

June 15, 2001

The Honorable Katherine Harris
Secretary of State
PL 02, The Capitol
Tallahassee, Florida 32399

Dear Secretary Harris:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of portions of Senate Bill 2000, enacted during the 33rd Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 2001, and entitled:

An act making appropriations; providing moneys for the annual period beginning July 1, 2001, and ending June 30, 2002, to pay salaries, and other expenses, capital outlay – buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

Senate Bill 2000 accomplishes much for Florida. With Florida moving toward a seamless, student centered approach to education, the Legislature continued to dedicate a third of the total state budget to education priorities.

The education reforms that have been implemented over the last few years have been focused on improving student achievement and ensuring that our children receive a quality education. Florida's school districts have met the challenge and have increased student achievement significantly in three short years. For the 2000-2001 school year 41 percent of our schools are rated A or B schools, compared to 21 percent in 1998-1999. During the 2000-2001 school year there are five times as many A graded high schools than there were during the 1999-2000 school year. The Legislature's steadfast commitment to K-12 education over the last three years has been evident through reform and by funding this reform.

The 2001-2002 budget provides an increase of \$201 per student, for a total of \$739 million, for K-12 public school operations. This represents a 6.3 percent increase in the Florida Education Finance Program and follows appropriated increases of \$223 per student in 1999-2000 and \$280 per student in 2000-2001. In keeping with our commitment to help school districts address growth and reduce class size, the Legislature also appropriated \$203.5 million to assist districts with new classroom construction.

The budget also provides additional resources for university enrollment growth, as well as funding for community college development and expansion of degree programs targeted on high demand occupations which provide a high return on investment to the local economy. These additional programs will allow our community colleges to contribute toward economic development and meet growing workforce training needs for high-skill and high-wage jobs.

Facilities challenge grants are an important means of leveraging state funds by matching private donations. Currently, the review process for these projects is driven primarily by the resources available to meet construction costs with little regard to other considerations such as each project's total construction costs, annual operating budget, or the importance of the project in the institution's mission and overall Campus Master Plan. In the future, my office will work with the Universities and Legislature to ensure that projects are in alignment with institutional priorities, address core missions, and meet the highest standards of financial accountability through detailed long range planning.

With the assistance of community based care organizations and the Florida Legislature, during my first two years in office we have been able to provide record levels of new funding for health and human services programs. With these new funds, we have focused on rebuilding Florida's ailing child welfare system, providing a full range of services to our developmentally disabled citizens and their families, providing health insurance for nearly all of the state's low and moderate income children, and providing home and community based services to our elders so they can remain in their homes and communities and avoid institutional care.

As a result of these dramatic funding increases and program improvements, we are creating a better future for our most vulnerable Floridians. My administration, with the support of the Florida Legislature, is moving quickly toward a brighter vision of how to compassionately serve Florida's most vulnerable citizens. Using a community-based care model, our government is now emphasizing choices, families and communities and targeting state resources to provide services rather than expanding bureaucracy.

SB 2000 continues our policy of enhanced funding for critical health and human services needs. The bill increases total spending for health and human services to \$16.9 billion next year, an increase over the last 3 years of \$4.5 billion, or 36 percent. These new funds support a variety of critical services for Florida's most vulnerable.

As of May 2001, a record 1.2 million Florida children were receiving health insurance coverage through Florida KidCare and Medicaid. This represents more than 81 percent of all children eligible for these programs. Over the last three years, the number of children participating in Florida's Kidcare program has expanded by 432,000 children, an increase of 56 percent.

More than 36,000 developmentally disabled Florida residents now have access to the full range of needed services. When I was first elected, the number of developmentally disabled Floridians being fully served was less than 10,000. Our new state budget includes an additional \$78 million for this program, sufficient funding to serve another 6,700 developmentally disabled persons who are expected to request services by July 1, 2002. These new funds, when added to the base, are sufficient to fully serve 42,000 developmentally disabled persons by July 2002, more than a four-fold increase in three years. During the last 3 years, state funding for developmental services has increased by 74 percent for a total of \$886 million. Our developmentally disabled citizens are now more appropriately and efficiently served in their homes and communities based upon decisions made by themselves and their families.

SB 2000 also lives up to our commitment to expand funding for alternatives to institutional care so our elders can age at home or in their communities. The bill reflects that commitment by providing \$48 million in new funds for long term care community-based options. These new funds are sufficient to

serve an additional 10,000 elders or their care givers who receive services through the Older Americans Act, including respite services and additional supportive services such as counseling, adult daycare, transportation, and meals. This brings the total increase in funding for long term care alternatives over a three-year period to \$122 million – a growth of 51 percent.

The Legislature also provided \$76 million in new funding this year to ensure that the care provided in nursing homes is of the highest quality. This funding will improve the quality of nursing home care by increasing staff-to-resident ratios, improving staff training, and changing employee benefits aimed at decreasing staff turnover. Quality of Care visits to nursing homes will also increase from the current annual to quarterly visits.

SB 2000 continues our commitment to reform Florida's child welfare system by providing \$84 million in expanded child welfare funding, a 10 percent increase over current year funding. These new funds will be used to continue our efforts to protect children and move to a system of community-based care. Included in this new funding is \$10 million for a new grant program to assist communities in caring for children at risk of abuse and neglect. Over the last 3 years, funding for child welfare programs has grown by \$385 million, a 95 percent increase.

Specific appropriation 227 contains proviso language which attempts to eliminate participation by local governments in the funding of Kidcare. Since this proviso contains no dollar amount, it is not available for veto. However, this proviso contradicts s. 624.91(4)(b)2. and 15., Florida Statutes, which delegates authority to determine local match to the Board of Directors of the Florida Healthy Kids Corporation. Because this proviso language attempts to change or amend substantive law, I believe it violates Article III, Section 12 of the Florida Constitution, and have asked my legal office to take action to judicially void this language. Kidcare should be a true partnership between federal, state and local governments. I encourage the Healthy Kids Board to adopt a local match policy which provides for an equitable contribution by all counties but provides a reduced funding amount for counties which are economically deprived.

The Florida Legislature and I have worked together to adopt public-safety reforms such as 10-20-Life, the Three-Strike Violent Felony Offender Act, and the Habitual Juvenile Offender Accountability Act. These initiatives and related laws passed during 1995-1997 have successfully reversed the lenient and disastrous criminal-justice policies of the early 1990's. Thanks to these policies and the dedicated efforts of professional local and state law enforcement, Florida's 2000 "Index Crime" rate was the lowest in 28 years. The 2000 index-crime rate, based on murder, forcible sex, robbery, aggravated assault, burglary, larceny and motor vehicle theft, dropped 18 percent since January 1, 1999. This two-year decline in index-crime rates is the steepest ever recorded by the Florida Department of Law Enforcement (FDLE).

Violent gun crimes have continued to decline since 10-20-Life became law and was the focus of a \$1.3 million public awareness campaign. In 1998, the FDLE reported over 31,600 violent gun crimes. That year, I advocated 10-20-Life as a centerpiece of my campaign platform. In 1999, the Florida Legislature enacted this law and funded a campaign to advertise the law's tough mandatory sentences of 10 years up to life in prison. The results are in: The violent-gun crime rate in 2000 declined by 26.4 percent compared to 1998. In April 2001, I said, "the certainty of punishment provided in the 10-20-Life era is reducing and preventing violent gun crimes."

Felons in state prison are now serving 82 percent of their sentences. Prisoners convicted of committing crimes after October 1, 1995 will serve at least 85 percent of their prison sentence. Florida crime rates have declined because violent and repeat offenders are serving much longer sentences in prison.

My “tough-love” juvenile-justice initiative, supported by the 2000 and 2001 Legislatures, is working to reduce juvenile crime in Florida. This initiative includes increased funding for more residential commitment facilities to increase the average length of stay of juvenile offenders, increased funding for mental-health treatment of committed juveniles, focused funding for juvenile prevention efforts, and tougher juvenile-sentencing laws. In 2001, Department of Juvenile Justice Secretary William Bankhead reported, “the ‘tough love’ approach to juvenile crime is paying public safety dividends. We are seeing strong results in 2000 compared to 1999, with a 7.1 percent drop in juvenile arrests for the most serious offenses.”

The Legislature and I are working together to reduce illegal drug use by 50 percent by 2005. We have reversed Florida's drug-use trends among 12 to 17 year olds, going from third worst to third best as measured by the National Household Survey on Drug Abuse. The Legislature has implemented my Drug Control Strategy recommendation by passing the Seaport Security Bill and has expanded drug courts into every circuit in the state.

In the 2001-02 state budget, the Legislature demonstrated their commitment to public safety by approving many of my budget recommendations, including a significant increase of the pay and benefits for the men and women who serve on the front lines of public safety as law-enforcement officers. In addition, the Legislature continued to fund improved criminal-justice policies recommended in my budget.

We are a state that is blessed with abundant water resources of approximately 7,700 freshwater lakes, more than 1,700 streams including 64 rivers, 3 million acres of wetlands, and 33 first magnitude springs. Florida's tremendous growth and continuing urbanization are straining our water resources. The Florida Department of Environmental Protection estimates that approximately 500 of our surface water bodies are in need of restoration to meet the surface water quality requirements of the Federal Clean Water Act.

Last year, recognizing the need to implement a better water policy for Florida, we began a concerted effort to focus limited resources on Florida's top environmental priorities. Through the Water Advisory Panel, the Legislature funded and I approved a record \$143 million for surface water and wastewater projects. This year, once again, I am pleased to recognize that the Legislature has made a major funding commitment for enhanced water restoration efforts.

The Everglades remains at the top of Florida's priority list. Working with the Legislature, we have achieved unprecedented success in passing state and federal legislation to provide critical funding to implement the Comprehensive Everglades Restoration Plan approved by Congress in December 2000. Florida has demonstrated its readiness, willingness and ability to carryout this vital ecosystem protection and restoration undertaking. I am proud of Florida's \$205 million cash commitment over the last two years.

Another accomplishment is the Florida Springs Initiative. Florida's largest freshwater springs are among our most precious and unique natural wonders, yet the springs are suffering from increasing pollution threats, excess nutrients, effects of drought, and in some cases overuse. The \$2.5 million Florida Springs

Initiative will provide better scientific information and produce action plans to protect and restore our unique freshwater springs.

In addition, Florida was one of the first states to put programs in place to protect our water resources from underground and above ground petroleum storage tanks. More than 92 percent of the fresh drinking water in Florida is from groundwater sources – a fact that requires stringent protection of groundwater sources. Over the last three years, \$350.8 million has been provided for the Petroleum Cleanup Program, giving Florida one of the most progressive and strict petroleum contamination prevention and cleanup programs in the nation.

Florida's rich diversity and abundance of plant and animal species makes it unique. This diversity and abundance brings with it a responsibility to protect and preserve the diversity, maintain the abundance, and prevent extinction.

Manatee protection and its impacts on the boating public are important issues facing Florida. On October 19, 2000, I convened a summit to examine manatee protection strategies including the regulation and enforcement of speed zones, sanctuaries, and boating access. The summit concluded with several recommendations, including an increase in the number of law enforcement officers, to help keep our waters safe. This year the budget provides 25 new law enforcement officers to protect human lives and improve protection of marine and estuarine species, including the manatee.

Finally, this year the Legislature passed the historic Florida Election Reform Act of 2001. Thanks to this reform, Florida will have an electoral system that will not only be the envy of the nation, but also the world. The election reforms received overwhelming support in the Legislature, passing by 120-0 in the House and by 38-2 in the Senate. This budget includes \$20 million in funding to implement these reforms.

While there is much in the budget of which to be proud, several items did not go through committee or statutory processes for inclusion in the budget. The following items were added to the appropriations bill during conference, thus circumventing the scrutiny of the entire appropriations process, and therefore are hereby vetoed:

Specific Appropriation 7A

Page 2

"7A	SPECIAL CATEGORIES	
	GRANTS AND AIDS - GRANTS TO PUBLIC SCHOOLS	
	FOR READING PROGRAMS	
	FROM EDUCATIONAL ENHANCEMENT TRUST FUND	1,731,428

Funds appropriated in Specific Appropriation 7A are provided for Direct Instruction."

Specific Appropriation 7B

Pages 2 and 3 - A portion of proviso language

"From the funds appropriated in Specific Appropriation 7B, \$280,000 is provided to establish a pilot program in Mathematics (Algebra I, Algebra II, and Geometry), including professional development for teaching staff. The pilot shall operate in a low performing high school in the Gadsden County school district."

Specific Appropriation 18

Pages 10 and 11 - A portion of proviso language

"Center for Fine Arts Dance Studio Addition (P,C,E)	306,616"
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Specific Appropriation 23A

Pages 12 and 13 - A portion of proviso language

"Leon Cty Reimbursement for TCC/LAW Enf (PTLEF Transfer)	1,000,000"
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Specific Appropriation 130A

Pages 31 and 32 - A portion of proviso language

", and \$268,572 is provided for Direct Instruction."

Specific Appropriation 349

Page 82 - A portion of proviso language

"Early Permanency Planning	210,000"
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Specific Appropriation 394

Page 90 - proviso language

"From the funds in Specific Appropriation 394, \$50,000 from recurring General Revenue is provided to continue the Independent Living for Retarded Adults non-profit organization in Marion County."

Specific Appropriation 399A

Page 91 - proviso language

"From funds in Specific Appropriation 399A, the department shall transfer \$10,000 to the Correctional Privatization Commission for the purpose of negotiating and implementing contracts with the selected vendor for the 600 bed Sexual Violent Predator facility in Desoto County."

Specific Appropriation 403

Page 93 - A portion of proviso language

"IMPACT Community Services (Non-Recurring) 1,429,353"

Specific Appropriation 431A

Page 97 - A portion of proviso language

"Village Adolescent Treatment Program for Dually Diagnosed
Girls - Dade County 500,000"

Specific Appropriation 431B

Pages 97 and 98

"431B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
MENTAL HEALTH/SUBSTANCE ABUSE FACILITIES
FROM GENERAL REVENUE FUND 553,000

The following projects from Specific Appropriation 431B, are funded from nonrecurring General Revenue Funds:

Human Services Associates - Orange County 422,000
Crawford/Monarch Houses - Broward County 131,000

Funds in Specific Appropriation 431B for purchase of or improvements to real property are contingent upon the contractor or political subdivision granting to the state a security interest in the property at least to the amount of the state funds provided for at least five years from the date of purchase of the completion of the improvements or as further required by law."

Specific Appropriation 488

Page 106 - A portion of proviso language

"Senior Community Outreach - Sarasota County 170,000"

Specific Appropriation 510

Pages 109 and 110 - A portion of proviso language

"From the funds in Specific Appropriation 510, \$177,000 shall be provided to Fairchild Tropical Gardens for the administration of an education program regarding tobacco and the long-term health effects of smoking."

Specific Appropriation 580B

Page 118 - A portion of proviso language

"Dover Community Health Center - Hillsborough 640,000"

Specific Appropriation 598

Page 121 - A portion of proviso language

"Echocardiography Telecommunications Network 500,000"

"Seizure Disorder Clinic - Statewide 250,000"

Specific Appropriation 666

Page 129 - proviso language

"From the funds in Specific Appropriation 666, \$200,000 in nonrecurring General Revenue is provided for the Jacksonville Veterans' Homeless Employment and Training Program."

Specific Appropriation 1748

Pages 238 and 239 - A portion of proviso language

"Holloway Irrigation System 500,000"

Specific Appropriation 2045

Pages 270 through 272 - A portion of proviso language

"Trade Corridor Strategy 400,000"

"State Road 70 7,500,000"

"Funds provided in Specific Appropriation 2045 for a Trade Corridor Strategy are for the Transportation Outreach Program Advisory Council to conduct a trade corridor strategy and implementation assessment. The scope of the comprehensive assessment will include coordination with all affected stakeholders by region and by trade corridor to conduct a thorough multimodal "needs" assessment to identify near-term, mid-term and long-term prioritized improvements for all modes of transportation with the state's identified corridors and corresponding regions. Order of magnitude costs associated with each multimodal need will be provided to the extent such costs may be determined and estimated. The assessment shall include a discussion of local, state and federal financing methods to implement the recommendation and conclusions put forth. The assessment shall be complete and submitted to the Governor and the Legislature by January 15, 2002."

Specific Appropriation 2051

Pages 272 and 273 - proviso language

"From funds in Specific Appropriation 2051, up to \$20,000 may be used for a study of the construction of a rail enhancement, cargo handling system located at the Port of Palm Beach which will link the Port of Miami, Port Everglades and the Port of Palm Beach using innovative rail technology. This study would determine whether or not technology allowing for trailers to be removed from the highway system and placed directly on an innovative rail system is an appropriate method of intermodal transportation. The study will also determine if utilizing this new technology will result in a more efficient and cost effective way of transporting goods between the Ports while relieving congestion on our state highway system."

Specific Appropriation 2367A
Pages 306 and 307 - A portion of proviso language

"CDC Enterprise Zone	400,000"
"Enterprise Zone Grant Program	1,000,000"
"Outback Bowl	200,000
Toyota Gator Bowl	200,000
Sunshine Football Classic	200,000"

"Funds in Specific Appropriation 2367A for the Enterprise Zone Grant Program, are provided to establish a grant program for court house construction and court house land acquisition for counties having a population of over 89,999. The Office of Tourism, Trade, and Economic Development shall establish grant criteria that include the following:

1. All court house construction and court house land acquisition activities must be within a designated enterprise zone.
2. State grant funding for court house land acquisition must have at least 25% local county cash matching funds.

The Office of Tourism, Trade, and Economic Development, in consultation with Chairs of the Senate Appropriations Committee and House Fiscal Responsibility Council shall determine the distribution of these funds to those counties that submit a request. Reports from those counties receiving such funds shall be submitted annually to the Governor, the President of the Senate, and the Speaker of the House of Representatives. Such reports shall document the total cost of the land purchased, certification that the property acquired is located in an enterprise zone, the total cost of court house construction, and the anticipated project completion date."

SECTION 1 - EDUCATION ENHANCEMENT "LOTTERY" TRUST FUND

Several projects of a purely local nature have been funded with the Lottery Education Enhancement Trust Fund. I cannot circumvent Constitutional intent and allow Lottery funding to be opened up to line item funding for local projects. Each education system is allocated its fair share of discretionary lottery funding and is able to fund these local enhancement projects with this allocation. Thus, I am approving line item funding for Lottery only for existing and ongoing school based programs with statewide benefits and statewide projects meeting a critical need. Some of these projects, such as the Holocaust Museum and Arts for Complete Education, were also funded from General Revenue, a more appropriate funding source. For these reasons I am withholding my approval for the following line items:

Specific Appropriation 7B

Pages 2 and 3 - A portion of proviso language

"From the funds appropriated in Specific Appropriation 7B, \$3,000,000 shall be used by the Department of Education to fund learning development demonstration and evaluation grants to elementary and middle schools. These grants shall be employed solely to fund in designated schools a fully integrated system of assessment, remediation and development in which the student is provided a specific program of learning ability enhancement based on the individual's detailed assessment of cognitive abilities and screening of perceptual and sensory motor systems."

Specific Appropriation 7C

Page 3 - A portion of proviso language

", \$1,000,000 is provided for College Fast Start, \$150,000 is provided for Amer-I-Can, \$150,000 is provided for an After School Tutorial Program in Broward County, and \$125,000 is provided for an After School Enrichment Program in Dade County."

Specific Appropriation 7E

Page 3

"7E	SPECIAL CATEGORIES	
	TEACHER PROFESSIONAL DEVELOPMENT	
	FROM EDUCATIONAL ENHANCEMENT TRUST FUND	1,250,000

Funds appropriated in Specific Appropriation 7E are provided for the Schultz Center for Teaching and Leadership."

Specific Appropriation 7F

Pages 3 and 4 - A portion of proviso

"From the funds appropriated in Specific Appropriation 7F, \$1,000,000 is provided for a statewide vision screening service for pre-school children using a system based on color photorefraction. The selection of the service provider shall be in accordance with Chapter 287, F.S., and the service provider must have completed a vision screening program in a public school setting using the screening method provided in this paragraph."

"From the funds in Specific Appropriation 7F, \$200,000 is provided for Arts for a Complete Education, \$100,000 is provided for Jason Project/Manatee, \$250,000 is provided for the Florida Holocaust Museum,"

", \$150,000 is provided for the Early High Technology Education Intervention Initiative, \$300,000 is provided for the Bay High School Regional Academies, \$1,400,000 is provided for the Center for Creative K-12 Outreach Program, \$200,000 is provided for Hands in Action - Family, Schools and Friends, \$350,000 is provided for Truancy Intervention Program - Hillsborough, \$80,000 is provided for the Brooksville Elementary School Safe and Secure Schools Program, \$510,000 is provided for Dreams are Free, \$900,000 is provided for Sea Trek,"

", and \$355,368 is provided for the Florida Youth Challenge - Education Lab.

From the funds appropriated in Specific Appropriation 7F, \$1,048,204 is provided to the Miami-Dade County Public Schools Instructional Technology Department to purchase necessary hardware and instructional software to implement a pilot project to improve student performance in reading and math for middle and high schools rated "D" or "F" according to the State's A+ Plan."

Specific Appropriation 7G

Page 4

"7G	SPECIAL CATEGORIES	
	GRANTS AND AIDS - EXCEPTIONAL EDUCATION	
	FROM EDUCATIONAL ENHANCEMENT TRUST FUND	600,000

Funds appropriated in Specific Appropriation 7G are provided for the Therapeutic Early Childhood and Elementary Severely Emotionally Disturbed Center."

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

The budget contains construction projects that have not gone through the facilities review process set in statute. The review process is meant to provide an appropriate mechanism for funding essential facility needs that meet the mission and goals of Florida public education and the state as a whole. We must resist the temptation to circumvent this process given the limited resources available. Therefore, I am limiting my approval to those projects that have been reviewed and approved by the Board of Regents, the Special Facility Construction Committee, or the State Board of Community Colleges as well as those critical safety renovations to Florida's state-owned buildings.

Specific Appropriation 17

Pages 8 through 10 - A portion of proviso language

"FCCJ/UNF Joint Use Facility	2,000,000"
"Center for Teaching and Learning	1,000,000"

Specific Appropriation 18

Pages 10 and 11 - A portion of proviso language

"FAU/HBOI Marine Science Partnership (P)	997,860"
"Education & Study Center - Sarasota	1,000,000
North Addition to the Museum - Sarasota.	6,000,000"
"UF - Whitney Lab	3,492,500
UF Genetics Institute	5,000,000
IFAS Aquaculture Research and Demonstration Facility	4,600,000"
"UNF/Edward Waters Joint-use Facility	2,000,000"
"Marine Science Aquatic Lab (P)	1,000,000
Medical School Outpatient Facility	1,000,000"

Specific Appropriation 23A

Pages 12 and 13 - A portion of proviso language

"Manatee County Community High School planning	1,500,000
Okaloosa County Ft. Walton Beach HS Addition & Renovation	3,000,000"

The Legislature has examined the option of establishing a school of chiropractic medicine for the past two sessions. The state need being addressed in this issue includes providing more medical services to underserved persons and providing an in-state lower cost option for Florida students to acquire a chiropractic medical education. A commissioned study recommended four options for meeting these needs. A publicly funded school of chiropractic medicine was one of the four options. Within this option, there are two potential sites identified for locating a new school. These include a school on the main FSU campus and a school to use shared facilities at the Panama City FSU branch campus and Gulf Coast Community College. Both locations will require the construction of a new facility. The original

advantages of considering a school of chiropractic medicine at FSU disappear with the Panama City option and locating the school at the main Tallahassee campus appears impossible at this time.

The study references a partnership with a private well known school of chiropractic medicine which has developed an agreement with the city of Port Orange to locate there. This private option is well along in establishing a school to serve approximately 500-700 students at no direct cost to the state. This option is promising for meeting the goals of access on which the original discussion was based. The state may still develop other means for assisting in minority student recruitment and financial assistance to help students acquire a medical education and practice in Florida. For these reasons, I do not believe the state should embark on funding a public school of chiropractic medicine and am therefore withholding my support for the following line item:

Specific Appropriation 194

Pages 49 through 52 - A portion of proviso language

"Chiropractic Medicine - FSU	1,000,000"
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Other budget items meet a critical state concern and are necessary to further our goal for a more educated workforce. In addition, there are budgeted projects that complete or support statewide commitments made in previous years or further our highest priorities to improve student achievement. Although many expansion and new projects are worthwhile endeavors, all cannot be given priority in a year where reductions are being made to address competing state needs. Therefore, I am giving my approval to new and expanded projects that meet priority needs, are funded from an appropriate source, and do not have unacceptable out year costs. I hereby veto the following projects because they failed to meet these stated criteria:

Specific Appropriation 23A

Pages 12 and 13 - A portion of proviso language

"Heartland Educational Consortium	500,000"
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"Manatee County Emerson Point Environmental Center	600,000"
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Specific Appropriation 24A

Page 13 - A portion of proviso language

"From the funds in Specific Appropriation 24A, up to \$3,000,000 shall be available to FSU to correct drainage problems in the Howser Stadium area."

Specific Appropriation 131B

Page 33

"131B SPECIAL CATEGORIES GRANTS AND AIDS - LEARNING GATEWAYS FROM GENERAL REVENUE FUND	6,000,000
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Funds appropriated in Specific Appropriation 131B are provided to the Department of Education to implement three pilot Learning Gateway programs in Orange, Manatee, and St. Lucie

Counties. The programs shall address prevention of learning disabilities in children ages birth to 9."

Specific Appropriation 143

Pages 34 and 35 - A portion of proviso language

"From the funds appropriated in Specific Appropriation 143, \$317,000 is provided for Florida School Boards Association school board member in-service training.

From the funds appropriated in Specific Appropriation 143, \$4,000,000 is provided for the development of a Sunshine State Professional Development Network. The purposes of this network are to assist teachers seeking alternative or add-on certification consistent with the provisions of s. 231.17(7)(a), F.S., to assist teachers who wish to participate in the Florida Mentor Teacher Pilot Program as defined in s. 231.700, F.S., and to assist teachers to prepare for performance assessment based on student achievement as required by s. 231.29, F.S."

", \$275,000 is provided for the Florida Humanities Council,"

", and \$800,000 is provided for the Flight to Your Future Teacher Resource and Activity Center at Embry-Riddle Aeronautical University for math/science enhancement."

Specific Appropriation 145A

Page 35 - A portion of proviso language

", and \$500,000 is provided for the Keating Maritime Center."

", \$25,000 is provided for Hands in Action-Family, Schools and Friends, \$500,000 is provided for the Center for Infant Child School Outreach Program, \$500,000 is provided for SER/SABER/Youth Coop,"

"From the funds appropriated in Specific Appropriation 145A, \$250,000 is provided for Instructional Materials Innovation in the first state-approved charter school district. Identified teachers will participate in a project with publishers and other teachers to design a system for preparation and delivery of materials specifically designed to meet the individualized instructional needs of each teacher."

Specific Appropriation 169A

Page 39

"169A	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - PREFERRED TECHNOLOGY	
	CURRICULUM PATHWAY	
	FROM GENERAL REVENUE FUND	2,000,000"

Specific Appropriation 184A

Page 47

"184A	SPECIAL CATEGORIES	
	GRANTS AND AIDS - MIAMI BOOK FAIR	
	FROM GENERAL REVENUE FUND	200,000"

Specific Appropriation 194

Pages 49 through 52 - A portion of proviso language

"Information Science & Technology - UCF	2,500,000"
"Center for Advanced Power Systems - FSU	500,000"
"Haas Center for Business Research - UWF	350,000"
"Harbor Branch Marine Science - FAU	950,000"
"Urban Policy Institute - FAMU	250,000"

Specific Appropriation 195

Pages 52 and 53 - A portion of proviso language

"North Florida Research and Education Center equipment upgrades relating to the beef and forage industries	200,000"
"Northwest Orange County Education and Business Center - Apopka	100,000"

Specific Appropriation 198

Pages 53 and 54 - A portion of proviso language

"New College	1,177,500"
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"In addition, the \$1,177,500 in new funding appropriated for New College in Specific Appropriation 198 shall also be transferred."

SECTION 3 - HUMAN SERVICES

Our state budget has traditionally included numerous health and human services related special projects. In an effort to provide a consistent and fair review of these special projects, last summer objective review criteria were developed by my office in consultation with appropriate state agencies and the Legislature. In addition, we committed to review projects funded in the base budget. Consistent with that commitment we mailed our review criteria to all projects not included in my 2001-2002 budget recommendation explaining that these items, after being evaluated against policy criteria, would be funded if they were approved by the Legislature and met our criteria. These are the same criteria which we shared with legislators, legislative and agency staff, and the public.

The budget recommendations I submitted to the legislature this spring included \$25.5 million for health and human services community projects. These funds were to be awarded, on a competitive basis to "community projects that meet the following criteria: are consistent with the department's mission; demonstrate a need for the project and do not duplicate services offered by another local program; include a quantifiable evaluative component for measuring the effectiveness of the program; provide evidence of being well-managed and financially sound; demonstrate tangible community support, including matching funds of 25 percent or more that may be provided in part through in-kind contributions; and are not fixed capital outlay projects."

With the assistance of my health and human services agency heads, I have reviewed all health and human services related special projects contained within SB 2000. Many of these projects were consistent with our review criteria, but unfortunately a number were not. Specifically, the items which were not consistent with my criteria funded the following project types: fixed capital outlay for facilities not owned by the state; projects not within the mission of the department in which they are funded; duplicative projects in that funding is provided either in a bill or through another source; projects more appropriately funded through other sources such as the federal government, local governments or private foundations; or projects which violate state statutes. Therefore, I hereby veto the following items:

Specific Appropriation 327A
Pages 78 and 79

"327A	SPECIAL CATEGORIES	
	GRANTS AND AIDS - CONTRACTED SERVICES	
	FROM GENERAL REVENUE FUND	250,000

Funds in Specific Appropriation 327A include \$250,000 from recurring General Revenue for the following initiatives:

Broward Shared Database	100,000
Healthier Communities Initiatives - Broward County	150,000"

Specific Appropriation 349
Page 82 - A portion of proviso language

"Kids Bridge	100,000
Emerald Coast Children's Advocacy Center	515,465"

Specific Appropriation 350E

Page 83

"350E	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY CHILD WELFARE FACILITIES FROM GENERAL REVENUE FUND	1,725,000
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Specific Appropriation 350E includes non-recurring General Revenue for the following fixed capital outlay projects:

Children's Advocacy Center - Orange County	200,000
Manatee Children's Group Home	1,000,000
Manatee County Nursery School	450,000
Haven for Children - Brevard	75,000

Funds in Specific Appropriation 350E for purchase of or improvements to real property are contingent upon the contractor or political subdivision granting to the state a security interest in the property at least to the amount of the state funds provided for at least five years from the date of purchase of the completion of the improvements or as further required by law."

Specific Appropriation 362A

Pages 84 and 85 - A portion of proviso language

"Center for Children and Families	100,000
Child Abuse Project - Palm Beach County	300,000"

"Specific Appropriation 362A also includes non-recurring General Revenue for the following project:

Family Access Center	125,000"
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Specific Appropriation 379A

Page 88 - A portion of proviso language

"HARC Tampa Day Program Facility - Hillsborough County	500,000
Best Buddies High Schools, Colleges, And Citizens - Dade County	200,000"

"The following project is funded from nonrecurring Tobacco Settlement Trust Funds:

Daystar Adult Day Training Center Pilot Program	1,500,000"
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Specific Appropriation 379B

Page 88

"379B	GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY DEVELOPMENTAL SERVICES FACILITIES FROM GENERAL REVENUE FUND	500,000
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The following project in Specific Appropriation 379B is funded from nonrecurring General Revenue Funds:

Group Homes for Individuals with Disabilities/Construction Funds - Center for Independence - Pasco County	500,000
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Funds in Specific Appropriation 379B for purchase of or improvements to real property are contingent upon the contractor or political subdivision granting to the state a security interest in the property at least to the amount of the state funds provided for at least five years from the date of purchase of the completion of the improvements or as further required by law."

Specific Appropriation 393

Page 90 - proviso language

"From the funds in Specific Appropriation 393, the following issue is funded from recurring General Revenue:

Best Buddies, Florida - Statewide	200,000"
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Specific Appropriation 402A

Pages 92 and 93 - A portion of proviso language

"New Horizons of Treasure Coast - Indigent Drug Program Indian River, Martin, Palm Beach and St. Lucie Counties	200,000"
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"Fellowship House Comprehensive Service Improvement in Dade County (Non-Recurring)	448,250"
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Specific Appropriation 403

Page 93 - A portion of proviso

"Children's Medical Director- New Horizons/Treasure Coast	100,000"
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Specific Appropriation 414

Page 94 - A portion of proviso language

"In addition, \$540,000 in recurring General Revenue is provided to address the 3% pay adjustment for salary-related cost of living increases in the management contract for that same facility."

Specific Appropriation 442

Page 99 - A portion of proviso language

"; \$625,000 shall be utilized to fund one full-time position in each of the Local Coalitions for the Homeless, and \$197,668 shall be used to fund an increase in the homeless grant-in-aid program annual appropriation. The remaining sum of \$4 million shall be used to provide additional services to the homeless pursuant to the "Challenge Grants" program authorized in s. 420.622, Florida Statutes."

Specific Appropriation 443

Page 99 - A portion of proviso language

"Specific Appropriation 443 also includes non-recurring General Revenue for the following project:

Opening Doors (Abriendo Puertas)	25,000 "
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Specific Appropriation 487

Pages 105 and 106 - A portion of proviso language

"From the funds in Specific Appropriation 487, \$227,188 in recurring General Revenue is provided to the Jewish Community Services - Miami Beach Senior Center for local services programs."

Specific Appropriation 488

Page 106 - A portion of proviso language

"Dunedin Senior Center Furnishings and Equipment (Non-Recurring)	190,000 "
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"Prime Time Seniors - Dade County	25,000 "
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"Senior Citizen Advocacy - Duval County	60,000 "
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"Safe Communities Lifelong Mobility Center Elder Mobility Project in Palm Beach County (nonrecurring)	120,606 "
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Specific Appropriation 489A

Page 106 - A portion of proviso language

"Regional Senior Resource Center of Manatee County (Tobacco Settlement Funds)	2,000,000
St. Johns County Council on Aging Senior Center	100,000
Alzheimer's Care Center of Titusville - Brevard County	300,000
Autumn House Renovation - Okaloosa	250,000 "

Specific Appropriation 506

Page 109

"506 AID TO LOCAL GOVERNMENTS COMMUNITY HEALTH INITIATIVES FROM TOBACCO SETTLEMENT TRUST FUND	150,000 "
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Specific Appropriation 510

Pages 109 and 110 - A portion of proviso language

"From the funds in Specific Appropriation 510, \$1,620,000 in nonrecurring funds from the Tobacco Settlement Trust Fund is provided for the enhancement of traffic law and substance abuse education courses to include a tobacco education component. Pursuant to guidelines established by the department, each provider shall be paid \$270,000 for providing these courses."

Specific Appropriation 520

Page 111 - proviso language

"From the recurring General Revenue Funds in Specific Appropriation 520, \$22,140 is provided for a Colposcopy contract with the Alachua County Health Department and \$115,759 is provided for the Northeast Florida Planned Parenthood."

Specific Appropriation 524

Page 112 - proviso language

"From the recurring General Revenue Funds in Specific Appropriation 524, \$187,084 is provided for Planned Parenthood contracts in Collier and Sarasota Counties."

Specific Appropriation 527

Page 112 - proviso language

"From the recurring General Revenue Funds in Specific Appropriation 527, \$70,000 is provided for a Midwifery contract with the University of Florida, and \$80,000 is provided for a Midwifery contract with the University of South Florida."

Specific Appropriation 534A

Page 113

"534A SPECIAL CATEGORIES KIDNEY DISEASE PROGRAM FROM TOBACCO SETTLEMENT TRUST FUND	200,000"
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Specific Appropriation 577A

Pages 117 and 118 - A portion of proviso language

"Rural Midwifery Service - Madison County	50,000"
"Hospice Foundation of America - Dade County	350,000
Kidney Disease Program - Statewide	25,000"
"New Horizons Family Intervention/Support Program - Dade Co	50,000"
"Isabel Collier Read Prenatal Care Clinic Collier and Lee Counties	300,000"
"Gem and End of Life Care Project - Mt. Sinai	100,000"
"Rural Perinatal Care, Social Worker - Full Circle - Madison	250,000"
"Manatee Rural Health Services - Dental Program	200,000
Manatee Rural Health Services - Prescription Drugs	500,000
Manatee Rural Health Services - Obstetrics	320,000"
"Medi Minder Program - Edward Waters College	220,000"

"Prevention and Intervention Center - River Region Human Services - Duval	250,000"
"Police Defibrillators - City Of Sunny Isles Beach	100,000"
"Partnership for Healthy Communities - Escambia	50,000"

Specific Appropriation 580B

Page 118 - A portion of proviso language

"Community Outreach/Preventive Health Center - CFCC - Marion	500,000
Special Needs Evacuation Shelter - ARC - St. Johns	270,000"
"Northwest Florida Community Hospital - Chipley	350,000
Jacksonville Community Health Center - Planning	200,000
Baker Community Hospital Project	250,000
Gifford Health Center Building Project	500,000"
"Planning and Construction of Replacement Facility Madison Hospital	1,300,000"

Specific Appropriation 592A

Page 120

"592A SPECIAL CATEGORIES GRANTS AND AIDS - CHILD ABUSE PROGRAM FROM GENERAL REVENUE FUND	190,168"
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Specific Appropriation 598

Page 121 - A portion of proviso language

"Developmental Center for Infants and Children	250,000"
"Joe Dimaggio Children's Hospital Pediatric Emergency Services	350,000"
"Foundation for Dreams - Manatee County	80,000"

Specific Appropriation 604A

Page 121

"604A SPECIAL CATEGORIES RHEUMATIC FEVER FROM GENERAL REVENUE FUND	78,409"
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Specific Appropriation 626

Page 124 - proviso language

"From the funds in Specific Appropriation 626, \$502,768 is provided for an emergency medical services matching grant to the Plant City Fire Department."

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

The budget includes items that do not support the core mission of the Department of Corrections. The Department's core mission includes the custody, control and supervision of inmates and offenders. New projects in the Department of Correction's budget which provide for transitional programs were not approved. SB 912 provides for a competitive contract process and funding for faith-based substance abuse and other "self-inflicted crimes" programs, including transitional services. The following projects that have not gone through this competitive process, that do not support the agency's core mission, or that provide for the construction of private facilities are hereby vetoed:

Specific Appropriation 676A

Page 132

"676A	SPECIAL CATEGORIES	
	CONTRACTED SERVICES	
	FROM GENERAL REVENUE FUND	252,988

The funds in Specific Appropriation 676A, from nonrecurring General Revenue are allocated as follows:

Homeless Assessment Referral and Tracking (CBIR 1512)	252,988"
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Specific Appropriation 806A

Page 143

"806A	SPECIAL CATEGORIES	
	LOCAL COMMUNITY CORRECTIONS PROJECT	
	FROM GENERAL REVENUE FUND	650,000

The funds in Specific Appropriation 806A, from recurring General Revenue are allocated as follows:

Community Re-Entry Program (CBIR 1896)	250,000
L.A.P. "Life After Prison" (CBIR 481)	300,000
C.O.U.R.T. Project/Cottages in the Pines (CBIR 828)	100,000"

Specific Appropriation 809A

Page 143 - A portion of proviso language

"Freedom House (CBIR 793)	400,000"
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Specific Appropriation 817A

Page 145

"817A	SPECIAL CATEGORIES	
	LOCAL COMMUNITY CORRECTIONS PROJECT	
	FROM GENERAL REVENUE FUND	500,000

The funds in Specific Appropriation 817A, from recurring General Revenue are allocated as follows:

Jail Diversion Initiative-Volusia/Flagler Cnty (CBIR 470)

500,000"

The Department of Juvenile Justice has developed criteria to fund juvenile prevention programs, based on a California study, which demonstrated that a small percentage of youth with multiple risk factors are most likely to become serious or repeat juvenile offenders. The California study, known as the "8% Solution," was established as the criteria for prevention programs and sent out to over 490 vendors and included in the Governor's Budget released in January.

The budget said, "Delinquency prevention projects must serve school-aged youth who must meet at least three of the following four risk factors: 1) Significant family problems as evidenced by child abuse or neglect findings, a criminal family member, or a lack of parental supervision and control; 2) significant problems at school as evidenced by truancy, failing more than one course, or a suspension or expulsion within the last 6 months; 3) a pattern of substance abuse, including drugs, alcohol or smoking cigarettes; and 4) pre-delinquent behavior as evidenced by gang membership, chronic running away, a pattern of stealing; or mental health problems associated with delinquent behavior." Applicants must demonstrate that the programs and services offered address the identified risk factors. Projects not meeting these criteria were not approved.

Specific Appropriation 1198A

Pages 174 and 175 - A portion of proviso language

"Eckerd Youth Academy-Replace 19 Vans

446,000"

Specific Appropriation 1199A

Page 175

"1199A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
LOCAL DELINQUENCY INTERVENTION FACILITIES
FROM GENERAL REVENUE FUND

1,080,000

Funds in Specific Appropriation 1199A from nonrecurring General Revenue are provided for the following projects:

New Port Richey Marine Institute Education Center (CBIR 513)
Eckerd Youth Academy Dorm Replacement

500,000
580,000"

Specific Appropriation 1233A

Pages 179 and 180 - A portion of proviso language

"Boys & Girls Clubs of Hernando County (CBIR 404)	95,000
Targeted Outreach/Holly Hill (CBIR 1605)	20,000
Targeted Outreach/Oak Hill (CBIR 1818)	20,000
Targeted Outreach/Flagler (CBIR 1821)	20,000
Santa Rosa County Truancy Pick-Up Program (CBIR 732)	50,000
Suspension With a Purpose (S.W.A.P.) (CBIR 1961)	100,000
Boys and Girls Club of Citrus County, Inc (CBIR 317)	200,000"

"Believe & Achieve (CBIR 462)	100,000
CETARY Project (CBIR 184)	250,000
Hispanic Adolescents And Their Parents (HAAP) (CBIR 2331)	200,000"
"City of Jacksonville, Truancy Interdiction Pgm (CBIR 3156)	200,000
Palm Beach County Truancy Interdiction Pgm (TIP) (CBIR 642)	250,000
South Side Boys and Girls Club (CBIR 2330)	100,000
ICYC After School Education & Recreation Program (CBIR 1211)	150,000
Project LIFT (CBIR 1355)	50,000
MAD DADS of Miami-Dade, Inc (CBIR 1299)	200,000
Boys and Girls Club/Escambia County Delinquency and Crime Prevention (CBIR 249)	18,000"
"Runaway / Youth Crisis Shelter (CBIR 3178)	150,000
Miami Love Youth-at-Risk (CBIR 1069)	200,000"
"Adult Mankind Org. Prevention/Intervention Pgm (CBIR 1787)	750,000
Youth Co-op (CBIR 1872)	100,000
Enhancement of Community Policing through Community Schooling (CBIR 1196)	100,000
Youth Crime Prevention Initiative (CBIR 2954)	50,000"
"The Phoenix Project - Dade	75,000
East Unit Of The Boys & Girls Club Of Pasco County	100,000
Saber's Assistance To Youth - Dade	100,000"
"Eckerd Youth Alternatives, Inc. - Early Intervention Enhancement (Prevention)	450,000
SER Jobs For Progress - Dade	100,000"
"Boys & Girls' Club Of Monroe County	25,000
Boys & Girls' Club Of Nassau County	100,000
Miami Rivers Of Life/Renewing The Vision (CBIR 3266)	100,000
Multi-Systemic Therapy - Escambia	100,000
R.T.P.E.D.C Computer Education Lab - Dade (CBIR 826)	149,072
Early Truancy Prevention Project - Lee (CBIR 404)	100,000"
"Big Brothers/Big Sisters Of NW Florida - Escambia, Okaloosa, Santa Rosa, Walton (CBIR 399)	8,000
Volusia Bridges (CBIR 918)	100,000
Volusia Class (CBIR 964)	100,000
Cross Creek Youth Commission - St. Johns (CBIR 3250)	50,000
Alternative Diversion And Prevention Training - Brevard (CBIR 35)	150,000
Florida Keys Juvenile Services - Monroe (CBIR 3322)	20,000

Faith In Families/Family Focused Juvenile Drug Court Services - Escambia (CBIR 228)	150,000
Monroe County Youth Challenge (CBIR 3327)	20,000
Broward Truancy Intervention Program	50,000

Funds in Specific Appropriation 1233A, from nonrecurring General Revenue are allocated as follows:

Quality Life Center of Southwest Florida, Inc (CBIR 189)	100,000
The Amer-I-Can Program - Broward & Dade	500,000
Melbourne Police Athletic League (CBIR 57)	150,000
Professional Opportunities Program For Students - Orange (CBIR 1403)	600,000
Monroe County At - Risk Youth	60,000
Brevard Sheriff's Police Athletic League	50,000 "

For the Department of Law Enforcement, core programs that have a statewide impact for assisting law enforcement which are supported by the agency were approved. Capital improvement projects to assist local law enforcement were not approved.

Specific Appropriation 1274A

Page 184 - A portion of proviso language

", \$35,000 in nonrecurring General Revenue is appropriated for the City of Coconut Creek K-9 Training Field and Kennel(CBIR 549), \$125,000 in nonrecurring General Revenue is appropriated for the Firearms Range and Training Area for the City of Coconut Creek (CBIR 553), and"

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION

Agriculture plays an important role in our state's economy and heritage. The revenues produced by our local agricultural product sales are evidence of the increased economic activity generated by our communities. Florida's more than 40,000 farmers generate over \$7 billion in sales per year. Facilities to promote and showcase our top agricultural products are vital community resources, benefiting everyone. Florida has 53 county fairs and livestock shows that were visited last year by over 7 million people. Events such as "4H" shows and direct community and state farmers markets are a distinct part of our culture and a unique feature of many Florida towns and cities. They take place at community agriculture facilities – often called "pavilions." Our agricultural pavilions and markets reflect local area charm and feature locally produced seasonal fruit and vegetables, flowers, trees, shrubs and livestock. They provide a community market for producers, reminiscent of a bygone era when local markets were the heart of commercial districts.

In the past, we have funded these facilities in a haphazard manner. I believe that these valuable community and agricultural resources would benefit from a more objective, accountable and measurable project review process. We have worked closely with the Department of Agriculture and Consumer Services and the Legislature to develop such criteria. As I reviewed the 2001-2002 proposed budget, these criteria were used to evaluate each facility. Examples of these criteria include: a 50 percent local match commitment, a requirement that the facility have an operational business plan to ensure that on-going operations and maintenance will be provided at the local level, and specific non-state funding sources for recurring operating costs. This year I am approving \$5.7 million for 19 facilities.

The emergence of "aquaculture" as the art and science of farming in water has grown to become an important part of our production economy in the state. It involves the growing of freshwater and marine fish, shellfish and plants. The food produced by our growing number of "water farmers" is expected to capture increasing shares of the wholesale and retail seafood markets in the future. Aquaculture has grown from total sales in 1987 of \$35 million, to sales of \$110 million in 1997.

The industry has benefited from state funded projects for research and development. The Aquaculture Review Council, authorized in s. 597.005, F.S., makes recommendations on aquaculture policy, research and development needs of the industry. Additionally, the Council develops and submits to the Governor and the Legislature an annual list of projects in priority order.

The Council recommended projects in three groups – Workforce, Research and Industry. Unfortunately, the highest ranked projects were not funded in the 2001-2002 General Appropriations Act while lower ranked projects were included. This year I am approving the highest priority projects recommended by the Council and additional projects identified, with input from the Department of Agriculture and Consumer Services, that provide major, statewide benefit to our agricultural community.

I hereby veto the following items:

Specific Appropriation 1394A

Page 197

"1394A AID TO LOCAL GOVERNMENTS
SOUTHERN PINE BEETLE SUPPRESSION PROGRAM -
HERNANDO COUNTY
FROM GENERAL REVENUE FUND 132,500"

Specific Appropriation 1434A

Page 202 - A portion of proviso language

"From the funds in Specific Appropriation 1434A, \$350,000 from the General Inspection Trust Fund is provided for the control of nuisance chironomidae (blind mosquitoes) in Lake Monroe in Seminole County."

Specific Appropriation 1461

Pages 204 and 205 - A portion of proviso language

"\$50,000 from General Revenue Fund is provided for Barnabas Food Distribution Center,"

", and \$150,000 from General Revenue Fund is provided for South Florida Food Recovery, Inc.."

Specific Appropriation 1464C

Page 205

"1464C FIXED CAPITAL OUTLAY
ADDITIONS AND REPLACEMENT, POMPAÑO STATE
FARMERS' MARKET - DMS MGD
FROM MARKET IMPROVEMENTS WORKING CAPITAL
TRUST FUND 500,000

Funds in Specific Appropriation 1464C are provided to the department for renovations and repairs at the Pompano State Farmers Market. The department shall conduct a cost analysis of alternatives available to fund future construction needs at the facility. The alternatives considered must include an analysis of entering into a long-term lease that would include the lessee providing needed renovations and repairs. Other options that may be considered include the cost/benefit of state-funded renovations and repairs and the privatization of the facility. The department shall provide a report of the cost analyses to the Chairs of the committees responsible for the appropriations and the Speaker of the House of Representatives and the President of the Senate by January 1, 2002."

Specific Appropriation 1464D

Page 205

"1464D FIXED CAPITAL OUTLAY
ADDITIONS AND RENOVATIONS PLANT CITY STATE
FARMERS' MARKET - DMS MGD
FROM GENERAL REVENUE FUND 100,000"

Specific Appropriation 1464E

Pages 205 and 206 - A portion of proviso language

"Okaloosa Regional Agricultural Facility	350,000"
"Rodeo Grounds Improvements/Hendry	112,500"
"Wakulla Expo	200,000"

Specific Appropriation 1471

Page 206 - A portion of proviso language

"Mote Marine Sturgeon Program	500,000
Genetic Study of Shrimp	198,000
Freshwater Shrimp Production	152,811
Indian River Aquaculture Program	100,000"

Specific Appropriation 1484A

Page 208

"1484A SPECIAL CATEGORIES TRANSFER TO UNIVERSITY OF FLORIDA/ INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES - SMALL ANIMAL HOSPITAL FROM GENERAL REVENUE FUND	100,000"
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The Department of Community Affairs administers a number of programs designed to assist Florida's localities in planning for future growth, responding to disasters, and revitalizing economically distressed areas.

To help meet the emergency management needs of Florida's communities, the Department administers the Emergency Management Competitive Grant Program and the Municipal Competitive Grant Program. Both of these programs provide funds to local governments for facility and equipment upgrades to help prepare for, and more effectively respond to, natural disasters. All such projects are subject to the Department's review and prioritization process before being approved to receive funding under these programs.

Within its Affordable Housing and Neighborhood Redevelopment Program, the Department administers several grant programs designed to help Florida's communities undertake key revitalization projects for economically distressed areas. One of the primary initiatives in this area is the Small Cities Community Development Block Grant Program, a competitive program in which the Department awards grants to localities for housing, economic development, neighborhood revitalization, and commercial revitalization purposes.

The Department administers several programs designed to encourage the efficient use of energy throughout Florida, including Department of Energy special projects, energy efficiency standards for new and existing buildings, weatherization grants, and home energy assistance. Funding for these initiatives

has been evaluated by the Department within the context of accomplishing statewide energy efficiency goals.

I hereby veto the following items:

Specific Appropriation 1520

Page 212 - A portion of proviso language

"From funds in Specific Appropriation 1520, \$250,000 is provided to the Northeast Florida Regional Planning Council for a regional web based data center."

Specific Appropriation 1522

Page 212 - proviso language

"From funds provided in Specific Appropriation 1522, \$25,000 is provided for the Stock Island Community Master Plan."

Specific Appropriation 1543A

Pages 214 and 215 - A portion of proviso language

"Red Bay Community Emergency Disaster Center - Walton	166,000
Choctaw Beach Community Emergency Disaster Center Project	166,000
Permanent Elevation/Benchmarking System - Monroe	92,600
Radio Alert System - Monroe	71,125 "

"Special Need Shelter Generator - Manatee	300,000
Emergency Operations Center - Dade	100,000
Okaloosa Island Public Safety Center	250,000
Underground Utilities Conversion, Phase II - Orange	250,000
Fire Truck for Graceville	135,000
Fairway Park Building/Emergency Generator - Broward	30,000
Emergency Operations Center - Key Biscayne	750,000
Pinellas Emergency Services Training Complex	250,000
Emergency Planning Pilot Program - Hillsborough	250,000
Emergency Hydraulic Pumps & Generator - Dade	38,816
City Facility Emergency Enhancement Program - Broward	50,000
Port Richey City Hall Emergency Hurricane Shelter	25,000

From the Emergency Management Preparedness and Assistance Trust Fund:

Damage Assessment Plan/Recovery Supplies - Monroe	175,600
Bury Utility Lines - Flager	990,000
Callaway Fire Station - Bay	400,000
Hurricane Mitigation Community Training - Monroe	50,000
Parker City Fire Truck	240,000
Firefighter Thermal Imaging Equipment Matching Grants	360,953 "

"Port Richey City Hall Emergency Hurricane Shelter	175,000 "
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"From the Operating Trust Fund:	
Emergency Mobile Command Center - Dade	161,204
Regional Community Evacuation Shelter - Marion	1,014,574"

"Funds in Specific Appropriation 1543A for Firefighter Thermal Imaging Equipment Matching Grants shall be utilized for matching grants of up to 80% to local fire departments to purchase thermal imaging devices on every fire apparatus."

Specific Appropriation 1597B

Page 221 - A portion of proviso language

"City of South Miami-Housing	300,000
Empowerment Zone - Miami/Dade	1,000,000"

"Tampa-Hillsborough Urban League HQ & Skills Training Ctr	500,000
Administration & Community Training Building - Broward	200,000
Art & Cultural Center for At Risk Kids and Seniors	50,000
Homestead Fiber Optic Network	100,000
Habitat for Humanity Affordable Housing Dev. - Monroe	100,000

From the Operating Trust Fund:	
Telework Tampa Bay	350,000
Bird Road Neighborhood & Cultural Redevelopment - Dade	525,000
Red Cross Center - Dade	25,000
Naples Preserve Education and Information Building	50,000
Keep Putnam Beautiful	25,000
Community Identity Program (Visioning) - Monroe	67,500 "

Specific Appropriation 1619A

Page 223

"1619A FIXED CAPITAL OUTLAY	
GRANTS AND AIDS - ENERGY EFFICIENCY	
PROJECTS	
FROM ENERGY CONSUMPTION TRUST FUND	3,600,000

Funds in Specific Appropriation 1619A, shall be allocated as follows:

Electrochromic Commercialization Program	1,500,000
Rural Investment Program	1,000,000
Investment Initiative for Energy Technology	1,000,000
Clean Air Cooperative	100,000"

Water is vital to Florida's environment, our state's economy, and our future. It is the essence of our unique state and forms the basis for most all of Florida's ecosystems. One of our toughest challenges is protecting and restoring the water quality in our 7,700 freshwater lakes, 1,700 rivers and streams, and protecting the 33 first magnitude springs that give the Florida landscape much of its character and

contribute greatly to our economy. Our once pristine and abundant fresh surface water bodies have been drained, dredged, ditched, diked, impounded and polluted. To implement a better water policy, we began working with the Legislature last year to establish a way to improve water quality and fund more fully surface, waste and storm water management improvement projects. A record \$143 million was provided for these projects last year.

In order to set priorities for this year's limited resources, further direction was needed. Since 1987, under the direction of the Surface Water Improvement and Management (SWIM) Act, the state's five water management districts have evaluated the problems and solutions for identified priority surface waters. Improved stormwater management and treatment are critical components of most SWIM plans. The state's water management districts have forged excellent partnerships with local governments to improve stormwater management.

The surface water projects of the districts require scientific research to justify designation as a SWIM water body and for development of required restoration plans for the priority waterbodies. This year, the five water management districts proposed projects for priority waterbodies that provide significant water quality or stormwater management improvements for important regional water resources. Projects that meet this priority designation by the water management districts and were approved by the Department of Environmental Protection are approved. In addition, projects that have sustained substantial state historical funding commitments and where federal funds are committed are also approved.

Funding for wastewater treatment projects is also crucial to protecting our state's water resources. This year, funding for these projects was provided to those reviewed by the Water Advisory Panel that received funding in fiscal year 2000-2001. Projects in disadvantaged communities that met this criteria were given priority. In addition, the Legislature generously provided \$13.5 million in state funds with a federal match of over \$67 million for low interest loans. These loans are available to all projects statewide.

Florida has a long-standing policy of conserving natural lands and waters, affording residents and visitors quality recreational experiences. The Florida state park system was created to achieve this worthy policy and currently attracts over 16 million visitors per year. The Legislature has once again provided generously to continue the commitment of enhancing our state parks and our greenways and trails systems, with over \$148.8 million appropriated for the upcoming fiscal year. In addition, over \$27 million was appropriated to fund the entire Florida Recreational Development Assistance Program (FRDAP). FRDAP provides local recreational opportunities for our communities, and I am pleased to approve the projects that went through this statewide grant application and review process.

Finally, Florida's rich diversity and abundance of plant and animal species makes it unique. This diversity and abundance brings with it a responsibility to protect and preserve the diversity, maintain the abundance, and prevent extinction. Florida is home to 530 endangered and threatened species. Projects for enhanced research and new technologies to preserve and enhance our wildlife resources are approved.

I hereby veto the following items:

Specific Appropriation 1724

Page 235 - A portion of proviso language

"From the \$1,200,000 included in this priority list for Statewide Inlet/Beach Management Plans, \$115,000 shall be provided for the St. Lucie Inlet Management Plan and \$81,000 shall be provided for Hutchinson Island Beach Nourishment."

Specific Appropriation 1740C

Page 237

"1740C SPECIAL CATEGORIES
TRANSFER INSTITUTE OF FOOD AND AGRICULTURE
SCIENCES (IFAS) - FLORIDA LAKEWATCH/
PROJECT COAST
FROM WATER QUALITY ASSURANCE TRUST FUND 400,000"

Specific Appropriation 1741

Page 237 - proviso language

"Funds in Specific Appropriation 1741 include \$100,000 in nonrecurring General Revenue for the Wetlands Learning Lab Demonstration Project at the IGFA Fishing Hall of Fame and Museum in Broward County."

Specific Appropriation 1748

Pages 238 and 239 - A portion of proviso language

"Bayside Water Treatment Plant--Brevard	75,000"
"Big Escambia Creek Restoration-- Escambia	300,000
Big Tree Stormwater Treatment Facility-- Volusia	300,000"
"City of Blountstown Sewer Expansion Upgrade--Calhoun	750,000
City of Chattahoochee Wastewater Treatment Facility	
Improvement Program--Gadsden	150,000
City of Clearwater Stevenson Creek Estuary	1,000,000"
"City of South Daytona - Nova/Reed Canal Basin Stormwater	
Facility--Volusia	400,000
City of West Miami Wastewater Collection System	1,000,000
Curiosity Creek, Sulphur Springs Sinks Restoration Project--	
Hillsborough	500,000
East Miramar Master Drainage Study--Broward	300,000"
"East Pass - Restoration, Bay County	500,000
Eglin Parkway (SR 85) Stormwater Improvements	40,000"
"Emergency Generator Winson Water Plant--Dade	200,000"
"Four 4 Corners Drainage Improvements	500,000
Funding for Non-Functional Septic Tanks (Anastasia Island)	800,000

Funding for Non-Functional Septic Tanks (Ponte Vedra)	800,000
Gator Slough Watershed Enhancement and Management-- Lee	1,000,000"
"Implementation of BMP's for water conservation at USF Golf Course	500,000"
"Loxahatchee River Preservation Initiative	1,000,000"
"Modernizing Governance of Water Management--Broward County	100,000"
"Moore Haven, Ranch Lakes Estates, Stormwater North LaBelle Water and Sewer Improvements--Hendry	200,000 200,000"
"NW 6th Street Stormwater Drainage Project--Citrus	100,000"
"Phillippi Creek Septic Tank Replacement Project-- Sarasota	500,000
Potable Water Improvements--Madison	100,000
Reclaimed Water System Expansion for the City of Fort Myers	200,000
River Oaks Drainage Study--Broward	100,000
Rural/Urban Stormwater Treatment Program--Palm Beach	200,000"
"Septic Tank Impacts in the Coastal Zone--Escambia	80,000"
"St. Andrews Bay Strategic Management Plan	300,000"
"Stone Island Central Sewer System Expansion-- Volusia	879,570
Storm Water/Wastewater Modeling--Broward	149,500"
"Subsection 7 Sewer Replacement & Rehab--Osceola Co	500,000"
"Unit 6 Septic tank Elimination--City of Palm Bay--Brevard Upper Lake Tohopekaliga Restoration--Osceola	750,000 2,000,000"
"Water Quality Analysis, Lemon Bay--Charlotte Water Quality and Fire Hydrant/GPS Project--Broward	75,000 100,400"
"Welaka Waste Water	200,000
West St. Augustine Stormwater and Sewer Renovation	250,000
Winsberg Farm Wetland Restoration--Palm Beach	750,000"
"\$45,000 shall be provided to the St. Johns River Water Management District for paying administrative, per diem, and travel expenses of the Harris Chain of Lakes Restoration Council and"	

Specific Appropriation 1749A

Page 240 - A portion of proviso language

"Oceans Economic Impact Study 1,000,000"

Specific Appropriation 1755A

Pages 240 and 241

"1755A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
POTABLE WATER RESOURCE STUDY - OKALOOSA
COUNTY
FROM GENERAL REVENUE FUND 250,000

Funds in Specific Appropriation 1755A, are provided for alternative water supplies and water resource development in Okaloosa County by the Northwest Florida Water Management District."

Specific Appropriation 1755B

Page 241

"1755B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
OTIMIZATION OF RECLAIMED WATER TO MEET
FUTURE NEEDS
FROM GENERAL REVENUE FUND 100,000

Funds in Specific Appropriation 1755B are provided to the City of Tampa Sewer Department."

Specific Appropriation 1755C

Page 241

"1755C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
RECLAIMED WATER REUSE SYSTEM EXPANSION
FROM GENERAL REVENUE FUND 184,135"

Specific Appropriation 1790A

Page 244

"1790A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FLORIDA ORGANICS RECYCLING CENTER OF
EXCELLENCE
FROM SOLID WASTE MANAGEMENT TRUST FUND 1,000,000"

Specific Appropriation 1806

Page 245 - proviso language

"From the funds in Specific Appropriation 1806, \$25,000 in the Land Acquisition Trust Fund is for land acquisition along the North Fork of the New River in Broward County"

Specific Appropriation 1814B

Page 246

"1814B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
RODMAN PARK
FROM LAND ACQUISITION TRUST FUND 300,000"

Specific Appropriation 1814D

Page 246

"1814D GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
SISTER CREEK PARK
FROM LAND ACQUISITION TRUST FUND 1,500,000"

Specific Appropriation 1814E

Page 246 - A portion of proviso language

"Carpenter Sand Pine Preserve--Broward 300,000
Florida Oceanographic Society--Martin 400,000
Heritage Park Foundation in Pasco County 100,000"

"Legion Waterfront Park--Dade 600,000"

Specific Appropriation 1884A

Page 252

"1884A SPECIAL CATEGORIES
TRANSFER TO THE FISH AND WILDLIFE
CONSERVATION COMMISSION - HARBOR BRANCH
OCEANOGRAPHIC INSTITUTION
FROM COASTAL PROTECTION TRUST FUND 1,000,000"

Specific Appropriation 1884B

Page 252

"1884B SPECIAL CATEGORIES
TRANSFER TO FISH AND WILDLIFE CONSERVATION
COMMISSION/DERELICT VESSEL REMOVAL -
PANAMA CITY
FROM COASTAL PROTECTION TRUST FUND 600,000"

Specific Appropriation 1923A

Page 256

"1923A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
EMERSON POINT CLASSROOM MANATEE COUNTY
FROM GENERAL REVENUE FUND 600,000"

Specific Appropriation 1960B

Page 260

"1960B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
DERELICT VESSEL REMOVAL - PANAMA CITY
FROM MARINE RESOURCES CONSERVATION TRUST
FUND 600,000"

Specific Appropriation 1968A

Page 261

"1968A SPECIAL CATEGORIES
SAWGRASS ENVIRONMENTAL EDUCATION
FROM NON-GAME WILDLIFE TRUST FUND 75,000"

Specific Appropriation 1976A

Page 262

"1976A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
WILDLIFE HOSPITAL- WILDLIFE SANCTUARY OF
NORTHWEST FLORIDA
FROM NON-GAME WILDLIFE TRUST FUND 53,000"

Specific Appropriation 1988A

Page 263

"1988A FIXED CAPITAL OUTLAY
FISH HATCHERY AT RODMAN DAM
FROM GENERAL REVENUE FUND 800,000"

Specific Appropriation 1988B

Page 263

"1988B FIXED CAPITAL OUTLAY
RODMAN - BOAT RAMP AND PARKING
FROM GENERAL REVENUE FUND 500,000"

Specific Appropriation 1998

Page 265 - A portion of proviso language

", \$125,000 for Shark Sawfish Research-Mote Marine Laboratory,"

Specific Appropriation 2005A

Page 266

"2005A SPECIAL CATEGORIES CHOCTAWHATCHEE BAY STUDY - FISH KILLS FROM MARINE RESOURCES CONSERVATION TRUST FUND	200,000"
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Specific Appropriation 2005D

Page 266

"2005D GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY HARBOR BRANCH OCEANOGRAPHIC INSTITUTION FROM MARINE RESOURCES CONSERVATION TRUST FUND	1,000,000"
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As in past years, the Legislature has funded the Department of Transportation's Five-Year Work Program, which contains projects designed to maintain and improve our state's interconnected transportation system. Such projects contribute to the mobility of people and goods, provide a foundation for the continuation of Florida's economic prosperity, and help maintain the quality of Florida's environment. Through such projects, the department is involved in activities relating to public transit, aviation, intermodal transportation development, rail activities, and seaports. In addition, the department directs the design, construction, and maintenance of highway facilities and regulates the vehicle size and weight of commercial motor vehicles.

Projects are placed in the work program for each Department of Transportation district after being developed in collaboration with the various metropolitan planning organizations of the state, a process which includes project prioritization. Prior to a district submitting its work plan to the department's central office, a public meeting is held to hear any requests for new projects and any changes or deletions to projects in the plan. All district work programs are then submitted to the central office, which are combined and reviewed to ensure that they are in compliance with the department's work program instructions and do not exceed revenues available for work program expenditures.

This year, the Transportation Outreach Program (TOP) was established to provide funding for high priority transportation projects, based on the prevailing principles of preserving the existing transportation infrastructure, enhancing Florida's economic growth and competitiveness, and improving travel choices to ensure mobility. With these broad policy goals in mind, the TOP Advisory Council reviewed and prioritized projects to be funded from this program. I believe that while this evaluation process must be improved, those projects recommended by the TOP Council did receive a statutory review and should be funded. Therefore, any additional projects in the budget that were not approved by the TOP Council are not being approved for funding.

I hereby veto the following items:

Specific Appropriation 2032

Page 269 - A portion of proviso language

"From funds in Specific Appropriations 2032, the Department is authorized, pursuant to Section 338.251, Florida Statutes, to advance up to \$1,400,000 to the Santa Rosa Bay Bridge Authority to defray shortages necessary to pay debt service in toll revenues occurring in the Santa Rosa Bay Bridge System, which was created and established pursuant to Section 348.968, Florida Statutes. Such advance shall be made in accordance with the procedures set forth in Rule Chapter 14-88, Florida Administrative Code, and shall be reimbursed within 5 years of the last advance. As a condition of receiving these funds until advances under these provisions are repaid to the Department of Transportation, the Santa Rosa Bay Bridge Authority shall secure the approval of the Secretary of the Department of Transportation for the annual administrative budget and prior to any restructuring of the bonds outstanding for the Garcon Point Bridge."

Specific Appropriation 2045

Pages 270 through 272 - A portion of proviso language

"CR 769 - Kings Highway - DeSoto	50,000
CR 210/US 1 Intersection St. Johns Co	500,000
Matanzas Wood Overpass - Flagler Co	280,000
Interstate Connector - Alabama to Okaloosa	750,000
ITS System - Bay Co	500,000
Widening of Substandard Roads - Flagler	400,000
Ybor Station Intermodal Facility - Pinellas	500,000
Boulevard 2000-SR40 - Ormond Beach	400,000
Orlando-Sanford Airport	1,000,000
I-65 Hurricane Evacuation Study	1,000,000
St. Lucie West/I-95 Interchange Completion	50,000
4 Street Improvements in Daytona Beach	3,700,000
Ship Assembly and New Cruise Terminal	2,000,000
Jet Aircraft Maint. Hanger - Melbourne	500,000
Lynx Operating	1,000,000
Metropolitan Area Mass Transit - Miami-Dade	11,770,000"
"Roadway Enhancements - Miami Beach	100,000
US 19 Control Access	1,739,919
Brooksville Downtown Traffic Pattern	1,000,000
East Hillsborough Aviation Improvements	967,150
Osceola Turnpike Access Study	1,000,000
Sligh Ave. Extension/Vandenburg Airport Access	500,000
US 17/92 from Shepard Rd. To Lake Mary Blvd	950,000
US 319 from Four Points to US 98	2,500,000
Relocate U.S. 1 in Palm Beach Co	100,000"

"Funds provided in Specific Appropriation 2045 for Metropolitan Area Mass Transit shall be provided for a bus replacement program in Miami-Dade County to be administered by the Miami-Dade Transit Agency. These funds shall require a non-state match of 40%. Of the funds appropriated, 60% shall be provided for new feeder/circulator buses which travel the main routes.

The remaining 40% of the funds shall be provided for an increase or renovation of the existing main bus fleet."

Specific Appropriation 2052

Page 273 - proviso language

"From funds in Specific Appropriation 2052, \$4,5000,000 is provided for expenses necessary to evaluate and make recommendations on establishing a high speed ground transportation system as required by Article 10, Section 19 of the Florida Constitution."

Specific Appropriation 2073

Page 275 - proviso language

"From funds in Specific Appropriation 2073, \$269,047 shall be reimbursed to Miami-Dade County on behalf of the City of Coral Gables for transportation impact fees which were not expended in accordance with Miami-Dade County Roadway Impact Fee Ordinance 88-112. This payment represents the first of two equal payments."

SECTION 6 - GENERAL GOVERNMENT

The following items are hereby vetoed:

Specific Appropriation 2110

Page 279

"2110	SPECIAL CATEGORIES	
	COUNCIL OF STATE GOVERNMENTS	
	FROM GENERAL REVENUE FUND	223,882"

Specific Appropriation 2301B

Page 297

"2301B	SPECIAL CATEGORIES	
	FLORIDA TOBACCO PILOT - ENFORCEMENT	
	FROM TOBACCO SETTLEMENT TRUST FUND	4,587,393"

Funding for economic development, which is primarily contained within the budget of the Governor's Office of Tourism, Trade, and Economic Development (OTTED), represents a solid blueprint for the continued development of Florida's economic prosperity during the 21st century.

There are economic development programs within OTTED and Enterprise Florida with criteria in place for reviewing and ranking economic development projects, and such projects are properly evaluated within this framework. As these programs have clearly stated goals and performance expectations, we can and should utilize established evaluation criteria to ensure that the most beneficial economic development projects are the ones which ultimately receive state assistance.

The following have not been evaluated by OTTED or Enterprise Florida, and therefore are hereby vetoed:

Specific Appropriation 2365

Page 305 - A portion of proviso language

"Perrine Cutler-Ridge	30,000"
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Specific Appropriation 2366

Pages 305 and 306 - A portion of proviso language

"Enterprise Florida-Space Programs Office for the Space Industry Committee	100,000"
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"Funds in Specific Appropriation 2366 allocated to Enterprise Florida-Space Programs Office for the Space Industry Committee shall be utilized by Enterprise Florida to provide administrative and program support for the Space Industry Committee. Such funds may be used for the marketing, auditing, planning, and development initiatives of the Space Industry Committee."

Specific Appropriation 2367A

Pages 306 and 307 - A portion of proviso language

"Beaver Street Enterprise Center	200,000"
"Florida Sports Hall of Fame and Museum of Florida Sports History	250,000"
"Niceville-Valparaiso-Bay Area Chamber of Commerce	150,000
Plant City-International Softball Federation (ISF) Stadium	700,000"
"Miami Metro Action Plan	250,000
Outreach Learning Center	200,000
Hispanic Business Development	300,000"
"Rail Enhancement, Task Force Study - Palm Beach	100,000"
"Vecinos en Accion - Dade	120,000
VirtualNET - Dade	200,000
Perrine Commercial Redevelopment Area	25,000
Women's Business Center - Pinellas	24,000
Futures Unlimited Immokalee Workforce Demonstration Project	75,000"
"Airport Industrial Park Upgrade - Calhoun	350,000
Network Infrastructure Upgrade - Lee	26,400
Car Control Clinic Pilot Program - Palm Beach, Broward, Miami-Dade	100,000
Airport Industrial Park West - St. Lucie	2,000,000"
"Commerce Park & Aviation Complex Infrastructure - Seminole	750,000
Port Brownfield Assessment/Clean Up - Hillsborough	500,000
Florida Citrus Sports Association, Inc	200,000
Orange Bowl Committee, Inc	200,000"
"LaBelle Airport Economic Development Project	100,000"
"Florida Manufacturing Technology Center	200,000"

Specific Appropriation 2368

Page 307 - A portion of proviso language

"From funds in Specific Appropriation 2368 for Defense Infrastructure, up to \$857,190 shall be provided to Miami-Dade County for completion of the water system at Homestead Air Reserve Base.

From funds in Specific Appropriation 2368 for Defense Infrastructure, \$2,500,000 shall be provided to promote access to defense facilities by four-laning State Road 123."

The budget for the Department of Highway Safety and Motor Vehicles (DHSMV) includes funding for many enhancements to the Florida Highway Patrol (FHP) program. Overtime pay for FHP troopers has been approved in the amount of \$2.0 million. The FHP auxiliary has received \$150,000 that can be used to purchase weapons for the many volunteers across the state. Finally, the unused funds from this year are being continued so that the Department can continue their program to install computer laptops in each Florida Highway Patrol trooper's car.

The following items are hereby vetoed:

Specific Appropriation 2389F

Page 310

"2389F FIXED CAPITAL OUTLAY
NEW FLORIDA HIGHWAY PATROL ACADEMY -
GADSDEN COUNTY - DMS MGD
FROM HIGHWAY SAFETY OPERATING TRUST FUND 500,000

Funds in Specific Appropriation 2389F, are to construct a training facility designed and constructed consistent with the plan developed to house all State training programs at the Pat Thomas Law Enforcement Academy for Region 15 and 16. Additionally, the Department is authorized to enter into agreements necessary to expedite the construction of the facility."

Specific Appropriation 2424

Page 314 - proviso language

"Funds in Specific Appropriation 2424 include \$300,000 for the payment of the \$3 Internet E-commerce service fee to the contractor rather than assessing an additional \$3 fee to customers renewing or changing the address on their driver license or renewing their vehicle registration."

Specific Appropriation 2426C

Page 314

"2426C FIXED CAPITAL OUTLAY
NEW DRIVER LICENSE OFFICE - PALM BEACH
GARDENS - DMS MGD
FROM HIGHWAY SAFETY OPERATING TRUST FUND 3,246,366

Funds in Specific Appropriations 2426C and 2426D are contingent upon sufficient proceeds from the sale of the Palm Beach Gardens facility located at 3185 PGA Boulevard, Palm Beach Gardens and the Winter Park facility located at 940 West Canton Avenue, Winter Park, to cover the amounts appropriated for new facilities in these respective areas."

Specific Appropriation 2426D

Page 314

"2426D FIXED CAPITAL OUTLAY
NEW DRIVER LICENSES OFFICE - ORANGE COUNTY
- DMS MGD
FROM HIGHWAY SAFETY OPERATING TRUST FUND 2,937,800"

The following items are hereby vetoed:

Specific Appropriation 2578D

Page 334 - proviso language

"From the funds in Specific Appropriation 2578D, \$2.9 million shall be used to fund an extension of the current instant ticket vending machine contract for the 2001-2002 fiscal year, and to study the financial impact of the instant ticket vending machine program. The results of the study shall be presented to the presiding officers of both houses of the Legislature and to the Chairs of the relevant legislative committees no later than the 10th day of the 2002 legislative session."

Specific Appropriation 2675A

Page 344 - A portion of proviso language

"Of the funds provided, \$80,000 shall be used for special project monitoring of the maintenance and support of the System, pursuant to section 282.322, Florida Statutes. The \$80,000 shall be transferred to the Technology Review Workgroup pursuant to the provisions of Chapter 216, Florida Statutes."

Specific Appropriation 2686A

Page 345

"2686A AID TO LOCAL GOVERNMENTS
CITY OF MARGATE FIBER OPTIC CABLE
EXPANSION - BROWARD COUNTY
FROM GENERAL REVENUE FUND 85,000"

Specific Appropriation 2686B

Page 345

"2686B AID TO LOCAL GOVERNMENTS
CITY OF COCONUT CREEK FIBER CONNECTION
PROJECT - BROWARD COUNTY
FROM GENERAL REVENUE FUND 250,000"

Specific Appropriation 2687

Page 345

"From the funds in Specific Appropriation 2687, the following projects are funded:

Enhanced 911 Program - Lafayette County	100,000
911 Operations - Union County	125,000
911 Addressing and Signage - Dixie County	100,000"

Each year millions of dollars in funding are approved for historical and cultural projects, but only after they have been submitted to the department for review, evaluation, and recommendation by the Florida Historic Preservation Advisory Council, the Florida Museum Grants Advisory Committee, or the Florida Arts Council. All historical and cultural projects that were approved by the department through its evaluation process received funding in this budget.

I hereby veto the following appropriations:

Specific Appropriation 2912B

Page 368

"2912B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY HISTORICAL PROJECTS FROM GENERAL REVENUE FUND	480,000
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Funds in Specific Appropriation 2912B are provided for the following programs and projects:

Old Courthouse Exterior Restoration	230,000
Biltmore Complex in Coral Gables	250,000"

Specific Appropriation 2931A

Page 370

"2931A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY LIBRARY PROJECTS FROM GENERAL REVENUE FUND	200,000
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Funds in Specific Appropriation 2931A are provided for the construction of the Fort Walton Beach Library."

Specific Appropriation 2946A

Page 372 - A portion of proviso language

"Smithsonian Marine Station Extension-Public Outreach & Educ	155,000"
"Islamorada Restoration of Pacific Reef Lighthouse	10,000
Hallandale Cultural Community Center	50,000"
"South Florida Museum/Bishop Planetarium	750,000"

Specific Appropriation 2953E

Page 374

"2953E SPECIAL CATEGORIES
HISTORIC PENSACOLA PROJECTS
FROM GENERAL REVENUE FUND 2,650,000

Funds in Specific Appropriation 2953E are provided for the following programs and projects:

Historic Preservation Board	2,000,000
T.T. Wentworth Museum and Historic Pensacola Village	650,000"

SECTION 7 - JUDICIAL BRANCH

Only programs core to the judicial branch were approved in the budget of the State Court System. In the area of Article V expenditures, appropriations that pay for services currently funded by local government, such as conflict counsel and local-court expenses, were not approved. State funding responsibilities required by Revision 7 to the Florida Constitution, passed in 1998, are not effective until 2004. My office has been and will continue to study issues relating to Article V and Revision 7 to the Florida Constitution. I have approved the expenditure of \$800,000 to allow the Joint Legislative Committee on Article V to retain consultants or staff to assist in implementing Revision 7 and studying the cost of such implementation. I believe it is unwise to continue to fund an indeterminate portion of the Article V costs with the Article V Trust Fund until this effort is complete. Current funds in the County Article V Trust Fund will remain available for funding the state's Article V responsibilities in 2004.

Specific Appropriation 2967

Page 376

"2967	AID TO LOCAL GOVERNMENTS	
	CONFLICT COUNSEL DEMONSTRATION PROJECT	
	FROM COUNTY ARTICLE V TRUST FUND	5,707,000

Funds in Specific Appropriation 2967, from the County Article V Trust Fund, are provided to continue the criminal trial court conflict counsel pilot projects initially approved in the FY 2000-01 General Appropriations Act, as follows:

\$ 285,350 for Polk County;
\$ 4,280,250 for Dade County; and
\$ 1,141,400 for Hillsborough County."

Specific Appropriation 2969

Page 377

"2969	AID TO LOCAL GOVERNMENTS	
	GRANTS AND AIDS - ARTICLE V	
	FROM COUNTY ARTICLE V TRUST FUND	10,793,268

The funds in Specific Appropriation 2969 shall be distributed as follows: counties with populations less than 90,000 shall each receive a minimum of \$100,000, and the remaining funds shall be distributed among the other counties on a pro-rata basis according to the County Article V Trust Fund distribution plan developed by the Office of the State Courts Administrator. The Office of the State Courts Administrator shall provide a report to the Senate Appropriations Committee, the House Fiscal Responsibility Council and the Governor's Office of Policy and Budgeting describing the distribution of these funds for FY 01-02."

Specific Appropriation 2978A

Page 378

"2978A SPECIAL CATEGORIES

GRANTS AND AIDS - COURT REPORTER SERVICES

FROM COUNTY ARTICLE V TRUST FUND

3,525,887

Funds provided in Specific Appropriation 2978A are provided for counties to defray the costs of reporting depositions and court proceedings that are required by law to be covered at public expense. The funds shall be distributed to the counties using a pro-rata distribution based on Fiscal Year 1999-2000 felony filings per county."

OTHER SECTIONS

The following sections are hereby vetoed:

Section 12

Page 396

"SECTION 12. The unencumbered balance of funds provided in Specific Appropriation 54A Chapter 99-226, Laws of Florida, for Teaching Academies shall revert on June 30, 2001, and is appropriated for the purposes of the original appropriation to the Panhandle Area Education Consortium. The Panhandle Area Education Consortium shall match these funds with cash from any public or private source."

Section 31

Page 399

"SECTION 31. The unencumbered General Revenue balance of funds provided in Specific Appropriation 1925, Chapter 99-226, Laws of Florida, for the West Palm Beach Regional Service Center shall revert on June 30, 2001, and is hereby re-appropriated and authorized to cover expenses associated with final architectural work and permitting costs for the Second District Court of Appeal branch courthouse located in Hillsborough County."

Section 39

Page 400

"SECTION 39. From the unexpended General Revenue funds in Specific Appropriations 621A and 626 of Chapter 95-429, Laws of Florida, \$278,697 and \$2,046,303, respectively, shall revert effective June 30, 2001, and \$2,325,000 is hereby reappropriated for an electronic medical record system. With these funds the Department of Corrections is directed to competitively procure an electronic medical record system. At a minimum, the electronic medical record system shall:

- (a) provide access to clinical, administrative, and financial information on a real-time basis;
- (b) provide a comprehensive database to enable healthcare providers to evaluate and compare clinical information and effectiveness of treatment;
- (c) offer healthcare providers automated support for routine activities such as placing orders, scheduling appointments, and writing medication orders and prescriptions; and
- (d) provide multiple, simultaneous access to patient and administrative information. The Department of Corrections and the Statewide Technology Office shall review proposals and jointly select the successful vendor. The funds hereby appropriated initially shall be placed in reserve and may be released via budget amendment in accordance with the provisions of sections 216.177 and 216.181, Florida Statutes."

UNCONSTITUTIONAL PROVISIO LANGUAGE

In addition to my veto of the above provisions, I am concerned that the following proviso language from Senate Bill 2000, although not subject to my veto, likely violates Article III, Section 12 of the Florida Constitution. This proviso language, by changing or amending substantive law or by qualifying or restricting appropriations through provisions that are not directly and rationally related to the purpose of the respective appropriations, compromises the integrity of the legislative process. I have therefore directed my legal office to take action to secure a judicial determination that the following proviso language is unconstitutional and consequently null and void.

AGENCY FOR HEALTH CARE ADMINISTRATION

Specific Appropriation 227

Page 60 – A portion of proviso language provides:

No local matching funds are required for FY 2001-02 for the KidCare program, however, the Florida Healthy Kids Corporation shall develop and implement a local match policy for the purpose of continuing and expanding coverage of uninsured children who do not meet the eligibility requirements of Title XXI. The Florida Healthy Kids Corporation shall replace local match from 2000-2001 funding.

This proviso language attempts to change or amend substantive law by establishing a policy excusing all local match for the Kidcare program, in spite of the statutory requirement that Florida Healthy Kids Corporation “establish each year a maximum number of participants by county, on a statewide basis, who may enroll in the program without the benefit of local matching funds.” §624.91(15) Fla. Stat.

Specific Appropriation 229

Page 60 – A portion of proviso language provides:

From the funds in Specific Appropriation 229, the Agency for Health Care Administration and Department of Health shall design an Integrated Pediatric Care System for the area of the state covering the Department of Children and Family Services’ Districts 1 and 2. This pilot program shall be a seamless managed health care system and include children who are eligible for Medicaid, Medikids and the CMS Network. The Agency for Health Care Administration and Department of Health shall submit a report to the Governor, Speaker of the House of Representatives, and President of the Senate no later than November 1, 2001.

This proviso language attempts to change or amend substantive law by establishing a pilot project requiring the combination into one managed care system of three programs that were legislatively established as distinct programs. §§391.11-391.35, §§409.810- 409.821, and §624.91 Fla. Stat.

DEPARTMENT OF HEALTH

Program: Children's Special Health Care

Page 120 – A portion of proviso language provides:

The department shall certify as a health care provider in the Children's Medical Services Network all programs of any children's hospital owned or operated by the state, a county, or special district that is located in a county with a population greater than 1 million persons. The department shall issue said certification not later than 30 days after the receipt of written request from a children's hospital.

This proviso language attempts to change or amend substantive law by mandating that the Department of Health certify as a health care provider in the Children's Medical Services Network a program under a different standard than the standard the Department of Health is statutorily required to develop and apply. §391.026 (10) Fla. Stat.

Specific Appropriation 629A

Page 125 – A portion of proviso language provides:

Any Florida resident who is a student at, or graduate of, any of the four United States Military Academies who qualifies for assignment to the Medical Corps of the United States Military, shall be admitted to any Medical School in the State University System.

This proviso language attempts to change or amend substantive law by establishing requirements for admission into any medical school in the state university system although the authority to establish the standards for such admission resides in the universities subject to the requirements of the Board of Regents and soon the Florida Board of Education. §240.233 Fla. Stat.; Senate Bill 1162. Additionally this proviso language attempting to amend admissions standards for medical schools is not directly and rationally related to the purpose of an appropriation for Grants and Aids funding for Shands Teaching Hospital.

DEPARTMENT OF TRANSPORTATION

Specific Appropriation 2022

Page 268- A portion of proviso language provides:

Funds provided in Specific Appropriation 2022 for projects in Leon County are contingent upon the county removing road impediments on Lake Bradford Road between the junction of Lake Bradford Road and Orange Avenue and Capitol Circle Southwest.

This proviso language is not directly and rationally related to a \$458 million dollar appropriation for construction of arterial roads.

DEPARTMENT OF INSURANCE AND TREASURER

Specific Appropriation 2463, 2464 and 2465

Page 318- A portion of proviso language provides:

From the funds in Specific Appropriations 2463, 2464 and 2465, the State Treasurer is authorized to develop a plan to establish, abolish, or consolidate bureaus, sections, and subsections to reallocate duties and functions in order to promote effective and efficient operation of budget entities within the Department of Insurance. The Treasurer shall submit the plan to the Legislative Budget Commission for approval no later than December 31, 2001. Any reorganization approval by the Legislative Budget Commission shall be implemented pursuant to the provisions of Chapter 216, Florida Statutes.

This proviso language attempts to change or amend substantive law by allowing the State Treasurer to establish, abolish, or consolidate bureaus, sections, and subsections in spite of the statutory requirement that any such reorganization may only be done pursuant the recommendation of the Department of Management Services and the approval of the Executive office of the Governor. §20.04(7) Fla. Stat.

DEPARTMENT OF REVENUE

Specific Appropriation 2789

Page 354- A portion of proviso language provides:

Funds in Specific Appropriation 2789 are authorized for a commission to consult with the Department of Revenue to develop the most practicable methodology in determining the correct property situs for collecting the excise taxes as provided in sections 175.101 and 185.08, Florida Statutes. The Commission shall be comprised of thirteen members appointed as follows. The Governor shall appoint seven members; three of which shall be representatives from the Florida Police Benevolent Association, Inc., three of which shall be representatives from the Florida Professional firefighters, and one of which shall be a representative of the Municipal and Firefighters Section of the Florida Retirement System. The President of the Senate shall appoint four members; one of which shall be a representative from the Florida Insurance Council representing personal lines insurers, one of which shall be a person with an accounting and legal background familiar with insurance related taxes in Florida, one person who shall be a representative of the Florida League of Cities, and the chair of the Senate Finance and Tax or designee. The Speaker of the House shall appoint four members, one which shall be a representative from the American Insurance Association representing commercial insurers, one of which shall be a person with a legal background familiar with insurance related taxes in Florida and one who shall be a representative of the Florida League of Cities, and the chair of the Fiscal Policy and Resources or designee.

The Commission shall develop one or more methodologies which appropriately identifies [sic] the property location for the collection of excise taxes from insurers. The recommended

methodologies shall provide for the distribution of the insurance premium tax in such a way that no municipality or special fire control district will receive in any year less than it received in the year 2001, and it shall provide that each qualified municipality or special fire control district receive an amount of the insurance premium tax revenue which is equal to the percentage required in the relevant sections of Florida Statutes on the total premiums paid for property and casualty risks in that municipality or special fire control district.

The study shall evaluate the impact of various methodologies on participating municipalities and special fire control districts and the cost and feasibility for insurers of complying with each methodology. The Commission shall submit to the Legislature by January 1, 2002, a report containing the results of its study and any recommendations.

Until July 1, 2002, the Department of Insurance shall not take any action to audit insurers or finalize any pending audits of insurers with respect to the accuracy of coding the location of insured properties for purposes associated with these premium taxes.

All appointments to the Commission shall be made by July 1, 2001. Each Commission member shall be responsible for his/her expenses. The Commission is abolished January 2, 2002. The staffs of the Senate Finance and Taxation Committee and the House Fiscal Policy and Resources Committee shall provide administrative support for the Commission. All meetings of the Commission shall be held in Tallahassee.

This proviso language is not directly and rationally related to an appropriation for the expenses of the Department of Revenue.

The portions of Senate Bill 2000 which are set forth herein with my objections are hereby vetoed, and all other portions of Senate Bill 2000 are hereby approved.

Sincerely,

Jeb Bush