

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1  
 2 An act implementing the 2022-2023 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 the General Appropriations  
 8 Act; amending s. 1013.62, F.S.; extending for 1 fiscal  
 9 year specified charter school capital outlay funding  
 10 provisions; providing for the future expiration and  
 11 reversion of specified statutory text; amending s.  
 12 1011.62, F.S.; extending for 1 fiscal year  
 13 authorization for the Legislature to provide a funding  
 14 compression and hold harmless allocation; modifying  
 15 the manner of prorating appropriations made under the  
 16 funding compression and hold harmless allocation;  
 17 reenacting s. 1001.26(1), F.S., relating to the public  
 18 broadcasting program system; authorizing the  
 19 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 future  
 23 expiration and reversion of specified statutory text;  
 24 amending s. 1002.45, F.S.; revising conditional  
 25 approval for virtual instruction programs to remain

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

26 | valid for 2 school years, rather than 1 school year;  
 27 | providing for the future expiration and reversion of  
 28 | specified statutory text; amending s. 1008.36, F.S.;  
 29 | revising provisions addressing the Florida School  
 30 | Recognition Program to provide financial rewards to  
 31 | public schools, including charter schools, that met  
 32 | certain criteria between defined time periods;  
 33 | providing for the future expiration and reversion of  
 34 | specified statutory text; authorizing Florida State  
 35 | University to use certain revenues derived from  
 36 | student facilities use fees to pay and secure debt  
 37 | subject to certain criteria for the university's new  
 38 | student union project; authorizing the Agency for  
 39 | Health Care Administration, in consultation with the  
 40 | Department of Health, to submit a budget amendment to  
 41 | realign funding for specified purposes; specifying  
 42 | requirements for such realignment; authorizing the  
 43 | agency to request nonoperating budget authority for  
 44 | transferring certain federal funds to the Department  
 45 | of Health; authorizing the Agency for Health Care  
 46 | Administration to submit a budget amendment to realign  
 47 | Medicaid funding for specified purposes, subject to  
 48 | certain limitations; authorizing the Agency for Health  
 49 | Care Administration and the Department of Health to  
 50 | each submit a budget amendment to realign funding

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

51 within the Florida Kidcare program appropriation  
 52 categories or increase budget authority for certain  
 53 purposes; specifying the time period within each such  
 54 budget amendment must be submitted; amending s.  
 55 381.986, F.S.; extending for 1 year the exemption of  
 56 certain rules pertaining to the medical use of  
 57 marijuana from certain rulemaking requirements;  
 58 reenacting and amending s. 14, chapter 2017-232, Laws  
 59 of Florida; exempting certain rules pertaining to  
 60 medical marijuana adopted to replace emergency rules  
 61 from specified rulemaking requirements; providing for  
 62 the future expiration and reversion of specified law;  
 63 authorizing the Agency for Health Care Administration  
 64 to submit a budget amendment seeking additional  
 65 spending authority to implement specified programs;  
 66 authorizing the Department of Children and Families to  
 67 submit a budget amendment to realign funding within  
 68 the specified areas of the department based on  
 69 implementation for the Guardianship Assistance  
 70 Program; authorizing the Department of Children and  
 71 Families to submit a budget amendment to realign  
 72 funding within the Family Safety Program for specified  
 73 purposes; authorizing the Department of Children and  
 74 Families to submit a budget amendment to realign  
 75 funding between appropriations categories to support

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

76 |       contracted staffing equivalents at the state's mental  
 77 |       health treatment facilities; authorizing the  
 78 |       Department of Health to submit a budget amendment to  
 79 |       increase budget authority for the HIV/AIDS Prevention  
 80 |       and Treatment Program if a certain condition is met;  
 81 |       authorizing the Department of Health to submit a  
 82 |       budget amendment to increase budget authority for the  
 83 |       department if additional federal revenues specific to  
 84 |       COVID-19 relief funds become available; reenacting and  
 85 |       amending s. 21 of chapter 2021-37, Laws of Florida;  
 86 |       prohibiting the Agency for Health Care Administration  
 87 |       from including certain contracts in a specified  
 88 |       project for the Florida Medicaid program; extending by  
 89 |       1 fiscal year provisions governing the Agency for  
 90 |       Health Care Administration's replacement of the  
 91 |       Florida Medicaid Management Information System and  
 92 |       fiscal agent operations; requiring the Agency for  
 93 |       Health Care Administration, in consultation with the  
 94 |       Department of Health, the Agency for Persons with  
 95 |       Disabilities, the Department of Children and Families,  
 96 |       and the Department of Corrections, to competitively  
 97 |       procure a contract with a vendor to negotiate prices  
 98 |       for certain prescribed drugs and biological products;  
 99 |       providing requirements for such contract; authorizing  
 100 |       the unexpended balance of funds provided to the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

101 Department of Children and Families for the Family  
 102 Support of Suncoast Community Based Care lead agency  
 103 to be carried forward and made available to the lead  
 104 agency for the same purpose; requiring the Department  
 105 of Health to exclude a specific amount of money from  
 106 the General Revenue Fund when calculating the  
 107 allocation of funds to certain cancer center under a  
 108 specified law; requiring the department to distribute  
 109 the excluded funds to certain cancer centers using a  
 110 specific methodology; amending s. 216.262, F.S.;  
 111 extending for 1 fiscal year the authority of the  
 112 Department of Corrections to submit a budget amendment  
 113 for additional positions and appropriations under  
 114 certain circumstances; requiring review and approval  
 115 by the Legislative Budget Commission; amending s.  
 116 1011.80, F.S.; extending by 1 fiscal year the manner  
 117 by which state funds for postsecondary workforce  
 118 programs may be used for inmate education; providing  
 119 for the future expiration and reversion of specified  
 120 statutory text; amending s. 215.18, F.S.; extending  
 121 for 1 fiscal year the authority and related repayment  
 122 requirements for temporary trust fund loans to the  
 123 state court system which are sufficient to meet the  
 124 system's appropriation; requiring the Department of  
 125 Juvenile Justice to review county juvenile detention

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

126 | payments to determine whether a county has met  
 127 | specified financial responsibilities; requiring  
 128 | amounts owed by the county for such financial  
 129 | responsibilities to be deducted from certain county  
 130 | funds; requiring the Department of Revenue to transfer  
 131 | withheld funds to a specified trust fund; requiring  
 132 | the Department of Revenue to ensure that such  
 133 | reductions in amounts distributed do not reduce  
 134 | distributions below amounts necessary for certain  
 135 | payments due on bonds and to comply with bond  
 136 | covenants; requiring the Department of Revenue to  
 137 | notify the Department of Juvenile Justice if bond  
 138 | payment requirements mandate a reduction in deductions  
 139 | for amounts owed by a county; reenacting s. 27.40(1),  
 140 | (2)(a), (3)(a), (5), (6), and (7), F.S., relating to  
 141 | court-appointed counsel; extending for 1 fiscal year  
 142 | provisions governing the appointment of court-  
 143 | appointed counsel; providing for the future expiration  
 144 | and reversion of specified statutory text; reenacting  
 145 | and amending s. 27.5304, F.S., extending for 1 fiscal  
 146 | year limitations on compensation for representation in  
 147 | criminal proceedings; providing for the future  
 148 | expiration and reversion of specified statutory text;  
 149 | providing funds from the General Revenue Fund in  
 150 | addition to a specified inflation pay adjust provided

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

151 in the General Appropriations Act to the Department of  
 152 Corrections for certain special pay adjustments;  
 153 requiring the Department of Management Services to use  
 154 tenant broker services to renegotiate or reprocure  
 155 certain private lease agreements for office or storage  
 156 space; requiring the Department of Management Services  
 157 to provide a report to the Governor and the  
 158 Legislature by a specified date; prohibiting an agency  
 159 from transferring funds from a data processing  
 160 category to another category that is not a data  
 161 processing category; requiring the Department of  
 162 Management Services to contract with the Northwest  
 163 Regional Data Center to manage, operate, and staff the  
 164 state data center; providing contract criteria;  
 165 transferring functions, records, personnel, contracts  
 166 and agreements, and assets in the Department of  
 167 Management Services state data center to the Northwest  
 168 Regional Data Center; authorizing the Executive Office  
 169 of the Governor to transfer funds appropriated for a  
 170 specified data center category between departments for  
 171 a specified purpose; authorizing the Executive Office  
 172 of the Governor to transfer funds between departments  
 173 for purposes of aligning amounts paid for risk  
 174 management insurance and for human resources services  
 175 purchased per statewide contract; authorizing the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

176 Department of Management Services to use a specified  
 177 percentage of facility disposition funds to offset  
 178 relocation expenses; authorizing the Department of  
 179 Management Services to use certain facility  
 180 disposition funds from the Architects Incidental Trust  
 181 Fund to pay for certain relocation expenses;  
 182 authorizing the Department of Management Services to  
 183 submit budget amendments for certain purposes related  
 184 to the relocation; amending s. 550.135, F.S.;

185 authorizing certain pari-mutuel fees to be used to  
 186 fund the operation of the Florida Gaming Control  
 187 Commission; deleting a provision that provides for  
 188 excess unappropriated funds in the Pari-mutuel  
 189 Wagering Trust Fund to be deposited with the Chief  
 190 Financial Officer to the credit of the General Revenue  
 191 Fund; providing for the future expiration and  
 192 reversion of specified statutory text; amending s.  
 193 849.086, F.S.; correcting cross-references; providing  
 194 for the future expiration and reversion of specified  
 195 statutory text; reenacting and amending s. 72 of  
 196 chapter 2020-114, Laws of Florida; extending for 1  
 197 fiscal year provisions requiring the Department of  
 198 Financial Services to replace specified components of  
 199 the Florida Accounting Information Resource Subsystem  
 200 and the Cash Management Subsystem; revising the



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

201 composition of the executive steering committee  
 202 overseeing the replacement of FLAIR and CMS; requiring  
 203 the chair of the executive steering committee to  
 204 request input on agenda items before a committee  
 205 meeting; revising certain duties of the executive  
 206 steering committee; reenacting s. 282.709(3), F.S.,  
 207 relating to the state agency law enforcement radio  
 208 system and interoperability network; providing for  
 209 future expiration and reversion of specified statutory  
 210 text; authorizing state agencies and other eligible  
 211 users of the Statewide Law Enforcement Radio System to  
 212 use the Department of Management Services contract to  
 213 purchase of equipment and services; requiring a  
 214 specified transaction fee percentage for use of the  
 215 online procurement system; amending s. 24.105, F.S.;  
 216 specifying how rules are to be adopted, except certain  
 217 rules for 1 year regarding the commission for Florida  
 218 Lottery ticket sales; limiting additional retailer  
 219 compensation in a specified manner; providing for the  
 220 future expiration and reversion of specified statutory  
 221 text; amending s. 215.18, F.S.; extending for 1 fiscal  
 222 year the authority of the Governor, if there is a  
 223 specified temporary deficiency in a land acquisition  
 224 trust fund in the Department of Agriculture and  
 225 Consumer Services, the Department of Environmental

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

226 Protection, the Department of State, or the Fish and  
 227 Wildlife Conservation Commission, to transfer funds  
 228 from other trust funds in the State Treasury as a  
 229 temporary loan to such trust fund; providing a  
 230 deadline for the repayment of a temporary loan;  
 231 requiring the Department of Environmental Protection  
 232 to transfer designated proportions of the revenues  
 233 deposited in the Land Acquisition Trust Fund within  
 234 the department to land acquisition trust funds in the  
 235 Department of Agriculture and Consumer Services, the  
 236 Department of State, and the Fish and Wildlife  
 237 Conservation Commission according to specified  
 238 parameters and calculations; defining the term  
 239 "department"; requiring the Department of  
 240 Environmental Protection to make transfers to land  
 241 acquisition trust funds monthly; specifying the method  
 242 of determining transfer amounts; authorizing the  
 243 Department of Environmental Protection to advance  
 244 funds from its land acquisition trust fund to the Fish  
 245 and Wildlife Conservation Commission's land  
 246 acquisition trust fund for specified purposes;  
 247 amending s. 576.045, F.S.; extending by 1 year the  
 248 expiration dates for provisions related to nitrogen  
 249 and phosphorus management practices that are scheduled  
 250 to expire; amending s. 375.041, F.S.; extending by 1

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

251 year the time that certain funds for projects  
 252 dedicated to restoring Lake Apopka shall be  
 253 appropriated as provided in the General Appropriations  
 254 Act; reenacting s. 570.93(1)(a), F.S., relating to the  
 255 agricultural water conservation program of the  
 256 Department of Agriculture and Consumer Services;  
 257 extending for 1 fiscal year provisions governing  
 258 administration of a cost-share program; providing for  
 259 the future expiration and reversion of specified  
 260 statutory text; reenacting s. 376.3071(15)(g), F.S.,  
 261 relating to the Inland Protection Trust Fund;  
 262 exempting specified costs incurred by certain  
 263 petroleum storage system owners or operators during a  
 264 specified period from the prohibition against making  
 265 payments in excess of amounts approved by the  
 266 Department of Environmental Protection; providing for  
 267 the future expiration and reversion of specified  
 268 statutory text; exempting the Department of  
 269 Environmental Protection from the competitive  
 270 procurement requirements for certain commodities or  
 271 contractual services in order to expedite the closure  
 272 of the Piney Point facility located in Manatee County;  
 273 authorizing the Department of Agriculture and Consumer  
 274 Services to a lease an existing facility and  
 275 administer a program to expedite the expansion of

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

276 citrus tree propagation; requiring the Department of  
 277 Citrus to enter into agreements to expedite the  
 278 increased production of disease free citrus trees and  
 279 commercialize certain technologies; specifying a  
 280 timeframe for entering into such agreements; requiring  
 281 a specified certification; amending s. 321.04, F.S.;  
 282 extending for 1 fiscal year the requirement that the  
 283 Department of Highway Safety and Motor Vehicles assign  
 284 one or more patrol officers to the office of  
 285 Lieutenant Governor for security purposes, upon  
 286 request of the Governor; extending for 1 fiscal year  
 287 the requirement that the Department of Highway Safety  
 288 and Motor Vehicles assign a patrol officer to a  
 289 Cabinet member under certain circumstances; amending  
 290 s. 215.559, F.S.; providing for the Manufactured  
 291 Housing and Mobile Home Mitigation and Enhancement  
 292 Program to be operated by the Gulf Coast State  
 293 College; delaying the repeal of provisions governing  
 294 the Division of Emergency Management's Hurricane Loss  
 295 Mitigation Program; amending s. 288.0655, F.S.;  
 296 specifying the manner of distributing grant funds for  
 297 rural infrastructure for Florida Panhandle counties  
 298 for the 2022-2023 fiscal year; amending s. 288.80125,  
 299 F.S.; extending for 1 fiscal year a requirement that  
 300 funds in the Triumph Gulf Coast Trust Fund be related

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

301 to Hurricane Michael recovery; amending s. 339.08,  
 302 F.S.; deleting obsolete language; appropriating funds  
 303 to the State Transportation Trust Fund from the  
 304 General Revenue Fund as appropriated in the General  
 305 Appropriations Act; amending s. 339.135, F.S.;  
 306 extending by 1 year the authority for the chair and  
 307 vice chair of the Legislative Budget Commission to  
 308 approve certain work program amendments under  
 309 specified circumstances; amending s. 288.9015, F.S.;  
 310 deleting the authority for Enterprise Florida, Inc. to  
 311 carry forward unexpended state appropriations;  
 312 providing for the future expiration and reversion of  
 313 specific statutory text; amending s. 420.0005, F.S.;  
 314 providing that funds in the State Housing Trust Fund  
 315 may be used as provided in the General Appropriations  
 316 Act for the 2022-2023 fiscal year; amending s.  
 317 331.3101, F.S.; revising requirements for Space  
 318 Florida's annual report to the Legislature relating to  
 319 expenses; revising requirements relating to travel and  
 320 entertainment expenses of Space Florida; prohibiting  
 321 Space Florida from expending certain funds for  
 322 specified purposes; providing a cap on lodging  
 323 expenses for board members, staff, and employees of  
 324 Space Florida under certain circumstances; authorizing  
 325 board members, staff, and employees of Space Florida

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

326 to expend their own funds for lodging expenses in  
 327 excess of the cap; creating s. 251.001, F.S.; creating  
 328 the Florida State Guard; providing for authorization;  
 329 providing definitions; authorizing the maximum numbers  
 330 of specified personnel; providing authority of  
 331 Adjutant General; providing for commissioning of  
 332 officers and warrant officers by Governor; authorizing  
 333 creation of ranks; providing for training and  
 334 equipment of personnel; authorizing use of certain  
 335 state facilities; providing for criteria for  
 336 activation; providing for reimbursement and  
 337 compensation in specified circumstances; providing  
 338 protection from litigation for personnel in certain  
 339 circumstances; providing limitations on liability;  
 340 providing for workers' compensation coverage;  
 341 requiring rulemaking; amending s. 338.165, F.S.;  
 342 providing that toll rates may not be adjusted for  
 343 inflation during the 2022-2023 fiscal year; amending  
 344 s. 112.061, F.S.; extending for 1 fiscal year the  
 345 authorization for the Lieutenant Governor to designate  
 346 an alternative official headquarters under certain  
 347 conditions; specifying restrictions, limitations,  
 348 eligibility for the subsistence allowance,  
 349 reimbursement of transportation expenses, and payment  
 350 thereof; requiring the Department of Management

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

351 Services to release certain competitive procurements  
 352 by a specified date; providing requirements for such  
 353 procurements; providing legislative intent;  
 354 authorizing the department to enter into contracts  
 355 that may require the payment of administrative fees  
 356 under a specified amount; requiring the department to  
 357 maintain and offer the same health insurance options  
 358 for participants of the State Group Health Insurance  
 359 Program for the 2022-2023 fiscal year as applied in  
 360 the preceding fiscal year; prohibiting a state agency  
 361 from initiating a competitive solicitation for a  
 362 product or service under certain circumstances;  
 363 providing an exception; providing that the annual  
 364 salaries of the members of the Legislature be  
 365 maintained at a specified level; reenacting s.  
 366 215.32(2)(b), F.S.; relating to the authorization for  
 367 transferring unappropriated cash balances from  
 368 selected trust funds to the Budget Stabilization Fund  
 369 and General Revenue Fund; providing for future  
 370 expiration and reversion of specific statutory text;  
 371 specifying the type of travel which may be used with  
 372 state employee travel funds; providing exceptions;  
 373 providing a monetary cap on lodging costs for state  
 374 employee travel to certain meetings organized or  
 375 sponsored by a state agency or the judicial branch;

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

376 authorizing employees to expend their own funds for  
377 lodging expenses that exceed the monetary caps;  
378 amending s. 216.181, F.S.; authorizing the Legislative  
379 Budget Commission to approve budget amendments for new  
380 fixed capital outlay projects or increase the amounts  
381 appropriated for fixed capital outlay projects;  
382 authorizing a state agency or an entity of the  
383 judicial branch to submit budget amendments for  
384 additional funding for appropriations or  
385 reappropriations for specified purposes; specifying  
386 funds from which such funding requests shall be drawn;  
387 providing for expiration; amending s. 350.0614, F.S.;  
388 extending by 1 year provisions governing the budget of  
389 the Office of Public Counsel; requiring the presiding  
390 officers of the Legislature to jointly approve the  
391 operating budget of the office; requiring the Public  
392 Counsel to submit an annual budget request to the  
393 Legislature in a specified manner; authorizing the  
394 Public Counsel to employ specified personnel, subject  
395 to applicable provisions of the Joint Policies and  
396 Procedures of the Presiding Officers; requiring  
397 certain input of the presiding officers regarding  
398 administrative matters of the office not addressed in  
399 the joint policies and procedures; amending s.  
400 112.3144, F.S.; revising the date by which full and



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

401 public disclosures of financial interests must be  
 402 filed electronically with the Commission on Ethics;  
 403 conforming provisions to changes made by the act;  
 404 providing for the future expiration and reversion of  
 405 specified statutory text; providing transitional  
 406 provisions governing the filing of full and public  
 407 disclosures of financial interests before full  
 408 implementation of the electronic filing system;  
 409 requiring the commission to take certain actions  
 410 regarding notice provided to filers and the acceptance  
 411 of disclosures; amending s. 112.3145, F.S.; revising  
 412 the date by which statements of financial interests  
 413 must be filed electronically with the commission;  
 414 conforming provisions to changes made by the act;  
 415 providing for the future expiration and reversion of  
 416 specified statutory text; amending s. 288.860, F.S.;  
 417 prohibiting state agencies, political subdivisions,  
 418 public schools, state colleges, and state universities  
 419 from enter into any agreement with or accept any grant  
 420 from the Russian Federation; requiring the Department  
 421 of Management Services to review state agency  
 422 contracts to determinate whether state funds are being  
 423 spent on goods and services from Russian-based  
 424 companies; requiring the department to submit a report  
 425 to the Legislature by a date certain; providing

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

426 conditions under which the veto of certain  
427 appropriations or proviso language in the General  
428 Appropriations Act voids language that implements such  
429 appropriation; providing for the continued operation  
430 of certain provisions notwithstanding a future repeal  
431 or expiration provided by the act; providing  
432 severability; providing effective dates.  
433

434 Be It Enacted by the Legislature of the State of Florida:  
435

436 Section 1. It is the intent of the Legislature that the  
437 implementing and administering provisions of this act apply to  
438 the General Appropriations Act for the 2022-2023 fiscal year.

439 Section 2. In order to implement Specific Appropriations  
440 5, 6, 86, and 87 of the 2022-2023 General Appropriations Act,  
441 the calculations of the Florida Education Finance Program for  
442 the 2022-2023 fiscal year included in the document titled  
443 "Public School Funding: The Florida Education Finance Program  
444 (FEFP) Fiscal Year 2022-2023," dated March 10, 2022, and filed  
445 with the Clerk of the House of Representatives, are incorporated  
446 by reference for the purpose of displaying the calculations used  
447 by the Legislature, consistent with the requirements of state  
448 law, in making appropriations for the Florida Education Finance  
449 Program. This section expires July 1, 2023.

450 Section 3. In order to implement Specific Appropriations 5

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

451 and 86 of the 2022-2023 General Appropriations Act, and  
 452 notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42,  
 453 1011.62(6)(b)3., and 1011.67, Florida Statutes, relating to the  
 454 expenditure of funds provided for instructional materials, for  
 455 the 2022-2023 fiscal year, funds provided for instructional  
 456 materials shall be released and expended as required in the  
 457 proviso language for Specific Appropriation 86 of the 2022-2023  
 458 General Appropriations Act. This section expires July 1, 2023.

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

462 1013.62 Charter schools capital outlay funding.—

463 (1) For the 2022-2023 ~~2021-2022~~ fiscal year, charter  
 464 school capital outlay funding shall consist of state funds  
 465 appropriated in the 2022-2023 ~~2021-2022~~ General Appropriations  
 466 Act. Beginning in fiscal year 2023-2024 ~~2022-2023~~, charter  
 467 school capital outlay funding shall consist of state funds when  
 468 such funds are appropriated in the General Appropriations Act  
 469 and revenue resulting from the discretionary millage authorized  
 470 in s. 1011.71(2) if the amount of state funds appropriated for  
 471 charter school capital outlay in any fiscal year is less than  
 472 the average charter school capital outlay funds per unweighted  
 473 full-time equivalent student for the 2018-2019 fiscal year,  
 474 multiplied by the estimated number of charter school students  
 475 for the applicable fiscal year, and adjusted by changes in the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

476 Consumer Price Index issued by the United States Department of  
 477 Labor from the previous fiscal year. Nothing in this subsection  
 478 prohibits a school district from distributing to charter schools  
 479 funds resulting from the discretionary millage authorized in s.  
 480 1011.71(2).

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

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

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

487 c. Be an expanded feeder chain of a charter school within  
 488 the same school district that is currently receiving charter  
 489 school capital outlay funds;

490 d. Have been accredited by a regional accrediting  
 491 association as defined by State Board of Education rule;

492 e. Serve students in facilities that are provided by a  
 493 business partner for a charter school-in-the-workplace pursuant  
 494 to s. 1002.33(15)(b); or

495 f. Be operated by a hope operator pursuant to s. 1002.333.

496 2. Have an annual audit that does not reveal any of the  
 497 financial emergency conditions provided in s. 218.503(1) for the  
 498 most recent fiscal year for which such audit results are  
 499 available.

500 3. Have satisfactory student achievement based on state

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

501 | accountability standards applicable to the charter school.

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

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

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

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

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

521 |         1011.62 Funds for operation of schools.—If the annual  
522 | allocation from the Florida Education Finance Program to each  
523 | district for operation of schools is not determined in the  
524 | annual appropriations act or the substantive bill implementing  
525 | the annual appropriations act, it shall be determined as

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

526 follows:

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

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

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

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

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

557  
 558 This subsection expires July 1, 2023 ~~2022~~.

559 Section 7. In order to implement Specific Appropriation  
 560 114 of the 2022-2023 General Appropriations Act, subsection (1)  
 561 of section 1001.26, Florida Statutes, is reenacted to read:

562 1001.26 Public broadcasting program system.—

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

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

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

575 (c) Interconnection of all educational stations that are

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

576 part of the program system for simultaneous broadcast and of  
 577 such stations with all universities and other institutions as  
 578 necessary for sharing of resources and delivery of programming.

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

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

592 Section 8. The text of s. 1001.26(1), Florida Statutes, as  
 593 carried forward by this act expires July 1, 2023, and the text  
 594 of that subsection shall revert to that in existence on June 30,  
 595 2018, except that any amendment enacted other than by this act  
 596 shall be preserved and continue to operate to the extent that  
 597 such amendments are not dependent upon the portions of text  
 598 which expire pursuant to this section.

599 Section 9. In order to implement Specific Appropriations 5  
 600 and 86 of the 2022-2023 General Appropriations Act, paragraph



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

601 (a) of subsection (2) of section 1002.45, Florida Statutes, is  
 602 amended to read:

603 1002.45 Virtual instruction programs.—

604 (2) PROVIDER QUALIFICATIONS.—

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

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

610 2. Complies with the antidiscrimination provisions of s.  
 611 1000.05;

612 3. Locates an administrative office or offices in this  
 613 state, requires its administrative staff to be state residents,  
 614 requires all instructional staff to be Florida-certified  
 615 teachers under chapter 1012 and conducts background screenings  
 616 for all employees or contracted personnel, as required by s.  
 617 1012.32, using state and national criminal history records;

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

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

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

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

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

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

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

634 5. Possesses prior, successful experience offering online  
635 courses to elementary, middle, or high school students as  
636 demonstrated by quantified student learning gains in each  
637 subject area and grade level provided for consideration as an  
638 instructional program option. However, for a provider without  
639 sufficient prior, successful experience offering online courses,  
640 the department may conditionally approve the provider to offer  
641 courses measured pursuant to subparagraph (8) (a)2. Conditional  
642 approval shall be valid for 2 ~~±~~ school years ~~year~~ only and,  
643 based on the provider's experience in offering the courses, the  
644 department shall determine whether to grant approval to offer a  
645 virtual instruction program;

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

648 7. Ensures instructional and curricular quality through a  
649 detailed curriculum and student performance accountability plan  
650 that addresses every subject and grade level it intends to

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

651 provide through contract with the school district, including:  
 652       a. Courses and programs that meet the standards of the  
 653 International Association for K-12 Online Learning and the  
 654 Southern Regional Education Board.  
 655       b. Instructional content and services that align with, and  
 656 measure student attainment of, student proficiency in the Next  
 657 Generation Sunshine State Standards.  
 658       c. Mechanisms that determine and ensure that a student has  
 659 satisfied requirements for grade level promotion and high school  
 660 graduation with a standard diploma, as appropriate;  
 661       8. Publishes for the general public, in accordance with  
 662 disclosure requirements adopted in rule by the State Board of  
 663 Education, as part of its application as a provider and in all  
 664 contracts negotiated pursuant to this section:  
 665       a. Information and data about the curriculum of each full-  
 666 time and part-time program.  
 667       b. School policies and procedures.  
 668       c. Certification status and physical location of all  
 669 administrative and instructional personnel.  
 670       d. Hours and times of availability of instructional  
 671 personnel.  
 672       e. Student-teacher ratios.  
 673       f. Student completion and promotion rates.  
 674       g. Student, educator, and school performance  
 675 accountability outcomes;

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

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

679 10. Performs an annual financial audit of its accounts and  
 680 records conducted by an independent certified public accountant  
 681 which is in accordance with rules adopted by the Auditor  
 682 General, is conducted in compliance with generally accepted  
 683 auditing standards, and includes a report on financial  
 684 statements presented in accordance with generally accepted  
 685 accounting principles.

686 Section 10. The amendment to s. 1002.45, Florida Statutes,  
 687 by this act expires July 1, 2023, and the text of that  
 688 subsection shall revert to that in existence on June 30, 2022,  
 689 except that any amendment enacted other than by this act shall  
 690 be preserved and continue to operate to the extent that such  
 691 amendments are not dependent upon the portions of text which  
 692 expire pursuant to this section.

693 Section 11. In order to implement Specific Appropriation  
 694 87A of the 2022-2023 General Appropriations Act, subsections  
 695 (1), (2), (3), and (4) of section 1008.36, Florida Statutes, are  
 696 amended to read:

697 1008.36 Florida School Recognition Program.—

698 (1) The Legislature finds that there is a need for a  
 699 ~~performance incentive~~ program to reward school districts and  
 700 charter schools for putting parents first and complying with the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

701 provisions of emergency rules promulgated by the Department of  
 702 Health related to face covering mandates during the 2020-2021 or  
 703 2021-2022 school years ~~for outstanding faculty and staff in~~  
 704 ~~highly productive schools. The Legislature further finds that~~  
 705 ~~performance-based incentives are commonplace in the private~~  
 706 ~~sector and should be infused into the public sector as a reward~~  
 707 ~~for productivity.~~

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

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

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

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

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

726 | participate in the program.

727 |       (4) (a) The Department of Education may distribute the  
 728 | funds appropriated in Specific Appropriation 88A when the  
 729 | official school grades for the 2021-2022 school year are  
 730 | available. The results of these school grades shall be used to  
 731 | calculate the distribution of the appropriated funds. The amount  
 732 | for each eligible school district and charter school shall be  
 733 | based on the school district's and charter school's  
 734 | proportionate share of the total eligible full-time equivalent  
 735 | students ~~All selected schools shall receive financial awards~~  
 736 | ~~depending on the availability of funds appropriated and the~~  
 737 | ~~number and size of schools selected to receive an award.~~

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

749 |  
 750 | Notwithstanding statutory provisions to the contrary, incentive

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

751 awards are not subject to collective bargaining.

752       Section 12. The amendments to s. 1008.36(1), (2), (3), and  
753 (4), Florida Statutes, made by this act expire July 1, 2023, and  
754 the text of those subsections shall revert to those in existence  
755 on June 30, 2022, except that any amendment enacted other than  
756 by this act shall be preserved and continue to operate to the  
757 extent that such amendments are not dependent upon the portions  
758 of text which expire pursuant to this section.

759       Section 13. In order to implement Specific Appropriation  
760 145 of the 2022-2023 General Appropriations Act, Florida State  
761 University is authorized under s. 1010.62(2)(a), Florida  
762 Statutes, to use revenues derived from the student facilities  
763 use fees authorized by s. 1009.24(14)(p), Florida Statutes, to  
764 pay and secure debt with annual debt service in an amount not to  
765 exceed \$4 million to finance or refinance the university's new  
766 student union project. This section expires July 1, 2023.

767       Section 14. In order to implement Specific Appropriations  
768 197 through 224 and 524 of the 2022-2023 General Appropriations  
769 Act, and notwithstanding ss. 216.181 and 216.292, Florida  
770 Statutes, the Agency for Health Care Administration, in  
771 consultation with the Department of Health, may submit a budget  
772 amendment, subject to the notice, review, and objection  
773 procedures of s. 216.177, Florida Statutes, to realign funding  
774 within and between agencies based on implementation of the  
775 managed medical assistance component of the Statewide Medicaid

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

776 Managed Care program for the Children's Medical Services program  
 777 of the Department of Health. The funding realignment shall  
 778 reflect the actual enrollment changes due to the transfer of  
 779 beneficiaries from fee-for-service to the capitated Children's  
 780 Medical Services network. The Agency for Health Care  
 781 Administration may submit a request for nonoperating budget  
 782 authority to transfer the federal funds to the Department of  
 783 Health pursuant to s. 216.181(12), Florida Statutes. This  
 784 section expires July 1, 2023.

785 Section 15. In order to implement Specific Appropriations  
 786 197 through 224 of the 2022-2023 General Appropriations Act, and  
 787 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the  
 788 Agency for Health Care Administration may submit a budget  
 789 amendment, subject to the notice, review, and objection  
 790 procedures of s. 216.177, Florida Statutes, to realign funding  
 791 within the Medicaid program appropriation categories to address  
 792 projected surpluses and deficits within the program and to  
 793 maximize the use of state trust funds. A single budget amendment  
 794 shall be submitted in the last quarter of the 2022-2023 fiscal  
 795 year only. This section expires July 1, 2023.

796 Section 16. In order to implement Specific Appropriations  
 797 176 through 181 and 524 of the 2022-2023 General Appropriations  
 798 Act, and notwithstanding ss. 216.181 and 216.292, Florida  
 799 Statutes, the Agency for Health Care Administration and the  
 800 Department of Health may each submit a budget amendment, subject



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

801 to the notice, review, and objection procedures of s. 216.177,  
 802 Florida Statutes, to realign funding within the Florida Kidcare  
 803 program appropriation categories, or to increase budget  
 804 authority in the Children's Medical Services network category,  
 805 to address projected surpluses and deficits within the program  
 806 or to maximize the use of state trust funds. A single budget  
 807 amendment must be submitted by each agency in the last quarter  
 808 of the 2022-2023 fiscal year only. This section expires July 1,  
 809 2023.

810 Section 17. In order to implement Specific Appropriations  
 811 467 through 469, 473, 475, and 478 of the 2022-2023 General  
 812 Appropriations Act, subsection (17) of section 381.986, Florida  
 813 Statutes, is amended to read:

814 381.986 Medical use of marijuana.—

815 (17) Rules adopted pursuant to this section before July 1,  
 816 2023 ~~2022~~, are not subject to ss. 120.54(3)(b) and 120.541. This  
 817 subsection expires July 1, 2023 ~~2022~~.

818 Section 18. In order to implement Specific Appropriations  
 819 467 through 469, 473, 475, and 478 of the 2022-2023 General  
 820 Appropriations Act, subsection (1) of section 14 of chapter  
 821 2017-232, Laws of Florida, as amended by section 15 of chapter  
 822 2021-37, Laws of Florida, is reenacted and amended to read:

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

825 (1) EMERGENCY RULEMAKING.—

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

826 (a) The Department of Health and the applicable boards  
 827 shall adopt emergency rules pursuant to s. 120.54(4), Florida  
 828 Statutes, and this section necessary to implement s. ss. 381.986  
 829 ~~and 381.988~~, Florida Statutes. If an emergency rule adopted  
 830 under this section is held to be unconstitutional or an invalid  
 831 exercise of delegated legislative authority, and becomes void,  
 832 the department or the applicable boards may adopt an emergency  
 833 rule pursuant to this section to replace the rule that has  
 834 become void. If the emergency rule adopted to replace the void  
 835 emergency rule is also held to be unconstitutional or an invalid  
 836 exercise of delegated legislative authority and becomes void,  
 837 the department and the applicable boards must follow the  
 838 nonemergency rulemaking procedures of the Administrative  
 839 Procedures Act to replace the rule that has become void.

840 (b) For emergency rules adopted under this section, the  
 841 department and the applicable boards need not make the findings  
 842 required by s. 120.54(4)(a), Florida Statutes. Emergency rules  
 843 adopted under this section are exempt from ss. 120.54(3)(b) and  
 844 120.541, Florida Statutes. The department and the applicable  
 845 boards shall meet the procedural requirements in s.  
 846 120.54(4)(a), Florida Statutes, if the department or the  
 847 applicable boards have, before July 1, 2019, held any public  
 848 workshops or hearings on the subject matter of the emergency  
 849 rules adopted under this subsection. Challenges to emergency  
 850 rules adopted under this subsection are subject to the time

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

851 | schedules provided in s. 120.56(5), Florida Statutes.

852 |       (c) Emergency rules adopted under this section are exempt  
 853 | from s. 120.54(4)(c), Florida Statutes, and shall remain in  
 854 | effect until replaced by rules adopted under the nonemergency  
 855 | rulemaking procedures of the Administrative Procedures Act.  
 856 | Rules adopted under the nonemergency rulemaking procedures of  
 857 | the Administrative Procedures Act to replace emergency rules  
 858 | adopted under this section are exempt from ss. 120.54(3)(b) and  
 859 | 120.541, Florida Statutes. By July 1, 2023 ~~2022~~, the department  
 860 | and the applicable boards shall initiate nonemergency rulemaking  
 861 | pursuant to the Administrative Procedures Act to replace all  
 862 | emergency rules adopted under this section by publishing a  
 863 | notice of rule development in the Florida Administrative  
 864 | Register. Except as provided in paragraph (a), after July 1,  
 865 | 2023 ~~2022~~, the department and applicable boards may not adopt  
 866 | rules pursuant to the emergency rulemaking procedures provided  
 867 | in this section.

868 |       Section 19. The amendments to section 14(1) of chapter  
 869 | 2017-232, Laws of Florida, as amended by section 15 of chapter  
 870 | 2021-37, Laws of Florida, and as amended by this act expire July  
 871 | 1, 2023, and the text of that subsection shall revert to that in  
 872 | existence on June 30, 2019, except that any amendments to such  
 873 | text enacted other than by this act shall be preserved and  
 874 | continue to operate to the extent that such amendments are not  
 875 | dependent upon the portions of text which expire pursuant to

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

876 this section.

877 Section 20. In order to implement Specific Appropriations  
 878 203, 207, and 211 of the 2022-2023 General Appropriations Act,  
 879 the Agency for Health Care Administration may submit a budget  
 880 amendment pursuant to chapter 216, Florida Statutes, requesting  
 881 additional spending authority to implement the federally  
 882 approved Directed Payment Program for hospitals providing  
 883 inpatient and outpatient services to Medicaid managed care  
 884 enrollees and the Indirect Medical Education (IME) Program. This  
 885 section expires July 1, 2023.

886 Section 21. In order to implement Specific  
 887 Appropriations 326, 328, 357, and 358 of the 2022-2023  
 888 General Appropriations Act, and notwithstanding ss. 216.181  
 889 and 216.292, Florida Statutes, the Department of Children  
 890 and Families may submit a budget amendment, subject to the  
 891 notice, review, and objection procedures of s. 216.177,  
 892 Florida Statutes, to realign funding within the department  
 893 based on the implementation of the Guardianship Assistance  
 894 Program, between the specific appropriations for  
 895 guardianship assistance payments, foster care Level 1 room  
 896 and board payments, relative caregiver payments, and  
 897 nonrelative caregiver payments. This section expires July  
 898 1, 2023.

899 Section 22. In order to implement Specific Appropriations  
 900 307 through 316, 318 through 319, 321 through 323, and 326

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

901 through 327 of the 2022-2023 General Appropriations Act, and  
 902 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the  
 903 Department of Children and Families may submit a budget  
 904 amendment, subject to the notice, review, and objection  
 905 procedures of s. 216.177, Florida Statutes, to realign funding  
 906 within the Family Safety Program to maximize the use of Title  
 907 IV-E and other federal funds. This section expires July 1, 2023.

908 Section 23. In order to implement Specific Appropriations  
 909 283, 297, 307, 329, 334 through 336, 342, and 362 of the 2022-  
 910 2023 General Appropriations Act, and notwithstanding ss. 216.181  
 911 and 216.292, Florida Statutes, the Department of Children and  
 912 Families may submit a budget amendment, subject to the notice,  
 913 review, and objection procedures of s. 216.177, Florida  
 914 Statutes, to realign funding between appropriations categories  
 915 to support contracted staffing equivalents to sustain forensic  
 916 bed capacity and resident-to-workforce ratios at the state's  
 917 mental health treatment facilities. This section expires July 1,  
 918 2023.

919 Section 24. In order to implement Specific Appropriations  
 920 470 and 509 of the 2022-2023 General Appropriations Act, and  
 921 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the  
 922 Department of Health may submit a budget amendment, subject to  
 923 the notice, review, and objection procedures of s. 216.177,  
 924 Florida Statutes, to increase budget authority for the HIV/AIDS  
 925 Prevention and Treatment Program if additional federal revenues

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

926 specific to HIV/AIDS prevention and treatment become available  
 927 in the 2022-2023 fiscal year. This section expires July 1, 2023.

928 Section 25. In order to implement Specific Appropriations  
 929 423 through 552 of the 2022-2023 General Appropriations Act, and  
 930 notwithstanding ss. 216.181 and 216.292, Florida Statutes, the  
 931 Department of Health may submit a budget amendment, subject to  
 932 the notice, review, and objection procedures of s. 216.177,  
 933 Florida Statutes, to increase budget authority for the  
 934 department if additional federal revenues specific to COVID-19  
 935 relief funds become available in the 2022-2023 fiscal year. This  
 936 section expires July 1, 2023.

937 Section 26. In order to implement Specific Appropriation  
 938 191 of the 2022-2023 General Appropriations Act, section 21 of  
 939 chapter 2021-37, Laws of Florida, is reenacted and amended to  
 940 read:

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

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

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

951 ~~or~~

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

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

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

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

975 (b) Comply with and not exceed the Centers for Medicare

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

976 and Medicaid Services funding authorizations for the FX system.

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

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

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

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

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

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

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

998 3. Two representatives from the Division of Medicaid of  
999 the Agency for Health Care Administration, appointed by the  
1000 Secretary of Health Care Administration.



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1001           4. A representative of the Division of Health Quality  
 1002 Assurance of the Agency for Health Care Administration,  
 1003 appointed by the Secretary of Health Care Administration.

1004           5. A representative of the Florida Center for Health  
 1005 Information and Transparency of the Agency for Health Care  
 1006 Administration, appointed by the Secretary of Health Care  
 1007 Administration.

1008           6. The Chief Information Officer of the Agency for Health  
 1009 Care Administration, or his or her designee.

1010           7. The state chief information officer, or his or her  
 1011 designee.

1012           8. Two representatives of the Department of Children and  
 1013 Families, appointed by the Secretary of Children and Families.

1014           9. A representative of the Department of Health, appointed  
 1015 by the State Surgeon General.

1016           10. A representative of the Agency for Persons with  
 1017 Disabilities, appointed by the director of the Agency for  
 1018 Persons with Disabilities.

1019           11. A representative from the Florida Healthy Kids  
 1020 Corporation.

1021           12. A representative from the Department of Elderly  
 1022 Affairs, appointed by the Secretary of Elderly Affairs.

1023           13. A representative of the Department of Financial  
 1024 Services who has experience with the state's financial processes  
 1025 including development of the PALM system, appointed by the Chief

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1026 Financial Officer.

1027 (3) The Secretary of Health Care Administration or the  
 1028 executive sponsor of the project shall serve as chair of the  
 1029 executive steering committee, and the committee shall take  
 1030 action by a vote of at least 10 affirmative votes with the chair  
 1031 voting on the prevailing side. A quorum of the executive  
 1032 steering committee consists of at least 11 members.

1033 (4) The executive steering committee has the overall  
 1034 responsibility for ensuring that the project to replace FMMIS  
 1035 and the Medicaid fiscal agent meets its primary business  
 1036 objectives and shall:

1037 (a) Identify and recommend to the Executive Office of the  
 1038 Governor, the President of the Senate, and the Speaker of the  
 1039 House of Representatives any statutory changes needed to  
 1040 implement the modular replacement to standardize, to the fullest  
 1041 extent possible, the state's healthcare data and business  
 1042 processes.

1043 (b) Review and approve any changes to the project's scope,  
 1044 schedule, and budget which do not conflict with the requirements  
 1045 of subsections (1) and (2).

1046 (c) Ensure that adequate resources are provided throughout  
 1047 all phases of the project.

1048 (d) Approve all major project deliverables.

1049 (e) Review and verify that all procurement and contractual  
 1050 documents associated with the replacement of the current FMMIS

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1051 and Medicaid fiscal agent align with the scope, schedule, and  
 1052 anticipated budget for the project.

1053 (5) This section expires July 1, 2023 ~~2022~~.

1054 Section 27. In order to implement Specific Appropriations  
 1055 211, 212, 279, 337, 487, 703, 704, and 705 of the 2022-2023  
 1056 General Appropriations Act, the Agency for Health Care  
 1057 Administration, in consultation with the Department of Health,  
 1058 the Agency for Persons with Disabilities, the Department of  
 1059 Children and Families, and the Department of Corrections, shall  
 1060 competitively procure a contract with a vendor to negotiate, for  
 1061 these agencies, prices for prescribed drugs and biological  
 1062 products excluded from the programs established under s.  
 1063 381.02035, Florida Statutes and ineligible under 21 U.S.C. s.  
 1064 384, including, but not limited to, insulin and epinephrine. The  
 1065 contract may allow the vendor to directly purchase these  
 1066 products for participating agencies when feasible and  
 1067 advantageous. The contracted vendor will be compensated on a  
 1068 contingency basis, paid from a portion of the savings achieved  
 1069 by its price negotiation or purchase of the prescription drugs  
 1070 and products. This section expires July 1, 2023.

1071 Section 28. In order to implement Specific Appropriation  
 1072 325A of the 2022-2023 General Appropriations Act, and  
 1073 notwithstanding s. 409.990(5), Florida Statutes, the unexpended  
 1074 balance of funds provided to the Department of Children and  
 1075 Families for the Family Support Services of Suncoast Community

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1076 Based Care lead agency shall be carried forward and made  
 1077 available to the lead agency for the same purpose. This section  
 1078 expires July 1, 2023.

1079 Section 29. In order to implement Specific Appropriation  
 1080 457 of the 2022-2023 General Appropriations Act, and  
 1081 notwithstanding the allocation calculation under s. 381.915,  
 1082 Florida Statutes, from funds appropriated in the General Revenue  
 1083 Fund to the Department of Health, the department shall exclude  
 1084 \$37,771,257 from the calculation for the distribution of funds  
 1085 pursuant to s. 381.915, Florida Statutes. The funds remaining in  
 1086 the General Revenue Fund shall first be distributed pursuant to  
 1087 the allocation formula in s. 381.915, Florida Statutes, and the  
 1088 excluded funds shall then be distributed to the cancer centers  
 1089 participating in the Florida Consortium of National Cancer  
 1090 Institute Centers Program in the same proportion as is required  
 1091 to be allocated to each cancer center in s. 381.915, Florida  
 1092 Statutes. This section expires July 1, 2023.

1093 Section 30. In order to implement Specific Appropriations  
 1094 581 through 684A and 696 through 731 of the 2022-2023 General  
 1095 Appropriations Act, subsection (4) of section 216.262, Florida  
 1096 Statutes, is amended to read:

1097 216.262 Authorized positions.—

1098 (4) Notwithstanding the provisions of this chapter  
 1099 relating to increasing the number of authorized positions, and  
 1100 for the 2022-2023 ~~2021-2022~~ fiscal year only, if the actual

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1101 inmate population of the Department of Corrections exceeds the  
 1102 inmate population projections of the January 13, 2022 ~~March 17,~~  
 1103 ~~2021~~, Criminal Justice Estimating Conference by 1 percent for 2  
 1104 consecutive months or 2 percent for any month, the Executive  
 1105 Office of the Governor, with the approval of the Legislative  
 1106 Budget Commission, shall immediately notify the Criminal Justice  
 1107 Estimating Conference, which shall convene as soon as possible  
 1108 to revise the estimates. The Department of Corrections may then  
 1109 submit a budget amendment requesting the establishment of  
 1110 positions in excess of the number authorized by the Legislature  
 1111 and additional appropriations from unallocated general revenue  
 1112 sufficient to provide for essential staff, fixed capital  
 1113 improvements, and other resources to provide classification,  
 1114 security, food services, health services, and other variable  
 1115 expenses within the institutions to accommodate the estimated  
 1116 increase in the inmate population. All actions taken pursuant to  
 1117 this subsection are subject to review and approval by the  
 1118 Legislative Budget Commission. This subsection expires July 1,  
 1119 2023 ~~2022~~.

1120 Section 31. In order to implement Specific Appropriation  
 1121 719 of the 2022-2023 General Appropriations Act, paragraph (b)  
 1122 of subsection (8) of section 1011.80, Florida Statutes, is  
 1123 amended to read:

1124 1011.80 Funds for operation of workforce education  
 1125 programs.—

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1126 (8)  
 1127 (b) State funds provided for the operation of  
 1128 postsecondary workforce programs may not be expended for the  
 1129 education of state or federal inmates, except to the extent that  
 1130 such funds are specifically appropriated for such purpose in the  
 1131 2022-2023 ~~2021-2022~~ General Appropriations Act.

1132 Section 32. The text of s. 1011.80(8)(b), Florida  
 1133 Statutes, as amended by section 24 of chapter 2021-37, Laws of  
 1134 Florida, and by this act, expires July 1, 2023, and the text of  
 1135 that paragraph shall revert to that in existence on June 30,  
 1136 2019, and any amendments to such text enacted other than by this  
 1137 act shall be preserved and continue to operate to the extent  
 1138 that such amendments are not dependent upon the portions of text  
 1139 which expire pursuant to this section.

1140 Section 33. In order to implement Specific Appropriations  
 1141 3201 through 3267 of the 2022-2023 General Appropriations Act,  
 1142 subsection (2) of section 215.18, Florida Statutes, is amended  
 1143 to read:

1144 215.18 Transfers between funds; limitation.—

1145 (2) The Chief Justice of the Supreme Court may receive one  
 1146 or more trust fund loans to ensure that the state court system  
 1147 has funds sufficient to meet its appropriations in the 2022-2023  
 1148 ~~2021-2022~~ General Appropriations Act. If the Chief Justice  
 1149 accesses the loan, he or she must notify the Governor and the  
 1150 chairs of the legislative appropriations committees in writing.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1151 The loan must come from other funds in the State Treasury which  
 1152 are for the time being or otherwise in excess of the amounts  
 1153 necessary to meet the just requirements of such last-mentioned  
 1154 funds. The Governor shall order the transfer of funds within 5  
 1155 days after the written notification from the Chief Justice. If  
 1156 the Governor does not order the transfer, the Chief Financial  
 1157 Officer shall transfer the requested funds. The loan of funds  
 1158 from which any money is temporarily transferred must be repaid  
 1159 by the end of the 2022-2023 ~~2021-2022~~ fiscal year. This  
 1160 subsection expires July 1, 2023 ~~2022~~.

1161 Section 34. In order to implement Specific Appropriations  
 1162 1113 through 1123 of the 2022-2023 General Appropriations Act:

1163 (1) The Department of Juvenile Justice is required to  
 1164 review county juvenile detention payments to ensure that  
 1165 counties fulfill their financial responsibilities required in s.  
 1166 985.6865, Florida Statutes. If the Department of Juvenile  
 1167 Justice determines that a county has not met its obligations,  
 1168 the department shall direct the Department of Revenue to deduct  
 1169 the amount owed to the Department of Juvenile Justice from the  
 1170 funds provided to the county under s. 218.23, Florida Statutes.  
 1171 The Department of Revenue shall transfer the funds withheld to  
 1172 the Shared County/State Juvenile Detention Trust Fund.

1173 (2) As an assurance to holders of bonds issued by counties  
 1174 before July 1, 2022, for which distributions made pursuant to s.  
 1175 218.23, Florida Statutes, are pledged, or bonds issued to refund

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1176 such bonds which mature no later than the bonds they refunded  
 1177 and which result in a reduction of debt service payable in each  
 1178 fiscal year, the amount available for distribution to a county  
 1179 shall remain as provided by law and continue to be subject to  
 1180 any lien or claim on behalf of the bondholders. The Department  
 1181 of Revenue must ensure, based on information provided by an  
 1182 affected county, that any reduction in amounts distributed  
 1183 pursuant to subsection (1) does not reduce the amount of  
 1184 distribution to a county below the amount necessary for the  
 1185 timely payment of principal and interest when due on the bonds  
 1186 and the amount necessary to comply with any covenant under the  
 1187 bond resolution or other documents relating to the issuance of  
 1188 the bonds. If a reduction to a county's monthly distribution  
 1189 must be decreased in order to comply with this section, the  
 1190 Department of Revenue must notify the Department of Juvenile  
 1191 Justice of the amount of the decrease, and the Department of  
 1192 Juvenile Justice must send a bill for payment of such amount to  
 1193 the affected county.

1194 (3) This section expires July 1, 2023.

1195 Section 35. In order to implement Specific Appropriations  
 1196 741 through 762A, 913 through 1056, and 1077 through 1112 of the  
 1197 2022-2023 General Appropriations Act, subsection (1), paragraph  
 1198 (a) of subsection (2), paragraph (a) of subsection (3), and  
 1199 subsections (5), (6), and (7) of section 27.40, Florida  
 1200 Statutes, are reenacted to read:



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1201           27.40 Court-appointed counsel; circuit registries; minimum  
1202 requirements; appointment by court.—

1203           (1) Counsel shall be appointed to represent any individual  
1204 in a criminal or civil proceeding entitled to court-appointed  
1205 counsel under the Federal or State Constitution or as authorized  
1206 by general law. The court shall appoint a public defender to  
1207 represent indigent persons as authorized in s. 27.51. The office  
1208 of criminal conflict and civil regional counsel shall be  
1209 appointed to represent persons in those cases in which provision  
1210 is made for court-appointed counsel, but only after the public  
1211 defender has certified to the court in writing that the public  
1212 defender is unable to provide representation due to a conflict  
1213 of interest or is not authorized to provide representation. The  
1214 public defender shall report, in the aggregate, the specific  
1215 basis of all conflicts of interest certified to the court. On a  
1216 quarterly basis, the public defender shall submit this  
1217 information to the Justice Administrative Commission.

1218           (2) (a) Private counsel shall be appointed to represent  
1219 persons in those cases in which provision is made for court-  
1220 appointed counsel but only after the office of criminal conflict  
1221 and civil regional counsel has been appointed and has certified  
1222 to the court in writing that the criminal conflict and civil  
1223 regional counsel is unable to provide representation due to a  
1224 conflict of interest. The criminal conflict and civil regional  
1225 counsel shall report, in the aggregate, the specific basis of

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1226 | all conflicts of interest certified to the court. On a quarterly  
 1227 | basis, the criminal conflict and civil regional counsel shall  
 1228 | submit this information to the Justice Administrative  
 1229 | Commission.

1230 |         (3) In using a registry:

1231 |             (a) The chief judge of the circuit shall compile a list of  
 1232 | attorneys in private practice, by county and by category of  
 1233 | cases, and provide the list to the clerk of court in each  
 1234 | county. The chief judge of the circuit may restrict the number  
 1235 | of attorneys on the general registry list. To be included on a  
 1236 | registry, an attorney must certify that he or she:

1237 |             1. Meets any minimum requirements established by the chief  
 1238 | judge and by general law for court appointment;

1239 |             2. Is available to represent indigent defendants in cases  
 1240 | requiring court appointment of private counsel; and

1241 |             3. Is willing to abide by the terms of the contract for  
 1242 | services, s. 27.5304, and this section.

1243 |  
 1244 | To be included on a registry, an attorney must enter into a  
 1245 | contract for services with the Justice Administrative  
 1246 | Commission. Failure to comply with the terms of the contract for  
 1247 | services may result in termination of the contract and removal  
 1248 | from the registry. Each attorney on the registry is responsible  
 1249 | for notifying the clerk of the court and the Justice  
 1250 | Administrative Commission of any change in his or her status.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1251 Failure to comply with this requirement is cause for termination  
1252 of the contract for services and removal from the registry until  
1253 the requirement is fulfilled.

1254 (5) The Justice Administrative Commission shall approve  
1255 uniform contract forms for use in procuring the services of  
1256 private court-appointed counsel and uniform procedures and forms  
1257 for use by a court-appointed attorney in support of billing for  
1258 attorney's fees, costs, and related expenses to demonstrate the  
1259 attorney's completion of specified duties. Such uniform  
1260 contracts and forms for use in billing must be consistent with  
1261 s. 27.5304, s. 216.311, and the General Appropriations Act and  
1262 must contain the following statement: "The State of Florida's  
1263 performance and obligation to pay under this contract is  
1264 contingent upon an annual appropriation by the Legislature."

1265 (6) After court appointment, the attorney must immediately  
1266 file a notice of appearance with the court indicating acceptance  
1267 of the appointment to represent the defendant and of the terms  
1268 of the uniform contract as specified in subsection (5).

1269 (7)(a) A private attorney appointed by the court from the  
1270 registry to represent a client is entitled to payment as  
1271 provided in s. 27.5304 so long as the requirements of subsection  
1272 (1) and paragraph (2)(a) are met. An attorney appointed by the  
1273 court who is not on the registry list may be compensated under  
1274 s. 27.5304 only if the court finds in the order of appointment  
1275 that there were no registry attorneys available for

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1276 representation for that case and only if the requirements of  
 1277 subsection (1) and paragraph (2) (a) are met.  
 1278 (b)1. The flat fee established in s. 27.5304 and the  
 1279 General Appropriations Act shall be presumed by the court to be  
 1280 sufficient compensation. The attorney shall maintain appropriate  
 1281 documentation, including contemporaneous and detailed hourly  
 1282 accounting of time spent representing the client. If the  
 1283 attorney fails to maintain such contemporaneous and detailed  
 1284 hourly records, the attorney waives the right to seek  
 1285 compensation in excess of the flat fee established in s. 27.5304  
 1286 and the General Appropriations Act. These records and documents  
 1287 are subject to review by the Justice Administrative Commission  
 1288 and audit by the Auditor General, subject to the attorney-client  
 1289 privilege and work-product privilege. The attorney shall  
 1290 maintain the records and documents in a manner that enables the  
 1291 attorney to redact any information subject to a privilege in  
 1292 order to facilitate the commission's review of the records and  
 1293 documents and not to impede such review. The attorney may redact  
 1294 information from the records and documents only to the extent  
 1295 necessary to comply with the privilege. The Justice  
 1296 Administrative Commission shall review such records and shall  
 1297 contemporaneously document such review before authorizing  
 1298 payment to an attorney. Objections by or on behalf of the  
 1299 Justice Administrative Commission to records or documents or to  
 1300 claims for payment by the attorney shall be presumed correct by

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1301 the court unless the court determines, in writing, that  
 1302 competent and substantial evidence exists to justify overcoming  
 1303 the presumption.

1304 2. If an attorney fails, refuses, or declines to permit  
 1305 the commission or the Auditor General to review documentation  
 1306 for a case as provided in this paragraph, the attorney waives  
 1307 the right to seek, and the commission may not pay, compensation  
 1308 in excess of the flat fee established in s. 27.5304 and the  
 1309 General Appropriations Act for that case.

1310 3. A finding by the commission that an attorney has waived  
 1311 the right to seek compensation in excess of the flat fee  
 1312 established in s. 27.5304 and the General Appropriations Act, as  
 1313 provided in this paragraph, shall be presumed to be correct,  
 1314 unless the court determines, in writing, that competent and  
 1315 substantial evidence exists to justify overcoming the  
 1316 presumption.

1317 Section 36. The text of s. 27.40(1), (2)(a), (3)(a), (5),  
 1318 (6), and (7), Florida Statutes, as carried forward from chapter  
 1319 2019-116, Laws of Florida, by this act expires July 1, 2023, and  
 1320 the text of those subsections and paragraphs, as applicable,  
 1321 shall revert to that in existence on June 30, 2019, except that  
 1322 any amendments to such text enacted other than by this act shall  
 1323 be preserved and continue to operate to the extent that such  
 1324 amendments are not dependent upon the portions of text which  
 1325 expire pursuant to this section.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1326           Section 37. In order to implement Specific Appropriations  
 1327 741 through 762A, 913 through 1056, and 1077 through 1112 of the  
 1328 2022-2023 General Appropriations Act, subsection (13) of section  
 1329 27.5304, Florida Statutes, is reenacted and amended, and  
 1330 subsections (1), (3), (7), and (11), and paragraphs (a) through  
 1331 (e) of subsection (12) of that section are reenacted, to read:

1332           27.5304 Private court-appointed counsel; compensation;  
 1333 notice.—

1334           (1) Private court-appointed counsel appointed in the  
 1335 manner prescribed in s. 27.40(1) and (2) (a) shall be compensated  
 1336 by the Justice Administrative Commission only as provided in  
 1337 this section and the General Appropriations Act. The flat fees  
 1338 prescribed in this section are limitations on compensation. The  
 1339 specific flat fee amounts for compensation shall be established  
 1340 annually in the General Appropriations Act. The attorney also  
 1341 shall be reimbursed for reasonable and necessary expenses in  
 1342 accordance with s. 29.007. If the attorney is representing a  
 1343 defendant charged with more than one offense in the same case,  
 1344 the attorney shall be compensated at the rate provided for the  
 1345 most serious offense for which he or she represented the  
 1346 defendant. This section does not allow stacking of the fee  
 1347 limits established by this section.

1348           (3) The court retains primary authority and responsibility  
 1349 for determining the reasonableness of all billings for attorney  
 1350 fees, costs, and related expenses, subject to statutory

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1351 limitations and the requirements of s. 27.40(7). Private court-  
 1352 appointed counsel is entitled to compensation upon final  
 1353 disposition of a case.

1354 (7) Counsel eligible to receive compensation from the  
 1355 state for representation pursuant to court appointment made in  
 1356 accordance with the requirements of s. 27.40(1) and (2)(a) in a  
 1357 proceeding under chapter 384, chapter 390, chapter 392, chapter  
 1358 393, chapter 394, chapter 397, chapter 415, chapter 743, chapter  
 1359 744, or chapter 984 shall receive compensation not to exceed the  
 1360 limits prescribed in the General Appropriations Act. Any such  
 1361 compensation must be determined as provided in s. 27.40(7).

1362 (11) It is the intent of the Legislature that the flat  
 1363 fees prescribed under this section and the General  
 1364 Appropriations Act comprise the full and complete compensation  
 1365 for private court-appointed counsel. It is further the intent of  
 1366 the Legislature that the fees in this section are prescribed for  
 1367 the purpose of providing counsel with notice of the limit on the  
 1368 amount of compensation for representation in particular  
 1369 proceedings and the sole procedure and requirements for  
 1370 obtaining payment for the same.

1371 (a) If court-appointed counsel moves to withdraw prior to  
 1372 the full performance of his or her duties through the completion  
 1373 of the case, the court shall presume that the attorney is not  
 1374 entitled to the payment of the full flat fee established under  
 1375 this section and the General Appropriations Act.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1376 (b) If court-appointed counsel is allowed to withdraw from  
 1377 representation prior to the full performance of his or her  
 1378 duties through the completion of the case and the court appoints  
 1379 a subsequent attorney, the total compensation for the initial  
 1380 and any and all subsequent attorneys may not exceed the flat fee  
 1381 established under this section and the General Appropriations  
 1382 Act, except as provided in subsection (12).

1383  
 1384 This subsection constitutes notice to any subsequently appointed  
 1385 attorney that he or she will not be compensated the full flat  
 1386 fee.

1387 (12) The Legislature recognizes that on rare occasions an  
 1388 attorney may receive a case that requires extraordinary and  
 1389 unusual effort.

1390 (a) If counsel seeks compensation that exceeds the limits  
 1391 prescribed by law, he or she must file a motion with the chief  
 1392 judge for an order approving payment of attorney fees in excess  
 1393 of these limits.

1394 1. Before filing the motion, the counsel shall deliver a  
 1395 copy of the intended billing, together with supporting  
 1396 affidavits and all other necessary documentation, to the Justice  
 1397 Administrative Commission.

1398 2. The Justice Administrative Commission shall review the  
 1399 billings, affidavit, and documentation for completeness and  
 1400 compliance with contractual and statutory requirements and shall



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1401 contemporaneously document such review before authorizing  
 1402 payment to an attorney. If the Justice Administrative Commission  
 1403 objects to any portion of the proposed billing, the objection  
 1404 and supporting reasons must be communicated in writing to the  
 1405 private court-appointed counsel. The counsel may thereafter file  
 1406 his or her motion, which must specify whether the commission  
 1407 objects to any portion of the billing or the sufficiency of  
 1408 documentation, and shall attach the commission's letter stating  
 1409 its objection.

1410 (b) Following receipt of the motion to exceed the fee  
 1411 limits, the chief judge or a single designee shall hold an  
 1412 evidentiary hearing. The chief judge may select only one judge  
 1413 per circuit to hear and determine motions pursuant to this  
 1414 subsection, except multicounty circuits and the eleventh circuit  
 1415 may have up to two designees.

1416 1. At the hearing, the attorney seeking compensation must  
 1417 prove by competent and substantial evidence that the case  
 1418 required extraordinary and unusual efforts. The chief judge or  
 1419 single designee shall consider criteria such as the number of  
 1420 witnesses, the complexity of the factual and legal issues, and  
 1421 the length of trial. The fact that a trial was conducted in a  
 1422 case does not, by itself, constitute competent substantial  
 1423 evidence of an extraordinary and unusual effort. In a criminal  
 1424 case, relief under this section may not be granted if the number  
 1425 of work hours does not exceed 75 or the number of the state's

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1426 witnesses deposed does not exceed 20.

1427       2. Objections by or on behalf of the Justice  
1428 Administrative Commission to records or documents or to claims  
1429 for payment by the attorney shall be presumed correct by the  
1430 court unless the court determines, in writing, that competent  
1431 and substantial evidence exists to justify overcoming the  
1432 presumption. The chief judge or single designee shall enter a  
1433 written order detailing his or her findings and identifying the  
1434 extraordinary nature of the time and efforts of the attorney in  
1435 the case which warrant exceeding the flat fee established by  
1436 this section and the General Appropriations Act.

1437       (c) A copy of the motion and attachments shall be served  
1438 on the Justice Administrative Commission at least 20 business  
1439 days before the date of a hearing. The Justice Administrative  
1440 Commission has standing to appear before the court, and may  
1441 appear in person or telephonically, including at the hearing  
1442 under paragraph (b), to contest any motion for an order  
1443 approving payment of attorney fees, costs, or related expenses  
1444 and may participate in a hearing on the motion by use of  
1445 telephonic or other communication equipment. The Justice  
1446 Administrative Commission may contract with other public or  
1447 private entities or individuals to appear before the court for  
1448 the purpose of contesting any motion for an order approving  
1449 payment of attorney fees, costs, or related expenses. The fact  
1450 that the Justice Administrative Commission has not objected to

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1451 any portion of the billing or to the sufficiency of the  
1452 documentation is not binding on the court.

1453 (d) If the chief judge or a single designee finds that  
1454 counsel has proved by competent and substantial evidence that  
1455 the case required extraordinary and unusual efforts, the chief  
1456 judge or single designee shall order the compensation to be paid  
1457 to the attorney at a percentage above the flat fee rate,  
1458 depending on the extent of the unusual and extraordinary effort  
1459 required. The percentage must be only the rate necessary to  
1460 ensure that the fees paid are not confiscatory under common law.  
1461 The percentage may not exceed 200 percent of the established  
1462 flat fee, absent a specific finding that 200 percent of the flat  
1463 fee in the case would be confiscatory. If the chief judge or  
1464 single designee determines that 200 percent of the flat fee  
1465 would be confiscatory, he or she shall order the amount of  
1466 compensation using an hourly rate not to exceed \$75 per hour for  
1467 a noncapital case and \$100 per hour for a capital case. However,  
1468 the compensation calculated by using the hourly rate shall be  
1469 only that amount necessary to ensure that the total fees paid  
1470 are not confiscatory, subject to the requirements of s.  
1471 27.40(7).

1472 (e) Any order granting relief under this subsection must  
1473 be attached to the final request for a payment submitted to the  
1474 Justice Administrative Commission and must satisfy the  
1475 requirements of subparagraph (b)2.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1476 (13) Notwithstanding the limitation set forth in  
 1477 subsection (5) and for the 2022-2023 ~~2021-2022~~ fiscal year only,  
 1478 the compensation for representation in a criminal proceeding may  
 1479 not exceed the following:

1480 (a) For misdemeanors and juveniles represented at the  
 1481 trial level: \$1,000.

1482 (b) For noncapital, nonlife felonies represented at the  
 1483 trial level: \$15,000.

1484 (c) For life felonies represented at the trial level:  
 1485 \$15,000.

1486 (d) For capital cases represented at the trial level:  
 1487 \$25,000. For purposes of this paragraph, a "capital case" is any  
 1488 offense for which the potential sentence is death and the state  
 1489 has not waived seeking the death penalty.

1490 (e) For representation on appeal: \$9,000.

1491 (f) This subsection expires July 1, 2023 ~~2022~~.

1492 Section 38. The text of s. 27.5304(1), (3), (7), (11), and  
 1493 (12)(a)-(e), Florida Statutes, as carried forward from section  
 1494 31 of chapter 2021-37, Laws of Florida and the amendment to s.  
 1495 27.5304(13), Florida Statutes, by this act expire July 1, 2023,  
 1496 and the text of those subsections and paragraphs, as applicable,  
 1497 shall revert to that in existence on June 30, 2019, except that  
 1498 any amendments to such text enacted other than by this act shall  
 1499 be preserved and continue to operate to the extent that such  
 1500 amendments are not dependent upon the portions of text which

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1501 expire pursuant to this section.

1502 Section 39. In order to implement Specific Appropriations  
1503 603 through 695, and notwithstanding the proviso contained in  
1504 Section 8 (2)(b)3. of the 2022-2023 General Appropriations Act,  
1505 effective July 1, 2022, funds are provided in Specific  
1506 Appropriation 2050, in addition to the inflation pay adjustment  
1507 provided in paragraph (1)(b) of Section 8 of the 2022-2023  
1508 General Appropriations Act, in the amount of \$4,500,000 from the  
1509 General Revenue Fund to the Department of Corrections to grant  
1510 special pay adjustments to address compression issues for  
1511 eligible employees in institutional and community corrections  
1512 management positions which were not included in subparagraph  
1513 (2)(b)1. of Section 8 of the 2022-2023 General Appropriations  
1514 Act. The department may submit a budget amendment requesting the  
1515 release of funds and associated salary rate pursuant to the  
1516 provisions of chapter 216, Florida Statutes. Release of funds  
1517 and rate are contingent upon the department submitting a  
1518 spending plan that details compression issues resulting from the  
1519 minimum salary increases provided in subparagraph (2)(b)1. of  
1520 Section 8 of the 2022-2023 General Appropriations Act. This  
1521 section expires July 1, 2023.

1522 Section 40. In order to implement appropriations used to  
1523 pay existing lease contracts for private lease space in excess  
1524 of 2,000 square feet in the 2022-2023 General Appropriations  
1525 Act, the Department of Management Services, with the cooperation

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1526 of the agencies having the existing lease contracts for office  
1527 or storage space, shall use tenant broker services to  
1528 renegotiate or reprocure all private lease agreements for office  
1529 or storage space expiring between July 1, 2023, and June 30,  
1530 2025, in order to reduce costs in future years. The department  
1531 shall incorporate this initiative into its 2022 master leasing  
1532 report required under s. 255.249(7), Florida Statutes, and may  
1533 use tenant broker services to explore the possibilities of  
1534 collocating office or storage space, to review the space needs  
1535 of each agency, and to review the length and terms of potential  
1536 renewals or renegotiations. The department shall provide a  
1537 report to the Executive Office of the Governor, the President of  
1538 the Senate, and the Speaker of the House of Representatives by  
1539 November 1, 2022, which lists each lease contract for private  
1540 office or storage space, the status of renegotiations, and the  
1541 savings achieved. This section expires July 1, 2023.

1542 Section 41. In order to implement appropriations  
1543 authorized in the 2022-2023 General Appropriations Act for data  
1544 center services, and notwithstanding s. 216.292(2)(a), Florida  
1545 Statutes, an agency may not transfer funds from a data  
1546 processing category to a category other than another data  
1547 processing category. This section expires July 1, 2023.

1548 Section 42. Effective upon this act becoming a law, in  
1549 order to implement Specific Appropriations 2928 through 2938 of  
1550 the 2022-2023 General Appropriations Act:

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1551 (1) The secretary of the Department of Management Services  
 1552 shall contract with the Northwest Regional Data Center (NWRDC)  
 1553 pursuant to s. 287.057(11), Florida Statutes, for the  
 1554 management, operation, and staffing of the state data center  
 1555 (SDC).

1556 (2) The contract shall be effective as of July 1, 2022,  
 1557 and must comply with the following provisions:

1558 (a) The scope of work for the contract must include only  
 1559 the services provided to SDC customers as of February 28, 2022.  
 1560 Any additional services provided to SDC customers must be  
 1561 provided via agreements directly between the NWRDC and agency  
 1562 customers.

1563 (b) The contract must authorize NWRDC to transition SDC  
 1564 customer agencies to the NWRDC service catalog and its  
 1565 contracts. Transitioned agencies and services shall no longer be  
 1566 within the scope of the contract between NWRDC and the SDC.

1567 (c) Services provided by new contracts executed to replace  
 1568 transferred contracts must be negotiated and executed by NWRDC  
 1569 and shall no longer be within the scope of the contract between  
 1570 NWRDC and the SDC.

1571 (d) The cost of the contract must be reduced in proportion  
 1572 to the transition of SDC contracts, services, and agency  
 1573 customers directly to NWRDC.

1574 (e) The Department of Management Services must make all  
 1575 leased data center and office space available to NWRDC, to use

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1576 | at NWRDC's discretion, at current rates.

1577 |       (f) NWRDC must provide contract management and oversight  
 1578 | for the contracts and interagency agreements that will be  
 1579 | transferred.

1580 |       (g) NWRDC must prepare and submit customer agency invoices  
 1581 | for services within the scope of the contract to the SDC for  
 1582 | review and approval.

1583 |       (h) SDC must respond to the NWRDC with either approval of  
 1584 | the invoices or requested updates within 10 business days. If  
 1585 | SDC does not provide a response to the NWRDC within 10 business  
 1586 | days, the invoices are deemed approved.

1587 |       (i) Once approved, the NWRDC will submit the invoices to  
 1588 | the customer agencies.

1589 |       (j) Customer agencies must submit invoice payments to  
 1590 | NWRDC directly within 30 days.

1591 |       (k) The contract must be executed for a term of 5 years  
 1592 | with an optional one time renewal.

1593 |       (l) The contract must provide the state chief information  
 1594 | officer the option of a seat on the NWRDC policy board given the  
 1595 | current membership criteria based on cumulative revenue paid.

1596 |       (m) The contract must provide the Florida Digital Service  
 1597 | with continuous access and visibility into all state agency  
 1598 | technology infrastructure necessary to detect cybersecurity  
 1599 | threats and provide access to mitigate the impact of a  
 1600 | cybersecurity incident and support timely response.



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1601           (3) This section expires July 1, 2023.  
 1602           Section 43. In order to implement Specific Appropriations  
 1603 2928 through 2938 in the 2022-2023 General Appropriations Act,  
 1604 all functions, records, personnel, contracts, interagency  
 1605 agreements, and assets of the current Department of Management  
 1606 Services state data center are transferred to the Northwest  
 1607 Regional Data Center. This section expires July 1, 2023.

1608           Section 44. In order to implement the appropriation of  
 1609 funds in the appropriation category "Northwest Regional Data  
 1610 Center" in the 2022-2023 General Appropriations Act, and  
 1611 pursuant to the notice, review, and objection procedures of s.  
 1612 216.177, Florida Statutes, the Executive Office of the Governor  
 1613 may transfer funds appropriated in that category between  
 1614 departments in order to align the budget authority granted based  
 1615 on the estimated costs for data processing services for the  
 1616 2022-2023 fiscal year. This section expires July 1, 2023.

1617           Section 45. In order to implement the appropriation of  
 1618 funds in the appropriation category "Special Categories-Risk  
 1619 Management Insurance" in the 2022-2023 General Appropriations  
 1620 Act, and pursuant to the notice, review, and objection  
 1621 procedures of s. 216.177, Florida Statutes, the Executive Office  
 1622 of the Governor may transfer funds appropriated in that category  
 1623 between departments in order to align the budget authority  
 1624 granted with the premiums paid by each department for risk  
 1625 management insurance. This section expires July 1, 2023.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1626           Section 46. In order to implement the appropriation of  
1627 funds in the appropriation category "Special Categories-Transfer  
1628 to Department of Management Services-Human Resources Services  
1629 Purchased per Statewide Contract" in the 2022-2023 General  
1630 Appropriations Act, and pursuant to the notice, review, and  
1631 objection procedures of s. 216.177, Florida Statutes, the  
1632 Executive Office of the Governor may transfer funds appropriated  
1633 in that category between departments in order to align the  
1634 budget authority granted with the assessments that must be paid  
1635 by each agency to the Department of Management Services for  
1636 human resource management services. This section expires July 1,  
1637 2023.

1638           Section 47. In order to implement Specific Appropriation  
1639 2797A in the 2022-2023 General Appropriations Act in the  
1640 Building Relocation appropriation category from the Architects  
1641 Incidental Trust Fund of the Department of Management Services,  
1642 and in accordance with section 215.196, Florida Statutes, the  
1643 Department of Management Services:

1644           (1) Upon the final disposition of a state-owned building,  
1645 the department may use up to 5 percent of facility disposition  
1646 funds from the Architects Incidental Trust Fund to defer,  
1647 offset, or otherwise pay for all or a portion of relocation  
1648 expenses including furniture, fixtures and equipment for state  
1649 agencies impacted by of the disposition of the department's  
1650 managed facilities in the Florida Facilities Pool. The extent of

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1651 the financial assistance provided to impacted state agencies  
 1652 shall be determined by the department.

1653 (2) The Department of Management Services may submit  
 1654 budget amendments for an increase in appropriation if necessary  
 1655 for the implementation of this section pursuant to the  
 1656 provisions of chapter 216, Florida Statutes. Budget amendments  
 1657 for an increase in appropriation shall include a detailed plan  
 1658 providing all estimated costs and relocation proposals.

1659 (3) This section expires July 1, 2023.

1660 Section 48. In order to implement Specific Appropriations  
 1661 1353 through 1391 of the 2022-2023 General Appropriations Act,  
 1662 section 550.135, Florida Statutes, is amended to read:

1663 550.135 Division of moneys derived under this law.—All  
 1664 moneys that are deposited with the Chief Financial Officer to  
 1665 the credit of the Pari-mutuel Wagering Trust Fund shall be  
 1666 distributed as follows:

1667 (1) The daily license fee revenues collected pursuant to  
 1668 s. 550.0951(1) shall be used to fund the operating cost of the  
 1669 Florida Gaming Control Commission ~~division and to provide a~~  
 1670 ~~proportionate share of the operation of the office of the~~  
 1671 ~~secretary and the Division of Administration of the Department~~  
 1672 ~~of Business and Professional Regulation;~~ however, other  
 1673 collections in the Pari-mutuel Wagering Trust Fund may also be  
 1674 used to fund the operation of the commission ~~division~~ in  
 1675 accordance with authorized appropriations.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1676 ~~(2) All unappropriated funds in excess of \$1.5 million in~~  
 1677 ~~the Pari-mutuel Wagering Trust Fund, collected pursuant to this~~  
 1678 ~~chapter, shall be deposited with the Chief Financial Officer to~~  
 1679 ~~the credit of the General Revenue Fund.~~

1680 ~~(2)(3)~~ The slot machine license fee, the slot machine  
 1681 occupational license fee, and the compulsive or addictive  
 1682 gambling prevention program fee collected pursuant to ss.  
 1683 551.106, 551.107(2)(a)1., and 551.118 shall be used to fund the  
 1684 direct and indirect operating expenses of the commission's  
 1685 ~~division's slot machine regulation~~ operations and to provide  
 1686 funding for relevant enforcement activities in accordance with  
 1687 authorized appropriations. ~~Funds deposited into the Pari-mutuel~~  
 1688 ~~Wagering Trust Fund pursuant to ss. 551.106, 551.107(2)(a)1.,~~  
 1689 ~~and 551.118 shall be reserved in the trust fund for slot machine~~  
 1690 ~~regulation operations. On June 30, any unappropriated funds in~~  
 1691 ~~excess of those necessary for incurred obligations and~~  
 1692 ~~subsequent year cash flow for slot machine regulation operations~~  
 1693 ~~shall be deposited with the Chief Financial Officer to the~~  
 1694 ~~credit of the General Revenue Fund.~~

1695 Section 49. The amendments to s. 550.135, Florida  
 1696 Statutes, made by this act expire July 1, 2023, and the text of  
 1697 that section shall revert to that in existence on June 30, 2022,  
 1698 except that any amendments to such text enacted other than by  
 1699 this act shall be preserved and continue to operate to the  
 1700 extent that such amendments are not dependent upon the portions

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1701 of text which expire pursuant to this section.

1702 Section 50. Paragraph (g) of subsection (13) of section  
1703 849.086, Florida Statutes, is amended to read:

1704 849.086 Cardrooms authorized.—

1705 (13) TAXES AND OTHER PAYMENTS.—

1706 (g) All of the moneys deposited in the Pari-mutuel  
1707 Wagering Trust Fund, except as set forth in paragraph (h), shall  
1708 be utilized and distributed in the manner specified in s.

1709 550.135(1) ~~and (2)~~. However, cardroom tax revenues shall be kept  
1710 separate from pari-mutuel tax revenues and shall not be used for  
1711 making the disbursement to counties provided in former s.

1712 550.135(1).

1713 Section 51. The amendment to s. 849.086, Florida Statutes,  
1714 made by this act expires July 1, 2023, and the text of that  
1715 section shall revert to that in existence on June 30, 2022,  
1716 except that any amendments to such text enacted other than by  
1717 this act shall be preserved and continue to operate to the  
1718 extent that such amendments are not dependent upon the portions  
1719 of text which expire pursuant to this section.

1720 Section 52. In order to implement Specific Appropriations  
1721 2394 through 2398 of the 2022-2023 General Appropriations Act,  
1722 section 72 of chapter 2020-114, Laws of Florida, as amended by  
1723 section 39 of chapter 2021-37, Laws of Florida, is reenacted and  
1724 amended to read:

1725 Section 72. (1) The Department of Financial Services

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1726 shall replace the four main components of the Florida Accounting  
 1727 Information Resource Subsystem (FLAIR), which include central  
 1728 FLAIR, departmental FLAIR, payroll, and information warehouse,  
 1729 and shall replace the cash management and accounting management  
 1730 components of the Cash Management Subsystem (CMS) with an  
 1731 integrated enterprise system that allows the state to organize,  
 1732 define, and standardize its financial management business  
 1733 processes and that complies with ss. 215.90-215.96, Florida  
 1734 Statutes. The department may not include in the replacement of  
 1735 FLAIR and CMS:

1736 (a) Functionality that duplicates any of the other  
 1737 information subsystems of the Florida Financial Management  
 1738 Information System; or

1739 (b) Agency business processes related to any of the  
 1740 functions included in the Personnel Information System, the  
 1741 Purchasing Subsystem, or the Legislative Appropriations  
 1742 System/Planning and Budgeting Subsystem.

1743 (2) For purposes of replacing FLAIR and CMS, the  
 1744 Department of Financial Services shall:

1745 (a) Take into consideration the cost and implementation  
 1746 data identified for Option 3 as recommended in the March 31,  
 1747 2014, Florida Department of Financial Services FLAIR Study,  
 1748 version 031.

1749 (b) Ensure that all business requirements and technical  
 1750 specifications have been provided to all state agencies for

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1751 their review and input and approved by the executive steering  
 1752 committee established in paragraph (c), including any updates to  
 1753 these documents.

1754 (c) Implement a project governance structure that includes  
 1755 an executive steering committee composed of:

1756 1. The Chief Financial Officer or the executive sponsor of  
 1757 the project.

1758 2. A representative of the Division of Treasury of the  
 1759 Department of Financial Services, appointed by the Chief  
 1760 Financial Officer.

1761 3. The Chief Information Officers ~~A representative of the~~  
 1762 ~~Division of Information Systems~~ of the Department of Financial  
 1763 Services and the Department of Environmental Protection,  
 1764 ~~appointed by the Chief Financial Officer.~~

1765 4. Two ~~Four~~ employees from the Division of Accounting and  
 1766 Auditing of the Department of Financial Services, appointed by  
 1767 the Chief Financial Officer. Each employee must have experience  
 1768 relating to at least one of the four main components that  
 1769 compose FLAIR.

1770 5. Two employees from the Executive Office of the  
 1771 Governor, appointed by the Governor. One employee must have  
 1772 experience relating to the Legislative Appropriations  
 1773 System/Planning and Budgeting Subsystem.

1774 6. One employee from the Department of Revenue, appointed  
 1775 by the executive director, who has experience using or

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1776 maintaining ~~relating to~~ the department's finance and accounting  
 1777 systems ~~SUNTAX~~ system.

1778 7. Two employees from the Department of Management  
 1779 Services, appointed by the Secretary of Management Services. One  
 1780 employee must have experience relating to the department's  
 1781 personnel information subsystem and one employee must have  
 1782 experience relating to the department's purchasing subsystem.

1783 8. A ~~Three~~ state agency administrative services director  
 1784 ~~directors~~, appointed by the Governor. ~~One director must~~  
 1785 ~~represent a regulatory and licensing state agency and one~~  
 1786 ~~director must represent a health care-related state agency.~~

1787 9. The executive sponsor of the Florida Health Care  
 1788 Connection (FX) System or his or her designee, appointed by the  
 1789 Secretary of Health Care Administration.

1790 10. The State Chief Information Officer, or his or her  
 1791 designee, as a nonvoting member. The State Chief Information  
 1792 Officer, or his or her designee, shall provide monthly status  
 1793 reports to the Executive Steering Committee pursuant to the  
 1794 oversight responsibilities in s. 282.0051, Florida Statutes.

1795 11. One employee from the Department of Business and  
 1796 Professional Regulation who has experience in finance and  
 1797 accounting and FLAIR, appointed by the Secretary of the  
 1798 Department of Business and Professional Regulation.

1799 12. One employee from the Florida Fish and Wildlife  
 1800 Conservation Commission who has experience using or maintaining



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1801 the commission's finance and accounting systems, appointed by  
 1802 the Chair of the Florida Fish and Wildlife Conservation  
 1803 Commission.

1804 13. The budget director of the Department of Education, or  
 1805 his or her designee.

1806 (3) (a) The Chief Financial Officer or the executive  
 1807 sponsor of the project shall serve as chair of the executive  
 1808 steering committee, and the committee shall take action by a  
 1809 vote of at least eight affirmative votes with the Chief  
 1810 Financial Officer or the executive sponsor of the project voting  
 1811 on the prevailing side. A quorum of the executive steering  
 1812 committee consists of at least 10 members.

1813 (b) No later than 14 days before a meeting of the  
 1814 executive steering committee, the chair shall request input from  
 1815 committee members on agenda items for the next scheduled  
 1816 meeting.

1817 (c) The chair shall establish, by July 31, 2022, a working  
 1818 group consisting of FLAIR users, state agency technical staff  
 1819 who maintain applications that integrate with FLAIR, and no less  
 1820 than four state agency finance and accounting or budget  
 1821 directors. The working group shall meet at least monthly to  
 1822 review PALM functionality, assess project impacts to state  
 1823 financial business processes and agency staff, and develop  
 1824 recommendations to the Executive Steering Committee for  
 1825 improvements. The chair shall request input from the working

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1826 | group on agenda items for each scheduled meeting. The PALM  
 1827 | project team shall dedicate a staff member to the group and  
 1828 | provide system demonstrations and any project documentation, as  
 1829 | needed, for the group to fulfill its duties.

1830 | (4) The executive steering committee has the overall  
 1831 | responsibility for ensuring that the project to replace FLAIR  
 1832 | and CMS meets its primary business objectives and shall:

1833 | (a) Identify and recommend to the Executive Office of the  
 1834 | Governor, the President of the Senate, and the Speaker of the  
 1835 | House of Representatives any statutory changes needed to  
 1836 | implement the replacement subsystem that will standardize, to  
 1837 | the fullest extent possible, the state's financial management  
 1838 | business processes.

1839 | (b) Review and approve any changes to the project's scope,  
 1840 | schedule, and budget which do not conflict with the requirements  
 1841 | of subsection (1).

1842 | (c) Ensure that adequate resources are provided throughout  
 1843 | all phases of the project.

1844 | (d) Approve all major project deliverables and any cost  
 1845 | changes to each deliverable over \$250,000.

1846 | (e) Approve contract amendments and changes to all  
 1847 | contract-related documents associated with the replacement of  
 1848 | FLAIR and CMS.

1849 | (f) Ensure compliance with ss. 216.181(16), 216.311,  
 1850 | 216.313, 282.318(4)(h), and 287.058, Florida Statutes.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1851 (5) This section expires July 1, 2023 ~~2022~~.

1852 Section 53. In order to implement Specific Appropriation  
 1853 2923 of the 2022-2023 General Appropriations Act, subsection (3)  
 1854 of section 282.709, Florida Statutes, is reenacted to read:

1855 282.709 State agency law enforcement radio system and  
 1856 interoperability network.—

1857 (3) In recognition of the critical nature of the statewide  
 1858 law enforcement radio communications system, the Legislature  
 1859 finds that there is an immediate danger to the public health,  
 1860 safety, and welfare, and that it is in the best interest of the  
 1861 state to continue partnering with the system's current operator.  
 1862 The Legislature finds that continuity of coverage is critical to  
 1863 supporting law enforcement, first responders, and other public  
 1864 safety users. The potential for a loss in coverage or a lack of  
 1865 interoperability between users requires emergency action and is  
 1866 a serious concern for officers' safety and their ability to  
 1867 communicate and respond to various disasters and events.

1868 (a) The department, pursuant to s. 287.057(10), shall  
 1869 enter into a 15-year contract with the entity that was operating  
 1870 the statewide radio communications system on January 1, 2021.  
 1871 The contract must include:

- 1872 1. The purchase of radios;
- 1873 2. The upgrade to the Project 25 communications standard;
- 1874 3. Increased system capacity and enhanced coverage for  
 1875 system users;

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1876 4. Operations, maintenance, and support at a fixed annual  
1877 rate;

1878 5. The conveyance of communications towers to the  
1879 department; and

1880 6. The assignment of communications tower leases to the  
1881 department.

1882 (b) The State Agency Law Enforcement Radio System Trust  
1883 Fund is established in the department and funded from surcharges  
1884 collected under ss. 318.18, 320.0802, and 328.72. Upon  
1885 appropriation, moneys in the trust fund may be used by the  
1886 department to acquire the equipment, software, and engineering,  
1887 administrative, and maintenance services it needs to construct,  
1888 operate, and maintain the statewide radio system. Moneys in the  
1889 trust fund from surcharges shall be used to help fund the costs  
1890 of the system. Upon completion of the system, moneys in the  
1891 trust fund may also be used by the department for payment of the  
1892 recurring maintenance costs of the system.

1893 Section 54. The text of s. 282.709(3), Florida Statutes,  
1894 as carried forward from chapter 2021-37, Laws of Florida, by  
1895 this act, expires July 1, 2023, and the text of that subsection  
1896 shall revert to that in existence on June 1, 2021, except that  
1897 any amendments to such text enacted other than by this act shall  
1898 be preserved and continue to operate to the extent that such  
1899 amendments are not dependent upon the portions of text which  
1900 expire pursuant to this section.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1901           Section 55. In order to implement appropriations relating  
 1902 to the purchase of equipment and services related to the  
 1903 Statewide Law Enforcement Radio System (SLERS) as authorized in  
 1904 the 2022-2023 General Appropriations Act, and notwithstanding s.  
 1905 287.057, Florida Statutes, state agencies and other eligible  
 1906 users of the SLERS network may use the Department of Management  
 1907 Services SLERS contract for purchase of equipment and services.  
 1908 This section expires July 1, 2023.

1909           Section 56. In order to implement Specific Appropriations  
 1910 2815 through 2826A of the 2022-2023 General Appropriations Act,  
 1911 and notwithstanding rule 60A-1.031, Florida Administrative Code,  
 1912 the transaction fee as identified in s. 287.057(24)(c), Florida  
 1913 Statutes, shall be collected for use of the online procurement  
 1914 system and is 0.7 percent for the 2022-2023 fiscal year only.  
 1915 This section expires July 1, 2023.

1916           Section 57. In order to implement Specific Appropriations  
 1917 2759A through 2759X of the 2022-2023 General Appropriations Act,  
 1918 paragraph (i) of subsection (9) of section 24.105, Florida  
 1919 Statutes, is amended to read:

1920           24.105 Powers and duties of department.—The department  
 1921 shall:

1922           (9) Adopt rules governing the establishment and operation  
 1923 of the state lottery, including:

1924           (i) The manner and amount of compensation of retailers,  
 1925 except for the 2022-2023 fiscal year only, effective July 1,

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1926 2022, the commission for Florida Lottery ticket sales shall be  
 1927 5.75 percent of the purchase price of each ticket sold or issued  
 1928 as a prize by a retailer. Any additional retailer compensation  
 1929 is limited to the Florida Lottery Retailer Bonus Commission  
 1930 program appropriated in Specific Appropriation 2759U of the  
 1931 2022-2023 General Appropriations Act.

1932 Section 58. The amendment to s. 24.105, Florida Statutes,  
 1933 made by this act expires July 1, 2023, and the text of that  
 1934 subsection shall revert to that in existence on June 30, 2022,  
 1935 except that any amendments to such text enacted other than by  
 1936 this act shall be preserved and continue to operate to the  
 1937 extent that such amendments are not dependent upon the portions  
 1938 of text which expire pursuant to this section.

1939 Section 59. In order to implement specific appropriations  
 1940 from the land acquisition trust funds within the Department of  
 1941 Agriculture and Consumer Services, the Department of  
 1942 Environmental Protection, the Department of State, and the Fish  
 1943 and Wildlife Conservation Commission, which are contained in the  
 1944 2022-2023 General Appropriations Act, subsection (3) of section  
 1945 215.18, Florida Statutes, is amended to read:

1946 215.18 Transfers between funds; limitation.—

1947 (3) Notwithstanding subsection (1) and only with respect  
 1948 to a land acquisition trust fund in the Department of  
 1949 Agriculture and Consumer Services, the Department of  
 1950 Environmental Protection, the Department of State, or the Fish

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1951 and Wildlife Conservation Commission, whenever there is a  
 1952 deficiency in a land acquisition trust fund which would render  
 1953 that trust fund temporarily insufficient to meet its just  
 1954 requirements, including the timely payment of appropriations  
 1955 from that trust fund, and other trust funds in the State  
 1956 Treasury have moneys that are for the time being or otherwise in  
 1957 excess of the amounts necessary to meet the just requirements,  
 1958 including appropriated obligations, of those other trust funds,  
 1959 the Governor may order a temporary transfer of moneys from one  
 1960 or more of the other trust funds to a land acquisition trust  
 1961 fund in the Department of Agriculture and Consumer Services, the  
 1962 Department of Environmental Protection, the Department of State,  
 1963 or the Fish and Wildlife Conservation Commission. Any action  
 1964 proposed pursuant to this subsection is subject to the notice,  
 1965 review, and objection procedures of s. 216.177, and the Governor  
 1966 shall provide notice of such action at least 7 days before the  
 1967 effective date of the transfer of trust funds, except that  
 1968 during July 2022 ~~2021~~, notice of such action shall be provided  
 1969 at least 3 days before the effective date of a transfer unless  
 1970 such 3-day notice is waived by the chair and vice-chair of the  
 1971 Legislative Budget Commission. Any transfer of trust funds to a  
 1972 land acquisition trust fund in the Department of Agriculture and  
 1973 Consumer Services, the Department of Environmental Protection,  
 1974 the Department of State, or the Fish and Wildlife Conservation  
 1975 Commission must be repaid to the trust funds from which the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

1976 moneys were loaned by the end of the 2022-2023 ~~2021-2022~~ fiscal  
 1977 year. The Legislature has determined that the repayment of the  
 1978 other trust fund moneys temporarily loaned to a land acquisition  
 1979 trust fund in the Department of Agriculture and Consumer  
 1980 Services, the Department of Environmental Protection, the  
 1981 Department of State, or the Fish and Wildlife Conservation  
 1982 Commission pursuant to this subsection is an allowable use of  
 1983 the moneys in a land acquisition trust fund because the moneys  
 1984 from other trust funds temporarily loaned to a land acquisition  
 1985 trust fund shall be expended solely and exclusively in  
 1986 accordance with s. 28, Art. X of the State Constitution. This  
 1987 subsection expires July 1, 2023 ~~2022~~.

1988 Section 60. (1) In order to implement specific  
 1989 appropriations from the land acquisition trust funds within the  
 1990 Department of Agriculture and Consumer Services, the Department  
 1991 of Environmental Protection, the Department of State, and the  
 1992 Fish and Wildlife Conservation Commission, which are contained  
 1993 in the 2022-2023 General Appropriations Act, the Department of  
 1994 Environmental Protection shall transfer revenues from the Land  
 1995 Acquisition Trust Fund within the department to the land  
 1996 acquisition trust funds within the Department of Agriculture and  
 1997 Consumer Services, the Department of State, and the Fish and  
 1998 Wildlife Conservation Commission, as provided in this section.  
 1999 As used in this section, the term "department" means the  
 2000 Department of Environmental Protection.



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2001           (2) After subtracting any required debt service payments,  
 2002 the proportionate share of revenues to be transferred to each  
 2003 land acquisition trust fund shall be calculated by dividing the  
 2004 appropriations from each of the land acquisition trust funds for  
 2005 the fiscal year by the total appropriations from the Land  
 2006 Acquisition Trust Fund within the department and the land  
 2007 acquisition trust funds within the Department of Agriculture and  
 2008 Consumer Services, the Department of State, and the Fish and  
 2009 Wildlife Conservation Commission for the fiscal year. The  
 2010 department shall transfer the proportionate share of the  
 2011 revenues in the Land Acquisition Trust Fund within the  
 2012 department on a monthly basis to the appropriate land  
 2013 acquisition trust funds within the Department of Agriculture and  
 2014 Consumer Services, the Department of State, and the Fish and  
 2015 Wildlife Conservation Commission and shall retain its  
 2016 proportionate share of the revenues in the Land Acquisition  
 2017 Trust Fund within the department. Total distributions to a land  
 2018 acquisition trust fund within the Department of Agriculture and  
 2019 Consumer Services, the Department of State, and the Fish and  
 2020 Wildlife Conservation Commission may not exceed the total  
 2021 appropriations from such trust fund for the fiscal year.

2022           (3) In addition, the department shall transfer from the  
 2023 Land Acquisition Trust Fund to land acquisition trust funds  
 2024 within the Department of Agriculture and Consumer Services, the  
 2025 Department of State, and the Fish and Wildlife Conservation

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2026 Commission amounts equal to the difference between the amounts  
 2027 appropriated in chapter 2021-36, Laws of Florida, to the  
 2028 department's Land Acquisition Trust Fund and the other land  
 2029 acquisition trust funds, and the amounts actually transferred  
 2030 between those trust funds during the 2021-2022 fiscal year.

2031 (4) The department may advance funds from the beginning  
 2032 unobligated fund balance in the Land Acquisition Trust Fund to  
 2033 the Land Acquisition Trust Fund within the Fish and Wildlife  
 2034 Conservation Commission needed for cash flow purposes based on a  
 2035 detailed expenditure plan. The department shall prorate amounts  
 2036 transferred quarterly to the Fish and Wildlife Conservation  
 2037 Commission to recoup the amount of funds advanced by June 30,  
 2038 2023.

2039 (5) This section expires July 1, 2023.

2040 Section 61. In order to implement Specific Appropriations  
 2041 1472 through 1481 of the 2022-2023 General Appropriations Act,  
 2042 subsection (8) of section 576.045, Florida Statutes, is amended  
 2043 to read:

2044 576.045 Nitrogen and phosphorus; findings and intent;  
 2045 fees; purpose; best management practices; waiver of liability;  
 2046 compliance; rules; exclusions; expiration.-

2047 (8) EXPIRATION OF PROVISIONS.—Subsections (1), (2), (3),  
 2048 (4), and (6) expire on December 31, 2023 ~~2022~~. Subsections (5)  
 2049 and (7) expire on December 31, 2027.

2050 Section 62. In order to implement appropriations from the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2051 Land Acquisition Trust Fund within the Department of  
 2052 Environmental Protection in the 2022-2023 General Appropriations  
 2053 Act, paragraph (b) of subsection (3) of section 375.041, Florida  
 2054 Statutes, is amended to read:

2055 375.041 Land Acquisition Trust Fund.—

2056 (3) Funds distributed into the Land Acquisition Trust Fund  
 2057 pursuant to s. 201.15 shall be applied:

2058 (b) Of the funds remaining after the payments required  
 2059 under paragraph (a), but before funds may be appropriated,  
 2060 pledged, or dedicated for other uses:

2061 1. A minimum of the lesser of 25 percent or \$200 million  
 2062 shall be appropriated annually for Everglades projects that  
 2063 implement the Comprehensive Everglades Restoration Plan as set  
 2064 forth in s. 373.470, including the Central Everglades Planning  
 2065 Project subject to Congressional authorization; the Long-Term  
 2066 Plan as defined in s. 373.4592(2); and the Northern Everglades  
 2067 and Estuaries Protection Program as set forth in s. 373.4595.  
 2068 From these funds, \$32 million shall be distributed each fiscal  
 2069 year through the 2023-2024 fiscal year to the South Florida  
 2070 Water Management District for the Long-Term Plan as defined in  
 2071 s. 373.4592(2). After deducting the \$32 million distributed  
 2072 under this subparagraph, from the funds remaining, a minimum of  
 2073 the lesser of 76.5 percent or \$100 million shall be appropriated  
 2074 each fiscal year through the 2025-2026 fiscal year for the  
 2075 planning, design, engineering, and construction of the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2076 Comprehensive Everglades Restoration Plan as set forth in s.  
 2077 373.470, including the Central Everglades Planning Project, the  
 2078 Everglades Agricultural Area Storage Reservoir Project, the Lake  
 2079 Okeechobee Watershed Project, the C-43 West Basin Storage  
 2080 Reservoir Project, the Indian River Lagoon-South Project, the  
 2081 Western Everglades Restoration Project, and the Picayune Strand  
 2082 Restoration Project. The Department of Environmental Protection  
 2083 and the South Florida Water Management District shall give  
 2084 preference to those Everglades restoration projects that reduce  
 2085 harmful discharges of water from Lake Okeechobee to the St.  
 2086 Lucie or Caloosahatchee estuaries in a timely manner. For the  
 2087 purpose of performing the calculation provided in this  
 2088 subparagraph, the amount of debt service paid pursuant to  
 2089 paragraph (a) for bonds issued after July 1, 2016, for the  
 2090 purposes set forth under paragraph (b) shall be added to the  
 2091 amount remaining after the payments required under paragraph  
 2092 (a). The amount of the distribution calculated shall then be  
 2093 reduced by an amount equal to the debt service paid pursuant to  
 2094 paragraph (a) on bonds issued after July 1, 2016, for the  
 2095 purposes set forth under this subparagraph.

2096 2. A minimum of the lesser of 7.6 percent or \$50 million  
 2097 shall be appropriated annually for spring restoration,  
 2098 protection, and management projects. For the purpose of  
 2099 performing the calculation provided in this subparagraph, the  
 2100 amount of debt service paid pursuant to paragraph (a) for bonds

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2101 issued after July 1, 2016, for the purposes set forth under  
 2102 paragraph (b) shall be added to the amount remaining after the  
 2103 payments required under paragraph (a). The amount of the  
 2104 distribution calculated shall then be reduced by an amount equal  
 2105 to the debt service paid pursuant to paragraph (a) on bonds  
 2106 issued after July 1, 2016, for the purposes set forth under this  
 2107 subparagraph.

2108 3. The sum of \$5 million shall be appropriated annually  
 2109 each fiscal year through the 2025-2026 fiscal year to the St.  
 2110 Johns River Water Management District for projects dedicated to  
 2111 the restoration of Lake Apopka. This distribution shall be  
 2112 reduced by an amount equal to the debt service paid pursuant to  
 2113 paragraph (a) on bonds issued after July 1, 2016, for the  
 2114 purposes set forth in this subparagraph.

2115 4. The sum of \$64 million is appropriated and shall be  
 2116 transferred to the Everglades Trust Fund for the 2018-2019  
 2117 fiscal year, and each fiscal year thereafter, for the EAA  
 2118 reservoir project pursuant to s. 373.4598. Any funds remaining  
 2119 in any fiscal year shall be made available only for Phase II of  
 2120 the C-51 reservoir project or projects identified in  
 2121 subparagraph 1. and must be used in accordance with laws  
 2122 relating to such projects. Any funds made available for such  
 2123 purposes in a fiscal year are in addition to the amount  
 2124 appropriated under subparagraph 1. This distribution shall be  
 2125 reduced by an amount equal to the debt service paid pursuant to

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2126 paragraph (a) on bonds issued after July 1, 2017, for the  
 2127 purposes set forth in this subparagraph.

2128 5. The sum of \$50 million shall be appropriated annually  
 2129 to the South Florida Water Management District for the Lake  
 2130 Okeechobee Watershed Restoration Project in accordance with s.  
 2131 373.4599. This distribution must be reduced by an amount equal  
 2132 to the debt service paid pursuant to paragraph (a) on bonds  
 2133 issued after July 1, 2021, for the purposes set forth in this  
 2134 subparagraph.

2135 6. Notwithstanding subparagraph 3., for the 2022-2023  
 2136 ~~2021-2022~~ fiscal year, funds shall be appropriated as provided  
 2137 in the General Appropriations Act. This subparagraph expires  
 2138 July 1, 2023 ~~2022~~.

2139 Section 63. In order to implement Specific Appropriation  
 2140 1408 of the 2022-2023 General Appropriations Act, paragraph (a)  
 2141 of subsection (1) of section 570.93, Florida Statutes, is  
 2142 reenacted to read:

2143 570.93 Department of Agriculture and Consumer Services;  
 2144 agricultural water conservation and agricultural water supply  
 2145 planning.—

2146 (1) The department shall establish an agricultural water  
 2147 conservation program that includes the following:

2148 (a) A cost-share program, coordinated with the United  
 2149 States Department of Agriculture and other federal, state,  
 2150 regional, and local agencies when appropriate, for irrigation

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2151 system retrofit and application of mobile irrigation laboratory  
 2152 evaluations, and for water conservation and water quality  
 2153 improvement pursuant to s. 403.067(7) (c).

2154 Section 64. The text of s. 570.93(1) (a), Florida Statutes,  
 2155 as amended by chapter 2021-37, Laws of Florida, as carried  
 2156 forward by this act expires July 1, 2023, and the text of that  
 2157 paragraph shall revert to that in existence on June 30, 2019,  
 2158 except that any amendments to such text enacted other than by  
 2159 this act shall be preserved and continue to operate to the  
 2160 extent that such amendments are not dependent upon the portions  
 2161 of text which expire pursuant to this section.

2162 Section 65. In order to implement Specific Appropriation  
 2163 1713 of the 2022-2023 General Appropriations Act, and  
 2164 notwithstanding the expiration date in section 48 of chapter  
 2165 2021-37, Laws of Florida, paragraph (g) of subsection (15) of  
 2166 section 376.3071, Florida Statutes, is reenacted to read:

2167 376.3071 Inland Protection Trust Fund; creation; purposes;  
 2168 funding.—

2169 (15) ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The  
 2170 department shall pay, pursuant to this subsection, up to \$10  
 2171 million each fiscal year from the fund for the costs of labor  
 2172 and equipment to repair or replace petroleum storage systems  
 2173 that may have been damaged due to the storage of fuels blended  
 2174 with ethanol or biodiesel, or for preventive measures to reduce  
 2175 the potential for such damage.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2176 (g) Payments may not be made for the following:

2177 1. Proposal costs or costs related to preparation of the

2178 application and required documentation;

2179 2. Certified public accountant costs;

2180 3. Except as provided in paragraph (j), any costs in

2181 excess of the amount approved by the department under paragraph

2182 (b) or which are not in substantial compliance with the purchase

2183 order;

2184 4. Costs associated with storage tanks, piping, or

2185 ancillary equipment that has previously been repaired or

2186 replaced for which costs have been paid under this section;

2187 5. Facilities that are not in compliance with department

2188 storage tank rules, until the noncompliance issues have been

2189 resolved; or

2190 6. Costs associated with damage to petroleum storage

2191 systems caused in whole or in part by causes other than the

2192 storage of fuels blended with ethanol or biodiesel.

2193 Section 66. The amendment to s. 376.3071(15)(g), Florida

2194 Statutes, as carried forward from chapter 2021-37, Laws of

2195 Florida, by this act, expires July 1, 2023, and the text of that

2196 paragraph shall revert to that in existence on June 30, 2020,

2197 except that any amendments to such text enacted other than by

2198 this act shall be preserved and continue to operate to the

2199 extent that such amendments are not dependent upon the portion

2200 of text which expires pursuant to this section.



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2201           Section 67. In order to implement section 110 of the 2022-  
 2202 2023 General Appropriations Act, and in order to expedite the  
 2203 closure of the Piney Point facility located in Manatee County,  
 2204 the Department of Environmental Protection is exempt from the  
 2205 competitive procurement requirements of s. 287.057, Florida  
 2206 Statutes, for any procurement of commodities or contractual  
 2207 services in support of the site closure or to address  
 2208 environmental impacts associated with the system failure. This  
 2209 section expires July 1, 2023.

2210           Section 68. In order to implement Specific Appropriation  
 2211 1538A of the 2022-2023 General Appropriations Act, and  
 2212 notwithstanding chapter 255, Florida Statutes, the Department of  
 2213 Agriculture and Consumer Services may lease an existing facility  
 2214 that meets the requirements of s. 581.1843(7), Florida Statutes,  
 2215 and may administer a program to expedite the expansion of the  
 2216 propagation of citrus sinensis or citrus sinensis-like budwood  
 2217 trees and seedlings that show tolerance or resistance to citrus  
 2218 greening, and to commercialize technologies that produce  
 2219 tolerance or resistance to citrus greening in trees. This  
 2220 section expires July 1, 2023.

2221           Section 69. In order to implement Specific Appropriation  
 2222 2214A of the 2022-2023 General Appropriations Act, and  
 2223 notwithstanding chapter 287, Florida Statutes, the Department of  
 2224 Citrus shall enter into agreements for the purpose of increasing  
 2225 production of trees that show tolerance or resistance to citrus

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2226 | greening and to commercialize technologies that produce  
 2227 | tolerance or resistance to citrus greening in trees. The  
 2228 | department shall enter into these agreements no later than  
 2229 | August 31, 2022, and shall file with the department's Inspector  
 2230 | General a certification of conditions and circumstances  
 2231 | justifying each agreement entered into without competitive  
 2232 | solicitation. This section expires July 1, 2023.

2233 | Section 70. In order to implement Specific Appropriation  
 2234 | 2656 of the 2022-2023 General Appropriations Act, paragraph (b)  
 2235 | of subsection (3) and subsection (5) of section 321.04, Florida  
 2236 | Statutes, are amended to read:

2237 | 321.04 Personnel of the highway patrol; rank  
 2238 | classifications; probationary status of new patrol officers;  
 2239 | subsistence; special assignments.—

2240 | (3)

2241 | (b) For the 2022-2023 ~~2021-2022~~ fiscal year only, upon the  
 2242 | request of the Governor, the Department of Highway Safety and  
 2243 | Motor Vehicles shall assign one or more patrol officers to the  
 2244 | office of the Lieutenant Governor for security services. This  
 2245 | paragraph expires July 1, 2023 ~~2022~~.

2246 | (5) For the 2022-2023 ~~2021-2022~~ fiscal year only, the  
 2247 | assignment of a patrol officer by the department shall include a  
 2248 | Cabinet member specified in s. 4, Art. IV of the State  
 2249 | Constitution if deemed appropriate by the department or in  
 2250 | response to a threat and upon written request of such Cabinet

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2251 member. This subsection expires July 1, 2023 ~~2022~~.

2252 Section 71. In order to implement Specific Appropriations  
 2253 2637 and 2645 of the 2022-2023 General Appropriations Act,  
 2254 paragraph (b) of subsection (2) and subsection (7) of section  
 2255 215.559, Florida Statutes, are amended to read:

2256 215.559 Hurricane Loss Mitigation Program.—A Hurricane  
 2257 Loss Mitigation Program is established in the Division of  
 2258 Emergency Management.

2259 (2)

2260 (b)1. The Manufactured Housing and Mobile Home Mitigation  
 2261 and Enhancement Program is established. The program shall  
 2262 require the mitigation of damage to or the enhancement of homes  
 2263 for the areas of concern raised by the Department of Highway  
 2264 Safety and Motor Vehicles in the 2004-2005 Hurricane Reports on  
 2265 the effects of the 2004 and 2005 hurricanes on manufactured and  
 2266 mobile homes in this state. The mitigation or enhancement must  
 2267 include, but need not be limited to, problems associated with  
 2268 weakened trusses, studs, and other structural components caused  
 2269 by wood rot or termite damage; site-built additions; or tie-down  
 2270 systems and may also address any other issues deemed appropriate  
 2271 by the Gulf Coast State College ~~Tallahassee Community College~~,  
 2272 the Federation of Manufactured Home Owners of Florida, Inc., the  
 2273 Florida Manufactured Housing Association, and the Department of  
 2274 Highway Safety and Motor Vehicles. The program shall include an  
 2275 education and outreach component to ensure that owners of

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2276 manufactured and mobile homes are aware of the benefits of  
 2277 participation.

2278 2. The program shall be a grant program that ensures that  
 2279 entire manufactured home communities and mobile home parks may  
 2280 be improved wherever practicable. The moneys appropriated for  
 2281 this program shall be distributed directly to the Gulf Coast  
 2282 State College ~~Tallahassee Community College~~ for the uses set  
 2283 forth under this subsection.

2284 3. Upon evidence of completion of the program, the  
 2285 Citizens Property Insurance Corporation shall grant, on a pro  
 2286 rata basis, actuarially reasonable discounts, credits, or other  
 2287 rate differentials or appropriate reductions in deductibles for  
 2288 the properties of owners of manufactured homes or mobile homes  
 2289 on which fixtures or construction techniques that have been  
 2290 demonstrated to reduce the amount of loss in a windstorm have  
 2291 been installed or implemented. The discount on the premium must  
 2292 be applied to subsequent renewal premium amounts. Premiums of  
 2293 the Citizens Property Insurance Corporation must reflect the  
 2294 location of the home and the fact that the home has been  
 2295 installed in compliance with building codes adopted after  
 2296 Hurricane Andrew. Rates resulting from the completion of the  
 2297 Manufactured Housing and Mobile Home Mitigation and Enhancement  
 2298 Program are not considered competitive rates for the purposes of  
 2299 s. 627.351(6)(d)1. and 2.

2300 4. On or before January 1 of each year, the Gulf Coast

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2301 State College ~~Tallahassee Community College~~ shall provide a  
 2302 report of activities under this subsection to the Governor, the  
 2303 President of the Senate, and the Speaker of the House of  
 2304 Representatives. The report must set forth the number of homes  
 2305 that have taken advantage of the program, the types of  
 2306 enhancements and improvements made to the manufactured or mobile  
 2307 homes and attachments to such homes, and whether there has been  
 2308 an increase in availability of insurance products to owners of  
 2309 manufactured or mobile homes.

2310  
 2311 The Gulf Coast State College ~~Tallahassee Community College~~ shall  
 2312 develop the programs set forth in this subsection in  
 2313 consultation with the Federation of Manufactured Home Owners of  
 2314 Florida, Inc., the Florida Manufactured Housing Association, and  
 2315 the Department of Highway Safety and Motor Vehicles. The moneys  
 2316 appropriated for the programs set forth in this subsection shall  
 2317 be distributed directly to the Gulf Coast State College  
 2318 ~~Tallahassee Community College~~ to be used as set forth in this  
 2319 subsection.

2320 (7) This section is repealed June 30, 2023 ~~2022~~.

2321 Section 72. In order to implement Specific Appropriation  
 2322 2287 of the 2022-2023 General Appropriations Act, subsection (7)  
 2323 of section 288.0655, Florida Statutes, is amended to read:

2324 288.0655 Rural Infrastructure Fund.—

2325 (7) For the 2022-2023 ~~2021-2022~~ fiscal year, the funds

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2326 appropriated for the grant program for Florida Panhandle  
 2327 counties shall be distributed pursuant to and for the purposes  
 2328 described in the proviso language associated with Specific  
 2329 Appropriation 2287 ~~2237~~ of the 2022-2023 ~~2021-2022~~ General  
 2330 Appropriations Act. This subsection expires July 1, 2023 ~~2022~~.

2331 Section 73. In order to implement section 157 of the 2022-  
 2332 2023 General Appropriations Act, subsection (3) of section  
 2333 288.80125, Florida Statutes, is amended to read:

2334 288.80125 Triumph Gulf Coast Trust Fund.—

2335 (3) For the 2022-2023 ~~2021-2022~~ fiscal year, funds shall  
 2336 be used for the Rebuild Florida Revolving Loan Fund program to  
 2337 provide assistance to businesses impacted by Hurricane Michael  
 2338 as provided in the General Appropriations Act. This subsection  
 2339 expires July 1, 2023 ~~2022~~.

2340 Section 74. In order to implement section 195 of the 2022-  
 2341 2023 General Appropriations Act, subsections (4) and (5) of  
 2342 section 339.08, Florida Statutes, are amended to read:

2343 339.08 Use of moneys in State Transportation Trust Fund.—

2344 ~~(4) Notwithstanding the provisions of this section and ss.~~  
 2345 ~~215.32(2)(b)4. and 339.09(1), and for the 2021-2022 fiscal year~~  
 2346 ~~only, funds may be transferred from the State Transportation~~  
 2347 ~~Trust Fund to the General Revenue Fund as specified in the~~  
 2348 ~~General Appropriations Act. Notwithstanding ss. 206.46(3) and~~  
 2349 ~~206.606(2), the total amount transferred shall be reduced from~~  
 2350 ~~total state revenues deposited into the State Transportation~~

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2351 ~~Trust Fund for the calculation requirements of ss. 206.46(3) and~~  
 2352 ~~206.606(2). This subsection expires July 1, 2022.~~

2353 ~~(4)-(5)~~ Notwithstanding any other law, and for the 2022-  
 2354 2023 ~~2021-2022~~ fiscal year only, funds are appropriated to the  
 2355 State Transportation Trust Fund from the General Revenue Fund  
 2356 ~~shall be used on State Highway System projects and grants to~~  
 2357 ~~Florida ports~~ as provided in the General Appropriations Act. The  
 2358 department is not required to deplete the resources transferred  
 2359 from the General Revenue Fund for the fiscal year as required in  
 2360 s. 339.135(3)(b), and the funds may not be used in calculating  
 2361 the required quarterly cash balance of the trust fund as  
 2362 required in s. 339.135(6)(b). The department shall track and  
 2363 account for such appropriated funds as a separate funding source  
 2364 for eligible projects on the State Highway System and grants to  
 2365 Florida ports. This subsection expires July 1, 2023 ~~2022~~.

2366 Section 75. In order to implement Specific Appropriations  
 2367 1940 through 1953, 1962 through 1964, 1972 through 1981, 1983  
 2368 through 1991, and 2026 through 2039 of the 2022-2023 General  
 2369 Appropriations Act, paragraph (h) of subsection (7) of section  
 2370 339.135, Florida Statutes, is amended to read:

2371 339.135 Work program; legislative budget request;  
 2372 definitions; preparation, adoption, execution, and amendment.—

2373 (7) AMENDMENT OF THE ADOPTED WORK PROGRAM.—

2374 (h)1. Any work program amendment that also adds a new  
 2375 project, or phase thereof, to the adopted work program in excess

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2376 of \$3 million is subject to approval by the Legislative Budget  
 2377 Commission. Any work program amendment submitted under this  
 2378 paragraph must include, as supplemental information, a list of  
 2379 projects, or phases thereof, in the current 5-year adopted work  
 2380 program which are eligible for the funds within the  
 2381 appropriation category being used for the proposed amendment.  
 2382 The department shall provide a narrative with the rationale for  
 2383 not advancing an existing project, or phase thereof, in lieu of  
 2384 the proposed amendment.

2385 2. If the department submits an amendment to the  
 2386 Legislative Budget Commission and the commission does not meet  
 2387 or consider the amendment within 30 days after its submittal,  
 2388 the chair and vice chair of the commission may authorize the  
 2389 amendment to be approved pursuant to s. 216.177. This  
 2390 subparagraph expires July 1, 2023 ~~2022~~.

2391 Section 76. In order to implement Specific Appropriation  
 2392 2300 of the 2022-2023 General Appropriations Act, paragraph (e)  
 2393 of subsection (2) of section 288.9015, Florida Statutes, is  
 2394 amended to read:

2395 288.9015 Powers of Enterprise Florida, Inc.; board of  
 2396 directors.—

2397 (2) The board of directors of Enterprise Florida, Inc.,  
 2398 may:

2399 ~~(c) Carry forward any unexpended state appropriations into~~  
 2400 ~~succeeding fiscal years.~~



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2401           Section 77. The amendment to s. 288.9015, Florida  
 2402 Statutes, made by this act expires July 1, 2023, and the text of  
 2403 that section shall revert to that in existence on June 30, 2022,  
 2404 except that any amendments to such text enacted other than by  
 2405 this act shall be preserved and continue to operate to the  
 2406 extent that such amendments are not dependent upon the portions  
 2407 of the text which expire pursuant to this section.

2408           Section 78. In order to implement Specific Appropriation  
 2409 2289 of the 2022-2023 General Appropriations Act, subsection (2)  
 2410 of section 420.0005, Florida Statutes, is amended to read:

2411           420.0005 State Housing Trust Fund; State Housing Fund.—

2412           (2) For the 2022-2023 ~~2020-2021~~ fiscal year, funds may be  
 2413 used as provided in the General Appropriations Act. This  
 2414 subsection expires July 1, 2023 ~~2021~~.

2415           Section 79. In order to implement Specific Appropriations  
 2416 2305 and 2306 of the 2022-2023 General Appropriations Act,  
 2417 subsections (5) and (6) are added to section 331.3101, Florida  
 2418 Statutes, to read:

2419           331.3101 Space Florida; travel and entertainment  
 2420 expenses.—

2421           (5) In addition to the requirements set forth for the  
 2422 annual report under subsection (3), the 2022 annual report by  
 2423 Space Florida must also:

2424           (a) Provide an itemized accounting, by date of travel, of  
 2425 all travel, entertainment, and incidental expenses incurred;

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2426 (b) To the extent such expenses exceed the generally  
 2427 allowable expense limits under s. 112.061, provide reasons  
 2428 behind the need to exceed the statutory expense limits in s.  
 2429 112.061;

2430 (c) Categorize expenses for Space Florida board members,  
 2431 staff, employees, and business clients. The report must also set  
 2432 forth any expenses authorized by the board or its designee for a  
 2433 guest; and

2434 (d) Include information related to corrective actions and  
 2435 steps taken by Space Florida to address the findings in the  
 2436 Auditor General Report number 2022-049.

2437  
 2438 This subsection expires July 1, 2023.

2439 (6) Notwithstanding the provisions of this section, travel  
 2440 and entertainment expenses incurred by Space Florida may only be  
 2441 for expenses that are solely and exclusively incurred in  
 2442 connection with the performance of its statutory duties and made  
 2443 in accordance with this subsection.

2444 (a) For the 2022-2023 fiscal year, Space Florida may not  
 2445 expend any funds, whether appropriated by the Legislature or  
 2446 from income earned by Space Florida, on travel and entertainment  
 2447 expenses for the fiscal year in excess of an amount equal to 4  
 2448 percent of the amount appropriated to Space Florida in the  
 2449 General Appropriations Act. No funds may be expended on any  
 2450 recreational activities for any Space Florida board member,

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2451 staff, employee, business client, or guest.

2452 (b) For the 2022-2023 fiscal year, lodging expenses for a  
 2453 board member, staff, or employee of Space Florida may not exceed  
 2454 \$150 per day, excluding taxes, unless Space Florida is  
 2455 participating in a negotiated group rate discount or Space  
 2456 Florida provides documentation of at least three comparable  
 2457 alternatives demonstrating that such lodging at the required  
 2458 rate is not available. However, a board member, staff, or  
 2459 employee of Space Florida may expend his or her own funds for  
 2460 any lodging expenses in excess of \$150 per day.

2461 (c) This subsection expires July 1, 2023.

2462 Section 80. In order to implement Specific Appropriations  
 2463 3024 through 3033A of the 2022-2023 General Appropriations Act,  
 2464 section 251.001, Florida Statutes, is created to read:

2465 251.001 Florida State Guard Act.

2466 (1) CREATION AND AUTHORIZATION.—The Florida State Guard is  
 2467 created as authorized under federal law for use exclusively  
 2468 within the state, activated only by the Governor under the  
 2469 specific limitations created by this section, and is at all  
 2470 times under the final command and control of the Governor as  
 2471 commander in chief of all military and guard forces of the  
 2472 state. The Florida State Guard is created and authorized as a  
 2473 component of the organized guard separate and apart from the  
 2474 Florida National Guard and shall be used exclusively within the  
 2475 state for the purposes stated in this section and may not be

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2476 called, ordered, or drafted into the armed forces of the United  
 2477 States. The authorized maximum number of personnel that may be  
 2478 commissioned, enrolled, or employed as members of the Florida  
 2479 State Guard is 400.

2480 (2) DEFINITIONS.—As used in this section:

2481 (a) The terms "active duty", "armed forces", "enlisted  
 2482 personnel", "National Guard", and "rank" have the same meanings  
 2483 as in s. 250.01.

2484 (b) "Department" means the Department of Military Affairs.

2485 (c) "Officer" means an officer commissioned by the  
 2486 Governor.

2487 (d) "Organized guard" means an organized military force  
 2488 that is authorized by law.

2489 (e) "Warrant officer" means a technical specialist  
 2490 commissioned as a warrant officer by the Governor.

2491 (3) ADJUTANT GENERAL.—The Adjutant General is the  
 2492 commanding general of the Florida State Guard subject at all  
 2493 times to the Governor as commander in chief. The Adjutant  
 2494 General is responsible for organizing, recruiting, training,  
 2495 equipping, managing, and disciplining the Florida State Guard,  
 2496 including selecting units for activation by the Governor,  
 2497 selecting candidates for commissioning by the Governor, and  
 2498 approving applicants as enlisted personnel.

2499 (4) PERSONNEL.—

2500 (a) Subject to approval by the Governor, the Adjutant

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2501 General shall determine the number of officers, warrant  
 2502 officers, and enlisted personnel necessary to meet the staffing  
 2503 and operational requirements of the Florida State Guard, and  
 2504 determine the specific ranks and number of personnel within each  
 2505 rank.

2506 (b) The Governor shall commission all officers and warrant  
 2507 officers of the Florida State Guard.

2508 (c) Each applicant for the Florida State Guard shall meet  
 2509 the following qualifications:

2510 1. The applicant shall be a citizen of the United States  
 2511 and a resident of the state.

2512 2. The applicant cannot have a felony conviction. Each  
 2513 applicant shall submit a complete set of fingerprints and all  
 2514 information required by state and federal law to process  
 2515 fingerprints for purposes of conducting a criminal background  
 2516 check.

2517 3. The applicant may not be an active duty servicemember,  
 2518 a member of the armed forces reserves, or a member of the  
 2519 Florida National Guard.

2520 4. If the applicant is a former member of the armed  
 2521 forces, the applicant must have been separated under terms no  
 2522 less than a general discharge under honorable conditions.

2523 (d) The Adjutant General shall establish minimum standards  
 2524 for the age, physical and health condition, and physical fitness  
 2525 of applicants which are no less than the standards required for

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2526 recruitment, enrollment, and retention in the Florida National  
 2527 Guard.

2528 (e) The Adjutant General shall develop and implement a  
 2529 code of regulations for the administration and discipline of  
 2530 members of the Florida State Guard that shall provide no less  
 2531 protection and impose no more severe sanctions than as provided  
 2532 in s. 250.35, except the Adjutant General shall have no  
 2533 authority to impose any term of incarceration.

2534 (5) TRAINING AND EQUIPMENT.—The Adjutant General shall  
 2535 develop and implement a program for training for members of the  
 2536 Florida State Guard.

2537 (a) All training programs for the Florida State Guard  
 2538 shall be at least equivalent to the training requirements for  
 2539 members of the Florida National Guard under applicable federal  
 2540 law at the time the training is conducted. As required by the  
 2541 Adjutant General, all members of the Florida State Guard shall  
 2542 complete initial training within 180 days after their  
 2543 appointment or enrollment and periodic ongoing training.

2544 (b) The Adjutant General may provide for staff to prepare  
 2545 and conduct training required in this section. The staff may  
 2546 include members of the Florida National Guard whose duty  
 2547 assignments may include conducting training under this section  
 2548 but who may not be considered members of the Florida State  
 2549 Guard.

2550 (c) The Adjutant General shall provide all equipment

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2551 necessary for the training and service of members of the Florida  
 2552 State Guard. The provisions of s. 250.44 apply to the  
 2553 allocation, delegation, use of, and accounting for all equipment  
 2554 furnished under this section.

2555 (d) The Adjutant General may make available for training  
 2556 and other purposes under this section the facilities controlled  
 2557 and operated by the department.

2558 (6) ACTIVATION OF THE FLORIDA STATE GUARD.—

2559 (a) The Florida State Guard, by component units or in  
 2560 total, may be activated during any period when any part of the  
 2561 Florida National Guard is in active federal service and the  
 2562 Governor has declared a state of emergency. The Florida State  
 2563 Guard may be activated as part of an emergency order issued by  
 2564 the Governor or in a separate executive order issued during a  
 2565 declared state of emergency.

2566 (b) The Florida State Guard may be activated only to  
 2567 preserve the public peace, execute the laws of the state,  
 2568 enhance domestic security, respond to terrorist threats or  
 2569 attacks, respond to an emergency as defined in s. 252.34 or  
 2570 imminent danger thereof, or respond to any need for emergency  
 2571 aid to civil authorities as specified in s. 252.38.

2572 (c) The Florida State Guard shall be deactivated by the  
 2573 expiration of the order of activation or a separate order by the  
 2574 Governor deactivating the Florida State Guard.

2575 (7) REIMBURSEMENT AND COMPENSATION.

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2576        (a) The department may reimburse members of the Florida  
 2577 State Guard for per diem and travel expenses incurred to attend  
 2578 required training or in the course of active service as provided  
 2579 in s. 112.061.

2580        (b) Members of the Florida State Guard may be compensated  
 2581 for time spent training or in the course of active service at  
 2582 rates established by the Adjutant General.

2583        (c) No member of the Florida State Guard may make any  
 2584 purchase or enter into any contract or agreement for purchases  
 2585 or services as a charge against the state without the authority  
 2586 of the Adjutant General.

2587        (8) EMPLOYMENT PROTECTION, SUSPENSION OF PROCEEDINGS,  
 2588 LIABILITY, AND WORKERS' COMPENSATION.—

2589        (a) The protections for members of the Florida National  
 2590 Guard provided in ss. 250.48, 250.481, 250.4815, 250.482,  
 2591 250.483, 250.5201, 250.5202, 250.5204, and 250.5205 shall apply  
 2592 to each member of the Florida State Guard engaged in required  
 2593 training or active service.

2594        (b) Members of the Florida State Guard ordered into active  
 2595 service or engaged in required training are not liable for any  
 2596 lawful act done in performance of their duties under this  
 2597 section while acting in good faith within the scope of those  
 2598 duties.

2599        (c) While activated or in training, members of the Florida  
 2600 State Guard are considered volunteers for the state, as defined



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2601 in s. 440.02(15)(d)6., and are entitled to workers' compensation  
 2602 protections pursuant to chapter 440.

2603 (9) RULEMAKING AUTHORITY.—The Adjutant General, as head of  
 2604 the department, shall adopt rules to implement the provisions of  
 2605 this section.

2606 (10) APPROPRIATION.— This section is subject to an  
 2607 appropriation in the General Appropriations Act.

2608 (11) EXPIRATION.—This section expires July 1, 2023.

2609 Section 81. In order to implement Specific Appropriations  
 2610 1940 through 1953, 1962 through 1964, 1972 through 1981, 1983  
 2611 through 1991, and 2026 through 2039, subsection (3) of section  
 2612 338.165, Florida Statutes, is amended to read:

2613 338.165 Continuation of tolls.—

2614 (3)(a) Notwithstanding any other provision of law, the  
 2615 department, including the turnpike enterprise, shall index toll  
 2616 rates on existing toll facilities to the annual Consumer Price  
 2617 Index or similar inflation indicators. Toll rate adjustments for  
 2618 inflation under this subsection may be made no more frequently  
 2619 than once a year and must be made no less frequently than once  
 2620 every 5 years as necessary to accommodate cash toll rate  
 2621 schedules. Toll rates may be increased beyond these limits as  
 2622 directed by bond documents, covenants, or governing body  
 2623 authorization or pursuant to department administrative rule.

2624 (b) No toll rate adjustment for inflation may be made  
 2625 under this subsection for the 2022-2023 fiscal year. This

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2626 | paragraph expires July 1, 2023.

2627 | Section 82. In order to implement Specific Appropriation  
2628 | 2599 of the 2022-2023 General Appropriations Act, paragraph (d)  
2629 | of subsection (4) of section 112.061, Florida Statutes, is  
2630 | amended to read:

2631 | 112.061 Per diem and travel expenses of public officers,  
2632 | employees, and authorized persons; statewide travel management  
2633 | system.—

2634 | (4) OFFICIAL HEADQUARTERS.—The official headquarters of an  
2635 | officer or employee assigned to an office shall be the city or  
2636 | town in which the office is located except that:

2637 | (d) A Lieutenant Governor who permanently resides outside  
2638 | of Leon County, may, if he or she so requests, have an  
2639 | appropriate facility in his or her county designated as his or  
2640 | her official headquarters for purposes of this section. This  
2641 | official headquarters may only serve as the Lieutenant  
2642 | Governor's personal office. The Lieutenant Governor may not use  
2643 | state funds to lease space in any facility for his or her  
2644 | official headquarters.

2645 | 1. A Lieutenant Governor for whom an official headquarters  
2646 | is established in his or her county of residence pursuant to  
2647 | this paragraph is eligible for subsistence at a rate to be  
2648 | established by the Governor for each day or partial day that the  
2649 | Lieutenant Governor is at the State Capitol to conduct official  
2650 | state business. In addition to the subsistence allowance, a

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2651 Lieutenant Governor is eligible for reimbursement for  
 2652 transportation expenses as provided in subsection (7) for travel  
 2653 between the Lieutenant Governor's official headquarters and the  
 2654 State Capitol to conduct state business.

2655 2. Payment of subsistence and reimbursement for  
 2656 transportation between a Lieutenant Governor's official  
 2657 headquarters and the State Capitol shall be made to the extent  
 2658 appropriated funds are available, as determined by the Governor.

2659 3. This paragraph expires July 1, 2023 ~~2022~~.

2660 Section 83. Effective upon this act becoming a law, in  
 2661 order to implement section 8 of the 2022-2023 General  
 2662 Appropriations Act:

2663 (1) The Department of Management Services, pursuant to s.  
 2664 110.123(3), Florida Statutes, shall release, during the 2021-  
 2665 2022 fiscal year or 2022-2023 fiscal year, competitive  
 2666 procurements for third-party administrative services for  
 2667 preferred provider organization plans, health maintenance  
 2668 organization services, and pharmacy benefits manager services to  
 2669 become effective January 1, 2024.

2670 (2) Such competitive procurements and resultant contracts  
 2671 shall continue the State Group Health Insurance Standard Plans,  
 2672 State Group Health Insurance High Deductible Plans, State Group  
 2673 Health Maintenance Organization Standard Plans, and State Group  
 2674 Health Maintenance Organization High Deductible Plans within the  
 2675 State Group Insurance Program. Notwithstanding s. 110.123(3) (j),

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2676 Florida Statutes, the benefits provided under each of the plans  
 2677 shall be those benefits as provided in the Plan Year 2022 State  
 2678 Employees' PPO Plan Group Health Insurance Plan Booklet and  
 2679 Benefit Document and the Plan Year 2022 Health Maintenance  
 2680 Organization contracts and benefit documents, modified only by  
 2681 revisions approved by the Legislature.

2682 (3) It is the intent of the Legislature that state  
 2683 agencies operate in an efficient manner and contract for  
 2684 necessary services in the best interests of the state and its  
 2685 residents. In recognition of the limitations otherwise placed on  
 2686 state agencies pursuant to s. 216.311, Florida Statutes, when  
 2687 contracting for services, the Department of Management Services,  
 2688 when contracting for administrative services relating to the  
 2689 administration of the health plans beginning in plan year 2024,  
 2690 may enter into contracts that may require the payment of  
 2691 administrative fees not to exceed 110 percent of the amount  
 2692 appropriated in the 2022-2023 General Appropriations Act to the  
 2693 Division of State Group Insurance for such services.

2694 (4) Notwithstanding s. 110.123(3)(f) and (j), Florida  
 2695 Statutes, the Department of Management Services shall maintain  
 2696 and offer the same PPO and HMO health plan alternatives to the  
 2697 participants of the State Group Health Insurance Program during  
 2698 the 2022-2023 fiscal year which were in effect for the 2021-2022  
 2699 fiscal year.

2700

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2701 This section expires July 1, 2023.

2702       Section 84. In order to implement Specific Appropriations  
 2703 2722 and 2723 of the 2022-2023 General Appropriations Act, and  
 2704 notwithstanding s. 11.13(1), Florida Statutes, the authorized  
 2705 salaries for members of the Legislature for the 2022-2023 fiscal  
 2706 year shall be set at the same level in effect on July 1, 2010.

2707 This section expires July 1, 2023.

2708       Section 85. In order to implement the transfer of funds  
 2709 from the General Revenue Fund from trust funds for the 2022-2023  
 2710 General Appropriations Act, paragraph (b) of subsection (2) of  
 2711 section 215.32, Florida Statutes, is reenacted to read:

2712       215.32 State funds; segregation.—

2713       (2) The source and use of each of these funds shall be as  
 2714 follows:

2715       (b)1. The trust funds shall consist of moneys received by  
 2716 the state which under law or under trust agreement are  
 2717 segregated for a purpose authorized by law. The state agency or  
 2718 branch of state government receiving or collecting such moneys  
 2719 is responsible for their proper expenditure as provided by law.  
 2720 Upon the request of the state agency or branch of state  
 2721 government responsible for the administration of the trust fund,  
 2722 the Chief Financial Officer may establish accounts within the  
 2723 trust fund at a level considered necessary for proper  
 2724 accountability. Once an account is established, the Chief  
 2725 Financial Officer may authorize payment from that account only

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2726 upon determining that there is sufficient cash and releases at  
 2727 the level of the account.

2728 2. In addition to other trust funds created by law, to the  
 2729 extent possible, each agency shall use the following trust funds  
 2730 as described in this subparagraph for day-to-day operations:

2731 a. Operations or operating trust fund, for use as a  
 2732 depository for funds to be used for program operations funded by  
 2733 program revenues, with the exception of administrative  
 2734 activities when the operations or operating trust fund is a  
 2735 proprietary fund.

2736 b. Operations and maintenance trust fund, for use as a  
 2737 depository for client services funded by third-party payors.

2738 c. Administrative trust fund, for use as a depository for  
 2739 funds to be used for management activities that are departmental  
 2740 in nature and funded by indirect cost earnings and assessments  
 2741 against trust funds. Proprietary funds are excluded from the  
 2742 requirement of using an administrative trust fund.

2743 d. Grants and donations trust fund, for use as a  
 2744 depository for funds to be used for allowable grant or donor  
 2745 agreement activities funded by restricted contractual revenue  
 2746 from private and public nonfederal sources.

2747 e. Agency working capital trust fund, for use as a  
 2748 depository for funds to be used pursuant to s. 216.272.

2749 f. Clearing funds trust fund, for use as a depository for  
 2750 funds to account for collections pending distribution to lawful

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2751 recipients.

2752 g. Federal grant trust fund, for use as a depository for  
 2753 funds to be used for allowable grant activities funded by  
 2754 restricted program revenues from federal sources.

2755  
 2756 To the extent possible, each agency must adjust its internal  
 2757 accounting to use existing trust funds consistent with the  
 2758 requirements of this subparagraph. If an agency does not have  
 2759 trust funds listed in this subparagraph and cannot make such  
 2760 adjustment, the agency must recommend the creation of the  
 2761 necessary trust funds to the Legislature no later than the next  
 2762 scheduled review of the agency's trust funds pursuant to s.  
 2763 215.3206.

2764 3. All such moneys are hereby appropriated to be expended  
 2765 in accordance with the law or trust agreement under which they  
 2766 were received, subject always to the provisions of chapter 216  
 2767 relating to the appropriation of funds and to the applicable  
 2768 laws relating to the deposit or expenditure of moneys in the  
 2769 State Treasury.

2770 4.a. Notwithstanding any provision of law restricting the  
 2771 use of trust funds to specific purposes, unappropriated cash  
 2772 balances from selected trust funds may be authorized by the  
 2773 Legislature for transfer to the Budget Stabilization Fund and  
 2774 General Revenue Fund in the General Appropriations Act.

2775 b. This subparagraph does not apply to trust funds

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2776 required by federal programs or mandates; trust funds  
2777 established for bond covenants, indentures, or resolutions whose  
2778 revenues are legally pledged by the state or public body to meet  
2779 debt service or other financial requirements of any debt  
2780 obligations of the state or any public body; the Division of  
2781 Licensing Trust Fund in the Department of Agriculture and  
2782 Consumer Services; the State Transportation Trust Fund; the  
2783 trust fund containing the net annual proceeds from the Florida  
2784 Education Lotteries; the Florida Retirement System Trust Fund;  
2785 trust funds under the management of the State Board of Education  
2786 or the Board of Governors of the State University System, where  
2787 such trust funds are for auxiliary enterprises, self-insurance,  
2788 and contracts, grants, and donations, as those terms are defined  
2789 by general law; trust funds that serve as clearing funds or  
2790 accounts for the Chief Financial Officer or state agencies;  
2791 trust funds that account for assets held by the state in a  
2792 trustee capacity as an agent or fiduciary for individuals,  
2793 private organizations, or other governmental units; and other  
2794 trust funds authorized by the State Constitution.

2795 Section 86. The text of s. 215.32(2)(b), Florida Statutes,  
2796 as carried forward from chapter 2011-47, Laws of Florida, by  
2797 this act, expires July 1, 2023, and the text of that paragraph  
2798 shall revert to that in existence on June 30, 2011, except that  
2799 any amendments to such text enacted other than by this act shall  
2800 be preserved and continue to operate to the extent that such



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2801 amendments are not dependent upon the portions of text which  
2802 expire pursuant to this section.

2803 Section 87. In order to implement appropriations in the  
2804 2022-2023 General Appropriations Act for state employee travel,  
2805 the funds appropriated to each state agency which may be used  
2806 for travel by state employees are limited during the 2022-2023  
2807 fiscal year to travel for activities that are critical to each  
2808 state agency's mission. Funds may not be used for travel by  
2809 state employees to foreign countries, other states, conferences,  
2810 staff training activities, or other administrative functions  
2811 unless the agency head has approved, in writing, that such  
2812 activities are critical to the agency's mission. The agency head  
2813 shall consider using teleconferencing and other forms of  
2814 electronic communication to meet the needs of the proposed  
2815 activity before approving mission-critical travel. This section  
2816 does not apply to travel for law enforcement purposes, military  
2817 purposes, emergency management activities, or public health  
2818 activities. This section expires July 1, 2023.

2819 Section 88. In order to implement appropriations in the  
2820 2022-2023 General Appropriations Act for state employee travel  
2821 and notwithstanding s. 112.061, Florida Statutes, costs for  
2822 lodging associated with a meeting, conference, or convention  
2823 organized or sponsored in whole or in part by a state agency or  
2824 the judicial branch may not exceed \$175 per day. An employee may  
2825 expend his or her own funds for any lodging expenses in excess

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2826 of \$175 per day. For purposes of this section, a meeting does  
 2827 not include travel activities for conducting an audit,  
 2828 examination, inspection, or investigation or travel activities  
 2829 related to a litigation or emergency response. This section  
 2830 expires July 1, 2023.

2831 Section 89. In order to implement the appropriations and  
 2832 reappropriations authorized in the 2022-2023 General  
 2833 Appropriations Act, paragraph (e) of subsection (11) of section  
 2834 216.181, Florida Statutes, is amended and paragraph (f) is added  
 2835 to that subsection, to read:

2836 216.181 Approved budgets for operations and fixed capital  
 2837 outlay.—

2838 (11)

2839 (e) Notwithstanding paragraph (b) and paragraph (2)(b),  
 2840 and for the 2022-2023 ~~2021-2022~~ fiscal year only, the  
 2841 Legislative Budget Commission may approve budget amendments for  
 2842 new fixed capital outlay projects or increase the amounts  
 2843 appropriated to state agencies for fixed capital outlay projects  
 2844 ~~using funds provided to the state from the General Revenue Fund.~~  
 2845 ~~The projects must be for deferred maintenance needs in state,~~  
 2846 ~~college, or university facilities and must be specifically~~  
 2847 ~~identified in a funding plan submitted to the Legislative Budget~~  
 2848 ~~Commission for approval.~~ This paragraph expires July 1, 2023  
 2849 2022.

2850 (f)1. For the 2022-2023 fiscal year only, the Legislative

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2851 Budget Commission may approve budget amendments to increase the  
2852 approved operating budgets for nonrecurring operational and  
2853 fixed capital outlay expenditures of a state agency or an entity  
2854 of the judicial branch when it is deemed necessary to offset  
2855 cost increases driven by inflation.

2856 2. A state agency or an entity of the judicial branch may  
2857 submit budget amendments to request additional funding for  
2858 appropriations or reappropriations authorized in the 2022-2023  
2859 General Appropriations Act to maintain services that are  
2860 essential to continue government operations or to continue or  
2861 complete authorized fixed capital outlay projects.

2862 3. Each budget amendment must include documentation to  
2863 support the requested increase and may not include a request for  
2864 employee salary increases.

2865 4. Appropriations for such budget amendments shall be made  
2866 from the General Revenue Fund. Upon approval of a budget  
2867 amendment by the commission, the Chief Financial Officer shall  
2868 immediately transfer an equivalent amount of funds from the  
2869 Inflation Fund to the General Revenue Fund to offset the cost of  
2870 the budget amendment.

2871 5. This paragraph expires July 1, 2023.

2872  
2873 The provisions of this subsection are subject to the notice and  
2874 objection procedures set forth in s. 216.177.

2875 Section 90. In order to implement Specific Appropriation

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2876 | 2727 of the 2022-2023 General Appropriations Act, subsection (4)  
 2877 | of section 350.0614, Florida Statutes, is amended to read:

2878 |       350.0614 Public Counsel; compensation and expenses.—

2879 |       (4) Notwithstanding subsection (1), the operating budget,  
 2880 | as approved jointly by the President of the Senate and the  
 2881 | Speaker of the House of Representatives from the moneys  
 2882 | appropriated to the Public Counsel by the Legislature,  
 2883 | constitutes the allocation under which the Public Counsel will  
 2884 | manage the duties of his or her office. The Public Counsel:

2885 |       (a) Shall submit an annual budget request to the  
 2886 | Legislature in the format, detail, and schedule determined by  
 2887 | the President of the Senate and the Speaker of the House of  
 2888 | Representatives.

2889 |       (b) May employ technical and clerical personnel and retain  
 2890 | additional counsel and experts, including expert witnesses. In  
 2891 | employing such personnel, retaining additional counsel and  
 2892 | experts, and exercising all other administrative duties of the  
 2893 | office, the Public Counsel must follow applicable provisions of  
 2894 | the most recent version of the Joint Policies and Procedures of  
 2895 | the Presiding Officers. Any guidance for administrative issues  
 2896 | not addressed by the Joint Policies and Procedures of the  
 2897 | Presiding Officers requires consultation and joint agreement of  
 2898 | the President of the Senate and the Speaker of the House of  
 2899 | Representatives.

2900 |

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2901 This subsection expires July 1, 2023 ~~2022~~.

2902 Section 91. Effective upon this act becoming a law, in  
 2903 order to implement specific appropriations in the 2022-2023  
 2904 General Appropriations Act for the development and  
 2905 implementation of the electronic filing system provided in  
 2906 section 112.3144, Florida Statutes, subsection (2), paragraph  
 2907 (c) of subsection (6), paragraph (a) of subsection (7), and  
 2908 paragraphs (b), (d), and (e) of subsection (8) of section  
 2909 112.3144, Florida Statutes, are amended to read:

2910 112.3144 Full and public disclosure of financial  
 2911 interests.—

2912 (2) Beginning January 1, 2023 ~~2022~~, all disclosures filed  
 2913 with the commission must be filed electronically through an  
 2914 electronic filing system that is created and maintained by the  
 2915 commission as provided in s. 112.31446.

2916 (6)

2917 (c) Each separate source and amount of income which  
 2918 exceeds \$1,000 must be identified. Beginning January 1, 2023  
 2919 ~~2022~~, a federal income tax return may not be used for purposes  
 2920 of reporting income, and the commission may not accept a federal  
 2921 income tax return or a copy thereof.

2922 (7)(a) Beginning January 1, 2023 ~~2022~~, a filer may not  
 2923 include in a filing to the commission a federal income tax  
 2924 return or a copy thereof; a social security number; a bank,  
 2925 mortgage, or brokerage account number; a debit, charge, or

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2926 credit card number; a personal identification number; a taxpayer  
 2927 identification number. If a filer includes such information in  
 2928 his or her filing, the information may be made available as part  
 2929 of the official records of the commission available for public  
 2930 inspection and copying unless redaction is requested by the  
 2931 filer. The commission is not liable for the release of social  
 2932 security numbers or bank account, debit, charge, or credit card  
 2933 numbers included in a filing to the commission if the filer has  
 2934 not requested redaction of such information.

2935 (8) Forms or fields of information for compliance with the  
 2936 full and public disclosure requirements of s. 8, Art. II of the  
 2937 State Constitution shall be prescribed by the commission. The  
 2938 commission shall give notice of disclosure deadlines and  
 2939 delinquencies and distribute forms in the following manner:

2940 (b) Not later than June 1 of each year, the commission  
 2941 shall distribute a copy of the form prescribed for compliance  
 2942 with full and public disclosure and a notice of the filing  
 2943 deadline to each person on the list. Beginning January 1, 2022,  
 2944 no paper forms will be provided by mail. The notice required  
 2945 under this paragraph and instructions for electronic submission  
 2946 must be delivered by e-mail.

2947 (d) Disclosures must be received by the commission not  
 2948 later than 5 p.m. of the due date. However, any disclosure that  
 2949 is postmarked by the United States Postal Service by midnight of  
 2950 the due date is deemed to have been filed in a timely manner,

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2951 and a certificate of mailing obtained from and dated by the  
 2952 United States Postal Service at the time of the mailing, or a  
 2953 receipt from an established courier company which bears a date  
 2954 on or before the due date, constitutes proof of mailing in a  
 2955 timely manner. Beginning January 1, ~~2023~~ 2022, upon request of  
 2956 the filer, the commission must provide verification to the filer  
 2957 that the commission has received the filed disclosure.

2958 (e) Beginning January 1, ~~2023~~ 2022, a written declaration,  
 2959 as provided for under s. 92.525(2), accompanied by an electronic  
 2960 signature satisfies the requirement that the disclosure be  
 2961 sworn.

2962 Section 92. The amendments made to s. 112.3144(2), (6)(c),  
 2963 (7)(a), and (8)(b), (d), and (e), Florida Statutes, by this act  
 2964 expire July 1, 2023, and the text of those subsections and  
 2965 paragraphs shall revert to that in existence on the day before  
 2966 the date that this act became a law, except that any amendments  
 2967 to such text enacted other than by this act shall be preserved  
 2968 and continue to operate to the extent that such amendments are  
 2969 not dependent upon the portions of text which expire pursuant to  
 2970 this section.

2971 Section 93. Effective upon this act becoming a law, in  
 2972 order to implement specific appropriations in the 2022-2023  
 2973 General Appropriations Act for the development and  
 2974 implementation of the electronic filing system provided in s.  
 2975 112.31446, Florida Statutes:

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

2976 (1) All full and public disclosures of financial interests  
2977 filed electronically before the effective date of this act are  
2978 deemed filed.

2979 (2) Upon this act becoming a law, the Commission on Ethics  
2980 shall post a notice on the webpage of the electronic filing  
2981 system established pursuant to s. 112.31446, Florida Statutes,  
2982 informing filers that the electronic filing system will not  
2983 accept any electronic filings from the effective date of this  
2984 act through January 1, 2023, and that paper forms must be used  
2985 from the effective date of this act through December 31, 2022.  
2986 The notice must also include appropriate supplemental  
2987 instructions and links to the forms that may be used. During  
2988 calendar year 2022, the commission must accept disclosure forms  
2989 authorized under its rules for use in the calendar year 2021  
2990 which shall be revised to include applicable dates. Such  
2991 revision shall be exempt from the requirements of chapter 120,  
2992 Florida Statutes.

2993 (3) For calendar year 2022, the notice required by s.  
2994 112.3144(8)(b), Florida Statutes, must be delivered by e-mail  
2995 and include information regarding online access to forms and  
2996 supplemental instructions. Such forms and instructions must be  
2997 available for download from the webpage of the electronic filing  
2998 system.

3000 This section expires July 1, 2023.



ENROLLED

HB 5003, Engrossed 1

2022 Legislature

3001           Section 94. Effective upon this act becoming a law, in  
 3002 order to implement specific appropriations in the 2022-2023  
 3003 General Appropriations Act for the development and  
 3004 implementation of the electronic filing system provided in s.  
 3005 112.31446, Florida Statutes, paragraphs (d) and (e) of  
 3006 subsection (2), paragraph (a) of subsection (4), and paragraphs  
 3007 (b) and (c) of subsection (8) of section 112.3145, Florida  
 3008 Statutes, are amended to read:

3009           112.3145 Disclosure of financial interests and clients  
 3010 represented before agencies.—

3011           (2)

3012           (d) State officers and specified state employees shall  
 3013 file their statements of financial interests with the  
 3014 commission. Through December 31, 2023, local officers shall file  
 3015 their statements of financial interests with the supervisor of  
 3016 elections of the county in which they permanently reside.

3017 Through December 31, 2023, local officers who do not permanently  
 3018 reside in any county in this ~~the~~ state shall file their  
 3019 statements of financial interests with the supervisor of  
 3020 elections of the county in which their agency maintains its  
 3021 headquarters. Persons seeking to qualify as candidates for local  
 3022 public office shall file their statements of financial interests  
 3023 with the officer before whom they qualify.

3024           (e) Beginning January 1, 2024, a statement of financial  
 3025 interests and a final statement of financial interests and any

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

3026 amendments thereto or any other form required by this section,  
 3027 except any statement of a candidate who is not subject to an  
 3028 annual filing requirement, 2023, all statements filed with the  
 3029 ~~commission~~ must be filed electronically through an electronic  
 3030 filing system ~~that is~~ created and maintained by the commission  
 3031 as provided in s. 112.31446.

3032 (4)(a) Beginning January 1, 2024 ~~2023~~, a filer may not  
 3033 include in a filing to the commission a federal income tax  
 3034 return or a copy of thereof; a social security number; a bank,  
 3035 mortgage, or brokerage account number; a debit, charge, or  
 3036 credit card number; a personal identification number; or a  
 3037 taxpayer identification number. If a filer includes such  
 3038 information in his or her filing, the information may be made  
 3039 available as part of the official records of the commission  
 3040 available for public inspection and copying unless redaction is  
 3041 requested by the filer. The commission is not liable for the  
 3042 release of social security numbers, bank account numbers, or  
 3043 debit, charge, or credit card numbers included in a filing to  
 3044 the commission if the filer has not requested redaction of the  
 3045 information.

3046 (8) Forms for compliance with the disclosure requirements  
 3047 of this section and a current list of persons subject to  
 3048 disclosure shall be created by the commission and provided to  
 3049 each supervisor of elections. The commission and each supervisor  
 3050 of elections shall give notice of disclosure deadlines and

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

3051 delinquencies and distribute forms in the following manner:

3052 (b) Not later than June 1 of each year, the commission and  
 3053 each supervisor of elections, as appropriate, shall distribute a  
 3054 copy of the form prescribed for compliance with subsection (3)  
 3055 and a notice of all applicable disclosure forms and filing  
 3056 deadlines to each person required to file a statement of  
 3057 financial interests. Beginning January 1, 2024 ~~2023~~, no paper  
 3058 forms will be provided. The notice required under this paragraph  
 3059 and instructions for electronic submission must be delivered by  
 3060 e-mail.

3061 (c) Not later than August 1 of each year, the commission  
 3062 and each supervisor of elections shall determine which persons  
 3063 required to file a statement of financial interests in their  
 3064 respective offices have failed to do so and shall send  
 3065 delinquency notices to these persons. Through December 31, 2023,  
 3066 delinquency notices must be sent by certified mail, return  
 3067 receipt requested. Each notice must state that a grace period is  
 3068 in effect until September 1 of the current year; that no  
 3069 investigative or disciplinary action based upon the delinquency  
 3070 will be taken by the agency head or commission if the statement  
 3071 is filed by September 1 of the current year; that, if the  
 3072 statement is not filed by September 1 of the current year, a  
 3073 fine of \$25 for each day late will be imposed, up to a maximum  
 3074 penalty of \$1,500; for notices distributed by a supervisor of  
 3075 elections, that he or she is required by law to notify the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

3076 | commission of the delinquency; and that, if upon the filing of a  
 3077 | sworn complaint the commission finds that the person has failed  
 3078 | to timely file the statement within 60 days after September 1 of  
 3079 | the current year, such person will also be subject to the  
 3080 | penalties provided in s. 112.317. Beginning January 1, 2024  
 3081 | ~~2023~~, notice required under this paragraph must be delivered by  
 3082 | e-mail and must be redelivered on a weekly basis by e-mail as  
 3083 | long as the person remains delinquent.

3084 |       Section 95. The amendments made to s. 112.3145(2)(d) and  
 3085 | (e), (4)(a), and (8)(b) and (c), Florida Statutes, by this act  
 3086 | expire July 1, 2023, and the text of those paragraphs shall  
 3087 | revert to that in existence on the day before the date that this  
 3088 | act became a law, except that any amendments to such text  
 3089 | enacted other than by this act shall be preserved and continue  
 3090 | to operate to the extent that such amendments are not dependent  
 3091 | upon the portions of text which expire pursuant to this section.

3092 |       Section 96. In order to implement the appropriations and  
 3093 | reappropriations authorized in the 2022-2023 General  
 3094 | Appropriations Act, subsection (4) is added to section 288.860,  
 3095 | Florida Statutes, to read:

3096 |       288.860 International cultural agreements.—

3097 |       (4) For the 2022-2023 fiscal year, notwithstanding  
 3098 | subsection (2), a state agency, political subdivision, public  
 3099 | school, state college, or state university may not enter into  
 3100 | any agreement with or accept any grant from the Russian

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

3101 Federation. This subsection expires July 1, 2023.

3102 Section 97. In order to implement appropriations in the  
 3103 2022-2023 General Appropriations Act relating to state  
 3104 purchasing, the Department of Management Services must review  
 3105 all state agency contracts and procurements to determinate  
 3106 whether state funds are being spent on goods and services from  
 3107 Russian-based companies. The Department of Management Services  
 3108 must submit its findings in a report to the President of the  
 3109 Senate and the Speaker of the House of Representatives by  
 3110 December 1, 2022. This section expires July 1, 2023.

3111 Section 98. Any section of this act which implements a  
 3112 specific appropriation or specifically identified proviso  
 3113 language in the 2022-2023 General Appropriations Act is void if  
 3114 the specific appropriation or specifically identified proviso  
 3115 language is vetoed. Any section of this act which implements  
 3116 more than one specific appropriation or more than one portion of  
 3117 specifically identified proviso language in the 2022-2023  
 3118 General Appropriations Act is void if all the specific  
 3119 appropriations or portions of specifically identified proviso  
 3120 language are vetoed.

3121 Section 99. If any other act passed during the 2022  
 3122 Regular Session of the Legislature contains a provision that is  
 3123 substantively the same as a provision in this act, but that  
 3124 removes or is otherwise not subject to the future repeal applied  
 3125 to such provision by this act, the Legislature intends that the

ENROLLED

HB 5003, Engrossed 1

2022 Legislature

3126 | provision in the other act takes precedence and continues to  
 3127 | operate, notwithstanding the future repeal provided by this act.

3128 |       Section 100. If any provision of this act or its  
 3129 | application to any person or circumstance is held invalid, the  
 3130 | invalidity does not affect other provisions or applications of  
 3131 | the act which can be given effect without the invalid provision  
 3132 | or application, and to this end the provisions of this act are  
 3133 | severable.

3134 |       Section 101. Except as otherwise expressly provided in  
 3135 | this act and except for this section, which shall take effect  
 3136 | upon this act becoming a law, this act shall take effect July 1,  
 3137 | 2022, or, if this act fails to become a law until after that  
 3138 | date, it shall take effect upon becoming a law and shall operate  
 3139 | retroactively to July 1, 2022.