

## CHAPTER 2022-157

### House Bill No. 5003

An act implementing the 2022-2023 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 the General Appropriations Act; amending s. 1013.62, F.S.; extending for 1 fiscal year specified charter school capital outlay funding provisions; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; extending for 1 fiscal year authorization for the Legislature to provide a funding compression and hold harmless allocation; modifying the manner of prorating appropriations made under the funding compression and hold harmless allocation; reenacting s. 1001.26(1), F.S., relating to the public broadcasting program system; authorizing the Department of Education to provide certain appropriated funds to certain education television stations and public colleges and universities for public broadcasting; providing for the future expiration and reversion of specified statutory text; amending s. 1002.45, F.S.; revising conditional approval for virtual instruction programs to remain valid for 2 school years, rather than 1 school year; providing for the future expiration and reversion of specified statutory text; amending s. 1008.36, F.S.; revising provisions addressing the Florida School Recognition Program to provide financial rewards to public schools, including charter schools, that met certain criteria between defined time periods; providing for the future expiration and reversion of specified statutory text; authorizing Florida State University to use certain revenues derived from student facilities use fees to pay and secure debt subject to certain criteria for the university's new student union project; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for specified purposes; 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 submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; authorizing the Agency for Health Care Administration and the Department of Health to each submit a budget amendment to realign funding within the Florida Kidcare program appropriation categories or increase budget authority for certain purposes; specifying the time period within each such budget amendment must be submitted; amending s. 381.986, F.S.; extending for 1 year the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; reenacting and amending s. 14, chapter 2017-232, Laws of Florida; exempting certain rules pertaining to medical marijuana adopted to replace emergency rules from specified rulemaking requirements; providing for the future expiration and reversion of specified law; authorizing the Agency for Health Care

Administration to submit a budget amendment seeking additional spending authority to implement specified programs; authorizing the Department of Children and Families to submit a budget amendment to realign funding within the specified areas of the department based on implementation for the Guardianship Assistance Program; authorizing the Department of Children and Families to submit a budget amendment to realign funding within the Family Safety Program for specified purposes; authorizing the Department of Children and Families to submit a budget amendment to realign funding between appropriations categories to support contracted staffing equivalents at the state's mental health treatment facilities; authorizing the Department of Health to submit a budget amendment to increase budget authority for the HIV/AIDS Prevention and Treatment Program if a certain condition is met; authorizing the Department of Health to submit a budget amendment to increase budget authority for the department if additional federal revenues specific to COVID-19 relief funds become available; reenacting and amending s. 21 of chapter 2021-37, Laws of Florida; prohibiting the Agency for Health Care Administration from including certain contracts in a specified project for the Florida Medicaid program; extending by 1 fiscal year provisions governing the Agency for Health Care Administration's replacement of the Florida Medicaid Management Information System and fiscal agent operations; requiring the Agency for Health Care Administration, in consultation with the Department of Health, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Corrections, to competitively procure a contract with a vendor to negotiate prices for certain prescribed drugs and biological products; providing requirements for such contract; authorizing the unexpended balance of funds provided to the Department of Children and Families for the Family Support of Suncoast Community Based Care lead agency to be carried forward and made available to the lead agency for the same purpose; requiring the Department of Health to exclude a specific amount of money from the General Revenue Fund when calculating the allocation of funds to certain cancer center under a specified law; requiring the department to distribute the excluded funds to certain cancer centers using a specific methodology; 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; requiring review and approval by the Legislative Budget Commission; amending s. 1011.80, F.S.; extending by 1 fiscal year the manner by which state funds for postsecondary workforce programs may be used for inmate education; providing for the future expiration and reversion of specified statutory text; 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; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a 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 to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate a reduction in deductions for amounts owed by a county; reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), F.S., relating to court-appointed counsel; extending for 1 fiscal year provisions governing the appointment of court-appointed counsel; providing for the future expiration and reversion of specified statutory text; reenacting and amending s. 27.5304, F.S., extending for 1 fiscal year limitations on compensation for representation in criminal proceedings; providing for the future expiration and reversion of specified statutory text; providing funds from the General Revenue Fund in addition to a specified inflation pay adjust provided in the General Appropriations Act to the Department of Corrections for certain special pay adjustments; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature by a specified date; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; requiring the Department of Management Services to contract with the Northwest Regional Data Center to manage, operate, and staff the state data center; providing contract criteria; transferring functions, records, personnel, contracts and agreements, and assets in the Department of Management Services state data center to the Northwest Regional Data Center; authorizing the Executive Office of the Governor to transfer funds appropriated for a specified data center category 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 resources services purchased per statewide contract; authorizing the Department of Management Services to use a specified percentage of facility disposition funds to offset relocation expenses; authorizing the Department of Management Services to use certain facility disposition funds from the Architects Incidental Trust Fund to pay for certain relocation expenses; authorizing the Department of Management Services to submit budget amendments for certain purposes related to the relocation; amending s. 550.135, F.S.; authorizing certain pari-mutuel fees to be used to fund the operation of the Florida Gaming Control Commission; deleting a provision that provides for excess unappropriated funds in the Pari-mutuel Wagering Trust Fund to be deposited with the Chief Financial Officer to the credit of the General Revenue Fund; providing for the future expiration and reversion of specified statutory text; amending s. 849.086, F.S.; correcting cross-references; providing for the future expiration and reversion of specified statutory text; reenacting and amending s. 72 of chapter 2020-114, Laws of Florida; extending for 1 fiscal year provisions requiring the Department

of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem and the Cash Management Subsystem; revising the composition of the executive steering committee overseeing the replacement of FLAIR and CMS; requiring the chair of the executive steering committee to request input on agenda items before a committee meeting; revising certain duties of the executive steering committee; reenacting s. 282.709(3), F.S., relating to the state agency law enforcement radio system and interoperability network; providing for future expiration and reversion of specified statutory text; authorizing state agencies and other eligible users of the Statewide Law Enforcement Radio System to use the Department of Management Services contract to purchase of equipment and services; requiring a specified transaction fee percentage for use of the online procurement system; amending s. 24.105, F.S.; specifying how rules are to be adopted, except certain rules for 1 year regarding the commission for Florida Lottery ticket sales; limiting additional retailer compensation in a specified manner; providing for the future expiration and reversion of specified statutory text; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary 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 a deadline 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 make transfers to land acquisition trust funds monthly; 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; amending s. 576.045, F.S.; extending by 1 year the expiration dates for provisions related to nitrogen and phosphorus management practices that are scheduled to expire; amending s. 375.041, F.S.; extending by 1 year the time that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided in the General Appropriations Act; reenacting s. 570.93(1)(a), F.S., relating to the agricultural water conservation program of the Department of Agriculture and Consumer Services; extending for 1 fiscal year provisions governing administration of a cost-share program; providing for the future expiration and reversion of specified statutory text; reenacting s. 376.3071(15)(g), F.S., relating to the Inland Protection Trust Fund; exempting specified costs incurred by certain petroleum storage system owners or operators during a specified period from the prohibition against making payments in excess of amounts approved by the Department of

Environmental Protection; providing for the future expiration and reversion of specified statutory text; exempting the Department of Environmental Protection from the competitive procurement requirements for certain commodities or contractual services in order to expedite the closure of the Piney Point facility located in Manatee County; authorizing the Department of Agriculture and Consumer Services to a lease an existing facility and administer a program to expedite the expansion of citrus tree propagation; requiring the Department of Citrus to enter into agreements to expedite the increased production of disease free citrus trees and commercialize certain technologies; specifying a timeframe for entering into such agreements; requiring a specified certification; amending s. 321.04, F.S.; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Governor; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; amending s. 215.559, F.S.; providing for the Manufactured Housing and Mobile Home Mitigation and Enhancement Program to be operated by the Gulf Coast State College; delaying the repeal of provisions governing the Division of Emergency Management's Hurricane Loss Mitigation Program; amending s. 288.0655, F.S.; specifying the manner of distributing grant funds for rural infrastructure for Florida Panhandle counties for the 2022-2023 fiscal year; amending s. 288.80125, F.S.; extending for 1 fiscal year a requirement that funds in the Triumph Gulf Coast Trust Fund be related to Hurricane Michael recovery; amending s. 339.08, F.S.; deleting obsolete language; appropriating funds to the State Transportation Trust Fund from the General Revenue Fund as appropriated in the General Appropriations Act; amending s. 339.135, F.S.; extending by 1 year the authority for the chair and vice chair of the Legislative Budget Commission to approve certain work program amendments under specified circumstances; amending s. 288.9015, F.S.; deleting the authority for Enterprise Florida, Inc. to carry forward unexpended state appropriations; providing for the future expiration and reversion of specific statutory text; amending s. 420.0005, F.S.; providing that funds in the State Housing Trust Fund may be used as provided in the General Appropriations Act for the 2022-2023 fiscal year; amending s. 331.3101, F.S.; revising requirements for Space Florida's annual report to the Legislature relating to expenses; revising requirements relating to travel and entertainment expenses of Space Florida; prohibiting Space Florida from expending certain funds for specified purposes; providing a cap on lodging expenses for board members, staff, and employees of Space Florida under certain circumstances; authorizing board members, staff, and employees of Space Florida to expend their own funds for lodging expenses in excess of the cap; creating s. 251.001, F.S.; creating the Florida State Guard; providing for authorization; providing definitions; authorizing the maximum numbers of specified personnel; providing authority of Adjutant General; providing for commissioning of officers and warrant officers by Governor; authorizing creation of ranks; providing for training and

equipment of personnel; authorizing use of certain state facilities; providing for criteria for activation; providing for reimbursement and compensation in specified circumstances; providing protection from litigation for personnel in certain circumstances; providing limitations on liability; providing for workers' compensation coverage; requiring rulemaking; amending s. 338.165, F.S.; providing that toll rates may not be adjusted for inflation during the 2022-2023 fiscal year; amending s. 112.061, F.S.; extending for 1 fiscal year the authorization for the Lieutenant Governor to designate an alternative official headquarters under certain conditions; specifying restrictions, limitations, eligibility for the subsistence allowance, reimbursement of transportation expenses, and payment thereof; requiring the Department of Management Services to release certain competitive procurements by a specified date; providing requirements for such procurements; providing legislative intent; authorizing the department to enter into contracts that may require the payment of administrative fees under a specified amount; requiring the department to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2022-2023 fiscal year as applied in the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S.; relating to the authorization for transferring unappropriated cash balances from selected trust funds to the Budget Stabilization Fund and General Revenue Fund; providing for future expiration and reversion of specific statutory text; specifying the type of travel which may be used with state employee travel funds; providing exceptions; providing a monetary cap on lodging costs 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 that exceed the monetary caps; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to approve budget amendments for new fixed capital outlay projects or increase the amounts appropriated for fixed capital outlay projects; authorizing a state agency or an entity of the judicial branch to submit budget amendments for additional funding for appropriations or reappropriations for specified purposes; specifying funds from which such funding requests shall be drawn; providing for expiration; amending s. 350.0614, F.S.; extending by 1 year provisions governing the budget of the Office of Public Counsel; requiring the presiding officers of the Legislature to jointly approve the operating budget of the office; requiring the Public Counsel to submit an annual budget request to the Legislature in a specified manner; authorizing the Public Counsel to employ specified personnel, subject to applicable provisions of the Joint Policies and Procedures of the Presiding Officers; requiring certain input of the presiding officers regarding administrative matters of the office not addressed in the joint policies and procedures; amending s. 112.3144, F.S.; revising the date by which full and public disclosures of financial interests must be filed electronically with the Commission on Ethics; conforming provisions to changes

made by the act; providing for the future expiration and reversion of specified statutory text; providing transitional provisions governing the filing of full and public disclosures of financial interests before full implementation of the electronic filing system; requiring the commission to take certain actions regarding notice provided to filers and the acceptance of disclosures; amending s. 112.3145, F.S.; revising the date by which statements of financial interests must be filed electronically with the commission; conforming provisions to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 288.860, F.S.; prohibiting state agencies, political subdivisions, public schools, state colleges, and state universities from enter into any agreement with or accept any grant from the Russian Federation; requiring the Department of Management Services to review state agency contracts to determinate whether state funds are being spent on goods and services from Russian-based companies; requiring the department to submit a report to the Legislature by a date certain; 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 2022-2023 fiscal year.

Section 2. In order to implement Specific Appropriations 5, 6, 86, and 87 of the 2022-2023 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2022-2023 fiscal year included in the document titled "Public School Funding: The Florida Education Finance Program (FEFP) Fiscal Year 2022-2023," dated March 10, 2022, and filed with the Clerk of the House of Representatives, 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, 2023.

Section 3. In order to implement Specific Appropriations 5 and 86 of the 2022-2023 General Appropriations Act, and notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42, 1011.62(6)(b)3., and 1011.67, Florida Statutes, relating to the expenditure of funds provided for instructional materials, for the 2022-2023 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific Appropriation 86 of the 2022-2023 General Appropriations Act. This section expires July 1, 2023.

Section 4. In order to implement Specific Appropriation 15 of the 2022-2023 General Appropriations Act, subsection (1) of section 1013.62, Florida Statutes, is amended to read:

1013.62 Charter schools capital outlay funding.—

(1) For the ~~2022-2023~~ 2021-2022 fiscal year, charter school capital outlay funding shall consist of state funds appropriated in the ~~2022-2023~~ 2021-2022 General Appropriations Act. Beginning in fiscal year ~~2023-2024~~ 2022-2023, charter school capital outlay funding shall consist of state funds when such funds are appropriated in the General Appropriations Act and revenue resulting from the discretionary millage authorized in s. 1011.71(2) if the amount of state funds appropriated for charter school capital outlay in any fiscal year is less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year, and adjusted by changes in the Consumer Price Index issued by the United States Department of Labor from the previous fiscal year. Nothing in this subsection prohibits a school district from distributing to charter schools funds resulting from the discretionary millage authorized in s. 1011.71(2).

(a) To be eligible to receive capital outlay funds, a charter school must:

- 1.a. Have been in operation for 2 or more years;
  - b. Be governed by a governing board established in the state for 2 or more years which operates both charter schools and conversion charter schools within the state;
  - c. Be an expanded feeder chain of a charter school within the same school district that is currently receiving charter school capital outlay funds;
  - d. Have been accredited by a regional accrediting association as defined by State Board of Education rule;
  - e. Serve students in facilities that are provided by a business partner for a charter school-in-the-workplace pursuant to s. 1002.33(15)(b); or
  - f. Be operated by a hope operator pursuant to s. 1002.333.
2. Have an annual audit that does not reveal any of the financial emergency conditions provided in s. 218.503(1) for the most recent fiscal year for which such audit results are available.
  3. Have satisfactory student achievement based on state accountability standards applicable to the charter school.
  4. Have received final approval from its sponsor pursuant to s. 1002.33 for operation during that fiscal year.

5. Serve students in facilities that are not provided by the charter school's sponsor.

(b) A charter school is not eligible to receive capital outlay funds if it was created by the conversion of a public school and operates in facilities provided by the charter school's sponsor for a nominal fee, or at no charge, or if it is directly or indirectly operated by the school district.

Section 5. The amendments to s. 1013.62(1), Florida Statutes, by this act expire July 1, 2023, and the text of that subsection shall revert to that in existence on June 30, 2020, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 6. In order to implement Specific Appropriations 5 and 86 of the 2022-2023 General Appropriations Act, subsection (15) of section 1011.62, Florida Statutes, is amended to read:

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

(15) FUNDING COMPRESSION AND HOLD HARMLESS ALLOCATION.—The Legislature may provide an annual funding compression and hold harmless allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts if the school district's total funds per FTE in the prior year were less than the statewide average or if the school district's district cost differential in the current year is less than the prior year. The total allocation shall be distributed to eligible school districts as follows:

(a) Using the most recent prior year FEFP calculation for each eligible school district, subtract the total school district funds per FTE from the state average funds per FTE, not including any adjustments made pursuant to paragraph (17)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE.

(b) Multiply the absolute value of the difference between the eligible school district's current year district cost differential and the prior year district cost differential by a hold harmless factor as designated in the General Appropriations Act. The result is the district cost differential hold harmless index. Multiply the index by the eligible school district's weighted FTE and by the base student allocation as designated in the General Appropriations Act.

(c) For each district, select the greater of the amounts calculated in paragraphs (a) and (b) and upon summation, if the total amount is greater than the amount included in the General Appropriations Act, the allocation shall be prorated to the appropriation amount based on each participating school district's share.

This subsection expires July 1, ~~2023~~ 2022.

Section 7. In order to implement Specific Appropriation 114 of the 2022-2023 General Appropriations Act, subsection (1) of section 1001.26, Florida Statutes, is reenacted to read:

1001.26 Public broadcasting program system.—

(1) There is created a public broadcasting program system for the state. The department shall provide funds, as specifically appropriated in the General Appropriations Act, to educational television stations qualified by the Corporation for Public Broadcasting or public colleges and universities that are part of the public broadcasting program system. The program system must include:

(a) Support for existing Corporation for Public Broadcasting qualified program system educational television stations.

(b) Maintenance of quality broadcast capability for educational stations that are part of the program system.

(c) Interconnection of all educational stations that are part of the program system for simultaneous broadcast and of such stations with all universities and other institutions as necessary for sharing of resources and delivery of programming.

(d) Establishment and maintenance of a capability for statewide program distribution with facilities and staff, provided such facilities and staff complement and strengthen existing educational television stations.

(e) Provision of both statewide programming funds and station programming support for educational television to meet statewide priorities. Priorities for station programming need not be the same as priorities for programming to be used statewide. Station programming may include, but shall not be limited to, citizens' participation programs, music and fine arts programs, coverage of public hearings and governmental meetings, equal air time for political candidates, and other public interest programming.

Section 8. The text of s. 1001.26(1), Florida Statutes, as carried forward by this act expires July 1, 2023, and the text of that subsection shall revert to that in existence on June 30, 2018, except that any amendment 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 5 and 86 of the 2022-2023 General Appropriations Act, paragraph (a) of subsection (2) of section 1002.45, Florida Statutes, is amended to read:

1002.45 Virtual instruction programs.—

(2) PROVIDER QUALIFICATIONS.—

(a) The department shall annually publish online a list of providers approved to offer virtual instruction programs. To be approved by the department, a provider must document that it:

1. Is nonsectarian in its programs, admission policies, employment practices, and operations;

2. Complies with the antidiscrimination provisions of s. 1000.05;

3. Locates an administrative office or offices in this state, requires its administrative staff to be state residents, requires all instructional staff to be Florida-certified teachers under chapter 1012 and conducts background screenings for all employees or contracted personnel, as required by s. 1012.32, using state and national criminal history records;

4. Provides to parents and students specific information posted and accessible online that includes, but is not limited to, the following teacher-parent and teacher-student contact information for each course:

a. How to contact the instructor via phone, e-mail, or online messaging tools.

b. How to contact technical support via phone, e-mail, or online messaging tools.

c. How to contact the administration office via phone, e-mail, or online messaging tools.

d. Any requirement for regular contact with the instructor for the course and clear expectations for meeting the requirement.

e. The requirement that the instructor in each course must, at a minimum, conduct one contact with the parent and the student each month;

5. Possesses prior, successful experience offering online courses to elementary, middle, or high school students as demonstrated by quantified student learning gains in each subject area and grade level provided for consideration as an instructional program option. However, for a provider without sufficient prior, successful experience offering online courses, the department may conditionally approve the provider to offer courses measured pursuant to subparagraph (8)(a)2. Conditional approval shall be valid for 2 ~~1~~ school years ~~year~~ only and, based on the provider's experience

in offering the courses, the department shall determine whether to grant approval to offer a virtual instruction program;

6. Is accredited by a regional accrediting association as defined by State Board of Education rule;

7. Ensures instructional and curricular quality through a detailed curriculum and student performance accountability plan that addresses every subject and grade level it intends to provide through contract with the school district, including:

a. Courses and programs that meet the standards of the International Association for K-12 Online Learning and the Southern Regional Education Board.

b. Instructional content and services that align with, and measure student attainment of, student proficiency in the Next Generation Sunshine State Standards.

c. Mechanisms that determine and ensure that a student has satisfied requirements for grade level promotion and high school graduation with a standard diploma, as appropriate;

8. Publishes for the general public, in accordance with disclosure requirements adopted in rule by the State Board of Education, as part of its application as a provider and in all contracts negotiated pursuant to this section:

a. Information and data about the curriculum of each full-time and part-time program.

b. School policies and procedures.

c. Certification status and physical location of all administrative and instructional personnel.

d. Hours and times of availability of instructional personnel.

e. Student-teacher ratios.

f. Student completion and promotion rates.

g. Student, educator, and school performance accountability outcomes;

9. If the provider is a Florida College System institution, employs instructors who meet the certification requirements for instructional staff under chapter 1012; and

10. Performs an annual financial audit of its accounts and records conducted by an independent certified public accountant which is in accordance with rules adopted by the Auditor General, is conducted in compliance with generally accepted auditing standards, and includes a

report on financial statements presented in accordance with generally accepted accounting principles.

Section 10. The amendment to s. 1002.45, Florida Statutes, by this act expires July 1, 2023, and the text of that subsection shall revert to that in existence on June 30, 2022, except that any amendment 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 11. In order to implement Specific Appropriation 87A of the 2022-2023 General Appropriations Act, subsections (1), (2), (3), and (4) of section 1008.36, Florida Statutes, are amended to read:

1008.36 Florida School Recognition Program.—

(1) ~~The Legislature finds that there is a need for a performance incentive program to reward school districts and charter schools for putting parents first and complying with the provisions of emergency rules promulgated by the Department of Health related to face covering mandates during the 2020-2021 or 2021-2022 school years for outstanding faculty and staff in highly productive schools. The Legislature further finds that performance-based incentives are commonplace in the private sector and should be infused into the public sector as a reward for productivity.~~

(2) The Florida School Recognition Program is created to recognize the efforts of outstanding faculty and staff from school districts and charter schools that overcame pandemic-related learning disruptions to maintain highly productive schools by providing ~~provide~~ financial awards to public schools that for the 2021-2022 school year:

(a) Sustained ~~sustain~~ high performance by receiving a school grade of “A,” making excellent progress; or

(b) Demonstrated ~~demonstrate~~ exemplary improvement due to innovation and effort by improving at least one letter grade compared to the 2018-2019 school year ~~or by improving more than one letter grade and sustaining the improvement the following school year.~~

(3) All public schools, including charter schools, that received ~~receive~~ a school grade pursuant to s. 1008.34 and were not found in violation of emergency rules promulgated by the Department of Health related to face covering mandates during the 2020-2021 or 2021-2022 school year are eligible to participate in the program.

(4)(a) The Department of Education may distribute the funds appropriated in Specific Appropriation 88A when the official school grades for the 2021-2022 school year are available. The results of these school grades shall be used to calculate the distribution of the appropriated funds. The amount for each eligible school district and charter school shall be based on the school district’s and charter school’s proportionate share of the total eligible

~~full-time equivalent students All selected schools shall receive financial awards depending on the availability of funds appropriated and the number and size of schools selected to receive an award.~~

(b) Funds must be distributed to the school's fiscal agent and placed in the school's account and must be used for purposes listed in subsection (5) as determined jointly by the school's staff and school advisory council. If school staff and the school advisory council cannot reach agreement by February 1, the awards must be equally distributed to all classroom teachers currently teaching in the school. If a school selected to receive a school recognition award is no longer in existence at the time the award is paid, the district school superintendent shall distribute the funds to teachers who taught at the school in the previous year in the form of a bonus.

Notwithstanding statutory provisions to the contrary, incentive awards are not subject to collective bargaining.

Section 12. The amendments to s. 1008.36(1), (2), (3), and (4), Florida Statutes, made by this act expire July 1, 2023, and the text of those subsections shall revert to those in existence on June 30, 2022, except that any amendment 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 13. In order to implement Specific Appropriation 145 of the 2022-2023 General Appropriations Act, Florida State University is authorized under s. 1010.62(2)(a), Florida Statutes, to use revenues derived from the student facilities use fees authorized by s. 1009.24(14)(p), Florida Statutes, to pay and secure debt with annual debt service in an amount not to exceed \$4 million to finance or refinance the university's new student union project. This section expires July 1, 2023.

Section 14. In order to implement Specific Appropriations 197 through 224 and 524 of the 2022-2023 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, 2023.

Section 15. In order to implement Specific Appropriations 197 through 224 of the 2022-2023 General Appropriations Act, and notwithstanding ss.

216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Medicaid program appropriation categories to address projected surpluses and deficits within the program and to maximize the use of state trust funds. A single budget amendment shall be submitted in the last quarter of the 2022-2023 fiscal year only. This section expires July 1, 2023.

Section 16. In order to implement Specific Appropriations 176 through 181 and 524 of the 2022-2023 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration and the Department of Health may each submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Florida Kidcare program appropriation categories, or to increase budget authority in the Children's Medical Services network category, to address projected surpluses and deficits within the program or to maximize the use of state trust funds. A single budget amendment must be submitted by each agency in the last quarter of the 2022-2023 fiscal year only. This section expires July 1, 2023.

Section 17. In order to implement Specific Appropriations 467 through 469, 473, 475, and 478 of the 2022-2023 General Appropriations Act, subsection (17) of section 381.986, Florida Statutes, is amended to read:

381.986 Medical use of marijuana.—

(17) Rules adopted pursuant to this section before July 1, 2023 ~~2022~~, are not subject to ss. 120.54(3)(b) and 120.541. This subsection expires July 1, 2023 ~~2022~~.

Section 18. In order to implement Specific Appropriations 467 through 469, 473, 475, and 478 of the 2022-2023 General Appropriations Act, subsection (1) of section 14 of chapter 2017-232, Laws of Florida, as amended by section 15 of chapter 2021-37, Laws of Florida, is reenacted and amended to read:

Section 14. Department of Health; authority to adopt rules; cause of action.—

(1) EMERGENCY RULEMAKING.—

(a) The Department of Health and the applicable boards shall adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, and this section necessary to implement ~~s. ss. 381.986 and 381.988~~, Florida Statutes. If an emergency rule adopted under this section is held to be unconstitutional or an invalid exercise of delegated legislative authority, and becomes void, the department or the applicable boards may adopt an emergency rule pursuant to this section to replace the rule that has become void. If the emergency rule

adopted to replace the void emergency rule is also held to be unconstitutional or an invalid exercise of delegated legislative authority and becomes void, the department and the applicable boards must follow the nonemergency rulemaking procedures of the Administrative Procedures Act to replace the rule that has become void.

(b) For emergency rules adopted under this section, the department and the applicable boards need not make the findings required by s. 120.54(4)(a), Florida Statutes. Emergency rules adopted under this section are exempt from ss. 120.54(3)(b) and 120.541, Florida Statutes. The department and the applicable boards shall meet the procedural requirements in s. 120.54(4)(a), Florida Statutes, if the department or the applicable boards have, before July 1, 2019, held any public workshops or hearings on the subject matter of the emergency rules adopted under this subsection. Challenges to emergency rules adopted under this subsection are subject to the time schedules provided in s. 120.56(5), Florida Statutes.

(c) Emergency rules adopted under this section are exempt from s. 120.54(4)(c), Florida Statutes, and shall remain in effect until replaced by rules adopted under the nonemergency rulemaking procedures of the Administrative Procedures Act. Rules adopted under the nonemergency rulemaking procedures of the Administrative Procedures Act to replace emergency rules adopted under this section are exempt from ss. 120.54(3)(b) and 120.541, Florida Statutes. By July 1, ~~2023~~ 2022, the department and the applicable boards shall initiate nonemergency rulemaking pursuant to the Administrative Procedures Act to replace all emergency rules adopted under this section by publishing a notice of rule development in the Florida Administrative Register. Except as provided in paragraph (a), after July 1, ~~2023~~ 2022, the department and applicable boards may not adopt rules pursuant to the emergency rulemaking procedures provided in this section.

Section 19. The amendments to section 14(1) of chapter 2017-232, Laws of Florida, as amended by section 15 of chapter 2021-37, Laws of Florida, and as amended by this act expire July 1, 2023, and the text of that subsection shall revert to that in existence on June 30, 2019, 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 20. In order to implement Specific Appropriations 203, 207, and 211 of the 2022-2023 General Appropriations Act, the Agency for Health Care Administration may submit a budget amendment pursuant to chapter 216, Florida Statutes, requesting additional spending authority to implement the federally approved Directed Payment Program for hospitals providing inpatient and outpatient services to Medicaid managed care enrollees and the Indirect Medical Education (IME) Program. This section expires July 1, 2023.

Section 21. In order to implement Specific Appropriations 326, 328, 357, and 358 of the 2022-2023 General Appropriations Act, and notwithstanding

ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the department based on the implementation of the Guardianship Assistance Program, between the specific appropriations for guardianship assistance payments, foster care Level 1 room and board payments, relative caregiver payments, and nonrelative caregiver payments. This section expires July 1, 2023.

Section 22. In order to implement Specific Appropriations 307 through 316, 318 through 319, 321 through 323, and 326 through 327 of the 2022-2023 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within the Family Safety Program to maximize the use of Title IV-E and other federal funds. This section expires July 1, 2023.

Section 23. In order to implement Specific Appropriations 283, 297, 307, 329, 334 through 336, 342, and 362 of the 2022-2023 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding between appropriations categories to support contracted staffing equivalents to sustain forensic bed capacity and resident-to-workforce ratios at the state's mental health treatment facilities. This section expires July 1, 2023.

Section 24. In order to implement Specific Appropriations 470 and 509 of the 2022-2023 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Health may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to increase budget authority for the HIV/AIDS Prevention and Treatment Program if additional federal revenues specific to HIV/AIDS prevention and treatment become available in the 2022-2023 fiscal year. This section expires July 1, 2023.

Section 25. In order to implement Specific Appropriations 423 through 552 of the 2022-2023 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Health may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to increase budget authority for the department if additional federal revenues specific to COVID-19 relief funds become available in the 2022-2023 fiscal year. This section expires July 1, 2023.

Section 26. In order to implement Specific Appropriation 191 of the 2022-2023 General Appropriations Act, section 21 of chapter 2021-37, Laws of Florida, is reenacted and amended to read:

Section 21. (1) The Agency for Health Care Administration shall replace the current Florida Medicaid Management Information System (FMMIS) and fiscal agent operations with a system that is modular, interoperable, and scalable for the Florida Medicaid program that complies with all applicable federal and state laws and requirements. The agency may not include in the project to replace the current FMMIS and fiscal agent contract:

(a) Functionality that duplicates any of the information systems of the other health and human services state agencies; or

(b) Procurement for agency requirements external to Medicaid programs with the intent to leverage the Medicaid technology infrastructure for other purposes without legislative appropriation or legislative authorization to procure these requirements. The new system, the Florida Health Care Connection (FX) system, must provide better integration with subsystems supporting Florida's Medicaid program; uniformity, consistency, and improved access to data; and compatibility with the Centers for Medicare and Medicaid Services' Medicaid Information Technology Architecture (MITA) as the system matures and expands its functionality; or

(c) Any contract executed after July 1, 2022, not including staff augmentation services purchased off the Department of Management Services Information Technology staff augmentation state term contract that are not deliverables based fixed price contracts.

(2) For purposes of replacing FMMIS and the current Medicaid fiscal agent, the Agency for Health Care Administration shall:

(a) Prioritize procurements for the replacement of the current functions of FMMIS and the responsibilities of the current Medicaid fiscal agent, to minimize the need to extend all or portions of the current fiscal agent contract.

(b) Comply with and not exceed the Centers for Medicare and Medicaid Services funding authorizations for the FX system.

(c) Ensure compliance and uniformity with published MITA framework and guidelines.

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

(e) Consult with the Executive Office of the Governor's working group for interagency information technology integration for the development of competitive solicitations that provide for data interoperability and shared information technology services across the state's health and human services agencies.

(f) Implement a data governance structure for the project to coordinate data sharing and interoperability across state healthcare entities.

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

1. The Secretary of Health Care Administration, or the executive sponsor of the project.

2. A representative of the Division of Operations of the Agency for Health Care Administration, appointed by the Secretary of Health Care Administration.

3. Two representatives from the Division of Medicaid of the Agency for Health Care Administration, appointed by the Secretary of Health Care Administration.

4. A representative of the Division of Health Quality Assurance of the Agency for Health Care Administration, appointed by the Secretary of Health Care Administration.

5. A representative of the Florida Center for Health Information and Transparency of the Agency for Health Care Administration, appointed by the Secretary of Health Care Administration.

6. The Chief Information Officer of the Agency for Health Care Administration, or his or her designee.

7. The state chief information officer, or his or her designee.

8. Two representatives of the Department of Children and Families, appointed by the Secretary of Children and Families.

9. A representative of the Department of Health, appointed by the State Surgeon General.

10. A representative of the Agency for Persons with Disabilities, appointed by the director of the Agency for Persons with Disabilities.

11. A representative from the Florida Healthy Kids Corporation.

12. A representative from the Department of Elderly Affairs, appointed by the Secretary of Elderly Affairs.

13. A representative of the Department of Financial Services who has experience with the state's financial processes including development of the PALM system, appointed by the Chief Financial Officer.

(3) The Secretary of Health Care Administration 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 10

affirmative votes with the chair voting on the prevailing side. A quorum of the executive steering committee consists of at least 11 members.

(4) The executive steering committee has the overall responsibility for ensuring that the project to replace FMMIS and the Medicaid fiscal agent 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 modular replacement to standardize, to the fullest extent possible, the state's healthcare data and business processes.

(b) Review and approve any changes to the project's scope, schedule, and budget which do not conflict with the requirements of subsections (1) and (2).

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

(d) Approve all major project deliverables.

(e) Review and verify that all procurement and contractual documents associated with the replacement of the current FMMIS and Medicaid fiscal agent align with the scope, schedule, and anticipated budget for the project.

(5) This section expires July 1, ~~2023~~ 2022.

Section 27. In order to implement Specific Appropriations 211, 212, 279, 337, 487, 703, 704, and 705 of the 2022-2023 General Appropriations Act, the Agency for Health Care Administration, in consultation with the Department of Health, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Corrections, shall competitively procure a contract with a vendor to negotiate, for these agencies, prices for prescribed drugs and biological products excluded from the programs established under s. 381.02035, Florida Statutes and ineligible under 21 U.S.C. s. 384, including, but not limited to, insulin and epinephrine. The contract may allow the vendor to directly purchase these products for participating agencies when feasible and advantageous. The contracted vendor will be compensated on a contingency basis, paid from a portion of the savings achieved by its price negotiation or purchase of the prescription drugs and products. This section expires July 1, 2023.

Section 28. In order to implement Specific Appropriation 325A of the 2022-2023 General Appropriations Act, and notwithstanding s. 409.990(5), Florida Statutes, the unexpended balance of funds provided to the Department of Children and Families for the Family Support Services of Suncoast Community Based Care lead agency shall be carried forward and made available to the lead agency for the same purpose. This section expires July 1, 2023.

Section 29. In order to implement Specific Appropriation 457 of the 2022-2023 General Appropriations Act, and notwithstanding the allocation calculation under s. 381.915, Florida Statutes, from funds appropriated in the General Revenue Fund to the Department of Health, the department shall exclude \$37,771,257 from the calculation for the distribution of funds pursuant to s. 381.915, Florida Statutes. The funds remaining in the General Revenue Fund shall first be distributed pursuant to the allocation formula in s. 381.915, Florida Statutes, and the excluded funds shall then be distributed to the cancer centers participating in the Florida Consortium of National Cancer Institute Centers Program in the same proportion as is required to be allocated to each cancer center in s. 381.915, Florida Statutes. This section expires July 1, 2023.

Section 30. In order to implement Specific Appropriations 581 through 684A and 696 through 731 of the 2022-2023 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 ~~2022-2023~~ ~~2021-2022~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the ~~January 13, 2022~~ ~~March 17, 2021~~, 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, ~~2023~~ ~~2022~~.

Section 31. In order to implement Specific Appropriation 719 of the 2022-2023 General Appropriations Act, paragraph (b) of subsection (8) of section 1011.80, Florida Statutes, is amended to read:

1011.80 Funds for operation of workforce education programs.—

(8)

(b) State funds provided for the operation of postsecondary workforce programs may not be expended for the education of state or federal inmates, except to the extent that such funds are specifically appropriated for such purpose in the ~~2022-2023~~ ~~2021-2022~~ General Appropriations Act.

Section 32. The text of s. 1011.80(8)(b), Florida Statutes, as amended by section 24 of chapter 2021-37, Laws of Florida, and by this act, expires July 1, 2023, and the text of that paragraph shall revert to that in existence on June 30, 2019, and 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 33. In order to implement Specific Appropriations 3201 through 3267 of the 2022-2023 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 2022-2023 ~~2021-2022~~ 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 2022-2023 ~~2021-2022~~ fiscal year. This subsection expires July 1, 2023 ~~2022~~.

Section 34. In order to implement Specific Appropriations 1113 through 1123 of the 2022-2023 General Appropriations Act:

(1) 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, 2022, 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 section, 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, 2023.

Section 35. In order to implement Specific Appropriations 741 through 762A, 913 through 1056, and 1077 through 1112 of the 2022-2023 General Appropriations Act, subsection (1), paragraph (a) of subsection (2), paragraph (a) of subsection (3), and subsections (5), (6), and (7) of section 27.40, Florida Statutes, are reenacted to read:

27.40 Court-appointed counsel; circuit registries; minimum requirements; appointment by court.—

(1) Counsel shall be appointed to represent any individual in a criminal or civil proceeding entitled to court-appointed counsel under the Federal or State Constitution or as authorized by general law. The court shall appoint a public defender to represent indigent persons as authorized in s. 27.51. The office of criminal conflict and civil regional counsel shall be appointed to represent persons in those cases in which provision is made for court-appointed counsel, but only after the public defender has certified to the court in writing that the public defender is unable to provide representation due to a conflict of interest or is not authorized to provide representation. The public defender shall report, in the aggregate, the specific basis of all conflicts of interest certified to the court. On a quarterly basis, the public defender shall submit this information to the Justice Administrative Commission.

(2)(a) Private counsel shall be appointed to represent persons in those cases in which provision is made for court-appointed counsel but only after the office of criminal conflict and civil regional counsel has been appointed and has certified to the court in writing that the criminal conflict and civil regional counsel is unable to provide representation due to a conflict of interest. The criminal conflict and civil regional counsel shall report, in the aggregate, the specific basis of all conflicts of interest certified to the court. On a quarterly basis, the criminal conflict and civil regional counsel shall submit this information to the Justice Administrative Commission.

(3) In using a registry:

(a) The chief judge of the circuit shall compile a list of attorneys in private practice, by county and by category of cases, and provide the list to the clerk of court in each county. The chief judge of the circuit may restrict

the number of attorneys on the general registry list. To be included on a registry, an attorney must certify that he or she:

1. Meets any minimum requirements established by the chief judge and by general law for court appointment;
2. Is available to represent indigent defendants in cases requiring court appointment of private counsel; and
3. Is willing to abide by the terms of the contract for services, s. 27.5304, and this section.

To be included on a registry, an attorney must enter into a contract for services with the Justice Administrative Commission. Failure to comply with the terms of the contract for services may result in termination of the contract and removal from the registry. Each attorney on the registry is responsible for notifying the clerk of the court and the Justice Administrative Commission of any change in his or her status. Failure to comply with this requirement is cause for termination of the contract for services and removal from the registry until the requirement is fulfilled.

(5) The Justice Administrative Commission shall approve uniform contract forms for use in procuring the services of private court-appointed counsel and uniform procedures and forms for use by a court-appointed attorney in support of billing for attorney's fees, costs, and related expenses to demonstrate the attorney's completion of specified duties. Such uniform contracts and forms for use in billing must be consistent with s. 27.5304, s. 216.311, and the General Appropriations Act and must contain the following statement: "The State of Florida's performance and obligation to pay under this contract is contingent upon an annual appropriation by the Legislature."

(6) After court appointment, the attorney must immediately file a notice of appearance with the court indicating acceptance of the appointment to represent the defendant and of the terms of the uniform contract as specified in subsection (5).

(7)(a) A private attorney appointed by the court from the registry to represent a client is entitled to payment as provided in s. 27.5304 so long as the requirements of subsection (1) and paragraph (2)(a) are met. An attorney appointed by the court who is not on the registry list may be compensated under s. 27.5304 only if the court finds in the order of appointment that there were no registry attorneys available for representation for that case and only if the requirements of subsection (1) and paragraph (2)(a) are met.

(b)1. The flat fee established in s. 27.5304 and the General Appropriations Act shall be presumed by the court to be sufficient compensation. The attorney shall maintain appropriate documentation, including contemporaneous and detailed hourly accounting of time spent representing the client. If the attorney fails to maintain such contemporaneous and detailed hourly

records, the attorney waives the right to seek compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act. These records and documents are subject to review by the Justice Administrative Commission and audit by the Auditor General, subject to the attorney-client privilege and work-product privilege. The attorney shall maintain the records and documents in a manner that enables the attorney to redact any information subject to a privilege in order to facilitate the commission's review of the records and documents and not to impede such review. The attorney may redact information from the records and documents only to the extent necessary to comply with the privilege. The Justice Administrative Commission shall review such records and shall contemporaneously document such review before authorizing payment to an attorney. Objections by or on behalf of the Justice Administrative Commission to records or documents or to claims for payment by the attorney shall be presumed correct by the court unless the court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption.

2. If an attorney fails, refuses, or declines to permit the commission or the Auditor General to review documentation for a case as provided in this paragraph, the attorney waives the right to seek, and the commission may not pay, compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act for that case.

3. A finding by the commission that an attorney has waived the right to seek compensation in excess of the flat fee established in s. 27.5304 and the General Appropriations Act, as provided in this paragraph, shall be presumed to be correct, unless the court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption.

Section 36. The text of s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act expires July 1, 2023, and the text of those subsections and paragraphs, as applicable, shall revert to that in existence on June 30, 2019, 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 37. In order to implement Specific Appropriations 741 through 762A, 913 through 1056, and 1077 through 1112 of the 2022-2023 General Appropriations Act, subsection (13) of section 27.5304, Florida Statutes, is reenacted and amended, and subsections (1), (3), (7), and (11), and paragraphs (a) through (e) of subsection (12) of that section are reenacted, to read:

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

(1) Private court-appointed counsel appointed in the manner prescribed in s. 27.40(1) and (2)(a) shall be compensated by the Justice Administrative Commission only as provided in this section and the General Appropriations

Act. The flat fees prescribed in this section are limitations on compensation. The specific flat fee amounts for compensation shall be established annually in the General Appropriations Act. The attorney also shall be reimbursed for reasonable and necessary expenses in accordance with s. 29.007. If the attorney is representing a defendant charged with more than one offense in the same case, the attorney shall be compensated at the rate provided for the most serious offense for which he or she represented the defendant. This section does not allow stacking of the fee limits established by this section.

(3) The court retains primary authority and responsibility for determining the reasonableness of all billings for attorney fees, costs, and related expenses, subject to statutory limitations and the requirements of s. 27.40(7). Private court-appointed counsel is entitled to compensation upon final disposition of a case.

(7) Counsel eligible to receive compensation from the state for representation pursuant to court appointment made in accordance with the requirements of s. 27.40(1) and (2)(a) in a proceeding under chapter 384, chapter 390, chapter 392, chapter 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter 744, or chapter 984 shall receive compensation not to exceed the limits prescribed in the General Appropriations Act. Any such compensation must be determined as provided in s. 27.40(7).

(11) It is the intent of the Legislature that the flat fees prescribed under this section and the General Appropriations Act comprise the full and complete compensation for private court-appointed counsel. It is further the intent of the Legislature that the fees in this section are prescribed for the purpose of providing counsel with notice of the limit on the amount of compensation for representation in particular proceedings and the sole procedure and requirements for obtaining payment for the same.

(a) If court-appointed counsel moves to withdraw prior to the full performance of his or her duties through the completion of the case, the court shall presume that the attorney is not entitled to the payment of the full flat fee established under this section and the General Appropriations Act.

(b) If court-appointed counsel is allowed to withdraw from representation prior to the full performance of his or her duties through the completion of the case and the court appoints a subsequent attorney, the total compensation for the initial and any and all subsequent attorneys may not exceed the flat fee established under this section and the General Appropriations Act, except as provided in subsection (12).

This subsection constitutes notice to any subsequently appointed attorney that he or she will not be compensated the full flat fee.

(12) The Legislature recognizes that on rare occasions an attorney may receive a case that requires extraordinary and unusual effort.

(a) If counsel seeks compensation that exceeds the limits prescribed by law, he or she must file a motion with the chief judge for an order approving payment of attorney fees in excess of these limits.

1. Before filing the motion, the counsel shall deliver a copy of the intended billing, together with supporting affidavits and all other necessary documentation, to the Justice Administrative Commission.

2. The Justice Administrative Commission shall review the billings, affidavit, and documentation for completeness and compliance with contractual and statutory requirements and shall contemporaneously document such review before authorizing payment to an attorney. If the Justice Administrative Commission objects to any portion of the proposed billing, the objection and supporting reasons must be communicated in writing to the private court-appointed counsel. The counsel may thereafter file his or her motion, which must specify whether the commission objects to any portion of the billing or the sufficiency of documentation, and shall attach the commission's letter stating its objection.

(b) Following receipt of the motion to exceed the fee limits, the chief judge or a single designee shall hold an evidentiary hearing. The chief judge may select only one judge per circuit to hear and determine motions pursuant to this subsection, except multicounty circuits and the eleventh circuit may have up to two designees.

1. At the hearing, the attorney seeking compensation must prove by competent and substantial evidence that the case required extraordinary and unusual efforts. The chief judge or single designee shall consider criteria such as the number of witnesses, the complexity of the factual and legal issues, and the length of trial. The fact that a trial was conducted in a case does not, by itself, constitute competent substantial evidence of an extraordinary and unusual effort. In a criminal case, relief under this section may not be granted if the number of work hours does not exceed 75 or the number of the state's witnesses deposed does not exceed 20.

2. Objections by or on behalf of the Justice Administrative Commission to records or documents or to claims for payment by the attorney shall be presumed correct by the court unless the court determines, in writing, that competent and substantial evidence exists to justify overcoming the presumption. The chief judge or single designee shall enter a written order detailing his or her findings and identifying the extraordinary nature of the time and efforts of the attorney in the case which warrant exceeding the flat fee established by this section and the General Appropriations Act.

(c) A copy of the motion and attachments shall be served on the Justice Administrative Commission at least 20 business days before the date of a hearing. The Justice Administrative Commission has standing to appear before the court, and may appear in person or telephonically, including at the hearing under paragraph (b), to contest any motion for an order approving payment of attorney fees, costs, or related expenses and may

participate in a hearing on the motion by use of telephonic or other communication equipment. The Justice Administrative Commission may contract with other public or private entities or individuals to appear before the court for the purpose of contesting any motion for an order approving payment of attorney fees, costs, or related expenses. The fact that the Justice Administrative Commission has not objected to any portion of the billing or to the sufficiency of the documentation is not binding on the court.

(d) If the chief judge or a single designee finds that counsel has proved by competent and substantial evidence that the case required extraordinary and unusual efforts, the chief judge or single designee shall order the compensation to be paid to the attorney at a percentage above the flat fee rate, depending on the extent of the unusual and extraordinary effort required. The percentage must be only the rate necessary to ensure that the fees paid are not confiscatory under common law. The percentage may not exceed 200 percent of the established flat fee, absent a specific finding that 200 percent of the flat fee in the case would be confiscatory. If the chief judge or single designee determines that 200 percent of the flat fee would be confiscatory, he or she shall order the amount of compensation using an hourly rate not to exceed \$75 per hour for a noncapital case and \$100 per hour for a capital case. However, the compensation calculated by using the hourly rate shall be only that amount necessary to ensure that the total fees paid are not confiscatory, subject to the requirements of s. 27.40(7).

(e) Any order granting relief under this subsection must be attached to the final request for a payment submitted to the Justice Administrative Commission and must satisfy the requirements of subparagraph (b)2.

(13) Notwithstanding the limitation set forth in subsection (5) and for the ~~2022-2023~~ ~~2021-2022~~ 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, ~~2023~~ ~~2022~~.

Section 38. The text of s. 27.5304(1), (3), (7), (11), and (12)(a)-(e), Florida Statutes, as carried forward from section 31 of chapter 2021-37, Laws of Florida and the amendment to s. 27.5304(13), Florida Statutes, by this act

expire July 1, 2023, and the text of those subsections and paragraphs, as applicable, shall revert to that in existence on June 30, 2019, 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 39. In order to implement Specific Appropriations 603 through 695, and notwithstanding the proviso contained in Section 8 (2)(b)3. of the 2022-2023 General Appropriations Act, effective July 1, 2022, funds are provided in Specific Appropriation 2050, in addition to the inflation pay adjustment provided in paragraph (1)(b) of Section 8 of the 2022-2023 General Appropriations Act, in the amount of \$4,500,000 from the General Revenue Fund to the Department of Corrections to grant special pay adjustments to address compression issues for eligible employees in institutional and community corrections management positions which were not included in subparagraph (2)(b)1. of Section 8 of the 2022-2023 General Appropriations Act. The department may submit a budget amendment requesting the release of funds and associated salary rate pursuant to the provisions of chapter 216, Florida Statutes. Release of funds and rate are contingent upon the department submitting a spending plan that details compression issues resulting from the minimum salary increases provided in subparagraph (2)(b)1. of Section 8 of the 2022-2023 General Appropriations Act. This section expires July 1, 2023.

Section 40. In order to implement appropriations used to pay existing lease contracts for private lease space in excess of 2,000 square feet in the 2022-2023 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, 2023, and June 30, 2025, in order to reduce costs in future years. The department shall incorporate this initiative into its 2022 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, 2022, which lists each lease contract for private office or storage space, the status of renegotiations, and the savings achieved. This section expires July 1, 2023.

Section 41. In order to implement appropriations authorized in the 2022-2023 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, 2023.

Section 42. Effective upon this act becoming a law, in order to implement Specific Appropriations 2928 through 2938 of the 2022-2023 General Appropriations Act:

(1) The secretary of the Department of Management Services shall contract with the Northwest Regional Data Center (NWRDC) pursuant to s. 287.057(11), Florida Statutes, for the management, operation, and staffing of the state data center (SDC).

(2) The contract shall be effective as of July 1, 2022, and must comply with the following provisions:

(a) The scope of work for the contract must include only the services provided to SDC customers as of February 28, 2022. Any additional services provided to SDC customers must be provided via agreements directly between the NWRDC and agency customers.

(b) The contract must authorize NWRDC to transition SDC customer agencies to the NWRDC service catalog and its contracts. Transitioned agencies and services shall no longer be within the scope of the contract between NWRDC and the SDC.

(c) Services provided by new contracts executed to replace transferred contracts must be negotiated and executed by NWRDC and shall no longer be within the scope of the contract between NWRDC and the SDC.

(d) The cost of the contract must be reduced in proportion to the transition of SDC contracts, services, and agency customers directly to NWRDC.

(e) The Department of Management Services must make all leased data center and office space available to NWRDC, to use at NWRDC's discretion, at current rates.

(f) NWRDC must provide contract management and oversight for the contracts and interagency agreements that will be transferred.

(g) NWRDC must prepare and submit customer agency invoices for services within the scope of the contract to the SDC for review and approval.

(h) SDC must respond to the NWRDC with either approval of the invoices or requested updates within 10 business days. If SDC does not provide a response to the NWRDC within 10 business days, the invoices are deemed approved.

(i) Once approved, the NWRDC will submit the invoices to the customer agencies.

(j) Customer agencies must submit invoice payments to NWRDC directly within 30 days.

(k) The contract must be executed for a term of 5 years with an optional one time renewal.

(l) The contract must provide the state chief information officer the option of a seat on the NWRDC policy board given the current membership criteria based on cumulative revenue paid.

(m) The contract must provide the Florida Digital Service with continuous access and visibility into all state agency technology infrastructure necessary to detect cybersecurity threats and provide access to mitigate the impact of a cybersecurity incident and support timely response.

(3) This section expires July 1, 2023.

Section 43. In order to implement Specific Appropriations 2928 through 2938 in the 2022-2023 General Appropriations Act, all functions, records, personnel, contracts, interagency agreements, and assets of the current Department of Management Services state data center are transferred to the Northwest Regional Data Center. This section expires July 1, 2023.

Section 44. In order to implement the appropriation of funds in the appropriation category “Northwest Regional Data Center” in the 2022-2023 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 costs for data processing services for the 2022-2023 fiscal year. This section expires July 1, 2023.

Section 45. In order to implement the appropriation of funds in the appropriation category “Special Categories-Risk Management Insurance” in the 2022-2023 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, 2023.

Section 46. 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 2022-2023 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, 2023.

Section 47. In order to implement Specific Appropriation 2797A in the 2022-2023 General Appropriations Act in the Building Relocation appropriation category from the Architects Incidental Trust Fund of the Department of Management Services, and in accordance with section 215.196, Florida Statutes, the Department of Management Services:

(1) Upon the final disposition of a state-owned building, the department may use up to 5 percent of facility disposition funds from the Architects Incidental Trust Fund to defer, offset, or otherwise pay for all or a portion of relocation expenses including furniture, fixtures and equipment for state agencies impacted by of the disposition of the department's managed facilities in the Florida Facilities Pool. The extent of the financial assistance provided to impacted state agencies shall be determined by the department.

(2) The Department of Management Services may submit budget amendments for an increase in appropriation if necessary for the implementation of this section pursuant to the provisions of chapter 216, Florida Statutes. Budget amendments for an increase in appropriation shall include a detailed plan providing all estimated costs and relocation proposals.

(3) This section expires July 1, 2023.

Section 48. In order to implement Specific Appropriations 1353 through 1391 of the 2022-2023 General Appropriations Act, section 550.135, Florida Statutes, is amended to read:

550.135 Division of moneys derived under this law.—All moneys that are deposited with the Chief Financial Officer to the credit of the Pari-mutuel Wagering Trust Fund shall be distributed as follows:

(1) The daily license fee revenues collected pursuant to s. 550.0951(1) shall be used to fund the operating cost of the Florida Gaming Control Commission division and to provide a proportionate share of the operation of the office of the secretary and the Division of Administration of the Department of Business and Professional Regulation; however, other collections in the Pari-mutuel Wagering Trust Fund may also be used to fund the operation of the commission division in accordance with authorized appropriations.

~~(2) All unappropriated funds in excess of \$1.5 million in the Pari-mutuel Wagering Trust Fund, collected pursuant to this chapter, shall be deposited with the Chief Financial Officer to the credit of the General Revenue Fund.~~

~~(2)(3)~~ The slot machine license fee, the slot machine occupational license fee, and the compulsive or addictive gambling prevention program fee collected pursuant to ss. 551.106, 551.107(2)(a)1., and 551.118 shall be used to fund the direct and indirect operating expenses of the commission's division's ~~slot machine regulation~~ operations and to provide funding for relevant enforcement activities in accordance with authorized appropriations. Funds deposited into the Pari-mutuel Wagering Trust Fund pursuant

~~to ss. 551.106, 551.107(2)(a)1., and 551.118 shall be reserved in the trust fund for slot machine regulation operations. On June 30, any unappropriated funds in excess of those necessary for incurred obligations and subsequent year cash flow for slot machine regulation operations shall be deposited with the Chief Financial Officer to the credit of the General Revenue Fund.~~

Section 49. The amendments to s. 550.135, Florida Statutes, made by this act expire July 1, 2023, and the text of that section shall revert to that in existence on June 30, 2022, 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 50. Paragraph (g) of subsection (13) of section 849.086, Florida Statutes, is amended to read:

849.086 Cardrooms authorized.—

(13) TAXES AND OTHER PAYMENTS.—

(g) All of the moneys deposited in the Pari-mutuel Wagering Trust Fund, except as set forth in paragraph (h), shall be utilized and distributed in the manner specified in s. 550.135(1) ~~and (2)~~. However, cardroom tax revenues shall be kept separate from pari-mutuel tax revenues and shall not be used for making the disbursement to counties provided in former s. 550.135(1).

Section 51. The amendment to s. 849.086, Florida Statutes, made by this act expires July 1, 2023, and the text of that section shall revert to that in existence on June 30, 2022, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 52. In order to implement Specific Appropriations 2394 through 2398 of the 2022-2023 General Appropriations Act, section 72 of chapter 2020-114, Laws of Florida, as amended by section 39 of chapter 2021-37, Laws of Florida, is reenacted and amended to read:

Section 72. (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), including any updates to these documents.

(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. The Chief Information Officers ~~A representative of the Division of Information Systems of the Department of Financial Services and the Department of Environmental Protection,~~ appointed by the Chief Financial Officer.
4. ~~Two~~ 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 using or maintaining relating to the department's finance and accounting systems ~~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. A ~~Three~~ state agency administrative services director ~~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.

9. The executive sponsor of the Florida Health Care Connection (FX) System or his or her designee, appointed by the Secretary of Health Care Administration.

10. The State Chief Information Officer, or his or her designee, as a nonvoting member. The State Chief Information Officer, or his or her designee, shall provide monthly status reports to the Executive Steering Committee pursuant to the oversight responsibilities in s. 282.0051, Florida Statutes.

11. One employee from the Department of Business and Professional Regulation who has experience in finance and accounting and FLAIR, appointed by the Secretary of the Department of Business and Professional Regulation.

12. One employee from the Florida Fish and Wildlife Conservation Commission who has experience using or maintaining the commission's finance and accounting systems, appointed by the Chair of the Florida Fish and Wildlife Conservation Commission.

13. The budget director of the Department of Education, or his or her designee.

(3)(a) 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.

(b) No later than 14 days before a meeting of the executive steering committee, the chair shall request input from committee members on agenda items for the next scheduled meeting.

(c) The chair shall establish, by July 31, 2022, a working group consisting of FLAIR users, state agency technical staff who maintain applications that integrate with FLAIR, and no less than four state agency finance and accounting or budget directors. The working group shall meet at least monthly to review PALM functionality, assess project impacts to state financial business processes and agency staff, and develop recommendations to the Executive Steering Committee for improvements. The chair shall request input from the working group on agenda items for each scheduled meeting. The PALM project team shall dedicate a staff member to the group and provide system demonstrations and any project documentation, as needed, for the group to fulfill its duties.

(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 and any cost changes to each deliverable over \$250,000.

(e) Approve contract amendments and changes to all contract-related documents associated with the replacement of FLAIR and CMS.

(f) Ensure compliance with ss. 216.181(16), 216.311, 216.313, 282.318(4)(h), and 287.058, Florida Statutes.

(5) This section expires July 1, 2023 ~~2022~~.

Section 53. In order to implement Specific Appropriation 2923 of the 2022-2023 General Appropriations Act, subsection (3) of section 282.709, Florida Statutes, is reenacted to read:

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

(3) In recognition of the critical nature of the statewide law enforcement radio communications system, the Legislature finds that there is an immediate danger to the public health, safety, and welfare, and that it is in the best interest of the state to continue partnering with the system's current operator. The Legislature finds that continuity of coverage is critical to supporting law enforcement, first responders, and other public safety users. The potential for a loss in coverage or a lack of interoperability between users requires emergency action and is a serious concern for officers' safety and their ability to communicate and respond to various disasters and events.

(a) The department, pursuant to s. 287.057(10), shall enter into a 15-year contract with the entity that was operating the statewide radio communications system on January 1, 2021. The contract must include:

1. The purchase of radios;

2. The upgrade to the Project 25 communications standard;
3. Increased system capacity and enhanced coverage for system users;
4. Operations, maintenance, and support at a fixed annual rate;
5. The conveyance of communications towers to the department; and
6. The assignment of communications tower leases to the department.

(b) The State Agency Law Enforcement Radio System Trust Fund is established in the department and funded from surcharges collected under ss. 318.18, 320.0802, and 328.72. Upon appropriation, moneys in the trust fund may be used by the department to acquire the equipment, software, and engineering, administrative, and maintenance services it needs to construct, operate, and maintain the statewide radio system. Moneys in the trust fund from surcharges shall be used to help fund the costs of the system. Upon completion of the system, moneys in the trust fund may also be used by the department for payment of the recurring maintenance costs of the system.

Section 54. The text of s. 282.709(3), Florida Statutes, as carried forward from chapter 2021-37, Laws of Florida, by this act, expires July 1, 2023, and the text of that subsection shall revert to that in existence on June 1, 2021, 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 55. In order to implement appropriations relating to the purchase of equipment and services related to the Statewide Law Enforcement Radio System (SLERS) as authorized in the 2022-2023 General Appropriations Act, and notwithstanding s. 287.057, Florida Statutes, state agencies and other eligible users of the SLERS network may use the Department of Management Services SLERS contract for purchase of equipment and services. This section expires July 1, 2023.

Section 56. In order to implement Specific Appropriations 2815 through 2826A of the 2022-2023 General Appropriations Act, and notwithstanding rule 60A-1.031, Florida Administrative Code, the transaction fee as identified in s. 287.057(24)(c), Florida Statutes, shall be collected for use of the online procurement system and is 0.7 percent for the 2022-2023 fiscal year only. This section expires July 1, 2023.

Section 57. In order to implement Specific Appropriations 2759A through 2759X of the 2022-2023 General Appropriations Act, paragraph (i) of subsection (9) of section 24.105, Florida Statutes, is amended to read:

24.105 Powers and duties of department.—The department shall:

(9) Adopt rules governing the establishment and operation of the state lottery, including:

(i) The manner and amount of compensation of retailers, except for the 2022-2023 fiscal year only, effective July 1, 2022, the commission for Florida Lottery ticket sales shall be 5.75 percent of the purchase price of each ticket sold or issued as a prize by a retailer. Any additional retailer compensation is limited to the Florida Lottery Retailer Bonus Commission program appropriated in Specific Appropriation 2759U of the 2022-2023 General Appropriations Act.

Section 58. The amendment to s. 24.105, Florida Statutes, made by this act expires July 1, 2023, and the text of that subsection shall revert to that in existence on June 30, 2022, 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 59. 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 2022-2023 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 ~~2022~~ 2021, 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 ~~2022-2023~~ 2021-2022 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, 2023 ~~2022~~.

Section 60. (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 2022-2023 General Appropriations Act, the Department of Environmental Protection shall transfer revenues from the Land Acquisition Trust Fund within the department to the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, as provided in this section. As used in this section, the term “department” means the Department of Environmental Protection.

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

(3) In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2021-36, 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 2021-2022 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, 2023.

(5) This section expires July 1, 2023.

Section 61. In order to implement Specific Appropriations 1472 through 1481 of the 2022-2023 General Appropriations Act, subsection (8) of section 576.045, Florida Statutes, is amended to read:

576.045 Nitrogen and phosphorus; findings and intent; fees; purpose; best management practices; waiver of liability; compliance; rules; exclusions; expiration.—

(8) EXPIRATION OF PROVISIONS.—Subsections (1), (2), (3), (4), and (6) expire on December 31, 2023 ~~2022~~. Subsections (5) and (7) expire on December 31, 2027.

Section 62. In order to implement appropriations from the Land Acquisition Trust Fund within the Department of Environmental Protection in the 2022-2023 General Appropriations Act, paragraph (b) of subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

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

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

1. A minimum of the lesser of 25 percent or \$200 million shall be appropriated annually for Everglades projects that implement the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project subject to Congressional authorization; the Long-Term Plan as defined in s. 373.4592(2); and the Northern Everglades and Estuaries Protection Program as set forth in s. 373.4595. From these funds, \$32 million shall be distributed each fiscal year through the 2023-2024 fiscal year to the South Florida Water Management District for the Long-Term Plan as defined in s. 373.4592(2). After deducting the \$32 million distributed under this subparagraph, from the funds remaining, a minimum of the lesser of 76.5 percent or \$100 million shall be appropriated each fiscal year through the 2025-2026 fiscal year for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project, the Everglades Agricultural Area Storage Reservoir Project, the

Lake Okeechobee Watershed Project, the C-43 West Basin Storage Reservoir Project, the Indian River Lagoon-South Project, the Western Everglades Restoration Project, and the Picayune Strand Restoration Project. The Department of Environmental Protection and the South Florida Water Management District shall give preference to those Everglades restoration projects that reduce harmful discharges of water from Lake Okeechobee to the St. Lucie or Caloosahatchee estuaries in a timely manner. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

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

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

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

5. The sum of \$50 million shall be appropriated annually to the South Florida Water Management District for the Lake Okeechobee Watershed Restoration Project in accordance with s. 373.4599. This distribution must be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2021, for the purposes set forth in this subparagraph.

6. Notwithstanding subparagraph 3., for the ~~2022-2023~~ ~~2021-2022~~ fiscal year, funds shall be appropriated as provided in the General Appropriations Act. This subparagraph expires July 1, ~~2023~~ 2022.

Section 63. In order to implement Specific Appropriation 1408 of the 2022-2023 General Appropriations Act, paragraph (a) of subsection (1) of section 570.93, Florida Statutes, is reenacted to read:

570.93 Department of Agriculture and Consumer Services; agricultural water conservation and agricultural water supply planning.—

(1) The department shall establish an agricultural water conservation program that includes the following:

(a) A cost-share program, coordinated with the United States Department of Agriculture and other federal, state, regional, and local agencies when appropriate, for irrigation system retrofit and application of mobile irrigation laboratory evaluations, and for water conservation and water quality improvement pursuant to s. 403.067(7)(c).

Section 64. The text of s. 570.93(1)(a), Florida Statutes, as amended by chapter 2021-37, Laws of Florida, as carried forward by this act expires July 1, 2023, and the text of that paragraph shall revert to that in existence on June 30, 2019, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 65. In order to implement Specific Appropriation 1713 of the 2022-2023 General Appropriations Act, and notwithstanding the expiration date in section 48 of chapter 2021-37, Laws of Florida, paragraph (g) of subsection (15) of section 376.3071, Florida Statutes, is reenacted to read:

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

(15) ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The department shall pay, pursuant to this subsection, up to \$10 million each fiscal year from the fund for the costs of labor and equipment to repair or replace petroleum storage systems that may have been damaged due to the storage of fuels blended with ethanol or biodiesel, or for preventive measures to reduce the potential for such damage.

(g) Payments may not be made for the following:

1. Proposal costs or costs related to preparation of the application and required documentation;

2. Certified public accountant costs;

3. Except as provided in paragraph (j), any costs in excess of the amount approved by the department under paragraph (b) or which are not in substantial compliance with the purchase order;

4. Costs associated with storage tanks, piping, or ancillary equipment that has previously been repaired or replaced for which costs have been paid under this section;

5. Facilities that are not in compliance with department storage tank rules, until the noncompliance issues have been resolved; or

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

Section 66. The amendment to s. 376.3071(15)(g), Florida Statutes, as carried forward from chapter 2021-37, Laws of Florida, by this act, expires July 1, 2023, and the text of that paragraph shall revert to that in existence on June 30, 2020, 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 portion of text which expires pursuant to this section.

Section 67. In order to implement section 110 of the 2022-2023 General Appropriations Act, and in order to expedite the closure of the Piney Point facility located in Manatee County, the Department of Environmental Protection is exempt from the competitive procurement requirements of s. 287.057, Florida Statutes, for any procurement of commodities or contractual services in support of the site closure or to address environmental impacts associated with the system failure. This section expires July 1, 2023.

Section 68. In order to implement Specific Appropriation 1538A of the 2022-2023 General Appropriations Act, and notwithstanding chapter 255, Florida Statutes, the Department of Agriculture and Consumer Services may lease an existing facility that meets the requirements of s. 581.1843(7), Florida Statutes, and may administer a program to expedite the expansion of the propagation of citrus sinensis or citrus sinensis-like budwood trees and seedlings that show tolerance or resistance to citrus greening, and to commercialize technologies that produce tolerance or resistance to citrus greening in trees. This section expires July 1, 2023.

Section 69. In order to implement Specific Appropriation 2214A of the 2022-2023 General Appropriations Act, and notwithstanding chapter 287, Florida Statutes, the Department of Citrus shall enter into agreements for the purpose of increasing production of trees that show tolerance or resistance to citrus greening and to commercialize technologies that produce tolerance or resistance to citrus greening in trees. The department shall enter into these agreements no later than August 31, 2022, and shall file with the department's Inspector General a certification of conditions and

circumstances justifying each agreement entered into without competitive solicitation. This section expires July 1, 2023.

Section 70. In order to implement Specific Appropriation 2656 of the 2022-2023 General Appropriations Act, paragraph (b) of subsection (3) and subsection (5) of section 321.04, Florida Statutes, are amended to read:

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

(3)

(b) For the 2022-2023 ~~2021-2022~~ fiscal year only, upon the request of the Governor, the Department of Highway Safety and Motor Vehicles shall assign one or more patrol officers to the office of the Lieutenant Governor for security services. This paragraph expires July 1, 2023 ~~2022~~.

(5) For the 2022-2023 ~~2021-2022~~ 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, 2023 ~~2022~~.

Section 71. In order to implement Specific Appropriations 2637 and 2645 of the 2022-2023 General Appropriations Act, paragraph (b) of subsection (2) and subsection (7) of section 215.559, Florida Statutes, are amended to read:

215.559 Hurricane Loss Mitigation Program.—A Hurricane Loss Mitigation Program is established in the Division of Emergency Management.

(2)

(b)1. The Manufactured Housing and Mobile Home Mitigation and Enhancement Program is established. The program shall require the mitigation of damage to or the enhancement of homes for the areas of concern raised by the Department of Highway Safety and Motor Vehicles in the 2004-2005 Hurricane Reports on the effects of the 2004 and 2005 hurricanes on manufactured and mobile homes in this state. The mitigation or enhancement must include, but need not be limited to, problems associated with weakened trusses, studs, and other structural components caused by wood rot or termite damage; site-built additions; or tie-down systems and may also address any other issues deemed appropriate by the Gulf Coast State College Tallahassee Community College, the Federation of Manufactured Home Owners of Florida, Inc., the Florida Manufactured Housing Association, and the Department of Highway Safety and Motor Vehicles. The program shall include an education and outreach component to ensure that owners of manufactured and mobile homes are aware of the benefits of participation.

2. The program shall be a grant program that ensures that entire manufactured home communities and mobile home parks may be improved

wherever practicable. The moneys appropriated for this program shall be distributed directly to the Gulf Coast State College Tallahassee Community College for the uses set forth under this subsection.

3. Upon evidence of completion of the program, the Citizens Property Insurance Corporation shall grant, on a pro rata basis, actuarially reasonable discounts, credits, or other rate differentials or appropriate reductions in deductibles for the properties of owners of manufactured homes or mobile homes on which fixtures or construction techniques that have been demonstrated to reduce the amount of loss in a windstorm have been installed or implemented. The discount on the premium must be applied to subsequent renewal premium amounts. Premiums of the Citizens Property Insurance Corporation must reflect the location of the home and the fact that the home has been installed in compliance with building codes adopted after Hurricane Andrew. Rates resulting from the completion of the Manufactured Housing and Mobile Home Mitigation and Enhancement Program are not considered competitive rates for the purposes of s. 627.351(6)(d)1. and 2.

4. On or before January 1 of each year, the Gulf Coast State College Tallahassee Community College shall provide a report of activities under this subsection to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must set forth the number of homes that have taken advantage of the program, the types of enhancements and improvements made to the manufactured or mobile homes and attachments to such homes, and whether there has been an increase in availability of insurance products to owners of manufactured or mobile homes.

The Gulf Coast State College Tallahassee Community College shall develop the programs set forth in this subsection in consultation with the Federation of Manufactured Home Owners of Florida, Inc., the Florida Manufactured Housing Association, and the Department of Highway Safety and Motor Vehicles. The moneys appropriated for the programs set forth in this subsection shall be distributed directly to the Gulf Coast State College Tallahassee Community College to be used as set forth in this subsection.

(7) This section is repealed June 30, 2023 ~~2022~~.

Section 72. In order to implement Specific Appropriation 2287 of the 2022-2023 General Appropriations Act, subsection (7) of section 288.0655, Florida Statutes, is amended to read:

288.0655 Rural Infrastructure Fund.—

(7) For the 2022-2023 ~~2021-2022~~ fiscal year, the funds appropriated for the grant program for Florida Panhandle counties shall be distributed pursuant to and for the purposes described in the proviso language associated with Specific Appropriation 2287 ~~2237~~ of the 2022-2023 ~~2021-2022~~ General Appropriations Act. This subsection expires July 1, 2023 ~~2022~~.

Section 73. In order to implement section 157 of the 2022-2023 General Appropriations Act, subsection (3) of section 288.80125, Florida Statutes, is amended to read:

288.80125 Triumph Gulf Coast Trust Fund.—

(3) For the ~~2022-2023~~ 2021-2022 fiscal year, funds shall be used for the Rebuild Florida Revolving Loan Fund program to provide assistance to businesses impacted by Hurricane Michael as provided in the General Appropriations Act. This subsection expires July 1, ~~2023~~ 2022.

Section 74. In order to implement section 195 of the 2022-2023 General Appropriations Act, subsections (4) and (5) of section 339.08, Florida Statutes, are amended to read:

339.08 Use of moneys in State Transportation Trust Fund.—

~~(4) Notwithstanding the provisions of this section and ss. 215.32(2)(b)4. and 339.09(1), and for the 2021-2022 fiscal year only, funds may be transferred from the State Transportation Trust Fund to the General Revenue Fund as specified in the General Appropriations Act. Notwithstanding ss. 206.46(3) and 206.606(2), the total amount transferred shall be reduced from total state revenues deposited into the State Transportation Trust Fund for the calculation requirements of ss. 206.46(3) and 206.606(2). This subsection expires July 1, 2022.~~

~~(4)(5) Notwithstanding any other law, and for the 2022-2023 2021-2022 fiscal year only, funds are appropriated to the State Transportation Trust Fund from the General Revenue Fund shall be used on State Highway System projects and grants to Florida ports as provided in the General Appropriations Act. The department is not required to deplete the resources transferred from the General Revenue Fund for the fiscal year as required in s. 339.135(3)(b), and the funds may not be used in calculating the required quarterly cash balance of the trust fund as required in s. 339.135(6)(b). The department shall track and account for such appropriated funds as a separate funding source for eligible projects on the State Highway System and grants to Florida ports. This subsection expires July 1, 2023 2022.~~

Section 75. In order to implement Specific Appropriations 1940 through 1953, 1962 through 1964, 1972 through 1981, 1983 through 1991, and 2026 through 2039 of the 2022-2023 General Appropriations Act, paragraph (h) 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.—

(h)1. Any work program amendment that also adds a new project, or phase thereof, to the adopted work program in excess of \$3 million is subject to approval by the Legislative Budget Commission. Any work program

amendment submitted under this paragraph must include, as supplemental information, a list of projects, or phases thereof, in the current 5-year adopted work program which are eligible for the funds within the appropriation category being used for the proposed amendment. The department shall provide a narrative with the rationale for not advancing an existing project, or phase thereof, in lieu of the proposed amendment.

2. If the department submits an amendment to the Legislative Budget Commission and the commission does not meet or consider the amendment within 30 days after its submittal, the chair and vice chair of the commission may authorize the amendment to be approved pursuant to s. 216.177. This subparagraph expires July 1, ~~2023~~ 2022.

Section 76. In order to implement Specific Appropriation 2300 of the 2022-2023 General Appropriations Act, paragraph (e) of subsection (2) of section 288.9015, Florida Statutes, is amended to read:

288.9015 Powers of Enterprise Florida, Inc.; board of directors.—

(2) The board of directors of Enterprise Florida, Inc., may:

~~(e) Carry forward any unexpended state appropriations into succeeding fiscal years.~~

Section 77. The amendment to s. 288.9015, Florida Statutes, made by this act expires July 1, 2023, and the text of that section shall revert to that in existence on June 30, 2022, 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 the text which expire pursuant to this section.

Section 78. In order to implement Specific Appropriation 2289 of the 2022-2023 General Appropriations Act, subsection (2) of section 420.0005, Florida Statutes, is amended to read:

420.0005 State Housing Trust Fund; State Housing Fund.—

(2) For the ~~2022-2023~~ 2020-2021 fiscal year, funds may be used as provided in the General Appropriations Act. This subsection expires July 1, ~~2023~~ 2021.

Section 79. In order to implement Specific Appropriations 2305 and 2306 of the 2022-2023 General Appropriations Act, subsections (5) and (6) are added to section 331.3101, Florida Statutes, to read:

331.3101 Space Florida; travel and entertainment expenses.—

(5) In addition to the requirements set forth for the annual report under subsection (3), the 2022 annual report by Space Florida must also:

(a) Provide an itemized accounting, by date of travel, of all travel, entertainment, and incidental expenses incurred;

(b) To the extent such expenses exceed the generally allowable expense limits under s. 112.061, provide reasons behind the need to exceed the statutory expense limits in s. 112.061;

(c) Categorize expenses for Space Florida board members, staff, employees, and business clients. The report must also set forth any expenses authorized by the board or its designee for a guest; and

(d) Include information related to corrective actions and steps taken by Space Florida to address the findings in the Auditor General Report number 2022-049.

This subsection expires July 1, 2023.

(6) Notwithstanding the provisions of this section, travel and entertainment expenses incurred by Space Florida may only be for expenses that are solely and exclusively incurred in connection with the performance of its statutory duties and made in accordance with this subsection.

(a) For the 2022-2023 fiscal year, Space Florida may not expend any funds, whether appropriated by the Legislature or from income earned by Space Florida, on travel and entertainment expenses for the fiscal year in excess of an amount equal to 4 percent of the amount appropriated to Space Florida in the General Appropriations Act. No funds may be expended on any recreational activities for any Space Florida board member, staff, employee, business client, or guest.

(b) For the 2022-2023 fiscal year, lodging expenses for a board member, staff, or employee of Space Florida may not exceed \$150 per day, excluding taxes, unless Space Florida is participating in a negotiated group rate discount or Space Florida provides documentation of at least three comparable alternatives demonstrating that such lodging at the required rate is not available. However, a board member, staff, or employee of Space Florida may expend his or her own funds for any lodging expenses in excess of \$150 per day.

(c) This subsection expires July 1, 2023.

Section 80. In order to implement Specific Appropriations 3024 through 3033A of the 2022-2023 General Appropriations Act, section 251.001, Florida Statutes, is created to read:

251.001 Florida State Guard Act.

(1) CREATION AND AUTHORIZATION.—The Florida State Guard is created as authorized under federal law for use exclusively within the state, activated only by the Governor under the specific limitations created by this section, and is at all times under the final command and control of the

Governor as commander in chief of all military and guard forces of the state. The Florida State Guard is created and authorized as a component of the organized guard separate and apart from the Florida National Guard and shall be used exclusively within the state for the purposes stated in this section and may not be called, ordered, or drafted into the armed forces of the United States. The authorized maximum number of personnel that may be commissioned, enrolled, or employed as members of the Florida State Guard is 400.

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

(a) The terms “active duty”, “armed forces”, “enlisted personnel”, “National Guard”, and “rank” have the same meanings as in s. 250.01.

(b) “Department” means the Department of Military Affairs.

(c) “Officer” means an officer commissioned by the Governor.

(d) “Organized guard” means an organized military force that is authorized by law.

(e) “Warrant officer” means a technical specialist commissioned as a warrant officer by the Governor.

(3) ADJUTANT GENERAL.—The Adjutant General is the commanding general of the Florida State Guard subject at all times to the Governor as commander in chief. The Adjutant General is responsible for organizing, recruiting, training, equipping, managing, and disciplining the Florida State Guard, including selecting units for activation by the Governor, selecting candidates for commissioning by the Governor, and approving applicants as enlisted personnel.

(4) PERSONNEL.—

(a) Subject to approval by the Governor, the Adjutant General shall determine the number of officers, warrant officers, and enlisted personnel necessary to meet the staffing and operational requirements of the Florida State Guard, and determine the specific ranks and number of personnel within each rank.

(b) The Governor shall commission all officers and warrant officers of the Florida State Guard.

(c) Each applicant for the Florida State Guard shall meet the following qualifications:

1. The applicant shall be a citizen of the United States and a resident of the state.

2. The applicant cannot have a felony conviction. Each applicant shall submit a complete set of fingerprints and all information required by state

and federal law to process fingerprints for purposes of conducting a criminal background check.

3. The applicant may not be an active duty servicemember, a member of the armed forces reserves, or a member of the Florida National Guard.

4. If the applicant is a former member of the armed forces, the applicant must have been separated under terms no less than a general discharge under honorable conditions.

(d) The Adjutant General shall establish minimum standards for the age, physical and health condition, and physical fitness of applicants which are no less than the standards required for recruitment, enrollment, and retention in the Florida National Guard.

(e) The Adjutant General shall develop and implement a code of regulations for the administration and discipline of members of the Florida State Guard that shall provide no less protection and impose no more severe sanctions than as provided in s. 250.35, except the Adjutant General shall have no authority to impose any term of incarceration.

(5) TRAINING AND EQUIPMENT.—The Adjutant General shall develop and implement a program for training for members of the Florida State Guard.

(a) All training programs for the Florida State Guard shall be at least equivalent to the training requirements for members of the Florida National Guard under applicable federal law at the time the training is conducted. As required by the Adjutant General, all members of the Florida State Guard shall complete initial training within 180 days after their appointment or enrollment and periodic ongoing training.

(b) The Adjutant General may provide for staff to prepare and conduct training required in this section. The staff may include members of the Florida National Guard whose duty assignments may include conducting training under this section but who may not be considered members of the Florida State Guard.

(c) The Adjutant General shall provide all equipment necessary for the training and service of members of the Florida State Guard. The provisions of s. 250.44 apply to the allocation, delegation, use of, and accounting for all equipment furnished under this section.

(d) The Adjutant General may make available for training and other purposes under this section the facilities controlled and operated by the department.

(6) ACTIVATION OF THE FLORIDA STATE GUARD.—

(a) The Florida State Guard, by component units or in total, may be activated during any period when any part of the Florida National Guard is

in active federal service and the Governor has declared a state of emergency. The Florida State Guard may be activated as part of an emergency order issued by the Governor or in a separate executive order issued during a declared state of emergency.

(b) The Florida State Guard may be activated only to preserve the public peace, execute the laws of the state, enhance domestic security, respond to terrorist threats or attacks, respond to an emergency as defined in s. 252.34 or imminent danger thereof, or respond to any need for emergency aid to civil authorities as specified in s. 252.38.

(c) The Florida State Guard shall be deactivated by the expiration of the order of activation or a separate order by the Governor deactivating the Florida State Guard.

(7) REIMBURSEMENT AND COMPENSATION.

(a) The department may reimburse members of the Florida State Guard for per diem and travel expenses incurred to attend required training or in the course of active service as provided in s. 112.061.

(b) Members of the Florida State Guard may be compensated for time spent training or in the course of active service at rates established by the Adjutant General.

(c) No member of the Florida State Guard may make any purchase or enter into any contract or agreement for purchases or services as a charge against the state without the authority of the Adjutant General.

(8) EMPLOYMENT PROTECTION, SUSPENSION OF PROCEEDINGS, LIABILITY, AND WORKERS' COMPENSATION.—

(a) The protections for members of the Florida National Guard provided in ss. 250.48, 250.481, 250.4815, 250.482, 250.483, 250.5201, 250.5202, 250.5204, and 250.5205 shall apply to each member of the Florida State Guard engaged in required training or active service.

(b) Members of the Florida State Guard ordered into active service or engaged in required training are not liable for any lawful act done in performance of their duties under this section while acting in good faith within the scope of those duties.

(c) While activated or in training, members of the Florida State Guard are considered volunteers for the state, as defined in s. 440.02(15)(d)6., and are entitled to workers' compensation protections pursuant to chapter 440.

(9) RULEMAKING AUTHORITY.—The Adjutant General, as head of the department, shall adopt rules to implement the provisions of this section.

(10) APPROPRIATION.—This section is subject to an appropriation in the General Appropriations Act.

(11) EXPIRATION.—This section expires July 1, 2023.

Section 81. In order to implement Specific Appropriations 1940 through 1953, 1962 through 1964, 1972 through 1981, 1983 through 1991, and 2026 through 2039, subsection (3) of section 338.165, Florida Statutes, is amended to read:

338.165 Continuation of tolls.—

(3)(a) Notwithstanding any other provision of law, the department, including the turnpike enterprise, shall index toll rates on existing toll facilities to the annual Consumer Price Index or similar inflation indicators. Toll rate adjustments for inflation under this subsection may be made no more frequently than once a year and must be made no less frequently than once every 5 years as necessary to accommodate cash toll rate schedules. Toll rates may be increased beyond these limits as directed by bond documents, covenants, or governing body authorization or pursuant to department administrative rule.

(b) No toll rate adjustment for inflation may be made under this subsection for the 2022-2023 fiscal year. This paragraph expires July 1, 2023.

Section 82. In order to implement Specific Appropriation 2599 of the 2022-2023 General Appropriations Act, paragraph (d) of subsection (4) of section 112.061, Florida Statutes, is amended to read:

112.061 Per diem and travel expenses of public officers, employees, and authorized persons; statewide travel management system.—

(4) OFFICIAL HEADQUARTERS.—The official headquarters of an officer or employee assigned to an office shall be the city or town in which the office is located except that:

(d) A Lieutenant Governor who permanently resides outside of Leon County, may, if he or she so requests, have an appropriate facility in his or her county designated as his or her official headquarters for purposes of this section. This official headquarters may only serve as the Lieutenant Governor's personal office. The Lieutenant Governor may not use state funds to lease space in any facility for his or her official headquarters.

1. A Lieutenant Governor for whom an official headquarters is established in his or her county of residence pursuant to this paragraph is eligible for subsistence at a rate to be established by the Governor for each day or partial day that the Lieutenant Governor is at the State Capitol to conduct official state business. In addition to the subsistence allowance, a Lieutenant Governor is eligible for reimbursement for transportation expenses as provided in subsection (7) for travel between the Lieutenant Governor's official headquarters and the State Capitol to conduct state business.

2. Payment of subsistence and reimbursement for transportation between a Lieutenant Governor's official headquarters and the State Capitol shall be made to the extent appropriated funds are available, as determined by the Governor.

3. This paragraph expires July 1, ~~2023~~ 2022.

Section 83. Effective upon this act becoming a law, in order to implement section 8 of the 2022-2023 General Appropriations Act:

(1) The Department of Management Services, pursuant to s. 110.123(3), Florida Statutes, shall release, during the 2021-2022 fiscal year or 2022-2023 fiscal year, competitive procurements for third-party administrative services for preferred provider organization plans, health maintenance organization services, and pharmacy benefits manager services to become effective January 1, 2024.

(2) Such competitive procurements and resultant contracts shall continue the State Group Health Insurance Standard Plans, State Group Health Insurance High Deductible Plans, State Group Health Maintenance Organization Standard Plans, and State Group Health Maintenance Organization High Deductible Plans within the State Group Insurance Program. Notwithstanding s. 110.123(3)(j), Florida Statutes, the benefits provided under each of the plans shall be those benefits as provided in the Plan Year 2022 State Employees' PPO Plan Group Health Insurance Plan Booklet and Benefit Document and the Plan Year 2022 Health Maintenance Organization contracts and benefit documents, modified only by revisions approved by the Legislature.

(3) It is the intent of the Legislature that state agencies operate in an efficient manner and contract for necessary services in the best interests of the state and its residents. In recognition of the limitations otherwise placed on state agencies pursuant to s. 216.311, Florida Statutes, when contracting for services, the Department of Management Services, when contracting for administrative services relating to the administration of the health plans beginning in plan year 2024, may enter into contracts that may require the payment of administrative fees not to exceed 110 percent of the amount appropriated in the 2022-2023 General Appropriations Act to the Division of State Group Insurance for such services.

(4) Notwithstanding s. 110.123(3)(f) and (j), Florida Statutes, the Department of Management Services shall maintain and offer the same PPO and HMO health plan alternatives to the participants of the State Group Health Insurance Program during the 2022-2023 fiscal year which were in effect for the 2021-2022 fiscal year.

This section expires July 1, 2023.

Section 84. In order to implement Specific Appropriations 2722 and 2723 of the 2022-2023 General Appropriations Act, and notwithstanding s.

11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2022-2023 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2023.

Section 85. In order to implement the transfer of funds from the General Revenue Fund from trust funds for the 2022-2023 General Appropriations Act, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Section 86. The text of s. 215.32(2)(b), Florida Statutes, as carried forward from chapter 2011-47, Laws of Florida, by this act, expires July 1, 2023, 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 87. In order to implement appropriations in the 2022-2023 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 2022-2023 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, 2023.

Section 88. In order to implement appropriations in the 2022-2023 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 \$175 per day. An employee may expend his or her own funds for any lodging expenses in excess of \$175 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, 2023.

Section 89. In order to implement the appropriations and reappropriations authorized in the 2022-2023 General Appropriations Act, paragraph (e) of subsection (11) of section 216.181, Florida Statutes, is amended and paragraph (f) is added to that subsection, to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(e) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2022-2023 2021-2022 fiscal year only, the Legislative Budget Commission may approve budget amendments for new fixed capital outlay projects or increase the amounts appropriated to state agencies for fixed capital outlay projects using funds provided to the state from the General Revenue Fund. The projects must be for deferred maintenance needs in state, college, or university facilities and must be specifically identified in a funding plan submitted to the Legislative Budget Commission for approval. This paragraph expires July 1, 2023 2022.

(f1). For the 2022-2023 fiscal year only, the Legislative Budget Commission may approve budget amendments to increase the approved operating budgets for nonrecurring operational and fixed capital outlay expenditures

of a state agency or an entity of the judicial branch when it is deemed necessary to offset cost increases driven by inflation.

2. A state agency or an entity of the judicial branch may submit budget amendments to request additional funding for appropriations or reappropriations authorized in the 2022-2023 General Appropriations Act to maintain services that are essential to continue government operations or to continue or complete authorized fixed capital outlay projects.

3. Each budget amendment must include documentation to support the requested increase and may not include a request for employee salary increases.

4. Appropriations for such budget amendments shall be made from the General Revenue Fund. Upon approval of a budget amendment by the commission, the Chief Financial Officer shall immediately transfer an equivalent amount of funds from the Inflation Fund to the General Revenue Fund to offset the cost of the budget amendment.

5. This paragraph expires July 1, 2023.

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

Section 90. In order to implement Specific Appropriation 2727 of the 2022-2023 General Appropriations Act, subsection (4) of section 350.0614, Florida Statutes, is amended to read:

350.0614 Public Counsel; compensation and expenses.—

(4) Notwithstanding subsection (1), the operating budget, as approved jointly by the President of the Senate and the Speaker of the House of Representatives from the moneys appropriated to the Public Counsel by the Legislature, constitutes the allocation under which the Public Counsel will manage the duties of his or her office. The Public Counsel:

(a) Shall submit an annual budget request to the Legislature in the format, detail, and schedule determined by the President of the Senate and the Speaker of the House of Representatives.

(b) May employ technical and clerical personnel and retain additional counsel and experts, including expert witnesses. In employing such personnel, retaining additional counsel and experts, and exercising all other administrative duties of the office, the Public Counsel must follow applicable provisions of the most recent version of the Joint Policies and Procedures of the Presiding Officers. Any guidance for administrative issues not addressed by the Joint Policies and Procedures of the Presiding Officers requires consultation and joint agreement of the President of the Senate and the Speaker of the House of Representatives.

This subsection expires July 1, ~~2023~~ 2022.

Section 91. Effective upon this act becoming a law, in order to implement specific appropriations in the 2022-2023 General Appropriations Act for the development and implementation of the electronic filing system provided in section 112.3144, Florida Statutes, subsection (2), paragraph (c) of subsection (6), paragraph (a) of subsection (7), and paragraphs (b), (d), and (e) of subsection (8) of section 112.3144, Florida Statutes, are amended to read:

112.3144 Full and public disclosure of financial interests.—

(2) Beginning January 1, 2023 ~~2022~~, all disclosures filed with the commission must be filed electronically through an electronic filing system that is created and maintained by the commission as provided in s. 112.31446.

(6)

(c) Each separate source and amount of income which exceeds \$1,000 must be identified. Beginning January 1, 2023 ~~2022~~, a federal income tax return may not be used for purposes of reporting income, and the commission may not accept a federal income tax return or a copy thereof.

(7)(a) Beginning January 1, 2023 ~~2022~~, a filer may not include in a filing to the commission a federal income tax return or a copy thereof; a social security number; a bank, mortgage, or brokerage account number; a debit, charge, or credit card number; a personal identification number; a taxpayer identification number. If a filer includes such information in his or her filing, the information may be made available as part of the official records of the commission available for public inspection and copying unless redaction is requested by the filer. The commission is not liable for the release of social security numbers or bank account, debit, charge, or credit card numbers included in a filing to the commission if the filer has not requested redaction of such information.

(8) Forms or fields of information for compliance with the full and public disclosure requirements of s. 8, Art. II of the State Constitution shall be prescribed by the commission. The commission shall give notice of disclosure deadlines and delinquencies and distribute forms in the following manner:

(b) Not later than June 1 of each year, the commission shall distribute a copy of the form prescribed for compliance with full and public disclosure and a notice of the filing deadline to each person on the list. Beginning January 1, 2022, no paper forms will be provided by mail. The notice required under this paragraph and instructions for electronic submission must be delivered by e-mail.

(d) Disclosures must be received by the commission not later than 5 p.m. of the due date. However, any disclosure that is postmarked by the United States Postal Service by midnight of the due date is deemed to have been filed in a timely manner, and a certificate of mailing obtained from and dated by the United States Postal Service at the time of the mailing, or a receipt

from an established courier company which bears a date on or before the due date, constitutes proof of mailing in a timely manner. Beginning January 1, 2023 ~~2022~~, upon request of the filer, the commission must provide verification to the filer that the commission has received the filed disclosure.

(e) Beginning January 1, 2023 ~~2022~~, a written declaration, as provided for under s. 92.525(2), accompanied by an electronic signature satisfies the requirement that the disclosure be sworn.

Section 92. The amendments made to s. 112.3144(2), (6)(c), (7)(a), and (8)(b), (d), and (e), Florida Statutes, by this act expire July 1, 2023, and the text of those subsections and paragraphs shall revert to that in existence on the day before the date that this act became a law, 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 93. Effective upon this act becoming a law, in order to implement specific appropriations in the 2022-2023 General Appropriations Act for the development and implementation of the electronic filing system provided in s. 112.31446, Florida Statutes:

(1) All full and public disclosures of financial interests filed electronically before the effective date of this act are deemed filed.

(2) Upon this act becoming a law, the Commission on Ethics shall post a notice on the webpage of the electronic filing system established pursuant to s. 112.31446, Florida Statutes, informing filers that the electronic filing system will not accept any electronic filings from the effective date of this act through January 1, 2023, and that paper forms must be used from the effective date of this act through December 31, 2022. The notice must also include appropriate supplemental instructions and links to the forms that may be used. During calendar year 2022, the commission must accept disclosure forms authorized under its rules for use in the calendar year 2021 which shall be revised to include applicable dates. Such revision shall be exempt from the requirements of chapter 120, Florida Statutes.

(3) For calendar year 2022, the notice required by s. 112.3144(8)(b), Florida Statutes, must be delivered by e-mail and include information regarding online access to forms and supplemental instructions. Such forms and instructions must be available for download from the webpage of the electronic filing system.

This section expires July 1, 2023.

Section 94. Effective upon this act becoming a law, in order to implement specific appropriations in the 2022-2023 General Appropriations Act for the development and implementation of the electronic filing system provided in s. 112.31446, Florida Statutes, paragraphs (d) and (e) of subsection (2),

paragraph (a) of subsection (4), and paragraphs (b) and (c) of subsection (8) of section 112.3145, Florida Statutes, are amended to read:

112.3145 Disclosure of financial interests and clients represented before agencies.—

(2)

(d) State officers and specified state employees shall file their statements of financial interests with the commission. Through December 31, 2023, local officers shall file their statements of financial interests with the supervisor of elections of the county in which they permanently reside. Through December 31, 2023, local officers who do not permanently reside in any county in this the state shall file their statements of financial interests with the supervisor of elections of the county in which their agency maintains its headquarters. Persons seeking to qualify as candidates for local public office shall file their statements of financial interests with the officer before whom they qualify.

(e) Beginning January 1, 2024, a statement of financial interests and a final statement of financial interests and any amendments thereto or any other form required by this section, except any statement of a candidate who is not subject to an annual filing requirement, 2023, all statements filed with the commission must be filed electronically through an electronic filing system that is created and maintained by the commission as provided in s. 112.31446.

(4)(a) Beginning January 1, 2024 ~~2023~~, a filer may not include in a filing to the commission a federal income tax return or a copy of thereof; a social security number; a bank, mortgage, or brokerage account number; a debit, charge, or credit card number; a personal identification number; or a taxpayer identification number. If a filer includes such information in his or her filing, the information may be made available as part of the official records of the commission available for public inspection and copying unless redaction is requested by the filer. The commission is not liable for the release of social security numbers, bank account numbers, or debit, charge, or credit card numbers included in a filing to the commission if the filer has not requested redaction of the information.

(8) Forms for compliance with the disclosure requirements of this section and a current list of persons subject to disclosure shall be created by the commission and provided to each supervisor of elections. The commission and each supervisor of elections shall give notice of disclosure deadlines and delinquencies and distribute forms in the following manner:

(b) Not later than June 1 of each year, the commission and each supervisor of elections, as appropriate, shall distribute a copy of the form prescribed for compliance with subsection (3) and a notice of all applicable disclosure forms and filing deadlines to each person required to file a statement of financial interests. Beginning January 1, 2024 ~~2023~~, no paper

forms will be provided. The notice required under this paragraph and instructions for electronic submission must be delivered by e-mail.

(c) Not later than August 1 of each year, the commission and each supervisor of elections shall determine which persons required to file a statement of financial interests in their respective offices have failed to do so and shall send delinquency notices to these persons. Through December 31, 2023, delinquency notices must be sent by certified mail, return receipt requested. Each notice must state that a grace period is in effect until September 1 of the current year; that no investigative or disciplinary action based upon the delinquency will be taken by the agency head or commission if the statement is filed by September 1 of the current year; that, if the statement is not filed by September 1 of the current year, a fine of \$25 for each day late will be imposed, up to a maximum penalty of \$1,500; for notices distributed by a supervisor of elections, that he or she is required by law to notify the commission of the delinquency; and that, if upon the filing of a sworn complaint the commission finds that the person has failed to timely file the statement within 60 days after September 1 of the current year, such person will also be subject to the penalties provided in s. 112.317. Beginning January 1, ~~2024~~ ~~2023~~, notice required under this paragraph must be delivered by e-mail and must be redelivered on a weekly basis by e-mail as long as the person remains delinquent.

Section 95. The amendments made to s. 112.3145(2)(d) and (e), (4)(a), and (8)(b) and (c), Florida Statutes, by this act expire July 1, 2023, and the text of those paragraphs shall revert to that in existence on the day before the date that this act became a law, 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 96. In order to implement the appropriations and reappropriations authorized in the 2022-2023 General Appropriations Act, subsection (4) is added to section 288.860, Florida Statutes, to read:

288.860 International cultural agreements.—

(4) For the 2022-2023 fiscal year, notwithstanding subsection (2), a state agency, political subdivision, public school, state college, or state university may not enter into any agreement with or accept any grant from the Russian Federation. This subsection expires July 1, 2023.

Section 97. In order to implement appropriations in the 2022-2023 General Appropriations Act relating to state purchasing, the Department of Management Services must review all state agency contracts and procurements to determinate whether state funds are being spent on goods and services from Russian-based companies. The Department of Management Services must submit its findings in a report to the President of the Senate and the Speaker of the House of Representatives by December 1, 2022. This section expires July 1, 2023.

Section 98. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2022-2023 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 2022-2023 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 99. If any other act passed during the 2022 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 100. 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 101. 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, 2022, 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, 2022.

Approved by the Governor June 2, 2022.

Filed in Office Secretary of State June 2, 2022.