

29 earnings; amending s. 215.5602, F.S.; suspending for the
 30 2010-2011 fiscal year the reservation of a portion of
 31 certain funds in the Health Care Trust Fund for certain
 32 research purposes; extending the expiration date of the
 33 James and Esther King Biomedical Research Program;
 34 amending s. 381.992, F.S.; deleting an obsolete
 35 authorization of funding for the William G. "Bill"
 36 Bankhead, Jr., and David Coley Cancer Research Program;
 37 extending the expiration date of the program; prohibiting
 38 any state agency from adopting or implementing a rule or
 39 policy mandating or establishing new nitrogen-reduction
 40 limits under certain circumstances; requiring Florida
 41 Catastrophic Storm Risk Management Center at Florida State
 42 University to conduct study; amending s. 218.12, F.S.;
 43 requiring that the value of assessments reduced pursuant
 44 to s. 4(d)(8)a. of Art. VII of the State Constitution
 45 include only the reduction in taxable value for homesteads
 46 established in the preceding year; reenacting s.
 47 255.518(1)(b), F.S., relating to payment of obligations
 48 during the construction of any facility financed by such
 49 obligations; amending s. 255.503, F.S.; delaying the
 50 expiration of provisions relating to the Florida
 51 Facilities Pool; amending s. 253.034, F.S.; authorizing
 52 the deposit of funds derived from the sale of property by
 53 the Department of Citrus into the Citrus Advertising Trust
 54 Fund; amending s. 375.041, F.S.; authorizing transfer of
 55 moneys in the Land Acquisition Trust Fund to the Water
 56 Quality Assurance Trust Fund for the Total Maximum Daily

57 Loads Program, the Drinking Water Facility Construction-
 58 State Revolving Loan Fund, and the Wastewater Facility
 59 Treatment Construction-State Revolving Loan Fund as
 60 provided in the General Appropriations Act; amending s.
 61 373.59, F.S.; providing for the allocation of moneys from
 62 the Water Management Lands Trust Fund for certain
 63 purposes; amending s. 376.3071, F.S.; delaying the repeal
 64 of provisions relating to funding from the Inland
 65 Protection Trust Fund for site restoration; amending s.
 66 570.20, F.S.; delaying the expiration of provisions
 67 authorizing moneys in the General Inspection Trust Fund to
 68 be appropriated for certain programs operated by the
 69 Department of Agriculture and Consumer Services; amending
 70 s. 403.7095, F.S.; requiring that the Department of
 71 Environmental Protection award a specified amount in
 72 grants equally to certain counties for waste tire and
 73 litter prevention, recycling education, and general solid
 74 waste programs; authorizing the Department of Agriculture
 75 and Consumer Services to extend, revise, and renew current
 76 contracts or agreements created or entered into for the
 77 purpose of promotion of agriculture; amending s. 339.135,
 78 F.S.; providing for use of transportation revenues;
 79 requiring that the Department of Transportation transfer
 80 funds to the Office of Tourism, Trade, and Economic
 81 Development for the purpose of funding transportation-
 82 related needs of economic development projects; providing
 83 that funds appropriated from the Economic Development
 84 Transportation Trust Fund may be used to attract new space

85 | business to the state and for other specified needs for
 86 | the development of aviation and aerospace operations;
 87 | amending s. 216.292, F.S.; permitting the Legislative
 88 | Budget Commission to review and approve recommendations by
 89 | the Governor for fixed capital outlay projects funded by
 90 | grants awarded from the American Recovery and Reinvestment
 91 | Act of 2009 or by any other federal economic stimulus
 92 | grant funding received; authorizing the Executive Office
 93 | of the Governor to transfer funds appropriated for the
 94 | American Recovery and Reinvestment Act of 2009 in
 95 | traditional appropriation categories in the General
 96 | Appropriations Act to appropriation categories established
 97 | for the specific purpose of tracking funds appropriated
 98 | for the act; reenacting s. 288.1254(4)(c) and (d), F.S.,
 99 | relating to the entertainment industry financial incentive
 100 | program, to continue the amount of incentive funding to be
 101 | appropriated in any fiscal year for the independent
 102 | Florida filmmaker queue and the digital media projects
 103 | queue; amending s. 339.08, F.S.; delaying the expiration
 104 | of provisions relating to the use of moneys in the State
 105 | Transportation Trust Fund for certain administrative
 106 | expenses; authorizing the transfer of funds from the State
 107 | Transportation Trust Fund to the General Revenue Fund
 108 | under certain circumstances; amending s. 445.009, F.S.;
 109 | providing that a participant in an adult or youth work
 110 | experience activity under ch. 445, F.S., is an employee of
 111 | the state for purposes of workers' compensation coverage;
 112 | authorizing the Executive Office of the Governor to

113 transfer funds between departments for purposes of
 114 aligning amounts paid for risk management premiums and for
 115 purposes of aligning amounts paid for human resource
 116 management services; authorizing the Executive Office of
 117 the Governor to transfer funds between departments for
 118 purposes of aligning the budget authority granted to each
 119 agency with the reductions in employee compensation;
 120 authorizing the heads of agencies to terminate staff and
 121 make personnel and salary adjustments and reductions to
 122 maximize efficiency of agency operations; amending s.
 123 110.123, F.S.; providing for the state's monthly
 124 contribution for employees under the state group insurance
 125 program; amending s. 112.24, F.S.; providing conditions on
 126 the assignment of an employee of a state agency without
 127 reimbursement from the receiving agency; reenacting s.
 128 215.32(2)(b), F.S., relating to the source and use of
 129 certain trust funds in order to implement the transfer of
 130 moneys in the General Revenue Fund from trust funds in the
 131 2010-2011 General Appropriations Act; providing for the
 132 authorization and issuance of new debt; limiting the use
 133 of travel funds to activities that are critical to an
 134 agency's mission; providing exceptions; providing for
 135 future expiration of various provisions; providing for
 136 reversion of statutory text of certain provisions;
 137 providing for the effect of a veto of one or more specific
 138 appropriations or proviso to which implementing language
 139 refers; providing for the continued operation of certain
 140 provisions notwithstanding a future repeal or expiration

141 provided by the act; providing for severability; providing
 142 effective dates.

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

146 Section 1. It is the intent of the Legislature that the
 147 implementing and administering provisions of this act apply to
 148 the General Appropriations Act for the 2010-2011 fiscal year.

149 Section 2. In order to implement Specific Appropriations
 150 6, 7, 8, 78, and 79 of the General Appropriations Act for the
 151 2010-2011 fiscal year, the calculations of the Florida Education
 152 Finance Program for the 2010-2011 fiscal year in the document
 153 entitled "Public School Funding-The Florida Education Finance
 154 Program," dated April X, 2010, and filed with the Clerk of the
 155 House of Representatives, are incorporated by reference for the
 156 purpose of displaying the calculations used by the Legislature,
 157 consistent with the requirements of the Florida Statutes, in
 158 making appropriations for the Florida Education Finance Program.

159 Section 3. In order to implement Specific Appropriations
 160 17 and 18 of the 2010-2011 General Appropriations Act, paragraph
 161 (c) is added to subsection (3) of section 216.292, Florida
 162 Statutes, to read:

163 216.292 Appropriations nontransferable; exceptions.—

164 (3) The following transfers are authorized with the
 165 approval of the Executive Office of the Governor for the
 166 executive branch or the Chief Justice for the judicial branch,
 167 subject to the notice and objection provisions of s. 216.177:

168 (c) The transfer of appropriations for fixed capital

169 outlay from the Survey Recommended Needs-Public Schools
 170 appropriation category to the Maintenance, Repair, Renovation
 171 and Remodeling appropriation category. The allocation of
 172 transferred funds shall be in accordance with s. 1013.64(1).
 173 This paragraph expires July 1, 2011.

174 Section 4. In order to fulfill legislative intent
 175 regarding the use of funds contained in Specific Appropriations
 176 639, 651, 663 and 1188 of the 2010-2011 General Appropriations
 177 Act, the Department of Corrections and the Department of
 178 Juvenile Justice may expend appropriated funds to assist in
 179 defraying the costs of impacts that are incurred by a
 180 municipality or county and that are associated with opening or
 181 operating a facility under the authority of the department. The
 182 amount paid for any facility may not exceed 1 percent of the
 183 cost to construct the facility, less building impact fees
 184 imposed by the municipality or county. This section expires July
 185 1, 2011.

186 Section 5. In order to implement Specific Appropriations
 187 629-727 and 747-781 of the 2010-2011 General Appropriations Act,
 188 subsection (4) of section 216.262, Florida Statutes, is amended
 189 to read:

190 216.262 Authorized positions.—

191 (4) Notwithstanding the provisions of this chapter on
 192 increasing the number of authorized positions, and for the 2010-
 193 2011 ~~2009-2010~~ fiscal year only, if the actual inmate population
 194 of the Department of Corrections exceeds the inmate population
 195 projections of the February 19, 2010 ~~April 30, 2009~~, Criminal
 196 Justice Estimating Conference by 1 percent for 2 consecutive

197 months or 2 percent for any month, the Executive Office of the
 198 Governor, with the approval of the Legislative Budget
 199 Commission, shall immediately notify the Criminal Justice
 200 Estimating Conference, which shall convene as soon as possible
 201 to revise the estimates. The Department of Corrections may then
 202 submit a budget amendment requesting the establishment of
 203 positions in excess of the number authorized by the Legislature
 204 and additional appropriations from unallocated general revenue
 205 sufficient to provide for essential staff, fixed capital
 206 improvements, and other resources to provide classification,
 207 security, food services, health services, and other variable
 208 expenses within the institutions to accommodate the estimated
 209 increase in the inmate population. All actions taken pursuant to
 210 the authority granted in this subsection shall be subject to
 211 review and approval by the Legislative Budget Commission. This
 212 subsection expires July 1, 2011 ~~2010~~.

213 Section 6. In order to implement Specific Appropriations
 214 1306, 1322, 1329, 1349 and 1359 of the 2010-2011 General
 215 Appropriations Act, the Department of Legal Affairs is
 216 authorized to transfer cash remaining after required
 217 disbursements for Attorney General case numbers 16-2008-CA-01-
 218 3142CV-C and CACE08022328 from FLAIR account 41-71-2-601001-
 219 41100100-00-181076-00 to the Operating Trust Fund to pay
 220 salaries and benefits. This section expires July 1, 2011.

221 Section 7. In order to implement Specific Appropriations
 222 1245 and 1251 of the 2010-2011 General Appropriations Act,
 223 paragraph (d) of subsection (4) of section 932.7055, Florida
 224 Statutes, is amended to read:

225 932.7055 Disposition of liens and forfeited property.—
 226 (4) The proceeds from the sale of forfeited property shall
 227 be disbursed in the following priority:

228 (d) Notwithstanding any other provision of this
 229 subsection, and for the 2010-2011 ~~2009-2010~~ fiscal year only,
 230 the funds in a special law enforcement trust fund established by
 231 the governing body of a municipality may be expended to
 232 reimburse the general fund of the municipality for moneys
 233 advanced from the general fund to the special law enforcement
 234 trust fund prior to October 1, 2001. This paragraph expires July
 235 1, 2011 ~~2010~~.

236 Section 8. In order to implement Specific Appropriations
 237 324 through 355 of the 2010-2011 General Appropriations Act,
 238 paragraphs (b) and (c) of subsection (3) of section 394.908,
 239 Florida Statutes, are amended to read:

240 394.908 Substance abuse and mental health funding equity;
 241 distribution of appropriations.—In recognition of the historical
 242 inequity in the funding of substance abuse and mental health
 243 services for the department's districts and regions and to
 244 rectify this inequity and provide for equitable funding in the
 245 future throughout the state, the following funding process shall
 246 be used:

247 (3)
 248 (b) Notwithstanding paragraph (a) and for the 2010-2011
 249 ~~2009-2010~~ fiscal year only, funds appropriated for forensic
 250 mental health treatment services shall be allocated to the areas
 251 of the state having the greatest demand for services and
 252 treatment capacity. This paragraph expires July 1, 2011 ~~2010~~.

253 (c) Notwithstanding paragraph (a) and for the 2010-2011
 254 ~~2009-2010~~ fiscal year only, additional funds appropriated for
 255 substance abuse and mental health services from funds available
 256 through the Community-Based Medicaid Administrative Claiming
 257 Program shall be allocated as provided in the 2010-2011 ~~2009-~~
 258 ~~2010~~ General Appropriations Act and in proportion to contributed
 259 provider earnings. This paragraph expires July 1, 2011 ~~2010~~.

260 Section 9. In order to implement Specific Appropriation
 261 518 of the 2010-2011 General Appropriations Act, subsections
 262 (12) through (15) of section 215.5602, Florida Statutes, are
 263 amended to read:

264 215.5602 James and Esther King Biomedical Research
 265 Program.—

266 (12) (a) From funds appropriated to accomplish the goals of
 267 this section, up to \$250,000 shall be available for the
 268 operating costs of the Florida Center for Universal Research to
 269 Eradicate Disease.

270 ~~(b)-(a)~~ Beginning in the 2009-2010 fiscal year and
 271 thereafter, 5 percent of the revenue deposited into the Health
 272 Care Trust Fund pursuant to ss. 210.011(9) and 210.276(7) shall
 273 be reserved for research of tobacco-related or cancer-related
 274 illnesses; however, the sum of the revenue reserved pursuant to
 275 ss. 210.011(9) and 210.276(7) may not exceed \$50 million in any
 276 fiscal year. This paragraph is suspended for the 2010-2011
 277 fiscal year.

278 ~~(b) In the 2009-2010 fiscal year, 2.5 percent, not to~~
 279 ~~exceed \$25 million, of the revenue deposited into the Health~~
 280 ~~Care Trust Fund pursuant to this subsection shall be transferred~~

281 ~~to the Biomedical Research Trust Fund within the Department of~~
 282 ~~Health for the James and Esther King Biomedical Research~~
 283 ~~Program.~~

284 ~~(13) By June 1, 2009, the Division of Statutory Revision~~
 285 ~~of the Office of Legislative Services shall certify to the~~
 286 ~~President of the Senate and the Speaker of the House of~~
 287 ~~Representatives the language and statutory citation of this~~
 288 ~~section, which is scheduled to expire January 1, 2011.~~

289 ~~(14) The Legislature shall review the performance, the~~
 290 ~~outcomes, and the financial management of the James and Esther~~
 291 ~~King Biomedical Research Program during the 2010 Regular Session~~
 292 ~~of the Legislature and shall determine the most appropriate~~
 293 ~~funding source and means of funding the program based on its~~
 294 ~~review.~~

295 (13)~~(15)~~ This section expires July ~~January~~ 1, 2011, unless
 296 reviewed and reenacted by the Legislature before that date.

297 Section 10. In order to implement Specific Appropriations
 298 508 through 526 of the 2010-2011 General Appropriations Act,
 299 subsections (5) through (8) of section 381.922, Florida
 300 Statutes, are amended to read:

301 381.922 William G. "Bill" Bankhead, Jr., and David Coley
 302 Cancer Research Program.—

303 (5) Funds appropriated for the William G. "Bill" Bankhead,
 304 Jr., and David Coley Cancer Research Program shall be
 305 distributed pursuant to this section to provide grants to
 306 researchers seeking cures for cancer and cancer-related
 307 illnesses, with emphasis given to the goals enumerated in s.
 308 381.921. From the total funds appropriated, an amount of up to

309 | 10 percent may be used for administrative expenses. ~~In the 2009-~~
 310 | ~~2010 fiscal year, 2.5 percent, not to exceed \$25 million, of the~~
 311 | ~~revenue deposited into the Health Care Trust Fund pursuant to s.~~
 312 | ~~215.5602(12) (a) shall be transferred to the Biomedical Research~~
 313 | ~~Trust Fund within the Department of Health for the William G.~~
 314 | ~~"Bill" Bankhead, Jr., and David Coley Cancer Research Program.~~

315 | ~~(6) By June 1, 2009, the Division of Statutory Revision of~~
 316 | ~~the Office of Legislative Services shall certify to the~~
 317 | ~~President of the Senate and the Speaker of the House of~~
 318 | ~~Representatives the language and statutory citation of this~~
 319 | ~~section, which is scheduled to expire January 1, 2011.~~

320 | ~~(7) The Legislature shall review the performance, the~~
 321 | ~~outcomes, and the financial management of the William G. "Bill"~~
 322 | ~~Bankhead, Jr., and David Coley Cancer Research Program during~~
 323 | ~~the 2010 Regular Session of the Legislature and shall determine~~
 324 | ~~the most appropriate funding source and means of funding the~~
 325 | ~~program based on its review.~~

326 | ~~(6)-(8)~~ This section expires July ~~January~~ 1, 2011, unless
 327 | reviewed and reenacted by the Legislature before that date.

328 | Section 11. (1) In order to implement proviso following
 329 | Specific Appropriation 486 of the 2010-2011 General
 330 | Appropriations Act, and for the 2010-2011 fiscal year only,
 331 | notwithstanding any law to the contrary, a state agency may not
 332 | adopt or implement a rule or policy that:

333 | (a) Mandates or establishes new nitrogen-reduction limits
 334 | that apply to existing or new onsite sewage treatment systems;

335 | (b) Has the effect of requiring the use of performance-
 336 | based treatment systems; or

337 (c) Increases the cost of treatment for nitrogen reduction
 338 from onsite systems,
 339
 340 before the study and report required in proviso following
 341 Specific Appropriation 486 is completed.

342 (2) This section expires July 1, 2011.
 343 Section 12. In order to implement section 77 of the 2010-
 344 2011 General Appropriations Act, the Florida Catastrophic Storm
 345 Risk Management Center at Florida State University shall conduct
 346 the analysis as originally required in section 164 of chapter
 347 2004-390, Laws of Florida. Notwithstanding section 164 of
 348 chapter 2004-390, Laws of Florida, the Florida Catastrophic
 349 Storm Risk Management Center at Florida State University is
 350 directed to use the most recent and available premium data for
 351 personal lines property and casualty insurance in completing the
 352 analysis.

353
 354 Section 13. In order to implement Specific Appropriation
 355 30550, subsection (3) of section 218.12, Florida Statutes, is
 356 amended to read:

357 218.12 Appropriations to offset reductions in ad valorem
 358 tax revenue in fiscally constrained counties.—

359 (3) In determining the reductions in ad valorem tax
 360 revenues occurring as a result of the implementation of the
 361 revisions to Art. VII of the State Constitution approved in the
 362 special election held on January 29, 2008, the value of
 363 assessments reduced pursuant to s. 4(d)(8)a., Art. VII of the
 364 State Constitution shall include only the reduction in taxable

365 value for homesteads established January 1, 2010 ~~2009~~.

366 Section 14. The amendment to s. 218.12(3), Florida
 367 Statutes, by this act shall expire July 1, 2011, and the text of
 368 that subsection shall revert to that in existence on June 30,
 369 2009, except that any amendments to such text enacted other than
 370 by this act shall be preserved and continue to operate to the
 371 extent that such amendments are not dependent upon the portions
 372 of such text which expire pursuant to this section.

373 Section 15. In order to implement Specific Appropriation
 374 2838 of the 2010-2011 General Appropriations Act, paragraph (b)
 375 of subsection (1) of section 255.518, Florida Statutes, is
 376 reenacted to read:

377 255.518 Obligations; purpose, terms, approval,
 378 limitations.—

379 (1)

380 (b) Payment of debt service charges on obligations during
 381 the construction of any facility financed by such obligations
 382 shall be made from funds other than proceeds of obligations.

383 Section 16. The amendment to s. 255.518(1)(b), Florida
 384 Statutes, as carried forward by this act from chapter 2008-153
 385 and chapter 2009-82, Laws of Florida, shall expire July 1, 2011,
 386 and the text of that paragraph shall revert to that in existence
 387 on June 30, 2008, except that any amendments to such text
 388 enacted other than by this act shall be preserved and continue
 389 to operate to the extent that such amendments are not dependent
 390 upon the portions of such text which expire pursuant to this
 391 section.

392 Section 17. In order to implement Specific Appropriations

393 2821 through 2835 of the 2010-2011 General Appropriations Act,
 394 paragraph (b) of subsection (7) of section 255.503, Florida
 395 Statutes, is amended to read:

396 255.503 Powers of the Department of Management Services.—
 397 The Department of Management Services shall have all the
 398 authority necessary to carry out and effectuate the purposes and
 399 provisions of this act, including, but not limited to, the
 400 authority to:

401 (7)

402 (b) No later than the date upon which the department
 403 recommends to the Division of State Lands of the Department of
 404 Environmental Protection the disposition of any facility within
 405 the Florida Facilities Pool, the department shall provide to the
 406 President of the Senate, the Speaker of the House of
 407 Representatives, the Executive Office of the Governor, and the
 408 Division of Bond Finance of the State Board of Administration an
 409 analysis that includes:

410 1. The cost benefit of the proposed facility disposition,
 411 including the facility's current operating expenses, condition,
 412 and market value, and viable alternatives for work space for
 413 impacted state employees.

414 2. The effect of the proposed facility disposition on the
 415 financial status of the Florida Facilities Pool, including the
 416 effect on rental rates and coverage requirement for the bonds.

417

418 This paragraph expires July 1, 2011 ~~2010~~.

419 Section 18. In order to implement Specific Appropriations
 420 2379 through 2401 of the 2010-2011 General Appropriations Act,

421 subsection (14) of section 253.034, Florida Statutes, is amended
 422 to read:

423 253.034 State-owned lands; uses.—

424 (14) Notwithstanding the provisions of this section, funds
 425 derived from the sale of ~~property by~~ the Department of Citrus'
 426 property ~~Citrus~~ located in Lakeland, Florida, are authorized to
 427 be deposited into the Citrus Advertising Trust Fund. This
 428 subsection expires July 1, 2011 ~~2010~~.

429 Section 19. In order to implement Specific Appropriation
 430 1763, 1775A, 1789 and 1790, paragraph (b) of subsection (3) of
 431 section 375.041, Florida Statutes, is amended to read:

432 375.041 Land Acquisition Trust Fund.—

433 (3)

434 (b) In addition to the uses allowed in paragraph (a), for
 435 the 2010-2011 ~~2008-2009~~ fiscal year, moneys in the Land
 436 Acquisition Trust Fund are authorized for transfer to the Water
 437 Quality Assurance Trust Fund for the Total Maximum Daily Loads
 438 Program, the Drinking Water Facility Construction-State
 439 Revolving Loan Fund, the Wastewater Facility Treatment
 440 Construction-State Revolving Loan Fund, and the Florida Onsite
 441 Sewage Reduction Strategies Study ~~Ecosystem Management and~~
 442 ~~Restoration Trust Fund for grants and aids to local governments~~
 443 ~~for water projects~~ as provided in the General Appropriations
 444 Act. This paragraph expires July 1, 2011 ~~2009~~.

445 Section 20. In order to implement Specific Appropriation
 446 1692 of the 2010-2011 General Appropriations Act, subsection
 447 (12) of section 373.59, Florida Statutes, is amended to read:

448 373.59 Water Management Lands Trust Fund.—

449 (12) Notwithstanding the provisions of subsection (8) and
 450 for the 2010-2011 ~~2009-2010~~ fiscal year only, the moneys from
 451 the Water Management Lands Trust Fund shall be allocated as
 452 follows:

453 (a) An amount necessary to pay debt service on bonds
 454 issued before February 1, 2009, by the South Florida Water
 455 Management District and the St. Johns River Water Management
 456 District, which are secured by revenues provided pursuant to
 457 this section, or to fund debt service reserve funds, rebate
 458 obligations, or other amounts payable with respect to such
 459 bonds;

460 (b) Eight million dollars to be transferred to the General
 461 Revenue Fund; and

462 (c) The remaining funds to be distributed equally between
 463 the Suwannee River Water Management District and the Northwest
 464 Florida Water Management District.

465
 466 This subsection expires July 1, 2011 ~~2010~~.

467 Section 21. In order to implement Specific Appropriation
 468 1804 of the 2010-2011 General Appropriations Act, paragraph (c)
 469 of subsection (5) of section 376.3071, Florida Statutes, is
 470 amended to read:

471 376.3071 Inland Protection Trust Fund; creation; purposes;
 472 funding.—

473 (5) SITE SELECTION AND CLEANUP CRITERIA.—

474 (c) The department shall require source removal, if
 475 warranted and cost-effective, at each site eligible for
 476 restoration funding from the Inland Protection Trust Fund.

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477 1. Funding for free product recovery may be provided in
478 advance of the order established by the priority ranking system
479 under paragraph (a) for site cleanup activities. However, a
480 separate prioritization for free product recovery shall be
481 established consistent with paragraph (a). No more than \$5
482 million shall be encumbered from the Inland Protection Trust
483 Fund in any fiscal year for free product recovery conducted in
484 advance of the priority order under paragraph (a) established
485 for site cleanup activities.

486 2. Funding for limited interim soil-source removals for
487 sites that will become inaccessible for future remediation due
488 to road infrastructure and right-of-way restrictions resulting
489 from a pending Department of Transportation road construction
490 project or for secondary containment upgrading of underground
491 storage tanks required under chapter 62-761, Florida
492 Administrative Code, may be provided in advance of the order
493 established by the priority ranking system under paragraph (a)
494 for site cleanup activities. The department shall provide
495 written guidance on the limited source removal information and
496 technical evaluation necessary to justify a request for a
497 limited source removal in advance of the priority order pursuant
498 to paragraph (a) established for site cleanup activities.
499 Prioritization for limited source removal projects associated
500 with a secondary containment upgrade in any fiscal year shall be
501 determined on a first-come, first-served basis according to the
502 approval date issued under s. 376.30711 for the limited source
503 removal. Funding for limited source removals associated with
504 secondary containment upgrades shall be limited to 10 sites in

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505 | each fiscal year for each facility owner and any related person.
506 | The limited source removal for secondary containment upgrades
507 | shall be completed no later than 6 months after the department
508 | issues its approval of the project, and the approval
509 | automatically expires at the end of the 6 months. Funding for
510 | Department of Transportation and secondary containment upgrade
511 | source removals may not exceed \$50,000 for a single facility
512 | unless the department makes a determination that it is cost-
513 | effective and environmentally beneficial to exceed this amount,
514 | but in no event shall the department authorize costs in excess
515 | of \$100,000 for a single facility. Department funding for
516 | limited interim soil-source removals associated with Department
517 | of Transportation projects and secondary containment upgrades
518 | shall be limited to supplemental soil assessment, soil
519 | screening, soil removal, backfill material, treatment or
520 | disposal of the contaminated soil, dewatering related to the
521 | contaminated soil removal in an amount of up to 10 percent of
522 | the total interim soil-source removal project costs, treatment,
523 | and disposal of the contaminated groundwater and preparation of
524 | the source removal report. No other costs associated with the
525 | facility upgrade may be paid with department funds. No more than
526 | \$1 million for Department of Transportation limited source
527 | removal projects and \$10 million for secondary containment
528 | upgrade limited source removal projects conducted in advance of
529 | the priority order established under paragraph (a) for site
530 | cleanup activities shall be encumbered from the Inland
531 | Protection Trust Fund in any fiscal year. This subparagraph is
532 | repealed effective June 30, 2011 ~~2010~~.

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CODING: Words **stricken** are deletions; words **underlined** are additions.

V

533 3. Once free product removal and other source removal
 534 identified in this paragraph are completed at a site, and
 535 notwithstanding the order established by the priority ranking
 536 system under paragraph (a) for site cleanup activities, the
 537 department may reevaluate the site to determine the degree of
 538 active cleanup needed to continue site rehabilitation. Further,
 539 the department shall determine if the reevaluated site qualifies
 540 for natural attenuation monitoring or no further action. If
 541 additional site rehabilitation is necessary to reach no further
 542 action status, the site rehabilitation shall be conducted in the
 543 order established by the priority ranking system under paragraph
 544 (a) and the department is encouraged to utilize natural
 545 attenuation and monitoring where site conditions warrant.

546 Section 22. In order to implement Specific Appropriations
 547 1378 through 1538 of the 2010-2011 General Appropriations Act,
 548 subsection (2) of section 570.20, Florida Statutes, is amended
 549 to read:

550 570.20 General Inspection Trust Fund.—

551 (2) For the 2010-2011 ~~2009-2010~~ fiscal year only and
 552 notwithstanding any other provision of law to the contrary, in
 553 addition to the spending authorized in subsection (1), moneys in
 554 the General Inspection Trust Fund may be appropriated for
 555 programs operated by the department which are related to the
 556 programs authorized by this chapter. This subsection expires
 557 July 1, 2011 ~~2010~~.

558 Section 23. In order to implement Specific Appropriation
 559 1833 of the 2010-2011 General Appropriations Act, subsection (7)
 560 of section 403.7095, Florida Statutes, is amended to read:

561 403.7095 Solid waste management grant program.—

562 (7) Notwithstanding any provision of this section to the
 563 contrary, and for the 2010-2011 ~~2009-2010~~ fiscal year only, the
 564 Department of Environmental Protection shall award the sum of
 565 \$2,600,000 in grants equally to counties having populations of
 566 fewer than 100,000 for waste tire and litter prevention,
 567 recycling education, and general solid waste programs. This
 568 subsection expires July 1, 2011 ~~2010~~.

569 Section 24. In order to implement Specific Appropriation
 570 1490 of the 2010-2011 General Appropriations Act and to provide
 571 consistency and continuity in the promotion of agriculture
 572 throughout the state, notwithstanding s. 287.057, Florida
 573 Statutes, the Department of Agriculture and Consumer Services,
 574 at its discretion, may extend, revise, and renew current
 575 contracts or agreements created or entered into pursuant to
 576 chapter 2006-25, Laws of Florida. This section expires July 1,
 577 2011.

578 Section 25. In order to implement Specific Appropriation
 579 2125 of the 2010-2011 General Appropriations Act, subsection (5)
 580 of section 339.135, Florida Statutes, is amended to read:

581 339.135 Work program; legislative budget request;
 582 definitions; preparation, adoption, execution, and amendment.—

583 (5) ADOPTION OF THE WORK PROGRAM.—

584 (a) The original approved budget for operational and fixed
 585 capital expenditures for the department shall be the Governor's
 586 budget recommendation and the first year of the tentative work
 587 program, as both are amended by the General Appropriations Act
 588 and any other act containing appropriations. In accordance with

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589 the appropriations act, the department shall, prior to the
590 beginning of the fiscal year, adopt a final work program which
591 shall only include the original approved budget for the
592 department for the ensuing fiscal year together with any roll
593 forwards approved pursuant to paragraph (6)(c) and the portion
594 of the tentative work program for the following 4 fiscal years
595 revised in accordance with the original approved budget for the
596 department for the ensuing fiscal year together with said roll
597 forwards. The adopted work program may include only those
598 projects submitted as part of the tentative work program
599 developed under the provisions of subsection (4) plus any
600 projects which are separately identified by specific
601 appropriation in the General Appropriations Act and any roll
602 forwards approved pursuant to paragraph (6)(c). However, any
603 transportation project of the department which is identified by
604 specific appropriation in the General Appropriations Act shall
605 be deducted from the funds annually distributed to the
606 respective district pursuant to paragraph (4)(a). In addition,
607 the department shall not in any year include any project or
608 allocate funds to a program in the adopted work program that is
609 contrary to existing law for that particular year. Projects
610 shall not be undertaken unless they are listed in the adopted
611 work program.

612 (b) Notwithstanding paragraph (a), and for the 2010-2011
613 ~~2009-2010~~ fiscal year only, the Department of Transportation
614 shall transfer funds to the Office of Tourism, Trade, and
615 Economic Development in an amount equal to \$20,300,000 for the
616 purpose of funding transportation-related needs of economic

617 development projects. This transfer shall not reduce, delete, or
 618 defer any existing projects funded, as of July 1, 2009, in the
 619 Department of Transportation's 5-year work program. This
 620 paragraph expires July 1, 2011 ~~2010~~.

621 Section 26. In order to implement Specific Appropriation
 622 2672 and Section 56 of the 2010-2011 General Appropriations Act,
 623 funds appropriated out of the Economic Development
 624 Transportation Trust Fund may be used for economic development
 625 infrastructure projects; improvements to other launch complexes
 626 and space transportation facilities in order to attract new
 627 space vehicle testing and launch business to the state; to
 628 address intermodal requirements and impacts of the launch
 629 ranges, spaceports, and other space transportation facilities;
 630 to advance aerospace technology to meet the current and future
 631 needs of the United States commercial space transportation
 632 industry; and to assist in the development of joint-use
 633 facilities and technology that support aviation and aerospace
 634 operations, including high altitude and suborbital flights and
 635 range technology development.

636
 637 Section 27. In order to implement sections 2 through 7 of
 638 the 2010-2011 General Appropriations Act, subsection (5) of
 639 section 216.292, Florida Statutes, is amended to read:

640 216.292 Appropriations nontransferable; exceptions.—

641 (5) (a) A transfer of funds may not result in the
 642 initiation of a fixed capital outlay project that has not
 643 received a specific legislative appropriation.

644 (b) Notwithstanding paragraph (a), and for the 2010-2011

645 ~~2009-2010~~ fiscal year only, the Governor may recommend the
 646 initiation of fixed capital outlay projects funded by grants
 647 awarded by the Federal Government through the American Recovery
 648 and Reinvestment Act of 2009 or by any other federal economic
 649 stimulus grant funding received. All actions taken pursuant to
 650 the authority granted in the paragraph are subject to review and
 651 approval by the Legislative Budget Commission. This paragraph
 652 expires July 1, 2011 ~~2010~~.

653 Section 28. In order to implement sections 2 through 7 of
 654 the 2010-2011 General Appropriations Act, the Executive Office
 655 of the Governor is authorized to transfer funds appropriated for
 656 the American Recovery and Reinvestment Act of 2009 (ARRA) in
 657 traditional appropriation categories in the 2010-2011 General
 658 Appropriations Act to appropriation categories established for
 659 the specific purpose of tracking funds appropriated for the
 660 ARRA.

661 Section 29. In order to implement Specific Appropriation
 662 2665 of the 2010-2011 General Appropriations Act, paragraphs (c)
 663 and (d) of subsection (4) of section 288.1254, Florida Statutes,
 664 are reenacted to read:

665 288.1254 Entertainment industry financial incentive
 666 program.—

667 (4) PRIORITY FOR INCENTIVE FUNDING; WITHDRAWAL OF
 668 ELIGIBILITY; QUEUES.—

669 (c) Independent Florida filmmaker queue.—Ten percent of
 670 incentive funding appropriated in any state fiscal year must be
 671 dedicated to the independent Florida filmmaker queue. If there
 672 are no qualified applications in the queue, any funding in the

673 | queue shall be made available to a qualified project in the
 674 | digital media projects queue. A production certified under this
 675 | queue is eligible for a reimbursement equal to 15 percent of its
 676 | actual qualified expenditures. An independent Florida film that
 677 | meets the criteria of this queue and demonstrates a minimum of
 678 | \$100,000, but not more than \$625,000, in total qualified
 679 | expenditures is eligible for incentive funding. To qualify for
 680 | this queue, a qualified production must:

- 681 | 1. Be planned as a feature film or documentary of no less
 682 | than 70 minutes in length.
- 683 | 2. Provide evidence of 50 percent of the financing for its
 684 | total budget in an escrow account or other form dedicated to the
 685 | production.
- 686 | 3. Do all major postproduction in this state.
- 687 | 4. Employ Florida workers in at least six of the following
 688 | key positions: writer, director, producer, director of
 689 | photography, star or one of the lead actors, unit production
 690 | manager, editor, or production designer. As used in this
 691 | subparagraph, the term "Florida worker" means a person who has
 692 | been a resident of this state for at least 1 year before a
 693 | production's application under subsection (3) was submitted or a
 694 | person who graduated from a film school, college, university, or
 695 | community college in this state no more than 5 years before such
 696 | submittal or who is enrolled full-time in such a school,
 697 | college, or university.

698 | (d) Digital media projects queue.—Five percent of
 699 | incentive funding appropriated in any state fiscal year shall be
 700 | dedicated to the digital media projects queue. A production

701 certified under this queue is eligible for a reimbursement equal
 702 to 10 percent of its actual qualified expenditures. A qualified
 703 production that is a digital media project that demonstrates a
 704 minimum of \$300,000 in total qualified expenditures is eligible
 705 for a maximum of \$1 million in incentive funding. As used in
 706 this paragraph, the term "qualified expenditures" means the
 707 wages or salaries paid to a resident of this state for working
 708 on a single qualified digital media project, up to a maximum of
 709 \$200,000 in wages or salaries paid per resident. A qualified
 710 production company producing digital media projects may not
 711 qualify for more than three projects in any 1 fiscal year.
 712 Projects that extend beyond a fiscal year must reapply each
 713 fiscal year in order to be eligible for incentive funding for
 714 that year.

715 Section 30. The amendment to s. 288.1254(4)(c) and (d),
 716 Florida Statutes, as carried forward by this act from chapter
 717 2009-82, Laws of Florida, shall expire July 1, 2011, and the
 718 text of those paragraphs shall revert to that in existence on
 719 June 30, 2009, except that any amendments to such text enacted
 720 other than by this act shall be preserved and continue to
 721 operate to the extent that such amendments are not dependent
 722 upon the portions of such text which expire pursuant to this
 723 section.

724 Section 31. In order to implement section 59 of the 2010-
 725 2011 General Appropriations Act, paragraph (n) of subsection (1)
 726 of section 339.08, Florida Statutes, is amended to read:

727 339.08 Use of moneys in State Transportation Trust Fund.-
 728 (1) The department shall expend moneys in the State

729 Transportation Trust Fund accruing to the department, in
 730 accordance with its annual budget. The use of such moneys shall
 731 be restricted to the following purposes:

732 (n) To pay administrative expenses incurred in accordance
 733 with applicable laws for a multicounty transportation or
 734 expressway authority created under chapter 343 or chapter 348,
 735 where jurisdiction for the authority includes a portion of the
 736 State Highway System and the administrative expenses are in
 737 furtherance of the duties and responsibilities of the authority
 738 in the development of improvements to the State Highway System.
 739 This paragraph expires July 1, 2011 ~~2010~~.

740 Section 32. In order to implement section 83 of the 2010-
 741 2011 General Appropriations Act, subsection (4) of section
 742 339.08, Florida Statutes, is amended to read:

743 339.08 Use of moneys in State Transportation Trust Fund.—

744 (4) For the 2010-2011 ~~2009-2010~~ fiscal year only and
 745 notwithstanding the provisions of this section and ss. 339.09(1)
 746 and 215.32(2)(b)4., funds may be transferred from the State
 747 Transportation Trust Fund to the General Revenue Fund as
 748 specified in the General Appropriations Act. Notwithstanding ss.
 749 206.46(3) and 206.606(2), the total amount transferred shall be
 750 reduced from total state revenues deposited into the State
 751 Transportation Trust Fund for the calculation requirements of
 752 ss. 206.46(3) and 206.606(2). This subsection expires July 1,
 753 2011 ~~2010~~.

754 Section 33. In order to implement section 46 of the 2010-
 755 2011 General Appropriations Act, subsection (11) of section
 756 445.009, Florida Statutes is amended to read:

757 445.009 One-stop delivery system.—

758 (11) (a) A participant in an adult or youth work experience
 759 activity administered under this chapter shall be deemed an
 760 employee of the state for purposes of workers' compensation
 761 coverage. In determining the average weekly wage, all
 762 remuneration received from the employer shall be considered a
 763 gratuity, and the participant shall not be entitled to any
 764 benefits otherwise payable under s. 440.15, regardless of
 765 whether the participant may be receiving wages and remuneration
 766 from other employment with another employer and regardless of
 767 his or her future wage-earning capacity.

768 (b) This subsection expires July 1, 2011 ~~2010~~.

769 Section 34. In order to implement the appropriation of
 770 funds in Special Categories-Risk Management Insurance of the
 771 2010-2011 General Appropriations Act, and pursuant to the
 772 notice, review, and objection procedures of s. 216.177, Florida
 773 Statutes, the Executive Office of the Governor is authorized to
 774 transfer funds appropriated in the appropriation category
 775 "Special Categories-Risk Management Insurance" of the 2010-2011
 776 General Appropriations Act between departments in order to align
 777 the budget authority granted with the premiums paid by each
 778 department for risk management insurance. This section expires
 779 July 1, 2011.

780 Section 35. In order to implement the appropriation of
 781 funds in Special Categories-Transfer to Department of Management
 782 Services-Human Resources Services Purchased Per Statewide
 783 Contract of the 2010-2011 General Appropriations Act, and
 784 pursuant to the notice, review, and objection procedures of s.

785 216.177, Florida Statutes, the Executive Office of the Governor
 786 is authorized to transfer funds appropriated in the
 787 appropriation category "Special Categories-Transfer to
 788 Department of Management Services-Human Resources Services
 789 Purchased Per Statewide Contract" of the 2010-2011 General
 790 Appropriations Act between departments in order to align the
 791 budget authority granted with the assessments that must be paid
 792 by each agency to the Department of Management Services for
 793 human resource management services. This section expires July 1,
 794 2011.

795 Section 36. In order to implement the reduction in each
 796 agency's salary and benefit appropriation in the 2010-2011
 797 General Appropriations Act, and pursuant to the notice, review,
 798 and objection procedures of s. 216.177, Florida Statutes, the
 799 Executive Office of the Governor may transfer funds appropriated
 800 in the appropriation category "Salaries and Benefits" of the
 801 2010-2011 General Appropriations Act between departments in
 802 order to align the budget authority granted to each agency with
 803 the reductions that must be made by each agency pursuant to the
 804 2010-2011 General Appropriations Act. All actions taken pursuant
 805 to the authority granted in this section are subject to the
 806 review and approval of the Legislative Budget Commission. This
 807 section expires July 1, 2011.

808 Section 37. In order to implement specific appropriations
 809 for salaries and benefits in the 2010-11 General Appropriations
 810 Act, the intent of the Legislature is to provide flexibility to
 811 agency heads over personnel management to maximize the
 812 efficiency and effectiveness of agency operations. The

813 Legislature recognizes that the state is facing a critical
 814 fiscal situation unprecedented in the last quarter century.
 815 During this time of budgetary shortfall, it is in the best
 816 interest of the state to ensure that the state's resources be
 817 used in the most efficient and prudent manner, while maintaining
 818 the critical missions of the state. Further, the Legislature
 819 recognizes that the agency heads are uniquely positioned to
 820 determine how to best manage their agency's human resources
 821 given the constraints associated with a reduction in the salary
 822 and benefit appropriation. Notwithstanding specific provisions
 823 of chapters 110, 112, 216, and 447, Florida Statutes, to the
 824 contrary, and for the fiscal year 2010-2011 only, agency heads
 825 are authorized to terminate or layoff staff, reduce salaries of
 826 individual or groups of employees, reclassify positions, and
 827 provide retention adjustments or bonuses to high-performing
 828 staff. For the purpose of the authority granted by this section,
 829 the term "agency head" shall include the term as defined in s.
 830 20.055(1)(b), Florida Statutes, and shall also include the Chief
 831 Justice of the Supreme Court, the board of trustees of each
 832 university, the Board of Trustees of the Florida School for the
 833 Deaf and Blind, the executive director of the Justice
 834 Administrative Commission, the executive director of the
 835 Statewide Guardian Ad Litem Office, each state attorney, each
 836 public defender, each capital collateral regional counsel, and
 837 each regional counsel. This section expires July 1, 2011.

838 Section 38. In order to implement specific appropriations
 839 for salaries and benefits in the 2010-2011 General
 840 Appropriations Act, paragraph (a) of subsection (12) of section

841 110.123, Florida Statutes, is amended to read:

842 110.123 State group insurance program.—

843 (12) HEALTH SAVINGS ACCOUNTS.—The department is authorized
 844 to establish health savings accounts for full-time and part-time
 845 state employees in association with a health insurance plan
 846 option authorized by the Legislature and conforming to the
 847 requirements and limitations of federal provisions relating to
 848 the Medicare Prescription Drug, Improvement, and Modernization
 849 Act of 2003.

850 (a)1. A member participating in this health insurance plan
 851 option shall be eligible to receive an employer contribution
 852 into the employee's health savings account from the State
 853 Employees Health Insurance Trust Fund in an amount to be
 854 determined by the Legislature. A member is not eligible for an
 855 employer contribution upon termination of employment. For the
 856 2010-2011 ~~2009-2010~~ fiscal year, the state's monthly
 857 contribution for employees having individual coverage shall be
 858 \$41.66 and the monthly contribution for employees having family
 859 coverage shall be \$83.33.

860 2. A member participating in this health insurance plan
 861 option shall be eligible to deposit the member's own funds into
 862 a health savings account.

863 Section 39. In order to implement Specific Appropriations
 864 for salaries and benefits in the 2010-2011 General
 865 Appropriations Act, paragraph (b) of subsection (3) of section
 866 112.24, Florida Statutes, is amended to read:

867 112.24 Intergovernmental interchange of public employees.—
 868 To encourage economical and effective utilization of public

869 employees in this state, the temporary assignment of employees
 870 among agencies of government, both state and local, and
 871 including school districts and public institutions of higher
 872 education is authorized under terms and conditions set forth in
 873 this section. State agencies, municipalities, and political
 874 subdivisions are authorized to enter into employee interchange
 875 agreements with other state agencies, the Federal Government,
 876 another state, a municipality, or a political subdivision
 877 including a school district, or with a public institution of
 878 higher education. State agencies are also authorized to enter
 879 into employee interchange agreements with private institutions
 880 of higher education and other nonprofit organizations under the
 881 terms and conditions provided in this section. In addition, the
 882 Governor or the Governor and Cabinet may enter into employee
 883 interchange agreements with a state agency, the Federal
 884 Government, another state, a municipality, or a political
 885 subdivision including a school district, or with a public
 886 institution of higher learning to fill, subject to the
 887 requirements of chapter 20, appointive offices which are within
 888 the executive branch of government and which are filled by
 889 appointment by the Governor or the Governor and Cabinet. Under
 890 no circumstances shall employee interchange agreements be
 891 utilized for the purpose of assigning individuals to participate
 892 in political campaigns. Duties and responsibilities of
 893 interchange employees shall be limited to the mission and goals
 894 of the agencies of government.

895 (3) Salary, leave, travel and transportation, and
 896 reimbursements for an employee of a sending party that is

897 participating in an interchange program shall be handled as
 898 follows:

899 (b)1. The assignment of an employee of a state agency
 900 either on detail or on leave of absence may be made without
 901 reimbursement by the receiving party for the travel and
 902 transportation expenses to or from the place of the assignment
 903 or for the pay and benefits, or a part thereof, of the employee
 904 during the assignment.

905 2. For the 2010-2011 ~~2009-2010~~ fiscal year only, the
 906 assignment of an employee of a state agency as provided in
 907 subparagraph 1. may be made if recommended by the Governor or
 908 Chief Justice, as appropriate, and approved by the chairs of the
 909 Senate Policy and Steering Committee on Ways and Means and the
 910 House Full Appropriations Council on Education and Economic
 911 Development ~~General Government and Health Care~~. Such actions
 912 shall be deemed approved if neither chair provides written
 913 notice of objection within 14 days after the chair's receiving
 914 notice of the action pursuant to s. 216.177. This subparagraph
 915 expires July 1, 2011 ~~2010~~.

916 Section 40. In order to implement the transfer of moneys
 917 to the General Revenue Fund from trust funds in the 2010-2011
 918 General Appropriations Act, paragraph (b) of subsection (2) of
 919 section 215.32, Florida Statutes, is reenacted to read:

920 215.32 State funds; segregation.—

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

923 (b)1. The trust funds shall consist of moneys received by
 924 the state which under law or under trust agreement are

925 segregated for a purpose authorized by law. The state agency or
 926 branch of state government receiving or collecting such moneys
 927 shall be responsible for their proper expenditure as provided by
 928 law. Upon the request of the state agency or branch of state
 929 government responsible for the administration of the trust fund,
 930 the Chief Financial Officer may establish accounts within the
 931 trust fund at a level considered necessary for proper
 932 accountability. Once an account is established within a trust
 933 fund, the Chief Financial Officer may authorize payment from
 934 that account only upon determining that there is sufficient cash
 935 and releases at the level of the account.

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

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

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

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

951 d. Grants and donations trust fund, for use as a
 952 depository for funds to be used for allowable grant or donor

953 agreement activities funded by restricted contractual revenue
 954 from private and public nonfederal sources.

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

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

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

963

964 To the extent possible, each agency must adjust its internal
 965 accounting to use existing trust funds consistent with the
 966 requirements of this subparagraph. If an agency does not have
 967 trust funds listed in this subparagraph and cannot make such
 968 adjustment, the agency must recommend the creation of the
 969 necessary trust funds to the Legislature no later than the next
 970 scheduled review of the agency's trust funds pursuant to s.
 971 215.3206.

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

978 4.a. Notwithstanding any provision of law restricting the
 979 use of trust funds to specific purposes, unappropriated cash
 980 balances from selected trust funds may be authorized by the

981 Legislature for transfer to the Budget Stabilization Fund and
 982 General Revenue Fund in the General Appropriations Act.

983 b. This subparagraph does not apply to trust funds
 984 required by federal programs or mandates; trust funds
 985 established for bond covenants, indentures, or resolutions whose
 986 revenues are legally pledged by the state or public body to meet
 987 debt service or other financial requirements of any debt
 988 obligations of the state or any public body; the State
 989 Transportation Trust Fund; the trust fund containing the net
 990 annual proceeds from the Florida Education Lotteries; the
 991 Florida Retirement System Trust Fund; trust funds under the
 992 management of the State Board of Education or the Board of
 993 Governors of the State University System, where such trust funds
 994 are for auxiliary enterprises, self-insurance, and contracts,
 995 grants, and donations, as those terms are defined by general
 996 law; trust funds that serve as clearing funds or accounts for
 997 the Chief Financial Officer or state agencies; trust funds that
 998 account for assets held by the state in a trustee capacity as an
 999 agent or fiduciary for individuals, private organizations, or
 1000 other governmental units; and other trust funds authorized by
 1001 the State Constitution.

1002 Section 41. In order to implement the issuance of new debt
 1003 authorized in the 2010-2011 General Appropriations Act, and
 1004 pursuant to the requirements of s. 215.98, Florida Statutes, the
 1005 Legislature determines that the authorization and issuance of
 1006 debt for the 2010-2011 fiscal year should be implemented and is
 1007 in the best interest of the state and necessary to address a
 1008 critical state emergency.

1009 Section 42. In order to implement the funds appropriated
 1010 in the 2010-2011 General Appropriations Act for state employee
 1011 travel, the funds appropriated to each state agency, which may
 1012 be used for travel by state employees, shall be limited during
 1013 the 2010-2011 fiscal year to travel for activities that are
 1014 critical to each state agency's mission. Funds may not be used
 1015 to pay for travel by state employees to foreign countries, other
 1016 states, conferences, staff-training activities, or other
 1017 administrative functions unless the agency head has approved in
 1018 writing that such activities are critical to the agency's
 1019 mission. The agency head must consider the use of
 1020 teleconferencing and other forms of electronic communication to
 1021 meet the needs of the proposed activity before approving
 1022 mission-critical travel. This section does not apply to travel
 1023 for law enforcement purposes, military purposes, emergency
 1024 management activities, or public health activities. This section
 1025 expires July 1, 2011.

1026 Section 43. A section of this act that implements a
 1027 specific appropriation or specifically identified proviso
 1028 language in the 2010-2011 General Appropriations Act is void if
 1029 the specific appropriation or specifically identified proviso
 1030 language is vetoed. A section of this act that implements more
 1031 than one specific appropriation or more than one portion of
 1032 specifically identified proviso language in the 2010-2011
 1033 General Appropriations Act is void if all the specific
 1034 appropriations or portions of specifically identified proviso
 1035 language are vetoed.

1036 Section 44. If any other act passed during the 2010

1037 Regular Session contains a provision that is substantively the
 1038 same as a provision in this act, but that removes or is
 1039 otherwise not subject to the future repeal applied to such
 1040 provision by this act, the Legislature intends that the
 1041 provision in the other act takes precedence and continues to
 1042 operate, notwithstanding the future repeal provided by this act.

1043 Section 45. If any provision of this act or its
 1044 application to any person or circumstance is held invalid, the
 1045 invalidity does not affect other provisions or applications of
 1046 the act which can be given effect without the invalid provision
 1047 or application, and to this end the provisions of this act are
 1048 severable.

1049 Section 46. Except as otherwise expressly provided in this
 1050 act and except for this section, which shall take effect June
 1051 29, 2010, this act shall take effect July 1, 2010; or, if this
 1052 act fails to become a law until after that date, it shall take
 1053 effect upon becoming a law and shall operate retroactively to
 1054 July 1, 2010.