

LEGISLATIVE
BUDGET
COMMISSION

Rudy Garcia, Chair

David Rivera, Vice-Chair

MEETING PACKET
Thursday, February 18, 2010
11:15 A.M.
412 Knott Building

**(Please bring this packet to the committee meeting.
Duplicate materials will not be available.)**



LEGISLATIVE BUDGET COMMISSION AGENDA

Thursday, February 18, 2010
11:15 A.M.
412 Knott Building



Members

Senator Rudy Garcia
Senator JD Alexander
Senator Lee Constantine
Senator Mike Fasano
Senator Charlie Justice
Senator Al Lawson
Senator Jeremy Ring

Representatives David Rivera
Representative Bill Galvano
Representative Joseph Gibbons
Representative Denise Grimsley
Representative William Proctor
Representative Ron Saunders
Representative Elyn Setnor
Bogdanoff

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Department of Law Enforcement

EOG Number: B2010-0481

Problem Statement:

Section 15 of the FY 2009-10 General Appropriations Act provided for the reappropriation of the estimated unexpended balance of the FY 2008-09 (EOG# 0014) Federal Domestic Security Funding. When requesting the reappropriation language from the Legislature, the Florida Department of Law Enforcement (FDLE) inadvertently excluded appropriations for prior year grants that were needed. FDLE is therefore requesting budget authority for expenditures associated with FY 2005-06 (EOG# 0090), FY 2006-07(EOG# 0014), FY 2007-08 (EOG# 0014), and actual FY 2008-09 (EOG# 0014) Domestic Security Grant awards.

Federal Domestic Security Grants are administered by FDLE's Office of Criminal Justice Grants and are awarded to state and local entities as approved by the Domestic Security Oversight Council. Without this additional budget authority, FDLE will be unable to disburse the unexpended balance of the Federal Domestic Security Grant awards from prior years.

In addition, FDLE has received an American Recovery and Reinvestment Act sub-grant award from the Executive Office of the Governor, Florida Energy and Climate Commission, to develop a database of Critical Energy Infrastructure and Key Assets Survey that includes Smart Grid elements. This will provide a complete inventory and evaluation of vulnerability of Florida's energy sector. FDLE has insufficient budget authority within the stimulus appropriation category to implement the grant.

Agency Request:

Based on analysis of Federal Domestic Security Grant awards, FDLE does not have sufficient Federal Grants Trust Fund budget authority to disburse the unexpended grant awards. FDLE is requesting \$31,140,628 in Federal Grants Trust Fund budget authority to expend these grants.

In order to implement the American Recovery and Reinvestment Act sub-grant award from the Executive Office of the Governor, Florida Energy and Climate Commission, FDLE requests \$347,050 in Federal Grants Trust Fund budget authority within the State Operations American Recovery and Reinvestment Act 2009 (109910) appropriation category.

Governor's Recommendation:

Recommend approval to increase budget authority by \$31,487,050 in Federal Grants Trust Fund -- \$31,140,628 in the Special Category- Domestic Security appropriation category for Capitol Police Service and Provide Investigative Services, and the Grants and Aids-Federal Domestic Security appropriation category in Provide Executive Direction/Support Services, to disburse the unexpended

balance of the awards for expenditures associated with FY 2005-06, FY 2006-07, FY 2007-08, and FY 2008-09 Domestic Security Grant awards; and \$347,050 within the State Operations American Recovery and Reinvestment Act 2009 appropriation category in the Provide Investigative Services budget entity to implement an energy grant award.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Criminal and Civil Justice Appropriations
Senate Analyst: Tim Sadberry

House Council: Criminal and Civil Justice Appropriations
House Analyst: Greg Davis

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|------------------------|---|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| LAW ENFORCEMENT | | | | | |
| N/A | Program: Executive Direction And Support <u>Provide Executive Direction And Support Services</u> Special Categories Grants And Aids - Federal Domestic Security Grants From Federal Grants Trust Fund | | 24,908,068 | 24,908,068 | |
| | Program: Florida Capitol Police Program <u>Capitol Police Services</u> Special Categories Domestic Security From Federal Grants Trust Fund | | 65,100 | 65,100 | |
| 1174 | Program: Investigations And Forensic Science Program <u>Provide Investigative Services</u> Special Categories Domestic Security From Federal Grants Trust Fund | | 6,167,460 | 6,167,460 | |
| N/A | Special Categories | | | | |

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|---------------|---|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| | State Operations - American Recovery And Reinvestment Act Of 2009 From Federal Grants Trust Fund | | 347,050 | 347,050 | |

Justice Administration

EOG Number: B2010-0437

Problem Statement:

The State Attorney, 11th Judicial Circuit has received American Recovery and Reinvestment Act of 2009 (ARRA) funding for the Victims of Crime Act (VOCA) Grant through the Office of Attorney General, Division of Legal Affairs. ARRA funding has also been received for the Services Training Officers and Prosecutors (STOP) Violence Against Women Act (VAWA) grant through the Department of Children and Families. The ARRA-VOCA grant in the amount \$49,827 is for one year, beginning July 1, 2009 and ending June 30, 2010. The ARRA-VAWA award in the amount of \$237,208 is for the two year period beginning July 1, 2009 and ending June 30, 2011.

The agency's existing Grants and Donations Trust Fund, Salaries and Benefits and Operations budget authority is sufficient to implement these grant awards; however, the budget needs to be transferred to the Salaries and Benefits -American Recovery and Reinvestment Act of 2009 and State Operations -American Recovery and Reinvestment Act of 2009 categories. Existing positions and salary rate will also be used for these grants.

Agency Request:

The Justice Administrative Commission requests the transfer of \$164,514 in budget authority from the Salaries and Benefits category to the Salaries and Benefits - American Recovery and Reinvestment Act of 2009 (ARRA) category, \$3,920 from the State Attorney Operating Expenditures category to the State Operations - American Recovery and Reinvestment Act of 2009 (ARRA) category within the Grants and Donations Trust Fund. This action is necessary for the State Attorney, 11th Judicial Circuit, to expend ARRA-VOCA and ARRA-VAWA grant funding received on July 1, 2009, and will allow the grant expenditures to be tracked separately from other grant expenditures.

Governor's Recommendation:

Recommend approval to transfer budget authority in the amount of \$168,434 in the Grants and Donations Trust Fund to correctly identify expenditures associated with American Recovery and Reinvestment Act of 2009 (ARRA) funding for the Victims of Crime Act (VOCA) Grant received from the Office of the Attorney General and for the ARRA funding received for the Services Training Officers and Prosecutors (STOP) Violence Against Women Act (VAWA) grant awarded through the Department of Children and Families.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.

House Professional Staff: None.

Senate Committee: Criminal and Civil Justice Appropriations

Senate Analyst: Claude Hendon

House Council: Criminal and Civil Justice Appropriations

House Analyst: Loretta Darity

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| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| JUSTICE ADMINISTRATION | | | | | |
| | State Attorneys <u>Program: State Attorneys - Eleventh Judicial Circuit</u> | | | | |
| 859 | Salaries And Benefits From Grants And Donations Trust Fund | | (164,514) | (164,514) | |
| 861 | Special Categories State Attorney Operating Expenditures From Grants And Donations Trust Fund | | (3,920) | (3,920) | |
| N/A | Special Categories State Operations - American Recovery And Reinvestment Act Of 2009 From Grants And Donations Trust Fund | | 3,920 | 3,920 | |
| | Special Categories Salaries And Benefits - American Recovery And Reinvestment Act Of 2009 From Grants And Donations Trust Fund | | 164,514 | 164,514 | |

Justice Administration

EOG Number: B2010-0518

Problem Statement:

The Justice Administrative Commission is projecting a \$12 million to \$13 million budget shortfall in the Criminal Conflict Case Costs and Child Dependency/Civil Conflict Case Costs appropriations categories. The state is responsible for payment of attorneys' fees and related due process costs for representation of indigent persons in criminal and civil proceedings. These categories will need additional General Revenue funding to cover current year payment obligations in excess of the current year budget. Without funds to pay invoices, the availability of attorneys and due process vendors will be jeopardized, and the state would incur interest penalties.

Agency Request:

The Justice Administrative Commission requests the transfer of \$8,200,000 in General Revenue to the Criminal Conflict Case Costs and Civil/Child Dependency Case Costs categories to meet due process payment obligations. Specifically, \$800,000 in Civil Commitment Costs, \$800,000 in the Public Defender Due Process Costs, and \$600,000 in the Criminal Conflict/Child Dependency Liability category are requested to be transferred to the Child Dependency/Civil Conflict appropriation category. In addition, \$2,800,000 from the Public Defender Due Process Costs and \$3,200,000 from the State Attorney Due Process Costs categories are requested to be transferred to the Criminal Conflict Case Costs appropriation category.

This realignment of funds should allow bills in each due process category to continue to be processed through the middle of May. With the above adjustments, the Legislature will need to address current year deficits in each category during the regular 2010 legislative session to ensure payment of attorney's fees and related costs for representation of indigent persons in criminal and certain civil proceedings so that funds are available through the end of the fiscal year.

Governor's Recommendation:

Recommend approval to transfer General Revenue funds in the amount of \$8,200,000 between due process categories within the Justice Administrative Commission, with \$6,000,000 going to the Criminal Case Costs category and \$2,200,000 to the Civil/Child Dependency Case Costs category, allowing due process payment obligations to be met until the Legislature can address projected current year deficits during the regular 2010 Legislative session.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.

House Professional Staff: None.

Senate Committee: Criminal and Civil Justice Appropriations
Senate Analyst: Claude Hendon

House Council: Criminal and Civil Justice Appropriations
House Analyst: Loretta Darity

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| JUSTICE ADMINISTRATION | | | | | |
| | <u>Program: Justice Administrative Commission Executive Direction And Support Services</u> | | | | |
| 788 | Special Categories Sexual Predator Civil Commitment Litigation Costs From General Revenue Fund | | (800,000) | (800,000) | |
| 791 | Special Categories Public Defender Due Process Costs From General Revenue Fund | | (3,600,000) | (3,600,000) | |
| 792 | Special Categories Child Dependency And Civil Conflict Case From General Revenue Fund | | 2,200,000 | 2,200,000 | |
| 794 | Special Categories Criminal Conflict Case Costs From General Revenue Fund | | 6,000,000 | 6,000,000 | |
| 795 | Special Categories State Attorney Due Process Costs From General Revenue Fund | | (3,200,000) | (3,200,000) | |

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|---------------|---|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| 796 | Special Categories Criminal Conflict And Dependency Counsel Liability From General Revenue Fund | | (600,000) | (600,000) | |

Department of Agriculture and Consumer Services

EOG Number: B2010-0400

Problem Statement:

The Department of Agriculture and Consumer Services, Office of Agricultural Water Policy Coordination, received a grant from the South Florida Water Management District for the design, deployment and monitoring of hybrid wetland treatment technology pilot projects. These best management projects introduce various chemicals into constructed wetland environments to ultimately determine which chemicals will help remove excess phosphorus and nitrogen from Florida's water bodies. These projects are based on cost-effective biologically based, hybrid wetland/chemical nutrient control technologies.

The department does not have sufficient budget authority to implement this agreement with South Florida Water Management District and is requesting an additional \$3,000,000 in budget authority in the General Inspection Trust Fund to continue the implementation of these projects.

Agency Request:

The Department of Agriculture and Consumer Services is requesting additional budget authority in the amount of \$3,000,000 in the General Inspection Trust Fund in the special category Best Management Practices/Cost Share, to cover projected costs associated with the Hybrid Wetlands Project.

Governor's Recommendation:

Recommend approval to increase budget authority by \$3,000,000 in the General Inspection Trust Fund in the Best Management Practices/Cost Share special category to cover projected costs for the Hybrids Wetlands Project in the Division of Water Policy.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.

House Professional Staff: None.

Senate Committee: General Government Appropriations

Senate Analyst: Sandra Blizzard

House Council: Natural Resources Appropriations

House Analyst: Kate Bellflower

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|--|---|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| AGRICULTURE AND CONSUMER SERVICES , AND COMMISSIONER OF AGRICULTURE | | | | | |
| 1306 | Program: Office Of The Commissioner And Administration <u>Agricultural Water Policy Coordination</u> | | | | |
| | Special Categories Best Management Practices - Cost Share From General Inspection Trust Fund | | 3,000,000 | 3,000,000 | |

Department of Agriculture and Consumer Services

EOG Number: B2010-0510

Problem Statement:

The American Recovery and Reinvestment Act of 2009 (ARRA) provided \$150 million to the United States Department of Agriculture (USDA) Emergency Food Assistance Program (TEFAP). The Department of Agriculture and Consumer Services received grant funding as part of the ARRA in the amounts of \$1,389,393 in fiscal year 2008-09 and \$1,525,964 in fiscal year 2009-10.

The department did not receive the ARRA funding until April 2008 and was unable to expend the total amount received during the 2008-09 Fiscal Year. The department utilized \$318,568 of fiscal year 2009-10 budget authority to cover contracts for the previous year for the TEFAP. In fiscal year 2009-10, the USDA awarded an additional \$136,571 in ARRA funding to the department for the TEFAP Program. The department does not have sufficient budget authority in the Federal Grants Trust Fund to support the food assistance program.

Agency Request:

The department requests additional budget authority in the amount of \$455,139 in the Federal Grants Trust Fund in the Division of Marketing to utilize ARRA funding to administer the USDA Emergency Food Assistance Program.

Governor's Recommendation:

Recommend approval to increase budget authority by \$455,139 in the Federal Grants Trust Fund to support funding for the American Recovery and Reinvestment Act received from the United States Department of Agriculture to the Division of Marketing for The Emergency Food Assistance Program (TEFAP).

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: General Government Appropriations
Senate Analyst: Sandra Blizzard

House Council: Natural Resources Appropriations
House Analyst: Kate Bellflower

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|--|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| AGRICULTURE AND CONSUMER SERVICES , AND COMMISSIONER OF AGRICULTURE | | | | | |
| 1414A | Program: Agricultural Economic Development <u>Agricultural Products Marketing</u> Special Categories Grants And Aids - American Recovery And Reinvestment Act Of 2009 From Federal Grants Trust Fund | | 455,139 | 455,139 | |

Department of Environmental Protection

EOG Number: B2010-0462

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| <p><i>Problem Statement:</i> The Department of Environmental Protection (Department) has been awarded \$282,073 in Federal Stimulus funding for the AmeriCorps Program through the Florida Commission on Community Service. The Department lacks current year budget authority needed to expend these funds. This funding will be used to recruit and enroll eighteen (18) members to provide service in the areas of habitat restoration, Americans with Disabilities Act (ADA) compliance, prescribed burning, trail maintenance, cultural and historical restoration, environmental education and volunteer recruitment. The Department anticipates expending \$164,270 of the \$282,073 in the current fiscal year for this award. Therefore, the Department requests an increase of \$164,270 in budget authority in the Federal Grants Trust Fund.</p> |
| <p><i>Agency Request:</i> The Department of Environmental Protection is requesting an increase of \$164,270 in the Federal Grants Trust Fund in order to expend Federal Stimulus funding provided for the Florida Commission on Community Service. Funding will be used to enhance the AmeriCorps Program by recruiting and enrolling 18 additional members to carry out habitat restoration, environmental education and other related activities.</p> |
| <p><i>Governor's Recommendation:</i> Recommend approval to increase budget authority by \$164,270 in the Federal Grants Trust Fund to utilize ARRA funding for enhancement of the AmeriCorps Program through the Florida Commission on Community Service by recruiting and enrolling 18 additional members to provide service in the areas of habitat restoration, Americans with Disabilities Act (ADA) compliance, prescribed burning, trail maintenance, cultural and historical restoration, environmental education and volunteer recruitment.</p> |
| <p><i>Commission Staff Comments:</i> Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None</p> |

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| <p><i>Senate Committee:</i> General Government Appropriations <i>Senate Analyst:</i> Dawn Pigott</p> | <p><i>House Council:</i> Natural Resources Appropriations <i>House Analyst:</i> Terri Smith</p> |
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|---------------------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| ENVIRONMENTAL PROTECTION | | | | | |
| N/A | Program: Recreation And Parks <u>State Park Operations</u> Special Categories Americorps - American Recovery And Reinvestment Act Of 2009 From Federal Grants Trust Fund | | 164,270 | 164,270 | |

Department of Revenue

EOG Number: B2010-0469

Problem Statement:

The Department of Revenue is required by section 61.1826, Florida Statutes, to reimburse the Clerks of the Circuit Court at a maximum level permitted by federal law for expenditures incurred for services provided in support of the state's Title IV-D Child Support Enforcement Program. The reimbursement is based on an annual cost allocation study of each depository in accordance with 45 C.F.R. part 74 and Federal Office of Management and Budget Circulars A-87 and A-122. A federally approved random moment sampling cost allocation methodology is used to determine the portion of the clerks' cost that is eligible for federal financial participation.

Currently, the fiscal year 2009-10 budget includes \$20,069,743 in the Federal Grants Trust Fund to reimburse the Clerks of the Circuit Court for expenditures incurred in support of the state's Title IV-D Child Support Enforcement Program. However, the expenditures which are eligible for reimbursement are estimated to exceed the available budget authority by \$3,500,000, due to increases in the Clerk's costs and indirect overhead rates.

Agency Request:

The Department of Revenue requests \$3,500,000 in increased budget authority in the Federal Grants Trust Fund to provide pass-through reimbursement to the Clerks of the Circuit Court for expenditures incurred in support of the Title IV-D Child Support Enforcement Program.

Governor's Recommendation:

Recommend approval to increase budget authority by \$3,500,000 in the Federal Grants Trust Fund, Purchase of Services - Child Support Enforcement appropriation category, to allow the department to meet its statutorily required financial obligations with the Clerks of the Circuit Court in support of the State's Title IV-D Child Support Enforcement Program.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: General Government Appropriations
Senate Analyst: Sandra Blizzard

House Council: Government Operations Appropriations
House Analyst: Richard Fox

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|----------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| REVENUE | | | | | |
| | Program: Child Support Enforcement Program <u>Case Processing</u> | | | | |
| 2977 | Special Categories Purchase Of Services - Child Support Enforcement From Federal Grants Trust Fund | | 1,295,000 | 1,295,000 | |
| | <u>Remittance And Distribution</u> | | | | |
| 2985 | Special Categories Purchase Of Services - Child Support Enforcement From Federal Grants Trust Fund | | 1,330,000 | 1,330,000 | |
| | <u>Establishment</u> | | | | |
| 2993 | Special Categories Purchase Of Services - Child Support Enforcement From Federal Grants Trust Fund | | 525,000 | 525,000 | |
| | <u>Compliance</u> | | | | |
| 3000 | Special Categories | | | | |

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|---------------|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| | Purchase Of Services - Child Support Enforcement From Federal Grants Trust Fund | | 350,000 | 350,000 | |

Department of Elder Affairs

EOG Number: B2010-0526

Problem Statement:

The Department of Elder Affairs (department) recently received an increase of \$5,700,763, effective April 1, 2010, to the federal Emergency Home Energy Assistance for the Elderly Program (EHEAP) grant award from the Department of Community Affairs. The current appropriation of \$4,602,961 is obligated in contracts with the Area Agencies on Aging (AAAs) and will be expended by March 31, 2010, utilizing the Fiscal Year 2009-2010 EHEAP grant award. Although the grant award totals \$5,700,763, the department estimates expenditures of only \$1,450,000 between April 1, 2010, and June 30, 2010. This program is 100 percent federally funded and assists low-income households aged 60 or older that are experiencing a home energy emergency. The department manages the program through an agreement with the Department of Community Affairs through the Area Agencies on Aging (AAAs). There is insufficient budget to expend the new grant award.

Agency Request:

The Department of Elder Affairs requests additional budget authority of \$1,450,000 in the Home Energy Assistance category in the Federal Grants Trust Fund to cover anticipated expenditures in the Emergency Home Energy Assistance for the Elderly Program (EHEAP) through June 2010.

Governor's Recommendation:

Recommend approval to increase budget authority by \$1,450,000 in the Federal Grants Trust Fund, in the Home Energy Assistance category, for the Emergency Home Energy Assistance for the Elderly Program (EHEAP).

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations
Senate Analyst: Cindy Kynoch

House Council: Healthcare Appropriations
House Analyst: Eric Edwards

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|----------------------|---|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| ELDER AFFAIRS | | | | | |
| 381 | Program: Services To Elders Program <u>Home And Community Services</u> Special Categories Grants And Aids - Home Energy Assistance From Federal Grants Trust Fund | | 1,450,000 | 1,450,000 | |

Department of Children and Family Services

EOG Number: B2010-0297

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| <p><i>Problem Statement:</i> On September 10, 2009, Florida received a bonus of \$9,754,990 from the Adoption Incentive Award Grant Program administered by the US Department of Health and Human Services, Administration for Children and Families. This bonus was granted as a reward for being highly successful in placing children who are in the custody of the state in permanent homes. The Department of Children and Family Services proposes to maintain the momentum by using \$500,000 of the total bonus to promote public awareness through the “Statewide Adoption Public Awareness Campaign.” This initiative would be co-sponsored by the department and the Executive Office of the Governor.</p> |
| <p><i>Agency Request:</i> The department requests an increase of \$500,000 in Federal Grants Trust Fund budget authority for a statewide adoption promotion campaign to be funded from the Adoption Incentive Award Grant.</p> |
| <p><i>Governor's Recommendation:</i> Recommend approval to increase budget authority by \$500,000 in the Federal Grants Trust Fund within Family Safety & Preservation Services to restart a statewide campaign, allowing the department to continue activities associated with the promotion of adoption and public awareness.</p> |
| <p><i>Commission Staff Comments:</i> Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None</p> |

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| <p><i>Senate Committee:</i> Health and Human Services Appropriations <i>Senate Analyst:</i> Marta Hardy</p> | <p><i>House Council:</i> Healthcare Appropriations <i>House Analyst:</i> Stephanie Massengale</p> |
|---|---|

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| | Program: Family Safety Program <u>Family Safety And Preservation Services</u> | | | | |
| 296 | Other Personal Services From Federal Grants Trust Fund | | 25,000 | 25,000 | |
| 308 | Special Categories Grants And Aids - Child Protection From Federal Grants Trust Fund | | 475,000 | 475,000 | |

Department of Children and Family Services

EOG Number: B2010-0420

Problem Statement:

The Automated Community Connection to Economic Self-Sufficiency (ACCESS) Florida Provider-Funded Eligibility Staff program is a partnership between private healthcare providers and the Department of Children and Family Services (DCF), whereby healthcare providers and other community organizations fund 50 percent of the cost of eligibility determination workers employed by DCF and federal matching funds pay for the remaining 50 percent. These employees are physically located either at the providers' facilities or in ACCESS call centers.

The 2009 Legislature appropriated 97 positions and \$2.9 million to fund this program for nine months, but the appropriation should have been provided for a full year because the individuals in these positions had been hired as OPS the previous year and became full-time employees on July 1, 2009. As a result, DCF projects a salary deficit of \$1,079,802 for Fiscal Year 2009-10. The providers participating in the program are prepared to pay the cost of the positions for the full year and federal matching funds are available for the full twelve months.

Agency Request:

The department requests an increase of \$509,893 in Federal Grants Trust Fund authority and \$569,909 in Grants and Donations Trust Fund authority in the Salaries and Benefits appropriation category in the Economic Self Sufficiency Services budget entity. This budget is requested to cover a projected deficit of \$1,079,802 in the ACCESS Florida Provider Funded Eligibility Staff program.

Governor's Recommendation:

Recommend approval to increase budget authority by \$569,909 in the Federal Grants Trust Fund and \$509,893 in the Grants and Donations Trust Fund to fully fund 97.00 provider funded positions for the Automated Community Connection to Economic Self-Sufficiency (ACCESS) program which provides eligibility determination for Food Stamps, Cash Assistance and Medicaid.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations
Senate Analyst: Marta Hardy

House Council: Healthcare Appropriations
House Analyst: Stephanie Massengale

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|---|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| 348 | Program: Economic Self Sufficiency Program <u>Economic Self Sufficiency Services</u> | | | | |
| | Salaries And Benefits | | | | |
| | From Federal Grants Trust Fund | | 509,893 | 509,893 | |
| | From Grants And Donations Trust Fund | | 569,909 | 569,909 | |

Department of Children and Family Services

EOG Number: B2010-0436

Problem Statement:

The Department of Children and Family Services projects deficits in several categories within the Adult Mental Health Treatment Facilities budget for Fiscal Year 2009-10. According to the department, these deficits are caused by fluctuations in client and business needs in the various facilities and can be managed within program resources by realigning the budget between categories within the budget entity. The detailed breakdown of the projected deficit is as follows:

\$577,118 for Expenses: This shortfall is primarily the result of rising costs in energy, maintenance supplies and information technology.

\$100,000 for Food Products: Increases in the number of persons served has led to a corresponding increase in food costs and, in addition a large percentage of the facilities' population requires special diets that have a higher than average per-day cost.

\$429,541 for Contracted Services: The projected shortfall in this category is directly related to the costs associated with residents who are either critically ill or require outside medical services. Some critically ill residents require medical care that is only available at nearby medical centers, and more than 67 percent of the population at one facility has three or more serious medical conditions. The current level of funding in this category is not sufficient to pay for these costs.

\$1,586,021 for Prescribed Medicine/Drugs: Expenditures in this category have increased rapidly in recent years. In addition to the cost increases experienced in recent decades for all medications, several important psychotherapeutic medications that have been developed recently, including those that treat depression, schizophrenia and bipolar disorder are very costly. Although these new medications are more costly, they have increased the range of treatment choices to better meet the medical needs of individuals, allowing for improved outcomes including a better quality of life.

Agency Request:

The department requests the transfer of \$2,692,680 from Salaries and Benefits (\$2,605,562 from the General Revenue Fund and \$87,118 from the Operations and Maintenance Trust Fund) to Expenses, Food Products, Contracted Services, and Prescribed Medicine/Drugs (\$2,605,562 in the General Revenue Fund and \$87,118 in the Operations and Maintenance Trust Fund) to resolve various deficits in the Adult Mental Health Treatment Facilities budget.

Governor's Recommendation:

Recommend approving to transfer \$2,605,562 in General Revenue funds and \$87,118 in Operations and Maintenance Trust Fund authority in the Mental Health Program from Salaries and Benefits to resolve anticipated deficits in Expenses, Food Products, Contracted Services and Prescribed Medicine/Drugs categories.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations

Senate Analyst: Marta Hardy

House Council: Healthcare Appropriations

House Analyst: Stephanie Massengale

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|---|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| | Program: Mental Health Program <u>Mental Health Services</u> | | | | |
| 316 | Salaries And Benefits | | | | |
| | From General Revenue Fund | | (2,605,562) | (2,605,562) | |
| | From Operations And Maintenance Trust Fund | | (87,118) | (87,118) | |
| 318 | Expenses | | | | |
| | From General Revenue Fund | | 490,000 | 490,000 | |
| | From Operations And Maintenance Trust Fund | | 87,118 | 87,118 | |
| 320 | Food Products | | | | |
| | From General Revenue Fund | | 100,000 | 100,000 | |
| 325 | Special Categories | | | | |
| | Contracted Services | | | | |
| | From General Revenue Fund | | 429,541 | 429,541 | |
| 331 | Special Categories | | | | |
| | Prescribed Medicine/Drugs | | | | |
| | From General Revenue Fund | | 1,586,021 | 1,586,021 | |

Department of Children and Family Services

EOG Number: B2010-0443

Problem Statement:

The United States Department of Agriculture (USDA) has approved the State of Florida Supplemental Nutrition Assistance Program Education Plan (SNAP-Ed) for Fiscal Year 2009-10. This is a statewide program that provides nutrition education at such places as schools, senior centers and food pantries to low-income individuals who are now or would be eligible for Supplemental Nutrition Assistance Program (SNAP) benefits (formerly Food Stamps). In Florida, more than 2,400,000 people receive SNAP benefits, and there is evidence that most of these individuals exhaust their monthly benefits five to ten days before the end of the month. SNAP-Ed provides nutrition education to SNAP participants on how to eat a healthy diet on a limited food budget.

The Department of Children and Family Services manages this program through a contract with the University of Florida, Institute for Food and Agricultural Services (UF/IFAS). Throughout the course of Federal Fiscal Year 2009, the department submitted and received approval for an amendment to the program budget, which added 10 additional counties to the program scope and, in turn, required an increase in the amount of administrative staff needed to support the program. The grant award for this program was increased to \$4,164,970, requiring additional budget authority of \$2,022,322 for Fiscal Year 2009-10. This additional budget authority will be funded with federal funds and matched with in-kind contributions from the University of Florida.

USDA has also approved increased funding for the SNAP-Outreach Program for Fiscal Year 2009-10. This is a program that assists persons who might qualify for SNAP to apply for the benefits. The SNAP-Outreach Program is administered through a contract with Second Harvest Food Bank of Central Florida, which serves Brevard, Lake, Orange, Osceola, Seminole, and Volusia counties. The recently approved funding increase from USDA would allow one additional agency, Catholic Charities of Southwest Florida, to expand the program to Glades, Hendy and Lee counties. This expansion would require additional \$188,964 in budget authority for Fiscal Year 2009-10. This additional budget authority will be funded with the grant increase from USDA and matching cash contributions from the contracting agencies.

Agency Request:

The department requests an increase of \$2,211,286 in the Federal Grants Trust Fund to implement USDA approved grant increases in the SNAP Education Plan and the SNAP Outreach Program for Fiscal Year 2009-10.

Governor's Recommendation:

Recommend approval to increase budget authority by \$2,211,286 in the Federal Grants Trust Fund for additional grant awards for the Supplemental Nutrition Assistance Program - Education Pilot and the Supplemental Nutrition Assistance Program - Outreach Program.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations

Senate Analyst: Marta Hardy

House Council: Healthcare Appropriations

House Analyst: Stephanie Massengale

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| 356 | Program: Economic Self Sufficiency Program <u>Economic Self Sufficiency Services</u> Special Categories Grants And Aids - Contracted Services From Federal Grants Trust Fund | | 2,211,286 | 2,211,286 | |

Department of Children and Family Services

EOG Number: B2010-0451

Problem Statement:

The Automated Community Connection to Economic Self Sufficiency (ACCESS) caseload continues to grow. In October 2009, this program experienced the greatest one-month increase in the number of people receiving food stamps--more than 91,000 new eligible beneficiaries in a single month. Since April 2007, when the caseload increases began, the number of persons served in the Supplemental Nutrition Assistance Program (SNAP) has increased by 99.7 percent. Over the past year, the downturn in the state's economy has fueled a 42 percent increase in SNAP eligible beneficiaries, adding 715,377 individuals in 380,050 households to the program rolls. Based on recent analysis, a monthly increase of 3 percent in SNAP cases is anticipated to continue this fiscal year with more than 1.6 million households being projected to require Electronic Benefits Transfer (EBT) payment services by June 2010.

This continued increase in program caseloads has far exceeded earlier projections for EBT payment services and has resulted in a projected deficit of \$3,187,383 in the EBT contract, requiring an increase in budget authority of \$2,876,597 for Fiscal Year 2009-10. The department has identified \$1,237,274 in excess trust fund cash that could fund the state share of the additional budget, and the remaining \$1,579,323 would be funded with federal matching funds available for this program.

Agency Request:

The department requests an increase of \$2,816,597 in budget authority in the Federal Grants Trust Fund to fund the projected deficit in the EBT contract.

Governor's Recommendation:

Recommend approval to increase budget authority by \$2,816,597 in the Federal Grants Trust Fund for the Electronic Benefits Transfer (EBT) account management contract and a projected increase in EBT payment services.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations

Senate Analyst: Marta Hardy

House Council: Healthcare Appropriations

House Analyst: Stephanie Massengale

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| 355 | Program: Economic Self Sufficiency Program <u>Economic Self Sufficiency Services</u> Special Categories Contracted Services From Federal Grants Trust Fund | | 2,816,597 | 2,816,597 | |

Department of Children and Family Services

EOG Number: B2010-0463

Problem Statement:

The Department of Children and Family Services (DCF) projects a deficit of \$330,500 in the Contracted Services category in the Executive Leadership and Support Services program component within the Family Safety and Preservation Services budget entity.

Of the total deficit, \$190,822 will be needed to convert stored files to linear footage. The department has an agreement with Iron Mountain Records Management, Inc., to provide a consolidated record storage and information management program for records belonging to the Community Based Care lead agencies in Circuits 9 and 18. The two major components of this project are to move files from an open storage format consisting of linear feet to a boxed storage format. When the work was initiated, files were stored in an open format and charges were calculated based on linear footage. The department eventually changed to a boxed storage format resulting in a lower cost. Based on a cost analysis, the approximate cost of converting the files from linear to boxed storage is \$190,822.

In addition to the file conversion cost, the department will also need additional budget authority of \$139,678 to cover routine contractual obligations related to various business operations. DCF has determined that the projected deficit can be resolved within existing resources by realigning the Family Safety budget between categories.

Agency Request:

The department requests a transfer of \$330,500 from the Expenses category (\$127,553 in the General Revenue Fund, \$74,478 in the Federal Grants Trust Fund, \$54,940 in the Welfare Transition Trust Fund and \$73,529 in the Social Services Block Grant Trust Fund) to the Contracted Services category within the Family Safety and Preservation Services budget entity to resolve a projected deficit in the Contracted Services category for Fiscal Year 2009-10.

Governor's Recommendation:

Recommend approval to transfer \$127,553 in General Revenue funds, \$74,478 in the Federal Grants Trust Fund, \$54,940 in the Welfare Transition Trust Fund, and \$73,529 in the Social Services Block Grant Trust Fund from Expenses to Contracted Services for the Executive Leadership and Support Services Program Component (ELSS) within Family Safety and Preservation Services.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

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| <i>Senate Committee:</i> Health and Human Services Appropriations <i>Senate Analyst:</i> Marta Hardy | <i>House Council:</i> Healthcare Appropriations <i>House Analyst:</i> Stephanie Massengale |
|---|---|

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| | Program: Family Safety Program <u>Family Safety And Preservation Services</u> | | | | |
| 297 | Expenses | | | | |
| | From General Revenue Fund | | (127,553) | (127,553) | |
| | From Federal Grants Trust Fund | | (74,478) | (74,478) | |
| | From Welfare Transition Trust Fund | | (54,940) | (54,940) | |
| | From Social Services Block Grant Trust Fund | | (73,529) | (73,529) | |
| 302 | Special Categories | | | | |
| | Contracted Services | | | | |
| | From General Revenue Fund | | 127,553 | 127,553 | |
| | From Federal Grants Trust Fund | | 74,478 | 74,478 | |
| | From Welfare Transition Trust Fund | | 54,940 | 54,940 | |
| | From Social Services Block Grant Trust Fund | | 73,529 | 73,529 | |

Department of Children and Family Services

EOG Number: B2010-0464

Problem Statement:

The Department of Children and Family Services projects a deficit of \$1,983,971 in the Child Protection program component within the Family Safety and Preservation Services budget entity. Deficits have occurred in Other Personal Services (\$44,117), Expenses (\$1,498,787), Operating Capital Outlay (\$50,000) and Contracted Services (\$173,183). The department has determined that the projected deficits can be resolved within existing resources by realigning the budget between various appropriation categories within the budget entity.

Agency Request:

The department requests a transfer of \$1,766,087 (\$452,508 in the General Revenue Fund, \$151,500 in the Child Welfare Training Trust Fund, \$930,100 in the Welfare Transition Trust Fund and \$231,979 in the Social Services Block Grant Trust Fund) between various appropriation categories within the Family Safety and Preservation Services budget entity to resolve projected deficits in Fiscal Year 2009-10.

Governor's Recommendation:

Recommend approval to transfer \$452,508 in General Revenue funds, \$151,500 in the Child Welfare Training Trust Fund, \$930,100 in the Welfare Transition Trust Fund, and \$231,979 in the Social Services Block Grant Trust Fund between various categories in the Child Protection Program Component to cover anticipated deficits relating to child protective investigations and pre-service and in-service training to CPI staff.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations
Senate Analyst: Marta Hardy

House Council: Healthcare Appropriations
House Analyst: Stephanie Massengale

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| | Program: Family Safety Program <u>Family Safety And Preservation Services</u> | | | | |
| 295 | Salaries And Benefits | | | | |
| | From General Revenue Fund | | (444,711) | (444,711) | |
| | From Welfare Transition Trust Fund | | (871,513) | (871,513) | |
| | From Social Services Block Grant Trust Fund | | (231,979) | (231,979) | |
| 296 | Other Personal Services | | | | |
| | From General Revenue Fund | | 12,674 | 12,674 | |
| | From Welfare Transition Trust Fund | | 24,834 | 24,834 | |
| | From Social Services Block Grant Trust Fund | | 6,609 | 6,609 | |
| 297 | Expenses | | | | |
| | From General Revenue Fund | | 413,333 | 413,333 | |
| | From Child Welfare Training Trust Fund | | 47,516 | 47,516 | |
| | From Welfare Transition Trust Fund | | 823,602 | 823,602 | |
| | From Social Services Block Grant Trust Fund | | 214,336 | 214,336 | |
| 298 | Operating Capital Outlay | | | | |
| | From General Revenue Fund | | 14,362 | 14,362 | |
| | From Welfare Transition Trust Fund | | 28,146 | 28,146 | |
| | From Social Services Block Grant Trust Fund | | 7,492 | 7,492 | |

*Budget Commission Meeting
February 18, 2010*

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|---------------|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| 302 | Special Categories | | | | |
| | Contracted Services | | | | |
| | From General Revenue Fund | | 12,139 | 12,139 | |
| | From Child Welfare Training Trust Fund | | 103,984 | 103,984 | |
| 308 | Special Categories | | | | |
| | Grants And Aids - Child Protection | | | | |
| | From General Revenue Fund | | (7,797) | (7,797) | |
| | From Child Welfare Training Trust Fund | | (151,500) | (151,500) | |
| | From Welfare Transition Trust Fund | | (58,587) | (58,587) | |

Department of Children and Family Services

EOG Number: B2010-0477

Problem Statement:

In July 2009, the Department of Children and Family Services Substance Abuse Program was provided the opportunity to request federally unobligated, unexpended fund balances from Years 3 and 4 of the U.S Substance Abuse and Mental Health Services Administration's (SAMHSA) Strategic Prevention Framework State Incentive Grant (SPFSIG) program. Of the \$6,238,007 federal balance, the department requested \$2,867,823 for use in a grant extension which runs from October 1, 2001 through September 30, 2010. The department could not submit the request for additional budget authority prior to the 2009 Session because of the timing associated with the federal submission. DCF was able to use internal amendments and 5 percent transfer authority to meet most of the budget authority need with the exception of this Legislative Budget Commission request for \$563,752 needed in the G/A Contracted Services category to administer the grant through June 30, 2010.

The purpose of the program funded by this award is to address underage drinking and other substance abuse issues using evidence based practices. This is accomplished by adopting and implementing research in the field into practice. Community anti-drug coalitions identify local issues, engage stakeholders from all sectors and identify appropriate prevention programs and practices for the designated community. Training and technical assistance support services are provided to community anti-drug coalitions and their stakeholders to enhance community issue surveillance capabilities, build sustainable community partnerships, increase culturally relevant evidence based strategies, and create models in targeted communities to carry the process from the beginning of assessment of epidemiology data through evaluation of performance.

The department does not have sufficient budget authority to expend these carry-forward funds.

Agency Request:

The department requests an increase of \$563,752 in budget authority in the Federal Grants Trust Fund to fully expend additional grant award available to Florida through June 30, 2010.

Governor's Recommendation:

Recommend approval to increase budget authority by \$563,752 in the Federal Grants Trust Fund within the Substance Abuse Program, for a grant award for the Strategic Prevention Framework State Incentive Grant program to addresses serious issues involving the high rates of underage drinking, adult heavy drinking, and alcohol related car crashes.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.

House Professional Staff: None.

Senate Committee: Health and Human Services Appropriations

Senate Analyst: Marta Hardy

House Council: Healthcare Appropriations

House Analyst: Stephanie Massengale

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-------------------------------------|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| 345 | Program: Substance Abuse Program <u>Substance Abuse Services</u> Special Categories Grants And Aids - Contracted Services From Federal Grants Trust Fund | | 563,752 | 563,752 | |

Department of Community Affairs

EOG Number: B2010-0486

Problem Statement:

The Division of Emergency Management (DEM) has been awarded a grant from the National Oceanic and Atmospheric Administration through the Remote Community Alert Systems Program. The project awarded the grant funding is the All-Hazards Warning and Alerting System for 14 Florida Counties. The project will provide the emergency management function, in each of the counties, the ability to rapidly and effectively warn citizens and residents that are engaged in activities where existing alert/warning systems are ineffective, cannot be heard or are unavailable, of emergency or dangerous conditions. DEM plans to use the grant funds for the purchase and installation of the alert/warning system equipment and related software for the following counties: Baker, Calhoun, Columbia, Dixie, Franklin, Gilchrist, Gulf, Hendry, Lafayette, Levy, Liberty, Monroe, Taylor and Wakulla.

The total project consists of outdoor alert/ warning devices and laptop computers loaded with the Federal Emergency Management Agency's Disaster Management Information System software, access to the National Weather Service's Haz-Collect system and software to participate in the National Weather Service's NWS Chat System. Each computer will also be loaded with commercially available weather reception software for downloading weather graphics, forecasts, synopses, etc.

The project will improve outdoor alerting in remote communities by permitting severe weather information disseminated by the appropriate National Weather Service Forecast Office and/or by the appropriate emergency management function to the outdoor alert/warning device in both visual and aural methods. An actual voice message will be heard, relaying all of the critical information at once without requiring the listener to go to another source for detailed information as is the case with sirens, horns, etc.

The amount of the grant award is \$291,200 and does not require a state match. The period of performance for the grant award is October 1, 2009 through October 30, 2010. DEM does not have the needed budget authority to expend these funds.

DEM anticipates to fully expend the entire grant award by June 30, 2010. However, due to the delay in obtaining the budget authority for the grant award, the possibility of requesting additional Fiscal Year 2010-11 authority exists in order to fully expend the grant funds.

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| <p>Agency Request: The Division of Emergency Management (DEM) requests non-recurring budget authority of \$291,200 in the Local Emergency Management and Mitigation Initiative Category within the Grants and Donations Trust Fund. This budget authority is needed in order to provide outdoor alerting technologies in remote communities which are currently underserved by commercial mobile service for the purpose of enabling residents of those communities to receive emergency messages.</p> <p>If this request is not approved, DEM will be unable to expend these grant funds and impact DEM’s capability of providing rapid and effective emergency notification to all citizens and residents in Florida to protect them from impending danger.</p> |
| <p>Governor's Recommendation: Recommend approval to increase budget authority by \$291,200 in the Grants and Donations Trust Fund in the Grants and Aids - Local Emergency Management and Mitigation Initiatives category to expend federal grant funds to improve outdoor alerting in remote communities of emergency or dangerous conditions from the All-Hazards Warning and Alerting System grant.</p> |
| <p>Commission Staff Comments: Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None.</p> |

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| <p>Senate Committee: Transportation and Economic Development Appropriations Senate Analyst: Juliette Noble</p> | <p>House Council: Transportation and Economic Development Appropriations House Analyst: Scott Fennell</p> |
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| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|--------------------------|---|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| COMMUNITY AFFAIRS | | | | | |
| N/A | Program: Emergency Management <u>Emergency Planning</u> Special Categories Grants And Aids - Local Emergency Management And Mitigation Initiatives From Grants And Donations Trust Fund | | 291,200 | 291,200 | |

Department of Transportation

EOG Number: W2010-0092

| | |
|---|--|
| <p><i>Problem Statement:</i> In accordance with Section 339.135(7)(c), F.S. the Department of Transportation requests the realignment of budget authority to support projects included in the Adopted Work Program which are funded by the American Recovery and Reinvestment Act of 2009. This amendment requests to move State Transportation Trust Fund budget authority currently appropriated in the Transportation Infrastructure - ARRA appropriation category from the Highway Operations budget entity to the Transportation Systems Development budget entity.</p> <p>This budget amendment is to align current budget authority in the Transportation Infrastructure - ARRA appropriation category with current work program project commitments. This realignment is necessary to provide \$2,181,984 of budget authority in the Transportation Systems Development budget entity for environmental site mitigation on an I-75 project and for county-wide passenger bus shelters within Broward county. The proposed budget realignment will have no impact on existing ARRA work program projects.</p> | |
| <p><i>Agency Request:</i> The Department of Transportation requests to realign \$2,181,984 of budget authority in the Transportation Infrastructure - ARRA appropriation category in the State Transportation Trust Fund from the Highway Operations budget entity to the Transportation Systems Development budget entity to support the Adopted Work Program for the current fiscal year.</p> | |
| <p><i>Governor's Recommendation:</i> Recommend approval to transfer budget authority in the amount of \$2,181,984 in the State Transportation Trust Fund in the Transportation Infrastructure - ARRA appropriation category from Highway Operations to Transportation Systems Development in support of work program projects funded through the American Recovery and Reinvestment Act.</p> | |
| <p><i>Commission Staff Comments:</i> Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None.</p> | |

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| <p><i>Senate Committee:</i> Transportation and Economic Development Appropriations <i>Senate Analyst:</i> Suzie Carey</p> | <p><i>House Council:</i> Transportation and Economic Development Appropriations <i>House Analyst:</i> Scott Fennell</p> |
|---|---|

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|-----------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| TRANSPORTATION | | | | | |
| N/A | Transportation Systems Development <u>Program: Transportation Systems Development</u> | | | | |
| | Fixed Capital Outlay Transportation Infrastructure - American Recovery And Reinvestment Act Of 2009 From State Transportation (Primary) Trust Fund | | 2,181,984 | 2,181,984 | |
| | Transportation Systems Operations <u>Program: Highway Operations</u> | | | | |
| | Fixed Capital Outlay Transportation Infrastructure - American Recovery And Reinvestment Act Of 2009 From State Transportation (Primary) Trust Fund | | (2,181,984) | (2,181,984) | |

Executive Office of the Governor

EOG Number: B2010-0488

Problem Statement:

The Quick Action Closing Fund was created to help attract, retain, and provide favorable conditions for the growth of high-impact business facilities which provide widespread economic benefits to the state. Diversifying Florida's economy helps to foster a sustainable business environment, leading to quality employment opportunities for Floridians. In the global economy, there exists competition for these facilities, and in most instances, when all available resources for economic development have been used, the state continues to encounter competitive disadvantages in competing for these business facilities.

The Quick Action Closing Fund provides the state the ability to offer incentives to recruit businesses to the state. When local communities are vying for high-value projects, these funds are used to overcome a documented competitive disadvantage as compared to other non-Florida locations. The Legislature appropriated \$13,460,830 for the Quick Action Closing Fund for the 2009-2010 fiscal year to respond to extraordinary economic opportunities and to compete effectively for these high impact business facilities.

Pursuant to section 288.1088, Florida Statutes, the Office of Tourism, Trade, and Economic Development (OTTED) may request approval by the Legislative Budget Commission for the release of funds as needed.

Agency Request:

The Executive Office of the Governor requests a release of \$7,100,000 from unbudgeted reserve in the General Revenue Fund to execute a Quick Action Closing Fund contract.

Governor's Recommendation:

Recommend approval to release \$7,100,000 in General Revenue funds from unbudgeted reserve to execute a Quick Action Closing Fund contract.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Transportation and Economic Development
Appropriations

Senate Analyst: Juliette Noble

House Council: Transportation and Economic Development
Appropriations

House Analyst: Scott Fennell

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|--|---|----|---------------------|-----------|-------------------------|-----------|---|---------|
| | | | Reserve | Release | Reserve | Release | Reserve | Release |
| GOVERNOR, EXECUTIVE OFFICE OF THE | | | | | | | | |
| 2570 | Program: Office Of Tourism, Trade And Economic Development <u>Economic Development Programs And Projects</u> Special Categories Quick Action Closing Fund From General Revenue Fund | | (7,100,000) | 7,100,000 | (7,100,000) | 7,100,000 | | |

Executive Office of the Governor

EOG Number: B2010-0489

Problem Statement:

The Quick Action Closing Fund was created to help attract, retain, and provide favorable conditions for the growth of high-impact business facilities which provide widespread economic benefits to the state. Diversifying Florida's economy helps to foster a sustainable business environment, leading to quality employment opportunities for Floridians. In the global economy, there exists competition for these facilities, and in most instances, when all available resources for economic development have been used, the state continues to encounter competitive disadvantages in competing for these business facilities.

The Quick Action Closing Fund provides the state the ability to offer incentives to recruit businesses to the state. When local communities are vying for high-value projects, these funds are used to overcome a documented competitive disadvantage as compared to other non-Florida locations. The Legislature appropriated \$13,460,830 for the Quick Action Closing Fund for the 2009-2010 fiscal year to respond to extraordinary economic opportunities and to compete effectively for these high impact business facilities.

Pursuant to section 288.1088, Florida Statutes, the Office of Tourism, Trade, and Economic Development (OTTED) may request approval by the Legislative Budget Commission for the release of funds as needed.

Agency Request:

The Executive Office of the Governor requests a release of \$500,000 from unbudgeted reserve in the General Revenue Fund to execute a Quick Action Closing Fund contract.

Governor's Recommendation:

Recommend approval to release \$500,000 in General Revenue funds from unbudgeted reserve to execute a Quick Action Closing Fund contract.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Transportation and Economic Development
Appropriations

Senate Analyst: Juliette Noble

House Council: Transportation and Economic Development
Appropriations

House Analyst: Scott Fennell

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|--|---|----|---------------------|---------|-------------------------|---------|---|---------|
| | | | Reserve | Release | Reserve | Release | Reserve | Release |
| GOVERNOR, EXECUTIVE OFFICE OF THE | | | | | | | | |
| 2570 | Program: Office Of Tourism, Trade And Economic Development <u>Economic Development Programs And Projects</u> | | | | | | | |
| | Special Categories Quick Action Closing Fund From General Revenue Fund | | (500,000) | 500,000 | (500,000) | 500,000 | | |

Executive Office of the Governor

EOG Number: B2010-0491

Problem Statement:

The Quick Action Closing Fund was created to help attract, retain, and provide favorable conditions for the growth of high-impact business facilities which provide widespread economic benefits to the state. Diversifying Florida's economy helps to foster a sustainable business environment, leading to quality employment opportunities for Floridians. In the global economy, there exists competition for these facilities, and in most instances, when all available resources for economic development have been used, the state continues to encounter competitive disadvantages in competing for these business facilities.

The Quick Action Closing Fund provides the state the ability to offer incentives to recruit businesses to the state. When local communities are vying for high-value projects, these funds are used to overcome a documented competitive disadvantage as compared to other non-Florida locations. The Legislature appropriated \$13,460,830 for the Quick Action Closing Fund for the 2009-2010 fiscal year to respond to extraordinary economic opportunities and to compete effectively for these high impact business facilities.

Pursuant to section 288.1088, Florida Statutes, the Office of Tourism, Trade, and Economic Development may request approval by the Legislative Budget Commission of the release of funds as needed.

Agency Request:

The Executive Office of the Governor requests a release of \$300,000 from unbudgeted reserve in the General Revenue Fund to execute a Quick Action Closing Fund contract.

Governor's Recommendation:

Recommend approval to release \$300,000 in General Revenue funds from unbudgeted reserve to execute a Quick Action Closing Fund contract.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Transportation and Economic Development
Appropriations

Senate Analyst: Juliette Noble

House Council: Transportation and Economic Development
Appropriations

House Analyst: Scott Fennell

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|--|---|----|---------------------|---------|-------------------------|---------|---|---------|
| | | | Reserve | Release | Reserve | Release | Reserve | Release |
| GOVERNOR, EXECUTIVE OFFICE OF THE | | | | | | | | |
| | | | | | | | | |
| | Program: Office Of Tourism, Trade And Economic Development <u>Economic Development Programs And Projects</u> | | | | | | | |
| 2570 | Special Categories Quick Action Closing Fund From General Revenue Fund | | (300,000) | 300,000 | (300,000) | 300,000 | | |

Agency for Workforce Innovation

EOG Number: B2010-0496

Problem Statement:

The Agency for Workforce Innovation (AWI) has received additional federal stimulus funding for the Emergency Unemployment Compensation (EUC) program. The EUC program provides additional federally funded unemployment benefit weeks to qualified unemployed individuals for a limited period of time. The American Recovery and Reinvestment Act of 2009 (ARRA) extended the eligibility period for the EUC program. In December 2009, AWI received notification from the US Department of Labor that the state was awarded an additional \$6,231,125 of federal stimulus funds for the administration of the EUC program.

The agency requires additional budget authority in stimulus appropriation categories in order to spend the ARRA EUC grant funding on the administration of the program. The agency will use \$1,635,415 to pay the salaries and benefits of staff filing claims, verifying weeks claimed and hearing appeals of decisions related to EUC claims and benefits. The agency will use \$4,595,710 for the cost of postage, other EUC related expenditures and presorting of EUC benefit payments.

Agency Request:

The agency requests additional budget authority of \$3,380,863 in the State Operations - ARRA category and \$1,214,847 in the Grants and Aids - Contracted Services - ARRA category in the Unemployment Compensation budget entity Employment Security Administration Trust Fund.

The agency requests the transfer of \$1,635,415 of budget authority from the Salaries and Benefits category to the Salaries and Benefits - ARRA category in the Unemployment Compensation budget entity Employment Security Administration Trust Fund.

Governor's Recommendation:

Recommend approval to increase budget authority by \$4,595,710 in the Employment Security Administration Trust Fund -- \$3,380,863 in the State Operations - ARRA category and \$1,214,847 in the G/A - Contracted Services - ARRA category in the Unemployment Compensation budget entity, as well as transfer budget authority in the amount of \$1,635,415 in the Employment Security Administration Trust Fund from the traditional Salaries and Benefits category to the Salaries and Benefits - ARRA category, for the administration of the Emergency Unemployment Compensation (EUC) program.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.
House Professional Staff: None.

Senate Committee: Transportation and Economic Development
Appropriations
Senate Analyst: Marsha Belcher

House Council: Transportation and Economic Development
Appropriations
House Analyst: Gail Lolley

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|--|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| AGENCY FOR WORKFORCE INNOVATION | | | | | |
| | Program: Workforce Services <u>Unemployment Compensation</u> | | | | |
| 2133 | Salaries And Benefits From Employment Security Administration Trust Fund | | (1,635,415) | (1,635,415) | |
| 2139A | Special Categories State Operations - American Recovery And Reinvestment Act Of 2009 From Employment Security Administration Trust Fund | | 3,380,863 | 3,380,863 | |
| N/A | Special Categories Grants And Aids - Contracted Services - American Recovery And Reinvestment Act Of 2009 From Employment Security Administration Trust Fund | | 1,214,847 | 1,214,847 | |
| | Special Categories Salaries And Benefits - American Recovery And Reinvestment Act Of 2009 From Employment Security Administration Trust Fund | | 1,635,415 | 1,635,415 | |

Agency for Workforce Innovation

EOG Number: B2010-0497

Problem Statement:

The Agency for Workforce Innovation requests additional trust fund budget authority to use Temporary Assistance for Needy Families (TANF) funds provided in the American Recovery and Reinvestment Act of 2009 (ARRA) to provide additional subsidized employment services to TANF eligible individuals.

The American Recovery and Reinvestment Act of 2009 (ARRA) provided \$5 billion of additional TANF funding. The Act states that these funds can be used for additional cash assistance payments, additional short term benefits and additional subsidized employment services to TANF eligible individuals. The Act further states that the funds provided will pay for 80% of the costs incurred for these services above the base year expenditures for the quarter. Base year expenditure is the amount spent in a prior year (Federal Fiscal Year 2007 for Florida) for these services. This requirement incentivizes states to spend more on these services. The additional funding provided through ARRA can be earned for the expenditures over the base through September 30, 2010. To receive the additional funding, an application will be submitted by the Department of Children and Families to the U. S. Department of Health and Human Services. Funds may be awarded for projected quarterly expenditures, one month in advance.

The Act states that Florida may receive up to \$281,170,060 of additional TANF funding. The Department of Children and Families has informed the Agency for Workforce Innovation that the agency may use up to \$200 million for subsidized employment services.

Subsidized employment is employment in the public or private sector for which the participant is paid wages and the same benefits as a non-subsidized employee, while the employer receives a subsidy from TANF or other public funds to offset some or all of the wages and costs of employing a participant. Subsidized employment should help the participant gain job skills and experience. The goal of this activity must be to prepare participants for and assist them in securing permanent unsubsidized employment and achieving economic self-sufficiency. During the subsidized period the employer should provide necessary training, guidance, and direction to the participant.

To date, the Legislative Budget Commission has provided \$22.8 million in budget authority for subsidized employment projects. Now that the program has been publicized throughout the state, the Regional Workforce Boards (Boards) have identified additional opportunities to enter into partnerships with over 900 private and public entities to utilize the subsidized employment program to

create over 10,000 jobs and to provide work experience and training to TANF eligible individuals.

The agency needs \$176.3 million of additional budget authority for subsidized employment projects to allow the Boards to enter into partnerships with private and public entities and \$862,551 of additional budget authority for ARRA state operations and ARRA salaries and benefits to administer the \$200,000,000 TANF Subsidized Employment Program.

Agency Request:

The agency requests additional budget authority of \$176,337,449 in the Grants and Aids – Regional Workforce Boards – American Recovery and Reinvestment Act of 2009 (ARRA) appropriation category and \$741,847 in the ARRA State Operations appropriation category in the Program Support budget entity Welfare Transition Trust Fund.

In addition, the agency requests the transfer of \$120,704 from the Salaries and Benefits appropriation category in the Program Support budget entity Employment Security Administration Trust Fund to the ARRA Salaries and Benefits appropriation category in the Program Support budget entity Welfare Transition Trust Fund.

Governor's Recommendation:

Recommend approval to transfer \$120,704 of traditional Salaries and Benefits authority from the Employment Security Administration Trust Fund to the Welfare Transition Trust Fund, increase budget authority by \$177,079,296 in the Welfare Transition Trust Fund in various ARRA categories, and place the \$177,200,000 of budget in unbudgeted reserve pending federal authorization to incur subsidized employment costs.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.

House Professional Staff: None.

Senate Committee: Transportation and Economic Development
Appropriations

Senate Analyst: Marsha Belcher

House Council: Transportation and Economic Development
Appropriations

House Analyst: Gail Lolley

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|--|--|----|---------------------|-------------|-------------------------|-------------|---|---------|
| | | | Appropriation | Reserve | Appropriation | Reserve | Appropriation | Reserve |
| AGENCY FOR WORKFORCE INNOVATION | | | | | | | | |
| | Program: Workforce Services <u>Program Support</u> | | | | | | | |
| 2121 | Salaries And Benefits From Employment Security Administration Trust Fund | | (120,704) | | (120,704) | | | |
| N/A | Special Categories State Operations - American Recovery And Reinvestment Act Of 2009 From Welfare Transition Trust Fund | | 741,847 | 741,847 | 741,847 | 741,847 | | |
| | Special Categories Grants And Aids - Regional Workforce Boards - American Recovery And Reinvestment Act Of 2009 From Welfare Transition Trust Fund | | 176,337,449 | 176,337,449 | 176,337,449 | 176,337,449 | | |
| | Special Categories Salaries And Benefits - American Recovery And Reinvestment Act Of 2009 From Welfare Transition Trust Fund | | 120,704 | 120,704 | 120,704 | 120,704 | | |

Agency for Workforce Innovation

EOG Number: B2010-0498

Problem Statement:

Specific Appropriation 2161C of the Fiscal Year 2009-10 General Appropriations Act provides \$6,000,000 in a Qualified Expenditure Category for the Early Learning Information System (ELIS) project. A total of \$5,000,000 will be provided from federal funds received through the American Recovery and Reinvestment Act of 2009. The agency has procured a vendor to design, develop, and implement this system, which will support the School Readiness and Voluntary PreKindergarten Education programs.

The agency has adopted an Operational Work Plan for Fiscal Year 2009-2010 and an estimated budget through the end of the fiscal year totaling \$3,428,077. To date, the Legislative Budget Commission has transferred and released a total of \$1,167,000 for the project. For the remainder of the fiscal year, the agency expects to incur an additional \$2,261,077 in project cost for the following:

- Project Management Office
- Independent Validation and Verification (IV&V) Services
- System Integration
- Project Expenses

In order for the project to continue, \$2,261,077 of the appropriated funds in the Qualified Expenditure Category for the ELIS project must be transferred to operating categories and released for expenditure.

Agency Request:

The agency requests the transfer of \$1,870,589 from the QEC - ELIS Development category within the Child Care and Development Block Grant Trust Fund to the following American Recovery and Reinvestment Act of 2009 categories: G/A - Contracted Services for \$1,796,132 and State Operations for \$74,457. In addition, the agency requests the transfer of \$390,488 from the QEC - ELIS Development category within the Special Employment Security Administration Trust Fund to the Grants and Aids - Data Systems for School Readiness category for \$374,945, and Expenses category for \$15,543 to continue the development of the Early Learning Information System.

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| <p><i>Governor's Recommendation:</i> Recommend approval to transfer budget authority in the amount of \$1,870,589 in the Child Care and Development Block Grant Trust Fund and \$390,488 in the Special Employment Security Administration Trust Fund from the Qualified Expenditure Category - ELIS Development category to various operating categories to continue the development of the Early Learning Information System.</p> |
| <p><i>Commission Staff Comments:</i> Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None.</p> |

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| <p><i>Senate Committee:</i> Transportation and Economic Development Appropriations <i>Senate Analyst:</i> Marsha Belcher</p> | <p><i>House Council:</i> Transportation and Economic Development Appropriations <i>House Analyst:</i> Gail Lolley</p> |
|--|---|

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|--|---|----|---------------------|---------|-------------------------|---------|---|---------|
| | | | Appropriation | Reserve | Appropriation | Reserve | Appropriation | Reserve |
| AGENCY FOR WORKFORCE INNOVATION | | | | | | | | |
| N/A | Early Learning <u>Early Learning Services</u> Expenses From Special Employment Security Administration Trust Fund | | 15,543 | | 15,543 | | | |
| | Special Categories Grants And Aids - Data Systems For School Readiness From Special Employment Security Administration Trust Fund | | 374,945 | | 374,945 | | | |
| | Special Categories State Operations - American Recovery And Reinvestment Act Of 2009 From Child Care And Development Block Grant Trust Fund | | 74,457 | | 74,457 | | | |
| 2161A | Special Categories Grants And Aids - Contracted Services - American Recovery And Reinvestment Act Of 2009 | | | | | | | |

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February 18, 2010*

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|---------------|---|----|---------------------|-------------|-------------------------|-------------|---|---------|
| | | | Appropriation | Reserve | Appropriation | Reserve | Appropriation | Reserve |
| 2161C | From Child Care And Development Block Grant Trust Fund | | 1,796,132 | | 1,796,132 | | | |
| | Qualified Expenditure Category Early Learning Info System Development (Elis) | | | | | | | |
| | From Child Care And Development Block Grant Trust Fund | | (1,870,589) | (1,870,589) | (1,870,589) | (1,870,589) | | |
| | From Special Employment Security Administration Trust Fund | | (390,488) | (390,488) | (390,488) | (390,488) | | |

Agency for Workforce Innovation

EOG Number: B2010-0499

Problem Statement:

Specific Appropriation 2139B of the 2009 General Appropriations Act provides the Agency for Workforce Innovation \$2,000,000 in a Qualified Expenditure Category for the Unemployment Compensation Claims and Benefits Information System project. The project will create a system to replace the existing 30 year old mainframe-based system which supports the Unemployment Compensation (UC) program.

Since July, the project has established a governance board, brought on a Project Director, procured a vendor to develop the requirements for the system and procured a vendor to perform independent validation and verification tasks.

The project has adopted a work plan and an estimated budget through the end of fiscal year totaling \$2,000,000. On June 17, 2009, the Legislative Budget Commission transferred and released \$521,800 to begin the project. Through June 30, 2010, the project expects to incur an additional \$1,478,200 in project costs for the following:

- Project Director contract services;
- Independent Validation and Verification contract services;
- Business process reengineering documentation deliverable;
- Functional and non-functional requirements documentation deliverable;
- Conceptual Data Model deliverable;
- Feasibility Study update deliverable.

In order for the project to continue, \$1,478,200 of the appropriated funds in the Qualified Expenditure Category for the UC System project must be transferred to operating categories and released for expenditure.

Agency Request:

The agency requests the transfer of \$1,478,200 within the Employment Security Administration Trust Fund from the Qualified Expenditure Category - Unemployment Compensation Claims and Benefits System appropriation category to the Grants and Aids - Contracted Services appropriation category for \$1,457,200 and to the Expenses category for \$21,000 to begin the business process analysis and re-engineering efforts necessary for the implementation of the Unemployment Compensation Claims and Benefits

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| Information System. |
| Governor's Recommendation: Recommend approval to transfer budget authority in the amount of \$1,478,200 in the Employment Security Administration Trust Fund from the Qualified Expenditure Category-Unemployment Compensation (UC) Claims and Benefits Information System category to the Grants and Aids-Contracted Services category for \$1,457,200 and Expenses category for \$21,000 to continue development of the Unemployment Compensation Claims and Benefits Information System. |
| Commission Staff Comments: Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None. |

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| Senate Committee: Transportation and Economic Development Appropriations Senate Analyst: Marsha Belcher | House Council: Transportation and Economic Development Appropriations House Analyst: Gail Lolley |
|--|---|

*Budget Commission Meeting
February 18, 2010*

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | | RECOMMENDED BY GOVERNOR | | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION | |
|--|--|----|---------------------|-------------|-------------------------|-------------|---|---------|
| | | | Appropriation | Reserve | Appropriation | Reserve | Appropriation | Reserve |
| AGENCY FOR WORKFORCE INNOVATION | | | | | | | | |
| | Program: Workforce Services <u>Unemployment Compensation</u> | | | | | | | |
| 2135 | Expenses From Employment Security Administration Trust Fund | | 21,000 | | 21,000 | | | |
| 2137 | Special Categories Grants And Aids - Contracted Services From Employment Security Administration Trust Fund | | 1,457,200 | | 1,457,200 | | | |
| 2139B | Qualified Expenditure Category Unemployment Compensation Claims And Benefits Information System From Employment Security Administration Trust Fund | | (1,478,200) | (1,478,200) | (1,478,200) | (1,478,200) | | |

Department of Education

EOG Number: B2010-0515

Problem Statement:

Section 1003.03(4)(a), Florida Statutes, provides the statutory framework for making adjustments to appropriations for school districts that fail to meet required class size reductions. From 2003-04 to 2005-06, compliance was measured at the district level. For 2006-07, 2007-2008, 2008-09, and 2009-10, compliance has been measured at the school level. Any school district that has not reduced its average school class size as required by statute may have a portion of its class size reduction operating funds transferred to a fixed capital outlay account. The adjustment is calculated by the Department of Education and verified by the Florida Education Finance Program Allocation Conference. The amount of the funds actually transferred shall be the lesser of the amount calculated or the undistributed balance of the district's class size reduction operating categorical. However, the Commissioner of Education and the State Board of Education may make a recommendation to the Legislative Budget Commission for approval of an alternate amount of funds to transfer if a district has been unable to meet the class size reduction requirements despite appropriate effort to do so.

For the initial calculation completed on December 21, 2009, the Florida Education Finance Program Allocation Conference found that 72 traditional schools in 26 school districts did not meet the current year class size reduction requirements on a school average basis, for a potential total transfer from the class size reduction operating categorical to fixed capital outlay in the amount of \$1,912,030.

Following the initial transfer calculation, the Commissioner recommended an adjustment for unexpected student growth which resulted in a reduction in the transfer amount of \$677,118. The adjusted total transfer from the operating categorical to fixed capital outlay prior to districts' appeals was \$1,234,912.

Pursuant to Section 1003.03(4)(a), Florida Statutes, the State Board of Education on February 9, 2010, reviewed evidence presented by school districts for schools that were unable to meet class size reduction requirements, despite appropriate effort to do so. The Board determined that district data reporting errors were factors to be considered in the appeal process. After the appeals, the transfer amount was further reduced by \$967,649 for an adjusted transfer amount of \$267,263.

Therefore, the Commissioner of Education recommends that the Legislative Budget Commission approve the alternate amount of \$267,263 for transfer from the Class Size Reduction operating category to the Class Size Reduction fixed capital outlay category.

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| <p>Agency Request: The Department of Education requests the approval of the adjusted transfer amount of \$267,263 from State Grants / K-12 - FEFP, Class Size Reduction to Education Fixed Capital Outlay, Class Size Reduction Program pursuant to Sections 216.292(2)(d) and 1003.03(4)(a), Florida Statutes. This transfer is based upon the calculations provided by the Florida Education Finance Program Appropriation Allocation Conference, recommended by the Commissioner of Education, and approved by the State Board of Education on February 9, 2010.</p> | |
| <p>Governor's Recommendation: Recommend approval to transfer \$267,263 in undistributed General Revenue funds in accordance with s. 1003.03(4), F.S., for school districts that did not meet the class size reduction requirements.</p> | |
| <p>Commission Staff Comments: Senate Professional Staff: Recommend approval as recommended by the Governor's Office. House Professional Staff: None.</p> | |
| <p>Senate Committee: Education Pre-K-12 Appropriations Senate Analyst: Kurt Hamon</p> | <p>House Council: PreK-12 Appropriations House Analyst: Allyce Heflin</p> |

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|------------------|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| EDUCATION | | | | | |
| N/A | Education <u>Program: Education - Fixed Capital Outlay</u> Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Class Size Reduction Projects From General Revenue Fund | | 267,263 | 267,263 | |
| 77 | Public Schools, Division Of <u>Program: State Grants/K-12 Program - Fefp</u> Aid To Local Governments Grants And Aids - Class Size Reduction From General Revenue Fund | | (267,263) | (267,263) | |

Agency for Health Care Administration

EOG Number: B2010-0544

Problem Statement:

Proviso included in the Fiscal Year 2009-2010 General Appropriations Act immediately following Specific Appropriation 219 authorizes the Agency for Health Care Administration (AHCA) to transfer funds from the Nursing Home Care appropriation category to the Department of Elder Affairs (DOEA), the Department of Health (DOH) and the Department of Children and Family Services (DCF) to transition the greatest number of appropriate eligible beneficiaries from skilled nursing facilities to community-based alternatives to maximize the reduction in Medicaid nursing home occupancy. This proviso enables the AHCA and the DOEA to implement the Florida Nursing Home Transition Plan developed as a result of the Long v. Benson lawsuit.

This lawsuit, filed January 2008, alleges that the state has violated the Americans with Disabilities Act by failing to transition members of the plaintiff class from nursing homes to home and community based services (HCBS) under the state's various Medicaid waiver programs. It further alleges that the state has failed to inform nursing home residents that they can apply for home and community based services. The DOEA is also a named party to the suit.

A trial date was set for December 2009; however, a settlement agreement abated the lawsuit for one year to enable the AHCA to implement this proviso authorizing the transfer of funds for the transition of nursing home residents to home and community based waivers and the nursing home diversion program. If, at the end of the abatement period, the state has expended \$27 million, the plaintiffs will seek court approval to dismiss the lawsuit. If, at the end of the abatement period, the state has not reached that spending goal, the plaintiffs may still determine that the state has acted in good faith, and seek court approval to dismiss the lawsuit. If the spending goal is not reached, or the case not otherwise dismissed, then it would go back onto the court calendar with a new trial date.

As of January 2010, the DOEA has transitioned 372 individuals and anticipates transitioning an additional 297 individuals by June 30, 2010, bringing the total to 669 individuals. The estimated cost to transition these 669 individuals is approximately \$8 million. The DOEA is not requesting additional spending authority on this amendment. For the 2009-2010 fiscal year, the DOEA anticipates having sufficient budget authority in the Assisted Living for the Elderly and Nursing Home Diversion waivers to support these costs. Additional budget authority in the Aged and Disabled Adult waiver may be required towards the end of this fiscal year and will be requested at a later Legislative Budget Commission meeting if needed.

This amendment requests authority for the 44 individuals that have been identified to date for transition during the 2009-2010 fiscal year to community-based settings in waivers administered by the DCF and the DOH. Of this number, nine individuals have been transferred. The transfer of budget authority is needed to provide for the services and care of these 44 individuals.

Agency Request:

The Agency for Health Care Administration requests the transfer of \$249,183 in General Revenue and \$520,850 from the Medical Care Trust Fund from the Nursing Home Care category to the following:

Department of Health Brain & Spinal Cord Waiver

\$207,764 - General Revenue

\$434,275 - Brain and Spinal Cord Trust Fund

Department of Children and Family Services Home and Community Based Services Waiver

\$41,419 - General Revenue

\$86,575 - Federal Grants Trust Fund

In addition, the agency requests corresponding trust fund authority to support the payments as follows:

Agency for Health Care Administration Home and Community Based Services Waiver

\$770,033 - Medical Care Trust Fund

Governor's Recommendation:

Recommends approval to transfer funds and establish additional trust fund authority as follows in accordance with specific proviso language from funds in Specific Appropriation 219, which authorizes the agency to provide for the transition of clients from nursing home settings to local, community-based programs:

- Transfers \$249,183 in general revenue funds from AHCA's Nursing Home Care category - \$207,764 to DOH's Brain/Spinal Cord Waiver category and \$41,419 to DCF's Home/Community Based Services category;
- Transfers budget authority in the amount of \$520,850 in the Medical Care Trust Fund from AHCA's Nursing Home Services - \$434,275 to DOH's Brain and Spinal Cord Waiver Injury Trust Fund in the Brain/Spinal Cord Waiver category and \$86,575 to DCF's Federal Grants Trust Fund in the Home and Community Services Waiver category; and
- Increases budget authority by \$770,033 in AHCA's Medical Care Trust Fund in the Home and Community Based Services category.

Commission Staff Comments:

Senate Professional Staff: Recommend approval as recommended by the Governor's Office.

House Professional Staff: None

Senate Committee: Health and Human Services Appropriations

Senate Analyst: Cindy Kynoch

House Council: Healthcare Appropriations

House Analyst: Anita Hicks

| Line Item No. | Budget Entity / Fund / Appropriation Category Title | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|--|--|----|---------------------|-------------------------|---|
| | LASPBS Account Number | | Appropriation | Appropriation | Appropriation |
| CHILDREN AND FAMILY SERVICES | | | | | |
| 306 | Program: Family Safety Program <u>Family Safety And Preservation Services</u> | | | | |
| | Special Categories Home And Community Based Services Waiver From General Revenue Fund | | 41,419 | 41,419 | |
| | From Federal Grants Trust Fund | | 86,575 | 86,575 | |
| HEALTH | | | | | |
| N/A 542 | Program: Health Care Practitioner And Access <u>Community Health Resources</u> | | | | |
| | Special Categories Brain And Spinal Cord Home And Community Based Services Waiver From General Revenue Fund | | 207,764 | 207,764 | |
| | From Brain And Spinal Cord Injury Rehabilitation Trust Fund | | 434,275 | 434,275 | |
| AGENCY FOR HEALTH CARE ADMINISTRATION | | | | | |
| 215 | Program: Health Care Services <u>Medicaid Long Term Care</u> | | | | |
| | Special Categories Home And Community Based Services | | | | |

*Budget Commission Meeting
February 18, 2010*

| Line Item No. | Budget Entity / Fund / Appropriation Category Title LASPBS Account Number | CF | REQUESTED BY AGENCY | RECOMMENDED BY GOVERNOR | APPROVED BY THE LEGISLATIVE BUDGET COMMISSION |
|---------------|--|----|---------------------|-------------------------|---|
| | | | Appropriation | Appropriation | Appropriation |
| 219 | From Medical Care Trust Fund | | 770,033 | 770,033 | |
| | Special Categories | | | | |
| | Nursing Home Care | | | | |
| | From General Revenue Fund | | (249,183) | (249,183) | |
| | From Medical Care Trust Fund | | (520,850) | (520,850) | |