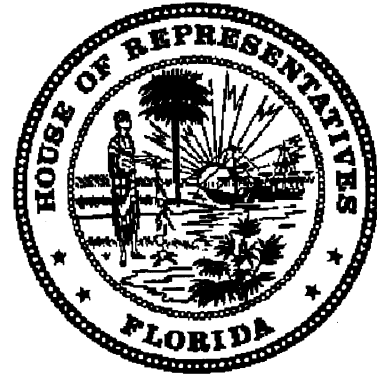


**LEGISLATIVE
BUDGET
COMMISSION**

**Joe Negron, Chair
Lisa Carlton, Vice Chair**

**MEETING PACKET
August 25, 2005
1:30 p.m. – 3:30 p.m.
412 Knott Building**



**LEGISLATIVE
BUDGET
COMMISSION**

**Joe Negron, Chair
Lisa Carlton, Vice Chair**

**MEETING PACKET
August 25, 2005
1:30 p.m. – 3:30 p.m.
412 Knott Building**

Committee Meeting Notice

HOUSE OF REPRESENTATIVES

Speaker Allan G. Bense

Legislative Budget Commission

Start Date and Time: Thursday, August 25, 2005 01:30 pm

End Date and Time: Thursday, August 25, 2005 03:30 pm

Location: 412 Knott

Duration: 2.00 hrs

I. Consideration of the following budget amendments for Fiscal Year 2005-06:

1. Department of Business and Professional Regulation/Department of Financial Services
(EOG#0070)

2. Department of Management Services
(EOG#0056)

3. Department of Revenue
(EOG#0063)

4. Agency for Health Care Administration
(EOG#0054)

5. Department of Highway Safety and Motor Vehicles
(EOG#0049)

6. Justice Administration Commission
(EOG#0032)

7. Department of Transportation
(EOG#0126)

8. Department of Agriculture and Consumer Services
(EOG#0051)
(EOG#0060)

9. State Courts
(EOG#0120)
(EOG#0124)

10. Department of State
(EOG#P-0028)
(EOG#0095)

11. Executive Office of the Governor
(EOG#P-0026)

NOTICE FINALIZED on 08/18/2005 16:14 by SLB

Committee Meeting Notice

HOUSE OF REPRESENTATIVES

Speaker Allan G. Bense

Legislative Budget Commission

Start Date and Time: Thursday, August 25, 2005 01:30 pm

End Date and Time: Thursday, August 25, 2005 03:30 pm

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12. Department of Financial Services

(EOG#0071)

(EOG#0073)

(EOG#0074)

13. Department of Children and Families

(EOG#0085)

(EOG#0086)

(EOG#0101)

14. Department of Juvenile Justice

(EOG#0061)

(EOG#0062)

(EOG#P-0022)

II. Other Business

NOTICE FINALIZED on 08/18/2005 16:14 by SLB

LEGISLATIVE BUDGET COMMISSION AGENDA

August 25, 2005
1:30 p.m. – 3:30 p.m.
Room 412, Knott Building

MEMBERS

Senator Lisa Carlton
Senator JD Alexander
Senator Jeffrey Atwater
Senator Mike Fasano
Senator Les Miller
Senator Burt Saunders
Senator Rod Smith

Representative Joe Negron
Representative Gustavo Barreiro
Representative Kim Berfield
Representative Don Davis
Representative Ron Greenstein
Representative Will Kendrick
Representative Stan Mayfield

I. Consideration of the following budget amendments for Fiscal Year 2004-05:

1. Department of Business and Professional Regulation/Department of Financial Services (EOG#0070).....	1
2. Department of Management Services (EOG#0056).....	4
3. Department of Revenue (EOG#0063).....	6
4. Agency for Health Care Administration (EOG#0054).....	10
5. Department of Highway Safety and Motor Vehicles (EOG#0049).....	12
6. Justice Administration Commission (EOG#0032).....	14
7. Department of Transportation (EOG#0126).....	16
8. Department of Agriculture and Consumer Services (EOG#0051)..... (EOG#0060).....	19 22
9. State Courts (EOG#0120)..... (EOG#0124).....	24 26
10. Department of State (EOG#P-0028)..... (EOG#0095).....	28 30
11. Executive Office of the Governor (EOG#P-0026).....	33

12. Department of Financial Services	
(EOG#0071).....	35
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(EOG#0074).....	40
13. Department of Children and Families	
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14. Department of Juvenile Justice	
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(EOG#0062).....	56
(EOG#P-0022).....	60

II. Other Business

Department: Business and Professional Regulation/Financial Services

EOG Number: B2006-0070

<p>Problem Statement: Chapter 2004-301, Laws of Florida, abolishes the Board of Funeral Directors and Embalmers and the Board of Funeral and Cemeteries in the Department of Business and Professional Regulation, effective October 1, 2005, and transfers the functions to the Department of Financial Services.</p> <p>Section 149, chapter 2004-301, Laws of Florida, requires all of the statutory powers, duties and functions, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds for the administration of chapter 470, Florida Statutes, related to the Board of Funeral Directors and Embalmers, to be transferred by a type two transfer, as defined in section 20.06(2), Florida Statutes, from the Department of Business and Professional Regulation to the Department of Financial Services.</p> <p>Section 149, chapter 2004-301, Laws of Florida, also requires a type two transfer of the statutory powers, records, property, personnel, and unexpended balances of appropriations, allocations, or other funds for the administration of chapter 497, Florida Statutes, related to the Board of Funeral and Cemeteries, from the Department of Business and Professional Regulation to the Department of Financial Services.</p> <p>The Department of Business and Professional Regulation has identified one position and \$68,405 in budget authority to be transferred to the Department of Financial Services.</p>	
<p>Agency Request: The department requests the transfer of one position, 27,915 in salary rate, and \$68,405 in budget authority from the Professional Regulation Trust Fund in the Department of Business and Professional Regulation to the Regulatory Trust Fund in the Department of Financial Services to implement a type two transfer of the Board of Funeral Directors and Embalmers, in accordance with section 149, chapter 2004-301, Laws of Florida, effective October 1, 2005.</p>	
<p>Governor's Recommendation: Recommend approval for transfer of \$68,405 budget authority and one position with 27,915 salary rate from the Professional Regulation Trust Fund in the Department of Business and Professional Regulation to the Regulatory Trust Fund in the Department of Financial Services to implement a type two transfer of the Board of Funeral Directors and Embalmers, in accordance with section 149, chapter 2004-301, Laws of Florida.</p>	
<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>	
<p>Senate Committee: General Government Appropriations Senate Analyst: Jamie DeLoach Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: jamie.deloach@laspbs.state.fl.us</p>	<p>House Committee: State Administration Appropriations House Analyst: Susan Rayman Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: susan.rayman@laspbs.state.fl.us</p>

Line Item No.	Budget Entity / Fund / Appropriation Category Title	LASFBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
				Appropriation	Appropriation	Appropriation
BUSINESS AND PROFESSIONAL REGULATION						
<u>Professional Regulation - Compliance and Enforcement</u>						
	<i>Position and Salary Rate Adjustments</i>					
	Positions			(1.00)		
	Salary Rate			(27,915)		
	Professional Regulation Trust Fund					
2201	Salaries & Benefits			(28,490)	(28,490)	
2203	79050100-010000-00-2547 Expenses			(4,885)	(4,885)	
2211	79050100-040000-00-2547 Transfer to DMS - Human Resources Svcs			(292)	(292)	
	79050100-107040-00-2547					
	<u>Standards and Licensure</u>					
	Professional Regulation Trust Fund					
2215	Other Personal Services			(3,938)	(3,938)	
2216	79050200-030000-00-2547 Expenses			(11,342)	(11,342)	
2218	79050200-040000-00-2547 Legal Services Contract			(19,458)	(19,458)	
	79050200-100047-00-2547					

FINANCIAL SERVICES			
	Funeral and Cemetery Services <i>Position and Salary Rate Adjustments</i>		
	Positions	1.00	
	Salary Rate	27,915	
N/A	Regulatory Trust Fund Salaries and Benefits 43500500-010000-00-2573	28,490	28,490
N/A	Other Personal Services 43500500-030000-00-2573	23,396	23,396
N/A	Expenses 43500500-040000-00-2573	16,227	16,227
N/A	Transfer to DMS - Human Resources Srvs 43500500-107040-00-2573	292	292

Department: Department of Management Services

EOG Number: B2006-0056

<p>Problem Statement: The State of Florida Wireless 911 Board is facilitating the statewide deployment of wireless enhanced 911 services for the safety of all Florida residents and visitors. The Federal Communications Commission (FCC) has mandated that wireless service providers have their networks capable of providing Phase II wireless enhanced 911 services by December 31, 2005. Phase II provides the call back telephone number and latitude and longitude of the wireless caller to the county 911 system's Public Safety Answering Points (PSAPs). Based on the FCC requirement, the Wireless 911 Board established a goal of wireless enhanced 911 statewide implementation by December 31, 2005.</p> <p>In order to realize this goal, 18 rural counties (population less than 75,000, including Baker, Bradford, Columbia, Dixie, Gadsden, Gilchrist, Glades, Hardee, Holmes, Jackson, Jefferson, Lafayette, Liberty, Okeechobee, Putnam, Taylor, Union, Wakulla) and two medium sized counties (less than 750,000, including Clay and Highlands) have been identified as needing financial assistance beyond their monthly allocations of the wireless 911 fee because their allocations are not sufficient to pay for their required system upgrades. The Board has approved establishing a \$5 million grant and loan program to assist these counties under section 365.172(6)(a)3, Florida Statutes, as amended by chapter 2005-171, Laws of Florida. Upon county application and Board approval, rural counties will receive a grant to achieve Phase II service and medium sized counties will receive a no interest loan to be paid back from future proceeds of the wireless 911 fee. Any grants to medium sized counties would require special approval of the Board based on extreme hardship (hurricane, etc.). The wireless telecommunications industry – the service providers – have agreed to allow \$5 million of the collected revenue in the Wireless Emergency Telephone System Trust Fund, allocated and otherwise payable to them, to be utilized to fund this grant and loan program.</p>	<p>Agency Request: The department requests the transfer of \$5 million in budget authority from Distributions to Service Providers – Wireless 911 Telephone Systems appropriation category to Distributions to Counties – Wireless 911 Telephone Systems appropriation category within the Wireless Emergency Telephone System Trust Fund.</p>
<p>Governor's Recommendation: Recommend approval to transfer \$5 million budget authority in the Wireless Emergency Telephone System Trust Fund from Distribution to Service Providers to Distribution to Counties to complete Phase II of the Wireless Enhanced 911 Services.</p>	<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>

<p>Senate Committee: General Government Appropriations Senate Analyst: Jane Hayes Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: jane.hayes@laspbs.state.fl.us</p>	<p>House Committee: State Administration Appropriations House Analyst: David Dobbs Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: david.dobbs@laspbs.state.fl.us</p>
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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
MANAGEMENT SERVICES					
Telecommunications Services					
	Wireless Emergency Telephone System Trust Fund				
2731	Aid to Local Governments Distributions to Counties - Wireless 911 Telephone Systems 72900100-055610-00-2344		5,000,000	5,000,000	
2732	Aid to Local Governments Distributions to Service Providers - Wireless 911 Telephone Systems 72900100-055612-00-2344		(5,000,000)	(5,000,000)	

Department: Revenue

EOG Number: B2006-0063

<p>Problem Statement: Section 42 of the Fiscal Year 2005-2006 General Appropriations Act appropriates \$20,442,242 from trust funds for the Child Support Enforcement Automated Management System (CAMS) within the Department of Revenue. This section authorizes the distribution of budget authority in Specific Appropriation 2091A, Administered Funds, to the department for the project.</p> <p>The department is currently under contract with Deloitte for implementation of Phase I of the project. Funding provided for Phase II is for a feasibility study of electronic filing and the procurement of a planning vendor. The department needs \$5,625,798 in budget authority to cover anticipated expenditures through December 2005.</p> <p>To support this need assessment, the department has provided an Annual Operational Work Plan for Fiscal Year 2005-2006 and the Operational Work Plan for the planning period September through December 2005.</p> <p>Agency Request: The department requests the transfer of budget authority in the amount of \$3,713,027 to the Grants and Donations Trust Fund and \$1,912,771 to the Child Support Enforcement (CSE) Incentive Trust Fund from Administered Funds for continuation of the Child Support Automated Management System (CAMS) project, pursuant to section 42 of the Fiscal Year 2005-2006 General Appropriations Act.</p> <p>Governor's Recommendation: Recommend approval to transfer budget authority in the amount of \$3,713,027 to the Grants and Donations Trust Fund and \$1,912,771 to the Child Support Enforcement Incentive Trust Fund from Administered Funds for continuation of the Child Support Automated Management System (CAMS) project, pursuant to section 42 of the Fiscal Year 2005-2006 General Appropriations Act.</p> <p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>	<p>Senate Committee: General Government Appropriations Senate Analyst: Sandra Blizzard Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: sandra.blizzard@laspbs.state.fl.us</p> <p>House Committee: State Administration Appropriations House Analyst: Marsha Belcher Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: marsha.belcher@laspbs.state.fl.us</p>
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Line Item No.	Budget Entry / Fund / Appropriation Category Title LAS/PBS Account Number	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
		CF	Appropriation	Appropriation	Appropriation		
REVENUE							
2855	<u>Case Processing</u> CSE Incentive Trust Fund Expense 73300600-040000-00-2075		720,267	720,267	720,267		
2856	OCO 73300600-060000-00-2075		48,050	48,050	48,050		
2855	Grants and Donations Trust Fund Expense 73300600-040000-00-2339		1,398,165	1,398,165	1,398,165		
2856	OCO 73300600-060000-00-2339		93,275	93,275	93,275		
2862	<u>Remittance and Distribution</u> CSE Incentive Trust Fund Expense 73300700-040000-00-2075		75,548	75,548	75,548		

REVENUE				
2862	<u>Remittance and Distribution</u> Grants and Donations Trust Fund Expense 73300700-040000-00-2339	146,652	146,652	146,652
2870	<u>Establishment</u> CSE Incentive Trust Fund Expense 73300800-040000-00-2075	294,225	294,225	294,225
2870	Grants and Donations Trust Fund Expense 73300800-040000-00-2339	571,142	571,142	571,142
2878	<u>Compliance</u> CSE Incentive Trust Fund Expense 73300900-040000-00-2075	766,065	766,065	766,065
2879	OCO 73300900-060000-00-2075	8,616	8,616	8,616
2878	Grants and Donations Trust Fund Expense 73300900-040000-00-2339	1,487,067	1,487,067	1,487,067
2879	OCO 73300900-060000-00-2339	16,726	16,726	16,726

FUND	PROGRAM	SUBPROGRAM	ACTIVITY	DESCRIPTION
ADMINISTERED FUNDS				
2091A	<u>Administered Funds</u> Trust Funds	Information Technology	49000000-100036-00-2732	
			(5,625,798)	
			(5,625,798)	

Department: Agency for Health Care Administration

EOG Number: B2006-0054

Problem Statement: The Expense category (Specific Appropriation 169) in the Fiscal Year 2005-2006 General Appropriations Act includes \$7,470,000 in recurring appropriations to fund a Medicaid hospitalist program. The program requires hospitalists to authorize and manage Medicaid recipients' hospital admissions and lengths of stay.

The Agency for Health Care Administration is in the process of amending the managed care waiver to include the hospitalist program. The Centers for Medicare and Medicaid Services (CMS) has requested adding hospitalist services under the Physician Services category because hospitalists will provide direct services to clients and will file claims with the fiscal agent to receive payment. Payments will be at the federal medical assistance percentage current rate of 58.9% for Title XIX expenditures. To implement the request of CMS, the Agency for Health Care Administration requires a budget amendment to transfer these funds to the Physicians Services appropriation category.

Agency Request: The agency requests the transfer of budget authority from the Expense category to the Physician Services category—\$3,070,170 in the General Revenue Fund and \$4,399,830 from the Administrative Trust Fund to the Medical Care Trust Fund—to support the hospitalist program.

Governor's Recommendation: Recommend approval to transfer budget authority from the Expense category to the Physician Services category—\$3,070,170 in the General Revenue Fund and \$4,399,830 from the Administrative Trust Fund to the Medical Care Trust Fund—for the proper payment and recording of the hospitalist program.

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

Senate Committee: Health & Human Services Appropriations
Senate Analyst: Matt Dull
Phone Number: (850) 487-5140 or SunCom 277-5140
E-mail Address: matt.dull@laspbs.state.fl.us

House Committee: Health Care Appropriations
House Analyst: Bill Speir
Phone Number: (850) 488-6204 or SunCom 278-6204
E-mail Address: william.speir@laspbs.state.fl.us

Line Item No.	Budget Entity / Fund / Appropriation Category Title	LA SFBS Account Number	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
			CF	Appropriation	Appropriation	Appropriation		
AGENCY FOR HEALTH CARE ADMINISTRATION								
HEALTH CARE SERVICES (68500000)								
MEDICAID EXECUTIVE DIRECTION/SUPPORT SERVICES (68500200)								
169	General Revenue Expense 68500200-040000-00-1000			(3,070,170)	(3,070,170)			
169	Administrative Trust Fund Expense 68500200-040000-00-2021			(4,399,830)	(4,399,830)			
MEDICAID SERVICES TO INDIVIDUALS (68501400)								
203	General Revenue Physician Services 68501400-102541-00-1000			3,070,170	3,070,170			
203	Medical Care Trust Fund Physician Services 68501400-102541-00-2474			4,399,830	4,399,830			

Department: Highway Safety and Motor Vehicles

EOG Number: B2006-0049

Problem Statement: Section 42 of the Fiscal Year 2005-2006 General Appropriations Act authorizes \$613,547 from trust funds for the Department of Highway Safety and Motor Vehicles to implement the Commercial Vehicle Information Systems and Networks (CVISN) Electronic Credentialing Project. This section authorizes the distribution of budget authority in Specific Appropriation 2091A, Administered Funds, to the department for the project. In addition, agencies were authorized to process budget amendments for the first two months of operating expenses, subject to the fourteen day consultation period provided in s. 216.177, Florida Statutes. Of the amount authorized, \$212,758 has been released under this authority to begin implementation of the project for the first two months of Fiscal Year 2005-2006.

Several Florida and federal agencies currently regulate the commercial motor carrier industry in Florida. The Commercial Vehicle Information Systems and Networks Program is an initiative among these agencies to improve commercial vehicle safety, streamline regulation and improve efficiency. Included within this program is the development of an electronic credentialing project to improve procedures and processes related to the application, payment and issuance of commercial motor carrier credentials and permits. The department is responsible for multiple areas of this project, including filing commercial motor carrier tax returns, registration renewals and decal issuance.

The department requests additional budget authority of \$379,031 in the Highway Safety Operating Trust Fund to continue implementation of the CVISN Electronic Credentialing Project during Fiscal Year 2005-2006. Expenditures related to this project will be reimbursed pursuant to a contract agreement with the Florida Department of Transportation. Expenditures for this portion of the project include contracted programming, and Information System Administration (ISA) staff overtime.

Agency Request: The department requests the transfer of \$379,031 in budget authority from Administered Funds to the Highway Safety Operating Trust Fund in the Vehicle and Vessel Titles and Registration Services budget entity to continue implementation of the CVISN Electronic Credentialing Project during Fiscal Year 2005-2006.

Governor's Recommendation: Recommend approval to transfer \$379,031 in budget authority from Administered Funds to the Highway Safety Operating Trust Fund within the Vehicle and Vessel Titles and Registration Services budget entity to continue implementation of the CVISN Electronic Credentialing Project during Fiscal Year 2005-2006.

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

<p>Senate Committee: Transportation & Economic Development Appropriations Senate Analyst: Juliette Noble Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: julie.noble@laspbs.state.fl.us</p>	<p>House Committee: Transportation & Economic Development Appropriations House Analyst: John McAuliffe Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: john.mcauliffe@laspbs.state.fl.us</p>
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Line Item No.	Budget Entity / Fund / Appropriation Category Title	L.A./FES Account Number		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF	Appropriation			
	HIGHWAY SAFETY AND MOTOR VEHICLES					
	Program: Licenses, Titles and Regulations Vehicle and Vessel Titles and Registration Services					
2566	Highway Safety Operating Trust Fund Other Personal Services 76250800-030000-00-2009			379,031	379,031	
2091A	Administered Funds From Trust Funds Information Technology 49000000-100036-00-2732			(379,031)	(379,031)	

*Legislative Budget Commission Meeting
August 25, 2005*

Department: Justice Administration

EOG Number: B2006-0032

<p>Problem Statement: The Public Defender in the 17th judicial circuit requested the transfer of \$700,000 from the Public Defender Operating Expenditures category to the Salaries and Benefits category. The legislative conference committee agreed to the transfer; however, the transfer was inadvertently not included in the General Appropriations Act.</p>
<p>Agency Request: Transfer \$700,000 from the Public Defender Operating Expenditures category to the Salaries and Benefits category and establish a supporting salary rate of \$574,000.</p>
<p>Governor's Recommendation: Recommend approval to transfer \$700,000 budget authority in the General Revenue Fund from the Public Defender Operating Expenditures category to Salaries and Benefits and to increase salary rate by 574,000 to replace contracted service positions and fill vacant full-time equivalent positions.</p>
<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>

<p>Senate Committee: Justice Appropriations Senate Analyst: Claude Hendon Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: claudie.hendon@laspbs.state.fl.us</p>	<p>House Committee: Justice Appropriations House Analyst: Fred Burns Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: fred.burns@laspbs.state.fl.us</p>
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Line Item No.	Budget Entry / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation
JUSTICE ADMINISTRATION				
<u>Public Defender, 17th Judicial Circuit</u>				
<i>Position and Salary Rate Adjustments:</i>				
	Positions	0.0	0.0	
	Salary Rate	574,000	574,000	
General Revenue				
Special Categories				
Public Defender Operating Expenditures				
1021	21601700-103226-00-1000	(700,000)	(700,000)	
Salaries and Benefits				
1019	21601700-01000-00-1000	700,000	700,000	

Department: Transportation

EOG Number: B2006-0126

Problem Statement: On April 14, 2005, the Legislative Budget Commission approved a \$1.25 billion budget amendment for the Department of Transportation (FDOT) to cover expenses associated with damages to the State's transportation system sustained by Hurricanes Charley, Frances, Ivan and Jeanne. Since then, \$989,372,648 has either been paid out or has been committed to contract. Of the original budget approved, \$257,976,706 remained uncommitted, in work program categories, at the end of the fiscal year.

In accordance with section 339.135(6) (c) Florida Statutes, the Department of Transportation requests a partial roll forward of \$117,205,198 in budget authority for hurricane project phases which were in the adopted work program in Fiscal Year 2004-2005 and not certified forward. The remaining uncommitted budget authority (\$141 million) from Fiscal Year 2004-2005 that was approved by the Legislative Budget Commission in April will be included in the annual roll forward amendment which is normally processed in November of each year.

These critical projects will provide continued uninterrupted repair from Hurricanes Charley, Frances, Ivan and Jeanne. Delays such as meeting federal requirements, permitting issues, and coordination with local governments caused these projects not to be committed prior to June 30, 2005. In addition, new claims from local governments are still being received as the local governments are told by the Federal Emergency Management Agency (FEMA) that their requests for reimbursement must be submitted to the Federal Highway Administration (FHWA) through FDOT. Over 30 such requests have been received since July 1, 2005.

For the past month, hurricane commitments have been covered with Fiscal Year 2005-2006 budget appropriated in the highway maintenance or construction categories. This capability is limited, particularly in the highway maintenance category due to the early commitment of this budget for regular maintenance contracts. In addition, using highway maintenance budget for hurricane projects could delay production of projects for which this budget was appropriated. Any hurricane commitments utilizing highway maintenance or construction budget will have to be backed out and re-entered using the appropriate hurricane budget category once the roll forward budget is approved.

The roll forward process is very similar to the certified forward process with the exception that it moves the project phase from one year to the next and allows the budget to be moved forward even though the contractual commitment has not been made. Roll forward does not result in any new projects or changes to previously funded projects. The amount of prior year budget is never exceeded during the roll forward process.

Agency Request: This amendment requests \$117,205,198 in additional budget authority for FDOT Work Program hurricane project phases, which were in the adopted work program and not certified forward. Budget is currently being used out of the highway maintenance category and construction categories to execute these projects.

**Legislative Budget Commission Meeting
August 25, 2005**

Governor's Recommendation: Recommend approval to increase budget authority by \$117,205,198 in the State Transportation Trust Fund to allow the department to roll forward hurricane projects adopted in the work program in Fiscal Year 2004-05.	
Commission Staff Comments: Recommend approval as recommended by the Governor's Office.	
Senate Committee: Transportation & Economic Development Appropriations Senate Analyst: Tom Weaver Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: tom.weaver@laspbs.state.fl.us	House Committee: Transportation & Economic Development Appropriations House Analyst: John McAuliffe Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: john.mcauliffe@laspbs.state.fl.us

Line Item No.	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	Appropriation	Appropriation	Appropriation
TRANSPORTATION				
<u>TRANSPORTATION SYSTEMS DEV</u>				
State Transportation Trust Fund				
N/A	G/A-MD 04-05/Frances-DOTWP 55100100-089934-06-2540	3,280	3,280	
<u>HIGHWAY OPERATIONS</u>				
State Transportation Trust Fund				
N/A	M/D 04-05 Charley-#1539 55150200-089929-06-2540	21,236,938	21,236,938	
N/A	G/AMD 04-05/Frances-DOTWP 55150200-089934-06-2540	5,903,710	5,903,710	
N/A	G/AMD 04-05/Ivan-DOTWP 55150200-089938-06-2540	76,223,479	76,223,479	
N/A	G/AMD 04-05/Jeanne-DOTWP 55150200-089948-06-2540	13,837,791	13,837,791	

Department: Agriculture and Consumer Services

EOG Number: B2006-0051

Problem Statement: The Agricultural Economic Development program, Division of Plant Industry, is in need of additional funds to continue an accelerated Citrus Canker Eradication Program in order to eliminate as many infected trees as possible and prevent the further spread of the disease during this hurricane season.

For Fiscal Year 2005-2006, the department was appropriated \$15.8 million of budget authority from the General Revenue Fund, \$11.3 million from the Agricultural Emergency Eradication Trust Fund (AEEETF) and \$27.1 million from the Contracts and Grants Trust Fund. However, projected cash available in the AEEETF through September 30, 2005 is \$1,980,000 and the federal dollars appropriated from the Contracts and Grants Trust Fund will not be available at least until the start of the new federal fiscal year that begins on October 1, 2005. Maintaining this accelerated Citrus Canker Eradication program which spends approximately \$8.7 million per month or an estimated \$26.3 million per quarter, creates an \$8,567,984 shortfall in the first quarter of the fiscal year even with the complete release of all General Revenue funds and the anticipated \$2.0 million balance in the AEEETF. Pursuant to section 35 of the Fiscal Year 2005-2006 General Appropriations Act, the department is authorized to request a budget amendment transferring up to \$10 million from unallocated General Revenue to the AEEETF to pay for citrus canker eradication, control and prevention efforts. After meeting the \$8.6 million shortfall, the balance of this \$10 million, or approximately \$1.4 million, would partially fund the program until federal funds can be secured.

First Quarter Estimated Expenditures	<u>\$ 26,347,984</u>
<i>Less First Quarter Estimated Available Funds:</i>	
General Revenue	(15,800,000)
Agricultural Emergency Eradication Trust Fund	(1,980,000)
Contracts and Grants Trust Fund (federal dollars)	0
Subtotal Available Funds	<u>(17,780,000)</u>
First Quarter Estimated Shortfall	<u>(8,567,984)</u>

Agency Request: The department requests an increase in budget authority of \$10 million in the Agricultural Emergency Eradication Trust Fund and authorization to transfer the \$10 million from unallocated General Revenue to the trust fund for the Citrus Canker Eradication Program through September 30, 2005, pursuant to section 35 of the Fiscal Year 2005-06 General Appropriations Act.

Governor's Recommendation: Recommend approval to increase budget authority by \$10,000,000 in the Agricultural Emergency Eradication Trust Fund and to authorize the transfer of \$10,000,000 from unallocated General Revenue to the trust fund for the Citrus Canker Eradication Program through September 30, 2005, pursuant to section 35 of the Fiscal Year 2005-06 General Appropriations Act.

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

Senate Committee: General Government Appropriations
Senate Analyst: Sandra Blizzard
Phone Number: (850) 487-5140 or SunCom 277-5140
E-mail Address: sandra.blizzard@laspbs.state.fl.us

House Committee: Agriculture & Environment Appropriations
House Analyst: Greg Davis
Phone Number: (850) 488-6204 or SunCom 278-6204
E-mail Address: greg.davis@laspbs.state.fl.us

Line Item No.	Budget Entry / Fund / Appropriation Category Title LAS/FEES Account Number	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF	Appropriation	Appropriation
AGRICULTURE AND CONSUMER SERVICES				
Program: Agricultural Economic Development				
<u>Plant Pest and Disease Control</u>				
General Revenue				
GAA Sec. 35	Transfer to Agricultural Emergency Eradication Trust Fund 42170600-100242-00-1000	10,000,000	10,000,000	
Agricultural Emergency Eradication Trust Fund				
1467	Special Category - Citrus Canker Eradication Program 42170600-100443-00-2360	10,000,000	10,000,000	

Department: Agriculture and Consumer Services

EOG Number: B2006-0060

<p>Problem Statement: Pursuant to section 581.1845, Florida Statutes, and subject to the availability of appropriated funds, the Department of Agriculture and Consumer Services is required to provide compensation to eligible homeowners whose citrus trees have been removed under the Citrus Canker Eradication Program. Residential property owners are eligible to receive \$55 under the Tree Compensation Program for each second and subsequent tree removed from their property. For Fiscal Year 2005-2006, the department was appropriated \$1.8 million from the General Revenue Fund for the tree compensation program pursuant to section 581.1845, Florida Statutes. Between January 1, 2005, and June 30, 2005, the department estimates there were 62,333 trees eligible for the \$55 cash payment, incurring an outstanding obligation of \$3.9 million. Pursuant to section 36 of the Fiscal Year 2005-2006 General Appropriations Act, the department is authorized to request a budget amendment transferring up to \$10 million from unallocated General Revenue to the General Inspection Trust Fund for citrus canker compensation to homeowners for citrus trees removed from residential properties prior to July 1, 2005.</p> <table border="0" data-bbox="714 1365 828 1942"> <tr> <td>\$3,428,315</td> <td>Tree Replacement Program</td> </tr> <tr> <td><u>\$ 500,000</u></td> <td>Administrative Costs</td> </tr> <tr> <td>\$3,928,315</td> <td></td> </tr> </table>	\$3,428,315	Tree Replacement Program	<u>\$ 500,000</u>	Administrative Costs	\$3,928,315		<p>Agency Request: The department requests an increase in budget authority of \$3,928,315 in the General Inspection Trust Fund and authorization to transfer \$3,928,315 from unallocated General Revenue to the trust fund as authorized by section 36 of the Fiscal Year 2005-2006 General Appropriation Act, for compensation to homeowners for citrus trees removed from residential properties prior to July 1, 2005.</p>	<p>Governor's Recommendation: Recommend approval to increase budget authority by \$3,928,315 in the General Inspection Trust Fund and to authorize the transfer of \$3,928,315 from unallocated General Revenue to the General Inspection Trust Fund as authorized by section 36 of the Fiscal Year 2005-06 General Appropriation Act, for compensation to homeowners for citrus trees removed from residential properties prior to July 1, 2005.</p>	<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>
\$3,428,315	Tree Replacement Program								
<u>\$ 500,000</u>	Administrative Costs								
\$3,928,315									

<p>Senate Committee: General Government Appropriations Senate Analyst: Sandra Blizard Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: sandra.blizard@laspbs.state.fl.us</p>	<p>House Committee: Agriculture & Environment Appropriations House Analyst: Greg Davis Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: greg.davis@laspbs.state.fl.us</p>
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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PBS Account Number	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
		CF Appropriation	Appropriation	Appropriation
	AGRICULTURE AND CONSUMER SERVICES			
	Program: Agricultural Economic Development			
	<u>Plant Pest and Disease Control</u>			
	General Revenue			
GAA	Transfer to General Inspection Trust Fund			
Sec. 36	42170600-100820-00-1000	3,928,315	3,928,315	
	General Inspection Trust Fund			
1469A	Special Category -			
	Citrus Canker Tree Compensation Program			
	42170600-104001-00-2321	3,928,315	3,928,315	

Department: State Court System

EOG Number: B2006-0120

<p>Problem Statement: Fifty positions were placed in reserve in Court Operations-Administered Funds in the 2004-2005 General Appropriations Act in the event that the state courts require Article V due process services to be shifted from a contractual basis to an employee model in the trial courts. During Fiscal Year 2004-05, 17 positions were transferred from reserve and established as digital court reporter positions in the judicial circuits. The remaining 33 positions were reauthorized in Specific Appropriation 2999 of the Fiscal Year 2005-2006 General Appropriations Act to continue to alleviate state courts' Article V workload requirements.</p> <p>Eleven of the positions in reserve are currently needed to ensure that the trial courts can effectively transition from stenographic to digital court reporting in the 2nd, 3rd, 5th, 6th, 7th, 10th, 14th, 18th, 19th, and 20th judicial circuits. The positions will enable the trial courts to assume the services currently being provided by the clerk of the court and to effectively balance digital and stenographic reporting requirements.</p> <p>The courts will need salary rate and Salaries and Benefits budget authority for the 11 positions.</p>	<p>Agency Request: The Chief Justice of the Supreme Court requests the transfer of 11 of the positions from reserve from the Court Operations-Administered Funds budget entity to the Court Operations-Circuit Courts budget entity and establishment as digital court reporter positions. In accordance with proviso for Specific Appropriation 2999, the state courts request the transfer of \$545,201 of budget authority within the General Revenue Fund from the State Courts Due Process Costs appropriation category to the Salaries and Benefits category within the Court Operations-Circuit Courts budget entity. In addition, the courts request salary rate of 396,968 for the positions.</p>	<p>Chief Justice's Recommendation: Recommends approval to transfer 11 positions between appropriation categories and budget entities, establish 396,968 in salary rate, and transfer \$545,201 in budget authority from the General Revenue Fund between categories to allow the establishment of digital court reporters as authorized in proviso language in the Fiscal Year 2005-2006 General Appropriations Act.</p>	<p>Commission Staff Comments: Recommend approval as recommended by the Chief Justice.</p>
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<p>Senate Committee: Justice Appropriations Senate Analyst: Claude Hendon Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: clauder.hendon@laspbs.state.fl.us</p>	<p>House Committee: Justice Appropriations House Analyst: Diane Sneed Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: diane.sneed@laspbs.state.fl.us</p>
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Line Item No.	Budget Entity / Fund / Appropriation Category Title LAS/PS/ Account Number	REQUESTED BY AGENCY		RECOMMENDED BY CHIEF OFFICE		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
		Appropriation	Reserve	Appropriation	Reserve	Appropriation	Reserve
STATE COURT SYSTEM							
COURT OPERATIONS – ADMINISTERED FUNDS							
<i>Position and Salary Rate Adjustments:</i>							
	Positions	(11.0)	(11.0)	(11.0)	(11.0)		
	Salary Rate	0	0	0	0		
2999	SPECIAL CATEGORIES						
	DUE PROCESS CONTINGENCY FUND						
	22020100-105410-00-1000	0	0	0	0		
COURT OPERATIONS – CIRCUIT COURTS							
<i>Position and Salary Rate Adjustments</i>							
	Positions	11.0	11.0	11.0	11.0		
	Salary Rate	396,968	396,968	396,968	396,968		
GENERAL REVENUE FUND							
3008	SALARIES AND BENEFITS						
	22300100-010000-00-1000	545,201	545,201	545,201	545,201		
3020	STATE COURTS DUE PROCESS COSTS						
	22300100-105420-00-1000	(545,201)	(545,201)	(545,201)	(545,201)		

*Legislative Budget Commission Meeting
August 25, 2005*

Department: State Court System

EOG Number: B2006-0124

	<p>Problem Statement: Specific Appropriation 3010 in the Fiscal Year 2005-2006 General Appropriations Act includes \$5,000,000 from the Expenses appropriation category within the General Revenue Fund for Hillsborough County to use in support of the Plant City Courthouse project. To align funds within the appropriate operating category, the Office of State Courts Administrator needs to transfer the funds from the Expenses appropriation category to a Grant-In-Aid category.</p>
	<p>Agency Request: The Office of State Courts Administrator requests the establishment of “Grant-In-Aid – Plant City Courthouse” appropriation category to utilize these funds to support the Plant City Courthouse project in accordance with legislative intent. The Office also requests that \$5,000,000 of the General Revenue appropriation be transferred from the Expenses category to the newly established Grant-In-Aid category within the Court Operations – Circuit Courts budget entity.</p>
	<p>Chief Justice’s Recommendation: Recommends approval to transfer \$5,000,000 budget authority in the General Revenue Fund from Expenses to Grant-In-Aid appropriation category to properly align funds for Hillsborough County to use in support of the Plant City Courthouse.</p>
	<p>Commission Staff Comments: Recommend approval as recommended by the Chief Justice.</p>

<p>Senate Committee: Justice Appropriations Senate Analyst: Claude Hendon Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: claudie.hendon@laspbs.state.fl.us</p>	<p>House Committee: Justice Appropriations House Analyst: Diane Sneed Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: diane.sneed@laspbs.state.fl.us</p>

Line Item No.	Budget Entity / Fund / Appropriation Category Title	Requested by Agency	Recommended by Chief Justice	Approved by the Legislative Budget Commission
LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
STATE COURT SYSTEM				
COURT OPERATIONS - CIRCUIT COURTS				
GENERAL REVENUE				
3010	EXPENSES			
22300100-040000-00-1000		(5,000,000)	(5,000,000)	
N/A	GRANT-IN-AID - HILLSBOROUGH COUNTY	5,000,000	5,000,000	
22300100-050802-00-1000				

Department: State

EOG Number: P2006-0028

<p>Problem Statement: The 2004 Legislature appropriated 20 positions and \$10.2 million to the Department of State to continue the development of the Florida Voter Registration System in Fiscal Year 2004-05. In accordance with proviso language, positions and funding were placed in reserve pending review and approval of the department's operational work plan by the Executive Office of the Governor, in consultation with the chairs of the appropriations committees. Subsequent to the approval of the operational work plan in November 2004, two budget amendments (EOG #109 and EOG #593) were approved establishing seven positions, approved salary rate, and supporting budget authority. The General Appropriations Act for Fiscal Year 2005-2006 included the seven positions and budget authority; however the approved salary rate was inadvertently omitted.</p> <p>This amendment requests the addition of 382,052 in approved salary rate for Fiscal Year 2005-2006.</p>
<p>Agency Request: The department is requesting an additional 382,052 of salary rate to continue seven positions established in Fiscal Year 2004-2005 for the Florida Voter Registration System federal project.</p>
<p>Governor's Recommendation: Recommend an increase of 382,052 of salary rate for the Florida Voter Registration System (FVRS).</p>
<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>

<p>Senate Committee: Transportation & Economic Development Appropriations Senate Analyst: Tom Weaver Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: tom.weaver@laspbs.state.fl.us</p>	<p>House Committee: Transportation & Economic Development Appropriations House Analyst: Loretta Darity Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: loretta.jonesdarity@laspbs.state.fl.us</p>
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Line Item No	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
CF	LASFES Account Number	Appropriation	Appropriation	Appropriation
	DEPARTMENT OF STATE			
	<u>45100200 - Elections</u>			
	<i>Position and Salary Rate Adjustments :</i>			
	Positions	0		
	Rate	382,052	382,052	

Department: State

EOG Number: B2006-0095

Problem Statement: Section 42 of the Fiscal Year 2005-2006 General Appropriations Act authorizes \$9,826,022 from trust funds for the Department of State to continue the development of the Florida Voter Registration System (FVRS). This section authorizes the distribution of budget authority in Specific Appropriation 2091A, Administered Funds, to the department for the FVRS. In addition, agencies were authorized to process budget amendments for the first two months of operating expenses, subject to the fourteen day consultation period provided in s. 216.177, F.S. Of the amount authorized, \$2,573,304 has already been requested under this authority to cover operating expenses for the first two months of Fiscal Year 2005-2006.

The federal Help America Vote Act (HAVA) requires each state, acting through the chief state election official, to "implement in a uniform and nondiscriminatory manner, a single, uniform, centralized, interactive computerized statewide voter registration list defined, maintained, and administered at the state level." The federal deadline for completing and implementing the system is January 1, 2006. In order to meet the federal requirements, the Department of State (DOS) is designing and developing the Florida Voter Registration System (FVRS). The FVRS will provide a voter registration system that meets federal HAVA requirements and serves the voters of Florida with the benefits of those requirements.

This amendment requests the release of an additional \$7,188,500 in order to complete the development and implementation of the FVRS by January 1, 2006, as required by federal law. The majority of the funds being requested for release are for contractual project services. If deliverables and milestones specified in the contracts are not met, payment for those services will be withheld by the department until agreed upon work is completed. An allocation of the funds is provided below:

Department of State Facility Renovations and Startup - \$401,662

For initial startup costs associated with FVRS central site preparation and renovation. The department will host the FVRS central site within its existing computing facility. Specific site improvement costs are related to installation of emergency power generation and distribution systems, security, fire control and site readiness activities. Additional costs associated with upgrading the department's backup site will fall within this category.

MAXIMUS Inc. and MCI - \$1,392,146

Provide payments for Project Management/Quality Assurance assistance and implementation of the FVRS secure data transmission network.

*Legislative Budget Commission Meeting
August 25, 2005*

<p>County Remediation Costs - \$115,000 Provide counties funds to offset costs for conversion of county voter registration systems to meet FVRS specifications. These costs will vary widely from minimal to possible replacement of individual systems. These payments will ensure software application readiness.</p> <p>Products and /Services Provided by Prime Contractor/Systems Integrator - \$5,279,692 To include FVRS system hardware, licensed software, custom software development as well as conversion and implementation configuration also to account for payments to the prime contractor/systems integrator engaged through the department's ITN.</p>	<p>Agency Request: The department requests the transfer of \$7,188,500 in budget authority from Administered Funds to the Grants and Donations Trust Fund in the Elections budget entity to complete the development of the Florida Voter Registration System.</p> <p>Governor's Recommendation: Recommend approval to transfer \$7,188,500 budget authority from Administered Funds to the Grants and Donations Trust Fund in the Elections budget entity to complete the development of the Florida Voter Registration System.</p>	<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>
<p>Senate Committee: Transportation and Economic Development Appropriations Senate Analyst: Tom Weaver Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: tom.weaver@laspbs.state.fl.us</p>	<p>House Committee: Transportation and Economic Development Appropriations House Analyst: Loretta Darity Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: loretta.jonesdarity@laspbs.state.fl.us</p>	

STATE				
<p><u>Elections</u> Grants and Donations Trust Fund Sec. 42 Special Category - Statewide Voter Registration System GAA Help America Vote Act (HAVA) 45100200-100495-00-2339</p>		7,188,500	7,188,500	
<p><u>Administered Funds</u> <u>Trust Funds</u> Information Technology 49000000-100036-00-2732</p>	2091A		(7,188,500)	(7,188,500)

Department: Executive Office of the Governor

EOG Number: P2006-0026

<p>Problem Statement: The 2004 Legislature transferred the International Affairs Program from the Department of State (DOS) to the Office of Tourism, Trade, and Economic Development (OTTED) within the Executive Office of the Governor. The transfer included four filled positions and the associated budget.</p> <p>The Governor's Office of Policy and Budget reduced OTTED's authorized salary rate by 80,648 in Fiscal Year 2004-2005. This rate reduction was based on excessive rate associated with the International Affairs Program before the program and positions were transferred from the Department of State to OTTED. OTTED continues to have a rate shortage approximately equal to the rate adjustment made in Fiscal Year 2004-2005 and there is no additional rate available from other positions to meet the current salary needs of OTTED.</p> <p>The budget amendment requests a total of 110,000 in salary rate which includes 80,648 to address the Fiscal Year 2004-2005 rate adjustment and 29,352 to provide employee pay raises. OTTED has sufficient salary budget to support the requested rate.</p>	<p>Agency Request: The Office requests 110,000 in salary rate for the rate adjustment resulting from the transfer of the International Affairs Program from the Department of State to the Office of Tourism, Trade, and Economic Development and an adjustment to OTTED's total rate for discretionary pay decisions.</p> <p>Governor's Recommendation: Recommend approval to increase salary rate by 110,000 in the Office of Tourism, Trade and Economic Development (OTTED).</p> <p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>
<p>Senate Committee: Transportation and Economic Development Appropriations Senate Analyst: Skip Martin Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: skip.martin@laspbs.state.fl.us</p>	<p>House Committee: Transportation and Economic Development Appropriations House Analyst: Ann Gordon Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: ann.gordon@laspbs.state.fl.us</p>

Line Item No	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<p>EXECUTIVE OFFICE OF THE GOVERNOR</p> <p><u>31800300 - Office of Tourism, Trade and Economic Development</u></p> <p><i>Position and Salary Rate Adjustments:</i></p> <p>Positions</p> <p>Rate</p>		<p>0</p> <p>110,000</p>	<p>110,000</p>	

Department: Financial Services

EOG Number: B2006-0071

Problem Statement: Section 42 of the Fiscal Year 2005-2006 General Appropriations Act authorizes \$40,981,766 from trust funds for the Aspire project within the Department of Financial Services. This section authorizes the distribution of budget authority provided in Specific Appropriation 2091A, from Administered Funds, to the department for the project.

The department has a contract with BearingPoint to serve as the application contractor for the Aspire project. The application contractor is responsible for implementation services associated with the project. Included in these services is the development of various project deliverables. Funds provided for the project cover operating expenditures and contract deliverables. The department needs \$9,599,363 in budget authority to cover these estimated project costs through December.

To support this need assessment, the department has provided an Operational Work Plan for the first and second quarters of Fiscal Year 2005-2006.

Agency Request: The department requests the transfer of \$9,599,363 of trust fund budget authority from Administered Funds to the Department of Financial Services in the amount of \$8,370,693 to the Administrative Trust Fund and \$1,228,670 to the Insurance Regulatory Trust Fund to continue development of Project Aspire pursuant to section 42 of the Fiscal Year 2005-06 General Appropriations Act.

Governor's Recommendation: Recommend approval to transfer \$9,599,363 of trust fund budget authority from Administered Funds to the Department of Financial Services in the amount of \$8,370,693 to the Administrative Trust Fund and \$1,228,670 to the Insurance Regulatory Trust Fund to continue development of Project Aspire pursuant to section 42 of the Fiscal Year 2005-06 General Appropriations Act.

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

Senate Committee: General Government Appropriations
Senate Analyst: Jamie DeLoach
Phone Number: (850) 487-5140 or SunCom 277-5140
E-mail Address: jamie.deloach@laspbs.state.fl.us

House Committee: State Administration Appropriations
House Analyst: Susan Rayman
Phone Number: (850) 488-6204 or SunCom 278-6204
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Line Item No.	Budget Entry / Fund / Appropriation Category Title	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
		Appropriation	Reserve	Appropriation	Reserve	Appropriation	Reserve
FINANCIAL SERVICES							
	<u>Information Technology</u>						
2328	Insurance Regulatory Trust Fund Expenses 43010300-040000-00-2393	978,670		978,670			
	<u>State Financial Information and State Agency Accounting</u>						
2351	Administrative Trust Fund Contracted Services 43200100-100777-00-2021	8,370,693	4,352,577	8,370,693	4,352,577		
2351	Insurance Regulatory Trust Fund Contracted Services 43200100-100777-00-2393	250,000	250,000	250,000	250,000		

COUNTY OF HAWAII DEPARTMENT OF PUBLIC WORKS BUDGET AMENDMENT FORM			
ADMINISTERED FUNDS			
	<u>Administered Funds</u>		
2091A	Trust Funds Information Technology 43900000-100036-00-2732	(9,599,363)	

Department: Financial Services

EOG Number: B2006-0073

Problem Statement: Chapter 2004-266, Laws of Florida, required the Department of Financial Services (department) to create a contingency reserve not to exceed \$15 million within the Workers' Compensation Administration Trust Fund for the purpose of funding deficits within sub-plan "D" of Florida's Workers' Compensation Joint Underwriting Association (FWCJUA) provided in section 627.311(5), Florida Statutes. Provisions of the law allow the FWCJUA to request cash sufficient to cover three months of projected cash needs. Upon certification of this need by the FWCJUA Board of Directors and the Office of Insurance Regulation (OIR), the department is authorized to submit a budget amendment to request release of funds from the Workers' Compensation Administration Trust Fund, subject to the approval of the Legislative Budget Commission.

To date, under this statutory authority, the department has transferred \$6.7 million from the contingency reserve to the FWCJUA.

The FWCJUA Board of Directors and the OIR have certified to the department the cash needs of sub-plan "D" through November 2005. The projections show a cash deficit of \$1,223,097 by November 30, 2005. The projection includes maintaining a contingency reserve of \$2.5 million in the FWCJUA.

The Office of Insurance Regulation states that "if the FWCJUA were to run out of cash, injured workers will not be paid and employers could become responsible for paying the claims of their employees. At this time the only available source of funding is from the Workers' Compensation Administration Trust Fund or through a below the line assessment. The use of a below the line assessment might not collect the money in time and would be collecting from employers who have already contributed to the Workers' Compensation Administration Trust Fund."

Agency Request: The department requests increased budget authority of \$1,223,097 in the Workers' Compensation Administration Trust Fund to provide three months cash needs for sub-plan D of the Florida Workers' Compensation Joint Underwriting Association (FWCJUA).

Governor's Recommendation: Recommend approval to increase budget authority by \$1,223,097 in the Workers' Compensation Administration Trust Fund to provide three months cash needs for sub-plan D of the Florida Workers' Compensation Joint Underwriting Association (FWCJUA).

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

Senate Committee: General Government Appropriations

Senate Analyst: Jamie DeLoach

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House Committee: State Administration Appropriations

House Analyst: Susan Rayman

Phone Number: (850) 488-6204 or SunCom 278-6204

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Line Item No.	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PS Account Number	CF	APPROPRIATE	APPROPRIATE
	FINANCIAL SERVICES			
	<u>Workers' Compensation</u>			
N/A	Workers' Compensation Administration Trust Fund			
	Transfer to Workers' Compensation Joint Underwriting Association			
	43600100-109977-00-2795	1,223,097	1,223,097	

Department: Financial Services

EOG Number: B2006-0074

Problem Statement: Currently, regulation of the death care industry is divided, with some areas such as funeral directors and funeral homes regulated by the Department of Business and Professional Regulation (DBPR) and its board, and other categories such as cemeteries and preneed funeral sales, regulated by the Department of Financial Services (DFS) and its board. In the 2004 and 2005 legislative sessions, the Legislature consolidated regulation of the entire death care industry in DFS, eliminating both existing boards and creating a new industry-wide board to be located in and supported by DFS. There are 20 different types of licenses involved.

A computerized process is needed to implement the preneed sales agent regulation mandated by the Legislature in chapter 2005-155, Laws of Florida. The department seeks funding to implement the preneed sales agent function with specifications of the business rules, the system generated correspondence, and the fee structure for preneed sales agents, which are the same elements used for insurance agents. DFS anticipates making changes, by November 1, 2005, to its existing insurance agent appointment system to accommodate and implement the new requirements. The preneed sales agent appointment system will, in effect, "plug into" the existing DFS insurance agent appointment system. The core of the system has been in operation for insurance agent appointments for over two years.

The department has completed specifications needed to commence programming. Conceptual design work is complete and 80-90% of technical design work is finished. Funding is required for the department to complete the technical design and to program and test the system. Programming would be completed by September 1, 2005, and testing would be done during September and October, with a go-live date anticipated by November 1, 2005.

The source of funding is the \$2 million settlement agreement with Service Corporation International, a Texas corporation and SCI Funeral Services of Florida, Inc., a Florida corporation doing business as Menorah Gardens & Funeral Chapels. The funds are currently on deposit in the Insurance Regulatory Trust Fund as directed by the settlement agreement. According to section 21 of the settlement agreement, "Such funds are to be utilized exclusively for training auditors and conducting examinations in order to enhance oversight and enforcement of laws and regulations governing cemeteries for the benefit of the citizens of Florida."

Agency Request: From the \$2 million in settlement funds, the department requests to increase budget authority in the amount of \$431,248 in the Insurance Regulatory Trust Fund for development of an add-on to the insurance agent appointment system for preneed sales agents.

Governor's Recommendation: From the \$2 million in settlement funds, recommend approval to increase budget authority in the amount of \$431,248 in the Insurance Regulatory Trust Fund for development of an add-on to the insurance agent appointment system for preneed sales agents.

**Legislative Budget Commission Meeting
August 25, 2005**

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

Senate Committee: General Government Appropriations
Senate Analyst: Jamie DeLoach
Phone Number: (850) 487-5140 or SunCom 277-5140
E-mail Address: jamie.deloch@laspbs.state.fl.us

House Committee: State Administration Appropriations
House Analyst: Susan Rayman
Phone Number: (850) 488-6204 or SunCom 278-6204
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Line Item No.	Budget Entity / Fund / Appropriation Category Title	L.A.S./P.B.S. Account Number	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			CF Appropriation	Appropriation	Appropriation
FINANCIAL SERVICES					
	<u>Funeral and Cemetery Services</u>				
N/A	Insurance Regulatory Trust Fund Other Personal Services 43500500-030000-00-2393		431,248	431,248	

Department: Children & Family Services

EOG Number: B2006-0085

Problem Statement: As a result of declared disasters in the aftermath of Hurricanes Charley, Frances and Ivan, which occurred in Fiscal Year 2004-05, the Department of Children and Family Services submitted applications for federal grants to provide crisis counseling beyond the 60-day immediate services grants. These regular services grants were awarded as follows:

	<u>Grant Award</u>
Hurricane Charley	\$ 7,325,140
Hurricane Frances	\$ 5,265,077
Hurricane Ivan	\$ 3,617,968
Total	\$16,208,185

During Fiscal Year 2004-05, the department submitted amendment requests for spending authority for projected expenditures through June 30, 2005 for the regular services program as follows:

Hurricane Charley	DCF #B-XX-505-0181	EOG #0426	02/24/2005	\$ 6,020,799
Hurricane Frances	DCF #B-XX-505-0525	EOG #0577	04/14/2005	\$ 2,155,644
Hurricane Ivan	DCF #B-XX-505-0525	EOG #0577	04/14/2005	<u>\$ 1,574,086</u>
	Total			\$ 9,750,529

The department has expended \$4,020,477 of the total Fiscal Year 2004-05 budget authority of \$9,750,529. Since the grant period extends into Fiscal Year 2005-06, the department needs budget authority in the amount of \$5,730,052 to fully use the federal grant monies to provide needed services to victims of these disasters. (The grant period for Hurricane Charley ends September 9, 2005 and an extension has been requested through December 31, 2005; the grant period for Hurricanes Frances and Ivan ends December 31, 2005.)

Agency Request: The department requests an additional \$5,730,052 in Federal Grants Trust Fund budget authority for the major disaster—state operations categories in the Mental Health Program Management and Compliance budget entity.

Governor's Recommendation: Recommend approval to increase budget authority by \$5,730,052 in the Federal Grants Trust Fund to enable the department to use federal grant monies received for crisis counseling associated with Hurricanes Charley, Frances, and Ivan during Fiscal Year 2004-05.

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

**Legislative Budget Commission Meeting
August 25, 2005**

Senate Committee: Health & Human Services Appropriations
Senate Analyst: Marta Hardy
Phone Number: (850) 487-5140 or SunCom 277-5140
E-mail Address: marta.hardy@laspbs.state.fl.us

House Committee: Health Care Appropriations
House Analyst: Lynn Ekholm
Phone Number: (850) 488-6204 or SunCom 278-6204
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Line Item No	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/FBS Account Number	CF Appropriation	Appropriation	Appropriation
CHILDREN AND FAMILIES				
<u>Program Management & Compliance</u> Federal Grants Trust Fund				
342A	G/A - Major Disasters 2004-05 Hurricane Charley - State Operations 60910505-109827-00-2261	3,017,192	3,017,192	
342B	G/A - Major Disasters 2004-05 Hurricane Frances - State Operations 60910505-109829-00-2261	1,626,690	1,626,690	
342C	G/A - Major Disasters 2004-05 Hurricane Ivan - State Operations 60910505-109831-00-2261	1,086,170	1,086,170	

Department: Children & Family Services

EOG Number: B2006-0086

Problem Statement: The Economic Self-Sufficiency (ESS) Modernization Plan implemented by the Department of Children and Family Services as mandated by the Legislature involves the re-engineering of the local service delivery model, streamlining the processes for customers and staff, as well as centralizing and specializing program functions. Chapter 2005-61, Laws of Florida, contains streamlined program processes, and the Fiscal Year 2005-2006 General Appropriations Act contains a reduced administrative appropriation. The components of the modernization plan that need to be funded from the appropriate categories include: \$5 million in Community Partnership activities to make services available to clients at many community access points; \$5 million for the annual cost of 1-800 telephone charges for the Automated Response Unit that will allow clients to obtain immediate response to routing client calls; \$243,200 for the renewal of software licenses related to the Web-based application for public assistance and the Automated Response Unit; \$123,160 for an employee professional development and employee recognition program; and \$435,195 to provide funding for a document scanning project to eventually replace paper files.

Additionally, the department projects an \$8 million shortfall in the Expense category. As the department has reduced staff, there remains some support infrastructure (particularly leased space and unemployment compensation) that cannot be eliminated on the same schedule. Therefore, rental costs and other overhead costs must still be paid, while the need for salaries and benefits continues to decline. In the past, the department used its 10% authority, which is no longer available, to transfer surplus Salaries and Benefits budget authority to the Expenses category to address these shortfalls.

The department is also obligated to complete the Food Stamp Reinvestment Plan mandated by the federal government as a result of a sanction incurred by the department for failure to meet the National Performance Measure for Food Stamp Accuracy in Federal Fiscal Year 2002. This amendment contains other personal services budget of \$469,785 to support efforts to reduce quality control errors in the Food Stamp Program. Reviews will be conducted of food stamp cases for possible errors, and where errors are discovered corrective action will be taken.

The department has estimated that it will have surplus budget authority in the Salaries and Benefits category generated from service delivery efficiencies and staff reductions to implement the modernization plan, as well as to pay for existing infrastructure costs. This budget authority, however, needs to be transferred to other categories.

**Legislative Budget Commission Meeting
August 25, 2005**

<p>Agency Request: The department requests the transfer of \$19,324,866 in budget authority from the Salaries and Benefits category to the Expenses, Other Personal Services, and the Grants and Aids-Contracted Services categories in General Revenue (\$10,599,072), Federal Grants Trust Fund (\$7,974,134), and the Welfare Transition Trust Fund (\$751,660) within the Comprehensive Eligibility Services budget entity. This amendment will cover a projected expense deficit, invest in Community Partnership activities, fund the Automated Response Unit, renew software licenses, fund an employee professional development and employee recognition program, fund a document scanning project, and hire staff to work with the Food Stamp Reinvestment Program. The department also requests that 459 positions and 14,865,281 in associated salary rate be placed in reserve to continue implementation of the Economic Self-Sufficiency Modernization Plan.</p>	<p>Governor's Recommendation: Recommend approval to transfer \$10,599,072 budget authority from the General Revenue Fund, \$7,974,134 from the Federal Grants Trust Fund and \$751,660 from the Welfare Transition Trust Fund between budget entities and appropriation categories and to place in reserve 495.0 positions and 14,865,281 in associated salary rate to continue implementation of the Economic Self-Sufficiency Modernization Plan.</p>	<p>Commission Staff Comments: Recommend approval as recommended by the Governor's Office.</p>
<p>Senate Committee: Health & Human Services Appropriations Senate Analyst: Marta Hardy Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: marta.hardy@laspbs.state.fl.us</p>	<p>House Committee: Health Care Appropriations House Analyst: Lynn Ekholm Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: lynn.ekholm@laspbs.state.fl.us</p>	

Line Item No.	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
		CF	Appropriation Reserve	Appropriation Reserve	Appropriation Reserve		
CHILDREN AND FAMILIES							
Comprehensive Eligibility Services							
Position and Salary Rate Adjustments:							
	Positions		495.0	495.0			
	Salary Rate	(495.0)	14,865,281	(14,865,281)	14,865,281		
	General Revenue						
355	Salaries and Benefits 60910702-010000-00-1000	(10,599,072)		(10,599,072)			
356	Other Personal Services 60910702-030000-00-1000	423,784		423,784			
357	Expenses 60910702-040000-00-1000	9,940,283		9,940,283			
359	Grants/Aids-Contracted Services 60910702-100778-00-1000	235,005		235,005			
355	Federal Grants Trust Fund Salaries and Benefits 60910702-010000-00-2261	(7,974,134)		(7,974,134)			

CHILDREN AND FAMILIES		4400 HEALTH DIVISION	PROVIDENT COUNTY GOVERNOR	PROVIDENT COUNTY GOVERNOR	PROVIDENT COUNTY GOVERNOR
	<u>Comprehensive Eligibility Services (cont.)</u>				
	Federal Grants Trust Fund				
356	Other Personal Services 60910702-030000-00-2261	42,000	42,000		
357	Expenses 60910702-040000-00-2261	7,749,351	7,749,351		
359	Grants/Aids-Contracted Services 60910702-100778-00-2261	182,783	182,783		
355	Welfare Transition Trust Fund Salaries and Benefits 60910702-010000-00-2401	(751,660)	(751,660)		
356	Other Personal Services 60910702-030000-00-2401	4,000	4,000		
357	Expenses 60910702-040000-00-2401	730,252	730,252		
359	Grants/Aids-Contracted Services 60910702-100778-00-2401	17,408	17,408		

Department: Children & Family Services

EOG Number: B2006-0101

<p>Problem Statement: The 2005 Legislature appropriated \$3,794,788 in Section 42 of the Fiscal Year 2005-2006 General Appropriations Act for the Florida On-Line Recipient Integrated Data Access (FLORIDA) System. The FLORIDA System is used by the Department of Children and Family Services (DCF) to determine individual and family eligibility for numerous DCF programs, including Medicaid, Temporary Assistance for Needy Families, Refugee Assistance and Food Stamps. The system also provides information to support programs administered by other agencies, including the Women, Infants and Children (WIC) Program in the Department of Health (DOH) and the Child Support Enforcement Program in the Department of Revenue.</p> <p>The FLORIDA System will face several major issues in Fiscal Year 2005-2006, including the need for technology upgrades, the need to address the capacity of the system, the need for new operating system software for the WIC mainframe, and the need for upgrades to support the Economic Self-Sufficiency Modernization initiative as directed by the Legislature.</p> <p>Upgrades of the FLORIDA System involve both technology updates and additional capacity to handle program needs. The improvements to the FLORIDA System will allow for an upgrade of the current production FLORIDA mainframe, an upgrade to the hardware (from a unit designated as a 9672-R36 to a new unit designated as a 2086-430) to provide updated technology for use in the system, and a three-year lease for a new processing unit (a unit designated as a 2086-320) to replace the existing hardware unit (a R24) that DOH now uses for the WIC program. These improvements will provide more than adequate capability to handle the functions of the department to process eligibility determinations as needed to manage program needs.</p> <p>Agency Request: This department requests the transfer of \$3,467,256 of budget authority to upgrade the technology related to the Florida On-Line Recipient Integrated Data Access (FLORIDA) System. The department requests an appropriation in the Computer Related Expenses category, as well as the Data Processing Services pursuant to section 216.272(1), Florida Statutes.</p> <p>Governor's Recommendation: Recommend approval to transfer \$3,467,256 in budget authority from Administered Funds to the Working Capital Trust Fund (double budget) and the Administrative Trust Fund within the Department of Children and Families to upgrade the technology related to the Florida On-Line Recipient Integrated Data Access (FLORIDA) System pursuant to Section 42 of the FY 2005-06 General Appropriations Act.</p>	
<p>Commission Staff Comments:</p>	
<p>Senate Committee: Health & Human Services Appropriations Senate Analyst: Marta Hardy Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: marta.hardy@laspbs.state.fl.us</p>	<p>House Committee: Health Care Appropriations House Analyst: Lynn Ekholm Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: lynn.ekholm@laspbs.state.fl.us</p>

Line Item No.	Budget Entry / Fund / Appropriation Category Title	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION		
		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/FBS Account Number	CF	Appropriation	Appropriation
DEPARTMENT OF CHILDREN AND FAMILIES				
	Information Technology			
	Working Capital Trust Fund			
248	Computer Related Expenses 60900202-100644-00-2792		3,467,256	3,467,256
	Assistant Secretary for Administration			
	Administrative Trust Fund			
260	DCF Data Center 60900203-210008-00-2021		3,467,256	3,467,256
ADMINISTERED FUNDS				
	Trust Funds			
2091A	Information Technology 49000000-100036-00-2732		(3,467,256)	(3,467,256)

Department: Juvenile Justice

EOG Number: B2006-0061

Problem Statement:

This budget amendment addresses two problems: (1) need to establish 46 FTE currently in reserve and to transfer budget authority from a special category to traditional agency operating categories to allow the department to operate the Southwest Regional Juvenile Detention Center; and, (2) need to move budget authority from the Grants and Donations Trust Fund to the Shared County/State Juvenile Detention Trust Fund. Background information is provided below.

Pursuant to direction provided by the 2002-2003 General Appropriations Act (GAA), the department implemented a privatization initiative involving the Southwest Florida Regional Juvenile Detention Center on January 1, 2003. Securicor New Century LLC operated the juvenile detention center from January 1, 2003 until December 31, 2004. Because the department was unable to secure a private sector vendor to operate the juvenile detention center upon expiration of the contract with Securicor New Century, it is now responsible for operating the detention center. Budget authority, however, remains in a special appropriation category established to pay a private vendor when the facility was outsourced.

In order for the department to operate the center, budget authority needs to be moved from the special category into agency operating categories. In addition, 46 FTE that are needed to staff the facility are in EOG reserve and need to be formally established. A similar budget adjustment was approved by the Legislative Budget Commission for Fiscal Year 2004-2005. The agency indicates that it will request a permanent budget adjustment in its next Legislative Budget Request. If approved during the 2006 session, this will alleviate the need for interim budget amendments in subsequent years.

Budget authority in the special category for the vendor contract also includes \$2.2 million from the Grants and Donations Trust Fund. The source for this trust fund appropriation was county payments for pre-trial detention costs. The 2005 Legislature, however, established the Shared County/State Juvenile Detention Trust Fund to serve as the repository for these county payments. Thus, the appropriation from the Grants and Donations Trust Fund was an oversight which needs to be corrected.

Agency Request:

The department requests the transfer of \$273,534 from the General Revenue Fund and \$2,173,972 from trust funds from a special appropriations category to traditional agency operating categories. Also, the department requests the transfer of the \$2,173,972 from the Grants and Donations Trust Fund to the Shared County/State Juvenile Detention Trust Fund. The department requests the transfer of 46 FTE from reserve to the detention center budget entity to provide the necessary staff for the department to operate the Southwest Florida Regional Juvenile Detention Center.

Governor's Recommendation:

Recommend approval to transfer \$237,534 budget authority in the General Revenue Fund between categories, \$2,173,972 from the Grants and Donations Trust Fund to the Shared County/State Juvenile Detention Trust Fund, and to transfer 46 positions from reserve to allow for the continued operations of the Southwest Florida Regional Juvenile Detention Center.

**Legislative Budget Commission Meeting
August 25, 2005**

Commission Staff Comments: Recommend approval as recommended by the Governor's Office.

Senate Committee: Justice Appropriations
Senate Analyst: Tim Sadberry
Phone Number: (850) 487-5140 or SunCom 277-5140
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House Committee: Justice Appropriations
House Analyst: Jim DeBeaugrine
Phone Number: (850) 488-6204 or SunCom 278-6204
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Line Item No	Budget Entity / Fund / Appropriation Category Title	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF Appropriation	Appropriation	Appropriation
JUVENILE JUSTICE				
<u>Detention Centers</u>				
General Revenue				
1071A	Qoutsourced Detention Center Operations	(237,534)	(237,534)	
1068	Salaries and Benefits	198,278	198,278	
1069	Other Personal Services	7,174	7,174	
1070	Expenses	8,789	8,789	
1074	G/A - Contracted Services	23,293	23,293	
	80400100-100778-00-1000			

JUVENILE JUSTICE				
1071A	Grants & Donations Trust Fund Outsourced Detention Center Operations 80400100-100162-00-2339		(2,173,972)	(2,173,972)
1068	Shared County/State Juvenile Detention Trust Fund Salaries and Benefits 80400100-010000-00-2685		1,814,694	1,814,694
1069	Other Personal Services 80400100-030000-00-2685		65,656	65,656
1070	Expenses 80400100-040000-00-2685		80,441	80,441
1074	G/A - Contracted Services 80400100-100778-00-2685		213,181	213,181

Department: Juvenile Justice

EOG Number: B2006-0062

Problem Statement: In Fiscal Year 2002-2003, the Legislature appropriated \$3,550,433 to construct classrooms and dayrooms at ICARE Baypoint Schools. Of that amount, \$521,384 was General Revenue and \$3,029,049 was Grants & Donations Trust Fund. The funding source for the Grants & Donations Trust fund is Violent Offender Incarceration Truth in Sentencing, a US Department of Justice federal grant administered by the Florida Department of Law Enforcement (FDLE). During the design phase, the Department of Juvenile Justice (DJJ) expended \$327,566 for basic architectural/engineer and permitting fees, leaving approximately \$3,222,867 available for the construction of the classrooms/dayrooms. Bid delays and the escalating costs of construction since Fiscal Year 2002-03 have created a shortfall. The current estimate to construct the facility of \$3,344,033 exceeds the available budget by approximately \$121,166, however, additional funds may be needed due to the increased costs of construction materials.

The Department of Management Services (DMS), in conjunction with the DJJ, have identified surplus amounts from other construction projects sufficient to allow the project to be concluded without a reduction in the scope of the Baypoint ICARE Classroom project. Specifically, surplus amounts have been identified for the Martin High Risk and G. Pierce Wood (GPW) High Risk facility projects. The DJJ is requesting to transfer the unused funds from these projects to the Baypoint ICARE Classroom facility project.

A portion of these surplus amounts are from federal funds provided through the Violent Offender Incarceration/Truth In Sentencing grant program. The Department of Juvenile Justice has obtained approval from FDLE, which administers the grant for the state of Florida, to transfer the federal funds.

State Request: The DJJ requests transfers of \$142,725 in surplus funds from G. Pierce Wood High Risk Facility and Martin High Risk Facility budgets to the ICARE Baypoint project as follows:

1. \$35,840 from the G. Pierce Wood project.
2. \$106,885 surplus from the Martin High Risk project

Of this total, \$92,128 is from federal Violent Offender Incarceration/Truth in Sentencing funds.

Governor's Recommendation: Recommend approval to transfer \$50,597 budget authority in the General Revenue Fund and \$92,128 in the Grants and Donations Trust Fund between budget entities and appropriation categories to cover an estimated shortage on the construction project for the Baypoint ICARE Classroom facility.

Commission Staff Comments Recommend approval as recommended by the Governor's Office.

Senate Committee Justice Appropriations
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House Committee Justice Appropriations
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Line Item No	Budget Entity / Fund / Appropriation Category Title LAS/FES Account Number	REQUESTED BY AGENCY CF Appropriation	RECOMMENDED BY GOVERNOR Appropriation	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION Appropriation
DEPARTMENT OF JUVENILE JUSTICE				
<u>Secure Residential Commitment</u>				
<u>General Revenue Fund</u>				
1180A	FCO - DMS Managed - G. Pierce Wood High Risk Facility 80800200-080078-03-1000	(19,061)	(19,061)	
1180B	FCO - DMS Managed - Martin High Risk Facility 80800200-080080-03-1000	(31,536)	(31,536)	
<u>Non-Secure Residential Commitment</u>				
<u>General Revenue Fund</u>				
1168A	FCO - DMS Managed - ICARE Baypoint Schools 80800100-080077-03-1000	50,597	50,597	
<u>Secure Residential Commitment</u>				
<u>Grants and Donations Trust Fund</u>				
1180A	FCO - DMS Managed - G. Pierce Wood High Risk Facility 80800200-080078-03-2339	(16,779)	(16,779)	

Public Item Line No.	Department Division Account	Description (Budgetary Control Number)	Original Budget (000000000)	Proposed Budget (000000000)	Change (000000000)
DEPARTMENT OF JUVENILE JUSTICE					
1180B	<u>Secure Residential Commitment</u> Grants and Donations Trust Fund FCO - DMS Managed - Martin High Risk Facility 80800200-080080-03-2339	(75,349)	(75,349)	92,128	92,128
1168A	<u>Non-Secure Residential Commitment</u> Grants and Donations Trust Fund FCO - DMS Managed - ICARE Baypoint Schools 80800100-080077-03-2339	92,128	92,128	92,128	92,128

Department: Juvenile Justice

EOG Number: P2006-0022

Problem Statement: Salary rate is the sum of annual salary amounts for all positions authorized for an agency, excluding benefits and taxes. Starting with Fiscal Year 2005-2006, Chapter 216, Florida Statutes, requires agencies to manage their salary rate within amounts approved in the General Appropriations Act. The approved salary rate for Fiscal Year 2005-2006 for the Department of Juvenile Justice is 874,532 less than the actual salary rate that existed at the end of Fiscal Year 2004-2005. The two primary program areas contributing to the shortfall are Detention and Executive Direction and Support Services.

The Fiscal Year 2005-2006 General Appropriations Act (GAA) represents the first time that the Legislature has set approved salary rate. This allowed the Legislature to analyze approved salary budgets and establish salary rate based on the salary budget. The rate set in the GAA for Detention is 414,998 less than the actual amount of rate the agency was utilizing as of June 30, 2005 and 911,324 less in Executive Direction and Support Services. Conversely, there is surplus rate of 451,790 in the agency's other budget entities that bring the overall shortfall down to 874,532. Salary rate is controlled at the department level, so a surplus in one program area can offset a deficit in another¹.

Generally, the legislature worked with the department during development of the GAA to set approved rate based on the actual rate in each budget entity. The one exception was in Executive Direction and Support Services where the approved rate was set at a level less than the actual rate. This was done in an attempt to correct problems associated with implementation of a budget reduction approved during Special Session C in 2001.

The agency has experienced a budget deficit in salaries and benefits in Executive Direction and Support Services for several years and has been managing the deficit through budget transfers and by holding authorized positions vacant. Increasing rate will increase the amount of the budget deficit in Executive Direction and Support Services unless the budget is increased, the department holds additional positions vacant, or budget is transferred from other line items. According to the department, the rate shortage in Detention Services can have an impact on front-line staff if not fully restored.

¹ See s. 216.181 (9) and (10), F.S., 2005 edition. Although agencies are authorized to exceed the approved salary rate by up to 5% at any given time, salary rate must be within the approved rate by the end of the fiscal year.

**Legislative Budget Commission Meeting
August 25, 2005**

<p>Agency Request: The department is requesting transfer of 16 vacant FTE in Executive Direction and Support Services to reserve. The rate associated with these positions of 538,370 will become available to reduce the 911,324 shortfall in Executive Direction and Support Services to 372,954. In addition, the department is requesting increased rate of 459,534 for this entity. This will cover the remaining shortfall in Executive Direction and Support Services plus provide 86,580 in additional rate to allow the secretary flexibility in filling critical positions in this budget entity such as the inspector general.</p> <p>In Detention Centers, the department is requesting increased rate of 414,998 to cover the entire deficit.</p> <p>This request allows the agency to retain the 451,790 surplus in the other budget entities rather than use it to cover the deficits in Detention and Executive Direction and Support Services. This will maintain the secretary's current level of flexibility in these other program areas.</p>	<p>Governor's Recommendation: Recommend approval to increase salary rate in Detention Services by 414,998 and in Executive Direction/Support Services by 459,534 and to place in reserve 16.0 vacant full-time equivalent positions in Executive Direction/Support Services to help offset the current salary rate deficit.</p>	<p>Commission Staff Comments: Senate staff: Recommend approval as recommended by the Governor.</p>
<p>Senate Committee: Justice Appropriations Senate Analyst: Tim Sadberry Phone Number: (850) 487-5140 or SunCom 277-5140 E-mail Address: tim.sadberry@laspbs.state.fl.us</p>	<p>House Committee: Justice Appropriations House Analyst: Jim DeBeaugrine Phone Number: (850) 488-6204 or SunCom 278-6204 E-mail Address: jim.debeaugrine@laspbs.state.fl.us</p>	

Line Item No.	Budget Entry / Fund / Appropriation Category Title LAST/FBS Account Number	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
		CF	Appropriation Reserve	Appropriation Reserve	Appropriation Reserve	Appropriation Reserve	
DEPARTMENT OF JUVENILE JUSTICE							
	8400100 - Detention Centers						
	Positions and Rate						
	Positions	0		0			
	Salary Rate	414,998		414,998			
	80750100 - Executive Direction/Support Services						
	Positions and Rate						
	Positions	(16.0)	16.0	(16.0)	16.0		
	Salary Rate	459,534		459,534			

