

CHAPTER 2023-240

Senate Bill No. 2502

An act implementing the 2023-2024 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; amending s. 1009.895, F.S.; deleting definitions; requiring the Open Door Grant Program to be administered by specified entities; providing eligibility requirements; providing what costs the grant award may cover; providing requirements for the distribution of funds; requiring institutions to make specified reports to the Department of Education; deleting the requirement to distribute a specified grant in certain ratios; providing for the future expiration and reversion of specified statutory text; amending s. 1002.68, F.S.; revising requirements relating to the Voluntary Prekindergarten Education Program; providing for the future expiration and reversion of specified statutory text; 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 for Health Care Administration 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 which each budget amendment must be submitted; amending s. 381.986, F.S.; extending for 1 fiscal year the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; amending s. 14(1), 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 budget amendments seeking additional spending authority to implement specified programs and payments; requiring institutions participating in a specified workforce expansion and education program to provide quarterly reports to the agency; specifying that certain Letters of Agreement remain in effect for a specified time; authorizing intergovernmental transfer amounts in such letters to be modified in a specified manner; authorizing the Agency for Health Care Administration to submit a budget amendment seeking additional spending authority to implement the Low Income Pool component of the Florida Managed Medical Assistance Demonstration; requiring a signed attestation and acknowledgment for entities relating to the Low Income Pool; authorizing the Agency for Health Care Administration to submit a budget amendment to implement certain payments and specified

programs; specifying that certain Letters of Agreement remain in effect for a specified time; authorizing intergovernmental transfer amounts in such letters to be modified in a specified manner; authorizing the Agency for Health Care Administration to submit a budget amendment requesting additional spending authority to implement a specified program; 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 of the Guardianship Assistance Program; authorizing the Department of Children and Families, Department of Health, and Agency for Health Care Administration to submit budget amendments to increase budget authority to support certain refugee programs; requiring the Department of Children and Families to submit quarterly reports to the Executive Office of the Governor and the Legislature; authorizing the Department of Children and Families to submit budget amendments to increase budget authority to support specified federal grant programs; authorizing the Department of Health to submit a budget amendment to increase budget authority for the Supplemental Nutrition Program for Women, Infants, and Children (WIC) and the Child Care Food Program if a certain condition is met; 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; requiring the Agency for Health Care Administration to replace the Florida Medicaid Management Information System (FMMIS) and fiscal agent operations with a specified new system; specifying items that may not be included in the new system; providing directives to the Agency for Health Care Administration related to the new system, the Florida Health Care Connection (FX) system; requiring the Agency for Health Care Administration to meet certain requirements in replacing FMMIS and the current Medicaid fiscal agent; requiring the Agency for Health Care Administration to implement a project governance structure that includes an executive steering committee; providing procedures for use by the executive steering committee; providing responsibilities of the executive steering committee; 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 Agency for Persons with Disabilities to submit budget amendments to transfer funding from the Salaries and Benefits appropriation categories for a specified purpose; amending s. 409.915, F.S.; revising the definition of the term “state Medicaid expenditures”; 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. 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.; revising compensation limits for representation pursuant to a court appointment for specified proceedings; extending for 1 fiscal year limitations on compensation for representation in criminal proceedings; providing for the future expiration and reversion of specified statutory text; 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; 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 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; authorizing the Department of Management Services to acquire additional state-owned office buildings or property for inclusion in the Florida Facilities Pool; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; 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 equipment and services; requiring a specified transaction fee percentage for use of the online procurement system; amending s. 24.105, F.S.; specifying how Department of the Lottery rules are to be adopted, except certain rules for 1 fiscal year regarding the commission for lottery ticket sales; limiting additional retailer compensation in a specified manner; providing for the future expiration and reversion of specified statutory text; amending s. 717.123, F.S.; requiring the Department of Financial Services to retain certain funds relating to unclaimed property and make specified payments; amending s. 627.351, F.S.; authorizing the Citizens Property Insurance Corporation to adopt certain policy forms; authorizing the corporation to contract with the Division of Administrative Hearings to conduct certain proceedings and resolve specified disputes; amending s. 934.50, F.S.; creating the drone replacement grant program within the Department of Law Enforcement; providing requirements for the program and grant funds relating to the program; requiring the department to develop an application process for the program; authorizing the department to adopt rules; defining the term “law enforcement agency”; requiring the department to provide drones received through the program to the Florida Center for Cybersecurity; requiring the center to analyze the drones and provide findings or recommendations to the Department of Management Services; authorizing the Department of Law Enforcement to adopt emergency rules; providing that such emergency rules are effective for a specified period of time; authorizing such emergency rules to be renewed under certain circumstances; amending s. 120.80, F.S.; specifying that certain rules adopted by the Florida Public Service Commission in a certain fiscal year are not subject to specified provisions; 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. 259.105, F.S.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2023-2024 fiscal year; 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; requiring the Department of Citrus to enter into agreements to expedite the increased production of certain citrus trees and commercialize certain technologies; specifying a time-frame for entering into such agreements; requiring a specified certification; amending s. 161.101, F.S.; extending for 1 fiscal year the authority of the Department of Environmental Protection to waive or reduce certain match requirements for specified counties; amending s. 10, chapter 2022-272, Laws of Florida; extending the Hurricane Restoration Reimbursement Grant Program for 1 fiscal year; revising requirements to receive financial assistance grants under the program; revising cost-sharing requirements; 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. 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. 288.8013, F.S.; authorizing earnings and interest generated by the Triumph Gulf Coast Trust Fund to be retained and used to make specified awards or for administrative costs; providing for the future expiration and reversion of specified statutory text; amending s. 339.08, F.S.; appropriating funds to the State Transportation Trust Fund from the General Revenue Fund as provided in the General Appropriations Act; deleting a requirement relating to the department tracking and accounting for certain funds; amending s. 339.135, F.S.; extending for 1 fiscal year the authority for the chair and vice chair of the Legislative Budget Commission to approve certain work program amendments under specified circumstances; creating s. 250.245, F.S.; establishing the Florida National Guard Joint Enlistment Enhancement Program within the Department of Military Affairs; providing the purpose of the program; defining the term “recruiting assistant”; providing eligibility requirements for participation in the program; requiring the Adjutant General to provide specified compensation to recruiting assistants; requiring the Department of Military Affairs, in cooperation with the Florida National Guard, to adopt rules; amending s. 288.0655, F.S.; extending for 1 fiscal year a requirement that certain appropriated funds relating to the Rural Infrastructure Fund be distributed in a specified manner; authorizing the Division of Emergency Management to submit budget amendments to increase budget authority for certain project expenditures; 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 of Management Services to enter into contracts that may require the payment of administrative fees under a specified amount; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2023-2024 fiscal year as applied in the preceding fiscal year; requiring the Department of Management Services to assess an administrative health insurance assessment on each state agency; providing the rate of such assessment; defining the term “state agency”; providing how a state agency shall remit certain funds; requiring the Department of Management Services to take certain actions in case of delinquencies; requiring the Chief Financial Officer to transfer funds under specified circumstances; providing an exception; requiring state agencies to provide a list of positions that qualify for such exception by a specified date and to update the list monthly thereafter; requiring state agencies to include the administrative health insurance assessment in their indirect cost plan; requiring agencies to notify the Department of Management Services regarding the approval of their updated indirect cost plans; authorizing the Executive Office of the Governor to transfer budget authority between agencies in specified circumstances; 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.; extending for 1 fiscal year the authority of the Legislative Budget Commission to approve budget amendments for certain fixed capital outlay projects; amending s. 350.0614, F.S.; extending for 1 fiscal year specified provisions governing the budget of the Public Counsel; amending s. 216.292, F.S.; providing requirements for certain transfers; authorizing state agencies to purchase vehicles from nonstate term contract vendors without prior approval from the Department of Management Services under certain circumstances; authorizing the Department of Management Services, the Executive Office of the Governor, the Commissioner of Agriculture, the Chief Financial Officer, and the Attorney General to enter into specified leases as a lessee without having to advertise or receive competitive solicitations; requiring the Department of Environmental Protection to use specified funds to purchase lands or interests in lands

within certain areas; requiring the Department of Environmental Protection to offer specified leases; requiring the Department of Environmental Protection to perform a review of land management activities in consultation with other state lead land managers; requiring the Department of Environmental Protection to submit a report on its review and recommendations to the Legislature by a specified date; prohibiting a county or municipal government from adopting or amending certain fertilizer management ordinances; 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 for contingent retroactivity; 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 2023-2024 fiscal year.

Section 2. In order to implement Specific Appropriations 5, 6, 80, and 81 of the 2023-2024 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2023-2024 fiscal year included in the document titled “Public School Funding: The Florida Education Finance Program (FEFP) Fiscal Year 2023-2024,” dated May 2, 2023, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2024.

Section 3. In order to implement Specific Appropriation 59B of the 2023-2024 General Appropriations Act, section 1009.895, Florida Statutes, is amended to read:

1009.895 Open Door Grant Program.—

- (1) ESTABLISHMENT; PURPOSE.—~~As used in this section, the term:~~
- (a) ~~“Cost of the program” means the cost of tuition, fees, examination, books, and materials to a student enrolled in an eligible program.~~
- (b) ~~“Department” means the Department of Education.~~
- (c) ~~“Institution” means school district postsecondary technical career centers under s. 1001.44, Florida College System institutions under s. 1000.21(3), charter technical career centers under s. 1002.34, and school districts with eligible integrated education and training programs.~~

~~(d) “Program” means a noncredit industry certification preparation, clock hour career certificate programs, or for-credit short-term career and technical education programs that result in the award of credentials identified under s. 445.004(4).~~

~~(e) “Student” means a person who is a resident of this state as determined under s. 1009.21 and is unemployed, underemployed, or furloughed.~~

~~(2) The Open Door Grant Program is established and shall be administered by participating institutions in accordance with rules of the State Board of Education. The program is created to incentivize for the purpose of:~~

~~(a) Creating and sustaining a demand-driven supply of credentialed workers for high-demand occupations by addressing and closing the gap between the skills needed by workers in the state and the skills of the available workforce in the state.~~

~~(b) Expanding the affordability of workforce training and credentialing.~~

~~(c) Increasing the interest of current and future workers to enroll in short-term, high-demand career and technical education that leads to a credential, credentialing and certificate, or degree programs.~~

~~(2) ELIGIBILITY.—In order to be eligible for the program, a student must:~~

~~(a) Meet the requirements under s. 1009.40(1)(a)2. and 3.;~~

~~(b) Be enrolled in an integrated education and training program in which institutions establish partnerships with local workforce development boards to provide basic skills instruction, contextually and concurrently, with workforce training that results in the award of credentials under s. 445.004(4) or a workforce education program as defined under s. 1011.80(1)(b)-(f) that is included on the Master Credentials List under s. 445.004(4); and~~

~~(c) Be enrolled at a school district postsecondary technical career center under s. 1001.44, a Florida College System institution under s. 1000.21(3), or a charter technical career center under s. 1002.34.~~

~~An institution may not impose additional criteria to determine a student’s eligibility to receive a grant under this section.~~

~~(3) GRANT AWARD.—A student is eligible to receive a maximum award equal to the amount needed to cover 100 percent of tuition and fees, exam or assessment costs, books, and related materials for eligible programs after all other federal and state financial aid is applied. In addition, a student may receive a stipend of up to \$1,500, or an amount specified in the General Appropriations Act, per academic year to cover other education expenses related to the institutional cost of attendance. The institution shall make~~

awards and stipends subject to availability of funding. Returning students must be given priority over new students.

(4) DISTRIBUTION OF FUNDS.—

(a) For the 2023-2024 fiscal year, funding for eligible institutions must consist of a base amount provided for in the General Appropriations Act plus each institution's proportionate share of full-time equivalent students enrolled in workforce education programs. Beginning in the 2024-2025 fiscal year, the funds appropriated for the Open Door Grant Program must be distributed to eligible institutions in accordance with a formula approved by the State Board of Education. The formula must consider at least the prior year's distribution of funds and the number of eligible applicants who did not receive awards.

(b) Subject to the appropriation of funds by the Legislature, the Department of Education shall transmit payment of grants to the institution in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement must be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions may not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Each term, institutions shall certify to the department within 30 days after the end of the regular registration period the amount of funds disbursed to each student. Institutions shall remit to the department any undisbursed advances for the fall, spring, and summer terms within 30 days after the end of the summer term.

(5) INSTITUTIONAL REPORTING.—Each institution shall report to the department by the established date:

(a) The number of students eligible for the program for each academic term. Each institution shall also report to the department any necessary demographic and eligibility data for students; and

~~(3)—The department shall provide grants to institutions on a first-come, first-serve basis for students who enroll in an eligible program. The department shall prioritize funding for integrated education and training programs in which institutions establish partnerships with local workforce development boards to provide basic skills instruction, contextually and concurrently, with workforce training that results in the award of credentials under s. 445.004(4). One-quarter of the appropriated funds must be prioritized to serve students attending rural institutions. No more than one-quarter of the appropriated funds may be disbursed annually to any eligible institution.~~

~~(4)—Subject to the availability of funds:~~

~~(a) A student who enrolls in an eligible program offered by an institution and who does not receive state or federal financial aid may apply for and be awarded a grant to cover two-thirds of the cost of the program, if at the time of enrollment the student pays one-third of the cost of the program and signs an agreement to either complete the program or pay an additional one-third of the cost of the program in the event of noncompletion. The department shall reimburse the institution in an amount equal to one-third of the cost of the program upon a student's completion of the program. An additional one-third shall be provided upon attainment of a workforce credential or certificate by the student. Grant funds may be used to cover the student's one-third of the cost of the program for students in integrated education and training programs and students who do not have a high school diploma and meet the requirements established by the department. An institution may cover the student's one-third of the cost of the program based on student need, as determined by the institution.~~

~~(b) A student receiving state or federal financial aid who enrolls in an eligible program offered by an institution may apply for and be awarded a grant to cover the unmet need of the cost of the program after the application of all eligible financial aid. Financial aid and grants received by the student shall be credited first to the student's costs before the award of an open door grant. After a student is enrolled in an eligible program, the department shall award the grant to the institution for the amount of unmet need for the eligible student.~~

~~(5) The department may not reimburse any institution more than \$3,000 per completed workforce training program by an eligible student.~~

~~(6) The department shall administer the grant and shall carry out the goals and purposes of the grant set forth in subsection (2). In administering the grant, the department shall:~~

~~(a) Require eligible institutions to provide student-specific data.~~

~~(b) Undertake periodic assessments of the overall success of the grant program and recommend modifications, interventions, and other actions based on such assessments.~~

~~(c) Establish the procedure by which eligible institutions shall notify the department when eligible students enroll in eligible programs.~~

~~(d) Require each eligible institution to submit a report with Data from the previous fiscal year on program completion and credential attainment by students participating in the grant program that, at a minimum, includes:~~

- ~~1. A list of the programs offered.~~
- ~~2. The number of students who enrolled in the programs.~~
- ~~3. The number of students who completed the programs.~~

4. The number of students who attained workforce credentials, categorized by credential name and relevant occupation, after completing training programs.

~~5. The average cost per workforce credential attained, categorized by credential name and relevant occupation.~~

~~(6)(7) REPORTING.—The department shall compile the data provided under paragraph (5)(b) (6)(d) and annually report such aggregate data, in the aggregate and categorize such information by eligible institution, to the State Board of Education. The report shall also include information on the average wage, age, gender, race, ethnicity, veteran status, and other relevant information, of students who have completed workforce training programs categorized by credential name and relevant occupation.~~

~~(7)(8) RULES.—The State Board of Education shall adopt rules to implement this section.~~

Section 4. The amendments to s. 1009.895, Florida Statutes, made by this act expire July 1, 2024, and the text of that section shall revert to that in existence on June 30, 2023, 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 5. In order to implement Specific Appropriation 79 of the 2023-2024 General Appropriations Act, paragraphs (a) and (f) of subsection (4), subsection (5), and paragraph (e) of subsection (6) of section 1002.68, Florida Statutes, are amended to read:

1002.68 Voluntary Prekindergarten Education Program accountability.

(4)(a) Beginning with the ~~2023-2024~~ 2022-2023 program year, the department shall adopt a methodology for calculating each private prekindergarten provider’s and public school provider’s performance metric, which must be based on a combination of the following:

1. Program assessment composite scores under subsection (2), which must be weighted at no less than 50 percent.
2. Learning gains operationalized as change-in-ability scores from the initial and final progress monitoring results described in subsection (1).
3. Norm-referenced developmental learning outcomes described in subsection (1).

(f) The department shall adopt procedures to annually calculate each private prekindergarten provider’s and public school’s performance metric, based on the methodology adopted in paragraphs (a) and (b), and assign a designation under paragraph (d). Beginning with the ~~2024-2025~~ 2023-2024 program year, each private prekindergarten provider or public school shall

be assigned a designation within 45 days after the conclusion of the school-year Voluntary Prekindergarten Education Program delivered by all participating private prekindergarten providers or public schools and within 45 days after the conclusion of the summer Voluntary Prekindergarten Education Program delivered by all participating private prekindergarten providers or public schools.

~~(5)(a) If a public school's or private prekindergarten provider's program assessment composite score for its prekindergarten classrooms fails to meet the minimum program assessment composite score for contracting adopted in rule by the department, the private prekindergarten provider or public school may not participate in the Voluntary Prekindergarten Education Program beginning in the consecutive program year and thereafter until the public school or private prekindergarten provider meets the minimum composite score for contracting. A public school or private prekindergarten provider may request one program assessment per program year in order to requalify for participation in the Voluntary Prekindergarten Education Program, provided that the public school or private prekindergarten provider is not excluded from participation under ss. 1002.55(6), 1002.61(10)(b), 1002.63(9)(b), or paragraph (5)(b) of this section. If a public school or private prekindergarten provider would like an additional program assessment completed within the same program year, the public school or private prekindergarten provider shall be responsible for the cost of the program assessment.~~

~~(b)~~ If a private prekindergarten provider's or public school's performance metric or designation falls below the minimum performance metric or designation, the early learning coalition shall:

1. Require the provider or school to submit for approval to the early learning coalition an improvement plan and implement the plan.

2. Place the provider or school on probation.

3. Require the provider or school to take certain corrective actions, including the use of a curriculum approved by the department under s. 1002.67(2)(c) and a staff development plan approved by the department to strengthen instructional practices in emotional support, classroom organization, instructional support, language development, phonological awareness, alphabet knowledge, and mathematical thinking.

~~(b)(e)~~ A private prekindergarten provider or public school that is placed on probation must continue the corrective actions required under paragraph ~~(a)~~ ~~(b)~~ until the provider or school meets the minimum performance metric or designation adopted by the department. Failure to meet the requirements of subparagraphs ~~(a)1. and 3.~~ ~~(b)1. and 3.~~ shall result in the termination of the provider's or school's contract to deliver the Voluntary Prekindergarten Education Program for a period of at least 2 years but no more than 5 years.

~~(c)(d)~~ If a private prekindergarten provider or public school remains on probation for 2 consecutive years and fails to meet the minimum performance metric or designation, or is not granted a good cause exemption by the department, the department shall require the early learning coalition to revoke the provider's eligibility and the school district to revoke the school's eligibility to deliver the Voluntary Prekindergarten Education Program and receive state funds for the program for a period of at least 2 years but no more than 5 years.

(6)

(e) A private prekindergarten provider or public school granted a good cause exemption shall continue to implement its improvement plan and continue the corrective actions required under paragraph ~~(5)(a)~~ ~~(5)(b)~~ until the provider or school meets the minimum performance metric.

Section 6. The amendments to s. 1002.68(4)(a) and (f), (5), and (6)(e), Florida Statutes, made by this act expire July 1, 2024, and the text of those subsections or paragraphs, as applicable, shall revert to that in existence on June 30, 2023, 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 7. In order to implement Specific Appropriations 197 through 223 and 539 of the 2023-2024 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, 2024.

Section 8. In order to implement Specific Appropriations 197 through 223 of the 2023-2024 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 2023-2024 fiscal year only. This section expires July 1, 2024.

Section 9. In order to implement Specific Appropriations 176 through 181 and 539 of the 2023-2024 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 2023-2024 fiscal year only. This section expires July 1, 2024.

Section 10. In order to implement Specific Appropriations 490 through 494 of the 2023-2024 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, ~~2024~~ 2023, are not subject to ss. 120.54(3)(b) and 120.541. This subsection expires July 1, 2024 ~~2023~~.

Section 11. Effective July 1, 2023, upon the expiration and reversion of the amendments made to subsection (1) of section 14 of chapter 2017-232, Laws of Florida, pursuant to section 18 of chapter 2022-157, Laws of Florida, and in order to implement Specific Appropriations 490 through 494 of the 2023-2024 General Appropriations Act, subsection (1) of section 14 of chapter 2017-232, Laws of Florida, is 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. 381.986 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) ~~s. 120.54(a)~~, Florida Statutes, if the department or the applicable boards have, before July 1, 2019 ~~the effective date of this act~~, 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, 2024 ~~January 1, 2018~~, 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, 2024 ~~January 1, 2018~~, the department and applicable boards may not adopt rules pursuant to the emergency rulemaking procedures provided in this section.

Section 12. The amendments to subsection (1) of section 14 of chapter 2017-232, Laws of Florida, made by this act expire July 1, 2024, 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 13. In order to implement Specific Appropriations 202, 203, 206, and 210 of the 2023-2024 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 statewide providing inpatient and outpatient services to Medicaid managed care enrollees, the Indirect Medical Education (IME) Program, and a nursing workforce expansion and education program for certain institutions participating in a graduate medical education or nursing education program. For institutions participating in the nursing workforce expansion and education program, the budget amendment must identify the educational institutions partnering with the teaching hospital. Institutions participating in the nursing workforce expansion and education program shall provide quarterly reports to the agency detailing the number of nurses participating in the program. This section expires July 1, 2024.

Section 14. In order to implement Specific Appropriations 203, 206, and 210 of the 2023-2024 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 and fee-for-service supplemental payments for cancer hospitals that meet the criteria in 42 U.S.C. s. 1395ww(d)(1)(B)(v). Notwithstanding s. 409.908(1)(a), Florida Statutes, the executed Letters of Agreement for Fiscal Year 2022-2023 that support the Grants and Donations Trust Fund appropriation that provides a minimum fee schedule calculated as a supplemental per member per month payment through prepaid health plans for services provided by qualifying Florida cancer hospitals that meet the criteria in 42 U.S.C. s. 1395ww(d)(1)(B)(v) shall remain in effect until the federal Centers for Medicare and Medicaid Services approves the expenditure of such funds and the funds are transferred to the Agency for Health Care Administration. The intergovernmental transfer amounts in the Letters of Agreement may be modified in accordance with the prevailing federal medical assistance matching percent at the time payments are made. This section expires July 1, 2024.

Section 15. In order to implement Specific Appropriations 197 through 223 of the 2023-2024 General Appropriations Act, 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 provide spending authority to implement the Low Income Pool component of the Florida Managed Medical Assistance Demonstration up to the total computable funds authorized by the federal Centers for Medicare and Medicaid Services. The budget amendment must include the final terms and conditions of the Low Income Pool, a proposed distribution model by entity, and a listing of entities contributing intergovernmental transfers to support the state match required. In addition, for each entity included in the distribution model, a signed attestation must be provided that includes the charity care cost upon which the Low Income Pool payment is based and an acknowledgment that should the distribution result in an overpayment based on the Low Income Pool cost limit audit, the entity is responsible for returning that overpayment to the agency for return to the federal Centers for Medicare and Medicaid Services. This section expires July 1, 2024.

Section 16. In order to implement Specific Appropriations 209 and 210 of the 2023-2024 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 fee-for-service supplemental payments and a directed payment program for physicians and subordinate licensed health care practitioners employed by or under contract with a Florida medical or dental school, or a public hospital. Notwithstanding s. 409.908(1)(a), Florida Statutes, the executed Letters of Agreement for Fiscal Year 2022-2023 that support the Grants and Donations Trust Fund appropriation that provides a differential fee schedule paid as supplemental payments or a minimum fee schedule

calculated as supplemental per member per month payment through prepaid health plans for services provided by doctors of medicine, osteopathy, and dentistry as well as other licensed health care practitioners acting under the supervision of those doctors pursuant to existing statutes and written protocols employed by or under contract with a medical or dental school or a public hospital in Florida shall remain in effect until the federal Centers for Medicare and Medicaid Services approves the expenditure of such funds and the funds are transferred to the Agency for Health Care Administration. The intergovernmental transfer amounts in the Letters of Agreement may be modified in accordance with the prevailing federal medical assistance matching percent at the time payments are made. This section expires July 1, 2024.

Section 17. In order to implement Specific Appropriations 207, 210, and 221 of the 2023-2024 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 a certified expenditure program for emergency medical transportation services. This section expires July 1, 2024.

Section 18. In order to implement Specific Appropriations 328, 330, 361, and 362 of the 2023-2024 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, 2024.

Section 19. In order to implement Specific Appropriations 197 through 199, 203, 206, 207, 209 through 211, 355, 365, 482, 499 through 501, 507, and 511 of the 2023-2024 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families, Department of Health, and Agency for Health Care Administration may submit budget amendments, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to increase budget authority to support refugee programs administered by the federal Office of Refugee Resettlement due to the ongoing instability of federal immigration policy and the resulting inability of the state to reasonably predict, with certainty, the budgetary need of this state with respect to the number of refugees relocated to the state as part of those federal programs. The Department of Children and Families shall submit quarterly reports to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives on the number of refugees entering the state, the nations of origin of such refugees, and current expenditure projections. This section expires July 1, 2024.

Section 20. In order to implement Specific Appropriations 358 through 360, 372 through 378, and 383 through 387 of the 2023-2024 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Department of Children and Families may submit budget amendments, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to increase budget authority to support the following federal grant programs: the Supplemental Nutrition Assistance Grant Program, the Pandemic Electronic Benefit Transfer, the American Rescue Plan Grant, the State Opioid Response Grant, the Substance Abuse Prevention and Treatment Block Grant, and the Mental Health Block Grant. This section expires July 1, 2024.

Section 21. In order to implement Specific Appropriations 469 and 471 of the 2023-2024 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 Supplemental Nutrition Program for Women, Infants, and Children (WIC) and the Child Care Food Program if additional federal revenues will be expended in the 2023-2024 fiscal year. This section expires July 1, 2024.

Section 22. In order to implement Specific Appropriations 478 and 523 of the 2023-2024 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 2023-2024 fiscal year. This section expires July 1, 2024.

Section 23. In order to implement Specific Appropriations 432 through 567 of the 2023-2024 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 2023-2024 fiscal year. This section expires July 1, 2024.

Section 24. In order to implement Specific Appropriations 191 and 192A through 192E of the 2023-2024 General Appropriations Act:

(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;

(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 the 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 health care 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 Health Care Finance and Data of the Agency for Health Care Administration, appointed by the Secretary of Health Care Administration.

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

4. A representative of the Division of Health Care Policy and Oversight 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 health care 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, 2024.

Section 25. In order to implement Specific Appropriations 210, 211, 265, 277, 340, 501, and 523 of the 2023-2024 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, 2024.

Section 26. In order to implement Specific Appropriations 256, 263, 264, 275, and 276 of the 2023-2024 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Persons with Disabilities may submit budget amendments, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to transfer funding from the Salaries and Benefits appropriation categories to categories used for contractual services in order to support additional staff augmentation resources needed at the Developmental Disability Centers. This section expires July 1, 2024.

Section 27. In order to implement Specific Appropriation 210 of the 2023-2024 General Appropriations Act, subsection (1) of section 409.915, Florida Statutes, is amended to read:

409.915 County contributions to Medicaid.—Although the state is responsible for the full portion of the state share of the matching funds required for the Medicaid program, the state shall charge the counties an annual contribution in order to acquire a certain portion of these funds.

(1)(a) As used in this section, the term “state Medicaid expenditures” means those expenditures used as matching funds for the federal Medicaid program.

(b) The term does not include funds specially assessed by any local governmental entity and used as the nonfederal share for the hospital directed payment program after July 1, 2021. This paragraph expires July 1, 2024.

Section 28. In order to implement Specific Appropriations 598 through 705 and 718 through 753 of the 2023-2024 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 ~~2023-2024~~ ~~2022-2023~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the ~~February 13, 2023~~ ~~January 13, 2022~~, 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, ~~2024~~ ~~2023~~.

Section 29. In order to implement Specific Appropriations 3271 through 3337 of the 2023-2024 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 ~~2023-2024~~ ~~2022-2023~~ 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 ~~2023-2024~~ 2022-2023 fiscal year. This subsection expires July 1, ~~2024~~ 2023.

Section 30. In order to implement Specific Appropriations 1132 through 1143 of the 2023-2024 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, 2023, 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.

This section expires July 1, 2024.

Section 31. In order to implement Specific Appropriations 763 through 784, 932 through 1075, and 1096 through 1131 of the 2023-2024 General Appropriations Act, and notwithstanding the expiration date in section 36 of chapter 2022-157, Laws of Florida, 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 32. 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, 2024, 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 33. In order to implement Specific Appropriations 763 through 784, 932 through 1075, and 1096 through 1131 of the 2023-2024 General Appropriations Act, and notwithstanding the expiration date in section 38 of chapter 2022-157, Laws of Florida, subsections (6) and (13) of section 27.5304, Florida Statutes, are 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.

(6) For compensation for representation pursuant to a court appointment in a proceeding under chapter 39:

(a) At the trial level, compensation for representation for dependency proceedings shall not exceed ~~\$1,450~~ \$1,000 for the first year following the date of appointment and shall not exceed ~~\$700~~ \$200 each year thereafter.

Compensation shall be paid based upon representation of a parent irrespective of the number of case numbers that may be assigned or the number of children involved, including any children born during the pendency of the proceeding. Any appeal, except for an appeal from an adjudication of dependency, shall be completed by the trial attorney and is considered compensated by the flat fee for dependency proceedings.

1. Counsel may bill the flat fee not exceeding \$1,450 ~~\$1,000~~ following disposition or upon dismissal of the petition.

2. Counsel may bill the annual flat fee not exceeding \$700 ~~\$200~~ following the first judicial review in the second year following the date of appointment and each year thereafter as long as the case remains under protective supervision.

3. If the court grants a motion to reactivate protective supervision, the attorney shall receive the annual flat fee not exceeding \$700 ~~\$200~~ following the first judicial review and up to an additional \$700 ~~\$200~~ each year thereafter.

4. If, during the course of dependency proceedings, a proceeding to terminate parental rights is initiated, compensation shall be as set forth in paragraph (b). If counsel handling the dependency proceeding is not authorized to handle proceedings to terminate parental rights, the counsel must withdraw and new counsel must be appointed.

(b) At the trial level, compensation for representation in termination of parental rights proceedings shall not exceed \$1,800 ~~\$1,000~~ for the first year following the date of appointment and shall not exceed \$700 ~~\$200~~ each year thereafter. Compensation shall be paid based upon representation of a parent irrespective of the number of case numbers that may be assigned or the number of children involved, including any children born during the pendency of the proceeding. Any appeal, except for an appeal from an order granting or denying termination of parental rights, shall be completed by trial counsel and is considered compensated by the flat fee for termination of parental rights proceedings. If the individual has dependency proceedings ongoing as to other children, those proceedings are considered part of the termination of parental rights proceedings as long as that termination of parental rights proceeding is ongoing.

1. Counsel may bill the flat fee not exceeding \$1,800 ~~\$1,000~~ 30 days after rendition of the final order. Each request for payment submitted to the Justice Administrative Commission must include the trial counsel's certification that:

a. Counsel discussed grounds for appeal with the parent or that counsel attempted and was unable to contact the parent; and

b. No appeal will be filed or that a notice of appeal and a motion for appointment of appellate counsel, containing the signature of the parent, have been filed.

2. Counsel may bill the annual flat fee not exceeding ~~\$700~~ \$200 following the first judicial review in the second year after the date of appointment and each year thereafter as long as the termination of parental rights proceedings are still ongoing.

(c) For appeals from an adjudication of dependency, compensation may not exceed ~~\$1,800~~ \$1,000.

1. Counsel may bill a flat fee not exceeding ~~\$1,200~~ \$750 upon filing the initial brief or the granting of a motion to withdraw.

2. If a brief is filed, counsel may bill an additional flat fee not exceeding ~~\$600~~ \$250 upon rendition of the mandate.

(d) For an appeal from an adjudication of termination of parental rights, compensation may not exceed ~~\$3,500~~ \$2,000.

1. Counsel may bill a flat fee not exceeding ~~\$1,750~~ \$1,000 upon filing the initial brief or the granting of a motion to withdraw.

2. If a brief is filed, counsel may bill an additional flat fee not exceeding ~~\$1,750~~ \$1,000 upon rendition of the mandate.

(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 ~~2023-2024~~ ~~2022-2023~~ 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, ~~2024~~ 2023.

Section 34. The amendments made to s. 27.5304(6), Florida Statutes, by this act, and the text of s. 27.5304(1), (3), (7), (11), and (12)(a)-(e), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act, expire July 1, 2024, 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 35. In order to implement appropriations used to pay existing lease contracts for private lease space in excess of 2,000 square feet in the 2023-2024 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, 2024, and June 30, 2026, in order to reduce costs in future years. The department shall incorporate this initiative into its 2023 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, 2023, which lists each lease contract for private office or storage space, the status of renegotiations, and the savings achieved. This section expires July 1, 2024.

Section 36. In order to implement appropriations authorized in the 2023-2024 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, 2024.

Section 37. In order to implement the appropriation of funds in the appropriation category “Special Categories-Risk Management Insurance” in the 2023-2024 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, 2024.

Section 38. 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 2023-2024 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, 2024.

Section 39. In order to implement Specific Appropriation 2871 in the 2023-2024 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 s. 215.196, Florida Statutes:

(1) Upon the final disposition of a state-owned building, the Department of Management Services 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 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, 2024.

Section 40. In order to implement Specific Appropriation 2845 of the 2023-2024 General Appropriations Act from the Architects Incidental Trust Fund of the Department of Management Services, notwithstanding s. 253.025(4), Florida Statutes, and in accordance with s. 215.196, Florida Statutes, the Department of Management Services may acquire additional state-owned office buildings as defined in s. 255.248, Florida Statutes, or property for inclusion in the Florida Facilities Pool as created in s. 255.505, Florida Statutes. This section expires July 1, 2024.

Section 41. In order to implement Specific Appropriations 2449 through 2452 of the 2023-2024 General Appropriations Act:

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

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

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

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

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

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

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

4. Two 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 the department's finance and accounting systems.

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 sub-system and one employee must have experience relating to the department's purchasing subsystem.

8. A state agency administrative services director, appointed by the Governor.

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 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 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.

(d) The chair shall request all agency project sponsors to provide bimonthly status reports to the executive steering committee. The form and format of the bimonthly status reports shall be developed by the Florida PALM project and provided to the executive steering committee meeting for approval. Such agency status reports shall provide information to the executive steering committee on the activities and ongoing work within the agency to prepare their systems and impacted employees for the deployment of the Florida PALM System. The first bimonthly status report is due September 1, 2023, and bimonthly thereafter.

(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) Review, and approve as warranted, the format of the bimonthly agency status reports to include meaningful information on each agency's progress in planning for the Florida PALM Major Implementation, covering the agency's people, processes, technology, and data transformation activities.

(g) 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, 2024.

Section 42. In order to implement Specific Appropriation 2995 of the 2023-2024 General Appropriations Act, and notwithstanding the expiration date in section 54 of chapter 2022-157, Laws of Florida, 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 43. 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, 2024, 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 44. 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 2023-2024 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, 2024.

Section 45. In order to implement Specific Appropriations 2889 through 2900 of the 2023-2024 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 2023-2024 fiscal year only. This section expires July 1, 2024.

Section 46. In order to implement Specific Appropriations 2800 through 2824 of the 2023-2024 General Appropriations Act, and upon the expiration and reversion of the amendments made by section 57 of chapter 2022-157, Laws of Florida, 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 2023-2024 fiscal year only, effective July 1, 2023, the commission for lottery ticket sales shall be 6 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 2820 of the 2023-2024 General Appropriations Act.

Section 47. The amendment to s. 24.105(9)(i), Florida Statutes, made by this act expires July 1, 2024, and the text of that paragraph 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 48. Effective upon this act becoming a law, and in order to implement Specific Appropriations 2441 through 2448 of the 2023-2024 General Appropriations Act, subsection (3) is added to section 717.123, Florida Statutes, to read:

717.123 Deposit of funds.—

(3) Notwithstanding subsection (1), and for the 2022-2023 fiscal year, the department shall retain, from funds received under this chapter, an amount not exceeding \$65 million from which the department shall make prompt payment of claims allowed by the department and shall pay the costs incurred by the department in administering and enforcing this chapter. This subsection expires July 1, 2024.

Section 49. In order to implement Specific Appropriations 3033 through 3041 of the 2023-2024 General Appropriations Act, paragraph (l) is added to subsection (6) of section 627.351, Florida Statutes, to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(l)1. In addition to any other method of alternative dispute resolution authorized by Florida law, the corporation may adopt policy forms which provide for the resolution of disputes regarding its claim determinations, including disputes regarding coverage for, or the scope and value of, a claim, in a proceeding before the Division of Administrative Hearings. Any such policy forms are not subject to s. 627.70154.

2. The corporation may contract with the division to conduct proceedings to resolve disputes regarding its claim determinations as may be provided for in the applicable policies of insurance.

3. This paragraph expires July 1, 2024.

Section 50. Effective upon this act becoming a law, and in order to implement section 123 of the 2023-2024 General Appropriations Act, paragraph (f) is added to subsection (7) of section 934.50, Florida Statutes, to read:

934.50 Searches and seizure using a drone.—

(7) SECURITY STANDARDS FOR GOVERNMENTAL AGENCY DRONE USE.—

(f) Notwithstanding this subsection:

1. Subject to appropriation, the drone replacement grant program is created within the Department of Law Enforcement. The program shall provide funds to law enforcement agencies that turn in drones that are not in compliance with this section. To be eligible, the drone must have not reached its end of life and must still be in working condition. Funds shall be provided per drone based upon the drone's current value. Grant funds may only be used to purchase drones that are in compliance with this section. The Department of Law Enforcement shall expeditiously develop an application process and funds shall be allocated on a first-come, first-served basis, determined by the date the department receives the application. The department may adopt rules to implement this program. For the purposes of this paragraph, the term "law enforcement agency" has the same meaning as in s. 934.50.

2. The Department of Law Enforcement shall provide drones received through the drone grant replacement program to the Florida Center for Cybersecurity within the University of South Florida. The Florida Center for Cybersecurity shall analyze whether the drones present cybersecurity

concerns and shall provide its findings or recommendations to the Department of Management Services regarding the drones' safety or security.

3. The Department of Law Enforcement is authorized, and all conditions are deemed met, to adopt emergency rules under s. 120.54(4) for the purpose of implementing the drone replacement grant program. Notwithstanding any other law, emergency rules adopted under this section are effective for 12 months after adoption and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules.

This paragraph expires July 1, 2024.

Section 51. Effective upon this act becoming a law, and in order to implement Specific Appropriations 3109 through 3140 of the 2023-2024 General Appropriations Act, paragraph (g) of subsection (13) of section 120.80, Florida Statutes, is amended to read:

120.80 Exceptions and special requirements; agencies.—

(13) FLORIDA PUBLIC SERVICE COMMISSION.—

(g)1. Rules adopted by the Florida Public Service Commission to implement ss. 366.04(8) and (9) and 366.97 are not subject to s. 120.541.

2. For the 2023-2024 fiscal year, rules adopted by the Florida Public Service Commission to implement ss. 350.113, 364.336, 366.14, 367.145, and 368.109 are not subject to s. 120.541. This subparagraph expires July 1, 2024.

Section 52. 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 2023-2024 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 2023 2022, 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 2023-2024 2022-2023 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, 2024 2023.

Section 53. (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 2023-2024 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 2022-156, 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 2022-2023 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, 2024.

(5) This section expires July 1, 2024.

Section 54. In order to implement specific appropriations from the Florida Forever Trust Fund within the Department of Environmental Protection, which are contained in the 2023-2024 General Appropriations Act, paragraph (m) of subsection (3) of section 259.105, Florida Statutes, is amended to read:

259.105 The Florida Forever Act.—

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

(m) Notwithstanding paragraphs (a)-(j) and for the 2023-2024 fiscal year, the proceeds shall be distributed as provided in the General Appropriations Act. This paragraph expires July 1, 2024 ~~Notwithstanding paragraphs (a)-(j) and for the 2021-2022 fiscal year, the amount of \$1,998,100 to only the Department of Environmental Protection for grants pursuant to s. 375.075. This paragraph expires July 1, 2022.~~

Section 55. In order to implement Specific Appropriation 1438 of the 2023-2024 General Appropriations Act, and notwithstanding the expiration date in section 64 of chapter 2022-157, Laws of Florida, 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 56. The text of s. 570.93(1)(a), Florida Statutes, as carried forward from chapter 2019-116, Laws of Florida, by this act expires July 1, 2024, 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 57. In order to implement Specific Appropriation 1757 of the 2023-2024 General Appropriations Act, and notwithstanding the expiration date in section 66 of chapter 2022-157, 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 58. The text of s. 376.3071(15)(g), Florida Statutes, as carried forward from chapter 2020-114, Laws of Florida, by this act, expires July 1, 2024, and the text of that paragraph shall revert to that in existence on July 1, 2020, but not including any amendments made by this act or chapter 2020-114, Laws of Florida, 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 portion of text which expires pursuant to this section.

Section 59. In order to implement Specific Appropriation 2267 of the 2023-2024 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 January 1, 2024, 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, 2024.

Section 60. In order to implement section 142 of the 2023-2024 General Appropriations Act, subsection (22) of section 161.101, Florida Statutes, is amended to read:

161.101 State and local participation in authorized projects and studies relating to beach management and erosion control.—

(22) Notwithstanding subsections (1), (15), and (16), and for the 2023-2024 ~~2022-2023~~ fiscal year, for beaches located in Brevard, Broward, Charlotte, Collier, Duval, Flagler, Indian River, Lee, Manatee, Martin, Nassau, Palm Beach, St. Johns, St. Lucie, Sarasota, and Volusia Counties, impacted by Hurricane Ian or Hurricane Nicole, the department may waive or reduce the match requirements for local governments. This subsection expires July 1, 2024 ~~2023~~.

Section 61. In order to implement section 143 of the 2023-2024 General Appropriations Act, section 10 of chapter 2022-272, Laws of Florida, is amended to read:

Section 10. Hurricane Restoration Reimbursement Grant Program.—

(1) There is hereby created within the Department of Environmental Protection the Hurricane Restoration Reimbursement Grant Program for the purpose of providing financial assistance to mitigate coastal beach erosion for coastal homeowners whose property was significantly impacted by Hurricane Ian or Hurricane Nicole in 2022. The department is authorized

to provide financial assistance grants to eligible recipients located in Brevard, Broward, Charlotte, Collier, Duval, Flagler, Indian River, Lee, Manatee, Martin, Nassau, Palm Beach, Saint Johns, Saint Lucie, Sarasota, and Volusia Counties.

(2) The department may provide grants to property owners to mitigate for coastal beach erosion caused by Hurricane Ian or Hurricane Nicole during 2022. Grant funding may only be used to reimburse a property owner for construction costs:

(a) Related to sand placement and temporary or permanent coastal armoring construction projects to mitigate coastal beach erosion and may not be used for the repair of residential structures.

(b) Incurred as a result of preparation for or damage sustained from Hurricane Ian or Hurricane Nicole in 2022.

(c) Incurred after September 23, 2022.

(d) Related to a project that has been permitted, is exempt from permitting requirements, or is otherwise authorized by law.

(3) Financial assistance grants may only be provided to mitigate damage to property located in Brevard, Broward, Charlotte, Collier, Duval, Flagler, Indian River, Lee, Manatee, Martin, Nassau, Palm Beach, Saint Johns, Saint Lucie, Sarasota, and Volusia Counties that is a:

(a) Residential property that meets the following requirements:

1. The parcel must be a single-family, site-built, residential property or a multi-family, site-built, residential property not to exceed four units; and

2. The homeowner must have been granted a homestead exemption on the home under chapter 196, Florida Statutes;

(b) Residential condominium, as defined in chapter 718, Florida Statutes; or

(c) Cooperative, as defined in chapter 719, Florida Statutes.

(4)(a) The department shall cost-share with \$1 provided by the property owner for every \$1 provided by the state with a maximum of \$300,000 ~~\$150,000~~ in state funding toward the actual cost of an eligible project. The department shall prioritize applicants who are low-income or moderate-income persons, as defined in s. 420.0004, Florida Statutes. Grants will be awarded to property owners for eligible projects following the receipt of a completed application on a first-come, first-served basis until funding is exhausted.

1. Applications may be submitted beginning February 1, 2023.

2. Applicants must include evidence that the project meets the criteria in subsections (2) and (3).

(b) If the department determines that an application meets the requirements of this section, the department shall enter into a cost-share grant agreement with the applicant consistent with this section.

(c) The department shall disburse grant funds on a reimbursement basis. In order to receive reimbursement, property owners must submit, at a minimum:

1. If applicable, the permit issued under chapter 161, Florida Statutes, or applicable statute, and evidence that the project complies with all permitting requirements.

2. All invoices and payment receipts for eligible projects.

3. If applicable, documentation that the eligible project was completed by a licensed professional or contractor.

(5) No later than January 31, 2023, the department shall adopt emergency rules prescribing the procedures, administration, and criteria for approving the applications for the Hurricane Restoration Reimbursement Grant Program. The department is authorized, and all conditions are deemed met, to adopt emergency rules under ss. 120.536(1) and 120.54(4), Florida Statutes, to implement this section. The Legislature finds that such emergency rulemaking authority is necessary to address critical shoreline erosion which may result in the loss of property by homeowners in those areas of the state that sustained damage due to Hurricane Ian or Hurricane Nicole during 2022. Such rules shall remain effective for 6 months after the date of adoption.

(6) This section expires July 1, 2024 ~~2023~~.

Section 62. In order to implement Specific Appropriation 2722 of the 2023-2024 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 2023-2024 ~~2022-2023~~ 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, 2024 ~~2023~~.

(5) For the 2023-2024 ~~2022-2023~~ 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, ~~2024~~ ~~2023~~.

Section 63. In order to implement section 185 of the 2023-2024 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 ~~2023-2024~~ ~~2022-2023~~ 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, ~~2024~~ ~~2023~~.

Section 64. In order to implement Specific Appropriations 2277 through 2284 of the 2023-2024 General Appropriations Act, subsection (3) of section 288.8013, Florida Statutes, is amended to read:

288.8013 Triumph Gulf Coast, Inc.; creation; funding; investment.—

(3) Triumph Gulf Coast, Inc., shall establish a trust account at a federally insured financial institution to hold funds received from the Triumph Gulf Coast Trust Fund and make deposits and payments. ~~Interest earned in the trust account shall be deposited monthly into the Triumph Gulf Coast Trust Fund.~~ Triumph Gulf Coast, Inc., may invest surplus funds in the Local Government Surplus Funds Trust Fund, pursuant to s. 218.407. Earnings generated by investments and interest of the fund may be retained and used to make awards pursuant to this act or, notwithstanding paragraph (2)(d), for administrative costs, including costs in excess of the cap, and interest earned, net of fees, shall be transferred monthly into the Triumph Gulf Coast Trust Fund. Administrative costs may include payment of travel and per diem expenses of board members, audits, salary or other costs for employed or contracted staff, including required staff under s. 288.8014(9), and other allowable costs. The annual salary for any employee or contracted staff may not exceed \$130,000, and associated benefits may not exceed 35 percent of salary.

Section 65. The amendments to s. 288.8013(3), Florida Statutes, made by this act expire July 1, 2024, and the text of that subsection shall revert to that in existence on June 30, 2023, 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 66. In order to implement section 215 of the 2023-2024 General Appropriations Act, subsection (4) of section 339.08, Florida Statutes, is amended to read:

339.08 Use of moneys in State Transportation Trust Fund.—

(4) Notwithstanding any other law, and for the 2023-2024 ~~2022-2023~~ fiscal year only, funds are appropriated to the State Transportation Trust Fund from the General Revenue Fund 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, 2024 ~~2023~~.

Section 67. In order to implement Specific Appropriations 1992 through 2005, 2015, 2016, 2024 through 2027, 2031 through 2035, 2037 through 2045, and 2080 through 2093 of the 2023-2024 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, 2024 ~~2023~~.

Section 68. In order to implement Specific Appropriation 3067 of the 2023-2024 General Appropriations Act, section 250.245, Florida Statutes, is created to read:

250.245 Florida National Guard Joint Enlistment Enhancement Program.—

(1) The Florida National Guard Joint Enlistment Enhancement Program (JEEP) is established within the Department of Military Affairs. The purpose of the program is to motivate soldiers, airmen, and retirees of the Florida National Guard to bolster recruitment efforts and increase the force structure of the Florida National Guard.

(2) As used in this section, the term “recruiting assistant” means a member of the Florida National Guard or a retiree of the Florida National Guard who assists in the recruitment of a new member and who provides motivation, encouragement, and moral support until the enlistment of such new member.

(3) A current member in pay grade E-1 to O-3 or a retiree in any pay grade is eligible for participation in JEEP as a recruiting assistant.

(4) The Adjutant General shall provide compensation to recruiting assistants participating in JEEP. A recruiting assistant shall receive \$1,000 for each new member referred by them to the Florida National Guard upon the enlistment of such referred member.

(5) The Department of Military Affairs, in cooperation with the Florida National Guard, shall adopt rules to administer the program.

(6) This section expires July 1, 2024.

Section 69. In order to implement Specific Appropriation 2342 of the 2023-2024 General Appropriations Act, subsection (7) of section 288.0655, Florida Statutes, is amended to read:

288.0655 Rural Infrastructure Fund.—

(7) For the 2023-2024 ~~2022-2023~~ 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 2342 ~~2287~~ of the 2023-2024 ~~2022-2023~~ General Appropriations Act. This subsection expires July 1, 2024 ~~2023~~.

Section 70. In order to implement Specific Appropriations 2687 through 2696 of the 2023-2024 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Division of Emergency Management may submit budget amendments, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to increase budget authority for projected expenditures due to reimbursements from federally declared disasters. This section expires July 1, 2024.

Section 71. In order to implement Specific Appropriation 2654 of the 2023-2024 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, ~~2024~~ 2023.

Section 72. Effective upon this act becoming a law, in order to implement section 8 of the 2023-2024 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. The benefits provided under each of the plans shall be those benefits as provided in the Plan Year 2023 State Employees' PPO Plan Group Health Insurance Plan Booklet and Benefit Document and the Plan Year 2023 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 2023-2024 General Appropriations Act to the Division of State Group Insurance for such services.

(4) Notwithstanding s. 110.123(3)(f), 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 2023-2024 fiscal year which were in effect for the 2022-2023 fiscal year.

This section expires July 1, 2024.

Section 73. (1) In order to implement section 8 of the 2023-2024 General Appropriations Act, beginning July 1, 2023, and on the first day of each month thereafter, the Department of Management Services shall assess an administrative health insurance assessment to each state agency equal to the employer's cost of individual employee health care coverage for each vacant position within such agency eligible for coverage through the Division of State Group Insurance. As used in this section, the term "state agency" means an agency within the State Personnel System, the Department of the Lottery, the Justice Administrative Commission and all entities administratively housed in the Justice Administrative Commission, and the state courts system.

(2) Each state agency shall remit the assessed administrative health insurance assessment under subsection (1) to the State Employees Health Insurance Trust Fund, for the State Group Insurance Program, as provided in ss. 110.123 and 110.1239, Florida Statutes, from currently allocated monies for salaries and benefits, within 30 days after receipt of the assessment from the Department of Management Services. Should any state agency become more than 60 days delinquent in payment of this obligation, the Department of Management Services shall certify to the Chief Financial Officer the amount due and the Chief Financial Officer shall transfer the amount due to the Department of Management Services.

(3) The administrative health insurance assessment shall not apply to positions for which funding, or a portion of funding, is paid for with federal funds. Each state agency shall provide the Department of Management Services with a complete list of position numbers that are funded, or partially funded, with federal funding no later than July 31, 2023, and shall update the list on the last day of each month thereafter. For federally funded positions, or partially funded positions, each state agency shall immediately take steps to include the administrative health insurance assessment in its indirect cost plan for the 2024-2025 fiscal year and each fiscal year thereafter. A state agency shall notify the Department of Management Services upon approval of the updated indirect cost plan. If the state agency is not able to obtain approval from its federal awarding agency, the state agency must notify the Department of Management Services no later than January 16, 2024.

(4) Pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer budget authority appropriated in the Salaries and Benefits appropriation category between agencies in order to align the appropriations granted with the assessments that must be paid by each agency to the Department of Management Services for the administrative health insurance assessment.

(5) This section expires July 1, 2024.

Section 74. In order to implement Specific Appropriations 2787 and 2788 of the 2023-2024 General Appropriations Act, and notwithstanding s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2023-2024 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2024.

Section 75. In order to implement the transfer of funds from the General Revenue Fund from trust funds for the 2023-2024 General Appropriations Act, and notwithstanding the expiration date in section 86 of chapter 2022-157, Laws of Florida, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

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

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

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

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

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

c. Administrative trust fund, for use as a depository for funds to be used for management activities that are departmental in nature and funded by

indirect cost earnings and assessments against trust funds. Proprietary funds are excluded from the requirement of using an administrative trust fund.

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

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

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

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

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

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

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

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

state agencies; trust funds that account for assets held by the state in a trustee capacity as an agent or fiduciary for individuals, private organizations, or other governmental units; and other trust funds authorized by the State Constitution.

Section 76. 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, 2024, 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 77. In order to implement appropriations in the 2023-2024 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 2023-2024 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, 2024.

Section 78. In order to implement appropriations in the 2023-2024 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 \$225 per day. An employee may expend his or her own funds for any lodging expenses in excess of \$225 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, 2024.

Section 79. In order to implement the appropriations and reappropriations authorized in the 2023-2024 General Appropriations Act, paragraph (d) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(d) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2023-2024 2022-2023 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. This paragraph expires July 1, 2024 ~~2023~~.

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

Section 80. In order to implement Specific Appropriation 2792 of the 2023-2024 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, 2024 ~~2023~~.

Section 81. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the 2023-2024 General Appropriations Act, paragraph (a) of subsection (2) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—

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

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

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

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

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

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

5. For the 2023-2024 fiscal year, the review shall ensure that transfers proposed pursuant to this paragraph comply with this chapter, maximize the use of available and appropriate trust funds, and are not contrary to legislative policy and intent. This subparagraph expires July 1, 2024.

Section 82. In order to implement appropriations in the 2023-2024 General Appropriations Act for the acquisitions of motor vehicles, and notwithstanding chapter 287, Florida Statutes, relating to the purchase of motor vehicles from a state term contract, state agencies may purchase vehicles from nonstate term contract vendors without prior approval from the Department of Management Services, provided the cost of the motor vehicle is equal to or less than the cost of a similar class of vehicle found on a state term contract and provided the funds for the purchase have been specifically appropriated. This section expires July 1, 2024.

Section 83. In order to implement Specific Appropriation 2871 in the 2023-2024 General Appropriations Act, and notwithstanding s. 255.25(3)(a), Florida Statutes, the Department of Management Services, the Executive Office of the Governor, the Commissioner of Agriculture, the Chief Financial Officer, and the Attorney General are authorized to enter into a lease as a lessee for the use of space in a privately owned building, even if such space is 5,000 square feet or more, without having to advertise or receive competitive solicitations. This section expires July 1, 2024.

Section 84. Effective upon this act becoming a law, and in order to implement section 146 of the 2023-2024 General Appropriations Act:

(1) The Department of Environmental Protection shall use the funds provided in section 146 of the 2023-2024 General Appropriations Act to negotiate and, upon a mutual agreement with any willing seller, purchase lands or interests in lands, subject to appraisals and pursuant to chapter 253, Florida Statutes, within the following land areas:

(a) The Caloosahatchee Big Cypress Corridor, which consists of approximately 75,000 acres in Hendry and Collier Counties connecting the Florida Panther National Wildlife Refuge and the Big Cypress National Preserve to the Dinner Island Wildlife Management Area, the Okaloacoochee Slough State Forest, and the Corkscrew Regional Ecosystem Watershed Wildlife and Environmental Area; and

(b) The Ocala-to-Osceola Wildlife Corridor, which consists of approximately 1.6 million acres in Alachua, Baker, Bradford, Clay, Columbia, Duval, Hamilton, Lake, Marion, Putnam, Union, and Volusia Counties connecting the Osceola National Forest to the Ocala National Forest.

(2) To reduce the state's land management costs, the Department of Environmental Protection shall offer, at the selling property owner's option, negotiated terms for each property owner within the Caloosahatchee Big Cypress Corridor to lease all or a portion of the property for fair market value for agricultural purposes for 10-year terms.

(a) Each lease must include, at the option of the lessee, at least two 5-year extensions, so long as the lessee is in compliance with the lease terms.

(b) Any agricultural uses authorized may not be more intensive than historical or existing uses and must be authorized by any applicable agricultural land use designations. All agricultural practices must be conducted in compliance with the applicable best management practices adopted by the Department of Agriculture and Consumer Services.

(3) The Department of Environmental Protection, in consultation with the other state lead land managers, shall perform a review of all land management activities, including costs, for state-owned conservation lands, including, but not limited to, prescribed burns, invasive plant and animal control, restoration and maintenance of natural habitats, mowing, recreation visitor services, capital improvements, and reforestation. The department shall analyze the costs, efficiencies, duplications of effort, or conflicts among managing entities and shall recommend whether the process including the funding for land management activities should be revised. The recommendations must include any statutory changes necessary to implement the recommendations. The department shall submit a report on its review and recommendations to the President of the Senate and the Speaker of the House of Representatives by January 1, 2024.

(4) This section expires July 1, 2024.

Section 85. In order to implement Specific Appropriation 146 of the 2023-2024 General Appropriations Act, a county or municipal government may not adopt or amend a fertilizer management ordinance, pursuant to s. 403.9337, Florida Statutes, which provides for a prohibited application period not in existence on June 30, 2023. This section expires July 1, 2024.

Section 86. Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2023-2024 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 2023-2024 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 87. If any other act passed during the 2023 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 88. 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 89. 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, 2023, 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, 2023.

Approved by the Governor June 15, 2023.

Filed in Office Secretary of State June 15, 2023.