

By the Committee on General Government Appropriations; and
Senator Baker

601-03255-10

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1 A bill to be entitled
2 An act implementing the 2010-2011 General
3 Appropriations Act; providing legislative intent;
4 amending s. 253.034, F.S.; delaying the expiration of
5 provisions authorizing the deposit of funds derived
6 from the sale of property by the Department of Citrus
7 into the Citrus Advertising Trust Fund; reenacting s.
8 255.518(1)(b), F.S., relating to the payment of
9 obligations during the construction of a facility
10 financed by such obligations; providing for the future
11 expiration of certain amendments to such provision and
12 for the reversion of statutory text; amending s.
13 373.59, F.S.; delaying the expiration of provisions
14 providing for the allocation of moneys from the Water
15 Management Lands Trust Fund for certain purposes;
16 amending s. 375.041, F.S.; providing for the transfer
17 of moneys from the Land Acquisition Trust Fund to
18 support the Clean Water State Revolving Fund and
19 Drinking Water State Revolving Fund programs, rather
20 than to the Ecosystem Management and Restoration Trust
21 Fund for grants and aids to local governments for
22 water projects; providing for future expiration;
23 reenacting s. 403.1651(1)(g), F.S., relating to the
24 use of funds from the Ecosystem Management and
25 Restoration Trust Fund for the purpose of funding
26 activities to preserve and repair the state's beaches;
27 providing for future expiration of certain amendments
28 to such provision and for the reversion of statutory
29 text; amending s. 403.1651, F.S.; providing for the

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30 transfer of moneys from the Ecosystem Management and
31 Restoration Trust Fund to the General Inspection Trust
32 Fund for the Farm Share, Food Banks, and Mosquito
33 Control program and the Technological Research and
34 Development Authority; amending s. 570.20, F.S.;
35 delaying the expiration of provisions authorizing the
36 Department of Agriculture and Consumer Services to use
37 funds from the General Inspection Trust Fund for
38 certain programs; amending s. 403.7095, F.S.; delaying
39 the expiration of provisions requiring that the
40 Department of Environmental Protection award a
41 specified amount in grants equally to certain counties
42 for waste tire and litter prevention, recycling
43 education, and general solid waste programs;
44 authorizing the Department of Agriculture and Consumer
45 Services to extend, revise, and renew current
46 contracts or agreements created or entered into for
47 the purpose of promoting agriculture; providing for
48 future expiration; requiring the Executive Office of
49 the Governor to sell the King Air 350 airplane;
50 requiring the receipts from the sale of the airplane
51 to be deposited into the Bureau of Aircraft Trust
52 Fund; requiring the Department of Financial Services
53 to issue a solicitation for office supplies and award
54 a multiple supplier contract by a specified date;
55 providing for the effect of a veto of one or more
56 specific appropriations or proviso provisions to which
57 implementing language refers; providing for the
58 continued operation of certain provisions,

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59 notwithstanding a future repeal or expiration provided
60 by the act; providing for severability; providing for
61 contingent retroactive application; providing an
62 effective date.

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

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

69 Section 2. In order to implement Specific Appropriations
70 2379 through 2401 of the 2010-2011 General Appropriations Act,
71 subsection (14) of section 253.034, Florida Statutes, is amended
72 to read:

73 253.034 State-owned lands; uses.-

74 (14) Notwithstanding the provisions of this section, funds
75 derived from the sale of property by the Department of Citrus
76 located in Lakeland, Florida, are authorized to be deposited
77 into the Citrus Advertising Trust Fund. This subsection expires
78 July 1, 2011 ~~2010~~.

79 Section 3. In order to implement Specific Appropriation
80 1708Q of the 2010-2011 General Appropriations Act, paragraph (b)
81 of subsection (1) of section 255.518, Florida Statutes, is
82 reenacted to read:

83 255.518 Obligations; purpose, terms, approval,
84 limitations.-

85 (1)

86 (b) Payment of debt service charges on obligations during
87 the construction of any facility financed by such obligations

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88 shall be made from funds other than proceeds of obligations.

89 Section 4. The amendment to s. 255.518(1)(b), Florida
90 Statutes, as carried forward by this act from chapter 2008-153
91 and chapter 2009-82, Laws of Florida, shall expire July 1, 2011,
92 and the text of that paragraph shall revert to that in existence
93 on June 30, 2008, except that any amendments to such text
94 enacted other than by this act shall be preserved and continue
95 to operate to the extent that such amendments are not dependent
96 upon the portions of such text which expire pursuant to this
97 section.

98 Section 5. In order to implement Specific Appropriation
99 1692 of the 2010-2011 General Appropriations Act, subsection
100 (12) of section 373.59, Florida Statutes, is amended to read:

101 373.59 Water Management Lands Trust Fund.—

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

106 (a) An amount necessary to pay debt service on bonds issued
107 before February 1, 2009, by the South Florida Water Management
108 District and the St. Johns River Water Management District,
109 which are secured by revenues provided pursuant to this section,
110 or to fund debt service reserve funds, rebate obligations, or
111 other amounts payable with respect to such bonds;

112 (b) Eight million dollars to be transferred to the General
113 Revenue Fund; and

114 (c) The remaining funds to be distributed equally between
115 the Suwannee River Water Management District and the Northwest
116 Florida Water Management District.

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118 This subsection expires July 1, 2011 ~~2010~~.

119 Section 6. In order to implement Specific Appropriations
120 1763, 1789, and 1790 of the 2010-2011 General Appropriations
121 Act, paragraph (b) of subsection (3) of section 375.041, Florida
122 Statutes, is amended to read:

123 375.041 Land Acquisition Trust Fund.—

124 (3)

125 (b) In addition to the uses allowed in paragraph (a), for
126 the 2010-2011 ~~2008-2009~~ fiscal year, moneys in the Land
127 Acquisition Trust Fund are authorized for transfer to support
128 the Clean Water State Revolving Fund, the Drinking Water State
129 Revolving Fund, and the Total Maximum Daily Loads programs ~~the~~
130 ~~Ecosystem Management and Restoration Trust Fund for grants and~~
131 ~~aids to local governments for water projects~~ as provided in the
132 General Appropriations Act. This paragraph expires July 1, 2011
133 ~~2009~~.

134 Section 7. In order to implement Specific Appropriations
135 1765, 1766, 1767, 1769, and 1769A, paragraph (g) of subsection
136 (1) of section 403.1651, Florida Statutes, is reenacted to read:

137 403.1651 Ecosystem Management and Restoration Trust Fund.—

138 (1) There is created the Ecosystem Management and
139 Restoration Trust Fund to be administered by the Department of
140 Environmental Protection for the purposes of:

141 (g) Funding activities to preserve and repair the state's
142 beaches as provided in ss. 161.091-161.212.

143 Section 8. The amendment to s. 403.1651(1)(g), Florida
144 Statutes, as carried forward by this act from chapter 2009-82,
145 Laws of Florida, shall expire July 1, 2011, and the text of that

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146 subsection shall revert to that in existence on June 30, 2009,
147 except that any amendments to such text enacted other than by
148 this act shall be preserved and continue to operate to the
149 extent that such amendments are not dependent upon the portions
150 of such text which expire pursuant to this section.

151 Section 9. In order to implement Specific Appropriations
152 1396A, 1456, 1491A, and 1493A of the 2010-2011 General
153 Appropriations Act, subsection (3) is added to section 403.1651,
154 Florida Statutes, to read:

155 403.1651 Ecosystem Management and Restoration Trust Fund.—

156 (3) For the 2010-2011 fiscal year only, moneys in the
157 Ecosystems Management and Restoration Trust Fund are authorized
158 for transfer to the General Inspection Trust Fund in the
159 Department of Agriculture and Consumer Services for the Farm
160 Share, Food Banks, and Mosquito Control programs, and the
161 Technological Research and Development Authority.

162 Section 10. In order to implement Specific Appropriations
163 1378 through 1538 of the 2010-2011 General Appropriations Act,
164 subsection (2) of section 570.20, Florida Statutes, is amended
165 to read:

166 570.20 General Inspection Trust Fund.—

167 (2) For the 2010-2011 ~~2009-2010~~ fiscal year only and
168 notwithstanding any other provision of law to the contrary, in
169 addition to the spending authorized in subsection (1), moneys in
170 the General Inspection Trust Fund may be appropriated for
171 programs operated by the department which are related to the
172 programs authorized by this chapter. This subsection expires
173 July 1, 2011 ~~2010~~.

174 Section 11. In order to implement Specific Appropriation

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175 1833 of the 2010-2011 General Appropriations Act, subsection (7)
176 of section 403.7095, Florida Statutes, is amended to read:

177 403.7095 Solid waste management grant program.—

178 (7) Notwithstanding any provision of this section to the
179 contrary, and for the 2010-2011 ~~2009-2010~~ fiscal year only, the
180 Department of Environmental Protection shall award the sum of
181 \$1,775,207 ~~\$2,600,000~~ in grants equally to counties having
182 populations of fewer than 100,000 for waste tire and litter
183 prevention, recycling education, and general solid waste
184 programs. This subsection expires July 1, 2011 ~~2010~~.

185 Section 12. In order to implement Specific Appropriation
186 1490 of the 2010-2011 General Appropriations Act and to provide
187 consistency and continuity in the promotion of agriculture
188 throughout the state, notwithstanding s. 287.057, Florida
189 Statutes, the Department of Agriculture and Consumer Services,
190 at its discretion, may extend, revise, and renew current
191 contracts or agreements created or entered into pursuant to
192 chapter 2006-25, Laws of Florida. This section expires July 1,
193 2011.

194 Section 13. In order to implement Specific Appropriations
195 2646H through 2646O provided in the 2010-2011 General
196 Appropriations Act, the Executive Office of the Governor shall
197 sell the King Air 350 airplane. The receipts from the sale shall
198 be deposited into the Bureau of Aircraft Trust Fund and expended
199 in accordance with s. 287.161, Florida Statutes. Receipts from
200 the sale are exempt from the service charge imposed pursuant to
201 s. 215.20, Florida Statutes.

202 Section 14. Notwithstanding any provision in chapter 287,
203 Florida Statutes, to the contrary, the Department of Financial

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204 Services shall issue, by January 1, 2011, a solicitation for
205 office supplies, and subsequently award a multiple-supplier
206 contract with at least three awarded vendors.

207 Section 15. Any section of this act which implements a
208 specific appropriation or specifically identified proviso
209 language in the 2010-2011 General Appropriations Act is void if
210 the specific appropriation or specifically identified proviso
211 language is vetoed. Any section of this act which implements
212 more than one specific appropriation or more than one portion of
213 specifically identified proviso language in the 2010-2011
214 General Appropriations Act is void if all the specific
215 appropriations or portions of specifically identified proviso
216 language are vetoed.

217 Section 16. If any other act passed during the 2010 Regular
218 Session contains a provision that is substantively the same as a
219 provision in this act, but that removes or is otherwise not
220 subject to the future repeal applied to such provision by this
221 act, the Legislature intends that the provision in the other act
222 shall take precedence and continue to operate, notwithstanding
223 the future repeal provided by this act.

224 Section 17. If any provision of this act or its application
225 to any person or circumstance is held invalid, the invalidity
226 does not affect other provisions or applications of the act
227 which can be given effect without the invalid provision or
228 application, and to this end the provisions of this act are
229 severable.

230 Section 18. This act shall take effect July 1, 2010; or, if
231 this act fails to become a law until after that date, it shall
232 take effect upon becoming a law and shall operate retroactively

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to July 1, 2010.