian is an active-duty servicemember transferred to this state under certain circumstances; providing that individuals remaining on the wait list are not entitled to a hearing in accordance with federal law or administrative proceeding under state law; specifying the requirements that apply to the iBudgets of clients on the home and community-based services waiver until the Agency for Persons with Disabilities adopts a new allocation algorithm and methodology by final rule; providing for application of the new allocation algorithm and methodology after adoption of the final rule; providing requirements for an increase in iBudget funding allocations; amending s. 296.37, F.S.; extending for 1 fiscal year the requirement that certain residents of a veterans' nursing home contribute to their maintenance and support; amending s. 393.067, F.S.; deleting obsolete provisions; specifying that the Agency for Persons with Disabilities is not required to contract with certain licensed facilities; providing for the future expiration and reversion of specified statutory text; amending s. 393.18, F.S.; revising residency limitations for comprehensive transitional education programs; providing applicability; deleting provisions relating to licensure for such programs and certain facilities providing residential services for children who need behavioral services; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to ensure that nursing facility residents who are eligible for funds to transition to home and community-based services waivers have resided in a skilled nursing facility residency for a specified period; requiring the Agency for Health Care Administration and the Department of Elderly Affairs to prioritize individuals for enrollment in the Medicaid Long-Term Care Waiver program using a certain frailty-based screening; authorizing the Agency for Health Care Administration to adopt rules and enter into certain interagency agreements with respect to program enrollment; authorizing the delegation of certain responsibilities with respect to program enrollment; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to reflect certain enrollment changes within the Children's Medical Services Network; authorizing the agency to submit a request for nonoperating budget authority to transfer federal funds to the Department of Health under certain circumstances; providing that certain funds provided for training purposes shall be allocated to community-based lead agencies based on a training needs assessment conducted by the Department of Children and Families; authorizing a Program of All-Inclusive Care for the Elderly (PACE) organization granted certain enrollee slots for frail elders residing in Broward County to use the slots

for enrollees residing in Miami-Dade County under certain circumstances; amending s. 893.055, F.S.; authorizing the Department of Health to use certain funds to administer the prescription drug monitoring program; prohibiting the use of funds received from a settlement agreement to administer the program; 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; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; extending for 1 fiscal year the authority for a municipality to expend funds from its special law enforcement trust fund to reimburse its general fund for certain moneys; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for trust fund loans to the state court system which are sufficient to meet the system's appropriation; prohibiting the Department of Corrections from transferring funds from a salaries and benefits category to another category unless approved by the Legislative Budget Commission; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine if the county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to ensure that such deductions do not reduce distributions below amounts necessary for certain payments relating to bonds; 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; directing the Department of Management Services to use tenant broker services to renegotiate or reprocure private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature by a specified date; reenacting s. 624.502, F.S., relating to the deposit of fees for service of process made upon the Chief Financial Officer or the Director of the Office of Insurance Regulation into the Administrative Trust Fund; providing for the future expiration and reversion of specified statutory text; reenacting s. 282.709(2)(a), F.S., relating to the creation and membership of the Joint Task Force on State Agency Law Enforcement Communications; providing for the future expiration and reversion of specified statutory text; specifying the amount of the transaction fee to be collected for use of the online procurement system; requiring the Department of Management Services to determine a means of notifying vendors of the fee change; amending s. 216.292, F.S.; authorizing the Agency for State Technology under specified circumstances to transfer certain funds for purposes related to the migration of cloud-ready applications to a certain cloud solution; amending s. 161.143, F.S.; extending by 1 fiscal year the directive that the amount allocated for inlet management funding is provided in the General Appropriations Act; amending s. 259.105, F.S.; revising the distribution of certain proceeds from cash payments or bonds issued pursuant to the Florida Forever Act; authorizing certain funds to be

transferred to the Division of State Lands within the Department of Environmental Protection for a specified purpose; amending s. 216.181, F.S.; extending by 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; amending s. 376.3071, F.S.; requiring the Department of Environmental Protection under specified circumstances to obligate moneys in the Inland Protection Trust Fund for certain items that otherwise would be paid by another state agency for state-funded petroleum contamination site rehabilitation; amending s. 381.0065, F.S.; revising the effective date for the future prohibition against the land application of septage from onsite treatment and disposal systems; providing for the future expiration and reversion of specified statutory text; amending s. 388.261, F.S.; increasing the percentage of annual funds appropriated for arthropod control which may be used for certain research and demonstration projects; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund; specifying the account's purpose; authorizing the Department of Environmental Protection to use account funds to contract with a third party for the closing and long-term care of a solid waste management facility under specified circumstances; requiring the deposit of certain funds received from the closure insurance policy into the account; amending s. 215.18, F.S.; authorizing 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 transfer and repayment of the loan; providing a legislative determination that the repayment of the temporary loan is a constitutionally allowable use of such moneys; authorizing the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Commission to submit a budget amendment to realign funding, to increase certain budget authority from trust funds, or to transfer trust funds in order to implement specified law; requiring the Department of Environmental Protection to transfer 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 to retain a proportionate share of revenues; specifying a limit on distributions; directing the Board of Trustees of the Internal Improvement Trust Fund to sell specified land in Osceola County and to deposit the net proceeds into a specified trust fund; requiring the Board of Trustees of the Internal Improvement Trust Fund to provide the University of South Florida Sarasota-Manatee with the proceeds from the sale of certain parcel of state land; authorizing the Department of Highway Safety and Motor Vehicles to extend its existing contract for driver license equipment and

consumables under specified circumstances; requiring the Department of Highway Safety and Motor Vehicles to contract with a specified corporation to manufacture license plates; specifying requirements to be met by the corporation in manufacturing such license plates; prohibiting the name of a county from appearing on redesigned license plates; amending s. 339.135, F.S.; requiring the Department of Transportation to use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; prohibiting such funds from reducing, deleting, or deferring other projects funded as of a specified date; amending s. 339.2818, F.S.; revising the definition of the term “small county” for purposes of the Small County Outreach Program; reenacting s. 341.302(10), F.S., relating to the Department of Transportation’s duties and responsibilities for the rail program; providing for the future expiration and reversion of specified statutory text; amending s. 339.2816, F.S.; revising the amount of funding from the State Transportation Trust Fund that may be used for the Small County Road Assistance Program; providing for the future expiration and reversion of specified statutory text; amending s. 420.9072, F.S.; defining the term “rent subsidies”; authorizing a specified maximum percentage of funding from the local housing distribution to be used by counties and municipalities for certain rental assistance and rent subsidies; amending s. 420.5087, F.S.; specifying the reservation of funds for the tenant groups within each notice of fund availability with respect to the State Apartment Incentive Loan Program; providing applicability for certain provisions of the Florida Building Code; reenacting s. 216.292(2)(a), F.S., relating to exceptions for nontransferable appropriations; providing for the future expiration and reversion of specified statutory text; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for human resource management services; amending s. 112.24, F.S.; extending by 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; providing a legislative determination that the issuance of new debt is in the best interests of the state; limiting the use of travel funds to activities that are critical to an agency’s mission; providing exceptions; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing between agencies for a specified purpose; authorizing the Executive Office of the Governor to transfer funds appropriated for certain data processing services between departments for a specified purpose; 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 certain funds between agencies in order to allocate a reduction relating to

SUNCOM Network services; reenacting s. 110.12315, F.S., relating to the state employees' prescription drug program; providing for the future expiration and reversion of specified statutory text; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing for construction of the act in pari materia with laws enacted during the 2015 Regular Session of the Legislature; providing severability; providing for contingent retroactive operation; providing effective dates.

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

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2015-2016 fiscal year.

Section 2. In order to implement Specific Appropriations 7, 8, 9, 90, and 91 of the 2015-2016 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2015-2016 fiscal year in the document titled "Public School Funding: The Florida Education Finance Program," dated June 16, 2015, 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, 2016.

Section 3. In order to implement Specific Appropriations 7 and 90 of the 2015-2016 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 2015-2016 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific Appropriation 90 of the 2015-2016 General Appropriations Act. This section expires July 1, 2016.

Section 4. In order to implement Specific Appropriation 22 of the 2015-2016 General Appropriations Act and notwithstanding s. 1013.64(2), Florida Statutes, any district school board that generates less than \$2 million in revenue from a 1-mill levy of ad valorem tax shall contribute 0.75 mill for the 2015-2016 fiscal year toward the cost of funded special facilities construction projects. This section expires July 1, 2016.

Section 5. In order to implement Specific Appropriation 105 of the 2015-2016 General Appropriations Act, paragraph (d) of subsection (2), paragraph (a) of subsection (3), paragraph (a) of subsection (4), subsection (5), paragraph (e) of subsection (9), paragraph (a) of subsection (10), paragraphs (a), (d), and (f) of subsection (12), and paragraphs (a), (b), (d), and (e) of subsection (13) of section 1002.385, Florida Statutes, are amended to read:

1002.385 Florida personal learning scholarship accounts.—

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

(d) “Disability” means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric Association as defined in s. 393.063(3); cerebral palsy, as defined in s. 393.063(4); Down syndrome, as defined in s. 393.063(13); an intellectual disability, as defined in s. 393.063(21); Prader-Willi syndrome, as defined in s. 393.063(25); or spina bifida, as defined in s. 393.063(36); for a student in kindergarten, being a high-risk child, as defined in s. 393.063(20)(a); muscular dystrophy; and Williams syndrome.

(3) PROGRAM ELIGIBILITY.—A parent of a student with a disability may request and receive from the state a Florida personal learning scholarship account for the purposes specified in subsection (5) if:

(a) The student:

1. Is a resident of this state;
2. Is or will be 3 or 4 years old on or before September 1 of the year in which the student applies for program participation, or is eligible to enroll in kindergarten through grade 12 in a public school in this state;
3. Has a disability as defined in paragraph (2)(d); and
4. Is the subject of an IEP written in accordance with rules of the State Board of Education or has received a diagnosis of a disability as defined in subsection (2) from a physician who is licensed under chapter 458 or chapter 459 or a psychologist who is licensed in this state.

(4) PROGRAM PROHIBITIONS.—

(a) A student is not eligible for the program while he or she is:

1. Enrolled in a public school, including, but not limited to, the Florida School for the Deaf and the Blind; the Florida Virtual School; the College-Preparatory Boarding Academy; a developmental research school authorized under s. 1002.32; a charter school authorized under s. 1002.33, s. 1002.331, or s. 1002.332; or a virtual education program authorized under s. 1002.45;

2. Enrolled in the Voluntary Prekindergarten Education Program authorized under part V of this chapter;

~~3.2.~~ Enrolled in a school operating for the purpose of providing educational services to youth in the Department of Juvenile Justice commitment programs;

~~4.3.~~ Receiving a scholarship pursuant to the Florida Tax Credit Scholarship Program under s. 1002.395 or the John M. McKay Scholarships for Students with Disabilities Program under s. 1002.39; or

5.4. Receiving any other educational scholarship pursuant to this chapter.

For purposes of subparagraph 1., a 3- or 4-year-old child who receives services that are funded through the Florida Education Finance Program is considered to be a student enrolled in a public school.

(5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must be used to meet the individual educational needs of an eligible student and may be spent for the following purposes:

(a) Instructional materials, including digital devices, digital periphery devices, and assistive technology devices that allow a student to access instruction or instructional content.

(b) Curriculum as defined in paragraph (2)(b).

(c) Specialized services by approved providers that are selected by the parent. These specialized services may include, but are not limited to:

1. Applied behavior analysis services as provided in ss. 627.6686 and 641.31098.

2. Services provided by speech-language pathologists as defined in s. 468.1125.

3. Occupational therapy services as defined in s. 468.203.

4. Services provided by physical therapists as defined in s. 486.021.

5. Services provided by listening and spoken language specialists and an appropriate acoustical environment for a child who is deaf or hard of hearing and who has received an implant or assistive hearing device.

(d) Enrollment in, or tuition or fees associated with enrollment in, an eligible private school, an eligible postsecondary educational institution, a private tutoring program authorized under s. 1002.43, a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), the Florida Virtual School as a private paying student, or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(e) Fees for nationally standardized, norm-referenced achievement tests, Advanced Placement Examinations, industry certification examinations, assessments related to postsecondary education, or other assessments.

(f) Contributions to the Stanley G. Tate Florida Prepaid College Program pursuant to s. 1009.98, for the benefit of the eligible student.

(g) Contracted services provided by a public school or school district, including classes. A student who receives services under a contract under this paragraph is not considered enrolled in a public school for eligibility purposes as specified in subsection (4).

(h) Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator's certificate pursuant to s. 1012.56, a person who holds an adjunct teaching certificate pursuant to s. 1012.57, or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5). The term "part-time tutoring services" as used in this paragraph does not meet the definition of the term "regular school attendance" in s. 1003.01(13)(e).

A specialized service provider, eligible private school, eligible postsecondary educational institution, private tutoring program provider, online or virtual program provider, public school, school district, or other entity receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from the Florida Personal learning scholarship account with the parent or participating student in any manner.

(9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(e) Compare the list of students participating in the program with the public school student enrollment lists and the list of students participating in school choice scholarship programs established pursuant to ss. 1002.38, 1002.39, and 1002.395, throughout the school year, before each program ~~payment~~ to avoid duplicate payments and confirm program eligibility.

(10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

(a) The Commissioner of Education:

1. Shall deny, suspend, or revoke a student's participation in the program if the health, safety, or welfare of the student is threatened or fraud is suspected.

2. Shall deny, suspend, or revoke an authorized use of program funds if the health, safety, or welfare of the student is threatened or fraud is suspected.

3. May deny, suspend, or revoke an authorized use of program funds for material failure to comply with this section and applicable department rules if the noncompliance is correctable within a reasonable period of time. Otherwise, the commissioner shall deny, suspend, or revoke an authorized use for failure to materially comply with the law and rules adopted under this section.

4. Shall require compliance by the appropriate party by a date certain for all nonmaterial failures to comply with this section and applicable department rules.

5. Notwithstanding other provisions of this section, the commissioner may deny, suspend, or revoke program participation or use of program funds by the student; or participation or eligibility of an organization, eligible private school, eligible postsecondary educational institution, approved provider, or other appropriate party, for a violation of this section. The commissioner may determine the length of, and conditions for lifting, the suspension or revocation specified in this paragraph. The length of suspension or revocation may not exceed 5 years, except for instances of fraud, in which case the length of suspension or revocation may not exceed 10 years. The commissioner may employ mechanisms allowed by law to recover unexpended program funds or withhold payment of an equal amount of program funds to recover program funds that were not authorized for use under this section thereafter.

(12) ADMINISTRATION OF PERSONAL LEARNING SCHOLARSHIP ACCOUNTS.—An eligible nonprofit scholarship-funding organization participating in the Florida Tax Credit Scholarship Program established under s. 1002.395 may establish personal learning scholarship accounts for eligible students by:

(a) Receiving applications and determining student eligibility in accordance with the requirements of this section.

1. First priority shall be provided to eligible student renewals from the 2014-2015 school year. For initial program participation, preference must first be provided to students retained on a wait list created by the organization in the order that completed applications are approved. The organization shall notify the department of the applicants for the program by March 1 before the school year in which the student intends to participate.

2. When an application is received, the scholarship-funding scholarship funding organization must provide the department with information provided by the parent on the student to enable the department to report the student for funding in accordance with subsection (13). Such information must include, as a final condition of eligibility, one of the following verifiable documents:

a. A filed public school withdrawal form;

b. A letter of admission or enrollment in an eligible private school;

c. Documentation consisting of a notice to establish and maintain a home education program or a copy of the student's annual educational evaluation pursuant to s. 1002.41; or

d. A formal notification from a private school that has withdrawn the student from a program identified in s. 1002.38, s. 1002.39, or s. 1002.395.

(d) Establishing a date and process by which students on the wait list or late-filing applicants may be allowed to participate in the program during the school year, within the amount of funds provided for this program in the General Appropriations Act. The process must allow timely filed, completed applications to take precedence before late-filed, completed applications for purposes of creating a wait list for participation in the program.

(f) Verifying qualifying expenditures pursuant to the requirements of subsection (5) paragraph (8)(b).

(13) FUNDING AND PAYMENT.—

(a)1. The maximum funding amount granted for an eligible student with a disability, pursuant to this section ~~subsection (3)~~, shall be equivalent to the base student allocation in the Florida Education Finance Program multiplied by the appropriate cost factor for the educational program which would have been provided for the student in the district school to which he or she would have been assigned, multiplied by the district cost differential.

2. In addition, an amount equivalent to a share of the guaranteed allocation for exceptional students in the Florida Education Finance Program shall be determined and added to the amount in subparagraph 1. The calculation shall be based on the methodology and the data used to calculate the guaranteed allocation for exceptional students for each district in chapter 2000-166, Laws of Florida. Except as provided in subparagraph 3., the calculation shall be based on the student's grade, the matrix level of services, and the difference between the 2000-2001 basic program and the appropriate level of services cost factor, multiplied by the 2000-2001 base student allocation and the 2000-2001 district cost differential for the sending district. The calculated amount must also include an amount equivalent to the per-student share of supplemental academic instruction funds, instructional materials funds, technology funds, and other categorical funds as provided in the General Appropriations Act.

3. Except as otherwise provided, the calculation for all students participating in the program shall be based on the matrix that assigns the student to support Level III of services. If a parent chooses to request and receive a matrix of services from the school district, when the school district completes the matrix, the amount of the payment shall be adjusted as needed.

(b) The amount of the awarded funds shall be 90 percent of the calculated amount. One hundred percent of the funds appropriated for the program shall be released to the department at the beginning of the first quarter of each fiscal year. Program funds include both the awarded funds and the accrued interest. Once student eligibility has been confirmed by the scholarship funding organization and communicated to the department, notwithstanding paragraph (9)(e), the department shall make payment of the awarded funds in full to the scholarship-funding organization for deposit into the student's account.

(d) The eligible nonprofit scholarship-funding organization shall develop a system for payment of benefits by electronic funds transfer, including, but not limited to, debit cards, electronic payment cards, or any other means of electronic payment that the department deems to be commercially viable or cost-effective. Commodities or services related to the development of such a system shall be procured by competitive solicitation unless they are purchased from a state term contract pursuant to s. 287.056.

(e) Moneys received pursuant to this section do not constitute taxable income to the student or parent of the qualified student.

Section 6. In order to implement Specific Appropriation 105 of the 2015-2016 General Appropriations Act, paragraphs (a) and (b) of subsection (16) of section 1002.395, Florida Statutes, are amended to read:

1002.395 Florida Tax Credit Scholarship Program.—

(16) NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS; APPLICATION.—In order to participate in the scholarship program created under this section, a charitable organization that seeks to be a nonprofit scholarship-funding organization must submit an application for initial approval or renewal to the Office of Independent Education and Parental Choice no later than September 1 of each year before the school year for which the organization intends to offer scholarships.

(a) An application for initial approval must include:

1. A copy of the organization’s incorporation documents and registration with the Division of Corporations of the Department of State.
2. A copy of the organization’s Internal Revenue Service determination letter as a s. 501(c)(3) not-for-profit organization.
3. A description of the organization’s financial plan that demonstrates sufficient funds to operate throughout the school year.
4. A description of the geographic region that the organization intends to serve and an analysis of the demand and unmet need for eligible students in that area.
5. The organization’s organizational chart.
6. A description of the criteria and methodology that the organization will use to evaluate scholarship eligibility.
7. A description of the application process, including deadlines and any associated fees.
8. A description of the deadlines for attendance verification and scholarship payments.

9. A copy of the organization's policies on conflict of interest and whistleblowers.

10. A copy of a surety bond or letter of credit in an amount equal to 25 percent of the scholarship funds anticipated for each school year or \$100,000, whichever is greater, specifying that any claim against the bond or letter of credit may be made only by an eligible nonprofit scholarship-funding organization to provide scholarships to and on behalf of students who would have had scholarships funded but for the diversion of funds giving rise to the claim against the bond or letter of credit.

(b) In addition to the information required by subparagraphs (a)1.-9., an application for renewal must include:

1. A surety bond or letter of credit equal to the amount of undisbursed donations held by the organization based on the annual report submitted pursuant to paragraph (6)(m). The amount of the surety bond or letter of credit must be at least \$100,000, but not more than \$25 million, specifying that any claim against the bond or letter of credit may be made only by an eligible nonprofit scholarship-funding organization to provide scholarships to and on behalf of students who would have had scholarships funded but for the diversion of funds giving rise to the claim against the bond or letter of credit.

2. The organization's completed Internal Revenue Service Form 990 submitted no later than November 30 of the year before the school year that the organization intends to offer the scholarships, notwithstanding the September 1 application deadline.

3. A copy of the statutorily required audit to the Department of Education and Auditor General.

4. An annual report that includes:

a. The number of students who completed applications, by county and by grade.

b. The number of students who were approved for scholarships, by county and by grade.

c. The number of students who received funding for scholarships within each funding category, by county and by grade.

d. The amount of funds received, the amount of funds distributed in scholarships, and an accounting of remaining funds and the obligation of those funds.

e. A detailed accounting of how the organization spent the administrative funds allowable under paragraph (6)(j).

Section 7. In order to implement Specific Appropriations 7 and 90 of the 2015-2016 General Appropriations Act, paragraph (f) of subsection (1), paragraphs (a) and (e) of subsection (4), paragraph (b) of subsection (7), paragraph (a) of subsection (9), paragraphs (b) and (c) of subsection (12), and present subsection (13) of section 1011.62, Florida Statutes, are amended, paragraph (g) is added to subsection (12) of that section, present subsections (13), (14), and (15) of that section are redesignated as subsections (14), (15), and (16), respectively, and a new subsection (13) is added to that section, to read:

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

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

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

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

2. Categorical funds for supplemental academic instruction shall be allocated annually to each school district in the amount provided in the General Appropriations Act. These funds shall be in addition to the funds appropriated on the basis of FTE student membership in the Florida Education Finance Program and shall be included in the total potential funds of each district. These funds shall be used to provide supplemental academic instruction to students enrolled in the K-12 program. For the 2015-2016 ~~2014-2015~~ fiscal year, each school district that has one or more of the 300 lowest-performing elementary schools based on the state reading assessment shall use these funds, together with the funds provided in the district’s research-based reading instruction allocation and other available funds, to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided by teachers or reading specialists who are effective in teaching reading or by a K-5 mentoring reading program that is supervised by a teacher who is effective at teaching reading. Students enrolled in these schools who have Level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers may ~~shall~~ not be included in the 300 schools. For the 2015-2016 fiscal year, the 300 lowest-performing schools shall be the same schools as identified for the 2014-2015 fiscal year. After this requirement has been met, supplemental instruction strategies may include, but are not limited to: modified curriculum, reading instruction, after-school instruction, tutoring,

mentoring, class size reduction, extended school year, intensive skills development in summer school, and other methods for improving student achievement. Supplemental instruction may be provided to a student in any manner and at any time during or beyond the regular 180-day term identified by the school as being the most effective and efficient way to best help that student progress from grade to grade and to graduate.

3. Effective with the 1999-2000 fiscal year, funding on the basis of FTE membership beyond the 180-day regular term shall be provided in the FEFP only for students enrolled in juvenile justice education programs or in education programs for juveniles placed in secure facilities or programs under s. 985.19. Funding for instruction beyond the regular 180-day school year for all other K-12 students shall be provided through the supplemental academic instruction categorical fund and other state, federal, and local fund sources with ample flexibility for schools to provide supplemental instruction to assist students in progressing from grade to grade and graduating.

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

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

(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 prior to 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 ~~(15)(b)~~ (14)(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.

(e) *Prior period funding adjustment millage.*—

1. There shall be an additional millage to be known as the Prior Period Funding Adjustment Millage levied by a school district if the prior period unrealized required local effort funds are greater than zero. The Commissioner of Education shall calculate the amount of the prior period unrealized required local effort funds as specified in subparagraph 2. and the millage required to generate that amount as specified in this subparagraph. The Prior Period Funding Adjustment Millage shall be the quotient of the prior period unrealized required local effort funds divided by the current year taxable value certified to the Commissioner of Education pursuant to sub-subparagraph (a)1.a. This levy shall be in addition to the required local effort millage certified pursuant to this subsection. Such millage shall not affect the calculation of the current year's required local effort, and the funds generated by such levy shall not be included in the district's Florida Education Finance Program allocation for that fiscal year. For purposes of the millage to be included on the Notice of Proposed Taxes, the Commissioner of Education shall adjust the required local effort millage computed pursuant to paragraph (a) as adjusted by paragraph (b) for the current year for any district that levies a Prior Period Funding Adjustment Millage to include all Prior Period Funding Adjustment Millage. For the purpose of this paragraph, there shall be a Prior Period Funding Adjustment Millage levied for each

year certified by the Department of Revenue pursuant to sub-subparagraph (a)2.a. since the previous year certification and for which the calculation in sub-subparagraph 2.b. is greater than zero.

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

(I) “Prior year” means a year certified under sub-subparagraph (a)2.a.

(II) “Preliminary taxable value” means:

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

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

(III) “Final taxable value” means the district’s taxable value as certified by the property appraiser pursuant to s. 193.122(2) or (3), if applicable. This is the certification that reflects all final administrative actions of the value adjustment board.

b. For purposes of this subsection and with respect to each year certified pursuant to sub-subparagraph (a)2.a., if the district’s prior year preliminary taxable value is greater than the district’s prior year final taxable value, the prior period unrealized required local effort funds are the difference between the district’s prior year preliminary taxable value and the district’s prior year final taxable value, multiplied by the prior year district required local effort millage. If the district’s prior year preliminary taxable value is less than the district’s prior year final taxable value, the prior period unrealized required local effort funds are zero.

c. For the ~~2015-2016~~ 2014-2015 fiscal year only, if a district’s prior period unrealized required local effort funds and prior period district required local effort millage cannot be determined because such district’s final taxable value has not yet been certified pursuant to s. 193.122(2) or (3), for the 2015 ~~2014~~ tax levy, the Prior Period Funding Adjustment Millage for such fiscal year shall be levied, if not previously levied, in 2015 ~~2014~~ in an amount equal to 75 percent of such district’s most recent unrealized required local effort for which a Prior Period Funding Adjustment Millage was determined as provided in this section. Upon certification of the final taxable value for the 2012, 2013, or 2014 tax rolls ~~roll~~ in accordance with s. 193.122(2) or (3), the Prior Period Funding Adjustment Millage levied in 2015 and 2016 shall be adjusted to include any shortfall or surplus in the prior period unrealized required local effort funds that would have been levied in 2014 or 2015, had the district’s final taxable value been certified pursuant to s. 193.122(2) or (3) for the 2014 or 2015 tax levy. If this adjustment is made for a surplus, the reduction in prior period millage may not exceed the prior period funding adjustment millage calculated pursuant to subparagraph 1. and sub-

subparagraphs a. and b. and any additional reduction shall be carried forward to the subsequent fiscal year This provision shall be implemented by a district only if the millage calculated pursuant to this paragraph when added to the millage levied by the district for all purposes for the 2014-2015 fiscal year is less than or equal to the total millage levied for the 2013-2014 fiscal year. This sub-subparagraph expires July 1, 2015.

(7) DETERMINATION OF SPARSITY SUPPLEMENT.—

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

(9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

(a) The research-based reading instruction allocation is created to provide comprehensive reading instruction to students in kindergarten through grade 12. For the ~~2015-2016~~ 2014-2015 fiscal year, in each school district that has one or more of the 300 lowest-performing elementary schools based on the state reading assessment, priority shall be given to providing an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in each school. For the 2015-2016 fiscal year, the 300 lowest-performing schools shall be the same schools as identified for the 2014-2015 fiscal year. Students enrolled in these schools who have Level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers may shall not be included in the 300 schools. The intensive reading instruction delivered in this additional hour and for other students shall include: research-based reading instruction that has been proven to accelerate progress of students exhibiting a reading deficiency; differentiated instruction based on student assessment data to meet students' specific reading needs; explicit and systematic reading development in phonemic awareness, phonics, fluency, vocabulary, and comprehension, with more extensive opportunities for guided practice, error correction, and feedback; and the integration of social studies, science, and mathematics-text reading, text discussion, and writing in response to reading. ~~For the 2012-2013 and 2013-2014 fiscal years, a school district may not hire more reading coaches than were hired during the 2011-2012 fiscal year unless all students in kindergarten through grade 5 who demonstrate a reading deficiency, as determined by district and state assessments, including students scoring Level 1 or Level 2 on the statewide, standardized reading assessment or, upon implementation, the English Language Arts assessment, are provided an additional hour per day of intensive reading~~

instruction beyond the normal school day for each day of the entire school year.

(12) FLORIDA DIGITAL CLASSROOMS ALLOCATION.—

(b) Each district school board shall adopt a district digital classrooms plan that meets the unique needs of students, schools, and personnel and submit the plan for approval to the Department of Education. In addition, each district school board must, at a minimum, seek input from the district's instructional, curriculum, and information technology staff to develop the district digital classrooms plan. The district's plan must be within the general parameters established in the Florida digital classrooms plan pursuant to s. 1001.20. In addition, if the district participates in federal technology initiatives and grant programs, the district digital classrooms plan must include a plan for meeting requirements of such initiatives and grant programs. Funds allocated under this subsection must be used to support implementation of district digital classrooms plans. By October 1, 2015 ~~2014~~, for the 2015-2016 fiscal year, and by October March 1 of each year thereafter, on a date determined by the department, each district school board shall submit to the department, in a format prescribed by the department, a digital classrooms plan. At a minimum, such plan must include, and be annually updated to reflect, the following:

1. Measurable student performance outcomes. Outcomes related to student performance, including outcomes for students with disabilities, must be tied to the efforts and strategies to improve outcomes related to student performance by integrating technology in classroom teaching and learning. Results of the outcomes shall be reported at least annually for the current school year and subsequent 3 years and be accompanied by an independent evaluation and validation of the reported results.

2. Digital learning and technology infrastructure purchases and operational activities. Such purchases and activities must be tied to the measurable outcomes under subparagraph 1., including, but not limited to, connectivity, broadband access, wireless capacity, Internet speed, and data security, all of which must meet or exceed minimum requirements and protocols established by the department. For each year that the district uses funds for infrastructure, a third-party, independent evaluation of the district's technology inventory and infrastructure needs must accompany the district's plan.

3. Professional development purchases and operational activities. Such purchases and activities must be tied to the measurable outcomes under subparagraph 1., including, but not limited to, using technology in the classroom and improving digital literacy and competency.

4. Digital tool purchases and operational activities. Such purchases and activities must be tied to the measurable outcomes under subparagraph 1., including, but not limited to, competency-based credentials that measure and demonstrate digital competency and certifications; third-party

assessments that demonstrate acquired knowledge and use of digital applications; and devices that meet or exceed minimum requirements and protocols established by the department.

5. Online assessment-related purchases and operational activities. Such purchases and activities must be tied to the measurable outcomes under subparagraph 1., including, but not limited to, expanding the capacity to administer assessments and compatibility with minimum assessment protocols and requirements established by the department.

(c) The Legislature shall annually provide in the General Appropriations Act the FEFP allocation for implementation of the Florida digital classrooms plan to be calculated in an amount up to 1 percent of the base student allocation multiplied by the total K-12 full-time equivalent student enrollment included in the FEFP calculations for the legislative appropriation or as provided in the General Appropriations Act. Each school district shall be provided a minimum of \$250,000, with the remaining balance of the allocation to be distributed based on each district's proportion of the total K-12 full-time equivalent student enrollment. Distribution of 2015-2016 funds for the Florida digital classrooms allocation shall begin following submittal of each district's digital classrooms plan, which must include formal verification of the superintendent's ~~receipt approval~~ of the digital classrooms plan of each charter school in the district using a streamlined format prescribed by the department, and approval of the plan by the department. Prior to the distribution of the 2015-2016 Florida digital classrooms allocation funds, the department shall confirm that each district school superintendent has certified shall certify to the Commissioner of Education that the district school board has approved a comprehensive district digital classrooms plan that supports the fidelity of implementation of the Florida digital classrooms allocation; the district has participated in the digital readiness gap analysis assessment conducted pursuant to paragraph (g); and the district's digital classrooms plan reflects the district's commitment to prioritizing the use of 2015-2016 funds to address gaps identified through the digital readiness gap analysis assessment. District allocations shall be recalculated during the fiscal year consistent with the periodic recalculation of the FEFP. School districts shall provide a proportionate share of the digital classrooms allocation to each charter school in the district, as required for categorical programs in s. 1002.33(17)(b). A school district may use a competitive process to distribute funds for the Florida digital classrooms allocation to the schools within the school district.

(g) For the 2015-2016 fiscal year, notwithstanding paragraph (e), the department, in consultation with the Agency for State Technology, shall contract by September 1, 2015, with an independent third-party entity to conduct an assessment of the digital readiness of each school district and public school for the purpose of implementing the distribution of the 2015-2016 Florida digital classrooms allocation funds. The contract must require the contracted entity to:

1. Collaborate with the department and the Agency for State Technology to review and recommend improvements to the state's 5-year digital classrooms strategic plan developed pursuant to s. 1001.20(4) and establish minimum information technology architecture standards upon which the digital readiness of school districts and public schools will be assessed as a basis to implement digital classrooms. The standards must include, but are not limited to requirements for devices, security, network and wireless connectivity, and browsers. The contracted entity must consider, at minimum, technology requirements associated with implementation of ss. 1006.29(4) and 1008.22(3).

2. Conduct digital readiness gap analysis assessments that evaluate the current status of digital readiness, and identify gaps in the digital readiness, of school districts and schools in meeting the minimum information technology architecture standards established pursuant to subparagraph 1.

3. Report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the status and results of digital readiness gap analysis assessments of school districts and schools conducted pursuant to subparagraph 2. following the timelines specified in this subparagraph. Each report must include, at a minimum, a summary of each district's and school's gaps and the status of compliance with current minimum standards and the minimum information technology architecture standards established pursuant to subparagraph 1. The contracted entity shall report:

a. By December 1, 2015, on the status of a representative sample of school districts and schools.

b. By February 1, 2016, on the status of digital readiness assessment activities, including a report on districts and schools assessed by that date. The report must also include a summary of activities provided by the department to facilitate school district and school implementation of digital classrooms plans.

c. By May 1, 2016, on the contracted entity's completed assessment of all school districts for the purposes of providing districts with the information necessary to receive digital classrooms allocation funds pursuant to paragraph (c). The report must, at a minimum, provide a statewide summary of findings; identify existing funding options to address gaps, including e-rate options; and provide recommendations for improving cost efficiencies.

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

The supplement shall be the sum of the student allocation and an exempt property allocation.

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

1. Resides with a parent who is on active duty in the uniformed services or is an accredited foreign government official and military officer. Students with disabilities shall also be reported separately for this condition.

2. Resides on eligible federally owned Indian lands. Students with disabilities shall also be reported separately for this condition.

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

(b) The total number of federally connected students calculated under paragraph (a) shall be multiplied by a percentage of the base student allocation as provided in the General Appropriations Act. The total of the number of students with disabilities as reported separately under subparagraphs (a)1. and (a)2. shall be multiplied by an additional percentage of the base student allocation as provided in the General Appropriations Act. The base amount and the amount for students with disabilities shall be summed to provide the student allocation.

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

~~(14)~~(13) **QUALITY ASSURANCE GUARANTEE.**—The Legislature may annually 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 (15) ~~(14)~~, 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 (15) ~~(14)~~ 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.

Section 8. In order to implement Specific Appropriations 7 and 90 of the 2015-2016 General Appropriations Act, subsection (1) of section 1011.71, Florida Statutes, is amended to read:

1011.71 District school tax.—

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

Section 9. The amendments made by this act to ss. 1002.385, 1002.395, 1011.62, and 1011.71, Florida Statutes, expire July 1, 2016, and the text of those sections shall revert to that in existence on June 30, 2015, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 10. In order to implement Specific Appropriation 99B of the 2015-2016 General Appropriations Act, subsection (3) is added to section 1012.75, Florida Statutes, to read:

1012.75 Liability of teacher or principal; excessive force.—

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

(a) Liability coverage of at least \$2 million shall be provided to all full-time instructional personnel. Liability coverage may be provided to the

following individuals who choose to participate in the program, at cost: part-time instructional personnel, administrative personnel, and students enrolled in a state-approved teacher preparation program pursuant to s. 1012.39(3).

(b) By August 1, the department shall notify the personnel specified in paragraph (a) of the pending procurement for liability coverage. By September 1, each district school board shall notify the personnel specified in paragraph (a) of the liability coverage provided pursuant to this subsection. The department shall develop the form of the notice which shall be used by each district school board. The notice must be on an 8 ½-inch by 5 ½-inch postcard and include the amount of coverage, a general description of the nature of the coverage, and the contact information for coverage and claims questions. The notification shall be provided separately from any other correspondence. Each district school board shall certify to the department, by September 15th, that the notification required by this paragraph has been provided.

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

(d) This subsection expires July 1, 2016.

Section 11. In order to implement Specific Appropriation 4 of the 2015-2016 General Appropriations Act, and notwithstanding ss. 1009.534, 1009.535, and 1009.536, Florida Statutes, relating to community service work requirements for Florida Bright Futures Scholarship Program eligibility, for the 2015-2016 fiscal year, a student shall be considered to have met the community service work requirement if the student completes a program of volunteer service work, as approved by the district school board, the administrators of a nonpublic school, or the Department of Education for home education program students. The student must identify a social or civic issue or a professional area that interests him or her, develop a plan for his or her personal involvement in addressing the issue or learning about the area, and, through papers or other presentations, evaluate and reflect upon his or her experience. Except for credit earned through service-learning courses adopted pursuant to s. 1003.497, the student may not receive remuneration or academic credit for the volunteer service work performed. Such work may include, but is not limited to, a business or government internship, work for a nonprofit community service organization, or activity on behalf of a candidate for public office. The hours of volunteer service must be documented in writing, and the document must be signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work. This section expires July 1, 2016.

Section 12. In order to implement Specific Appropriation 149 of the 2015-2016 General Appropriations Act, subsection (1) of section 1008.46, Florida Statutes, is amended to read:

1008.46 State university accountability process.—It is the intent of the Legislature that an accountability process be implemented that provides for the systematic, ongoing evaluation of quality and effectiveness of state universities. It is further the intent of the Legislature that this accountability process monitor performance at the system level in each of the major areas of instruction, research, and public service, while recognizing the differing missions of each of the state universities. The accountability process shall provide for the adoption of systemwide performance standards and performance goals for each standard identified through a collaborative effort involving state universities, the Board of Governors, the Legislature, and the Governor's Office, consistent with requirements specified in s. 1001.706. These standards and goals shall be consistent with s. 216.011(1) to maintain congruity with the performance-based budgeting process. This process requires that university accountability reports reflect measures defined through performance-based budgeting. The performance-based budgeting measures must also reflect the elements of teaching, research, and service inherent in the missions of the state universities.

(1) By ~~March 15~~ ~~December 31~~ of each year, the Board of Governors shall submit an annual accountability report providing information on the implementation of performance standards, actions taken to improve university achievement of performance goals, the achievement of performance goals during the prior year, and initiatives to be undertaken during the next year. The accountability reports shall be designed in consultation with the Governor's Office, the Office of Program Policy Analysis and Government Accountability, and the Legislature.

Section 13. The amendment made by this act to s. 1008.46(1), Florida Statutes, expires July 1, 2016, and the text of that subsection shall revert to that in existence on June 30, 2015, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 14. In order to implement Specific Appropriation 138 of the 2015-2016 General Appropriations Act, section 1001.92, Florida Statutes, is created to read:

1001.92 State University System Performance-Based Incentive.—

(1) A State University System Performance-Based Incentive shall be awarded to state universities using performance-based metrics adopted by the Board of Governors of the State University System. The performance-based metrics must include graduation rates, retention rates, postgraduation education rates, degree production, affordability, postgraduation employment and salaries, access, and other metrics approved by the board in a

formally noticed meeting. The board shall adopt benchmarks to evaluate each state university's performance on the metrics to measure the state university's achievement of institutional excellence or need for improvement and minimum requirements for eligibility to receive performance funding.

(2) Each fiscal year, the amount of funds available for allocation to the state universities based on the performance-based metrics shall consist of the state's appropriation for performance funding, including increases in base funding plus institutional investments consisting of funds deducted from the base funding of each state university in the State University System, in an amount provided in the General Appropriations Act. The institutional investment shall be restored for each institution eligible for the state's investment under the performance-based metrics.

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

(b) The Chancellor of the State University System shall withhold disbursement of the institutional investment until the monitoring report is approved by the Board of Governors. A state university that is determined by the board to be making satisfactory progress on implementing the improvement plan shall receive no more than one-half of the withheld institutional investment in January and the balance of the withheld institutional investment in June. A state university that fails to make satisfactory progress may not have its full institutional investment restored. Any institutional investment funds that are not restored shall be redistributed in accordance with the board's performance-based metrics.

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

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

(6) This section expires July 1, 2016.

Section 15. (1) In order to implement Specific Appropriation 122 of the 2015-2016 General Appropriations Act, the Florida College System

Performance-Based Incentive must be based on indicators of institutional attainment of performance metrics adopted by the State Board of Education. The performance-based funding metrics must be limited to metrics that measure retention; program completion and graduation rates; job placement; and postgraduation employment, salaries, or further education.

(2) The State Board of Education shall evaluate the institutions' performance on the metrics based on benchmarks adopted by the board which measure the achievement of institutional excellence or improvement. The amount of funds available for allocation to the institutions each fiscal year based on the performance funding model shall be composed of the state's investment in performance funding, plus an institutional investment consisting of funds to be redistributed from the base funding of the Florida College System Program Fund, as determined in the General Appropriations Act. The board shall establish a minimum performance threshold that the institutions must meet in order to be eligible for the state's investment in performance funds. The institutional investment shall be restored for all institutions eligible for the state's investment under the performance funding model. An institution that fails to meet the board's minimum performance funding threshold is not eligible for the state's investment, shall have a portion of its institutional investment withheld, and shall submit an improvement plan to the board which specifies the activities and strategies for improving the institution's performance.

(3) The State Board of Education must review the improvement plan and, if approved, must monitor the institution's progress on implementing the specified activities and strategies. The institutions shall submit monitoring reports to the board no later than December 31, 2015, and May 31, 2016.

(4) The Commissioner of Education shall withhold disbursement of the institutional investment until such time as the monitoring report for the institution is approved by the State Board of Education. An institution that fails to make satisfactory progress will not have its full institutional investment restored. If all institutional investment funds are not restored, any remaining funds shall be redistributed in accordance with the board's performance funding model.

(5) This section expires July 1, 2016.

Section 16. In order to implement Specific Appropriation 81 and section 22 of the 2015-2016 General Appropriations Act and notwithstanding s. 1002.94, Florida Statutes, relating to the disbursement of funds provided for the Child Care Executive Partnership Program, for the 2015-2016 fiscal year, the Office of Early Learning may allocate or reallocate funds held by the Child Care Executive Partnership Program to prevent disenrollment of children from the school readiness program or child care funded through the Child Care Executive Partnership Program. The funds provided for the Child Care Executive Partnership Program shall be released and expended as required in the proviso language for Specific Appropriation 81 of the 2015-2016 General Appropriations Act. This section expires July 1, 2016.

Section 17. (1) In order to implement Specific Appropriation 470 of the 2015-2016 General Appropriations Act, the following requirements govern the continuation of the Department of Health’s Florida Onsite Sewage Nitrogen Reduction Strategies Study:

(a) Funding for completion of the study is through the Department of Health. Notwithstanding s. 287.057, Florida Statutes, the current contract may be extended until the study is completed.

(b) The Department of Health, the Research Review and Advisory Committee of the Department of Health, and the Department of Environmental Protection shall work together to provide the necessary technical oversight to complete the study.

(c) Management and oversight of the completion of the study must be consistent with the terms of the existing contract. However, the main focus and priority shall be developing, testing, and recommending cost-effective passive technology design criteria for nitrogen reduction. Notwithstanding any other provision of law, before the study is completed, a state agency may not adopt or implement a rule or policy that:

1. Mandates, establishes, or implements more restrictive nitrogen reduction standards for existing or new onsite sewage treatment systems or modification of such systems; or

2. Directly or indirectly, such as through an administrative order issued by the Department of Environmental Protection as part of a basin management action plan adopted pursuant to s. 403.067, Florida Statutes, requires the use of performance-based treatment systems or similar technologies. However, more restrictive nitrogen reduction standards for onsite systems may be required through a basin management action plan if such plan is phased in after the study is completed.

(d) Any systems installed at home sites are experimental in nature and shall be installed with significant field testing and monitoring. The Department of Health is specifically authorized to allow installation of these experimental systems.

(2) This section expires July 1, 2016.

Section 18. In order to implement sections 49 and 52 of the 2015-2016 General Appropriations Act, paragraph (a) of subsection (4) of section 20.435, Florida Statutes, is amended to read:

20.435 Department of Health; trust funds.—The following trust funds shall be administered by the Department of Health:

(4) Medical Quality Assurance Trust Fund.

(a)1. Funds to be credited to the trust fund shall consist of fees and fines related to the licensing of health care professionals. Funds shall be used for

the purpose of providing administrative support for the regulation of health care professionals and for other such purposes as may be appropriate and shall be expended only pursuant to legislative appropriation or an approved amendment to the department's operating budget pursuant to the provisions of chapter 216.

2. For the 2015-2016 fiscal year, the uses authorized under subparagraph 1. include the provision of health care services to department clients. This subparagraph expires July 1, 2016.

Section 19. In order to implement Specific Appropriations 194, 200, 201, 202, 203, 206, and 213 of the 2015-2016 General Appropriations Act, the Agency for Health Care Administration is authorized to submit a budget amendment pursuant to chapter 216, Florida Statutes, to realign funding based on the model, methodology, and framework in the "Medicaid Hospital Funding Programs" document incorporated by reference in Senate Bill 2508-A. Funding changes shall be consistent with the intent of the model, methodology, and framework displayed, demonstrated, and explained in the "Medicaid Hospital Funding Programs" document, while allowing for the appropriate realignment to appropriation categories related to Medicaid Low-Income Pool, Disproportionate Share Hospital, Graduate Medical Education, Inpatient Hospital and Outpatient Hospital programs, Prepaid Health Plans, and the diagnosis related groups (DRG) methodology for hospital reimbursement for the 2015-2016 fiscal year, including requests for additional trust fund budget authority. Notwithstanding s. 216.177, Florida Statutes, if the chair or vice chair of the Legislative Budget Commission or the President of the Senate or the Speaker of the House of Representatives timely advises the Executive Office of the Governor, in writing, that the budget amendment exceeds the delegated authority of the Executive Office of the Governor or is contrary to legislative policy or intent, the Executive Office of the Governor shall void the action. This section expires July 1, 2016.

Section 20. (1) In order to implement Specific Appropriation 251 of the 2015-2016 General Appropriations Act, and notwithstanding s. 393.065(5), Florida Statutes, individuals on the Medicaid home and community-based waiver programs wait list shall be offered a slot in the waiver as follows:

(a) Individuals in category 1, which includes clients deemed to be in crisis as described in rule, shall be given first priority in moving from the wait list to the waiver.

(b) Category 2 shall include:

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

a. Individuals transitioning out of the child welfare system at the finalization of an adoption, a reunification with family members, a

permanent placement with a relative, or a guardianship with a nonrelative; or

b. Individuals who are at least 18 years old but not yet 22 years old and who need both waiver services and extended foster care services.

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

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

(c) In selecting individuals in category 3, category 4, or category 5, the Agency for Persons with Disabilities shall use the Agency for Persons with Disabilities Waitlist Prioritization Tool, dated March 15, 2013. Those individuals whose needs score highest on the Waitlist Prioritization Tool shall be moved to the waiver during the 2015-2016 fiscal year, to the extent funds are available.

(2) The agency shall allow an individual who meets the eligibility requirements under s. 393.065(1), Florida Statutes, to receive home and community-based services in this state if the individual’s parent or legal guardian is an active-duty military servicemember and, at the time of the servicemember’s transfer to this state, the individual was receiving home and community-based services in another state.

(3) Upon the placement of individuals on the waiver pursuant to subsection (1), individuals remaining on the wait list are deemed not to have been substantially affected by agency action and are, therefore, not entitled to a hearing under s. 393.125, Florida Statutes, or administrative proceeding under chapter 120, Florida Statutes. This section expires July 1, 2016.

Section 21. In order to implement Specific Appropriation 251 of the 2015-2016 General Appropriations Act:

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

(a) Each client’s iBudget in effect as of July 1, 2015, shall remain at its July 1, 2015, funding level.

(b) The Agency for Persons with Disabilities shall determine the iBudget for a client newly enrolled on the home and community-based services waiver on or after July 1, 2015, using the same allocation algorithm and methodology used for the iBudgets in effect as of July 1, 2015.

(2) After a new 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 Statute. A client's funding allocation may also be increased if the client has a significant need for transportation services to a waiver-funded adult day training program or to a waiver-funded supported employment where such need cannot be accommodated within the funding authorized by the client's iBudget amount without affecting the health and safety of the client, where public transportation is not an option due to the unique needs of the client, and where no other transportation resources are reasonably available. However, such increases may not result in the total of all clients' projected annual iBudget expenditures exceeding the agency's appropriation for waiver services.

(4) This section expires July 1, 2016.

Section 22. In order to implement Specific Appropriations 554 through 563 of the 2015-2016 General Appropriations Act, subsection (3) of section 296.37, Florida Statutes, is amended to read:

296.37 Residents; contribution to support.—

(3) Notwithstanding subsection (1), each resident of the home who receives a pension, compensation, or gratuity from the United States Government, or income from any other source, of more than \$105 per month shall contribute to his or her maintenance and support while a resident of the home in accordance with a payment schedule determined by the administrator and approved by the director. The total amount of such contributions shall be to the fullest extent possible, but, in no case, shall exceed the actual cost of operating and maintaining the home. This subsection expires July 1, 2016 ~~2015~~.

Section 23. In order to implement Specific Appropriation 251 of the 2015-2016 General Appropriations Act, subsection (15) of section 393.067, Florida Statutes, is amended to read:

393.067 Facility licensure.—

(15) The agency is not required to contract with ~~new~~ facilities licensed ~~after October 1, 1989~~, pursuant to this chapter. ~~Pursuant to chapter 287, the agency shall continue to contract within available resources for residential services with facilities licensed prior to October 1, 1989, if such facilities~~

comply with the provisions of this chapter and all other applicable laws and regulations.

Section 24. The amendment made by this act to s. 393.067(15), Florida Statutes, expires July 1, 2016, and the text of that subsection shall revert to that in existence on June 30, 2015, 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 25. In order to implement Specific Appropriation 251 of the 2015-2016 General Appropriations Act, subsections (4), (5), and (6) of section 393.18, Florida Statutes, are amended to read:

393.18 Comprehensive transitional education program.—A comprehensive transitional education program is a group of jointly operating centers or units, the collective purpose of which is to provide a sequential series of educational care, training, treatment, habilitation, and rehabilitation services to persons who have developmental disabilities and who have severe or moderate maladaptive behaviors. However, this section does not require such programs to provide services only to persons with developmental disabilities. All such services shall be temporary in nature and delivered in a structured residential setting, having the primary goal of incorporating the principle of self-determination in establishing permanent residence for persons with maladaptive behaviors in facilities that are not associated with the comprehensive transitional education program. The staff shall include behavior analysts and teachers, as appropriate, who shall be available to provide services in each component center or unit of the program. A behavior analyst must be certified pursuant to s. 393.17.

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

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

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

~~(b) Owned a fee simple interest in real property for which a county or city government has approved zoning allowing for the placement of the facilities described in this subsection, and have registered an intent with the agency to operate a comprehensive transitional education program. However, nothing prohibits the assignment by such a registrant to another entity at a different site within the state, if there is compliance with the criteria of this program~~

~~and local zoning requirements and each residential facility within the component centers or units of the program authorized under this paragraph does not exceed a capacity of 15 persons.~~

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

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

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

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

Section 26. The amendment made by this act to s. 393.18, Florida Statutes, expires July 1, 2016, and the text of that section shall revert to that in existence on June 30, 2015, 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 27. In order to implement Specific Appropriation 225 of the 2015-2016 General Appropriations Act, the Agency for Health Care Administration shall ensure that nursing facility residents who are eligible for funds to transition to home and community-based services waivers must first have resided in a skilled nursing facility for at least 60 consecutive days. This section expires July 1, 2016.

Section 28. In order to implement Specific Appropriation 226 of the 2015-2016 General Appropriations Act, the Agency for Health Care Administration and the Department of Elderly Affairs shall prioritize individuals for enrollment in the Medicaid Long-Term Care Waiver program using a frailty-based screening that provides a priority score (the "scoring process") and shall enroll individuals in the program according to the assigned priority score as funds are available. The agency may adopt rules, pursuant to s. 409.919, Florida Statutes, and enter into interagency agreements necessary to administer s. 409.979(3), Florida Statutes. Such rules or interagency agreements adopted by the agency relating to the scoring process may delegate to the Department of Elderly Affairs, pursuant to s. 409.978, Florida Statutes, the responsibility for implementing and administering the scoring process, providing notice of Medicaid fair hearing rights, and the responsibility for defending, as needed, the scores assigned to persons on the program wait list in any resulting Medicaid fair hearings. The Department of Elderly Affairs may delegate the provision of notice of Medicaid fair hearing rights to its contractors. This section expires July 1, 2016.

Section 29. In order to implement Specific Appropriations 187A through 220A and 524 of the 2015-2016 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, 2016.

Section 30. In order to implement Specific Appropriation 323 of the 2015-2016 General Appropriations Act, and notwithstanding s. 409.991, Florida Statutes, for the 2015-2016 fiscal year, funds provided for training purposes shall be allocated to community-based care lead agencies based on a training needs assessment conducted by the Department of Children and Families. This section expires July 1, 2016.

Section 31. In order to implement Specific Appropriation 400 of the 2015-2016 General Appropriations Act, subject to federal approval, a current Program of All-Inclusive Care for the Elderly (PACE) organization that is authorized to provide PACE services in Southeast Florida and that is granted authority under section 18 of chapter 2012-33, Laws of Florida, for up to 150 enrollee slots to serve frail elders residing in Broward County, may also use those PACE slots for enrollees residing in Miami-Dade County, subject to a contract amendment with the Agency for Health Care Administration. This section expires July 1, 2016.

Section 32. In order to implement Specific Appropriation 503 of the 2015-2016 General Appropriations Act, subsection (17) is added to section 893.055, Florida Statutes, to read:

893.055 Prescription drug monitoring program.—

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

Section 33. In order to implement Specific Appropriations 583 through 720A and 733 through 771 of the 2015-2016 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 ~~2015-2016~~ ~~2014-2015~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the February 27, ~~2015~~ ~~2014~~, 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, ~~2016~~ ~~2015~~.

Section 34. In order to implement Specific Appropriations 1319 and 1320 of the 2015-2016 General Appropriations Act, the Department of Legal Affairs may expend appropriated funds in those specific appropriations on the same programs that were funded by the department pursuant to specific appropriations made in general appropriations acts in previous years. This section expires July 1, 2016.

Section 35. In order to implement Specific Appropriations 1254 and 1259 of the 2015-2016 General Appropriations Act, paragraph (d) of subsection (4) of section 932.7055, Florida Statutes, is amended to read:

932.7055 Disposition of liens and forfeited property.—

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

(d) Notwithstanding any other provision of this subsection, and for the ~~2015-2016~~ ~~2014-2015~~ fiscal year only, the funds in a special law enforcement trust fund established by the governing body of a municipality may be expended to reimburse the general fund of the municipality for moneys advanced from the general fund to the special law enforcement trust fund before October 1, 2001. This paragraph expires July 1, ~~2016~~ ~~2015~~.

Section 36. In order to implement section 7 of the 2015-2016 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 2015-2016 ~~2014-2015~~ 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 2015-2016 ~~2014-2015~~ fiscal year. This subsection expires July 1, 2016 ~~2015~~.

Section 37. In order to implement appropriations for salaries and benefits in the 2015-2016 General Appropriations Act for the Department of Corrections and notwithstanding s. 216.292, Florida Statutes, the Department of Corrections may not transfer funds from a salaries and benefits category to any other category within the department other than a salaries and benefits category without approval of the Legislative Budget Commission. This section expires July 1, 2016.

Section 38. (1) In order to implement Specific Appropriations 1124 through 1136 of the 2015-2016 General Appropriations Act, the Department of Juvenile Justice is required to review county juvenile detention payments for the purpose of ensuring that counties fulfill their financial responsibilities required in s. 985.686, Florida Statutes. If the Department of Juvenile Justice determines that a county has not met its obligations, the department shall direct the Department of Revenue to deduct the amount owed to the Department of Juvenile Justice from the funds provided to the county under s. 218.23, Florida Statutes. The Department of Revenue shall transfer the funds withheld to the Shared County/State Juvenile Detention Trust Fund.

(2) As an assurance to holders of bonds issued by counties before July 1, 2015, 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, 2016.

Section 39. In order to implement appropriations used for the payments of existing lease contracts for private lease space in excess of 2,000 square feet in the 2015-2016 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 reprocur all private lease agreements for office or storage space expiring between July 1, 2016, and June 30, 2018, in order to reduce costs in future years. The department shall incorporate this initiative into its 2015 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, 2015, which lists each lease contract for private office or storage space, the status of renegotiations, and the savings achieved. This section expires July 1, 2016.

Section 40. In order to implement Specific Appropriations 2270 through 2278 of the 2015-2016 General Appropriations Act, section 624.502, Florida Statutes, is reenacted to read:

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

Section 41. The amendment to s. 624.502, Florida Statutes, as carried forward by this act from chapter 2013-41, Laws of Florida, expires July 1, 2016, and the text of that section shall revert to that in existence on June 30, 2013, 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 42. In order to implement Specific Appropriations 2848 through 2859 of the 2015-2016 General Appropriations Act, paragraph (a) of subsection (2) of section 282.709, Florida Statutes, is reenacted to read:

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

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

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

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

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

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

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

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

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

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

Section 43. The amendment to s. 282.709(2)(a), Florida Statutes, as carried forward by this act from chapter 2014-53, Laws of Florida, expires July 1, 2016, and the text of that paragraph shall revert to that in existence on June 30, 2014, 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 that expire pursuant to this section.

Section 44. Effective November 1, 2015, in order to implement Specific Appropriations 2753 through 2765 of the 2015-2016 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, shall be seven-tenths of 1 percent for the 2015-2016 fiscal year only. The Department of Management Services shall determine an economical and effective means of notifying vendors of the fee change. This section expires July 1, 2016.

Section 45. In order to implement Specific Appropriation 2920A of the 2015-2016 General Appropriations Act, subsection (8) is added to section 216.292, Florida Statutes, to read:

216.292 Appropriations nontransferable; exceptions.—

(8) Notwithstanding subsections (2), (3), and (4), and for the 2015-2016 fiscal year only, the Agency for State Technology, with the approval of the Executive Office of the Governor, and after 14 days prior notice, may transfer up to \$2.5 million of recurring funds from the Working Capital Trust Fund within the Agency for State Technology between appropriations categories for operations, as needed, to realign funds, based upon the final report of the third-party assessment required by January 15, 2016, to begin migration of cloud-ready applications at the State Data Center to a cloud solution that complies with all applicable federal and state security and privacy requirements, to the extent feasible within available resources, while continuing to provide computing services for existing data center applications, until those applications can be cloud-ready. Such transfers are subject to the notice and objection provisions of s. 216.177. This subsection expires July 1, 2016.

Section 46. In order to implement Specific Appropriation 1647 of the 2015-2016 General Appropriations Act, paragraph (e) of subsection (5) of section 161.143, Florida Statutes, is amended to read:

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

(5) The department shall annually provide an inlet management project list, in priority order, to the Legislature as part of the department's budget request. The list must include studies, projects, or other activities that address the management of at least 10 separate inlets and that are ranked according to the criteria established under subsection (2).

(e) Notwithstanding paragraphs (a) and (b), and for the 2015-2016 2014-2015 fiscal year only, the amount allocated for inlet management funding is provided in the 2015-2016 2014-2015 General Appropriations Act. This paragraph expires July 1, 2016 2015.

Section 47. In order to implement Specific Appropriations 1569A and 1570 of the 2015-2016 General Appropriations Act, paragraph (m) of subsection (3) of section 259.105, Florida Statutes, is amended to read:

259.105 The Florida Forever Act.—

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

(m) Notwithstanding paragraphs (a)-(j) and for the 2015-2016 ~~2014-2015~~ fiscal year only, \$17.4 million to only the Division of State Lands within the Department of Environmental Protection for the Board of Trustees Florida Forever Priority List land acquisition projects. This paragraph expires July 1, 2016:

~~1. Five million dollars to the Department of Agriculture and Consumer Services for the acquisition of agricultural lands through perpetual conservation easements and other perpetual less-than-fee techniques, which will achieve the objectives of Florida Forever and s. 570.71.~~

~~2. The remaining moneys appropriated from the Florida Forever Trust Fund shall be distributed only to the Division of State Lands within the Department of Environmental Protection for land acquisitions that are less-than-fee interest, for partnerships in which the state's portion of the acquisition cost is no more than 50 percent, or for conservation lands needed for military buffering or springs or water resources protection.~~

~~This paragraph expires July 1, 2015.~~

Section 48. In order to implement Specific Appropriations 1707B, 1724A, 1724B, and 1817A of the 2015-2016 General Appropriations Act, paragraph (d) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(d) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2015-2016 ~~2014-2015~~ 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 early 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, 2016 ~~2015~~.

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

Section 49. In order to implement Specific Appropriation 1690 of the 2015-2016 General Appropriations Act, paragraph (q) is added to subsection (4) of section 376.3071, Florida Statutes, to read:

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

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

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

The Inland Protection Trust Fund may only be used 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 shall 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 50. In order to implement Specific Appropriation 1633 of the 2015-2016 General Appropriations Act, subsection (6) of section 381.0065, Florida Statutes, is amended to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(6) LAND APPLICATION OF SEPTAGE PROHIBITED.—Effective ~~June 30 January 1~~, 2016, the land application of septage from onsite sewage treatment and disposal systems is prohibited.

Section 51. The amendment made by this act to s. 381.0065(6), Florida Statutes, expires July 1, 2016, and the text of that subsection shall revert to that in existence on June 30, 2015, 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 52. In order to implement Specific Appropriation 1439 of the 2015-2016 General Appropriations Act, subsection (4) of section 388.261, Florida Statutes, is amended to read:

388.261 State aid to counties and districts for arthropod control; distribution priorities and limitations.—

(4)(a) Up to 20 percent of the annual funds appropriated to local governments for arthropod control may be used for arthropod control research or demonstration projects as approved by the department.

(b) Notwithstanding paragraph (a), and for the 2015-2016 fiscal year only, up to 40 percent of the annual funds appropriated to local governments for arthropod control may be used for arthropod control research or demonstration projects as approved by the department. This paragraph expires July 1, 2016.

Section 53. In order to implement Specific Appropriation 1689A of the 2015-2016 General Appropriations Act, subsection (5) is added to section 403.709, Florida Statutes, to read:

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

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

- 1. The facility has or had a department permit to operate the facility;
- 2. The permittee provided proof of financial assurance for closure in the form of an insurance certificate;
- 3. The facility is deemed to be abandoned or was ordered to close by the department;
- 4. Closure is accomplished in substantial accordance with a closure plan approved by the department; and
- 5. The department has written documentation that the insurance company issuing the closure insurance policy will provide or reimburse the funds required to complete closing and long-term care of the facility.

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

(c) This subsection expires July 1, 2016.

Section 54. Effective upon becoming a law, 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 2015-2016 General Appropriations Act, subsection (3) is added to section 215.18, Florida Statutes, 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 2015, notice of such action shall be provided at least 3 days before the effective date of a transfer unless such 3-day notice is waived by the chair and vice-chair of the Legislative Budget Commission. Any transfer of trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission must be repaid to the trust funds from which the moneys were loaned by the end of the 2015-2016 fiscal year. The Legislature has determined that the repayment of the other trust fund moneys temporarily loaned to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission pursuant to this subsection is an allowable use of the moneys in a land acquisition trust fund because the moneys from other trust funds temporarily loaned to a land acquisition trust fund shall be expended solely and exclusively in accordance with s. 28, Art. X of the State Constitution. This subsection expires July 1, 2016.

Section 55. In order to implement specific appropriations from 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 2015-

2016 General Appropriations Act and notwithstanding s. 216.292, Florida Statutes, the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission may submit one or more budget amendments, as necessary, to realign funding, to increase operating or nonoperating budget authority from trust funds, or to transfer trust funds, between agencies or budget entities, as needed to implement provisions of SB 2516-A, 2520-A, or 2522-A or similar legislation enacted during the 2015 Regular Session of the Legislature or the 2015 Special Session A, including any extension thereof, to implement s. 28, Article X of the State Constitution. A budget amendment is subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes. This section expires July 1, 2016.

Section 56. (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 2015-2016 General Appropriations Act, the Department of Environmental Protection shall transfer revenues deposited into 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 a 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 Commission for the fiscal year. The department shall transfer a proportionate share of the revenues deposited into the Land Acquisition Trust Fund within the department on a monthly basis to the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Commission and shall retain a 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 Commission may not exceed the total appropriations from such trust fund for the fiscal year.

(3) This section expires July 1, 2016.

Section 57. In order to implement Specific Appropriation 1489B of the 2015-2016 General Appropriations Act and notwithstanding chapter 253, Florida Statutes, and s. 270.22, Florida Statutes, the Board of Trustees of the Internal Improvement Trust Fund is directed to sell, through a competitive solicitation, a portion of the property described as the land lying south of

Carroll Street in Osceola County described as the north half of the northeast quarter of the southwest quarter of section nine, township twenty-five south, range twenty-nine east for not less than the property's appraised value. All net proceeds from the sale shall be deposited into the General Inspection Trust Fund within the Department of Agriculture and Consumer Services. This section expires July 1, 2016.

Section 58. In order to implement Specific Appropriation 1568A of the 2015-2016 General Appropriations Act and notwithstanding chapter 253 and s. 270.22, Florida Statutes, the Board of Trustees of the Internal Improvement Trust Fund shall provide the University of South Florida Sarasota-Manatee with the proceeds from the sale of a parcel of state land involving the University of South Florida Sarasota-Manatee's campus bookstore/Viking property to the Sarasota Manatee Airport Authority. This section expires July 1, 2016.

Section 59. In order to implement Specific Appropriation 2644 of the 2015-2016 General Appropriations Act and notwithstanding s. 287.057, Florida Statutes, the Department of Highway Safety and Motor Vehicles may extend its existing contract for driver license equipment and consumables through December 31, 2017, provided the price of each driver license and identification card as of March 1, 2015, does not increase. The contract extension must be executed on behalf of the department and the contractor no later than August 1, 2015. This section expires July 1, 2016.

Section 60. In order to implement Specific Appropriation 2645 of the 2015-2016 General Appropriations Act, the Department of Highway Safety and Motor Vehicles shall contract with the corporation organized pursuant to part II of chapter 946, Florida Statutes, to manufacture the current or newly redesigned license plates, such contract being in the same manner and for the same price as that paid by the department during the 2013-2014 fiscal year. The corporation shall seek sealed bids for the reflectorized sheeting used in the manufacture of such license plates, and in the event the sealed bids result in any savings in the sheeting costs, the corporation shall credit to the department an amount equal to 70 percent of the savings. The name of the county may not appear on any redesigned license plate. This section expires July 1, 2016.

Section 61. In order to implement Specific Appropriation 1916 of the 2015-2016 General Appropriations Act, paragraph (i) of subsection (4) and paragraph (b) 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.—

(4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.

(i) Notwithstanding paragraph (a), and for the 2015-2016 ~~2014-2015~~ fiscal year only, the Department of Transportation shall ~~may~~ use

appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and to pay the costs of planning, land acquisition, design, and construction of such trails and related facilities. Funds specifically appropriated for this purpose may not reduce, delete, or defer any existing projects funded as of July 1, ~~2015~~ 2014, in the department's 5-year work program. This paragraph expires July 1, 2016 2015.

(5) ADOPTION OF THE WORK PROGRAM.—

(b) Notwithstanding paragraph (a), and for the ~~2015-2016~~ 2014-2015 fiscal year only, the department ~~shall~~ may use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and to pay the costs of planning, land acquisition, design, and construction of such trails and related facilities. Funds specifically appropriated for this purpose may not reduce, delete, or defer any existing projects funded as of July 1, ~~2015~~ 2014, in the department's 5-year work program. This paragraph expires July 1, 2016 2015.

Section 62. In order to implement Specific Appropriation 1911 of the 2015-2016 General Appropriations Act, subsection (2) of section 339.2818, Florida Statutes, is amended to read:

339.2818 Small County Outreach Program.—

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

(b) Notwithstanding paragraph (a), for the 2015-2016 fiscal year, for purposes of this section, the term “small county” means any county that has a population of 165,000 or less as determined by the most recent official estimate pursuant to s. 186.901. This paragraph expires July 1, 2016.

Section 63. In order to implement Specific Appropriation 1894 of the 2015-2016 General Appropriations Act, subsection (10) of section 341.302, Florida Statutes, is reenacted to read:

341.302 Rail program; duties and responsibilities of the department.— The department, in conjunction with other governmental entities, including the rail enterprise and the private sector, shall develop and implement a rail program of statewide application designed to ensure the proper maintenance, safety, revitalization, and expansion of the rail system to assure its continued and increased availability to respond to statewide mobility needs. Within the resources provided pursuant to chapter 216, and as authorized under federal law, the department shall:

(10)(a) Administer rail operating and construction programs, which programs shall include the regulation of maximum train operating speeds, the opening and closing of public grade crossings, the construction and rehabilitation of public grade crossings, the installation of traffic control

devices at public grade crossings, the approval and implementation of quiet zones, and administration of the programs by the department, including participation in the cost of the programs.

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

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

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

Section 64. The amendment to s. 341.302(10), Florida Statutes, as carried forward by this act from chapter 2014-53, Laws of Florida, expires July 1, 2016, and the text of that subsection shall revert to that in existence on June 30, 2014, 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 65. In order to implement Specific Appropriation 1910 of the 2015-2016 General Appropriations Act, subsection (3) of section 339.2816, Florida Statutes, is amended to read:

339.2816 Small County Road Assistance Program.—

(3) ~~In the 2015-2016 fiscal year Beginning with fiscal year 1999-2000 until fiscal year 2009-2010, and beginning again with fiscal year 2012-2013, up to \$50 \$25 million annually from the State Transportation Trust Fund may be used for the purposes of funding the Small County Road Assistance Program as described in this section.~~

Section 66. The amendment made by this act to s. 339.2816(3), Florida Statutes, expires July 1, 2016, and the text of that subsection shall revert to that in existence on June 30, 2015, 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 67. In order to implement Specific Appropriation 2241 of the 2015-2016 General Appropriations Act, subsection (10) is added to section 420.9072, Florida Statutes, to read:

420.9072 State Housing Initiatives Partnership Program.—The State Housing Initiatives Partnership Program is created for the purpose of

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

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

(a) The term “rent subsidies” means ongoing monthly rental assistance.

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

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

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

(d) This subsection expires July 1, 2016.

Section 68. In order to implement Specific Appropriation 2240 of the 2015-2016 General Appropriations Act, subsection (10) is added to section 420.5087, Florida Statutes, to read:

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

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

- 1. Not less than 10 percent of the funds available at that time for the following tenant groups:
 - a. Families;
 - b. Persons who are homeless;

c. Persons with special needs; and

d. Elderly persons.

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

(b) This subsection expires July 1, 2016.

Section 69. (1) In order to implement Specific Appropriation 2250 of the 2015-2016 General Appropriations Act and notwithstanding any provision of the Florida Building Code or other provision of law, the following provisions shall not take effect until June 30, 2016:

(a) Mandatory blower door testing for residential buildings or dwelling units as contained in Section R402.4.1.2 of the Florida Building Code, 5th Edition (2014) Energy Conservation Volume;

(b) A second fire service access elevator as contained in Section 403.6.1 of the Florida Building Code, 5th Edition (2014) Building Volume; and

(c) Mechanical ventilation for residential buildings or dwelling units as contained in Section R303.4 of the Florida Building Code, 5th Edition (2014) Residential Volume.

(2) This section shall expire July 1, 2016.

Section 70. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the 2015-2016 General Appropriations Act, paragraph (a) of subsection (2) of section 216.292, Florida Statutes, is reenacted 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.

Section 71. The amendment to s. 216.292(2)(a), Florida Statutes, as carried forward by this act from chapter 2014-53, Laws of Florida, expires July 1, 2016, and the text of that paragraph shall revert to that in existence on June 30, 2014, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 72. In order to implement the appropriation of funds in the contracted services and expenses categories of the 2015-2016 General Appropriations Act, a state agency may not initiate a competitive solicitation for a product or service if the completion of such competitive solicitation would:

(1) Require a change in law; or

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

This section does not apply to a competitive solicitation for which the agency head certifies that a valid emergency exists. This section expires July 1, 2016.

Section 73. In order to implement the appropriation of funds in the appropriation category “Special Categories-Risk Management Insurance” in the 2015-2016 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, 2016.

Section 74. 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 2015-2016 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, 2016.

Section 75. In order to implement appropriations for salaries and benefits in the 2015-2016 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 ~~2015-2016~~ 2014-2015 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, ~~2016~~ 2015.

Section 76. In order to implement Specific Appropriations 2665 and 2666 of the 2015-2016 General Appropriations Act and notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2015-2016 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2016.

Section 77. In order to implement the transfer of funds to the General Revenue Fund from trust funds in the 2015-2016 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 78. 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, 2016, and the text of that paragraph shall revert to that in existence on June 30, 2011, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 79. In order to implement the issuance of new debt authorized in the 2015-2016 General Appropriations Act, and pursuant to s. 215.98, Florida Statutes, the Legislature determines that the authorization and issuance of debt for the 2015-2016 fiscal year should be implemented and is in the best interest of the state. This section expires July 1, 2016.

Section 80. In order to implement appropriations in the 2015-2016 General Appropriations Act for state employee travel, the funds appropriated to each state agency which may be used for travel by state employees shall be limited during the 2015-2016 fiscal year to travel for activities that are critical to each state agency's mission. Funds may not be used for travel by state employees to foreign countries, other states, conferences, staff training activities, or other administrative functions unless the agency head has approved, in writing, that such activities are critical to the agency's mission. The agency head shall consider using teleconferencing and other forms of electronic communication to meet the needs of the proposed activity before approving mission-critical travel. This section does not apply to travel for law enforcement purposes, military purposes, emergency management activities, or public health activities. This section expires July 1, 2016.

Section 81. In order to implement Specific Appropriations 2906 through 2927 of the 2015-2016 General Appropriations Act, funded from the data processing appropriation category for computing services of user agencies, 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 for data processing in the 2015-2016 General Appropriations Act between agencies in order to align the budget authority granted with the utilization rate of each department. This section expires July 1, 2016.

Section 82. In order to implement the appropriation of funds in the appropriation category "Data Processing Services-State Data Center-Agency for State Technology (AST)" in the 2015-2016 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 by the State Data Center. This section expires July 1, 2016.

Section 83. In order to implement appropriations authorized in the 2015-2016 General Appropriations Act for data center services, and notwithstanding s. 216.292(2)(a), Florida Statutes, except as authorized in sections 81 and 82 of this act, 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, 2016.

Section 84. In order to implement Specific Appropriation 2840 of the 2015-2016 General Appropriations Act, the Executive Office of the Governor may transfer funds appropriated in the appropriation category "Expenses" of the 2015-2016 General Appropriations Act between agencies in order to allocate a reduction relating to SUNCOM Network services. This section expires July 1, 2016.

Section 85. In order to implement section 8 of the 2015-2016 General Appropriations Act, section 110.12315, Florida Statutes, is reenacted to read:

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

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

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

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

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

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

(3) Pharmacy reimbursement rates shall be as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

- 1. For generic drug with card..... \$7.
- 2. For preferred brand name drug with card..... \$30.
- 3. For nonpreferred brand name drug with card.....\$50.
- 4. For generic mail order drug.....\$14.
- 5. For preferred brand name mail order drug..... \$60.

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

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

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

2. Retail coinsurance for preferred brand name drug with card.....30%.

3. Retail coinsurance for nonpreferred brand name drug with card..... 50%.

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

5. Mail order coinsurance for preferred brand name drug..... 30%.

6. Mail order coinsurance for nonpreferred brand name drug.....50%.

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

Section 86. (1) The amendment to s. 110.12315(2)(b), Florida Statutes, as carried forward by this act from chapter 2014-53, Laws of Florida, expires July 1, 2016, and the text of that paragraph shall revert to that in existence on June 30, 2012, 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.

(2) The amendments to s. 110.12315(2)(c) and (3)-(6), Florida Statutes, as carried forward by this act from chapter 2014-53, Laws of Florida, expire July 1, 2016, and the text of that paragraph and the text and numbering of those subsections shall revert to that in existence on June 30, 2014, 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 that expire pursuant to this section.

(3) The amendment to s. 110.12315(7), Florida Statutes, as carried forward by this act from chapter 2014-53, Laws of Florida, expires July 1, 2016, and shall revert to the text of that subsection in existence on December 31, 2010, 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 87. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2015-2016 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 2015-2016 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 88. If any other act passed during the 2015 Special Session A 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 89. If any law amended by this act was also amended by a law enacted during the 2015 Regular Session of the Legislature, such laws shall be construed as if enacted during the same session of the Legislature, and full effect shall be given to each if possible.

Section 90. 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 91. 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, 2015, or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and operate retroactively to July 1, 2015.

Approved by the Governor June 23, 2015.

Filed in Office Secretary of State June 23, 2015.