

## CHAPTER 2017-71

### Senate Bill No. 2502

An act implementing the 2017-2018 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; providing an exception from cost per student station limitations for the Dixie County Middle/High School special facility project; amending s. 1008.46, F.S.; revising the date by which the Board of Governors must submit its annual accountability report for the 2017-2018 fiscal year; amending s. 1004.345, F.S.; extending the date by which the Florida Polytechnic University must meet certain criteria established by the Board of Governors; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program based upon a specified model, methodology, and framework; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; authorizing the Agency for Health Care Administration to make Medicaid payments to qualifying Florida cancer hospitals if certain conditions are met; authorizing the agency to submit budget amendments regarding the authority for the funding and the release of such funds; requiring the inclusion of a plan for any release of such funds; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; requiring the Agency for Persons with Disabilities to contract with an independent consultant to conduct a study of transportation disadvantaged services; creating the Task Force on Transportation Disadvantaged Services; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for termination of the task force; amending s. 893.055, F.S.; prohibiting the Attorney General and the Department of Health from using certain settlement agreement funds to administer the prescription drug monitoring program; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health

Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; 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 advanced from the general fund; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether 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 transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2017-2018 fiscal year; requiring the Justice Administrative Commission to provide funds to the clerks of the circuit court for specified uses related to jurors; providing procedures for clerks of the circuit court to receive such funds; providing an apportionment methodology if funds are estimated to be insufficient to pay all amounts requested; requiring the clerks of the circuit court to pay amounts in excess of appropriated amounts; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocur certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; amending s. 282.709, F.S.; revising the composition of the Joint Task Force on State Agency Law Enforcement Communications; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing services between departments for a specified purpose; authorizing the Executive Office of the

Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resource management services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; requiring executive branch state agencies and the judicial branch to collaborate with the Executive Office of the Governor regarding the statewide travel management system and to use such system; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term “department”; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission’s land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided under the General Appropriations Act; amending s. 373.470, F.S.; requiring distribution of funds to the South Florida Water Management District from the Department of Environmental Protection’s land acquisition trust fund to be equally matched by cumulative district contributions for certain Everglades restoration efforts; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional

information to be included in budget amendments for projects requiring additional funding; amending s. 339.135, F.S.; authorizing the Department of Transportation to request the Executive Office of the Governor to amend the adopted work program for emergencies for certain projects, or phases thereof; providing for the future expiration and reversion of specified statutory text; requiring the Department of Highway Safety and Motor Vehicles to contract with a specified corporation to manufacture current or newly redesigned license plates; requiring that the price for such contract be the same as in the previous fiscal year; creating a law enforcement workgroup within the Department of Highway Safety and Motor Vehicles; specifying the composition of the workgroup; authorizing reimbursement for per diem and travel expenses; prescribing duties of the workgroup; requiring the Department of Highway Safety and Motor Vehicles to provide administrative support and contract with the University of South Florida's Center for Urban Transportation Research; requiring the workgroup chair to submit recommendations to the Governor and the Legislature by a specified date; providing for termination of the workgroup; creating s. 316.0898, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge grant program; specifying requirements for applicants to the grant program; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for project grants and a plan for promotion of the grant program; authorizing the Department of Transportation to contract with a third party to assist in the development of the grant program; requiring the Department of Transportation to submit certain information regarding the grant program to the Governor and the Legislature by a specified date; creating a workgroup on affordable housing assigned to the Florida Housing Finance Corporation; specifying the composition of the workgroup; requiring the Florida Housing Finance Corporation to provide administrative and staff support; authorizing reimbursement for per diem and travel expenses for workgroup members; requiring the workgroup to develop recommendations regarding the state's affordable housing needs; requiring submission of a report to the Governor and the Legislature by a specified date; providing for termination of the workgroup; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2017-2018 fiscal year; requiring the department to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 311.07, F.S.; waiving certain requirements regarding matching funds and project eligibility for projects funded through the Florida Seaport Transportation and Economic Development Program; amending s. 339.135, F.S.; providing legislative intent regarding the Department of Transportation's work program; authorizing the Department of Transportation to realign budget authority under specified circumstances; specifying requirements; requiring the

Department of Transportation to submit certain documents to the Legislative Budget Commission with its work program amendment; amending s. 216.292, F.S.; specifying that the required review of certain transfers of appropriations ensure compliance with ch. 216, F.S., and are not contrary to legislative policy and intent; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature 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 statutory text; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

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

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2017-2018 fiscal year.

Section 2. In order to implement Specific Appropriations 7, 8, 9, 91, and 92 of the 2017-2018 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2017-2018 fiscal year included in the document titled "Public School Funding: The Florida Education Finance Program," dated May 5, 2017, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2018.

Section 3. In order to implement Specific Appropriations 7 and 91 of the 2017-2018 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 2017-2018 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific

Appropriation 91 of the 2017-2018 General Appropriations Act. This section expires July 1, 2018.

Section 4. In order to implement Specific Appropriation 22 of the 2017-2018 General Appropriations Act, for the 2017-2018 fiscal year only and notwithstanding s. 1013.64(2)(a)6., Florida Statutes, the Dixie County Middle/High School special facility project may exceed the cost per student station. This section expires July 1, 2018.

Section 5. In order to implement Specific Appropriation 154 of the 2017-2018 General Appropriations Act, upon the expiration and reversion of the amendment to section 1008.46, Florida Statutes, pursuant to section 11 of chapter 2016-62, Laws of Florida, 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)(a) By 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.

(b) Notwithstanding paragraph (a), for the 2017-2018 fiscal year, the Board of Governors shall submit the annual accountability report by March 15, 2018. This paragraph expires July 1, 2018.

Section 6. In order to implement Specific Appropriation 141 of the 2017-2018 General Appropriations Act, upon the expiration and reversion of the amendment to section 1004.345, Florida Statutes, pursuant to section 36 of

chapter 2016-62, Laws of Florida, subsection (1) of section 1004.345, Florida Statutes, is amended to read:

1004.345 The Florida Polytechnic University.—

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

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

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

(c) Seek discipline-specific accreditation for programs;

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

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

(f) Have the ability to provide, either directly or where feasible through a shared services model, administration of financial aid, admissions, student support, information technology, and finance and accounting with an internal audit function.

Section 7. In order to implement Specific Appropriation 69 of the 2017-2018 General Appropriations Act, and notwithstanding the expiration date in section 36 of chapter 2016-62, Laws of Florida, paragraph (b) of subsection (4) of section 1009.986, Florida Statutes, is reenacted to read:

1009.986 Florida ABLE program.—

(4) FLORIDA ABLE PROGRAM.—

(b) The participation agreement must include provisions specifying:

1. The participation agreement is only a debt or obligation of the Florida ABLE program and the Florida ABLE Program Trust Fund and, as provided under paragraph (f), is not a debt or obligation of the Florida Prepaid College Board or the state.

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

3. Whether the Florida ABLE program requires a designated beneficiary to be a resident of this state or a resident of a contracting state at the time

the ABLE account is established. In determining whether to require residency, the Florida Prepaid College Board shall consider, among other factors:

- a. Market research; and
  - b. Estimated operating revenues and costs.
4. The establishment of an ABLE account in violation of federal law is prohibited.
5. Contributions in excess of the limitations set forth in s. 529A of the Internal Revenue Code are prohibited.
6. The state is a creditor of ABLE accounts as, and to the extent, set forth in s. 529A of the Internal Revenue Code.
7. Material misrepresentations by a party to the participation agreement, other than Florida ABLE, Inc., in the application for the participation agreement or in any communication with Florida ABLE, Inc., regarding the Florida ABLE program may result in the involuntary liquidation of the ABLE account. If an account is involuntarily liquidated, the designated beneficiary is entitled to a refund, subject to any fees or penalties provided by the participation agreement and the Internal Revenue Code.

Section 8. The text of s. 1009.986(4)(b), Florida Statutes, as carried forward from chapter 2016-62, Laws of Florida, in this act, expires July 1, 2018, and the text of that paragraph shall revert to that in existence on June 30, 2016, 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 9. In order to implement Specific Appropriations 198, 199, 203, and 207 of the 2017-2018 General Appropriations Act, the calculations for the Medicaid Disproportionate Share Hospital and Hospital Reimbursement programs for the 2017-2018 fiscal year contained in the document titled "Medicaid Hospital Funding Programs," dated May 5, 2017, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Medicaid Disproportionate Share Hospital and Hospital Reimbursement programs. This section expires July 1, 2018.

Section 10. In order to implement Specific Appropriations 191 through 212A and 522 of the 2017-2018 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, 2018.

Section 11. In order to implement Specific Appropriations 198, 203, and 207 of the 2017-2018 General Appropriations Act, and subject to federal authorization and the availability of intergovernmental transfer (IGT) funds, the Agency for Health Care Administration is authorized to make Medicaid payments on a cost basis to qualifying Florida cancer hospitals that meet the criteria in 42 U.S.C. s. 1395ww(d)(1)(B)(v) and are members of the Alliance of Dedicated Cancer Centers. Once federal approval is granted and IGT funds are available, the agency is authorized to submit budget amendments requesting the authority for this funding and the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any release of the funds shall include a plan for how the funds will be dispersed for the purposes specified in this section. This section expires July 1, 2018.

Section 12. In order to implement Specific Appropriation 241 of the 2017-2018 General Appropriations Act:

(1) If during the 2017-2018 fiscal year, the Agency for Persons with Disabilities ceases to have an allocation algorithm and methodology adopted by valid rule pursuant to s. 393.0662, Florida Statutes, the agency shall use the following until it adopts a new allocation algorithm and methodology:

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

(b) The Agency for Persons with Disabilities shall determine the iBudget for a client newly enrolled in the home and community-based services waiver program using the same allocation algorithm and methodology used for the iBudgets determined between January 1, 2017, and June 30, 2017.

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

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

(4) This section expires July 1, 2018.

Section 13. Effective upon this act becoming a law and in order to implement Specific Appropriation 249 of the 2017-2018 General Appropriations Act:

(1) The Agency for Persons with Disabilities shall contract with an independent consultant to examine the state's transportation disadvantaged services, how such services are provided in urban and nonurbanized areas and how to assist in the development and use of different provider models.

(2) There is created the Task Force on Transportation Disadvantaged Services, a task force as defined in s. 20.03, Florida Statutes. The task force is assigned to the Agency for Persons with Disabilities; however, the Commission for the Transportation Disadvantaged shall also assist the task force in carrying out its duties and responsibilities. The purpose of the task force is to examine the design and use of transportation disadvantaged services, considering at least the following:

(a) The use of regional fare payment systems;

(b) The improvement of transportation disadvantaged services in both urban and nonurbanized areas;

(c) The use of intercity and intercounty bus transportation; and

(d) The use of private providers or transportation network companies.

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

(a) The director of the Agency for Persons with Disabilities or his or her designee.

(b) The executive director of the Commission for the Transportation Disadvantaged or his or her designee.

(c) The community transportation coordinators for Alachua, Jackson, Miami-Dade, and Pinellas Counties.

(d) Two individuals who currently use transportation disadvantaged services, one appointed by the agency director and the other appointed by the executive director of the commission.

(e) A representative of the Florida Developmental Disabilities Council.

(f) A representative of Family Care Council Florida.

(4) At a minimum, the task force shall consider:

(a) Routing improvement to minimize passenger transfers or wait times;

(b) The ability to provide transportation disadvantaged services between specific origins and destinations selected by the individual user at a time that is agreed upon by the user and the provider of the service; and

(c) The provision of transportation disadvantaged services to individual users to allow them to access health care, places of employment, education, and other life-sustaining activities in a cost-effective and efficient manner, while reducing fragmentation and duplication of services.

(5) The task force shall submit a report that, at a minimum, includes its findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 15, 2017, at which time the task force shall terminate.

Section 14. In order to implement Specific Appropriations 532 through 542 of the 2017-2018 General Appropriations Act, subsection (18) is added to section 893.055, Florida Statutes, to read:

893.055 Prescription drug monitoring program.—

(18) For the 2017-2018 fiscal year only, neither the Attorney General nor the department may use funds received as part of a settlement agreement to administer the prescription drug monitoring program. This subsection expires July 1, 2018.

Section 15. In order to implement Specific Appropriation 199 of the 2017-2018 General Appropriations Act, subsection (10) of section 409.911, Florida Statutes, is amended to read:

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

(10) Notwithstanding any provision of this section to the contrary, for the 2017-2018 ~~2016-2017~~ state fiscal year, the agency shall distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the ~~2017-2018 2016-2017~~ General Appropriations Act. This subsection expires July 1, ~~2018~~ 2017.

Section 16. In order to implement Specific Appropriation 199 of the 2017-2018 General Appropriations Act, subsection (3) of section 409.9113, Florida Statutes, is amended to read:

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

Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients. The agency shall distribute the moneys provided in the General Appropriations Act to statutorily defined teaching hospitals and family practice teaching hospitals, as defined in s. 395.805, pursuant to this section. The funds provided for statutorily defined teaching hospitals shall be distributed as provided in the General Appropriations Act. The funds provided for family practice teaching hospitals shall be distributed equally among family practice teaching hospitals.

(3) Notwithstanding any provision of this section to the contrary, for the ~~2017-2018~~ ~~2016-2017~~ state fiscal year, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, as provided in the ~~2017-2018~~ ~~2016-2017~~ General Appropriations Act. This subsection expires July 1, ~~2018~~ 2017.

Section 17. In order to implement Specific Appropriations 582 through 706 and 722 through 756 of the 2017-2018 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 ~~2017-2018~~ ~~2016-2017~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the February 23, 2017 ~~December 17, 2015~~, 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, ~~2018~~ 2017.

Section 18. In order to implement Specific Appropriations 3145 through 3212 of the 2017-2018 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 ~~2017-2018~~ ~~2016-2017~~ 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 ~~2017-2018~~ ~~2016-2017~~ fiscal year. This subsection expires July 1, ~~2018~~ ~~2017~~.

Section 19. In order to implement Specific Appropriations 1228 and 1234 of the 2017-2018 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 ~~2017-2018~~ ~~2016-2017~~ 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, ~~2018~~ ~~2017~~.

Section 20. In order to implement Specific Appropriation 727, and notwithstanding s. 216.292, Florida Statutes, the Department of Corrections is authorized to submit budget amendments to transfer funds from categories within the department other than fixed capital outlay categories into the Inmate Health Services category in order to continue the current level of care in the provision of health services. Such transfers are subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes. This section expires July 1, 2018.

Section 21. (1) In order to implement Specific Appropriations 1104 through 1116A of the 2017-2018 General Appropriations Act, the Department of Juvenile Justice is required to review county juvenile detention payments to ensure that counties fulfill their financial responsibilities required in s. 985.6865, Florida Statutes. If the Department of Juvenile Justice determines that a county has not met its obligations, the department shall direct the Department of Revenue to deduct the amount owed to the Department of Juvenile Justice from the funds provided to the county under s. 218.23, Florida Statutes. The Department of Revenue shall transfer the funds withheld to the Shared County/State Juvenile Detention Trust Fund.

(2) As an assurance to holders of bonds issued by counties before July 1, 2017, 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, 2018.

Section 22. In order to implement Specific Appropriations 1104 through 1116A of the 2017-2018 General Appropriations Act, the Department of Juvenile Justice may not provide, make, pay, or deduct, and a nonfiscally constrained county may not apply, deduct, or receive any reimbursement or any credit for any previous overpayment of juvenile detention care costs related to or for any previous state fiscal year, against the juvenile detention care costs due from the nonfiscally constrained county in the 2017-2018 fiscal year pursuant to s. 985.686, Florida Statutes, or any other law. This section expires July 1, 2018.

Section 23. In order to implement Specific Appropriation 782 of the 2017-2018 General Appropriations Act, subsection (13) is added to section 27.5304, Florida Statutes, to read:

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

(13) Notwithstanding the limitation set forth in subsection (5) and for the 2017-2018 fiscal year only, the compensation for representation in a criminal proceeding may not exceed the following:

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

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

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

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

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

(f) This subsection expires July 1, 2018.

Section 24. In order to implement Specific Appropriation 774 of the 2017-2018 General Appropriations Act, and notwithstanding ss. 28.35 and 40.24, Florida Statutes, the Justice Administrative Commission shall provide funds to the clerks of the circuit court to pay compensation to jurors, for meals or lodging provided to jurors, and for jury-related personnel costs as provided in this section. Each clerk of the circuit court shall forward to the Justice Administrative Commission a quarterly estimate of funds necessary to pay compensation to jurors and for meals or lodging provided to jurors. The Florida Clerks of Court Operations Corporation shall forward to the Justice Administrative Commission a quarterly estimate of jury-related personnel costs necessary to pay each clerk of the circuit court personnel costs related to jury management. Upon receipt of such estimates, the Justice Administrative Commission shall endorse the amount deemed necessary for payment to the clerks of the circuit court during the quarter and shall submit a request for payment to the Chief Financial Officer. If the Justice Administrative Commission believes that the amount appropriated by the Legislature is insufficient to meet such costs during the remaining part of the state fiscal year, the commission may apportion the funds appropriated in the General Appropriations Act for those purposes among the several counties, basing the apportionment upon the amount expended for such purposes in each county during the prior fiscal year. In that case, the Chief Financial Officer shall only issue the appropriate apportioned amount by warrant to each county. The clerks of the circuit court are responsible for any costs of compensation to jurors, for meals or lodging provided to jurors, and for jury-related personnel costs that exceed the funding provided in the General Appropriations Act for these purposes. This section expires July 1, 2018.

Section 25. In order to implement appropriations used to pay existing lease contracts for private lease space in excess of 2,000 square feet in the 2017-2018 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, 2018, and June 30, 2020, in order to reduce costs in future years. The department shall incorporate this initiative into its 2017 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, 2017, which lists each lease contract for private office or storage space, the status of renegotiations, and the savings achieved. This section expires July 1, 2018.

Section 26. In order to implement Specific Appropriations 2864 through 2876A of the 2017-2018 General Appropriations Act, upon the expiration and reversion of the amendment to section 282.709, Florida Statutes, pursuant to section 72 of chapter 2016-62, Laws of Florida, paragraph (a) of subsection (2) of section 282.709, Florida Statutes, is amended 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 Investigative and Forensic Services~~ of the Department of Financial Services who shall be appointed by the Chief Financial Officer.

7. A representative of the ~~Department of Transportation~~ who shall be appointed by the ~~secretary~~ of the department.

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

Section 27. In order to implement Specific Appropriations 2768 through 2780A of the 2017-2018 General Appropriations Act, and notwithstanding rule 60A-1.031, Florida Administrative Code, the transaction fee collected for use of the online procurement system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c), Florida Statutes, is seven-tenths of 1 percent for the 2017-2018 fiscal year only. This section expires July 1, 2018.

Section 28. In order to implement appropriations authorized in the 2017-2018 General Appropriations Act for data center services, and notwithstanding s. 216.292(2)(a), Florida Statutes, an agency may not transfer funds from a data processing category to a category other than another data processing category. This section expires July 1, 2018.

Section 29. In order to implement the appropriation of funds in the appropriation category “Data Processing Assessment-Agency for State Technology” in the 2017-2018 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted based on the estimated billing cycle and methodology used by the Agency for State Technology for data processing services provided. This section expires July 1, 2018.

Section 30. In order to implement the appropriation of funds in the appropriation category “Special Categories-Risk Management Insurance” in the 2017-2018 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, 2018.

Section 31. In order to implement the appropriation of funds in the appropriation category “Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased per Statewide Contract” in the 2017-2018 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, 2018.

Section 32. In order to implement Specific Appropriation 2334 of the 2017-2018 General Appropriations Act:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(d) Approve all major project deliverables.

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

This section expires July 1, 2018.

Section 33. In order to implement appropriations in the 2017-2018 General Appropriations Act for executive branch and judicial branch employee travel, the executive branch state agencies and the judicial branch must collaborate with the Executive Office of the Governor and the Department of Management Services to implement the statewide travel management system funded in Specific Appropriation 2718A in the 2017-2018 General Appropriations Act. For the purpose of complying with s. 112.061, Florida Statutes, all executive branch state agencies and the judicial branch must use the statewide travel management system. This section expires July 1, 2018.

Section 34. In order to implement Specific Appropriations 1603B, 1603C, and 1604 of the 2017-2018 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 2017-2018 ~~2016-2017~~ fiscal year only, the Legislative Budget Commission

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

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

Section 35. 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 2017-2018 General Appropriations Act, subsection (3) of section 215.18, Florida Statutes, is amended to read:

215.18 Transfers between funds; limitation.—

(3) Notwithstanding subsection (1) and only with respect to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, whenever there is a deficiency in a land acquisition trust fund which would render that trust fund temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund, and other trust funds in the State Treasury have moneys that are for the time being or otherwise in excess of the amounts necessary to meet the just requirements, including appropriated obligations, of those other trust funds, the Governor may order a temporary transfer of moneys from one or more of the other trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, and the Governor shall provide notice of such action at least 7 days before the effective date of the transfer of trust funds, except that during July 2017 ~~2016~~, 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 ~~2017-2018~~ 2016-2017 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, ~~2018~~ 2017.

Section 36. (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 2017-2018 General Appropriations Act, the Department of Environmental Protection shall transfer revenues from the Land Acquisition Trust Fund within the department to the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, as provided in this section. As used in this section, the term “department” means the Department of Environmental Protection.

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

(3) In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter ~~2016-66~~, Laws of Florida, to the department’s Land Acquisition Trust Fund and the other land

acquisition trust funds, and the amounts actually transferred between those trust funds during the 2016-2017 fiscal year.

(4) The department may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission needed for cash flow purposes based on a detailed expenditure plan. The department shall prorate amounts transferred quarterly to the Fish and Wildlife Conservation Commission to recoup the amount of funds advanced by June 30, 2018.

(5) This section expires July 1, 2018.

Section 37. In order to implement Specific Appropriation 1603 of the 2017-2018 General Appropriations Act, paragraph (b) of subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

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

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

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

debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

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

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

4. Notwithstanding subparagraph 3., for the 2017-2018 fiscal year, funds shall be appropriated as provided in the General Appropriations Act. This subparagraph expires July 1, 2018.

Section 38. In order to implement Specific Appropriation 1594 of the 2017-2018 General Appropriations Act, paragraph (a) of subsection (6) of section 373.470, Florida Statutes, is amended to read:

373.470 Everglades restoration.—

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

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

Section 39. The amendment made by this act to s. 373.470(6)(a), Florida Statutes, expires July 1, 2018, and the text of that paragraph shall revert to that in existence on June 30, 2017, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to

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

Section 40. In order to implement Specific Appropriation 1731 of the 2017-2018 General Appropriations Act, paragraph (e) is added to subsection (11) of section 216.181, Florida Statutes, to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(e) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2017-2018 fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using funds provided to the state from the environmental mitigation trust administered by a trustee designated by the United States District Court for the Northern District of California for eligible mitigation actions and mitigation action expenditures described in the partial consent decree entered into between the United States of America and Volkswagen relating to violations of the Clean Air Act. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2018.

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

Section 41. In order to implement Specific Appropriations 1869 through 1882, 1888 through 1891, 1905 through 1914, 1916 through 1925, and 1964 through 1976 of the 2017-2018 General Appropriations Act, paragraph (e) of subsection (7) of section 339.135, Florida Statutes, is amended to read:

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

(7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

(e) Notwithstanding paragraphs (d), ~~and (g)~~, and (h) and ss. 216.177(2) and 216.351, the secretary may request the Executive Office of the Governor to amend the adopted work program when an emergency exists, as defined in s. 252.34, and the emergency relates to the repair or rehabilitation of any state transportation facility. The Executive Office of the Governor may approve the amendment to the adopted work program and amend that portion of the department's approved budget if a delay incident to the notification requirements in paragraph (d) would be detrimental to the interests of the state. However, the department shall immediately notify the parties specified in paragraph (d) and provide such parties written justification for the emergency action within 7 days after approval by the

Executive Office of the Governor of the amendment to the adopted work program and the department's budget. The adopted work program may not be amended under this subsection without certification by the comptroller of the department that there are sufficient funds available pursuant to the 36-month cash forecast and applicable statutes.

Section 42. The amendment made by this act to s. 339.135(7), Florida Statutes, expires July 1, 2018, and the text of that section shall revert to that in existence on June 30, 2017, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 43. In order to implement Specific Appropriation 2661 of the 2017-2018 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, with such contract being in the same manner and for the same price as that paid by the department during the 2016-2017 fiscal year. This section expires July 1, 2018.

Section 44. In order to implement Specific Appropriations 2612 and 2616 of the 2017-2018 General Appropriations Act:

(1) There is created a law enforcement workgroup assigned to the Department of Highway Safety and Motor Vehicles.

(2) The workgroup shall convene no later than September 1, 2017, and shall be composed of the following members:

(a) A representative of the University of South Florida's Center for Urban Transportation Research, who shall serve as the chair of the workgroup.

(b) Three representatives of the Florida Sheriffs Association, appointed by the association's executive director.

(c) Three representatives of the Florida Highway Patrol (FHP), appointed by the Director Colonel of the FHP.

(d) Three representatives of the Florida Police Chiefs Association, appointed by the president of the association's executive board.

(e) The executive director of the Florida Association of Counties, or his or her designee.

(f) The director of the Division of Emergency Management, or his or her designee.

(g) The president of the Florida Police Benevolent Association, or his or her designee.

(h) A representative of the Office of the Attorney General, appointed by the Attorney General.

(3) Members of the workgroup shall serve without compensation but are entitled to reimbursement for per diem and travel expenses in accordance with s. 112.061, Florida Statutes. Per diem and travel expenses incurred by a member of the workgroup shall be paid from funds budgeted to the state agency or entity that the member represents.

(4) The workgroup shall review the FHP's response to calls for service, including current resource allocation. The workgroup shall also compare FHP resources to those of local law enforcement entities and other state highway patrol agencies to determine whether additional resources are necessary to improve the response time to calls for service and to perform other duties outlined in chapter 321, Florida Statutes. In addition, the workgroup shall identify potential partnerships with local law enforcement entities and consider optional funding sources for those agencies to address needs associated with traffic crash investigations.

(5) The Department of Highway Safety and Motor Vehicles shall provide administrative support to the workgroup and shall contract with the University of South Florida's Center for Urban Transportation Research to perform the duties of the independent third-party chair.

(6) The chair of the workgroup shall provide the workgroup's consensus recommendations in a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2018, at which time the workgroup shall terminate.

Section 45. In order to implement Specific Appropriation 1869 of the 2017-2018 General Appropriations Act, section 316.0898, Florida Statutes, is created to read:

316.0898 Florida Smart City Challenge grant program.—

(1) The Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, shall develop the Florida Smart City Challenge grant program and shall establish grant award requirements for applicants for the purpose of receiving awards. For purposes of this section, an "applicant" includes municipalities; regions of the state; entities created under chapters 343 and 348, including any authority created using part I of chapter 348; and any authority created under chapter 349. Grant applicants must demonstrate and document the adoption of emerging technologies and their impact on the transportation system and must address at least the following focus areas:

- (a) Autonomous vehicles.
- (b) Connected vehicles.
- (c) Sensor-based infrastructure.

- (d) Collecting and using data.
- (e) Electric vehicles, including charging stations.
- (f) Developing strategic models and partnerships.
- (2) The goals of the grant program include, but are not limited to:
  - (a) Identifying transportation challenges and identifying how emerging technologies can address those challenges.
  - (b) Determining the emerging technologies and strategies that have the potential to provide the most significant impacts.
  - (c) Encouraging applicants to take significant steps to integrate emerging technologies into their day-to-day operations.
  - (d) Identifying the barriers to implementing the grant program and communicating those barriers to the Legislature and appropriate agencies and organizations.
  - (e) Leveraging the initial grant to attract additional public and private investments.
  - (f) Increasing the state's competitiveness in the pursuit of grants from the United States Department of Transportation, the United States Department of Energy, and other federal agencies.
  - (g) Committing to the continued operation of programs implemented in connection with the grant.
  - (h) Serving as a nationwide model for Smart City programs.
  - (i) Documenting the costs and impacts of the grant program and lessons learned during implementation.
  - (j) Identifying solutions that will demonstrate local or regional economic impact.
- (3) The Department of Transportation shall develop eligibility, application, and selection criteria for the program grants and a plan for the promotion of the grant program to applicants in this state as an opportunity to compete for grant funding, including the award of grants to a single recipient and secondary grants to specific projects of merit within other applications. The Department of Transportation may contract with a third party that demonstrates knowledge and expertise in the focuses and goals of this section to provide guidance in the development of the requirements of this section.
- (4) On or before January 1, 2018, the Department of Transportation shall submit the grant program guidelines and plans for promotion of the

grant program to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(5) This section expires July 1, 2018.

Section 46. In order to implement Specific Appropriation 2225 of the 2017-2018 General Appropriations Act:

(1) There is created a workgroup on affordable housing. The workgroup is assigned to the Florida Housing Finance Corporation for administrative purposes only.

(2) The workgroup shall convene no later than September 1, 2017, and shall be composed of the following members:

(a) The executive director of the Florida Housing Finance Corporation, who shall serve as chair of the workgroup.

(b) The executive director of the Department of Economic Opportunity or his or her designee.

(c) Five members appointed by the Governor. Of the five members, one must be an advocate for the homeless, one must be an advocate of the needs of individuals with disabling conditions and persons with special needs as defined in s. 420.0004, Florida Statutes, one must represent the building or development community, and one must be a realtor licensed in this state.

(d) Two members appointed by the President of the Senate.

(e) Two members appointed by the Speaker of the House of Representatives.

(f) The executive director of the Florida Association of Counties or his or her designee.

(g) The executive director of the Florida League of Cities or his or her designee.

(h) The chair of the Florida Building Commission, or his or her designee, who shall serve as an ex officio, nonvoting advisory member of the workgroup.

(3)(a) The Florida Housing Finance Corporation shall provide administrative and staff support services to the workgroup which relate to its functions.

(b) Members of the workgroup shall serve without compensation but are entitled to reimbursement for per diem and travel expenses in accordance with s. 112.061, Florida Statutes. Per diem and travel expenses incurred by a member of the workgroup shall be paid from funds budgeted to the state agency or entity that the member represents.

(4)(a) The workgroup shall develop recommendations for addressing the state's affordable housing needs. The recommendations shall be presented to and approved by the board of directors of the Florida Housing Finance Corporation. The recommendations shall include, but need not be limited to:

1. A review of market rate developments.
2. A review of affordable housing developments.
3. A review of land use for affordable housing developments.
4. A review of building codes for affordable housing developments.
5. A review of the state's implementation of the low-income housing tax credit.
6. A review of private and public sector development and construction industries.
7. A review of the rental market for assisted rental housing.
8. The development of strategies and pathways for low-income housing.

(b) The workgroup shall submit a report including its recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2018, at which time the workgroup shall terminate.

This section expires July 1, 2018.

Section 47. In order to implement Specific Appropriation 1868 of the 2017-2018 General Appropriations Act, subsection (30) of section 427.013, Florida Statutes, is amended to read:

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

(30) For the ~~2017-2018~~ 2016-2017 fiscal year and notwithstanding any other provision of this section:

(a) Allocate, from funds provided in the General Appropriations Act, to community transportation coordinators who do not receive Urbanized Area Formula funds pursuant to 49 U.S.C. s. 5307 to provide transportation services for persons with disabilities, older adults, and low-income persons so they may access health care, employment, education, and other life-

sustaining activities. Funds allocated for this purpose shall be distributed among community transportation coordinators based upon the Transportation Disadvantaged Trip and Equipment allocation methodology established by the commission.

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

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

(c) This subsection expires July 1, ~~2018~~ 2017.

Section 48. In order to implement Specific Appropriation 2610 of the 2017-2018 General Appropriations Act, upon the expiration and reversion of the amendment to section 321.04, Florida Statutes, pursuant to section 110 of chapter 2016-62, Laws of Florida, subsection (3) of section 321.04, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

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

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

(b) For the 2017-2018 fiscal year only, the patrol officer shall be assigned to the Lieutenant Governor. This paragraph expires July 1, 2018.

(4) For the 2017-2018 fiscal year only, the assignment of a patrol officer by the department shall include a Cabinet member specified in s. 4, Art. IV of the State Constitution if deemed appropriate by the department or in response to a threat and upon written request of such Cabinet member. This subsection expires July 1, 2018.

Section 49. In order to implement Specific Appropriation 1875 of the 2017-2018 General Appropriations Act, paragraph (d) is added to subsection (3) of section 311.07, Florida Statutes, to read:

311.07 Florida seaport transportation and economic development funding.—

(3)

(d) Notwithstanding paragraphs (a), (b), and (c), and for the 2017-2018 fiscal year only, projects that are funded through a specific appropriation in the 2017-2018 General Appropriations Act are not required to match state funds in accordance with paragraph (a) or to meet project eligibility requirements specified in paragraph (b) or paragraph (c). This paragraph expires July 1, 2018.

Section 50. In order to implement Specific Appropriations 1869 through 1882, 1888 through 1891, 1905 through 1914, 1916 through 1925, and 1964 through 1976 of the 2017-2018 General Appropriations Act, paragraphs (d), (e), and (f) are added to subsection (5) of section 339.135, Florida Statutes, to read:

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

(5) ADOPTION OF THE WORK PROGRAM.—

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

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

(f) For the 2017-2018 fiscal year only, if the department submits a work program amendment to realign work program categories to the 2017-2018 General Appropriations Act that defers or deletes any project, or a phase thereof, the work program amendment is subject to approval by the

Legislative Budget Commission. The department shall provide to the Legislative Budget Commission the documents specified in subparagraphs 1.-8. when submitting the department's work program amendment to request approval to realign the work program appropriation categories to the 2017-2018 General Appropriations Act. In addition, any work program amendment submitted to the Legislative Budget Commission which results in a reduced project commitment level for the 2017-2018 fiscal year must include the following documents:

1. A proposed finance plan, as balanced to the requested work program amendment to realign the work program categories to the 2017-2018 General Appropriations Act, or any other amendments that reduce work program commitments;

2. A proposed cash forecast, as balanced to the requested work program amendment to realign the work program categories to the 2017-2018 General Appropriations Act, or any other amendments that reduce work program commitments;

3. An adopted finance plan, as of July 1, 2017;

4. An adopted cash forecast, as of July 1, 2017;

5. A complete list of projects, or phases thereof, deferred or deleted from the impact of the projects identified by a specific appropriation in the 2017-2018 General Appropriations Act for the 2017-2018 through 2021-2022 work program;

6. The department's methodology for identifying projects, or phases thereof, for deferral or deletion for the 2017-2018 through 2021-2022 work program;

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

8. A complete list of financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV included in fiscal years 2017-2018 through 2021-2022, as of July 1, 2017.

This paragraph expires July 1, 2018.

Section 51. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the 2017-2018 General Appropriations Act, upon the expiration and reversion of the amendment to section 216.292, Florida Statutes, pursuant to section 112 of chapter 2016-62, Laws of Florida, paragraph (a) of subsection (2) of section 216.292, Florida Statutes, is amended to read:

## 216.292 Appropriations nontransferable; exceptions.—

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

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

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

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

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

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

5. For the 2017-2018 fiscal year, the review shall ensure that transfers proposed pursuant to this paragraph comply with this chapter and are not contrary to legislative policy and intent. This subparagraph expires July 1, 2018.

Section 52. In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2017-2018 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, 2018.

Section 53. In order to implement appropriations for salaries and benefits in the 2017-2018 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 ~~2017-2018~~ ~~2016-2017~~ 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, ~~2018~~ ~~2017~~.

Section 54. In order to implement Specific Appropriations 2681 and 2682 of the 2017-2018 General Appropriations Act, and notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2017-2018 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2018.

Section 55. In order to implement the transfer of funds to the General Revenue Fund from trust funds for the 2017-2018 General Appropriations Act, and notwithstanding the expiration date contained in section 117 of

chapter 2016-62, Laws of Florida, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

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

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

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

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

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

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

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

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

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

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

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

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

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

b. This subparagraph does not apply to trust funds required by federal programs or mandates; trust funds established for bond covenants, indentures, or resolutions whose revenues are legally pledged by the state or public body to meet debt service or other financial requirements of any debt obligations of the state or any public body; the Division of Licensing Trust Fund in the Department of Agriculture and Consumer Services; the State Transportation Trust Fund; the trust fund containing the net annual proceeds from the Florida Education Lotteries; the Florida Retirement System Trust Fund; trust funds under the management of the State Board of Education or the Board of Governors of the State University System, where such trust funds are for auxiliary enterprises, self-insurance, and contracts, grants, and donations, as those terms are defined by general 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 56. 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, 2018, 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 57. In order to implement appropriations in the 2017-2018 General Appropriations Act for state employee travel, the funds appropriated to each state agency which may be used for travel by state employees are limited during the 2017-2018 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, 2018.

Section 58. In order to implement appropriations in the 2017-2018 General Appropriations Act for state employee travel and notwithstanding s. 112.061, Florida Statutes, costs for lodging associated with a meeting, conference, or convention organized or sponsored in whole or in part by a state agency or the judicial branch may not exceed \$150 per day. An employee may expend his or her own funds for any lodging expenses in excess of \$150 per day. For purposes of this section, a meeting does not include travel activities for conducting an audit, examination, inspection, or investigation or travel activities related to a litigation or emergency response. This section expires July 1, 2018.

Section 59. In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2017-2018 General Appropriations Act, a state agency may not enter into a contract containing a nondisclosure clause that prohibits the contractor from disclosing information relevant to the performance of the contract to members or staff of the Senate or the House of Representatives. This section expires July 1, 2018.

Section 60. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2017-2018 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 2017-2018 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 61. If any other act passed during the 2017 Regular Session of the Legislature contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future repeal applied to such provision by this act, the Legislature intends that the provision in the other act takes precedence and continues to operate, notwithstanding the future repeal provided by this act.

Section 62. 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 63. 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, 2017; or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and shall operate retroactively to July 1, 2017.

Approved by the Governor June 2, 2017.

Filed in Office Secretary of State June 2, 2017.