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1
2 An act implementing the 2020-2021 General
3 Appropriations Act; providing legislative intent;
4 incorporating by reference certain calculations of the
5 Florida Education Finance Program; providing that
6 funds for instructional materials must be released and
7 expended as required in specified proviso language;
8 amending s. 1011.62, F.S.; suspending an allocation
9 related to determining full-time equivalent students
10 for 1 fiscal year; authoring the Legislature to
11 provide a funding compression and hold harmless
12 allocation; specifying purpose and distribution of
13 allocations; amending s. 1013.62, F.S.; specifying the
14 source of charter school capital outlay funding;
15 providing for the expiration and reversion of
16 specified statutory text; reenacting s. 1001.26(1),
17 F.S., relating to the public broadcasting program
18 system; extending for 1 fiscal year authorization for
19 the Department of Education to provide certain
20 appropriated funds to certain education television
21 stations and public colleges and universities for
22 public broadcasting; providing for the expiration and
23 reversion of specified statutory text; creating s.
24 1004.6499, F.S.; establishing the Florida Institute of
25 Politics at the Florida State University; providing

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26 | the purpose and goals of the institute; incorporating
27 | by reference certain calculations for the Medicaid
28 | Hospital Funding programs; authorizing the Agency for
29 | Health Care Administration to contract with a private,
30 | not-for-profit hospital in Miami-Dade County to
31 | provide specified services t frail and elderly persons
32 | in designated locations if certain conditions are met;
33 | exempting such hospital from certain statutory
34 | requirements; requiring the approval of up to 100
35 | initial enrollees into such program; authorizing the
36 | Agency for Health Care Administration to contract with
37 | a private organization that meets specified criteria
38 | to provide specified services to frail and elderly
39 | persons in designated counties if certain conditions
40 | are met; exempting such hospital from certain
41 | statutory requirements; requiring the approval of up
42 | to 500 initial enrollees into such program;
43 | authorizing the Agency for Health Care Administration,
44 | in consultation with the Department of Health, to
45 | submit a budget amendment to realign funding for a
46 | component of the Children's Medical Services program
47 | to reflect actual enrollment changes; specifying
48 | requirements for such realignment; authorizing the
49 | agency to request nonoperating budget authority for
50 | transferring certain federal funds to the Department

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51 of Health; reenacting s. 409.908(23), F.S., relating
52 to the reimbursement of Medicaid providers; extending
53 for 1 fiscal year provisions regarding reimbursement
54 rates; providing for the expiration and reversion of
55 specified statutory text; reenacting and amending s.
56 409.908(26), F.S., relating to the reimbursement of
57 Medicaid providers; extending for 1 fiscal year a
58 provision regarding the receipt of funds to be used
59 for Low Income Pool Program payments; providing
60 criteria that must be met for essential providers to
61 be eligible for specified supplemental payments;
62 providing requirements that must be met before the
63 Agency for Health Care Administration may release or
64 withhold supplemental payments; providing for the
65 expiration and reversion of specified statutory text;
66 amending s. 409.904, F.S.; extending for 1 fiscal year
67 a provision requiring the Agency for Health Care
68 Administration to make payments to Medicaid-covered
69 services; requiring the Agency for Health Care
70 Administration to submit to the Governor and the
71 Legislature by a specified date an evaluation
72 regarding the impact of certain Medicaid waivers;
73 specifying items to be included; specifying
74 requirements for the report; reenacting s.
75 624.91(5)(b), F.S., relating to the Florida Healthy

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76 Kids Corporation; extending for 1 fiscal year a
77 provision requiring the corporation to validate the
78 medical loss ratio and calculate a refund amount for
79 insurers and providers of health care services who
80 meet certain criteria; providing for the expiration
81 and reversion of specified statutory text; amending s.
82 381.915, F.S.; revising limitations regarding a cancer
83 center's participation under Tier 3 of the Florida
84 Consortium of National Cancer Institute Centers
85 Program and authorization for centers to pursue
86 certain designations by the institute; providing for
87 the expiration and reversion of specified statutory
88 text; amending s. 893.055, F.S.; extending for 1
89 fiscal year a provision prohibiting the Attorney
90 General and the Department of Health from using
91 certain settlement agreement funds to administer the
92 prescription drug monitoring program; amending s.
93 409.911, F.S.; updating the average of audited
94 disproportionate share data for purposes of
95 calculating disproportionate share payments; updating
96 the average of audited disproportionate share data for
97 purposes of calculating disproportionate share
98 payments; extending for 1 fiscal year the requirement
99 that the Agency for Health Care Administration
100 distribute moneys to hospitals that provide a

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101 disproportionate share of Medicaid or charity care
102 services, as provided in the General Appropriations
103 Act; amending s. 409.9113, F.S.; extending for 1
104 fiscal year the requirement that the Agency for Health
105 Care Administration make disproportionate share
106 payments to teaching hospitals as provided in the
107 General Appropriations Act; amending s. 409.9119,
108 F.S.; extending for 1 fiscal year the requirement that
109 the Agency for Health Care Administration make
110 disproportionate share payments to certain specialty
111 hospitals for children; authorizing the Agency for
112 Health Care Administration to submit a budget
113 amendment to realign Medicaid funding for specified
114 purposes, subject to certain limitations; requiring
115 the Agency for Health Care Administration to contract
116 with an organization for the provision of elder care
117 services in specified counties if certain conditions
118 are met; authorizing the Agency for Health Care
119 Administration and the Department of Health to each
120 submit a budget amendment to realign funding within
121 the Florida Kidcare program appropriation categories
122 or increase budget authority for certain purposes;
123 specifying the time period within each such budget
124 amendment must be submitted; amending ss. 381.986 and
125 381.988, F.S.; extending for 1 year the exemption of

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126 | certain rules pertaining to the medical use of
127 | marijuana from certain rulemaking requirements;
128 | removing a provision that authorized medical marijuana
129 | treatment centers to use uncertified laboratories
130 | under certain circumstances; amending s. 14(1),
131 | chapter 2017-232, Laws of Florida; exempting certain
132 | rules pertaining to medical marijuana adopted to
133 | replace emergency rules from specified rulemaking
134 | requirements; providing for the expiration and
135 | reversion of specified law; authorizing the Department
136 | of Children and Families to submit a budget amendment
137 | to realign funding for implementation of the
138 | Guardianship Assistance Program; requiring the
139 | Department of Children and Families to establish a
140 | formula for the distribution of funds to implement the
141 | Guardianship Assistance Program; authorizing the
142 | Department of Children and Families to submit a budget
143 | amendment to realign funding within the department
144 | based on the implementation of the Guardianship
145 | Assistance Program; amending s. 296.37, F.S.;
146 | extending for 1 fiscal year a provision specifying the
147 | monthly contribution to residents of a state veterans'
148 | nursing home; authorizing the Department of Health to
149 | submit a budget amendment to increase budget authority
150 | for the HIV/AIDS Prevention and Treatment Program if

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151 certain conditions are met; authorizing the Department
152 of Children and Families to submit a budget amendment
153 to increase budget authority for the Supplemental
154 Nutrition Assistance Program if certain conditions are
155 met; authorizing the Department of Children and
156 Families to submit a budget amendment to realign
157 funding within the Family Safety Program for specified
158 purposes; amending s. 409.968, F.S.; requiring the
159 Agency for Health Care Administration to withhold and
160 set aside portions of the managed care rates from the
161 rate cells for a certain purpose; directing the agency
162 to require Medicaid managed care plans to submit
163 proposals in a specified manner; specifying items the
164 plans must implement; providing a timeframe to allow
165 the agency to disburse specified portions of rate;
166 requiring the agency to replace the Florida Medicaid
167 Management Information System (FMMIS) and fiscal agent
168 operations with a specified new system; specifying
169 items that may not be included in the new system;
170 providing directives to the agency related to the new
171 system, the Florida Health Care Connection (FX)
172 system; requiring the agency to meet certain
173 requirements in replacing FMMIS and the current
174 Medicaid fiscal agent; requiring the agency to
175 implement a project governance structure that includes

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176 an executive steering committee; providing procedures
 177 for use by the executive steering committee; providing
 178 responsibilities of the executive steering committee;
 179 authorizing the Department of Children and Families to
 180 submit a budget amendment for specified purposes
 181 related to the state's domestic violence program to
 182 realign use of certain unexpended funds from an
 183 appropriation from the 2019-2020 General
 184 Appropriations Act for use in the Family Safety
 185 Program; authorizing the Department of Children and
 186 Families to submit a budget amendment for specified
 187 purposes related to the state's domestic violence
 188 program to realign use of certain funds from an
 189 appropriation from the 2020-2021 General
 190 Appropriations Act for use in the Family Safety
 191 Program; amending s. 409.984, F.S.; specifying the
 192 type of long-term care managed care program in which
 193 certain dually eligible recipients of care shall
 194 become enrolled in under certain circumstances;
 195 providing for the expiration and reversion of
 196 specified statutory text; amending s. 409.908, F.S.;
 197 requiring the Agency for Health Care Administration to
 198 establish a specified unit cost increase for each
 199 nursing home; specifying a methodology for reimbursing
 200 certain providers during a specified period; providing

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201 for the expiration and reversion of specified
 202 statutory text; authorizing the Department of Health
 203 to submit a budget amending to increase certain budget
 204 authority for public health emergencies if certain
 205 conditions are met; amending s. 400.179, F.S.;
 206 specifying that if net cumulative collections exceed a
 207 specified amount, that certain leasehold license
 208 provisions do not apply; amending s. 216.262, F.S.;
 209 extending for 1 fiscal year the authority of the
 210 Department of Corrections to submit a budget amendment
 211 for additional positions and appropriations under
 212 certain circumstances; requiring review and approval
 213 by the Legislative Budget Commission; amending s.
 214 1011.80, F.S.; specifying the manner by which state
 215 funds for postsecondary workforce programs may be used
 216 for inmate education; providing for the expiration and
 217 reversion of specified statutory text; amending s.
 218 215.18, F.S.; extending for 1 fiscal year the
 219 authority and related repayment requirements for
 220 temporary trust fund loans to the state court system
 221 which are sufficient to meet the system's
 222 appropriation; requiring the Department of Juvenile
 223 Justice to review county juvenile detention payments
 224 to determine whether a county has met specified
 225 financial responsibilities; requiring amounts owed by

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226 | the county for such financial responsibilities to be
227 | deducted from certain county funds; requiring the
228 | Department of Revenue to transfer withheld funds to a
229 | specified trust fund; requiring the Department of
230 | Revenue to ensure that such reductions in amounts
231 | distributed do not reduce distributions below amounts
232 | necessary for certain payments due on bonds and to
233 | comply with bond covenants; requiring the Department
234 | of Revenue to notify the Department of Juvenile
235 | Justice if bond payment requirements mandate a
236 | reduction in deductions for amounts owed by a county;
237 | reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and
238 | (7), F.S., relating to court-appointed counsel;
239 | extending for 1 fiscal year provisions governing the
240 | appointment of court-appointed counsel; reenacting and
241 | amending s. 27.5304, F.S., relating to private court-
242 | appointed counsel; extending for 1 fiscal year
243 | limitations on compensation for representation in
244 | criminal proceedings; providing for the expiration and
245 | reversion of specified statutory text; specifying that
246 | clerks of the circuit court are responsible for
247 | certain costs related to juries which exceed a certain
248 | funding level; reenacting s. 318.18(19)(c), F.S.,
249 | relating to penalty amounts for traffic infractions;
250 | extending for 1 fiscal year the redirection of

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251 revenues from the Public Defenders Revenue Trust Fund
 252 to the Indigent Criminal Defense Trust Fund;
 253 reenacting s. 817.568(12)(b), F.S., relating to the
 254 criminal use of personal identification information;
 255 extending for 1 fiscal year the redirection of
 256 revenues from the Public Defenders Revenue Trust Fund
 257 to the Indigent Criminal Defense Trust Fund; providing
 258 for the expiration and reversion of specified
 259 statutory text; amending s. 20.316, F.S.; creating the
 260 Accountability and Program Support program within the
 261 Department of Juvenile Justice; providing for the
 262 expiration and reversion of specified statutory text;
 263 requiring the Department of Management Services to use
 264 tenant broker services to renegotiate or reprocure
 265 certain private lease agreements for office or storage
 266 space; requiring the Department of Management Services
 267 to provide a report to the Governor and the
 268 Legislature by a specified date; specifying the amount
 269 of the transaction fee to be collected for use of the
 270 online procurement system; prohibiting an agency from
 271 transferring funds from a data processing category to
 272 another category that is not a data processing
 273 category; authorizing the Executive Office of the
 274 Governor to transfer funds appropriated for data
 275 processing assessment between departments for a

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276 specified purpose; authorizing the Executive Office of
 277 the Governor to transfer funds between departments for
 278 purposes of aligning amounts paid for risk management
 279 insurance and for human resources services purchased
 280 per statewide contract; requiring the Department of
 281 Financial Services to replace specified components of
 282 the Florida Accounting Information Resource Subsystem
 283 (FLAIR) and the Cash Management Subsystem (CMS);
 284 specifying certain actions to be taken by the
 285 Department of Financial Services regarding FLAIR and
 286 CMS replacement; providing for the composition of an
 287 executive steering committee to oversee FLAIR and CMS
 288 replacement; prescribing duties and responsibilities
 289 of the executive steering committee; amending s. 29 of
 290 chapter 2019-118, Laws of Florida; extending the
 291 expiration of the Florida Cybersecurity Task Force and
 292 its duties; extending the date by which the Florida
 293 Cybersecurity Task Force must submit a final report to
 294 specified entities; amending s. 216.181, F.S.;
 295 extending for 1 fiscal year the authority for the
 296 Legislative Budget Commission to increase amounts
 297 appropriated to the Fish and Wildlife Conservation
 298 Commission or the Department of Environmental
 299 Protection for certain fixed capital outlay projects
 300 from specified sources; amending s. 215.18, F.S.;

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301 extending for 1 fiscal year the authority of the
302 Governor, if there is a specified temporary deficiency
303 in a land acquisition trust fund in the Department of
304 Agriculture and Consumer Services, the Department of
305 Environmental Protection, the Department of State, or
306 the Fish and Wildlife Conservation Commission, to
307 transfer funds from other trust funds in the State
308 Treasury as a temporary loan to such trust fund;
309 providing a deadline for the repayment of a temporary
310 loan; requiring the Department of Environmental
311 Protection to transfer designated proportions of the
312 revenues deposited in the Land Acquisition Trust Fund
313 within the department to land acquisition trust funds
314 in the Department of Agriculture and Consumer
315 Services, the Department of State, and the Fish and
316 Wildlife Conservation Commission according to
317 specified parameters and calculations; defining the
318 term "department"; requiring the Department of
319 Environmental Protection to make transfers to land
320 acquisition trust funds monthly; specifying the method
321 of determining transfer amounts; authorizing the
322 Department of Environmental Protection to advance
323 funds from its land acquisition trust fund to the Fish
324 and Wildlife Conservation Commission's land
325 acquisition trust fund for specified purposes;

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326 | amending s. 375.041, F.S.; specifying that certain
 327 | funds for projects dedicated to restoring Lake Apopka
 328 | shall be appropriated as provided in the General
 329 | Appropriations Act; amending s. 570.441, F.S.;
 330 | extending for 1 year a provision authorizing the
 331 | Department of Agriculture and Consumer Services to use
 332 | certain funds for purposes related to the Division of
 333 | Agricultural Environmental Services; reenacting s.
 334 | 570.93(1)(a), F.S., relating to the agricultural water
 335 | conservation program of the Department of Agriculture
 336 | and Consumer Services; extending for 1 fiscal year
 337 | provisions governing a cost-share program; providing
 338 | for the expiration and reversion of specified
 339 | statutory text; amending s. 525.07, F.S.; authorizing
 340 | the Department of Agriculture and Consumer Services to
 341 | affix an inspection sticker meeting specified
 342 | requirements to any petroleum measuring device;
 343 | requiring the removal of stickers that do not meet
 344 | specified requirements; amending s. 259.105, F.S.;
 345 | providing for the distribution of proceeds from the
 346 | Florida Forever Trust Fund for the 2020-2021 fiscal
 347 | year; amending s. 376.3071, F.S.; exempting specified
 348 | costs incurred by certain petroleum storage system
 349 | owners or operators during a specified period from the
 350 | prohibition against making payments in excess of

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351 amounts approved by the Department of Environmental
 352 Protection; replacing certain water quality monitoring
 353 rules with other water quality monitoring requirements
 354 under law for specified purposes; amending s. 321.04,
 355 F.S.; extending for 1 fiscal year the requirement that
 356 the Department of Highway Safety and Motor Vehicles
 357 assign one or more patrol officers to the office of
 358 Lieutenant Governor for security purposes, upon
 359 request of the Governor; extending for 1 fiscal year
 360 the requirement that the Department of Highway Safety
 361 and Motor Vehicles assign a patrol officer to a
 362 Cabinet member under certain circumstances; amending
 363 s. 420.9079, F.S.; authorizing funds in the Local
 364 Government Housing Trust Fund to be used as provided
 365 in the General Appropriations Act; amending s.
 366 420.0005, F.S.; extending for 1 fiscal year the
 367 authorization for certain funds related to state
 368 housing to be used as provided in the General
 369 Appropriations Act; amending s. 288.0655, F.S.;

370 extending for 1 fiscal year the specification of how
 371 funds appropriated for the grant program under the
 372 Rural Infrastructure Fund for Florida Panhandle
 373 counties are to be distributed; amending s. 338.2278,
 374 F.S.; authorizing certain uncommitted funding for the
 375 Transportation Disadvantaged Trust Fund to be used as

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376 provided in the General Appropriations Act; amending
377 s. 288.80125, F.S.; requiring funds in the Triumph
378 Gulf Coast Trust Fund to be used for the Rebuild
379 Florida Revolving Loan Fund program for specified
380 purposes; providing an expiration date; amending s.
381 339.135, F.S.; extending for 1 year the authorization
382 for the chair and vice chair of the Legislative Budget
383 Commission to approve the Department of
384 Transportation's budget amendment under specified
385 circumstances; authorizing the chair and vice chair of
386 the Legislative Budget Commission for 1 year to
387 approve budget amendments that exceed a specified
388 monetary threshold; amending s. 339.63, F.S.;
389 requiring the Department of Transportation to fully
390 fund projects on facilities that meet specified
391 criteria; specifying that funding for such projects
392 takes precedence over other specified projects;
393 specifying items that are included in the funding;
394 amending s. 112.061, F.S.; extending for 1 year the
395 authorization for the Lieutenant Governor to designate
396 an alternative official headquarters under certain
397 conditions; specifying restrictions, limitations,
398 eligibility for the subsistence allowance,
399 reimbursement of transportation expenses, and payment
400 thereof; amending s. 216.292, F.S.; extending for 1

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401 fiscal year a provision prescribing requirements for
402 the review of certain transfers of appropriations;
403 requiring the Department of Management Services to
404 maintain and offer the same health insurance options
405 for participants of the State Group Health Insurance
406 Program for the 2020-2021 fiscal year as applied in
407 certain previous fiscal year; prohibiting a state
408 agency from initiating a competitive solicitation for
409 a product or service under certain circumstances;
410 providing an exception; amending s. 112.24, F.S.;
411 extending for 1 fiscal year the authorization, subject
412 to specified requirements, for the assignment of an
413 employee of a state agency under an employee
414 interchange agreement; providing that the annual
415 salaries of the members of the Legislature be
416 maintained at a specified level; limiting the use of
417 travel funds to activities that are critical to an
418 agency's mission; providing exceptions; reenacting s.
419 215.32(2)(b), F.S., relating to the source and use of
420 certain trust funds; providing for the future
421 expiration and reversion of statutory text; specifying
422 the types of travel which may be used with state
423 employee travel funds; providing exceptions; providing
424 a monetary cap on lodging costs for state employees
425 travel to certain meetings organized or sponsored by a

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426 state agency or the judicial branch; authorizing
 427 employees to expend their own funds for lodging
 428 expenses in excess of the monetary caps; prohibiting a
 429 state agency from entering into a contract containing
 430 certain nondisclosure agreement; creating s. 216.1366,
 431 F.S.; requiring each public agency contract for
 432 services after a certain date to authorize public
 433 agencies to inspect specified information related to
 434 such contract; specifying timeframe for providing such
 435 information after a request is made; creating s.
 436 14.35, F.S.; authorizing the Governor to present the
 437 Governor's Medal of Freedom to certain persons;
 438 providing for the medal to be presented to a
 439 designated representative in the event of the death of
 440 a chosen recipient; establishing and appointing
 441 members of the Local Government Efficiency Task Force;
 442 specifying duties and meeting schedules; requiring a
 443 report by a specified date; providing conditions under
 444 which the veto of certain appropriations or proviso
 445 language in the General Appropriations Act voids
 446 language that implements such appropriation; providing
 447 for the continued operation of certain provisions
 448 notwithstanding a future repeal or expiration provided
 449 by the act; providing severability; providing
 450 effective dates.

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

453

454 Section 1. It is the intent of the Legislature that the
455 implementing and administering provisions of this act apply to
456 the General Appropriations Act for the 2020-2021 fiscal year.

457 Section 2. In order to implement Specific Appropriations
458 8, 9, 10, 92, and 93 of the 2020-2021 General Appropriations
459 Act, the calculations of the Florida Education Finance Program
460 for the 2020-2021 fiscal year included in the document titled
461 "Public School Funding: The Florida Education Finance Program,"
462 dated March 15, 2020, and filed with the Clerk of the House of
463 Representatives, are incorporated by reference for the purpose
464 of displaying the calculations used by the Legislature,
465 consistent with the requirements of state law, in making
466 appropriations for the Florida Education Finance Program. This
467 section expires July 1, 2021.

468 Section 3. In order to implement Specific Appropriations 8
469 and 92 of the 2020-2021 General Appropriations Act, and
470 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,
471 1011.62(6)(b)3., and 1011.67, Florida Statutes, relating to the
472 expenditure of funds provided for instructional materials, for
473 the 2020-2021 fiscal year, funds provided for instructional
474 materials shall be released and expended as required in the
475 proviso language for Specific Appropriation 92 of the 2020-2021

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476 General Appropriations Act. This section expires July 1, 2021.

477 Section 4. In order to implement Specific Appropriations 8
478 and 92 of the 2020-2021 General Appropriations Act, subsections
479 (8) and (17) of section 1011.62, Florida Statutes, are amended
480 to read:

481 1011.62 Funds for operation of schools.—If the annual
482 allocation from the Florida Education Finance Program to each
483 district for operation of schools is not determined in the
484 annual appropriations act or the substantive bill implementing
485 the annual appropriations act, it shall be determined as
486 follows:

487 (8) DECLINE IN FULL-TIME EQUIVALENT STUDENTS.—

488 (a) In those districts where there is a decline between
489 prior year and current year unweighted FTE students, a
490 percentage of the decline in the unweighted FTE students as
491 determined by the Legislature shall be multiplied by the prior
492 year calculated FEFP per unweighted FTE student and shall be
493 added to the allocation for that district. For this purpose, the
494 calculated FEFP shall be computed by multiplying the weighted
495 FTE students by the base student allocation and then by the
496 district cost differential. If a district transfers a program to
497 another institution not under the authority of the district's
498 school board, including a charter technical career center, the
499 decline is to be multiplied by a factor of 0.15. However, if the
500 funds provided for the Florida Education Finance Program in the

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501 General Appropriations Act for any fiscal year are reduced by a
 502 subsequent appropriation for that fiscal year, the percent of
 503 the decline in the unweighted FTE students to be funded shall be
 504 determined by the Legislature and designated in the subsequent
 505 appropriation.

506 (b) The allocation authorized in this paragraph (a) is
 507 suspended for the 2020-2021 fiscal year and does not apply
 508 during such fiscal year. This paragraph expires July 1, 2021.

509 (17) (a) FUNDING COMPRESSION AND HOLD HARMLESS ALLOCATION.—
 510 The Legislature may provide an annual funding compression and
 511 hold harmless allocation in the General Appropriations Act. The
 512 allocation is created to provide additional funding to school
 513 districts if the school district's ~~and developmental research~~
 514 ~~schools whose~~ total funds per FTE in the prior year were less
 515 than the statewide average or if the school district's district
 516 cost differential in the current year is less than the prior
 517 year. The total allocation shall be distributed to eligible
 518 school districts as follows:

519 (b) Using the most recent prior year FEFP calculation for
 520 each eligible school district, subtract the total school
 521 district funds per FTE ~~shall be subtracted~~ from the state
 522 average funds per FTE, not including any adjustments made
 523 pursuant to paragraph (19) (b). The resulting funds per FTE
 524 difference, or a portion thereof, as designated in the General
 525 Appropriations Act, shall then be multiplied by the school

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526 | district's total unweighted FTE ~~to provide the allocation.~~

527 | (c) Multiply the absolute value of the difference between
 528 | the eligible school district's current year district cost
 529 | differential and the prior year district cost differential by a
 530 | hold harmless factor as designated in the General Appropriations
 531 | Act. The result is the district cost differential hold harmless
 532 | index. Multiply the index by the eligible school district's
 533 | weighted FTE and by the base student allocation as designated in
 534 | the General Appropriations Act.

535 | (d) Add the amounts calculated in paragraphs (b) and (c)
 536 | and if the amount is calculated funds are greater than the
 537 | amount included in the General Appropriations Act, the
 538 | allocation shall ~~they must~~ be prorated to the appropriation
 539 | amount based on each participating school district's share. This
 540 | subsection expires July 1, 2021 ~~2020~~.

541 | Section 5. In order to implement Specific Appropriation 21
 542 | of the 2020-2021 General Appropriations Act, subsection (1) of
 543 | section 1013.62, Florida Statutes, is amended to read:

544 | 1013.62 Charter schools capital outlay funding.—

545 | (1) For the 2020-2021 ~~2018-2019~~ fiscal year, charter
 546 | school capital outlay funding shall consist of state funds
 547 | appropriated in the 2020-2021 ~~2018-2019~~ General Appropriations
 548 | Act. Beginning in fiscal year 2021-2022 ~~2019-2020~~, charter
 549 | school capital outlay funding shall consist of state funds when
 550 | such funds are appropriated in the General Appropriations Act

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551 and revenue resulting from the discretionary millage authorized
552 in s. 1011.71(2) if the amount of state funds appropriated for
553 charter school capital outlay in any fiscal year is less than
554 the average charter school capital outlay funds per unweighted
555 full-time equivalent student for the 2018-2019 fiscal year,
556 multiplied by the estimated number of charter school students
557 for the applicable fiscal year, and adjusted by changes in the
558 Consumer Price Index issued by the United States Department of
559 Labor from the previous fiscal year. Nothing in this subsection
560 prohibits a school district from distributing to charter schools
561 funds resulting from the discretionary millage authorized in s.
562 1011.71(2).

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

565 1.a. Have been in operation for 2 or more years;

566 b. Be governed by a governing board established in the
567 state for 2 or more years which operates both charter schools
568 and conversion charter schools within the state;

569 c. Be an expanded feeder chain of a charter school within
570 the same school district that is currently receiving charter
571 school capital outlay funds;

572 d. Have been accredited by a regional accrediting
573 association as defined by State Board of Education rule; or

574 e. Serve students in facilities that are provided by a
575 business partner for a charter school-in-the-workplace pursuant

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576 | to s. 1002.33(15)(b).

577 | 2. Have an annual audit that does not reveal any of the
578 | financial emergency conditions provided in s. 218.503(1) for the
579 | most recent fiscal year for which such audit results are
580 | available.

581 | 3. Have satisfactory student achievement based on state
582 | accountability standards applicable to the charter school.

583 | 4. Have received final approval from its sponsor pursuant
584 | to s. 1002.33 for operation during that fiscal year.

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

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

592 | Section 6. The amendments to s. 1013.62(1), Florida
593 | Statutes, by this act expire July 1, 2021, and the text of that
594 | subsection shall revert to that in existence on June 30, 2020,
595 | except that any amendments to such text enacted other than by
596 | this act shall be preserved and continue to operate to the
597 | extent that such amendments are not dependent upon the portions
598 | of text which expire pursuant to this section.

599 | Section 7. In order to implement Specific Appropriation
600 | 123 of the 2020-2021 General Appropriations Act, and

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601 notwithstanding the expiration date in section 8 of chapter
 602 2019-116, Laws of Florida, subsection (1) of section 1001.26,
 603 Florida Statutes, is reenacted to read:

604 1001.26 Public broadcasting program system.—

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

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

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

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

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

625 (e) Provision of both statewide programming funds and

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626 station programming support for educational television to meet
 627 statewide priorities. Priorities for station programming need
 628 not be the same as priorities for programming to be used
 629 statewide. Station programming may include, but shall not be
 630 limited to, citizens' participation programs, music and fine
 631 arts programs, coverage of public hearings and governmental
 632 meetings, equal air time for political candidates, and other
 633 public interest programming.

634 Section 8. The text of s. 1001.26(1), Florida Statutes, as
 635 carried forward from chapter 2019-116, Laws of Florida, by this
 636 act expires July 1, 2021, and the text of that subsection shall
 637 revert to that in existence on June 30, 2018, except that any
 638 amendment enacted other than by this act shall be preserved and
 639 continue to operate to the extent that such amendments are not
 640 dependent upon the portions of text which expire pursuant to
 641 this section.

642 Section 9. In order to implement Specific Appropriation
 643 150 of the 2020-2021 General Appropriations Act, section
 644 1004.6499, Florida Statutes, is created to read:

645 1004.6499 Florida Institute of Politics.-

646 (1) The Florida Institute of Politics is established at
 647 the Florida State University within the College of Social
 648 Sciences and Public Policy. The purpose of the institute is to
 649 provide the southeastern region of the United States with a
 650 world class, bipartisan, nationally renowned institute of

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651 politics.

652 (2) The goals of the institute are to:

653 (a) Motivate students across the Florida State University
654 to become aware of the significance of government and civic
655 engagement at all levels and politics in general.

656 (b) Provide students with an opportunity to be politically
657 active and civically engaged.

658 (c) Nurture a state of consciousness and passion for
659 public service and politics.

660 (d) Plan and host forums to allow students and guests to
661 hear from and interact with experts from government, politics,
662 policy, and journalism on a frequent basis.

663 (e) Become a national and state resource on polling
664 information and survey methodology.

665 (f) Provide fellowships and internship opportunities to
666 students in government, non-profit organizations, and community
667 organizations.

668 (g) Provide training sessions for newly elected state and
669 local public officials.

670 (h) Organize and sponsor conferences, symposia, and
671 workshops throughout Florida to educate and inform citizens,
672 elected officials, and appointed policymakers regarding
673 effective policymaking techniques and processes.

674 (i) Create and promote research and awareness regarding
675 politics, citizen involvement, and public service.

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676 (j) Collaborate with related policy institutes and
 677 research activities at Florida State University and other
 678 institutions of higher education to motivate, increase, and
 679 sustain citizen involvement in public affairs.

680 (3) This section expires July 1, 2021.

681 Section 10. In order to implement Specific Appropriations
 682 207, 208, 211, and 215 of the 2020-2021 General Appropriations
 683 Act, the calculations for the Medicaid Hospital Funding programs
 684 for the 2020-2021 fiscal year contained in the document titled
 685 "Medicaid Hospital Funding Programs, Fiscal Year 2020-2021,"
 686 dated March 15, 2020, and filed with the Clerk of the House of
 687 Representatives, are incorporated by reference for the purpose
 688 of displaying the calculations used by the Legislature,
 689 consistent with the requirements of state law, in making
 690 appropriations for the Medicaid Hospital Funding programs. This
 691 section expires July 1, 2021.

692 Section 11. In order to implement Specific Appropriations
 693 201 through 228 and 526 of the 2020-2021 General Appropriations
 694 Act, and notwithstanding ss. 216.181 and 216.292, Florida
 695 Statutes, the Agency for Health Care Administration, in
 696 consultation with the Department of Health, may submit a budget
 697 amendment, subject to the notice, review, and objection
 698 procedures of s. 216.177, Florida Statutes, to realign funding
 699 within and between agencies based on implementation of the
 700 Managed Medical Assistance component of the Statewide Medicaid

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701 Managed Care program for the Children's Medical Services program
 702 of the Department of Health. The funding realignment shall
 703 reflect the actual enrollment changes due to the transfer of
 704 beneficiaries from fee-for-service to the capitated Children's
 705 Medical Services Network. The Agency for Health Care
 706 Administration may submit a request for nonoperating budget
 707 authority to transfer the federal funds to the Department of
 708 Health pursuant to s. 216.181(12), Florida Statutes. This
 709 section expires July 1, 2021.

710 Section 12. In order to implement Specific Appropriations
 711 225 and 226 of the 2020-2021 General Appropriations Act, and
 712 notwithstanding the expiration date in section 19 of chapter
 713 2019-116, Laws of Florida, subsection (23) of section 409.908,
 714 Florida Statutes, is reenacted to read:

715 409.908 Reimbursement of Medicaid providers.—Subject to
 716 specific appropriations, the agency shall reimburse Medicaid
 717 providers, in accordance with state and federal law, according
 718 to methodologies set forth in the rules of the agency and in
 719 policy manuals and handbooks incorporated by reference therein.
 720 These methodologies may include fee schedules, reimbursement
 721 methods based on cost reporting, negotiated fees, competitive
 722 bidding pursuant to s. 287.057, and other mechanisms the agency
 723 considers efficient and effective for purchasing services or
 724 goods on behalf of recipients. If a provider is reimbursed based
 725 on cost reporting and submits a cost report late and that cost

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726 report would have been used to set a lower reimbursement rate
727 for a rate semester, then the provider's rate for that semester
728 shall be retroactively calculated using the new cost report, and
729 full payment at the recalculated rate shall be effected
730 retroactively. Medicare-granted extensions for filing cost
731 reports, if applicable, shall also apply to Medicaid cost
732 reports. Payment for Medicaid compensable services made on
733 behalf of Medicaid eligible persons is subject to the
734 availability of moneys and any limitations or directions
735 provided for in the General Appropriations Act or chapter 216.
736 Further, nothing in this section shall be construed to prevent
737 or limit the agency from adjusting fees, reimbursement rates,
738 lengths of stay, number of visits, or number of services, or
739 making any other adjustments necessary to comply with the
740 availability of moneys and any limitations or directions
741 provided for in the General Appropriations Act, provided the
742 adjustment is consistent with legislative intent.

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

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

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751 2. Base rate reimbursement for outpatient services under
752 an enhanced ambulatory payment group methodology shall be
753 provided in the General Appropriations Act.

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

757 Section 13. The text of s. 409.908(23), Florida Statutes,
758 as carried forward from chapter 2019-116, Laws of Florida, by
759 this act expires July 1, 2021, and the text of that subsection
760 shall revert to that in existence on October 1, 2018, not
761 including any amendments made by chapter 2019-116, Laws of
762 Florida, except that any amendments to such text enacted other
763 than by this act and chapters 2019-116 and 2018-10, Laws of
764 Florida, shall be preserved and continue to operate to the
765 extent that such amendments are not dependent upon the portions
766 of text which expire pursuant to this section.

767 Section 14. In order to implement Specific Appropriation
768 209 of the 2020-2021 General Appropriations Act, and
769 notwithstanding the expiration date in section 21 of chapter
770 2019-116, Laws of Florida, subsection (26) of section 409.908,
771 Florida Statutes, is reenacted and amended to read:

772 409.908 Reimbursement of Medicaid providers.—Subject to
773 specific appropriations, the agency shall reimburse Medicaid
774 providers, in accordance with state and federal law, according
775 to methodologies set forth in the rules of the agency and in

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776 policy manuals and handbooks incorporated by reference therein.
 777 These methodologies may include fee schedules, reimbursement
 778 methods based on cost reporting, negotiated fees, competitive
 779 bidding pursuant to s. 287.057, and other mechanisms the agency
 780 considers efficient and effective for purchasing services or
 781 goods on behalf of recipients. If a provider is reimbursed based
 782 on cost reporting and submits a cost report late and that cost
 783 report would have been used to set a lower reimbursement rate
 784 for a rate semester, then the provider's rate for that semester
 785 shall be retroactively calculated using the new cost report, and
 786 full payment at the recalculated rate shall be effected
 787 retroactively. Medicare-granted extensions for filing cost
 788 reports, if applicable, shall also apply to Medicaid cost
 789 reports. Payment for Medicaid compensable services made on
 790 behalf of Medicaid eligible persons is subject to the
 791 availability of moneys and any limitations or directions
 792 provided for in the General Appropriations Act or chapter 216.
 793 Further, nothing in this section shall be construed to prevent
 794 or limit the agency from adjusting fees, reimbursement rates,
 795 lengths of stay, number of visits, or number of services, or
 796 making any other adjustments necessary to comply with the
 797 availability of moneys and any limitations or directions
 798 provided for in the General Appropriations Act, provided the
 799 adjustment is consistent with legislative intent.

800 (26) The agency may receive funds from state entities,

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801 including, but not limited to, the Department of Health, local
802 governments, and other local political subdivisions, for the
803 purpose of making special exception payments and Low Income Pool
804 Program payments, including federal matching funds. Funds
805 received for this purpose shall be separately accounted for and
806 may not be commingled with other state or local funds in any
807 manner. The agency may certify all local governmental funds used
808 as state match under Title XIX of the Social Security Act to the
809 extent and in the manner authorized under the General
810 Appropriations Act and pursuant to an agreement between the
811 agency and the local governmental entity. In order for the
812 agency to certify such local governmental funds, a local
813 governmental entity must submit a final, executed letter of
814 agreement to the agency, which must be received by October 1 of
815 each fiscal year and provide the total amount of local
816 governmental funds authorized by the entity for that fiscal year
817 under the General Appropriations Act. The local governmental
818 entity shall use a certification form prescribed by the agency.
819 At a minimum, the certification form must identify the amount
820 being certified and describe the relationship between the
821 certifying local governmental entity and the local health care
822 provider. Local governmental funds outlined in the letters of
823 agreement must be received by the agency no later than October
824 31 of each fiscal year in which such funds are pledged, unless
825 an alternative plan is specifically approved by the agency. To

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826 be eligible for low-income pool funding or other forms of
827 supplemental payments funded by intergovernmental transfers, and
828 in addition to any other applicable requirements, essential
829 providers under s. 409.975(1)(a)2. must offer to contract with
830 each managed care plan in their region and essential providers
831 under s. 409.975(1)(b)1. and 3. must offer to contract with each
832 managed care plan in the state. Before releasing such
833 supplemental payments, in the event the parties have not
834 executed network contracts, the agency shall evaluate the
835 parties' efforts to complete negotiations. If such efforts
836 continue to fail, the agency shall withhold such supplemental
837 payments beginning in the third quarter of the fiscal year if it
838 determines that, based upon the totality of the circumstances,
839 the essential provider has negotiated with the managed care plan
840 in bad faith. If the agency determines that an essential
841 provider has negotiated in bad faith, it must notify the
842 essential provider at least 90 days in advance of the start of
843 the third quarter of the fiscal year, and afford the essential
844 provider hearing rights in accordance with chapter 120.

845 Section 15. The amendments to s. 409.908(26), Florida
846 Statutes, made by this act and carried forward from chapter
847 2019-116, Laws of Florida, by this act expire July 1, 2021, and
848 the text of that subsection shall revert to that in existence on
849 June 30, 2019, except that any amendments to such text enacted
850 other than by this act shall be preserved and continue to

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

853 Section 16. In order to implement Specific Appropriations
 854 207, 211, 212, 214, 216, and 225 of the 2020-2021 General
 855 Appropriations Act, subsection (12) of section 409.904, Florida
 856 Statutes, is amended to read:

857 409.904 Optional payments for eligible persons.—The agency
 858 may make payments for medical assistance and related services on
 859 behalf of the following persons who are determined to be
 860 eligible subject to the income, assets, and categorical
 861 eligibility tests set forth in federal and state law. Payment on
 862 behalf of these Medicaid eligible persons is subject to the
 863 availability of moneys and any limitations established by the
 864 General Appropriations Act or chapter 216.

865 (12) Effective July 1, 2020 ~~2019~~, the agency shall make
 866 payments to Medicaid-covered services:

867 (a) For eligible children and pregnant women, retroactive
 868 for a period of no more than 90 days before the month in which
 869 an application for Medicaid is submitted.

870 (b) For eligible nonpregnant adults, retroactive to the
 871 first day of the month in which an application for Medicaid is
 872 submitted.

873
 874 This subsection expires July 1, 2021 ~~2020~~.

875 Section 17. In order to implement Specific Appropriations

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876 | 207, 211, 212, 214, 216, and 225 of the 2020-2021 General
 877 | Appropriations Act, by March 1, 2021, the Agency for Health Care
 878 | Administration shall submit to the Governor, the President of
 879 | the Senate, and the Speaker of the House of Representatives the
 880 | Medicaid Managed Care waiver independent evaluation regarding
 881 | the impact of the waiver of Medicaid retroactive eligibility on
 882 | beneficiaries and providers. The evaluation shall include, but
 883 | is not limited to:

884 | (1) Analysis of how the waiver of Medicaid retroactive
 885 | eligibility impacted enrollment continuity.

886 | (2) Information on how hospitals and nursing facilities
 887 | have changed their enrollment procedures following the waiver of
 888 | Medicaid retroactive eligibility.

889 | (3) The impact of the waiver of retroactive eligibility on
 890 | enrollee financial burden.

891 | (4) The impact of the waiver of retroactive eligibility on
 892 | provider uncompensated care.

893 | (5) The impact of the waiver of retroactive eligibility on
 894 | provider financial performance.

895 | (6) Additional recommendations to improve outreach to
 896 | nonpregnant adults who would be eligible for Medicaid if they
 897 | applied before an event that requires hospital or nursing
 898 | facility care.

899 |
 900 | This section expires July 1, 2021.

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901 Section 18. In order to implement Specific Appropriations
 902 181 through 184 of the 2020-2021 General Appropriations Act, and
 903 notwithstanding the expiration date in section 31 of chapter
 904 2019-116, Laws of Florida, paragraph (b) of subsection (5) of
 905 section 624.91, Florida Statutes, is reenacted to read:

906 624.91 The Florida Healthy Kids Corporation Act.—

907 (5) CORPORATION AUTHORIZATION, DUTIES, POWERS.—

908 (b) The Florida Healthy Kids Corporation shall:

909 1. Arrange for the collection of any family, local
 910 contributions, or employer payment or premium, in an amount to
 911 be determined by the board of directors, to provide for payment
 912 of premiums for comprehensive insurance coverage and for the
 913 actual or estimated administrative expenses.

914 2. Arrange for the collection of any voluntary
 915 contributions to provide for payment of Florida Kidcare program
 916 premiums for children who are not eligible for medical
 917 assistance under Title XIX or Title XXI of the Social Security
 918 Act.

919 3. Subject to the provisions of s. 409.8134, accept
 920 voluntary supplemental local match contributions that comply
 921 with the requirements of Title XXI of the Social Security Act
 922 for the purpose of providing additional Florida Kidcare coverage
 923 in contributing counties under Title XXI.

924 4. Establish the administrative and accounting procedures
 925 for the operation of the corporation.

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926 5. Establish, with consultation from appropriate
 927 professional organizations, standards for preventive health
 928 services and providers and comprehensive insurance benefits
 929 appropriate to children, provided that such standards for rural
 930 areas shall not limit primary care providers to board-certified
 931 pediatricians.

932 6. Determine eligibility for children seeking to
 933 participate in the Title XXI-funded components of the Florida
 934 Kidcare program consistent with the requirements specified in s.
 935 409.814, as well as the non-Title-XXI-eligible children as
 936 provided in subsection (3).

937 7. Establish procedures under which providers of local
 938 match to, applicants to and participants in the program may have
 939 grievances reviewed by an impartial body and reported to the
 940 board of directors of the corporation.

941 8. Establish participation criteria and, if appropriate,
 942 contract with an authorized insurer, health maintenance
 943 organization, or third-party administrator to provide
 944 administrative services to the corporation.

945 9. Establish enrollment criteria that include penalties or
 946 waiting periods of 30 days for reinstatement of coverage upon
 947 voluntary cancellation for nonpayment of family premiums.

948 10. Contract with authorized insurers or any provider of
 949 health care services, meeting standards established by the
 950 corporation, for the provision of comprehensive insurance

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951 coverage to participants. Such standards shall include criteria
952 under which the corporation may contract with more than one
953 provider of health care services in program sites. Health plans
954 shall be selected through a competitive bid process. The Florida
955 Healthy Kids Corporation shall purchase goods and services in
956 the most cost-effective manner consistent with the delivery of
957 quality medical care. The maximum administrative cost for a
958 Florida Healthy Kids Corporation contract shall be 15 percent.
959 For health care contracts, the minimum medical loss ratio for a
960 Florida Healthy Kids Corporation contract shall be 85 percent.
961 For dental contracts, the remaining compensation to be paid to
962 the authorized insurer or provider under a Florida Healthy Kids
963 Corporation contract shall be no less than an amount which is 85
964 percent of premium; to the extent any contract provision does
965 not provide for this minimum compensation, this section shall
966 prevail. For an insurer or any provider of health care services
967 which achieves an annual medical loss ratio below 85 percent,
968 the Florida Healthy Kids Corporation shall validate the medical
969 loss ratio and calculate an amount to be refunded by the insurer
970 or any provider of health care services to the state which shall
971 be deposited into the General Revenue Fund unallocated. The
972 health plan selection criteria and scoring system, and the
973 scoring results, shall be available upon request for inspection
974 after the bids have been awarded.

975 11. Establish disenrollment criteria in the event local

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976 | matching funds are insufficient to cover enrollments.

977 | 12. Develop and implement a plan to publicize the Florida
 978 | Kidcare program, the eligibility requirements of the program,
 979 | and the procedures for enrollment in the program and to maintain
 980 | public awareness of the corporation and the program.

981 | 13. Secure staff necessary to properly administer the
 982 | corporation. Staff costs shall be funded from state and local
 983 | matching funds and such other private or public funds as become
 984 | available. The board of directors shall determine the number of
 985 | staff members necessary to administer the corporation.

986 | 14. In consultation with the partner agencies, provide a
 987 | report on the Florida Kidcare program annually to the Governor,
 988 | the Chief Financial Officer, the Commissioner of Education, the
 989 | President of the Senate, the Speaker of the House of
 990 | Representatives, and the Minority Leaders of the Senate and the
 991 | House of Representatives.

992 | 15. Provide information on a quarterly basis to the
 993 | Legislature and the Governor which compares the costs and
 994 | utilization of the full-pay enrolled population and the Title
 995 | XXI-subsidized enrolled population in the Florida Kidcare
 996 | program. The information, at a minimum, must include:

997 | a. The monthly enrollment and expenditure for full-pay
 998 | enrollees in the Medikids and Florida Healthy Kids programs
 999 | compared to the Title XXI-subsidized enrolled population; and

1000 | b. The costs and utilization by service of the full-pay

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1001 enrollees in the Medikids and Florida Healthy Kids programs and
 1002 the Title XXI-subsidized enrolled population.

1003 16. Establish benefit packages that conform to the
 1004 provisions of the Florida Kidcare program, as created in ss.
 1005 409.810-409.821.

1006 Section 19. The text of s. 624.91(5)(b), Florida Statutes,
 1007 as carried forward from chapter 2019-116, Laws of Florida, by
 1008 this act expires July 1, 2021, and the text of that paragraph
 1009 shall revert to that in existence on June 30, 2019, except that
 1010 any amendments to such text enacted other than by this act shall
 1011 be preserved and continue to operate to the extent that such
 1012 amendments are not dependent upon the portions of text which
 1013 expire pursuant to this section.

1014 Section 20. In order to implement Specific Appropriation
 1015 458 of the 2020-2021 General Appropriations Act, subsection (4)
 1016 of section 381.915, Florida Statutes, is amended to read:

1017 381.915 Florida Consortium of National Cancer Institute
 1018 Centers Program.—

1019 (4) Tier designations and corresponding weights within the
 1020 Florida Consortium of National Cancer Institute Centers Program
 1021 are as follows:

1022 (a) Tier 1: Florida-based NCI-designated comprehensive
 1023 cancer centers, which shall be weighted at 1.5.

1024 (b) Tier 2: Florida-based NCI-designated cancer centers,
 1025 which shall be weighted at 1.25.

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1026 (c) Tier 3: Florida-based cancer centers seeking
 1027 designation as either a NCI-designated cancer center or NCI-
 1028 designated comprehensive cancer center, which shall be weighted
 1029 at 1.0.

1030 1. A cancer center shall meet the following minimum
 1031 criteria to be considered eligible for Tier 3 designation in any
 1032 given fiscal year:

1033 a. Conducting cancer-related basic scientific research and
 1034 cancer-related population scientific research;

1035 b. Offering and providing the full range of diagnostic and
 1036 treatment services on site, as determined by the Commission on
 1037 Cancer of the American College of Surgeons;

1038 c. Hosting or conducting cancer-related interventional
 1039 clinical trials that are registered with the NCI's Clinical
 1040 Trials Reporting Program;

1041 d. Offering degree-granting programs or affiliating with
 1042 universities through degree-granting programs accredited or
 1043 approved by a nationally recognized agency and offered through
 1044 the center or through the center in conjunction with another
 1045 institution accredited by the Commission on Colleges of the
 1046 Southern Association of Colleges and Schools;

1047 e. Providing training to clinical trainees, medical
 1048 trainees accredited by the Accreditation Council for Graduate
 1049 Medical Education or the American Osteopathic Association, and
 1050 postdoctoral fellows recently awarded a doctorate degree; and

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1051 f. Having more than \$5 million in annual direct costs
 1052 associated with their total NCI peer-reviewed grant funding.

1053 2. The General Appropriations Act or accompanying
 1054 legislation may limit the number of cancer centers which shall
 1055 receive Tier 3 designations or provide additional criteria for
 1056 such designation.

1057 3. A cancer center's participation in Tier 3 may not
 1058 extend beyond July 1, 2021 ~~shall be limited to 6 years.~~

1059 4. A cancer center that qualifies as a designated Tier 3
 1060 center under the criteria provided in subparagraph 1. by July 1,
 1061 2014, is authorized to pursue NCI designation as a cancer center
 1062 or a comprehensive cancer center until July 1, 2021 ~~for 6 years~~
 1063 ~~after qualification.~~

1064 Section 21. The amendments to s. 381.915(4), Florida
 1065 Statutes, by this act expire July 1, 2021, and the text of that
 1066 subsection shall revert to that in existence on June 30, 2020,
 1067 except that any amendments to such text enacted other than by
 1068 this act shall be preserved and continue to operate to the
 1069 extent that such amendments are not dependent upon the portions
 1070 of text which expire pursuant to this section.

1071 Section 22. In order to implement Specific Appropriations
 1072 536, 537, 542, and 545 of the 2020-2021 General Appropriations
 1073 Act, subsection (17) of section 893.055, Florida Statutes, is
 1074 amended to read:

1075 893.055 Prescription drug monitoring program.—

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1076 (17) For the 2020-2021 ~~2019-2020~~ fiscal year only, neither
 1077 the Attorney General nor the department may use funds received
 1078 as part of a settlement agreement to administer the prescription
 1079 drug monitoring program. This subsection expires July 1, 2021
 1080 ~~2020~~.

1081 Section 23. In order to implement Specific Appropriation
 1082 208 of the 2020-2021 General Appropriations Act, subsections (2)
 1083 and (10) of section 409.911, Florida Statutes, are amended to
 1084 read:

1085 409.911 Disproportionate share program.—Subject to
 1086 specific allocations established within the General
 1087 Appropriations Act and any limitations established pursuant to
 1088 chapter 216, the agency shall distribute, pursuant to this
 1089 section, moneys to hospitals providing a disproportionate share
 1090 of Medicaid or charity care services by making quarterly
 1091 Medicaid payments as required. Notwithstanding the provisions of
 1092 s. 409.915, counties are exempt from contributing toward the
 1093 cost of this special reimbursement for hospitals serving a
 1094 disproportionate share of low-income patients.

1095 (2) The Agency for Health Care Administration shall use
 1096 the following actual audited data to determine the Medicaid days
 1097 and charity care to be used in calculating the disproportionate
 1098 share payment:

1099 (a) The average of the 2012, 2013, and 2014 ~~2011, 2012,~~
 1100 ~~and 2013~~ audited disproportionate share data to determine each

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1101 hospital's Medicaid days and charity care for the 2020-2021
 1102 ~~2019-2020~~ state fiscal year.

1103 (b) If the Agency for Health Care Administration does not
 1104 have the prescribed 3 years of audited disproportionate share
 1105 data as noted in paragraph (a) for a hospital, the agency shall
 1106 use the average of the years of the audited disproportionate
 1107 share data as noted in paragraph (a) which is available.

1108 (c) In accordance with s. 1923(b) of the Social Security
 1109 Act, a hospital with a Medicaid inpatient utilization rate
 1110 greater than one standard deviation above the statewide mean or
 1111 a hospital with a low-income utilization rate of 25 percent or
 1112 greater shall qualify for reimbursement.

1113 (10) Notwithstanding any provision of this section to the
 1114 contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, the
 1115 agency shall distribute moneys to hospitals providing a
 1116 disproportionate share of Medicaid or charity care services as
 1117 provided in the 2020-2021 ~~2019-2020~~ General Appropriations Act.
 1118 This subsection expires July 1, 2021 ~~2020~~.

1119 Section 24. In order to implement Specific Appropriation
 1120 208 of the 2020-2021 General Appropriations Act, subsection (3)
 1121 of section 409.9113, Florida Statutes, is amended to read:

1122 409.9113 Disproportionate share program for teaching
 1123 hospitals.—In addition to the payments made under s. 409.911,
 1124 the agency shall make disproportionate share payments to
 1125 teaching hospitals, as defined in s. 408.07, for their increased

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1126 costs associated with medical education programs and for
 1127 tertiary health care services provided to the indigent. This
 1128 system of payments must conform to federal requirements and
 1129 distribute funds in each fiscal year for which an appropriation
 1130 is made by making quarterly Medicaid payments. Notwithstanding
 1131 s. 409.915, counties are exempt from contributing toward the
 1132 cost of this special reimbursement for hospitals serving a
 1133 disproportionate share of low-income patients. The agency shall
 1134 distribute the moneys provided in the General Appropriations Act
 1135 to statutorily defined teaching hospitals and family practice
 1136 teaching hospitals, as defined in s. 395.805, pursuant to this
 1137 section. The funds provided for statutorily defined teaching
 1138 hospitals shall be distributed as provided in the General
 1139 Appropriations Act. The funds provided for family practice
 1140 teaching hospitals shall be distributed equally among family
 1141 practice teaching hospitals.

1142 (3) Notwithstanding any provision of this section to the
 1143 contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, the
 1144 agency shall make disproportionate share payments to teaching
 1145 hospitals, as defined in s. 408.07, as provided in the 2020-2021
 1146 ~~2019-2020~~ General Appropriations Act. This subsection expires
 1147 July 1, 2021 ~~2020~~.

1148 Section 25. In order to implement Specific Appropriation
 1149 208 of the 2020-2021 General Appropriations Act, subsection (4)
 1150 of section 409.9119, Florida Statutes, is amended to read:

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1151 409.9119 Disproportionate share program for specialty
 1152 hospitals for children.—In addition to the payments made under
 1153 s. 409.911, the Agency for Health Care Administration shall
 1154 develop and implement a system under which disproportionate
 1155 share payments are made to those hospitals that are separately
 1156 licensed by the state as specialty hospitals for children, have
 1157 a federal Centers for Medicare and Medicaid Services
 1158 certification number in the 3300-3399 range, have Medicaid days
 1159 that exceed 55 percent of their total days and Medicare days
 1160 that are less than 5 percent of their total days, and were
 1161 licensed on January 1, 2013, as specialty hospitals for
 1162 children. This system of payments must conform to federal
 1163 requirements and must distribute funds in each fiscal year for
 1164 which an appropriation is made by making quarterly Medicaid
 1165 payments. Notwithstanding s. 409.915, counties are exempt from
 1166 contributing toward the cost of this special reimbursement for
 1167 hospitals that serve a disproportionate share of low-income
 1168 patients. The agency may make disproportionate share payments to
 1169 specialty hospitals for children as provided for in the General
 1170 Appropriations Act.

1171 (4) Notwithstanding any provision of this section to the
 1172 contrary, for the 2020-2021 ~~2019-2020~~ state fiscal year, for
 1173 hospitals achieving full compliance under subsection (3), the
 1174 agency shall make disproportionate share payments to specialty
 1175 hospitals for children as provided in the 2020-2021 ~~2019-2020~~

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1176 General Appropriations Act. This subsection expires July 1, 2021
1177 2020.

1178 Section 26. In order to implement Specific Appropriations
1179 201 through 228 of the 2020-2021 General Appropriations Act, and
1180 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
1181 Agency for Health Care Administration may submit a budget
1182 amendment, subject to the notice, review, and objection
1183 procedures of s. 216.177, Florida Statutes, to realign funding
1184 within the Medicaid program appropriation categories to address
1185 projected surpluses and deficits within the program and to
1186 maximize the use of state trust funds. A single budget amendment
1187 shall be submitted in the last quarter of the 2020-2021 fiscal
1188 year only. This section expires July 1, 2021.

1189 Section 27. In order to implement Specific Appropriation
1190 406 of the 2020-2021 General Appropriations Act, and subject to
1191 federal approval of the application to be a site for the Program
1192 of All-Inclusive Care for the Elderly, the Agency for Health
1193 Care Administration shall contract with one private health care
1194 organization, the sole member of which is a private, not-for-
1195 profit corporation that owns and manages health care
1196 organizations that provide comprehensive long-term care
1197 services, including nursing home, assisted living, independent
1198 housing, home care, adult day care, and care management. This
1199 organization shall provide these services to frail and elderly
1200 persons who reside in Escambia, Okaloosa, and Santa Rosa

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1201 Counties. The organization is exempt from the requirements of
 1202 chapter 641, Florida Statutes. The agency, in consultation with
 1203 the Department of Elderly Affairs and subject to an
 1204 appropriation, shall approve up to 200 initial enrollees in the
 1205 Program of All-Inclusive Care for the Elderly established by
 1206 this organization to serve elderly persons who reside in
 1207 Escambia, Okaloosa, and Santa Rosa Counties. This section
 1208 expires July 1, 2021.

1209 Section 28. In order to implement Specific Appropriation
 1210 406 of the 2020-2021 General Appropriations Act, subject to
 1211 federal approval of the application to be a site for the Program
 1212 of All-inclusive Care for the Elderly (PACE), the Agency for
 1213 Health Care Administration shall contract with one private, not-
 1214 for-profit hospital located in Miami-Dade County to provide
 1215 comprehensive services to frail and elderly persons residing in
 1216 Northwest Miami-Dade County, as defined by the agency. The
 1217 hospital is exempt from the requirements of chapter 641, Florida
 1218 Statutes. The agency, in consultation with the Department of
 1219 Elderly Affairs and subject to appropriation, shall approve up
 1220 to 100 initial enrollees in the Program of All-inclusive Care
 1221 for the Elderly established by this hospital to serve persons in
 1222 Northwest Miami-Dade County. This section is repealed July 1,
 1223 2021.

1224 Section 29. In order to implement Specific Appropriation
 1225 406 of the 2020-2021 General Appropriations Act, subject to

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1226 federal approval of an application to be a provider of the
1227 Program of All-inclusive Care for the Elderly (PACE), the Agency
1228 for Health Care Administration shall contract with a private
1229 organization that has demonstrated the ability to operate PACE
1230 centers in more than one state and that serves more than 500
1231 eligible PACE participants, to provide PACE services to frail
1232 and elderly persons who reside in Hillsborough, Hernando or
1233 Pasco Counties. The organization is exempt from the requirements
1234 of chapter 641, Florida Statutes. The agency, in consultation
1235 with the Department of Elderly Affairs and subject to the
1236 appropriation of funds by the Legislature, shall approve up to
1237 500 initial enrollees in the PACE program established by the
1238 organization to serve frail and elderly persons who reside in
1239 Hillsborough, Hernando, or Pasco Counties. This section expires
1240 July 1, 2021.

1241 Section 30. In order to implement Specific Appropriations
1242 181 through 186 and 526 of the 2020-2021 General Appropriations
1243 Act, and notwithstanding ss. 216.181 and 216.292, Florida
1244 Statutes, the Agency for Health Care Administration and the
1245 Department of Health may each submit a budget amendment, subject
1246 to the notice, review, and objection procedures of s. 216.177,
1247 Florida Statutes, to realign funding within the Florida Kidcare
1248 program appropriation categories, or to increase budget
1249 authority in the Children's Medical Services Network category,
1250 to address projected surpluses and deficits within the program

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1251 or to maximize the use of state trust funds. A single budget
 1252 amendment must be submitted by each agency in the last quarter
 1253 of the 2020-2021 fiscal year only. This section expires July 1,
 1254 2021.

1255 Section 31. In order to implement Specific Appropriations
 1256 468 through 470, 475, and 482 of the 2020-2021 General
 1257 Appropriations Act, subsection (17) of section 381.986, Florida
 1258 Statutes, is amended to read:

1259 381.986 Medical use of marijuana.—

1260 (17) Rules adopted pursuant to this section before July 1,
 1261 2021 ~~2020~~, are not subject to ss. 120.54(3)(b) and 120.541.

1262 ~~Notwithstanding paragraph (8)(c), a medical marijuana treatment~~
 1263 ~~center may use a laboratory that has not been certified by the~~
 1264 ~~department under s. 381.988 until such time as at least one~~
 1265 ~~laboratory holds the required certification pursuant to s.~~
 1266 ~~381.988, but in no event later than July 1, 2020.~~ This
 1267 subsection expires July 1, 2021 ~~2020~~.

1268 Section 32. In order to implement Specific Appropriations
 1269 468 through 470, 475, and 482 of the 2020-2021 General
 1270 Appropriations Act, subsection (11) of section 381.988, Florida
 1271 Statutes, is amended to read:

1272 381.988 Medical marijuana testing laboratories; marijuana
 1273 tests conducted by a certified laboratory.—

1274 (11) Rules adopted under subsection (9) before July 1,
 1275 2021 ~~2020~~, are not subject to ss. 120.54(3)(b) and 120.541. This

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1276 subsection expires July 1, 2021 ~~2020~~.

1277 Section 33. Effective July 1, 2020, upon the expiration
 1278 and reversion of the amendments made to subsection (1) of
 1279 section 14 of chapter 2017-232, Laws of Florida, pursuant to
 1280 section 42 of chapter 2019-116, Laws of Florida, and in order to
 1281 implement Specific Appropriations 468 through 470, 475, and 482
 1282 of the 2020-2021 General Appropriations Act, subsection (1) of
 1283 section 14 of chapter 2017-232, Laws of Florida, is amended to
 1284 read:

1285 Section 14. Department of Health; authority to adopt
 1286 rules; cause of action.—

1287 (1) EMERGENCY RULEMAKING.—

1288 (a) The Department of Health and the applicable boards
 1289 shall adopt emergency rules pursuant to s. 120.54(4), Florida
 1290 Statutes, and this section necessary to implement ss. 381.986
 1291 and 381.988, Florida Statutes. If an emergency rule adopted
 1292 under this section is held to be unconstitutional or an invalid
 1293 exercise of delegated legislative authority, and becomes void,
 1294 the department or the applicable boards may adopt an emergency
 1295 rule pursuant to this section to replace the rule that has
 1296 become void. If the emergency rule adopted to replace the void
 1297 emergency rule is also held to be unconstitutional or an invalid
 1298 exercise of delegated legislative authority and becomes void,
 1299 the department and the applicable boards must follow the
 1300 nonemergency rulemaking procedures of the Administrative

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1301 Procedures Act to replace the rule that has become void.

1302 (b) For emergency rules adopted under this section, the
 1303 department and the applicable boards need not make the findings
 1304 required by s. 120.54(4)(a), Florida Statutes. Emergency rules
 1305 adopted under this section are exempt from ss. 120.54(3)(b) and
 1306 120.541, Florida Statutes. The department and the applicable
 1307 boards shall meet the procedural requirements in s. 120.54(4)(a)
 1308 ~~s. 120.54(a)~~, Florida Statutes, if the department or the
 1309 applicable boards have, before July 1, 2019 ~~the effective date~~
 1310 ~~of this act~~, held any public workshops or hearings on the
 1311 subject matter of the emergency rules adopted under this
 1312 subsection. Challenges to emergency rules adopted under this
 1313 subsection are subject to the time schedules provided in s.
 1314 120.56(5), Florida Statutes.

1315 (c) Emergency rules adopted under this section are exempt
 1316 from s. 120.54(4)(c), Florida Statutes, and shall remain in
 1317 effect until replaced by rules adopted under the nonemergency
 1318 rulemaking procedures of the Administrative Procedures Act.
 1319 Rules adopted under the nonemergency rulemaking procedures of
 1320 the Administrative Procedures Act to replace emergency rules
 1321 adopted under this section are exempt from ss. 120.54(3)(b) and
 1322 120.541, Florida Statutes. By July 1, 2021 ~~January 1, 2018~~, the
 1323 department and the applicable boards shall initiate nonemergency
 1324 rulemaking pursuant to the Administrative Procedures Act to
 1325 replace all emergency rules adopted under this section by

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1326 publishing a notice of rule development in the Florida
1327 Administrative Register. Except as provided in paragraph (a),
1328 after July 1, 2021 ~~January 1, 2018~~, the department and
1329 applicable boards may not adopt rules pursuant to the emergency
1330 rulemaking procedures provided in this section.

1331 Section 34. The amendment to s. 14(1) of chapter 2017-232,
1332 Laws of Florida, by this act expires July 1, 2021, and the text
1333 of that subsection shall revert to that in existence on June 30,
1334 2019, except that any amendments to such text enacted other than
1335 by this act shall be preserved and continue to operate to the
1336 extent that such amendments are not dependent upon the portions
1337 of text which expire pursuant to this section.

1338 Section 35. In order to implement Specific Appropriations
1339 330 and 332 of the 2020-2021 General Appropriations Act, the
1340 Department of Children and Families shall establish a formula to
1341 distribute the recurring sums of \$19,627,812 from the General
1342 Revenue Fund and \$15,668,869 from the Federal Grants Trust Fund
1343 for actual and direct costs to implement the Guardianship
1344 Assistance Program, including Level 1 foster care board
1345 payments, licensing staff for community-based care lead
1346 agencies, and guardianship assistance payments. This section
1347 expires July 1, 2021.

1348 Section 36. In order to implement Specific Appropriations
1349 330, 332, 361, and 362 of the 2020-2021 General Appropriations
1350 Act, and notwithstanding ss. 216.181 and 216.292, Florida

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1351 Statutes, the Department of Children and Families may submit a
 1352 budget amendment, subject to the notice, review, and objection
 1353 procedures of s. 216.177, Florida Statutes, to realign funding
 1354 within the department based on the implementation of the
 1355 Guardianship Assistance Program, between and among the specific
 1356 appropriations for guardianship assistance payments, foster care
 1357 Level 1 room and board payments, relative caregiver payments,
 1358 and nonrelative caregiver payments. This section expires July 1,
 1359 2021.

1360 Section 37. In order to implement Specific Appropriations
 1361 554 through 560 and 562 of the 2020-2021 General Appropriations
 1362 Act, subsection (3) of section 296.37, Florida Statutes, is
 1363 amended to read:

1364 296.37 Residents; contribution to support.—

1365 (3) Notwithstanding subsection (1), each resident of the
 1366 home who receives a pension, compensation, or gratuity from the
 1367 United States Government, or income from any other source, of
 1368 more than \$130 per month shall contribute to his or her
 1369 maintenance and support while a resident of the home in
 1370 accordance with a payment schedule determined by the
 1371 administrator and approved by the director. The total amount of
 1372 such contributions shall be to the fullest extent possible, but,
 1373 in no case, shall exceed the actual cost of operating and
 1374 maintaining the home. This subsection expires July 1, 2021 ~~2020~~.

1375 Section 38. In order to implement Specific Appropriations

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1376 471 and 510 of the 2020-2021 General Appropriations Act, and
 1377 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
 1378 Department of Health may submit a budget amendment, subject to
 1379 the notice, review, and objection procedures of s. 216.177,
 1380 Florida Statutes, to increase budget authority for the HIV/AIDS
 1381 Prevention and Treatment Program if additional federal revenues
 1382 specific to HIV/AIDS prevention and treatment become available
 1383 in the 2020-2021 fiscal year. This section expires July 1, 2021.

1384 Section 39. In order to implement Specific Appropriations
 1385 348, 353, and 354 of the 2020-2021 General Appropriations Act,
 1386 and notwithstanding ss. 216.181 and 216.292, Florida Statutes,
 1387 the Department of Children and Families may submit a budget
 1388 amendment, subject to the notice, review, and objection
 1389 procedures of s. 216.177, Florida Statutes, to increase budget
 1390 authority for the Supplemental Nutrition Assistance Program if
 1391 additional federal revenue specific to the program becomes
 1392 available for the program in the 2020-2021 fiscal year. This
 1393 section expires July 1, 2021.

1394 Section 40. In order to implement Specific Appropriations
 1395 312 through 315, 319, 320, 323, 328 through 330, and 332 of the
 1396 2020-2021 General Appropriations Act, and notwithstanding ss.
 1397 216.181 and 216.292, Florida Statutes, the Department of
 1398 Children and Families may submit a budget amendment, subject to
 1399 the notice, review, and objection procedures of s. 216.177,
 1400 Florida Statutes, to realign funding within the Family Safety

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1401 Program to maximize the use of Title IV-E and other federal
 1402 funds. This section expires July 1, 2021.

1403 Section 41. In order to implement Specific Appropriations
 1404 215 and 226 of the 2020-2021 General Appropriations Act,
 1405 subsection (6) is added to section 409.968, Florida Statutes, to
 1406 read:

1407 409.968 Managed care plan payments.—

1408 (6) The agency shall withhold and set aside a portion of
 1409 the managed care rates from the rate cells for special needs and
 1410 home health services in the managed medical assistance and
 1411 managed long-term care programs to implement a home health
 1412 performance incentive program. The agency shall direct Medicaid
 1413 managed care plans to submit to the agency proposals to ensure
 1414 all covered and authorized home health services are provided to
 1415 recipients, methods for measuring provider compliance, and
 1416 mechanisms for documenting compliance to the agency. The plans
 1417 must implement a method for families and caregivers to report
 1418 provider failures to provide services in real time. The agency
 1419 may disburse the withheld portion of rate in the last quarter of
 1420 the fiscal year only if the agency documents in writing that the
 1421 plans ensured all covered and authorized home health services
 1422 were provided. This subsection expires July 1, 2021.

1423 Section 42. In order to implement Specific Appropriation
 1424 195 of the 2020-2021 General Appropriations Act:

1425 (1) The Agency for Health Care Administration shall

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1426 replace the current Florida Medicaid Management Information
1427 System (FMMIS) and fiscal agent operations with a system that is
1428 modular, interoperable, and scalable for the Florida Medicaid
1429 program that complies with all applicable federal and state laws
1430 and requirements. The agency may not include in the project to
1431 replace the current FMMIS and fiscal agent contract:

1432 (a) Functionality that duplicates any of the information
1433 systems of the other health and human services state agencies;
1434 or

1435 (b) Procurement for agency requirements external to
1436 Medicaid programs with the intent to leverage the Medicaid
1437 technology infrastructure for other purposes without legislative
1438 appropriation or legislative authorization to procure these
1439 requirements.

1440
1441 The new system, the Florida Health Care Connection (FX) system,
1442 must provide better integration with subsystems supporting
1443 Florida's Medicaid program; uniformity, consistency, and
1444 improved access to data; and compatibility with the Centers for
1445 Medicare and Medicaid Services' Medicaid Information Technology
1446 Architecture (MITA) as the system matures and expands its
1447 functionality.

1448 (2) For purposes of replacing FMMIS and the current
1449 Medicaid fiscal agent, the Agency for Health Care Administration
1450 shall:

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1451 (a) Prioritize procurements for the replacement of the
1452 current functions of FMMIS and the responsibilities of the
1453 current Medicaid fiscal agent, to minimize the need to extend
1454 all or portions of the current fiscal agent contract.

1455 (b) Comply with and not exceed the Centers for Medicare
1456 and Medicaid Services funding authorizations for the FX system.

1457 (c) Ensure compliance and uniformity with published MITA
1458 framework and guidelines.

1459 (d) Ensure that all business requirements and technical
1460 specifications have been provided to all affected state agencies
1461 for their review and input and approved by the executive
1462 steering committee established in paragraph (g).

1463 (e) Consult with the Executive Office of the Governor's
1464 working group for interagency information technology integration
1465 for the development of competitive solicitations that provide
1466 for data interoperability and shared information technology
1467 services across the state's health and human services agencies.

1468 (f) Implement a data governance structure for the project
1469 to coordinate data sharing and interoperability across state
1470 healthcare entities.

1471 (g) Implement a project governance structure that includes
1472 an executive steering committee composed of:

1473 1. The Secretary of Health Care Administration, or the
1474 executive sponsor of the project.

1475 2. The Assistant Secretary for Child Welfare of the

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1476 Department of Children and Families, or his or her designee.

1477 3. The Assistant Secretary for Economic Self-Sufficiency
 1478 of the Department of Children and Families, or his or her
 1479 designee.

1480 4. Two employees from the Division of Medicaid of the
 1481 Agency for Health Care Administration, appointed by the
 1482 Secretary of Health Care Administration.

1483 5. A representative of the Division of Health Quality
 1484 Assurance of the Agency for Health Care Administration,
 1485 appointed by the Secretary of Health Care Administration.

1486 6. A representative of the Florida Center for Health
 1487 Information and Transparency of the Agency for Health Care
 1488 Administration, appointed by the Secretary of Health Care
 1489 Administration.

1490 7. A representative of the Division of Operations of the
 1491 Agency for Health Care Administration, appointed by the
 1492 Secretary of Health Care Administration.

1493 8. The Chief Information Officer of the Agency for Health
 1494 Care Administration, or his or her designee.

1495 9. The state chief information officer or designee.

1496 10. The Deputy Secretary for Children's Medical Services
 1497 of the Department of Health, or his or her designee.

1498 11. A representative of the Agency for Persons with
 1499 Disabilities who has experience with the preparation and
 1500 submission of waivers to the Centers for Medicare and Medicaid

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1501 Services, appointed by the director of the Agency for Persons
 1502 with Disabilities.

1503 12. A representative from the Florida Healthy Kids
 1504 Corporation.

1505 13. A representative from the Department of Elderly
 1506 Affairs who has experience with the Medicaid Program within that
 1507 department, appointed by the Secretary of Elderly Affairs.

1508 14. A representative of the Department of Financial
 1509 Services who has experience with the state's financial processes
 1510 including development of the PALM system, appointed by the Chief
 1511 Financial Officer.

1512 (3) The Secretary of Health Care Administration or the
 1513 executive sponsor of the project shall serve as chair of the
 1514 executive steering committee, and the committee shall take
 1515 action by a vote of at least 10 affirmative votes with the chair
 1516 voting on the prevailing side. A quorum of the executive
 1517 steering committee consists of at least 11 members.

1518 (4) The executive steering committee has the overall
 1519 responsibility for ensuring that the project to replace FMMIS
 1520 and the Medicaid fiscal agent meets its primary business
 1521 objectives and shall:

1522 (a) Identify and recommend to the Executive Office of the
 1523 Governor, the President of the Senate, and the Speaker of the
 1524 House of Representatives any statutory changes needed to
 1525 implement the modular replacement to standardize, to the fullest

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1526 extent possible, the state's healthcare data and business
 1527 processes.

1528 (b) Review and approve any changes to the project's scope,
 1529 schedule, and budget which do not conflict with the requirements
 1530 of subsections (1) and (2).

1531 (c) Ensure that adequate resources are provided throughout
 1532 all phases of the project.

1533 (d) Approve all major project deliverables.

1534 (e) Approve all solicitation-related documents associated
 1535 with the replacement of the current FMMIS and Medicaid fiscal
 1536 agent.

1537 (5) This section expires July 1, 2021.

1538 Section 43. Effective upon this act becoming a law, in
 1539 order to implement Specific Appropriation 316 of section 3 of
 1540 chapter 2019-115, Laws of Florida, and notwithstanding ss.
 1541 216.181 and 216.292, Florida Statutes, the Department of
 1542 Children and Families may submit a budget amendment, subject to
 1543 the notice, review, and objection procedures of s. 216.177,
 1544 Florida Statutes, to realign use of the funds appropriated in
 1545 Specific Appropriation 316 to implement programs and to manage
 1546 and deliver services for the state's domestic violence program,
 1547 including implementing statutory directives contained in chapter
 1548 39, Florida Statutes, as amended by chapter 2020-6, Laws of
 1549 Florida, implementing special projects, coordinating a strong
 1550 families and domestic violence campaign, implementing the child

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1551 welfare and domestic violence co-location projects, and
 1552 conducting training and providing technical assistance to
 1553 certified domestic violence centers and allied professionals and
 1554 which remain unobligated and unexpended as of April 29, 2020,
 1555 within, among, and between budget categories in the Family
 1556 Safety Program. This section expires July 1, 2020.

1557 Section 44. In order to implement Specific Appropriation
 1558 321 of the 2020-2021 General Appropriations Act, and
 1559 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
 1560 Department of Children and Families may submit a budget
 1561 amendment, subject to the notice, review, and objection
 1562 procedures of s. 216.177, Florida Statutes, to realign use of
 1563 the funds appropriated in Specific Appropriation 321 to
 1564 implement programs and manage and deliver services for the
 1565 state's domestic violence program, including implementing
 1566 statutory directives contained in chapter 39, Florida Statutes,
 1567 as amended by chapter 2020-6, Laws of Florida, implementing
 1568 special projects, coordinating a strong families and domestic
 1569 violence campaign, implementing the child welfare and domestic
 1570 violence co-location projects, and conducting training and
 1571 providing technical assistance to certified domestic violence
 1572 centers and allied professionals, within, among, and between
 1573 budget categories in the Family Safety Program. This section
 1574 expires July 1, 2021.

1575 Section 45. In order to implement Specific Appropriation

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1576 | 226 of the 2020-2021 General Appropriations Act, subsection (1)
 1577 | of section 409.984, Florida Statutes, is amended to read:
 1578 | 409.984 Enrollment in a long-term care managed care plan.—
 1579 | (1) The agency shall automatically enroll into a long-term
 1580 | care managed care plan those Medicaid recipients who do not
 1581 | voluntarily choose a plan pursuant to s. 409.969. The agency
 1582 | shall automatically enroll recipients in plans that meet or
 1583 | exceed the performance or quality standards established pursuant
 1584 | to s. 409.967 and may not automatically enroll recipients in a
 1585 | plan that is deficient in those performance or quality
 1586 | standards. If a recipient is deemed dually eligible for Medicaid
 1587 | and Medicare services and is currently receiving Medicare
 1588 | services from an entity qualified under 42 C.F.R. part 422 as a
 1589 | Medicare Advantage Preferred Provider Organization, Medicare
 1590 | Advantage Provider-sponsored Organization, or Medicare Advantage
 1591 | Special Needs Plan, the agency shall automatically enroll the
 1592 | recipient in such plan for Medicaid services if the plan is
 1593 | currently participating in the long-term care managed care
 1594 | program. For a dually eligible recipient receiving Medicare
 1595 | services from an entity qualified under 42 C.F.R. part 422 who
 1596 | is not participating in the long-term care managed care program,
 1597 | the agency shall automatically enroll the dually eligible
 1598 | recipient in a long-term care plan that has established a
 1599 | collaboration and coordination agreement with that
 1600 | nonparticipating entity, if the agency determines the agreement

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1601 is sufficient to ensure provision of all required services in a
 1602 manner consistent with state and federal requirements. Except as
 1603 otherwise provided in this part, the agency may not engage in
 1604 practices that are designed to favor one managed care plan over
 1605 another.

1606 Section 46. The amendments to s. 409.984(1), Florida
 1607 Statutes, by this act expire July 1, 2021, and the text of that
 1608 subsection shall revert to that in existence on June 30, 2020,
 1609 except that any amendments to such text enacted other than by
 1610 this act shall be preserved and continue to operate to the
 1611 extent that such amendments are not dependent upon the portion
 1612 of text which expires pursuant to this section.

1613 Section 47. In order to implement Specific Appropriations
 1614 225 and 226 of the 2020-2021 General Appropriations Act,
 1615 paragraph (b) of subsection (2) of section 409.908, Florida
 1616 Statutes, is amended to read:

1617 409.908 Reimbursement of Medicaid providers.—Subject to
 1618 specific appropriations, the agency shall reimburse Medicaid
 1619 providers, in accordance with state and federal law, according
 1620 to methodologies set forth in the rules of the agency and in
 1621 policy manuals and handbooks incorporated by reference therein.
 1622 These methodologies may include fee schedules, reimbursement
 1623 methods based on cost reporting, negotiated fees, competitive
 1624 bidding pursuant to s. 287.057, and other mechanisms the agency
 1625 considers efficient and effective for purchasing services or

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1626 goods on behalf of recipients. If a provider is reimbursed based
1627 on cost reporting and submits a cost report late and that cost
1628 report would have been used to set a lower reimbursement rate
1629 for a rate semester, then the provider's rate for that semester
1630 shall be retroactively calculated using the new cost report, and
1631 full payment at the recalculated rate shall be effected
1632 retroactively. Medicare-granted extensions for filing cost
1633 reports, if applicable, shall also apply to Medicaid cost
1634 reports. Payment for Medicaid compensable services made on
1635 behalf of Medicaid eligible persons is subject to the
1636 availability of moneys and any limitations or directions
1637 provided for in the General Appropriations Act or chapter 216.
1638 Further, nothing in this section shall be construed to prevent
1639 or limit the agency from adjusting fees, reimbursement rates,
1640 lengths of stay, number of visits, or number of services, or
1641 making any other adjustments necessary to comply with the
1642 availability of moneys and any limitations or directions
1643 provided for in the General Appropriations Act, provided the
1644 adjustment is consistent with legislative intent.

1645 (2)

1646 (b) Subject to any limitations or directions in the
1647 General Appropriations Act, the agency shall establish and
1648 implement a state Title XIX Long-Term Care Reimbursement Plan
1649 for nursing home care in order to provide care and services in
1650 conformance with the applicable state and federal laws, rules,

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1651 regulations, and quality and safety standards and to ensure that
1652 individuals eligible for medical assistance have reasonable
1653 geographic access to such care.

1654 1. The agency shall amend the long-term care reimbursement
1655 plan and cost reporting system to create direct care and
1656 indirect care subcomponents of the patient care component of the
1657 per diem rate. These two subcomponents together shall equal the
1658 patient care component of the per diem rate. Separate prices
1659 shall be calculated for each patient care subcomponent,
1660 initially based on the September 2016 rate setting cost reports
1661 and subsequently based on the most recently audited cost report
1662 used during a rebasing year. The direct care subcomponent of the
1663 per diem rate for any providers still being reimbursed on a cost
1664 basis shall be limited by the cost-based class ceiling, and the
1665 indirect care subcomponent may be limited by the lower of the
1666 cost-based class ceiling, the target rate class ceiling, or the
1667 individual provider target. The ceilings and targets apply only
1668 to providers being reimbursed on a cost-based system. Effective
1669 October 1, 2018, a prospective payment methodology shall be
1670 implemented for rate setting purposes with the following
1671 parameters:

1672 a. Peer Groups, including:

1673 (I) North-SMMC Regions 1-9, less Palm Beach and Okeechobee
1674 Counties; and

1675 (II) South-SMMC Regions 10-11, plus Palm Beach and

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1676 Okeechobee Counties.

1677 b. Percentage of Median Costs based on the cost reports

1678 used for September 2016 rate setting:

1679 (I) Direct Care Costs.....100 percent.

1680 (II) Indirect Care Costs.....92 percent.

1681 (III) Operating Costs.....86 percent.

1682 c. Floors:

1683 (I) Direct Care Component.....95 percent.

1684 (II) Indirect Care Component.....92.5 percent.

1685 (III) Operating Component.....None.

1686 d. Pass-through Payments.....Real Estate and

1687 Personal Property

1688 Taxes and Property Insurance.

1689 e. Quality Incentive Program Payment Pool....6.5 percent of

1690 September

1691 2016 non-property related

1692 payments of included facilities.

1693 f. Quality Score Threshold to Quality for Quality

1694 Incentive

1695 Payment.....20th percentile of included facilities.

1696 g. Fair Rental Value System Payment Parameters:

1697 (I) Building Value per Square Foot based on 2018 RS Means.

1698 (II) Land Valuation.....10 percent of Gross Building value.

1699 (III) Facility Square Footage.....Actual Square Footage.

1700 (IV) Moveable Equipment Allowance.....\$8,000 per bed.

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1701 (V) Obsolescence Factor.....1.5 percent.
 1702 (VI) Fair Rental Rate of Return.....8 percent.
 1703 (VII) Minimum Occupancy.....90 percent.
 1704 (VIII) Maximum Facility Age.....40 years.
 1705 (IX) Minimum Square Footage per Bed.....350.
 1706 (X) Maximum Square Footage for Bed.....500.
 1707 (XI) Minimum Cost of a renovation/replacements.....\$500 per
 1708 bed.
 1709 h. Ventilator Supplemental payment of \$200 per Medicaid
 1710 day of 40,000 ventilator Medicaid days per fiscal year.
 1711 2. The direct care subcomponent shall include salaries and
 1712 benefits of direct care staff providing nursing services
 1713 including registered nurses, licensed practical nurses, and
 1714 certified nursing assistants who deliver care directly to
 1715 residents in the nursing home facility, allowable therapy costs,
 1716 and dietary costs. This excludes nursing administration, staff
 1717 development, the staffing coordinator, and the administrative
 1718 portion of the minimum data set and care plan coordinators. The
 1719 direct care subcomponent also includes medically necessary
 1720 dental care, vision care, hearing care, and podiatric care.
 1721 3. All other patient care costs shall be included in the
 1722 indirect care cost subcomponent of the patient care per diem
 1723 rate, including complex medical equipment, medical supplies, and
 1724 other allowable ancillary costs. Costs may not be allocated
 1725 directly or indirectly to the direct care subcomponent from a

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1726 | home office or management company.

1727 | 4. On July 1 of each year, the agency shall report to the
 1728 | Legislature direct and indirect care costs, including average
 1729 | direct and indirect care costs per resident per facility and
 1730 | direct care and indirect care salaries and benefits per category
 1731 | of staff member per facility.

1732 | 5. Every fourth year, the agency shall rebase nursing home
 1733 | prospective payment rates to reflect changes in cost based on
 1734 | the most recently audited cost report for each participating
 1735 | provider.

1736 | 6. A direct care supplemental payment may be made to
 1737 | providers whose direct care hours per patient day are above the
 1738 | 80th percentile and who provide Medicaid services to a larger
 1739 | percentage of Medicaid patients than the state average.

1740 | 7. For the period beginning July 1, 2020, the agency shall
 1741 | establish a unit cost increase as an equal percentage for each
 1742 | nursing home.

1743 | ~~8.7.~~ For the period beginning on October 1, 2018, and
 1744 | ending on September 30, 2021, the agency shall reimburse
 1745 | providers the greater of their September 2016 cost-based rate
 1746 | plus the July 1, 2020, unit cost increase or their prospective
 1747 | payment rate plus the July 1, 2020, unit cost increase.
 1748 | Effective October 1, 2021, the agency shall reimburse providers
 1749 | the greater of 95 percent of their cost-based rate plus the July
 1750 | 1, 2020, unit cost increase or their rebased prospective payment

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1751 rate plus the July 1, 2020, unit cost increase, using the most
 1752 recently audited cost report for each facility. This
 1753 subparagraph shall expire September 30, 2023.

1754 ~~9.8.~~ Pediatric, Florida Department of Veterans Affairs,
 1755 and government-owned facilities are exempt from the pricing
 1756 model established in this subsection and shall remain on a cost-
 1757 based prospective payment system. Effective October 1, 2018, the
 1758 agency shall set rates for all facilities remaining on a cost-
 1759 based prospective payment system using each facility's most
 1760 recently audited cost report, eliminating retroactive
 1761 settlements.

1762
 1763 It is the intent of the Legislature that the reimbursement plan
 1764 achieve the goal of providing access to health care for nursing
 1765 home residents who require large amounts of care while
 1766 encouraging diversion services as an alternative to nursing home
 1767 care for residents who can be served within the community. The
 1768 agency shall base the establishment of any maximum rate of
 1769 payment, whether overall or component, on the available moneys
 1770 as provided for in the General Appropriations Act. The agency
 1771 may base the maximum rate of payment on the results of
 1772 scientifically valid analysis and conclusions derived from
 1773 objective statistical data pertinent to the particular maximum
 1774 rate of payment.

1775 Section 48. The amendments to s. 409.908(2)(b), Florida

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1776 Statutes, by this act expire July 1, 2021, and the text of that
1777 paragraph shall revert to that in existence on July 1, 2019,
1778 except that any amendments to such text enacted other than by
1779 this act shall be preserved and continue to operate to the
1780 extent that such amendments are not dependent upon the portions
1781 of text which expire pursuant to this section.

1782 Section 49. Effective upon becoming law, in order to
1783 implement Specific Appropriations 426 through 545 of the 2019-
1784 2020 General Appropriations Act and Specific Appropriations 426
1785 through 545 of the 2020-2021 General Appropriations Act, and
1786 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the
1787 Department of Health may submit a budget amendment, subject to
1788 the notice, review, and objection procedures of s. 216.177,
1789 Florida Statutes, to increase budget authority for public health
1790 emergencies declared pursuant to s. 381.00315, Florida Statutes,
1791 if additional federal revenues specific to response to a
1792 declared public health emergency become available in the 2019-
1793 2020 or 2020-2021 fiscal year. This section expires July 1,
1794 2021.

1795 Section 50. In order to implement Specific Appropriations
1796 225 and 226 of the 2020-2021 General Appropriations Act, upon
1797 the expiration and reversion of the amendment made to section
1798 400.179, Florida Statutes, pursuant to section 29 of chapter
1799 2019-116, Laws of Florida, paragraph (d) of subsection (2) of
1800 section 400.179, Florida Statutes, is amended to read:

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1801 400.179 Liability for Medicaid underpayments and
1802 overpayments.—

1803 (2) Because any transfer of a nursing facility may expose
1804 the fact that Medicaid may have underpaid or overpaid the
1805 transferor, and because in most instances, any such underpayment
1806 or overpayment can only be determined following a formal field
1807 audit, the liabilities for any such underpayments or
1808 overpayments shall be as follows:

1809 (d) Where the transfer involves a facility that has been
1810 leased by the transferor:

1811 1. The transferee shall, as a condition to being issued a
1812 license by the agency, acquire, maintain, and provide proof to
1813 the agency of a bond with a term of 30 months, renewable
1814 annually, in an amount not less than the total of 3 months'
1815 Medicaid payments to the facility computed on the basis of the
1816 preceding 12-month average Medicaid payments to the facility.

1817 2. A leasehold licensee may meet the requirements of
1818 subparagraph 1. by payment of a nonrefundable fee, paid at
1819 initial licensure, paid at the time of any subsequent change of
1820 ownership, and paid annually thereafter, in the amount of 1
1821 percent of the total of 3 months' Medicaid payments to the
1822 facility computed on the basis of the preceding 12-month average
1823 Medicaid payments to the facility. If a preceding 12-month
1824 average is not available, projected Medicaid payments may be
1825 used. The fee shall be deposited into the Grants and Donations

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1826 Trust Fund and shall be accounted for separately as a Medicaid
 1827 nursing home overpayment account. These fees shall be used at
 1828 the sole discretion of the agency to repay nursing home Medicaid
 1829 overpayments or for enhanced payments to nursing facilities as
 1830 specified in the General Appropriations Act or other law.
 1831 Payment of this fee shall not release the licensee from any
 1832 liability for any Medicaid overpayments, nor shall payment bar
 1833 the agency from seeking to recoup overpayments from the licensee
 1834 and any other liable party. As a condition of exercising this
 1835 lease bond alternative, licensees paying this fee must maintain
 1836 an existing lease bond through the end of the 30-month term
 1837 period of that bond. The agency is herein granted specific
 1838 authority to promulgate all rules pertaining to the
 1839 administration and management of this account, including
 1840 withdrawals from the account, subject to federal review and
 1841 approval. This provision shall take effect upon becoming law and
 1842 shall apply to any leasehold license application. The financial
 1843 viability of the Medicaid nursing home overpayment account shall
 1844 be determined by the agency through annual review of the account
 1845 balance and the amount of total outstanding, unpaid Medicaid
 1846 overpayments owing from leasehold licensees to the agency as
 1847 determined by final agency audits. By March 31 of each year, the
 1848 agency shall assess the cumulative fees collected under this
 1849 subparagraph, minus any amounts used to repay nursing home
 1850 Medicaid overpayments and amounts transferred to contribute to

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1851 the General Revenue Fund pursuant to s. 215.20. If the net
 1852 cumulative collections, minus amounts utilized to repay nursing
 1853 home Medicaid overpayments, exceed \$10 ~~\$25~~ million, the
 1854 provisions of this subparagraph shall not apply for the
 1855 subsequent fiscal year.

1856 3. The leasehold licensee may meet the bond requirement
 1857 through other arrangements acceptable to the agency. The agency
 1858 is herein granted specific authority to promulgate rules
 1859 pertaining to lease bond arrangements.

1860 4. All existing nursing facility licensees, operating the
 1861 facility as a leasehold, shall acquire, maintain, and provide
 1862 proof to the agency of the 30-month bond required in
 1863 subparagraph 1., above, on and after July 1, 1993, for each
 1864 license renewal.

1865 5. It shall be the responsibility of all nursing facility
 1866 operators, operating the facility as a leasehold, to renew the
 1867 30-month bond and to provide proof of such renewal to the agency
 1868 annually.

1869 6. Any failure of the nursing facility operator to
 1870 acquire, maintain, renew annually, or provide proof to the
 1871 agency shall be grounds for the agency to deny, revoke, and
 1872 suspend the facility license to operate such facility and to
 1873 take any further action, including, but not limited to,
 1874 enjoining the facility, asserting a moratorium pursuant to part
 1875 II of chapter 408, or applying for a receiver, deemed necessary

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1876 to ensure compliance with this section and to safeguard and
 1877 protect the health, safety, and welfare of the facility's
 1878 residents. A lease agreement required as a condition of bond
 1879 financing or refinancing under s. 154.213 by a health facilities
 1880 authority or required under s. 159.30 by a county or
 1881 municipality is not a leasehold for purposes of this paragraph
 1882 and is not subject to the bond requirement of this paragraph.

1883 Section 51. The amendment to s. 400.179(2)(d), Florida
 1884 Statutes, by this act expires July 1, 2021, and the text of that
 1885 paragraph shall revert to that in existence on June 30, 2019,
 1886 except that any amendments to such text enacted other than by
 1887 this act shall be preserved and continue to operate to the
 1888 extent that such amendments are not dependent upon the portions
 1889 of text which expire pursuant to this section.

1890 Section 52. In order to implement Specific Appropriations
 1891 582 through 673 and 685 through 720 of the 2020-2021 General
 1892 Appropriations Act, subsection (4) of section 216.262, Florida
 1893 Statutes, is amended to read:

1894 216.262 Authorized positions.—

1895 (4) Notwithstanding the provisions of this chapter
 1896 relating to increasing the number of authorized positions, and
 1897 for the 2020-2021 ~~2019-2020~~ fiscal year only, if the actual
 1898 inmate population of the Department of Corrections exceeds the
 1899 inmate population projections of the December 17 ~~February 22,~~
 1900 2019, Criminal Justice Estimating Conference by 1 percent for 2

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1901 consecutive months or 2 percent for any month, the Executive
 1902 Office of the Governor, with the approval of the Legislative
 1903 Budget Commission, shall immediately notify the Criminal Justice
 1904 Estimating Conference, which shall convene as soon as possible
 1905 to revise the estimates. The Department of Corrections may then
 1906 submit a budget amendment requesting the establishment of
 1907 positions in excess of the number authorized by the Legislature
 1908 and additional appropriations from unallocated general revenue
 1909 sufficient to provide for essential staff, fixed capital
 1910 improvements, and other resources to provide classification,
 1911 security, food services, health services, and other variable
 1912 expenses within the institutions to accommodate the estimated
 1913 increase in the inmate population. All actions taken pursuant to
 1914 this subsection are subject to review and approval by the
 1915 Legislative Budget Commission. This subsection expires July 1,
 1916 2021 ~~2020~~.

1917 Section 53. In order to implement Specific Appropriation
 1918 707 of the 2020-2021 General Appropriations Act, and upon the
 1919 expiration and reversion of the amendments made by section 52 of
 1920 chapter 2019-116, Laws of Florida, paragraph (b) of subsection
 1921 (8) of section 1011.80, Florida Statutes, is amended to read:

1922 1011.80 Funds for operation of workforce education
 1923 programs.—

1924 (8)

1925 (b) State funds provided for the operation of

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1926 | postsecondary workforce programs may not be expended for the
 1927 | education of state or federal inmates, except to the extent that
 1928 | such funds are specifically appropriated for such purpose in the
 1929 | 2020-2021 General Appropriations Act ~~with more than 24 months of~~
 1930 | ~~time remaining to serve on their sentences or federal inmates.~~

1931 | Section 54. The amendment made to s. 1011.80(8)(b),
 1932 | Florida Statutes, by this act expires July 1, 2021, and the text
 1933 | of that paragraph shall revert to that in existence on July 1,
 1934 | 2019, but not including any amendments made by this act or
 1935 | chapters 2019-116 and 2018-10, Laws of Florida, and any
 1936 | amendments to such text enacted other than by this act shall be
 1937 | preserved and continue to operate to the extent that such
 1938 | amendments are not dependent upon the portions of text which
 1939 | expire pursuant to this section.

1940 | Section 55. In order to implement Specific Appropriations
 1941 | 3187 through 3253 of the 2020-2021 General Appropriations Act,
 1942 | subsection (2) of section 215.18, Florida Statutes, is amended
 1943 | to read:

1944 | 215.18 Transfers between funds; limitation.—

1945 | (2) The Chief Justice of the Supreme Court may receive one
 1946 | or more trust fund loans to ensure that the state court system
 1947 | has funds sufficient to meet its appropriations in the 2020-2021
 1948 | ~~2019-2020~~ General Appropriations Act. If the Chief Justice
 1949 | accesses the loan, he or she must notify the Governor and the
 1950 | chairs of the legislative appropriations committees in writing.

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1951 The loan must come from other funds in the State Treasury which
 1952 are for the time being or otherwise in excess of the amounts
 1953 necessary to meet the just requirements of such last-mentioned
 1954 funds. The Governor shall order the transfer of funds within 5
 1955 days after the written notification from the Chief Justice. If
 1956 the Governor does not order the transfer, the Chief Financial
 1957 Officer shall transfer the requested funds. The loan of funds
 1958 from which any money is temporarily transferred must be repaid
 1959 by the end of the 2020-2021 ~~2019-2020~~ fiscal year. This
 1960 subsection expires July 1, 2021 ~~2020~~.

1961 Section 56. (1) In order to implement Specific
 1962 Appropriations 1120 through 1131 of the 2020-2021 General
 1963 Appropriations Act, the Department of Juvenile Justice is
 1964 required to review county juvenile detention payments to ensure
 1965 that counties fulfill their financial responsibilities required
 1966 in s. 985.6865, Florida Statutes. If the Department of Juvenile
 1967 Justice determines that a county has not met its obligations,
 1968 the department shall direct the Department of Revenue to deduct
 1969 the amount owed to the Department of Juvenile Justice from the
 1970 funds provided to the county under s. 218.23, Florida Statutes.
 1971 The Department of Revenue shall transfer the funds withheld to
 1972 the Shared County/State Juvenile Detention Trust Fund.

1973 (2) As an assurance to holders of bonds issued by counties
 1974 before July 1, 2020, for which distributions made pursuant to s.
 1975 218.23, Florida Statutes, are pledged, or bonds issued to refund

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1976 such bonds which mature no later than the bonds they refunded
 1977 and which result in a reduction of debt service payable in each
 1978 fiscal year, the amount available for distribution to a county
 1979 shall remain as provided by law and continue to be subject to
 1980 any lien or claim on behalf of the bondholders. The Department
 1981 of Revenue must ensure, based on information provided by an
 1982 affected county, that any reduction in amounts distributed
 1983 pursuant to subsection (1) does not reduce the amount of
 1984 distribution to a county below the amount necessary for the
 1985 timely payment of principal and interest when due on the bonds
 1986 and the amount necessary to comply with any covenant under the
 1987 bond resolution or other documents relating to the issuance of
 1988 the bonds. If a reduction to a county's monthly distribution
 1989 must be decreased in order to comply with this section, the
 1990 Department of Revenue must notify the Department of Juvenile
 1991 Justice of the amount of the decrease, and the Department of
 1992 Juvenile Justice must send a bill for payment of such amount to
 1993 the affected county.

1994 (3) This section expires July 1, 2021.

1995 Section 57. In order to implement Specific Appropriations
 1996 731 through 752, 916 through 1062, and 1083 through 1119 of the
 1997 2020-2021 General Appropriations Act, and notwithstanding the
 1998 expiration date in section 57 of chapter 2019-116, Laws of
 1999 Florida, subsection (1), paragraph (a) of subsection (2),
 2000 paragraph (a) of subsection (3), and subsections (5), (6), and

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2001 (7) of that section are reenacted, to read:

2002 27.40 Court-appointed counsel; circuit registries; minimum
 2003 requirements; appointment by court.—

2004 (1) Counsel shall be appointed to represent any individual
 2005 in a criminal or civil proceeding entitled to court-appointed
 2006 counsel under the Federal or State Constitution or as authorized
 2007 by general law. The court shall appoint a public defender to
 2008 represent indigent persons as authorized in s. 27.51. The office
 2009 of criminal conflict and civil regional counsel shall be
 2010 appointed to represent persons in those cases in which provision
 2011 is made for court-appointed counsel, but only after the public
 2012 defender has certified to the court in writing that the public
 2013 defender is unable to provide representation due to a conflict
 2014 of interest or is not authorized to provide representation. The
 2015 public defender shall report, in the aggregate, the specific
 2016 basis of all conflicts of interest certified to the court. On a
 2017 quarterly basis, the public defender shall submit this
 2018 information to the Justice Administrative Commission.

2019 (2) (a) Private counsel shall be appointed to represent
 2020 persons in those cases in which provision is made for court-
 2021 appointed counsel but only after the office of criminal conflict
 2022 and civil regional counsel has been appointed and has certified
 2023 to the court in writing that the criminal conflict and civil
 2024 regional counsel is unable to provide representation due to a
 2025 conflict of interest. The criminal conflict and civil regional

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2026 counsel shall report, in the aggregate, the specific basis of
 2027 all conflicts of interest certified to the court. On a quarterly
 2028 basis, the criminal conflict and civil regional counsel shall
 2029 submit this information to the Justice Administrative
 2030 Commission.

2031 (3) In using a registry:

2032 (a) The chief judge of the circuit shall compile a list of
 2033 attorneys in private practice, by county and by category of
 2034 cases, and provide the list to the clerk of court in each
 2035 county. The chief judge of the circuit may restrict the number
 2036 of attorneys on the general registry list. To be included on a
 2037 registry, an attorney must certify that he or she:

2038 1. Meets any minimum requirements established by the chief
 2039 judge and by general law for court appointment;

2040 2. Is available to represent indigent defendants in cases
 2041 requiring court appointment of private counsel; and

2042 3. Is willing to abide by the terms of the contract for
 2043 services, s. 27.5304, and this section.

2044
 2045 To be included on a registry, an attorney must enter into a
 2046 contract for services with the Justice Administrative
 2047 Commission. Failure to comply with the terms of the contract for
 2048 services may result in termination of the contract and removal
 2049 from the registry. Each attorney on the registry is responsible
 2050 for notifying the clerk of the court and the Justice

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2051 Administrative Commission of any change in his or her status.
2052 Failure to comply with this requirement is cause for termination
2053 of the contract for services and removal from the registry until
2054 the requirement is fulfilled.

2055 (5) The Justice Administrative Commission shall approve
2056 uniform contract forms for use in procuring the services of
2057 private court-appointed counsel and uniform procedures and forms
2058 for use by a court-appointed attorney in support of billing for
2059 attorney's fees, costs, and related expenses to demonstrate the
2060 attorney's completion of specified duties. Such uniform
2061 contracts and forms for use in billing must be consistent with
2062 s. 27.5304, s. 216.311, and the General Appropriations Act and
2063 must contain the following statement: "The State of Florida's
2064 performance and obligation to pay under this contract is
2065 contingent upon an annual appropriation by the Legislature."

2066 (6) After court appointment, the attorney must immediately
2067 file a notice of appearance with the court indicating acceptance
2068 of the appointment to represent the defendant and of the terms
2069 of the uniform contract as specified in subsection (5).

2070 (7) (a) A private attorney appointed by the court from the
2071 registry to represent a client is entitled to payment as
2072 provided in s. 27.5304 so long as the requirements of subsection
2073 (1) and paragraph (2) (a) are met. An attorney appointed by the
2074 court who is not on the registry list may be compensated under
2075 s. 27.5304 only if the court finds in the order of appointment

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2076 | that there were no registry attorneys available for
2077 | representation for that case and only if the requirements of
2078 | subsection (1) and paragraph (2)(a) are met.

2079 | (b)1. The flat fee established in s. 27.5304 and the
2080 | General Appropriations Act shall be presumed by the court to be
2081 | sufficient compensation. The attorney shall maintain appropriate
2082 | documentation, including contemporaneous and detailed hourly
2083 | accounting of time spent representing the client. If the
2084 | attorney fails to maintain such contemporaneous and detailed
2085 | hourly records, the attorney waives the right to seek
2086 | compensation in excess of the flat fee established in s. 27.5304
2087 | and the General Appropriations Act. These records and documents
2088 | are subject to review by the Justice Administrative Commission
2089 | and audit by the Auditor General, subject to the attorney-client
2090 | privilege and work-product privilege. The attorney shall
2091 | maintain the records and documents in a manner that enables the
2092 | attorney to redact any information subject to a privilege in
2093 | order to facilitate the commission's review of the records and
2094 | documents and not to impede such review. The attorney may redact
2095 | information from the records and documents only to the extent
2096 | necessary to comply with the privilege. The Justice
2097 | Administrative Commission shall review such records and shall
2098 | contemporaneously document such review before authorizing
2099 | payment to an attorney. Objections by or on behalf of the
2100 | Justice Administrative Commission to records or documents or to

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2101 claims for payment by the attorney shall be presumed correct by
 2102 the court unless the court determines, in writing, that
 2103 competent and substantial evidence exists to justify overcoming
 2104 the presumption.

2105 2. If an attorney fails, refuses, or declines to permit
 2106 the commission or the Auditor General to review documentation
 2107 for a case as provided in this paragraph, the attorney waives
 2108 the right to seek, and the commission may not pay, compensation
 2109 in excess of the flat fee established in s. 27.5304 and the
 2110 General Appropriations Act for that case.

2111 3. A finding by the commission that an attorney has waived
 2112 the right to seek compensation in excess of the flat fee
 2113 established in s. 27.5304 and the General Appropriations Act, as
 2114 provided in this paragraph, shall be presumed to be correct,
 2115 unless the court determines, in writing, that competent and
 2116 substantial evidence exists to justify overcoming the
 2117 presumption.

2118 Section 58. In order to implement Specific Appropriations
 2119 731 through 752, 916 through 1062, and 1083 through 1119 of the
 2120 2020-2021 General Appropriations Act, and notwithstanding the
 2121 expiration date in section 59 of chapter 2019-116, Laws of
 2122 Florida, subsection (13) of section 27.5304, Florida Statutes,
 2123 is amended, and subsections (1), (3), (7), and (11), and
 2124 paragraphs (a) through (e) of subsection (12), are reenacted, to
 2125 read:

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2126 27.5304 Private court-appointed counsel; compensation;
2127 notice.—

2128 (1) Private court-appointed counsel appointed in the
2129 manner prescribed in s. 27.40(1) and (2)(a) shall be compensated
2130 by the Justice Administrative Commission only as provided in
2131 this section and the General Appropriations Act. The flat fees
2132 prescribed in this section are limitations on compensation. The
2133 specific flat fee amounts for compensation shall be established
2134 annually in the General Appropriations Act. The attorney also
2135 shall be reimbursed for reasonable and necessary expenses in
2136 accordance with s. 29.007. If the attorney is representing a
2137 defendant charged with more than one offense in the same case,
2138 the attorney shall be compensated at the rate provided for the
2139 most serious offense for which he or she represented the
2140 defendant. This section does not allow stacking of the fee
2141 limits established by this section.

2142 (3) The court retains primary authority and responsibility
2143 for determining the reasonableness of all billings for attorney
2144 fees, costs, and related expenses, subject to statutory
2145 limitations and the requirements of s. 27.40(7). Private court-
2146 appointed counsel is entitled to compensation upon final
2147 disposition of a case.

2148 (7) Counsel eligible to receive compensation from the
2149 state for representation pursuant to court appointment made in
2150 accordance with the requirements of s. 27.40(1) and (2)(a) in a

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2151 proceeding under chapter 384, chapter 390, chapter 392, chapter
2152 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter
2153 744, or chapter 984 shall receive compensation not to exceed the
2154 limits prescribed in the General Appropriations Act. Any such
2155 compensation must be determined as provided in s. 27.40(7).

2156 (11) It is the intent of the Legislature that the flat
2157 fees prescribed under this section and the General
2158 Appropriations Act comprise the full and complete compensation
2159 for private court-appointed counsel. It is further the intent of
2160 the Legislature that the fees in this section are prescribed for
2161 the purpose of providing counsel with notice of the limit on the
2162 amount of compensation for representation in particular
2163 proceedings and the sole procedure and requirements for
2164 obtaining payment for the same.

2165 (a) If court-appointed counsel moves to withdraw prior to
2166 the full performance of his or her duties through the completion
2167 of the case, the court shall presume that the attorney is not
2168 entitled to the payment of the full flat fee established under
2169 this section and the General Appropriations Act.

2170 (b) If court-appointed counsel is allowed to withdraw from
2171 representation prior to the full performance of his or her
2172 duties through the completion of the case and the court appoints
2173 a subsequent attorney, the total compensation for the initial
2174 and any and all subsequent attorneys may not exceed the flat fee
2175 established under this section and the General Appropriations

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2176 Act, except as provided in subsection (12).

2177

2178 This subsection constitutes notice to any subsequently appointed
 2179 attorney that he or she will not be compensated the full flat
 2180 fee.

2181 (12) The Legislature recognizes that on rare occasions an
 2182 attorney may receive a case that requires extraordinary and
 2183 unusual effort.

2184 (a) If counsel seeks compensation that exceeds the limits
 2185 prescribed by law, he or she must file a motion with the chief
 2186 judge for an order approving payment of attorney fees in excess
 2187 of these limits.

2188 1. Before filing the motion, the counsel shall deliver a
 2189 copy of the intended billing, together with supporting
 2190 affidavits and all other necessary documentation, to the Justice
 2191 Administrative Commission.

2192 2. The Justice Administrative Commission shall review the
 2193 billings, affidavit, and documentation for completeness and
 2194 compliance with contractual and statutory requirements and shall
 2195 contemporaneously document such review before authorizing
 2196 payment to an attorney. If the Justice Administrative Commission
 2197 objects to any portion of the proposed billing, the objection
 2198 and supporting reasons must be communicated in writing to the
 2199 private court-appointed counsel. The counsel may thereafter file
 2200 his or her motion, which must specify whether the commission

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2201 objects to any portion of the billing or the sufficiency of
2202 documentation, and shall attach the commission's letter stating
2203 its objection.

2204 (b) Following receipt of the motion to exceed the fee
2205 limits, the chief judge or a single designee shall hold an
2206 evidentiary hearing. The chief judge may select only one judge
2207 per circuit to hear and determine motions pursuant to this
2208 subsection, except multicounty circuits and the eleventh circuit
2209 may have up to two designees.

2210 1. At the hearing, the attorney seeking compensation must
2211 prove by competent and substantial evidence that the case
2212 required extraordinary and unusual efforts. The chief judge or
2213 single designee shall consider criteria such as the number of
2214 witnesses, the complexity of the factual and legal issues, and
2215 the length of trial. The fact that a trial was conducted in a
2216 case does not, by itself, constitute competent substantial
2217 evidence of an extraordinary and unusual effort. In a criminal
2218 case, relief under this section may not be granted if the number
2219 of work hours does not exceed 75 or the number of the state's
2220 witnesses deposed does not exceed 20.

2221 2. Objections by or on behalf of the Justice
2222 Administrative Commission to records or documents or to claims
2223 for payment by the attorney shall be presumed correct by the
2224 court unless the court determines, in writing, that competent
2225 and substantial evidence exists to justify overcoming the

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2226 | presumption. The chief judge or single designee shall enter a
2227 | written order detailing his or her findings and identifying the
2228 | extraordinary nature of the time and efforts of the attorney in
2229 | the case which warrant exceeding the flat fee established by
2230 | this section and the General Appropriations Act.

2231 | (c) A copy of the motion and attachments shall be served
2232 | on the Justice Administrative Commission at least 20 business
2233 | days before the date of a hearing. The Justice Administrative
2234 | Commission has standing to appear before the court, and may
2235 | appear in person or telephonically, including at the hearing
2236 | under paragraph (b), to contest any motion for an order
2237 | approving payment of attorney fees, costs, or related expenses
2238 | and may participate in a hearing on the motion by use of
2239 | telephonic or other communication equipment. The Justice
2240 | Administrative Commission may contract with other public or
2241 | private entities or individuals to appear before the court for
2242 | the purpose of contesting any motion for an order approving
2243 | payment of attorney fees, costs, or related expenses. The fact
2244 | that the Justice Administrative Commission has not objected to
2245 | any portion of the billing or to the sufficiency of the
2246 | documentation is not binding on the court.

2247 | (d) If the chief judge or a single designee finds that
2248 | counsel has proved by competent and substantial evidence that
2249 | the case required extraordinary and unusual efforts, the chief
2250 | judge or single designee shall order the compensation to be paid

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2251 to the attorney at a percentage above the flat fee rate,
 2252 depending on the extent of the unusual and extraordinary effort
 2253 required. The percentage must be only the rate necessary to
 2254 ensure that the fees paid are not confiscatory under common law.
 2255 The percentage may not exceed 200 percent of the established
 2256 flat fee, absent a specific finding that 200 percent of the flat
 2257 fee in the case would be confiscatory. If the chief judge or
 2258 single designee determines that 200 percent of the flat fee
 2259 would be confiscatory, he or she shall order the amount of
 2260 compensation using an hourly rate not to exceed \$75 per hour for
 2261 a noncapital case and \$100 per hour for a capital case. However,
 2262 the compensation calculated by using the hourly rate shall be
 2263 only that amount necessary to ensure that the total fees paid
 2264 are not confiscatory, subject to the requirements of s.
 2265 27.40(7).

2266 (e) Any order granting relief under this subsection must
 2267 be attached to the final request for a payment submitted to the
 2268 Justice Administrative Commission and must satisfy the
 2269 requirements of subparagraph (b)2.

2270 (13) Notwithstanding the limitation set forth in
 2271 subsection (5) and for the 2020-2021 ~~2019-2020~~ fiscal year only,
 2272 the compensation for representation in a criminal proceeding may
 2273 not exceed the following:

2274 (a) For misdemeanors and juveniles represented at the
 2275 trial level: \$1,000.

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2276 (b) For noncapital, nonlife felonies represented at the
 2277 trial level: \$15,000.

2278 (c) For life felonies represented at the trial level:
 2279 \$15,000.

2280 (d) For capital cases represented at the trial level:
 2281 \$25,000. For purposes of this paragraph, a "capital case" is any
 2282 offense for which the potential sentence is death and the state
 2283 has not waived seeking the death penalty.

2284 (e) For representation on appeal: \$9,000.

2285 (f) This subsection expires July 1, ~~2021~~ 2019.

2286 Section 59. The amendments to s. 27.40(1), (2)(a), (3)(a),
 2287 (5), (6), and (7), Florida Statutes, and s. 27.5304(1), (3),
 2288 (7), (11), and (12)(a)-(e), Florida Statutes, as carried forward
 2289 from chapter 2019-116, Laws of Florida, by this act expire July
 2290 1, 2021, and the text of those subsections and paragraphs, as
 2291 applicable, shall revert to that in existence on June 30, 2019,
 2292 except that any amendments to such text enacted other than by
 2293 this act shall be preserved and continue to operate to the
 2294 extent that such amendments are not dependent upon the portions
 2295 of text which expire pursuant to this section.

2296 Section 60. In order to implement Specific Appropriation
 2297 736 of the 2020-2021 General Appropriations Act, and
 2298 notwithstanding s. 28.35, Florida Statutes, the clerks of the
 2299 circuit court are responsible for any costs of compensation to
 2300 jurors, for meals or lodging provided to jurors, and for jury-

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2301 related personnel costs that exceed the funding provided in the
 2302 General Appropriations Act for these purposes. This section
 2303 expires July 1, 2021.

2304 Section 61. In order to implement Specific Appropriations
 2305 916 through 1062 of the 2020-2021 General Appropriations Act,
 2306 and notwithstanding the expiration date in section 63 of chapter
 2307 2019-116, Laws of Florida, paragraph (c) of subsection (19) of
 2308 section 318.18, Florida Statutes, is reenacted to read:

2309 318.18 Amount of penalties.—The penalties required for a
 2310 noncriminal disposition pursuant to s. 318.14 or a criminal
 2311 offense listed in s. 318.17 are as follows:

2312 (19) In addition to any penalties imposed, an Article V
 2313 assessment of \$10 must be paid for all noncriminal moving and
 2314 nonmoving violations under chapters 316, 320, and 322. The
 2315 assessment is not revenue for purposes of s. 28.36 and may not
 2316 be used in establishing the budget of the clerk of the court
 2317 under that section or s. 28.35. Of the funds collected under
 2318 this subsection:

2319 (c) The sum of \$1.67 shall be deposited in the Indigent
 2320 Criminal Defense Trust Fund for use by the public defenders.

2321 Section 62. In order to implement Specific Appropriations
 2322 916 through 1062 of the 2020-2021 General Appropriations Act,
 2323 and notwithstanding the expiration date in section 63 of chapter
 2324 2019-116, Laws of Florida, paragraph (b) of subsection (12) of
 2325 section 817.568, Florida Statutes, is reenacted to read:

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2326 817.568 Criminal use of personal identification
2327 information.—

2328 (12) In addition to any sanction imposed when a person
2329 pleads guilty or nolo contendere to, or is found guilty of,
2330 regardless of adjudication, a violation of this section, the
2331 court shall impose a surcharge of \$1,001.

2332 (b) The sum of \$250 of the surcharge shall be deposited
2333 into the State Attorneys Revenue Trust Fund for the purpose of
2334 funding prosecutions of offenses relating to the criminal use of
2335 personal identification information. The sum of \$250 of the
2336 surcharge shall be deposited into the Indigent Criminal Defense
2337 Trust Fund for the purposes of indigent criminal defense related
2338 to the criminal use of personal identification information.

2339 Section 63. The text of ss. 318.18(19)(c) and
2340 817.568(12)(b), Florida Statutes, as carried forward from
2341 chapter 2019-116, Laws of Florida, by this act expires July 1,
2342 2021, and the text of those paragraphs shall revert to that in
2343 existence on June 30, 2018, except that any amendments to such
2344 text enacted other than by this act shall be preserved and
2345 continue to operate to the extent that such amendments are not
2346 dependent upon the portions of text which expire pursuant to
2347 this section.

2348 Section 64. In order to implement Specific Appropriation
2349 1120 through 1203B of the 2020-2021 General Appropriations Act,
2350 subsections (2) and (3) of section 20.316, Florida Statutes, are

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2351 amended to read:

2352 20.316 Department of Juvenile Justice.—There is created a
2353 Department of Juvenile Justice.

2354 (2) DEPARTMENT PROGRAMS.—The following programs are
2355 established within the Department of Juvenile Justice:

2356 (a) Accountability and Program Support.

2357 ~~(d) (a) Prevention and Victim Services.~~

2358 ~~(c) (b) Intake and Detention.~~

2359 ~~(f) (e) Residential and Correctional Facilities.~~

2360 ~~(e) (d) Probation and Community Corrections.~~

2361 (b) (e) Administration.

2362

2363 The secretary may establish assistant secretary positions and a
2364 chief of staff position as necessary to administer the
2365 requirements of this section.

2366 (3) JUVENILE JUSTICE OPERATING CIRCUITS.—The department
2367 shall plan and administer its programs through a substate
2368 structure that conforms to the boundaries of the judicial
2369 circuits prescribed in s. 26.021. A county may seek placement in
2370 a juvenile justice operating circuit other than as prescribed in
2371 s. 26.021 for participation in the Prevention ~~and Victim~~
2372 ~~Services~~ Program and the Probation and Community Corrections
2373 Program by making a request of the chief circuit judge in each
2374 judicial circuit affected by such request. Upon a showing that
2375 geographic proximity, community identity, or other legitimate

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2376 concern for efficiency of operations merits alternative
 2377 placement, each affected chief circuit judge may authorize the
 2378 execution of an interagency agreement specifying the alternative
 2379 juvenile justice operating circuit in which the county is to be
 2380 placed and the basis for the alternative placement. Upon the
 2381 execution of said interagency agreement by each affected chief
 2382 circuit judge, the secretary may administratively place a county
 2383 in an alternative juvenile justice operating circuit pursuant to
 2384 the agreement.

2385 Section 65. The amendments to s. 20.316(2) and (3),
 2386 Florida Statutes, by this act expire July 1, 2021, and the text
 2387 of those subsections shall revert to that in existence on June
 2388 30, 2020, except that any amendments to such text enacted other
 2389 than this act shall be preserved and continue to operate to the
 2390 extent that such amendments are not dependent upon the portions
 2391 of text which expire pursuant to this section.

2392 Section 66. In order to implement appropriations used to
 2393 pay existing lease contracts for private lease space in excess
 2394 of 2,000 square feet in the 2020-2021 General Appropriations
 2395 Act, the Department of Management Services, with the cooperation
 2396 of the agencies having the existing lease contracts for office
 2397 or storage space, shall use tenant broker services to
 2398 renegotiate or reprocure all private lease agreements for office
 2399 or storage space expiring between July 1, 2021, and June 30,
 2400 2023, in order to reduce costs in future years. The department

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2401 shall incorporate this initiative into its 2020 master leasing
2402 report required under s. 255.249(7), Florida Statutes, and may
2403 use tenant broker services to explore the possibilities of
2404 collocating office or storage space, to review the space needs
2405 of each agency, and to review the length and terms of potential
2406 renewals or renegotiations. The department shall provide a
2407 report to the Executive Office of the Governor, the President of
2408 the Senate, and the Speaker of the House of Representatives by
2409 November 1, 2020, which lists each lease contract for private
2410 office or storage space, the status of renegotiations, and the
2411 savings achieved. This section expires July 1, 2021.

2412 Section 67. In order to implement Specific Appropriations
2413 2820 through 2832 of the 2020-2021 General Appropriations Act,
2414 and notwithstanding rule 60A-1.031, Florida Administrative Code,
2415 the transaction fee collected for use of the online procurement
2416 system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c),
2417 Florida Statutes, is seven-tenths of 1 percent for the 2020-2021
2418 fiscal year only. This section expires July 1, 2021.

2419 Section 68. In order to implement appropriations
2420 authorized in the 2020-2021 General Appropriations Act for data
2421 center services, and notwithstanding s. 216.292(2)(a), Florida
2422 Statutes, an agency may not transfer funds from a data
2423 processing category to a category other than another data
2424 processing category. This section expires July 1, 2021.

2425 Section 69. In order to implement the appropriation of

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2426 funds in the appropriation category "Data Processing Assessment-
 2427 Department of Management Services" in the 2020-2021 General
 2428 Appropriations Act, and pursuant to the notice, review, and
 2429 objection procedures of s. 216.177, Florida Statutes, the
 2430 Executive Office of the Governor may transfer funds appropriated
 2431 in that category between departments in order to align the
 2432 budget authority granted based on the estimated billing cycle
 2433 and methodology used by the Department of Management Services
 2434 for data processing services provided. This section expires July
 2435 1, 2021.

2436 Section 70. In order to implement the appropriation of
 2437 funds in the appropriation category "Special Categories-Risk
 2438 Management Insurance" in the 2020-2021 General Appropriations
 2439 Act, and pursuant to the notice, review, and objection
 2440 procedures of s. 216.177, Florida Statutes, the Executive Office
 2441 of the Governor may transfer funds appropriated in that category
 2442 between departments in order to align the budget authority
 2443 granted with the premiums paid by each department for risk
 2444 management insurance. This section expires July 1, 2021.

2445 Section 71. In order to implement the appropriation of
 2446 funds in the appropriation category "Special Categories-Transfer
 2447 to Department of Management Services-Human Resources Services
 2448 Purchased per Statewide Contract" in the 2020-2021 General
 2449 Appropriations Act, and pursuant to the notice, review, and
 2450 objection procedures of s. 216.177, Florida Statutes, the

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2451 Executive Office of the Governor may transfer funds appropriated
 2452 in that category between departments in order to align the
 2453 budget authority granted with the assessments that must be paid
 2454 by each agency to the Department of Management Services for
 2455 human resource management services. This section expires July 1,
 2456 2021.

2457 Section 72. In order to implement Specific Appropriations
 2458 2388 through 2391 of the 2020-2021 General Appropriations Act:

2459 (1) The Department of Financial Services shall replace the
 2460 four main components of the Florida Accounting Information
 2461 Resource Subsystem (FLAIR), which include central FLAIR,
 2462 departmental FLAIR, payroll, and information warehouse, and
 2463 shall replace the cash management and accounting management
 2464 components of the Cash Management Subsystem (CMS) with an
 2465 integrated enterprise system that allows the state to organize,
 2466 define, and standardize its financial management business
 2467 processes and that complies with ss. 215.90-215.96, Florida
 2468 Statutes. The department may not include in the replacement of
 2469 FLAIR and CMS:

2470 (a) Functionality that duplicates any of the other
 2471 information subsystems of the Florida Financial Management
 2472 Information System; or

2473 (b) Agency business processes related to any of the
 2474 functions included in the Personnel Information System, the
 2475 Purchasing Subsystem, or the Legislative Appropriations

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2476 | System/Planning and Budgeting Subsystem.

2477 | (2) For purposes of replacing FLAIR and CMS, the

2478 | Department of Financial Services shall:

2479 | (a) Take into consideration the cost and implementation

2480 | data identified for Option 3 as recommended in the March 31,

2481 | 2014, Florida Department of Financial Services FLAIR Study,

2482 | version 031.

2483 | (b) Ensure that all business requirements and technical

2484 | specifications have been provided to all state agencies for

2485 | their review and input and approved by the executive steering

2486 | committee established in paragraph (c).

2487 | (c) Implement a project governance structure that includes

2488 | an executive steering committee composed of:

2489 | 1. The Chief Financial Officer or the executive sponsor of

2490 | the project.

2491 | 2. A representative of the Division of Treasury of the

2492 | Department of Financial Services, appointed by the Chief

2493 | Financial Officer.

2494 | 3. A representative of the Division of Information Systems

2495 | of the Department of Financial Services, appointed by the Chief

2496 | Financial Officer.

2497 | 4. Four employees from the Division of Accounting and

2498 | Auditing of the Department of Financial Services, appointed by

2499 | the Chief Financial Officer. Each employee must have experience

2500 | relating to at least one of the four main components that

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2501 compose FLAIR.

2502 5. Two employees from the Executive Office of the
 2503 Governor, appointed by the Governor. One employee must have
 2504 experience relating to the Legislative Appropriations
 2505 System/Planning and Budgeting Subsystem.

2506 6. One employee from the Department of Revenue, appointed
 2507 by the executive director, who has experience relating to the
 2508 department's SUNTAX system.

2509 7. Two employees from the Department of Management
 2510 Services, appointed by the Secretary of Management Services. One
 2511 employee must have experience relating to the department's
 2512 personnel information subsystem and one employee must have
 2513 experience relating to the department's purchasing subsystem.

2514 8. Three state agency administrative services directors,
 2515 appointed by the Governor. One director must represent a
 2516 regulatory and licensing state agency and one director must
 2517 represent a health care-related state agency.

2518 (3) The Chief Financial Officer or the executive sponsor
 2519 of the project shall serve as chair of the executive steering
 2520 committee, and the committee shall take action by a vote of at
 2521 least eight affirmative votes with the Chief Financial Officer
 2522 or the executive sponsor of the project voting on the prevailing
 2523 side. A quorum of the executive steering committee consists of
 2524 at least 10 members.

2525 (4) The executive steering committee has the overall

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2526 responsibility for ensuring that the project to replace FLAIR
 2527 and CMS meets its primary business objectives and shall:

2528 (a) Identify and recommend to the Executive Office of the
 2529 Governor, the President of the Senate, and the Speaker of the
 2530 House of Representatives any statutory changes needed to
 2531 implement the replacement subsystem that will standardize, to
 2532 the fullest extent possible, the state's financial management
 2533 business processes.

2534 (b) Review and approve any changes to the project's scope,
 2535 schedule, and budget which do not conflict with the requirements
 2536 of subsection (1).

2537 (c) Ensure that adequate resources are provided throughout
 2538 all phases of the project.

2539 (d) Approve all major project deliverables.

2540 (e) Approve all solicitation-related documents associated
 2541 with the replacement of FLAIR and CMS.

2542 (5) This section expires July 1, 2021.

2543 Section 73. In order to implement Specific Appropriations
 2544 2900 through 2946 of the 2020-2021 General Appropriations Act,
 2545 section 29 of chapter 2019-118, Laws of Florida, is amended to
 2546 read:

2547 Section 29. Florida Cybersecurity Task Force.—

2548 (1) The Florida Cybersecurity Task Force, a task force as
 2549 defined in s. 20.03(8), Florida Statutes, is created adjunct to
 2550 the Department of Management Services to review and conduct an

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2551 assessment of the state's cybersecurity infrastructure,
 2552 governance, and operations. Except as otherwise provided in this
 2553 section, the task force shall operate in a manner consistent
 2554 with s. 20.052, Florida Statutes.

2555 (2) The task force consists of the following members:

2556 (a) The Lieutenant Governor, or his or her designee, who
 2557 shall serve as chair of the task force.

2558 (b) A representative of the computer crime center of the
 2559 Department of Law Enforcement, appointed by the executive
 2560 director of the department.

2561 (c) A representative of the fusion center of the
 2562 Department of Law Enforcement, appointed by the executive
 2563 director of the department.

2564 (d) The state chief information officer.

2565 (e) The state chief information security officer.

2566 (f) A representative of the Division of Emergency
 2567 Management within the Executive Office of the Governor,
 2568 appointed by the director of the division.

2569 (g) A representative of the Office of the Chief Inspector
 2570 General in the Executive Office of the Governor, appointed by
 2571 the Chief Inspector General.

2572 (h) An individual appointed by the President of the
 2573 Senate.

2574 (i) An individual appointed by the Speaker of the House of
 2575 Representatives.

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- 2576 (j) Members of the private sector appointed by the
 2577 Governor.
- 2578 (3) The task force shall convene by October 1, 2019, and
 2579 shall meet as necessary, but at least quarterly, at the call of
 2580 the chair. The Division of State Technology within the
 2581 Department of Management Services shall provide staffing and
 2582 administrative support to the task force.
- 2583 (4) The task force shall:
- 2584 (a) Recommend methods to secure the state's network
 2585 systems and data, including standardized plans and procedures to
 2586 identify developing threats and to prevent unauthorized access
 2587 and destruction of data.
- 2588 (b) Identify and recommend remediation, if necessary, of
 2589 high-risk cybersecurity issues facing state government.
- 2590 (c) Recommend a process to regularly assess cybersecurity
 2591 infrastructure and activities of executive branch agencies.
- 2592 (d) Identify gaps in the state's overall cybersecurity
 2593 infrastructure, governance, and current operations. Based on any
 2594 findings of gaps or deficiencies, the task force shall make
 2595 recommendations for improvement.
- 2596 (e) Recommend cybersecurity improvements for the state's
 2597 emergency management and disaster response systems.
- 2598 (f) Recommend cybersecurity improvements of the state data
 2599 center.
- 2600 (g) Review and recommend improvements relating to the

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2601 state's current operational plans for the response,
 2602 coordination, and recovery from a cybersecurity attack.

2603 (5) All executive branch departments and agencies shall
 2604 cooperate fully with requests for information made by the task
 2605 force.

2606 (6) On or before February 1, 2021 ~~November 1, 2020~~, the
 2607 task force shall submit a final report of its findings and
 2608 recommendations to the Governor, the President of the Senate,
 2609 and the Speaker of the House of Representatives.

2610 (7) This section expires May ~~January~~ 1, 2021.

2611 Section 74. In order to implement Specific Appropriation
 2612 1633 of the 2020-2021 General Appropriations Act, paragraph (d)
 2613 of subsection (11) of section 216.181, Florida Statutes, is
 2614 amended to read:

2615 216.181 Approved budgets for operations and fixed capital
 2616 outlay.—

2617 (11)

2618 (d) Notwithstanding paragraph (b) and paragraph (2) (b),
 2619 and for the 2020-2021 ~~2019-2020~~ fiscal year only, the
 2620 Legislative Budget Commission may increase the amounts
 2621 appropriated to the Fish and Wildlife Conservation Commission or
 2622 the Department of Environmental Protection for fixed capital
 2623 outlay projects, including additional fixed capital outlay
 2624 projects, using funds provided to the state from the Gulf
 2625 Environmental Benefit Fund administered by the National Fish and

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2626 Wildlife Foundation; funds provided to the state from the Gulf
 2627 Coast Restoration Trust Fund related to the Resources and
 2628 Ecosystems Sustainability, Tourist Opportunities, and Revived
 2629 Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds
 2630 provided by the British Petroleum Corporation (BP) for natural
 2631 resource damage assessment restoration projects. Concurrent with
 2632 submission of an amendment to the Legislative Budget Commission
 2633 pursuant to this paragraph, any project that carries a
 2634 continuing commitment for future appropriations by the
 2635 Legislature must be specifically identified, together with the
 2636 projected amount of the future commitment associated with the
 2637 project and the fiscal years in which the commitment is expected
 2638 to commence. This paragraph expires July 1, 2021 ~~2020~~.

2639
 2640 The provisions of this subsection are subject to the notice and
 2641 objection procedures set forth in s. 216.177.

2642 Section 75. In order to implement specific appropriations
 2643 from the land acquisition trust funds within the Department of
 2644 Agriculture and Consumer Services, the Department of
 2645 Environmental Protection, the Department of State, and the Fish
 2646 and Wildlife Conservation Commission, which are contained in the
 2647 2020-2021 General Appropriations Act, subsection (3) of section
 2648 215.18, Florida Statutes, is amended to read:

2649 215.18 Transfers between funds; limitation.—

2650 (3) Notwithstanding subsection (1) and only with respect

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2651 to a land acquisition trust fund in the Department of
 2652 Agriculture and Consumer Services, the Department of
 2653 Environmental Protection, the Department of State, or the Fish
 2654 and Wildlife Conservation Commission, whenever there is a
 2655 deficiency in a land acquisition trust fund which would render
 2656 that trust fund temporarily insufficient to meet its just
 2657 requirements, including the timely payment of appropriations
 2658 from that trust fund, and other trust funds in the State
 2659 Treasury have moneys that are for the time being or otherwise in
 2660 excess of the amounts necessary to meet the just requirements,
 2661 including appropriated obligations, of those other trust funds,
 2662 the Governor may order a temporary transfer of moneys from one
 2663 or more of the other trust funds to a land acquisition trust
 2664 fund in the Department of Agriculture and Consumer Services, the
 2665 Department of Environmental Protection, the Department of State,
 2666 or the Fish and Wildlife Conservation Commission. Any action
 2667 proposed pursuant to this subsection is subject to the notice,
 2668 review, and objection procedures of s. 216.177, and the Governor
 2669 shall provide notice of such action at least 7 days before the
 2670 effective date of the transfer of trust funds, except that
 2671 during July 2020 ~~2019~~, notice of such action shall be provided
 2672 at least 3 days before the effective date of a transfer unless
 2673 such 3-day notice is waived by the chair and vice-chair of the
 2674 Legislative Budget Commission. Any transfer of trust funds to a
 2675 land acquisition trust fund in the Department of Agriculture and

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2676 Consumer Services, the Department of Environmental Protection,
 2677 the Department of State, or the Fish and Wildlife Conservation
 2678 Commission must be repaid to the trust funds from which the
 2679 moneys were loaned by the end of the 2020-2021 ~~2019-2020~~ fiscal
 2680 year. The Legislature has determined that the repayment of the
 2681 other trust fund moneys temporarily loaned to a land acquisition
 2682 trust fund in the Department of Agriculture and Consumer
 2683 Services, the Department of Environmental Protection, the
 2684 Department of State, or the Fish and Wildlife Conservation
 2685 Commission pursuant to this subsection is an allowable use of
 2686 the moneys in a land acquisition trust fund because the moneys
 2687 from other trust funds temporarily loaned to a land acquisition
 2688 trust fund shall be expended solely and exclusively in
 2689 accordance with s. 28, Art. X of the State Constitution. This
 2690 subsection expires July 1, 2021 ~~2020~~.

2691 Section 76. (1) In order to implement specific
 2692 appropriations from the land acquisition trust funds within the
 2693 Department of Agriculture and Consumer Services, the Department
 2694 of Environmental Protection, the Department of State, and the
 2695 Fish and Wildlife Conservation Commission, which are contained
 2696 in the 2020-2021 General Appropriations Act, the Department of
 2697 Environmental Protection shall transfer revenues from the Land
 2698 Acquisition Trust Fund within the department to the land
 2699 acquisition trust funds within the Department of Agriculture and
 2700 Consumer Services, the Department of State, and the Fish and

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2701 Wildlife Conservation Commission, as provided in this section.
 2702 As used in this section, the term "department" means the
 2703 Department of Environmental Protection.

2704 (2) After subtracting any required debt service payments,
 2705 the proportionate share of revenues to be transferred to each
 2706 land acquisition trust fund shall be calculated by dividing the
 2707 appropriations from each of the land acquisition trust funds for
 2708 the fiscal year by the total appropriations from the Land
 2709 Acquisition Trust Fund within the department and the land
 2710 acquisition trust funds within the Department of Agriculture and
 2711 Consumer Services, the Department of State, and the Fish and
 2712 Wildlife Conservation Commission for the fiscal year. The
 2713 department shall transfer the proportionate share of the
 2714 revenues in the Land Acquisition Trust Fund within the
 2715 department on a monthly basis to the appropriate land
 2716 acquisition trust funds within the Department of Agriculture and
 2717 Consumer Services, the Department of State, and the Fish and
 2718 Wildlife Conservation Commission and shall retain its
 2719 proportionate share of the revenues in the Land Acquisition
 2720 Trust Fund within the department. Total distributions to a land
 2721 acquisition trust fund within the Department of Agriculture and
 2722 Consumer Services, the Department of State, and the Fish and
 2723 Wildlife Conservation Commission may not exceed the total
 2724 appropriations from such trust fund for the fiscal year.

2725 (3) In addition, the department shall transfer from the

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2726 Land Acquisition Trust Fund to land acquisition trust funds
 2727 within the Department of Agriculture and Consumer Services, the
 2728 Department of State, and the Fish and Wildlife Conservation
 2729 Commission amounts equal to the difference between the amounts
 2730 appropriated in chapter 2019-115, Laws of Florida, to the
 2731 department's Land Acquisition Trust Fund and the other land
 2732 acquisition trust funds, and the amounts actually transferred
 2733 between those trust funds during the 2019-2020 fiscal year.

2734 (4) The department may advance funds from the beginning
 2735 unobligated fund balance in the Land Acquisition Trust Fund to
 2736 the Land Acquisition Trust Fund within the Fish and Wildlife
 2737 Conservation Commission needed for cash flow purposes based on a
 2738 detailed expenditure plan. The department shall prorate amounts
 2739 transferred quarterly to the Fish and Wildlife Conservation
 2740 Commission to recoup the amount of funds advanced by June 30,
 2741 2021.

2742 (5) This section expires July 1, 2021.

2743 Section 77. In order to implement appropriations from the
 2744 Land Acquisition Trust Fund within the Department of
 2745 Environmental Protection in the 2020-2021 General Appropriations
 2746 Act, paragraph (b) of subsection (3) of section 375.041, Florida
 2747 Statutes, is amended to read:

2748 375.041 Land Acquisition Trust Fund.—

2749 (3) Funds distributed into the Land Acquisition Trust Fund
 2750 pursuant to s. 201.15 shall be applied:

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2751 (b) Of the funds remaining after the payments required
 2752 under paragraph (a), but before funds may be appropriated,
 2753 pledged, or dedicated for other uses:

2754 1. A minimum of the lesser of 25 percent or \$200 million
 2755 shall be appropriated annually for Everglades projects that
 2756 implement the Comprehensive Everglades Restoration Plan as set
 2757 forth in s. 373.470, including the Central Everglades Planning
 2758 Project subject to Congressional authorization; the Long-Term
 2759 Plan as defined in s. 373.4592(2); and the Northern Everglades
 2760 and Estuaries Protection Program as set forth in s. 373.4595.
 2761 From these funds, \$32 million shall be distributed each fiscal
 2762 year through the 2023-2024 fiscal year to the South Florida
 2763 Water Management District for the Long-Term Plan as defined in
 2764 s. 373.4592(2). After deducting the \$32 million distributed
 2765 under this subparagraph, from the funds remaining, a minimum of
 2766 the lesser of 76.5 percent or \$100 million shall be appropriated
 2767 each fiscal year through the 2025-2026 fiscal year for the
 2768 planning, design, engineering, and construction of the
 2769 Comprehensive Everglades Restoration Plan as set forth in s.
 2770 373.470, including the Central Everglades Planning Project, the
 2771 Everglades Agricultural Area Storage Reservoir Project, the Lake
 2772 Okeechobee Watershed Project, the C-43 West Basin Storage
 2773 Reservoir Project, the Indian River Lagoon-South Project, the
 2774 Western Everglades Restoration Project, and the Picayune Strand
 2775 Restoration Project. The Department of Environmental Protection

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2776 and the South Florida Water Management District shall give
 2777 preference to those Everglades restoration projects that reduce
 2778 harmful discharges of water from Lake Okeechobee to the St.
 2779 Lucie or Caloosahatchee estuaries in a timely manner. For the
 2780 purpose of performing the calculation provided in this
 2781 subparagraph, the amount of debt service paid pursuant to
 2782 paragraph (a) for bonds issued after July 1, 2016, for the
 2783 purposes set forth under paragraph (b) shall be added to the
 2784 amount remaining after the payments required under paragraph
 2785 (a). The amount of the distribution calculated shall then be
 2786 reduced by an amount equal to the debt service paid pursuant to
 2787 paragraph (a) on bonds issued after July 1, 2016, for the
 2788 purposes set forth under this subparagraph.

2789 2. A minimum of the lesser of 7.6 percent or \$50 million
 2790 shall be appropriated annually for spring restoration,
 2791 protection, and management projects. For the purpose of
 2792 performing the calculation provided in this subparagraph, the
 2793 amount of debt service paid pursuant to paragraph (a) for bonds
 2794 issued after July 1, 2016, for the purposes set forth under
 2795 paragraph (b) shall be added to the amount remaining after the
 2796 payments required under paragraph (a). The amount of the
 2797 distribution calculated shall then be reduced by an amount equal
 2798 to the debt service paid pursuant to paragraph (a) on bonds
 2799 issued after July 1, 2016, for the purposes set forth under this
 2800 subparagraph.

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2801 3. The sum of \$5 million shall be appropriated annually
 2802 each fiscal year through the 2025-2026 fiscal year to the St.
 2803 Johns River Water Management District for projects dedicated to
 2804 the restoration of Lake Apopka. This distribution shall be
 2805 reduced by an amount equal to the debt service paid pursuant to
 2806 paragraph (a) on bonds issued after July 1, 2016, for the
 2807 purposes set forth in this subparagraph.

2808 4. The sum of \$64 million is appropriated and shall be
 2809 transferred to the Everglades Trust Fund for the 2018-2019
 2810 fiscal year, and each fiscal year thereafter, for the EAA
 2811 reservoir project pursuant to s. 373.4598. Any funds remaining
 2812 in any fiscal year shall be made available only for Phase II of
 2813 the C-51 reservoir project or projects identified in
 2814 subparagraph 1. and must be used in accordance with laws
 2815 relating to such projects. Any funds made available for such
 2816 purposes in a fiscal year are in addition to the amount
 2817 appropriated under subparagraph 1. This distribution shall be
 2818 reduced by an amount equal to the debt service paid pursuant to
 2819 paragraph (a) on bonds issued after July 1, 2017, for the
 2820 purposes set forth in this subparagraph.

2821 5. Notwithstanding subparagraph 3., for the 2020-2021
 2822 ~~2019-2020~~ fiscal year, funds shall be appropriated as provided
 2823 in the General Appropriations Act. This subparagraph expires
 2824 July 1, 2021 ~~2020~~.

2825 Section 78. In order to implement Specific Appropriations

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2826 1443 through 1452 of the 2020-2021 General Appropriations Act,
 2827 subsection (4) of section 570.441, Florida Statutes, is amended
 2828 to read:

2829 570.441 Pest Control Trust Fund.—

2830 (4) In addition to the uses authorized under subsection
 2831 (2), moneys collected or received by the department under
 2832 chapter 482 may be used to carry out the provisions of s.
 2833 570.44. This subsection expires July 1, 2021 ~~June 30, 2020~~.

2834 Section 79. In order to implement Specific Appropriation
 2835 1380 of the 2020-2021 General Appropriations Act, and
 2836 notwithstanding the expiration date in section 91 of chapter
 2837 2019-116, Laws of Florida, paragraph (a) of subsection (1) of
 2838 section 570.93, Florida Statutes, is reenacted to read:

2839 570.93 Department of Agriculture and Consumer Services;
 2840 agricultural water conservation and agricultural water supply
 2841 planning.—

2842 (1) The department shall establish an agricultural water
 2843 conservation program that includes the following:

2844 (a) A cost-share program, coordinated with the United
 2845 States Department of Agriculture and other federal, state,
 2846 regional, and local agencies when appropriate, for irrigation
 2847 system retrofit and application of mobile irrigation laboratory
 2848 evaluations, and for water conservation and water quality
 2849 improvement pursuant to s. 403.067(7)(c).

2850 Section 80. The amendment to s. 570.93(1)(a), Florida

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2851 Statutes, as carried forward from chapter 2019-116, Laws of
 2852 Florida, by this act expires July 1, 2021, and the text of that
 2853 paragraph shall revert to that in existence on June 30, 2019,
 2854 except that any amendments to such text enacted other than by
 2855 this act shall be preserved and continue to operate to the
 2856 extent that such amendments are not dependent upon the portions
 2857 of text which expire pursuant to this section.

2858 Section 81. In order to implement Specific Appropriations
 2859 1453 through 1459 of the 2020-2021 General Appropriations Act,
 2860 upon the expiration and reversion of the amendment made to
 2861 section 525.07, Florida Statutes, pursuant to section 93 of
 2862 chapter 2019-116, Laws of Florida, subsection (1) of section
 2863 525.07, Florida Statutes, is amended to read:

2864 525.07 Powers and duties of department; inspections;
 2865 unlawful acts.—

2866 (1)(a) The department shall inspect all measuring devices
 2867 used in selling or distributing petroleum fuel at wholesale and
 2868 retail.

2869 (b) The department may affix a sticker to each petroleum
 2870 measuring device. Using only a combination of lettering,
 2871 numbering, words, or the department logo, the sticker must
 2872 signify that the device has been inspected by the department and
 2873 that the device owner is responsible for its proper use and
 2874 maintenance. Any sticker which has been affixed to a petroleum
 2875 measuring device by the department which does not meet the

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2876 specifications of this paragraph must be removed by September
 2877 15, 2020. This paragraph expires July 1, 2021.

2878 Section 82. In order to implement Specific Appropriation
 2879 1728 of the 2020-2021 General Appropriations Act, paragraph (m)
 2880 of subsection (3) of section 259.105, Florida Statutes, is
 2881 amended to read:

2882 259.105 The Florida Forever Act.—

2883 (3) Less the costs of issuing and the costs of funding
 2884 reserve accounts and other costs associated with bonds, the
 2885 proceeds of cash payments or bonds issued pursuant to this
 2886 section shall be deposited into the Florida Forever Trust Fund
 2887 created by s. 259.1051. The proceeds shall be distributed by the
 2888 Department of Environmental Protection in the following manner:

2889 (m) Notwithstanding paragraphs (a)-(j) and for the 2020-
 2890 2021 ~~2019-2020~~ fiscal year, the amount of \$6 ~~\$33~~ million to only
 2891 ~~the Division of State Lands within~~ the Department of
 2892 Environmental Protection for grants pursuant to s. 375.075 ~~the~~
 2893 ~~Board of Trustees Florida Forever Priority List land acquisition~~
 2894 ~~projects~~. This paragraph expires July 1, 2021 ~~2020~~.

2895 Section 83. In order to implement Specific Appropriation
 2896 1701 of the 2020-2021 General Appropriations Act, paragraph (g)
 2897 of subsection (15) of section 376.3071, Florida Statutes, as
 2898 created by CS/SB 702 during the 2020 Regular Session, is amended
 2899 to read:

2900 376.3071 Inland Protection Trust Fund; creation; purposes;

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2901 funding.—

2902 (15) ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The

2903 department shall pay, pursuant to this subsection, up to \$10

2904 million each fiscal year from the fund for the costs of labor

2905 and equipment to repair or replace petroleum storage systems

2906 that may have been damaged due to the storage of fuels blended

2907 with ethanol or biodiesel, or for preventive measures to reduce

2908 the potential for such damage.

2909 (g) Payments may not be made for the following:

2910 1. Proposal costs or costs related to preparation of the

2911 application and required documentation;

2912 2. Certified public accountant costs;

2913 3. Except as provided in paragraph (j) ~~subsection (k)~~, any

2914 costs in excess of the amount approved by the department under

2915 paragraph (b) or which are not in substantial compliance with

2916 the purchase order;

2917 4. Costs associated with storage tanks, piping, or

2918 ancillary equipment that has previously been repaired or

2919 replaced for which costs have been paid under this section;

2920 5. Facilities that are not in compliance with department

2921 storage tank rules, until the noncompliance issues have been

2922 resolved; or

2923 6. Costs associated with damage to petroleum storage

2924 systems caused in whole or in part by causes other than the

2925 storage of fuels blended with ethanol or biodiesel.

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2926 Section 84. The amendment to s. 376.3071(15)(g), Florida
 2927 Statutes, by this act expires July 1, 2021, and the text of that
 2928 paragraph shall revert to that in existence on June 30, 2020,
 2929 except that any amendments to such text enacted other than this
 2930 act shall be preserved and continue to operate to the extent
 2931 that such amendments are not dependent upon the portion of text
 2932 which expire pursuant to this section.

2933 Section 85. In order to implement Specific Appropriation
 2934 1620 of the 2020-2021 General Appropriations Act and to provide
 2935 a unified procedure to verify implementation of water quality
 2936 monitoring pursuant to s. 403.067(7)(d)2.a., Florida Statutes,
 2937 the rulemaking required by s. 373.4595(3)(b)21., (4)(b)8., and
 2938 (4)(d)8., Florida Statutes, are limited to procedures to
 2939 implement water quality monitoring required in lieu of
 2940 implementation of best management practices or other measures
 2941 and replace existing rule 40E-61, Florida Administrative Code.
 2942 This section expires July 1, 2021.

2943 Section 86. In order to implement Specific Appropriation
 2944 2659 of the 2020-2021 General Appropriations Act, paragraph (b)
 2945 of subsection (3) and subsection (5) of section 321.04, Florida
 2946 Statutes, are amended to read:

2947 321.04 Personnel of the highway patrol; rank
 2948 classifications; probationary status of new patrol officers;
 2949 subsistence; special assignments.—

2950 (3)(b) For the 2020-2021 ~~2019-2020~~ fiscal year only, upon

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2951 the request of the Governor, the Department of Highway Safety
 2952 and Motor Vehicles shall assign one or more patrol officers to
 2953 the office of the Lieutenant Governor for security services.
 2954 This paragraph expires July 1, 2021 ~~2020~~.

2955 (5) For the 2020-2021 ~~2019-2020~~ fiscal year only, the
 2956 assignment of a patrol officer by the department shall include a
 2957 Cabinet member specified in s. 4, Art. IV of the State
 2958 Constitution if deemed appropriate by the department or in
 2959 response to a threat and upon written request of such Cabinet
 2960 member. This subsection expires July 1, 2021 ~~2020~~.

2961 Section 87. In order to implement Specific Appropriation
 2962 2282A of the 2020-2021 General Appropriations Act, subsection
 2963 (3) of section 420.9079, Florida Statutes, is amended to read:
 2964 420.9079 Local Government Housing Trust Fund.—

2965 (3) For the 2020-2021 ~~2019-2020~~ fiscal year, funds may be
 2966 used as provided in the General Appropriations Act. This
 2967 subsection expires July 1, 2021 ~~2020~~.

2968 Section 88. In order to implement Specific Appropriation
 2969 2281 of the 2020-2021 General Appropriations Act, subsection (2)
 2970 of section 420.0005, Florida Statutes, is amended to read:

2971 420.0005 State Housing Trust Fund; State Housing Fund.—

2972 (2) For the 2020-2021 ~~2019-2020~~ fiscal year, funds may be
 2973 used as provided in the General Appropriations Act. This
 2974 subsection expires July 1, 2021 ~~2020~~.

2975 Section 89. In order to implement Specific Appropriation

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2976 | 2280 of the 2020-2021 General Appropriations Act, subsection (7)
 2977 | is added to section 288.0655, Florida Statutes, to read:

2978 | 288.0655 Rural Infrastructure Fund.—

2979 | (7) For the 2020-2021 fiscal year, the funds appropriated
 2980 | for the grant program for Florida Panhandle counties shall be
 2981 | distributed pursuant to and for the purposes described in the
 2982 | proviso language associated with Specific Appropriation 2280 of
 2983 | the 2020-2021 General Appropriations Act. This subsection
 2984 | expires July 1, 2021.

2985 | Section 90. In order to implement Specific Appropriation
 2986 | 1915 through 1929, 1929F through 1929J, 1943 through 1951, 1953
 2987 | through 1962, and 1999A through 2011 of the 2020-2021 General
 2988 | Appropriations Act, paragraph (c) of subsection (3) and
 2989 | paragraph (g) of subsection (8) of section 338.2278, Florida
 2990 | Statutes, are amended to read:

2991 | 338.2278 Multi-use Corridors of Regional Economic
 2992 | Significance Program.—

2993 | (3)

2994 | (c)1. During the project development phase, the department
 2995 | shall utilize an inclusive, consensus-building mechanism for
 2996 | each proposed multiuse corridor identified in subsection (2).
 2997 | For each multiuse corridor identified in subsection (2), the
 2998 | department shall convene a corridor task force composed of
 2999 | appropriate representatives of:

3000 | a. The Department of Environmental Protection;

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- 3001 b. The Department of Economic Opportunity;
- 3002 c. The Department of Education;
- 3003 d. The Department of Health;
- 3004 e. The Fish and Wildlife Conservation Commission;
- 3005 f. The Department of Agriculture and Consumer Services;
- 3006 g. The local water management district or districts;
- 3007 h. A local government official from each local government
- 3008 within a proposed corridor;
- 3009 i. Metropolitan planning organizations;
- 3010 j. Regional planning councils;
- 3011 k. The community, who may be an individual or a member of
- 3012 a nonprofit community organization, as determined by the
- 3013 department; and
- 3014 1. Appropriate environmental groups, such as 1000 Friends
- 3015 of Florida, Audubon Florida, the Everglades Foundation, The
- 3016 Nature Conservancy, the Florida Sierra Club, and the Florida
- 3017 Wildlife Corridor, as determined by the department.
- 3018 2. The secretary of the department shall appoint the
- 3019 members of the respective corridor task forces by August 1,
- 3020 2019.
- 3021 3. Each corridor task force shall coordinate with the
- 3022 department on pertinent aspects of corridor analysis, including
- 3023 accommodation or colocation of multiple types of infrastructure,
- 3024 addressing issues such as those identified in subsection (1),
- 3025 within or adjacent to the corridor.

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3026 4. Each corridor task force shall evaluate the need for,
 3027 and the economic and environmental impacts of, hurricane
 3028 evacuation impacts of, and land use impacts of, the related
 3029 corridor as identified in subsection (2).

3030 5. Each corridor task force shall hold a public meeting in
 3031 accordance with chapter 286 in each local government
 3032 jurisdiction in which a project within an identified corridor is
 3033 being considered.

3034 6. To the maximum extent feasible, the department shall
 3035 adhere to the recommendations of the task force created for each
 3036 corridor in the design of the multiple modes of transportation
 3037 and multiple types of infrastructure associated with the
 3038 corridor. The task force for each corridor may consider and
 3039 recommend innovative concepts to combine right-of-way
 3040 acquisition with the acquisition of lands or easements to
 3041 facilitate environmental mitigation or ecosystem, wildlife
 3042 habitat, or water quality protection or restoration. The
 3043 department, in consultation with the Department of Environmental
 3044 Protection, may incorporate those features into each corridor
 3045 during the project development phase.

3046 7. The Southwest-Central Florida Connector corridor task
 3047 force shall:

3048 a. Address the impacts of the construction of a project
 3049 within the corridor on panther and other critical wildlife
 3050 habitat and evaluate in its final report the need for

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3051 acquisition of lands for state conservation or as mitigation for
 3052 project construction; and

3053 b. Evaluate wildlife crossing design features to protect
 3054 panther and other critical wildlife habitat corridor
 3055 connections.

3056 8. The Suncoast Connector corridor task force and the
 3057 Northern Turnpike Connector corridor task force shall evaluate
 3058 design features and the need for acquisition of state
 3059 conservation lands that mitigate the impact of project
 3060 construction within the respective corridors on:

3061 a. The water quality and quantity of springs, rivers, and
 3062 aquifer recharge areas;

3063 b. Agricultural land uses; and

3064 c. Wildlife habitat.

3065 9. Each corridor task force shall issue its evaluations in
 3066 a final report that must be submitted to the Governor, the
 3067 President of the Senate, and the Speaker of the House of
 3068 Representatives by November 15, 2020 ~~October 1, 2020~~.

3069 10. The department shall provide affected local
 3070 governments with a copy of the applicable task force report and
 3071 project alignments. Not later than December 31, 2023, a local
 3072 government that has an interchange within its jurisdiction shall
 3073 review the applicable task force report and its local
 3074 comprehensive plan as adopted under chapter 163. The local
 3075 government review must include consideration of whether the area

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3076 in and around the interchange contains appropriate land uses and
3077 natural resource protections and whether the comprehensive plan
3078 should be amended to provide such appropriate uses and
3079 protections.

3080 (8) The amounts identified in subsection (7) by fiscal
3081 year shall be allocated as follows:

3082 (g)1. Except as provided in subparagraph 2., in each
3083 fiscal year in which funding provided under this subsection for
3084 the Small County Road Assistance Program, the Small County
3085 Outreach Program, the Transportation Disadvantaged Trust Fund,
3086 or the workforce development program is not committed by the end
3087 of each fiscal year, such uncommitted funds shall be used by the
3088 department to fund Multi-use Corridors of Regional Economic
3089 Significance Program projects. As provided in s. 339.135(7), the
3090 adopted work program may be amended to transfer funds between
3091 appropriations categories or to increase an appropriation
3092 category to implement this paragraph.

3093 2. For the 2020-2021 fiscal year, funding provided under
3094 this subsection for the Transportation Disadvantaged Trust Fund
3095 under paragraph (a) which is uncommitted at the end of the 2019-
3096 2020 fiscal year may be used as provided in the General
3097 Appropriations Act.

3098 Section 91. The amendments to s. 338.2278(3)(c) and
3099 (8)(g), Florida Statutes, by this act expire July 1, 2021, and
3100 the texts of those paragraphs shall revert to that in existence

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3101 on June 30, 2020, except that any amendments to such text
 3102 enacted other than by this act shall be preserved and continue
 3103 to operate to the extent that such amendments are not dependent
 3104 upon the portions of text which expire pursuant to this section.

3105 Section 92. In order to implement Specific Appropriation
 3106 2267 of the 2020-2021 General Appropriations Act, subsection (4)
 3107 is added to section 288.80125, Florida Statutes, to read:

3108 288.80125 Triumph Gulf Coast Trust Fund.—

3109 (4) For the 2020-2021 fiscal year, funds shall be used for
 3110 the Rebuild Florida Revolving Loan Fund program to provide
 3111 assistance to businesses impacted by Hurricane Michael as
 3112 provided in the General Appropriations Act. This subsection
 3113 expires July 1, 2021.

3114 Section 93. In order to implement Specific Appropriations
 3115 1916 through 1929, 1929F through 1929J, 1943 through 1951, 1953
 3116 through 1962, and 1999A through 2011 of the 2020-2021 General
 3117 Appropriations Act, paragraphs (g) and (h) of subsection (7) of
 3118 section 339.135, Florida Statutes, are amended to read:

3119 339.135 Work program; legislative budget request;
 3120 definitions; preparation, adoption, execution, and amendment.—

3121 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

3122 (g)1. Any work program amendment which also requires the
 3123 transfer of fixed capital outlay appropriations between
 3124 categories within the department or the increase of an
 3125 appropriation category is subject to the approval of the

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3126 | Legislative Budget Commission.

3127 | 2. If a meeting of the Legislative Budget Commission
 3128 | cannot be held within 30 days after the department submits an
 3129 | amendment to the Legislative Budget Commission, the chair and
 3130 | vice chair of the Legislative Budget Commission may authorize
 3131 | such amendment to be approved pursuant to s. 216.177. This
 3132 | subparagraph expires July 1, 2021 ~~2020~~.

3133 | (h)1. Any work program amendment that also adds a new
 3134 | project, or phase thereof, to the adopted work program in excess
 3135 | of \$3 million is subject to approval by the Legislative Budget
 3136 | Commission. Any work program amendment submitted under this
 3137 | paragraph must include, as supplemental information, a list of
 3138 | projects, or phases thereof, in the current 5-year adopted work
 3139 | program which are eligible for the funds within the
 3140 | appropriation category being used for the proposed amendment.
 3141 | The department shall provide a narrative with the rationale for
 3142 | not advancing an existing project, or phase thereof, in lieu of
 3143 | the proposed amendment.

3144 | 2. If a meeting of the Legislative Budget Commission
 3145 | cannot be held within 30 days after the department submits an
 3146 | amendment to the commission, the chair and vice chair of the
 3147 | commission may authorize the amendment to be approved pursuant
 3148 | to s. 216.177. This subparagraph expires July 1, 2021.

3149 | Section 94. In order to implement Specific Appropriations
 3150 | 1916 through 1929, 1929F through 1929J, 1943 through 1951, 1953

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3151 through 1962, and 1999A through 2011 of the 2020-2021 General
3152 Appropriations Act, subsection (6) is added to section 339.63,
3153 Florida Statutes, to read:

3154 339.63 System facilities designated; additions and
3155 deletions.—

3156 (6) Notwithstanding any provision of law to the contrary,
3157 the department is directed to fully fund projects on facilities
3158 that were designated as part of the Strategic Intermodal System
3159 before the most recent designation change, which were approved
3160 by the Secretary of Transportation in May 2019, and for which
3161 the construction has commenced but is not completed. The funding
3162 of such projects shall take precedence over all nonhighway
3163 Strategic Intermodal System capacity improvement projects funded
3164 pursuant to s. 339.61(1). Such funding includes, but is not
3165 limited to, any amendments or supplemental agreements that were
3166 being contemplated by the department to make the projects safe
3167 and functional and for which funding was appropriated as part of
3168 the department's adopted work program for Fiscal Years 2018-
3169 2019, 2019-2020, and the ensuing 5-year period. This subsection
3170 expires July 1, 2021.

3171 Section 95. In order to implement Specific Appropriations
3172 2599 of the 2020-2021 General Appropriations Act, paragraph (d)
3173 of subsection (4) of section 112.061, Florida Statutes, is
3174 amended to read:

3175 112.061 Per diem and travel expenses of public officers,

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3176 employees, and authorized persons; statewide travel management
 3177 system.—

3178 (4) OFFICIAL HEADQUARTERS.—The official headquarters of an
 3179 officer or employee assigned to an office shall be the city or
 3180 town in which the office is located except that:

3181 (d) A Lieutenant Governor who permanently resides outside
 3182 of Leon County, may, if he or she so requests, have an
 3183 appropriate facility in his or her county designated as his or
 3184 her official headquarters for purposes of this section. This
 3185 official headquarters may only serve as the Lieutenant
 3186 Governor's personal office. The Lieutenant Governor may not use
 3187 state funds to lease space in any facility for his or her
 3188 official headquarters.

3189 1. A Lieutenant Governor for whom an official headquarters
 3190 is established in his or her county of residence pursuant to
 3191 this paragraph is eligible for subsistence at a rate to be
 3192 established by the Governor for each day or partial day that the
 3193 Lieutenant Governor is at the State Capitol to conduct official
 3194 state business. In addition to the subsistence allowance, a
 3195 Lieutenant Governor is eligible for reimbursement for
 3196 transportation expenses as provided in subsection (7) for travel
 3197 between the Lieutenant Governor's official headquarters and the
 3198 State Capitol to conduct state business.

3199 2. Payment of subsistence and reimbursement for
 3200 transportation between a Lieutenant Governor's official

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3201 headquarters and the State Capitol shall be made to the extent
 3202 appropriated funds are available, as determined by the Governor.

3203 3. This paragraph expires July 1, 2021 ~~2020~~.

3204 Section 96. In order to implement the salaries and
 3205 benefits, expenses, other personal services, contracted
 3206 services, special categories, and operating capital outlay
 3207 categories of the 2020-2021 General Appropriations Act,
 3208 paragraph (a) of subsection (2) of section 216.292, Florida
 3209 Statutes, is amended to read:

3210 216.292 Appropriations nontransferable; exceptions.—

3211 (2) The following transfers are authorized to be made by
 3212 the head of each department or the Chief Justice of the Supreme
 3213 Court whenever it is deemed necessary by reason of changed
 3214 conditions:

3215 (a) The transfer of appropriations funded from identical
 3216 funding sources, except appropriations for fixed capital outlay,
 3217 and the transfer of amounts included within the total original
 3218 approved budget and plans of releases of appropriations as
 3219 furnished pursuant to ss. 216.181 and 216.192, as follows:

3220 1. Between categories of appropriations within a budget
 3221 entity, if no category of appropriation is increased or
 3222 decreased by more than 5 percent of the original approved budget
 3223 or \$250,000, whichever is greater, by all action taken under
 3224 this subsection.

3225 2. Between budget entities within identical categories of

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3226 appropriations, if no category of appropriation is increased or
 3227 decreased by more than 5 percent of the original approved budget
 3228 or \$250,000, whichever is greater, by all action taken under
 3229 this subsection.

3230 3. Any agency exceeding salary rate established pursuant
 3231 to s. 216.181(8) on June 30th of any fiscal year shall not be
 3232 authorized to make transfers pursuant to subparagraphs 1. and 2.
 3233 in the subsequent fiscal year.

3234 4. Notice of proposed transfers under subparagraphs 1. and
 3235 2. shall be provided to the Executive Office of the Governor and
 3236 the chairs of the legislative appropriations committees at least
 3237 3 days prior to agency implementation in order to provide an
 3238 opportunity for review. The review shall be limited to ensuring
 3239 that the transfer is in compliance with the requirements of this
 3240 paragraph.

3241 5. For the 2020-2021 ~~2019-2020~~ fiscal year, the review
 3242 shall ensure that transfers proposed pursuant to this paragraph
 3243 comply with this chapter, maximize the use of available and
 3244 appropriate trust funds, and are not contrary to legislative
 3245 policy and intent. This subparagraph expires July 1, 2021 ~~2020~~.

3246 Section 97. In order to implement section 8 of the 2020-
 3247 2021 General Appropriations Act, notwithstanding s.
 3248 110.123(3)(f) and (j), Florida Statutes, the Department of
 3249 Management Services shall maintain and offer the same PPO and
 3250 HMO health plan alternatives to the participants of the State

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3251 Group Health Insurance Program during the 2020-2021 fiscal year
 3252 which were in effect for the 2019-2020 fiscal year. This section
 3253 expires July 1, 2021.

3254 Section 98. In order to implement the appropriation of
 3255 funds in the special categories, contracted services, and
 3256 expenses categories of the 2020-2021 General Appropriations Act,
 3257 a state agency may not initiate a competitive solicitation for a
 3258 product or service if the completion of such competitive
 3259 solicitation would:

- 3260 (1) Require a change in law; or
- 3261 (2) Require a change to the agency's budget other than a
 3262 transfer authorized in s. 216.292(2) or (3), Florida Statutes,
 3263 unless the initiation of such competitive solicitation is
 3264 specifically authorized in law, in the General Appropriations
 3265 Act, or by the Legislative Budget Commission.

3266
 3267 This section does not apply to a competitive solicitation for
 3268 which the agency head certifies that a valid emergency exists.
 3269 This section expires July 1, 2021.

3270 Section 99. In order to implement appropriations for
 3271 salaries and benefits of the 2020-2021 General Appropriations
 3272 Act, subsection (6) of section 112.24, Florida Statutes, is
 3273 amended to read:

3274 112.24 Intergovernmental interchange of public employees.—
 3275 To encourage economical and effective utilization of public

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3276 employees in this state, the temporary assignment of employees
3277 among agencies of government, both state and local, and
3278 including school districts and public institutions of higher
3279 education is authorized under terms and conditions set forth in
3280 this section. State agencies, municipalities, and political
3281 subdivisions are authorized to enter into employee interchange
3282 agreements with other state agencies, the Federal Government,
3283 another state, a municipality, or a political subdivision
3284 including a school district, or with a public institution of
3285 higher education. State agencies are also authorized to enter
3286 into employee interchange agreements with private institutions
3287 of higher education and other nonprofit organizations under the
3288 terms and conditions provided in this section. In addition, the
3289 Governor or the Governor and Cabinet may enter into employee
3290 interchange agreements with a state agency, the Federal
3291 Government, another state, a municipality, or a political
3292 subdivision including a school district, or with a public
3293 institution of higher learning to fill, subject to the
3294 requirements of chapter 20, appointive offices which are within
3295 the executive branch of government and which are filled by
3296 appointment by the Governor or the Governor and Cabinet. Under
3297 no circumstances shall employee interchange agreements be
3298 utilized for the purpose of assigning individuals to participate
3299 in political campaigns. Duties and responsibilities of
3300 interchange employees shall be limited to the mission and goals

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3301 of the agencies of government.

3302 (6) For the 2020-2021 ~~2019-2020~~ fiscal year only, the
 3303 assignment of an employee of a state agency as provided in this
 3304 section may be made if recommended by the Governor or Chief
 3305 Justice, as appropriate, and approved by the chairs of the
 3306 legislative appropriations committees. Such actions shall be
 3307 deemed approved if neither chair provides written notice of
 3308 objection within 14 days after receiving notice of the action
 3309 pursuant to s. 216.177. This subsection expires July 1, 2021
 3310 ~~2020~~.

3311 Section 100. In order to implement Specific Appropriations
 3312 2727 and 2728 of the 2020-2021 General Appropriations Act, and
 3313 notwithstanding s. 11.13(1), Florida Statutes, the authorized
 3314 salaries for members of the Legislature for the 2020-2021 fiscal
 3315 year shall be set at the same level in effect on July 1, 2010.
 3316 This section expires July 1, 2021.

3317 Section 101. In order to implement the transfer of funds
 3318 from the General Revenue Fund from trust funds for the 2020-2021
 3319 General Appropriations Act, and notwithstanding the expiration
 3320 date in section 110 of chapter 2019-116, Laws of Florida,
 3321 paragraph (b) of subsection (2) of section 215.32, Florida
 3322 Statutes, is reenacted to read:

3323 215.32 State funds; segregation.—

3324 (2) The source and use of each of these funds shall be as
 3325 follows:

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3326 (b)1. The trust funds shall consist of moneys received by
 3327 the state which under law or under trust agreement are
 3328 segregated for a purpose authorized by law. The state agency or
 3329 branch of state government receiving or collecting such moneys
 3330 is responsible for their proper expenditure as provided by law.
 3331 Upon the request of the state agency or branch of state
 3332 government responsible for the administration of the trust fund,
 3333 the Chief Financial Officer may establish accounts within the
 3334 trust fund at a level considered necessary for proper
 3335 accountability. Once an account is established, the Chief
 3336 Financial Officer may authorize payment from that account only
 3337 upon determining that there is sufficient cash and releases at
 3338 the level of the account.

3339 2. In addition to other trust funds created by law, to the
 3340 extent possible, each agency shall use the following trust funds
 3341 as described in this subparagraph for day-to-day operations:

3342 a. Operations or operating trust fund, for use as a
 3343 depository for funds to be used for program operations funded by
 3344 program revenues, with the exception of administrative
 3345 activities when the operations or operating trust fund is a
 3346 proprietary fund.

3347 b. Operations and maintenance trust fund, for use as a
 3348 depository for client services funded by third-party payors.

3349 c. Administrative trust fund, for use as a depository for
 3350 funds to be used for management activities that are departmental

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3351 in nature and funded by indirect cost earnings and assessments
 3352 against trust funds. Proprietary funds are excluded from the
 3353 requirement of using an administrative trust fund.

3354 d. Grants and donations trust fund, for use as a
 3355 depository for funds to be used for allowable grant or donor
 3356 agreement activities funded by restricted contractual revenue
 3357 from private and public nonfederal sources.

3358 e. Agency working capital trust fund, for use as a
 3359 depository for funds to be used pursuant to s. 216.272.

3360 f. Clearing funds trust fund, for use as a depository for
 3361 funds to account for collections pending distribution to lawful
 3362 recipients.

3363 g. Federal grant trust fund, for use as a depository for
 3364 funds to be used for allowable grant activities funded by
 3365 restricted program revenues from federal sources.

3366
 3367 To the extent possible, each agency must adjust its internal
 3368 accounting to use existing trust funds consistent with the
 3369 requirements of this subparagraph. If an agency does not have
 3370 trust funds listed in this subparagraph and cannot make such
 3371 adjustment, the agency must recommend the creation of the
 3372 necessary trust funds to the Legislature no later than the next
 3373 scheduled review of the agency's trust funds pursuant to s.
 3374 215.3206.

3375 3. All such moneys are hereby appropriated to be expended

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3376 | in accordance with the law or trust agreement under which they
 3377 | were received, subject always to the provisions of chapter 216
 3378 | relating to the appropriation of funds and to the applicable
 3379 | laws relating to the deposit or expenditure of moneys in the
 3380 | State Treasury.

3381 | 4.a. Notwithstanding any provision of law restricting the
 3382 | use of trust funds to specific purposes, unappropriated cash
 3383 | balances from selected trust funds may be authorized by the
 3384 | Legislature for transfer to the Budget Stabilization Fund and
 3385 | General Revenue Fund in the General Appropriations Act.

3386 | b. This subparagraph does not apply to trust funds
 3387 | required by federal programs or mandates; trust funds
 3388 | established for bond covenants, indentures, or resolutions whose
 3389 | revenues are legally pledged by the state or public body to meet
 3390 | debt service or other financial requirements of any debt
 3391 | obligations of the state or any public body; the Division of
 3392 | Licensing Trust Fund in the Department of Agriculture and
 3393 | Consumer Services; the State Transportation Trust Fund; the
 3394 | trust fund containing the net annual proceeds from the Florida
 3395 | Education Lotteries; the Florida Retirement System Trust Fund;
 3396 | trust funds under the management of the State Board of Education
 3397 | or the Board of Governors of the State University System, where
 3398 | such trust funds are for auxiliary enterprises, self-insurance,
 3399 | and contracts, grants, and donations, as those terms are defined
 3400 | by general law; trust funds that serve as clearing funds or

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3401 accounts for the Chief Financial Officer or state agencies;
3402 trust funds that account for assets held by the state in a
3403 trustee capacity as an agent or fiduciary for individuals,
3404 private organizations, or other governmental units; and other
3405 trust funds authorized by the State Constitution.

3406 Section 102. The text of s. 215.32(2)(b), Florida
3407 Statutes, as carried forward from chapter 2011-47, Laws of
3408 Florida, by this act expires July 1, 2021, and the text of that
3409 paragraph shall revert to that in existence on June 30, 2011,
3410 except that any amendments to such text enacted other than by
3411 this act shall be preserved and continue to operate to the
3412 extent that such amendments are not dependent upon the portions
3413 of text which expire pursuant to this section.

3414 Section 103. In order to implement appropriations in the
3415 2020-2021 General Appropriations Act for state employee travel,
3416 the funds appropriated to each state agency which may be used
3417 for travel by state employees are limited during the 2020-2021
3418 fiscal year to travel for activities that are critical to each
3419 state agency's mission. Funds may not be used for travel by
3420 state employees to foreign countries, other states, conferences,
3421 staff training activities, or other administrative functions
3422 unless the agency head has approved, in writing, that such
3423 activities are critical to the agency's mission. The agency head
3424 shall consider using teleconferencing and other forms of
3425 electronic communication to meet the needs of the proposed

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3426 activity before approving mission-critical travel. This section
 3427 does not apply to travel for law enforcement purposes, military
 3428 purposes, emergency management activities, or public health
 3429 activities. This section expires July 1, 2021.

3430 Section 104. In order to implement appropriations in the
 3431 2020-2021 General Appropriations Act for state employee travel
 3432 and notwithstanding s. 112.061, Florida Statutes, costs for
 3433 lodging associated with a meeting, conference, or convention
 3434 organized or sponsored in whole or in part by a state agency or
 3435 the judicial branch may not exceed \$175 per day. An employee may
 3436 expend his or her own funds for any lodging expenses in excess
 3437 of \$175 per day. For purposes of this section, a meeting does
 3438 not include travel activities for conducting an audit,
 3439 examination, inspection, or investigation or travel activities
 3440 related to a litigation or emergency response. This section
 3441 expires July 1, 2021.

3442 Section 105. In order to implement the appropriation of
 3443 funds in the special categories, contracted services, and
 3444 expenses categories of the 2020-2021 General Appropriations Act,
 3445 a state agency may not enter into a contract containing a
 3446 nondisclosure clause that prohibits the contractor from
 3447 disclosing information relevant to the performance of the
 3448 contract to members or staff of the Senate or the House of
 3449 Representatives. This section expires July 1, 2021.

3450 Section 106. In order to implement the appropriation of

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3451 funds in the special categories, contracted services, and
 3452 expenses categories of the 2020-2021 General Appropriations Act,
 3453 section 216.1366, Florida Statutes, is created to read:

3454 216.1366 Contract terms.—

3455 (1) In order to preserve the interest of the state in the
 3456 prudent expenditure of state funds, each public agency contract
 3457 for services entered into or amended on or after July 1, 2020,
 3458 shall authorize the public agency to inspect the:

3459 (a) Financial records, papers, and documents of the
 3460 contractor that are directly related to the performance of the
 3461 contract or the expenditure of state funds.

3462 (b) Programmatic records, papers, and documents of the
 3463 contractor which the public agency determines are necessary to
 3464 monitor the performance of the contract or to ensure that the
 3465 terms of the contract are being met.

3466 (2) The contract shall require the contractor to provide
 3467 such records, papers, and documents requested by the public
 3468 agency within 10 business days after the request is made.

3469 (3) This section expires July 1, 2021.

3470 Section 107. In order to implement Specific Appropriation
 3471 2598 and 2599 of the 2020-2021 General Appropriations Act,
 3472 section 14.35, Florida Statutes, is created to read:

3473 14.35 Governor's Medal of Freedom.—

3474 (1) The Governor may present, in the name of the State of
 3475 Florida, a medal to be known as the "Governor's Medal of

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3476 Freedom," which shall bear a suitable inscription and ribbon of
 3477 appropriate design, to any person who has made an especially
 3478 meritorious contribution to the interests and citizens of the
 3479 state, its culture, or other significant public or private
 3480 endeavor.

3481 (2) (a) In the event of the death of an individual who has
 3482 been chosen to receive the Governor's Medal of Freedom, the
 3483 medal may be presented to a designated representative of the
 3484 chosen recipient.

3485 (b) The Governor's Medal of Freedom may only be presented
 3486 to an individual once.

3487 (3) This section expires July 1, 2021.

3488 Section 108. In order to implement Specific Appropriations
 3489 2729 and 2730 of the 2020-2021 General Appropriations Act:

3490 (1) The Local Government Efficiency Task Force, a task
 3491 force as defined in s. 20.03, Florida Statutes, is established
 3492 within the Legislature. The task force shall be supported by
 3493 research services of the Office of Program Policy Analysis and
 3494 Governmental Accountability.

3495 (2) (a) The task force shall consist of six members with
 3496 the Governor, the President of the Senate, and the Speaker of
 3497 the House of Representatives each appointing two members.
 3498 Members must be appointed no later than September 1, 2020.

3499 (b) A vacancy on the task force shall be filled in the
 3500 same manner as the original appointment for the unexpired term.

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3501 (c) The task force shall elect a chair from among its
 3502 members.

3503 (3) Members of the task force shall serve without
 3504 compensation, but are entitled to reimbursement for per diem and
 3505 travel expenses pursuant to s. 112.061, Florida Statutes. The
 3506 task force shall convene its first meeting by November 15, 2020,
 3507 and shall meet as often as necessary to fulfill its
 3508 responsibilities under this section. Meetings may be conducted
 3509 in person or by teleconference or other electronic means.

3510 (4) The task force shall review the governance structure
 3511 and function of local governments and whether any changes are
 3512 necessary to make such governments more efficient.

3513 (5) The task force shall submit a report to the Governor,
 3514 the President of the Senate, and the Speaker of the House of
 3515 Representatives by June 1, 2021.

3516 (6) This section expires June 30, 2021.

3517 Section 109. Any section of this act which implements a
 3518 specific appropriation or specifically identified proviso
 3519 language in the 2020-2021 General Appropriations Act is void if
 3520 the specific appropriation or specifically identified proviso
 3521 language is vetoed. Any section of this act which implements
 3522 more than one specific appropriation or more than one portion of
 3523 specifically identified proviso language in the 2020-2021
 3524 General Appropriations Act is void if all the specific
 3525 appropriations or portions of specifically identified proviso

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3526 | language are vetoed.

3527 | Section 110. If any other act passed during the 2020
 3528 | Regular Session of the Legislature contains a provision that is
 3529 | substantively the same as a provision in this act, but that
 3530 | removes or is otherwise not subject to the future repeal applied
 3531 | to such provision by this act, the Legislature intends that the
 3532 | provision in the other act takes precedence and continues to
 3533 | operate, notwithstanding the future repeal provided by this act.

3534 | Section 111. If any provision of this act or its
 3535 | application to any person or circumstance is held invalid, the
 3536 | invalidity does not affect other provisions or applications of
 3537 | the act which can be given effect without the invalid provision
 3538 | or application, and to this end the provisions of this act are
 3539 | severable.

3540 | Section 112. Except as otherwise expressly provided in
 3541 | this act and except for this section, which shall take effect
 3542 | upon this act becoming a law, this act shall take effect July 1,
 3543 | 2020, or, if this act fails to become a law until after that
 3544 | date, it shall take effect upon becoming a law and shall operate
 3545 | retroactively to July 1, 2020.

3546 |