<table>
<thead>
<tr>
<th>Bill</th>
<th>Sponsor</th>
<th>Action</th>
<th>Notes</th>
<th>Date/Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>CS/SB 1238</td>
<td>TR, Hays</td>
<td>A</td>
<td>S</td>
<td>BTA, Bennett</td>
</tr>
<tr>
<td>CS/SB 1398</td>
<td>CM, Gardiner (CO-INTRODUCTORS) Fasano, Lynn</td>
<td>A</td>
<td>S</td>
<td>BTA, Dean</td>
</tr>
<tr>
<td></td>
<td></td>
<td>A</td>
<td>S</td>
<td>BTA, Dean</td>
</tr>
<tr>
<td></td>
<td></td>
<td>A</td>
<td>S</td>
<td>BTA, Dean</td>
</tr>
<tr>
<td></td>
<td></td>
<td>A</td>
<td>S</td>
<td>BTA, Dean</td>
</tr>
<tr>
<td>CS/SB 1416</td>
<td>CM, Bogdanoff</td>
<td>A</td>
<td>S</td>
<td>BTA, Bogdanoff</td>
</tr>
<tr>
<td>CS/SB 1464</td>
<td>GO, Gaetz</td>
<td>D</td>
<td>S</td>
<td>BTA, Gaetz</td>
</tr>
</tbody>
</table>
### COMMITTEE MEETING EXPANDED AGENDA

**BUDGET SUBCOMMITTEE ON TRANSPORTATION, TOURISM, AND ECONOMIC DEVELOPMENT APPROPRIATIONS**  
Senator Benacquisto, Chair  
Senator Margolis, Vice Chair

**MEETING DATE:** Thursday, February 9, 2012  
**TIME:** 10:15 — 11:45 a.m.  
**PLACE:** Toni Jennings Committee Room, 110 Senate Office Building  
**MEMBERS:** Senator Benacquisto, Chair; Senator Margolis, Vice Chair; Senators Alexander, Bennett, Bogdanoff, Bullard, Dean, Diaz de la Portilla, Evers, Fasano, Gaetz, Gibson, Latvala, Norman, Sachs, Smith, and Sobel

<table>
<thead>
<tr>
<th>TAB</th>
<th>BILL NO. and INTRODUCER</th>
<th>BILL DESCRIPTION and SENATE COMMITTEE ACTIONS</th>
<th>COMMITTEE ACTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>CS/SB 1238</td>
<td>Transportation / Hays (Identical CS/H 1009)</td>
<td>Low-speed Vehicles; Authorizing the conversion of a vehicle titled or branded and registered as a low-speed vehicle to a golf cart; providing procedures; providing for a fee, etc.</td>
<td>Not Considered</td>
</tr>
<tr>
<td>TR</td>
<td>01/19/2012 Fav/CS</td>
<td>BTA 02/09/2012 Not Considered</td>
<td></td>
</tr>
<tr>
<td>BC</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CS/SB 1398</td>
<td>Commerce and Tourism / Gardiner (Similar CS/H 7023, Compare S 1488)</td>
<td>Regional Workforce Boards: Citing this act as the “Regional Workforce Boards Accountability Act”; providing that tuition, books, and fees of training providers qualify as an Individual Training Account expenditure; requiring members and the executive director of a regional workforce board to make financial disclosures; requiring that staff of the Department of Economic Opportunity, under the direction of Workforce Florida, Inc., assign staff to review the performance of regional workforce boards; requiring Workforce Florida, Inc., to evaluate the means to establish a single, statewide-workforce system brand and to report its findings and recommendations to the Governor by a specified date, etc.</td>
<td>Not Considered</td>
</tr>
<tr>
<td>CM</td>
<td>01/26/2012 Fav/CS</td>
<td>BTA 02/09/2012 Not Considered</td>
<td></td>
</tr>
<tr>
<td>BC</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
CS/SB 1416
Commerce and Tourism / Bogdanoff
(Similar CS/H 7027, Compare H 7041, CS/S 1204)

Unemployment Compensation; Revising a short title to rename "unemployment compensation" as "reemployment assistance"; renaming the Unemployment Appeals Commission as the Reemployment Assistance Appeals Commission; providing scoring requirements relating to initial skills reviews; prohibiting benefits from being charged to the employment record of an employer that is forced to lay off workers as a result of a manmade disaster of national significance; deleting an exemption from public records requirements for unemployment compensation records and reports, etc.

CM 01/26/2012 Fav/CS
BTA 02/09/2012 Not Considered
BC

CS/SB 1464
Governmental Oversight and Accountability / Gaetz
(Similar H 1305)

Public Records/Public Meetings/Application to Officers-elect; Declaring that it is the policy of this state that the provisions of ch. 119, F.S., apply to officers-elect upon their election to public office; requiring that such officers-elect adopt and implement reasonable measures to ensure compliance with the public records obligations set forth in ch. 119, F.S.; requiring that the public records of an officer-elect be maintained in accordance with the policies and procedures of the public office to which the officer has been elected; requiring that online and electronic communication and recordkeeping systems preserve the records on such systems so as to not impair the ability of the public to inspect or copy such public records; revising public meeting requirements to apply the requirements to meetings with or attended by officers-elect, etc.

GO 01/26/2012 Fav/CS
BTA 02/09/2012 Not Considered
BC

Review and Discussion of Fiscal Year 2012-2013 Budget Issues relating to:

Department of Economic Opportunity
Florida Housing Finance Corporation
Department of Highway Safety and Motor Vehicles
Department of Military Affairs
Department of State
Department of Transportation
Orlando Orange County Expressway Authority
Tampa Hillsborough County Expressway Authority
Mid-Bay Bridge Authority
EOG/Division of Emergency Management

Discussed
Other Related Meeting Documents
I. Summary:

This bill establishes procedures to allow the conversion of a vehicle titled or branded and registered as a low-speed vehicle to a golf cart upon payment of a $40 administrative fee, and verification of the conversion by the Department of Highway Safety and Motor Vehicles (department).

This bill substantially amends section 319.14 of the Florida Statutes.

II. Present Situation:

Low-speed Vehicles

Section 320.01(42), F.S., defines “low-speed vehicle” as any four-wheeled electric vehicle whose top speed is greater than 20 miles per hour but not greater than 25 miles per hour, including neighborhood electric vehicles. Low-speed vehicles must comply with the safety standards in 49 C.F.R. s. 571.500 and s. 316.2122, F.S.

Section 316.2122, F.S., authorizes operation of a low-speed vehicle on any road with the following restrictions:
• A low-speed vehicle may be operated only on streets where the posted speed limit is 35 miles per hour or less. This does not prohibit a low-speed vehicle from crossing a road or street at an intersection where the road or street has a posted speed limit of more than 35 miles per hour.

• A low-speed vehicle must be equipped with headlamps, stop lamps, turn signal lamps, taillamps, reflex reflectors, parking brakes, rearview mirrors, windshields, seat belts, and vehicle identification numbers.

• A low-speed vehicle must be registered and insured in accordance with s. 320.02, F.S., and titled pursuant to ch. 319, F.S.

• Any person operating a low-speed vehicle must have in his or her possession a valid driver’s license.

• A county or municipality may prohibit the operation of low-speed vehicles on any road under its jurisdiction if the governing body of the county or municipality determines that such prohibition is necessary in the interest of safety.

• The Florida Department of Transportation (FDOT) may prohibit the operation of low-speed vehicles on any road under its jurisdiction if it determines that such prohibition is necessary in the interest of safety.

Golf Carts

Section 320.01(22), F.S., defines a golf cart as a motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and is not capable of exceeding speeds of 20 miles per hour.

Golf carts are exempt from registration and license taxes under s. 320.105, F.S., and pursuant to s. 322.04, F.S., golf cart drivers are not required to have a driver’s license or insurance.

Pursuant to s. 316.2125(2)(a), F.S., the operation of golf carts on local roads is allowed. After making a safety determination, a city or county may designate county or city roads for golf cart use. A city or county may prohibit the use of golf carts on any road under its jurisdiction in the interest of safety.

Pursuant to s. 316.212(2), F.S., the operation of a golf cart on state highways is allowed if the FDOT determines: the safe and efficient flow of traffic will not be impeded; the road is the only available public road along which the golf carts may travel or the road provides the safest travel route among alternative routes available; and, the speed, volume, and character of motor vehicle traffic using the road is considered.

Pursuant to s. 316.212(6), F.S., a golf cart operated on a public road must be equipped with efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, and red reflectorized warning devices in both the front and the rear. A golf cart may be operated only during the hours between sunrise and sunset, unless the FDOT or local government has determined a golf cart may be operated during the hours between sunset and sunrise and the golf cart is equipped with headlights, brake lights, turn signals, and a windshield, in addition to the other equipment requirements.

Pursuant to s. 316.2125, F.S., golf carts may operate on roads within a self-contained retirement community unless the roads within the community are state or local roads and the FDOT or local...
government prohibits such use for safety reasons. Golf carts operating within a self-contained retirement community must also be equipped with efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, and red reflectorized warning devices in both the front and the rear. Golf carts operating at night within a self-contained retirement community must also be equipped with headlights, brake lights, turn signals, and a windshield.

**Low Speed Vehicles Versus Golf Carts**

The significant differences for an owner of a low speed vehicle and a golf cart are:

- The golf cart does not have to be driven by a licensed driver;
- The golf cart does not have to be registered or titled; and
- The golf cart does not have to be insured.

In 1999, the Florida Legislature first authorized the use of low speed vehicles on certain public roads and set speed limits for golf carts.\(^1\) Golf carts have become the symbol of liberation in active, self contained-retirement communities. There is one such community in Florida that boasts of more than 83,000 residents, 50,000 golf carts and 100 miles of golf cart trails that will allow residents to go to the hairdresser, grocery store, bank, dancing, movies, and even play golf.\(^2\) It has been estimated that license and insurance costs for low speed vehicles can approach $600 annually.\(^3\) The rising costs of insurance is burdensome on residents in retirement communities who are living on fixed incomes and have seen annual premiums rise from as low as $150 to as much as $1,000 despite the fact that these low speed vehicles are being driven primarily on the same paths as golf carts and there has been no documented history of accidents involving these vehicles.\(^4\) Many residents in retirement communities own low speed vehicles and desire to convert to a slower speed vehicle to eliminate insurance and registration costs. This conversion can be accomplished by reprogramming the controller board or by changing the controller which is not a highly complex undertaking.\(^5\) Current Florida law does not allow for rebranding of a low speed vehicle as a golf cart after the conversion is performed.

### III. Effect of Proposed Changes:

The bill creates s. 319.14(10)(a), F.S., to authorize a vehicle titled or branded and registered as a low-speed vehicle to be converted to a golf cart pursuant to the following procedures:

- The owner of the converted vehicle must contact the regional office of the department to verify the conversion, surrender the registration license plate and the current certificate of title, and pay the $40 administrative fee.
- Upon verification of the conversion, the department shall note in the vehicle record that the low-speed vehicle has been converted to a golf cart and cancel the certificate of title and registration of the vehicle.

---

\(^1\) L.O.F. 99-163.  
\(^4\) Oral conversation on 1/17/2012 with Jerry Dillon, representative of Tomberlin Ambassador Group, a club for golf cart owners in The Villages, Florida.  
\(^5\) Oral conversation on 1/17/2012 with Jose Mateo, sole proprietor, dba BV Golf Carts, Tallahassee, Florida.
Section 319.14(10)(b), F.S., provides the department shall establish a fee of $40 to cover the cost of verification and associated administrative costs for carrying out its responsibilities under s. 319.14(10).F.S.

This act shall take effect July 1, 2012.

IV. **Constitutional Issues:**

A. **Municipality/County Mandates Restrictions:**

   None.

B. **Public Records/Open Meetings Issues:**

   None.

C. **Trust Funds Restrictions:**

   None.

V. **Fiscal Impact Statement:**

A. **Tax/Fee Issues:**

   None.

B. **Private Sector Impact:**

   Vehicle owners choosing to convert his or her low speed vehicle to a golf cart must pay the $40 verification fee. The practical effect of a conversion is to eliminate the need to register and insure the vehicle.

C. **Government Sector Impact:**

   The number of low-speed vehicles that will be converted to a golf cart is indeterminate; therefore the fiscal impact is not known.\(^6\)

   According to the department, its Information Systems Administration (ISA) will require approximately 93 hours, non-recurring, in order to implement the provisions of this bill; however, these hours can be incorporated into ISA’s normal workload.

VI. **Technical Deficiencies:**

   None.

---

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:
   (Summarizing differences between the Committee Substitute and the prior version of the bill.)

   **CS by Transportation on January 19, 2012:**
   The CS eliminates references to an “inspection” by the Department of Highway Safety and Motor Vehicles as verification of a conversion can be performed without a physical inspection.

B. Amendments:

   None.

This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Bennett) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 170 and 171
insert:

Section 2. Subsection (42) of section 320.01, Florida Statutes, is amended to read:

320.01 Definitions, general.—As used in the Florida Statutes, except as otherwise provided, the term:

(42) “Low-speed vehicle” means any four-wheeled electric vehicle whose top speed is greater than 20 miles per hour but not greater than 25 miles per hour, including, without
limitation, neighborhood electric vehicles. Low-speed vehicles must comply with the safety standards in 49 C.F.R. s. 571.500 and s. 316.2122.

And the title is amended as follows:

Delete line 6 and insert:

providing for a fee; amending s. 320.01, F.S.; redefining the term “low-speed vehicle”; providing an effective date.
A bill to be entitled An act relating to low-speed vehicles; amending s. 319.14, F.S.; authorizing the conversion of a vehicle titled or branded and registered as a low-speed vehicle to a golf cart; providing procedures; providing for a fee; providing an effective date.

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

Section 1. Section 319.14, Florida Statutes, is amended to read:

319.14 Sale of motor vehicles registered or used as taxicabs, police vehicles, lease vehicles, or rebuilt vehicles and nonconforming vehicles; conversion of low-speed vehicles.--

(a) No person shall knowingly offer for sale, sell, or exchange any vehicle that has been licensed, registered, or used as a taxicab, police vehicle, or short-term-lease vehicle, or a vehicle that has been repurchased by a manufacturer pursuant to a settlement, determination, or decision under chapter 681, until the department has stamped in a conspicuous place on the certificate of title of the vehicle, or its duplicate, words stating the nature of the previous use of the vehicle or the title has been stamped "Manufacturer's Buy Back" to reflect that the vehicle is a nonconforming vehicle. If the certificate of title or duplicate was not so stamped upon initial issuance thereof or if, subsequent to initial issuance of the title, the use of the vehicle is changed to a use requiring the notation provided for in this section, the owner or lienholder of the vehicle shall surrender the certificate of title or duplicate to

Page 1 of 6
CODING: Words stricken are deletions; words underlined are additions.

Page 2 of 6
CODING: Words stricken are deletions; words underlined are additions.
b. “Long-term-lease vehicle” means a motor vehicle leased without a driver and under a written agreement to one person for a period of 12 months or longer.

c. “Lease vehicle” includes both short-term-lease vehicles and long-term-lease vehicles.

3. “Rebuilt vehicle” means a motor vehicle or mobile home built from salvage or junk, as defined in s. 319.30(1).

4. “Assembled from parts” means a motor vehicle or mobile home assembled from parts or combined from parts of motor vehicles or mobile homes, new or used. “Assembled from parts” does not mean a motor vehicle defined as a “rebuilt vehicle” in subparagraph 3., which has been declared a total loss pursuant to s. 319.30.

5. “Kit car” means a motor vehicle assembled with a kit supplied by a manufacturer to rebuild a wrecked or outdated motor vehicle with a new body kit.

6. “Glider kit” means a vehicle assembled with a kit supplied by a manufacturer to rebuild a wrecked or outdated truck or truck tractor.

7. “Replica” means a complete new motor vehicle manufactured to look like an old vehicle.

8. “Flood vehicle” means a motor vehicle or mobile home that has been declared to be a total loss pursuant to s. 319.30(3)(a) resulting from damage caused by water.

9. “Nonconforming vehicle” means a motor vehicle which has been purchased by a manufacturer pursuant to a settlement, determination, or decision under chapter 681.

10. “Settlement” means an agreement entered into between a manufacturer and a consumer that occurs after a dispute is consummated without a driver and under a written agreement to one person for a period of 12 months or longer.

(4) When a certificate of title, including a foreign certificate, is branded to reflect a condition or prior use of
the titled vehicle, the brand must be noted on the registration
certificate of the vehicle and such brand shall be carried
forward on all subsequent certificates of title and registration
certificates issued for the life of the vehicle.

(5) Any person who knowingly sells, exchanges, or offers to
sell or exchange a motor vehicle or mobile home contrary to the
provisions of this section or any officer, agent, or employee of
a person who knowingly authorizes, directs, aids in, or consents
to the sale, exchange, or offer to sell or exchange a motor
vehicle or mobile home contrary to the provisions of this
section commits a misdemeanor of the second degree, punishable
as provided in s. 775.082 or s. 775.083.

(6) Any person who removes a rebuilt decal from a rebuilt
vehicle with the intent to conceal the rebuilt status of the
vehicle commits a felony of the third degree, punishable as
provided in s. 775.082, s. 775.083, or s. 775.084.

(7) This section applies to a mobile home, travel trailer,
camping trailer, truck camper, or fifth-wheel recreation trailer
only when such mobile home or vehicle is a rebuilt vehicle or is
assembled from parts.

(8) No person shall be liable or accountable in any civil
action arising out of a violation of this section if the
designation of the previous use or condition of the motor
vehicle is not noted on the certificate of title and
registration certificate of the vehicle which was received by,
or delivered to, such person, unless such person has actively
concealed the prior use or condition of the vehicle from the
purchaser.

(9) Subsections (1), (2), and (3) do not apply to the

CODING: Words _stricken_ are deletions; words __underlined__ are additions.

Section 2. This act shall take effect July 1, 2012.
S1238
GENERAL BILL/CS by TR, Hays; (Similar CS/CS/H 1009)
Low-speed Vehicles. EFFECTIVE DATE: 07/01/2012.
01/25/12  S Subreferred to Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations -SJ 282; Now in Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations
02/06/12  S On Committee agenda-- Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations, 02/09/12, 10:15 am, 110 Senate Office Building --Not Considered
I. Summary:

CS/SB 1398 amends statutes related to Florida’s workforce system, and includes measures designed to increase the accountability of the workforce system.

Specifically the CS:

- Limits the total membership of each local regional workforce board to the minimum membership required under federal law. However, upon approval by the Governor the local elected official may appoint additional members. Additionally, if a public education or training provider is on the board, both a representative of a private non-profit provider and a representative of a private for-profit provider must be appointed to the board;
- Requires each member and the executive director or person responsible for the operational and administrative functions of a regional workforce board to file a disclosure of financial interest pursuant to s. 112.3145, F.S., if they are not already required to file a financial disclosure pursuant to s. 8, art. II, of the State Constitution, or s. 112.3144, F.S.;
- Provides that the chair and the executive director or person responsible for the operational and administrative functions of a regional workforce board shall serve at the pleasure of the Governor;
• Provides authority for the Governor to remove any member of a regional workforce board for cause;
• Requires the regional workforce board to develop an annual budget for the purpose of carrying out its duties that must be approved by the local elected official and submitted to Workforce Florida, Inc., within 2 weeks of approval;
• Requires Workforce Florida, Inc., to evaluate the development of a single, statewide workforce-system brand for Florida and submit a report to the Governor by a date certain;
• Revives from expiration the provision which prohibits the regional workforce boards from utilizing state or federal funds for meals, food, beverages, entertainment, or recreational activities;
• Revives from expiration the provision which requires that any contract between a regional workforce board and a member of the board, or a contract between a board and a relative of a member or employee of the board, has to be approved by a two-thirds vote of the board;
• Requires contracts totaling $2,500 or greater to be approved by a majority vote of the regional workforce board;
• Requires at least 50 percent of the Title I funds for Adults and Dislocated Workers to be expended on Individual Training Accounts, including tuition, books, and fees of training providers;
• Requires regional workforce boards to provide the greatest possible choice of training providers, and prohibits the boards from limiting choice due to costs, location, or historical training arrangements; and
• Saves from repeal a provision that provides that state workforce services participants in an adult or youth work experience activity are considered employees of the state for the purpose of workers’ compensation coverage.

This CS amends ss. 445.003, 445.007, and 445.009, F.S.

II. Present Situation:

Florida’s Workforce System

The Workforce Innovation Act of 2000 was passed in an effort to better connect the state’s economic development strategies with its workforce development system. The act established a three-tier system for the delivery of workforce services. The Department of Economic Opportunity (DEO) is Florida's lead state workforce agency. However, Workforce Florida, Inc., (WFI) sets the state’s workforce development policy and guidance. Workforce services in Florida are provided by 24 regional workforce boards (RWB or board) who deliver services through nearly 90 One-Stop Career Centers around the state.

---

2 See ch. 445., F.S.
3 Primarily through the Division of Workforce Services.
4 WFI is Florida’s state workforce investment board. See 29 U.S.C. 2821.
WFI is a nonprofit corporation that provides state-level policy, planning, performance evaluation, and oversight to DEO and the 24 regional workforce boards. DEO manages the performance-based contract with WFI for the statewide administration and coordination of workforce services. DEO assists WFI in developing and disseminating policies, providing technical assistance, and monitoring a variety of workforce programs.

DEO is the state agency which receives the federal funds for employment-related programs, such as Welfare to Work, Temporary Assistance to Needy Families, and the Workforce Investment Act, and distributes these funds to the state’s 24 RWBs. The workforce services programs are over 96 percent federally funded. DEO is responsible for financial and performance reports which are provided to the U.S. Department of Labor and other federal organizations.

Each RWB develops a local plan for using the funds provided by DEO and oversees workforce development activities in the region. The boards also select contractors to operate local One-Stop Career Centers. The One-Stop Career Centers deliver employment services to job seekers and employers. Services include job placement and recruitment assistance as well as funding for skills training.

Each RWB operates under a charter approved by WFI; they also enter into performance based memorandums of understanding for program support services provided by DEO. DEO monitors the RWB and One-Stop Career Center activities to ensure that they comply with federal and state requirements. DEO provides One-Stop Program Support services (workforce program information, guidance, training, and technical assistance) to the RWBs.

Regional Workforce Boards

The service areas of the RWBs align with community college system. Approval of each RWB’s service plan and budget is done by the local government or local coalition (for boards whose service areas serve multiple counties). Each board is allowed to implement the policies based upon the economic development, business, and workforce needs of its particular region of the state.

The county or city governing bodies, within an RWB’s designated service area, enter into an inter-local agreement to establish the local parameters under which the RWB will operate. This includes the manner in which board members are appointed. Once board appointments are made, board members select a chair. The board chair may serve for a term of not more than 2 years and cannot serve more than two terms. Board membership must comply with the requirements outlined in federal workforce law. Specifically, the Governor of the state, in partnership with

---

5 Section 445.004, F.S.
6 Data from the Sunset Review Report for the Agency for Workforce Innovation (June 30, 2010), on file with the Commerce and Tourism Committee.
7 Sections 445.007 and 445.009, F.S.
8 Section 445.009(3), F.S.
9 See also 29 U.S.C. 2831.
10 29 U.S.C. s. 2832(3). Additionally, each local plan is required to be submitted to the Governor for approval. 29 U.S.C. 2833.
11 See s. 445.003, F.S.
12 29 U.S.C. s. 2832.
the state board, shall establish criteria for use by chief elected officials in the local areas for appointment of members of the local boards. Such criteria shall require, at a minimum, that the membership of each local board shall include the following:

- Representatives of business in the local area, who:
  - Are owners of businesses, chief executives or operating officers of businesses, and other business executives or employers with optimum policymaking or hiring authority;
  - Represent businesses with employment opportunities that reflect the employment opportunities of the local area; and
  - Are appointed from among individuals nominated by local business organizations and business trade associations;

- Representatives of local educational entities, including representatives of local educational agencies, local school boards, entities providing adult education and literacy activities, and postsecondary educational institutions (including representatives of community colleges, where such entities exist), selected from among individuals nominated by regional or local educational agencies, institutions, or organizations representing such local educational entities;

- Representatives of labor organizations (for a local area in which employees are represented by labor organizations), nominated by local labor federations, or (for a local area in which no employees are represented by such organizations), other representatives of employees;

- Representatives of community-based organizations (including organizations representing individuals with disabilities and veterans, for a local area in which such organizations are present);

- Representatives of economic development agencies, including private sector economic development entities;

- Representatives of each of the one-stop partners; and

- Other individuals or representatives of entities as the chief elected official in the local area may determine to be appropriate.

The appointment of an executive director to staff a regional workforce board is made by the board members. Additionally, the chairman of the regional workforce board is elected by its members and is not subject to Senate confirmation.

Federal law defines the “chief elected official” as the chief elected executive officer of a unit of general local government in a local area. In a case in which a local area includes more than one unit of general local government, an agreement must be reached specifying each chief elected official’s role. In general, the chief elected official in a local or regional area shall serve as the local grant recipient for, and shall be liable for any misuse of, the grant funds allocated to the local or regional area.

---

13 29 U.S.C. s. 2801(6).
14 29 U.S.C. s. 2832(3).
Contract Approval and Spending Prohibitions

Section 445.007(11), F.S., expired July 1, 2011, and had required that if a board enters into a contract with an organization or individual represented on the board of directors, (1) the contract must be approved by a two-thirds vote of the board, a quorum having been established, and (2) the board member who could benefit financially from the transaction must abstain from voting on the contract. In August 2011, WFI approved a policy prohibiting contracts between a board and a member of the board that has a relationship with the vendor, with certain exceptions.  

Section 445.007(10), F.S., expired July 1, 2011, and had prohibited state and federal funds from being used to pay for meals, food, or beverages for staff or board members of the RWBs, DEO, or WFI. However, preapproved, reasonable, and necessary per diem allowances and travel expenses were allowed for reimbursement as established in s. 112.061, F.S. Further, the section prohibited the use of state or federal funds for entertainment costs or recreational activities for RWB members and staff.

Additionally, proviso language in the FY 2011-12 General Appropriations Act related to funding for boards set certain requirements:  

- Any expenditures by boards for “outreach,” “advertising,” or “public relations” must have a direct program benefit and shall be spent in strict accordance with all applicable federal regulations and guidance. Costs of promotional items, including but not limited to capes, blankets, clothing, and memorabilia, including models, gifts, and souvenirs, which exceed $5,000 for outreach purposes must be approved prior to purchase by DEO.
- No funds may be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of regional workforce boards, WFI, or DEO except as expressly authorized by state law. Preapproved, reasonable, and necessary per diem allowances and travel expenses may be reimbursed.
- No funds may be used for entertainment costs and recreational activities for board members and employees as these terms are defined in 2 C.F.R. part 230.
- No funds may be used for any contract exceeding $25,000 between a board and a member of that board that has any relationship with the contracting vendor, unless the contract has been reviewed by AWI and WFI.

U.S. Department of Labor Investigation

Currently, the U.S. Department of Labor is conducting an on-going statewide investigation for misspending funds and fraud. The following boards have received subpoenas:

- Region 8 – First Coast Workforce Development, Inc. – Baker, Clay, Duval, Nassau, Putnam, St. Johns counties
- Region 11 – Center for Business Excellence – Flagler/Volusia counties

---

16 Line 2006, s. 6, ch. 2011-69, L.O.F.
17 Previously included in FY 2010-11 General Appropriations Act.
18 Id.
19 Id.
• Region 12 – Workforce Central Florida – Orange, Osceola, Seminole, Lake and Sumter counties
• Region 14 – Worknet Pinellas – Pinellas County
• Region 15 – Tampa Bay Workforce Alliance – Hillsborough County
• Region 17 – Polk County Workforce Development Board – Polk County
• Region 19 – Heartland Workforce – DeSoto, Hardee, Highlands counties
• Region 21 – Workforce Alliance – Palm Beach County
• Region 22 – Workforce One – Broward County
• Region 23 – South Florida Workforce Investment Board – Miami-Dade/Monroe counties

Recent Spending Disallowed

As part of the state monitoring requirements, DEO also investigates complaints of misspending by RWBs. In recent years, spending was disallowed by the former Agency for Workforce Innovation (AWI) (calendar years 2010-2011), including:

• Tampa Bay Workforce Alliance –
  o AWI disallowed $147,128.18 for food purchases and expenditures for activities, meetings, sponsorships, and the purchase of promotional materials by the board.
• Workforce Central Florida –
  o AWI disallowed a total of $38,875.60 that the board could have saved by reimbursing employees instead of purchasing 20 cars for $258,800.
  o AWI and the U.S. Department of Justice disallowed $739,605 improperly spent on a legal settlement with SunTrust over a broken lease agreement.
• Polk County Workforce Development Board (Polk Works) –
  o AWI disallowed $155,559 for revocations done to local One-Stop Career Centers because the board did not correctly seek bids for the upgrades and repairs.

Additionally, in the spring of 2010, AWI conducted a survey of boards, at the request of Senator Fasano, to determine the value of contracts and individual training accounts entered into between the board and board members or their relatives. The survey found:

• 574 related party contracts, about $55.4 million (60 percent with public organizations (like community colleges); 22 percent with private non-profits; and 18 percent with private for-profits); and
• Compliance with state law about related party contract approval was inconsistent.

Funds disallowed and found to be misspent must be repaid; because of the federal law, if the regional workforce board cannot repay the fund, the responsibility may fall to the local governments.20

In September 2011, Governor Rick Scott placed the Workforce Central Florida RWB on a two week probationary period, after which if certain steps had not been taken the board would have been subject to decertification.21 The required steps included that certain senior executive staff be relieved of their duties, including the CEO and president of the board, and that the then current

---

20 See discussion of Regional Workforce Boards above.
21 Federal law vests such authority with the Governor.
board of directors be removed and replaced with a new board. The Governor’s letter to the chair of the Central Florida Area Workforce Investment Consortium stated that the RWB had nearly $5.3 million in reviewed expenditures that had been found not to be in compliance with federal fiscal requirements.22

Financial Disclosures

Section 112.3145(2), F.S., requires the following:

- Each state or local officer and specified state employee to file a statement of financial interests no later than July 1 of each year;
- Each state or local officer and specified state employee must file a final statement of financial interests within 60 days after leaving his or her public position. The disclosure covers the period between January 1 of the year in which the person leaves and the last day of office or employment, unless within the 60-day period the person takes another public position requiring financial disclosure; and
- Each state or local officer who is appointed and each specified state employee who is employed must file a statement of financial interests within 30 days from the date of appointment or, in the case of a specified state employee, from the date on which the employment begins.

A 2008 opinion by the Commission on Ethics stated that “[a]ppointed and ex officio members of the board of directors of a regional workforce development board are not subject to the financial disclosure provisions in Section 112.3145, Florida Statutes.”23

Workers’ Compensation Coverage

The Welfare Transition Program, the Food Stamp Employment and Training Program, and the Workforce Investment Act Program provide work experience for adult and youth participants.

In the Welfare Transition Program, participants engage in work experience as a condition for their continued receipt of cash assistance under the federal Temporary Assistance for Needy Families (TANF) Program. In the Food Stamp Employment and Training Program, certain participants are required to engage in work experience as a condition for their continued receipt of food stamp benefits. In the Workforce Investment Act Program, work experience is an activity that is primarily used for youth who have had limited exposure to the world of work.

Federal law requires that participants in a federally funded work experience activity must be covered either under the state workers’ compensation law or comparable insurance coverage must be secured. The cost for any workers’ compensation coverage provided under this proposal would be paid for by the applicable federal grant program. The overall cost would be lower if all participants were covered under the state’s plan rather than each regional workforce board and each individual service provider having to negotiate separate insurance coverage for their participants.

22 Letter from Governor Rick Scott to Mayor Teresa Jacobs, Mayor of Orange County, dated September 21, 2011, on file with the Senate Commerce and Tourism Committee.
Section 445.009(11), F.S., allows a participant in an adult or youth work experience activity to be deemed an employee of the state for purposes of workers’ compensation coverage. This subsection of statute is set to expire on June 30, 2012.

III. Effect of Proposed Changes:

Section 1 provides this act may be cited as the Regional Workforce Boards Accountability Act.

Section 2 amends s. 445.003, F.S., to require at least 50 percent of the Title I funds for Adults and Dislocated Workers to be expended on Individual Training Accounts. The CS specifies that tuition, books, and fees of training providers are qualified expenditures. The CS removes the ability for the RWB to expend the funds on other programs developed by the board in compliance with the policies of WFI.

Section 3 amends s. 445.007, F.S., related to regional workforce boards.

Board Membership
Related to the board members, the CS:

- Limits the total membership of each local RWB to the minimum membership required under federal law; however:
  - Upon approval by the Governor the local elected official may appoint additional members; and
  - If a public education or training provider serves on the board, then both a private non-profit provider and a private for-profit provider must serve on the board;
- Requires each member and the executive director or person responsible for the operational and administrative functions of a RWB to file a disclosure of financial interest pursuant to s. 112.3145, F.S., if they are not already required to file a financial disclosure pursuant to s. 8, art. II, of the State Constitution, or s. 112.3144, F.S.;
- Codifies the federal law which sets the requirements for board chairs;
- Provides that the chair and the executive director or person responsible for the operational and administrative functions of a RWB shall serve at the pleasure of the Governor; and
- Provides authority for the Governor to remove any member of a RWB for cause, including engaging in fraud or other criminal acts, incapacity, unfitness, neglect of duty, or official incompetence and irresponsibility.

Budget and Compliance
Each RWB is required to develop an annual budget for the purpose of carrying out its duties that must be approved by the local elected official and submitted to WFI within two weeks of approval. Additionally, DEO, under the direction of WFI, is required to assign staff to meet with each RWB annually to review the board’s performance and to certify that the board is in compliance with applicable state and federal law.

---


25 Under current law, WFI is required to assign staff for these purposes, and does not specify that the staff may be from DEO.
Contracts
Related to contracts by the board, the CS:

- Revives from repeal the provision which prohibits the regional workforce boards from utilizing state or federal funds for meals, food, beverages, entertainment, or recreational activities;
- Revives from expiration the provision which deals with contracts between a regional workforce board and a member of the board, or a contract between a board and a relative of a member or employee of the board. Such contracts totaling $25,000 or greater must be approved by WFI before execution, submitted to DEO for review, and approved by a two-thirds vote of the board. Contracts under $25,000 must simply be reported to DEO and WFI within 30 days of approval; and
- Requires contracts totaling $2,500 or greater to be approved by a majority vote of the board, and reported to WFI and DEO within 30 days of approval.

Training
Further, the CS requires the RWBs to provide the greatest possible choice of training providers, and prohibits the boards from limiting choice due to costs, location, or historical training arrangements. However, the boards are permitted to restrict the amount of training resources available to any one client, and may base such restrictions on the cost of training in the client’s chosen occupational area.

Section 4 amends s. 445.009, F.S., to save from repeal a provision that provides that state workforce services participants in an adult or youth work experience activity are considered employees of the state for the purpose of workers’ compensation coverage.

Section 5 requires WFI to evaluate the development of a single, statewide workforce-system brand for Florida and submit a report to the Governor by August 1, 2012.

Section 6 provides an effective date of July 1, 2012.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

   None.

B. Public Records/Open Meetings Issues:

   None.

C. Trust Funds Restrictions:

   None.
V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Private training providers who previously were not participants due to the costs of their training services may have more opportunities to provide training to individuals served by RWBs. However, these changes may result in fewer individuals receiving services.

C. Government Sector Impact:

The CS continues the state’s current policy to provide that state workforce services participants in an adult or youth work experience activity are employees of the state for workers compensation coverage. This provision allows existing federal funds to be efficiently utilized and reduces the overall cost of workers’ compensation coverage to the state.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Commerce and Tourism on January 26, 2012:

The committee substitute does the following:

- Potentially increases the number of individuals serving on a board by requiring that if a public education or training provider is on the board, both a representative of a private non-profit provider and a representative of a private for-profit provider must be appointed to the board;
- Removes the requirement that the chair and the executive director or person responsible for the operational and administrative functions of a regional workforce board shall serve at the approval of the Governor;
- Requires contracts between a regional workforce board and a member of the board, or a contract between a board and a relative of a member or employee of the board, be approved by a two-thirds vote of the board with a quorum present (current law requires approval by two-thirds of the entire board);
- Requires contracts totaling $2,500 or greater to be approved by a majority vote of the regional workforce board;
• Requires at least 50 percent of the Title I funds for Adults and Dislocated Workers to be expended on Individual Training Accounts, including tuition, books, and fees of training providers; and
• Requires regional workforce boards to provide the greatest possible choice of training providers, and prohibits the boards from limiting choice due to costs, location, or historical training arrangements.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Dean) recommended the following:

**Senate Amendment (with title amendment)**

Delete line 70

and insert:

providers and other training services aligned with training prescribed and authorized by the Workforce Investment Act of 1998 qualify as an Individual Training Account expenditure.
And the title is amended as follows:

Delete lines 4 - 6

and insert:

specifying qualified expenditures for Individual Training Accounts; amending s. 445.007, F.S.;

authorizing
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Dean) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 229 - 240

and insert:

(b) A chair shall be appointed described in Pub. L. No. 105-220, Title I, s. 117(b)(2)(A)(i) to serve for a term of no more than 2 years and shall serve no more than two terms.

(c) The Governor may remove a member of the board, the executive director of the board, or the designated person responsible for the operational and administrative functions of the board for cause. As used in this paragraph, the term "cause"
includes, but is not limited to, engaging in fraud or other
criminal acts, incapacity, unfitness, neglect of duty, official
incompetence and irresponsibility, misfeasance, malfeasance,
nonfeasance, or lack of performance.

And the title is amended as follows:
Delete lines 13 - 15
and insert:
make financial disclosures; authorizing the Governor
to remove board members or the executive director of
the board for cause; requiring that staff of the
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Dean) recommended the following:

**Senate Amendment (with title amendment)**

Delete line 306

and insert:

by federal law and policies of the Department of Economic Opportunity and Workforce Florida, Inc., for the expenditure of federal, state, and nonpass-through funds. The making or approval of smaller, multiple payments for a single purchase with the intent to avoid or evade the monetary thresholds and procedures established by federal law and policies of the Department of Economic Opportunity and Workforce Florida, Inc.,
is grounds for removal for cause. Regional
Delete lines 380 - 387.

Random

Title Amendment

And the title is amended as follows:
Delete line 21
and insert:
those who qualify for training services; providing
requirements for the procurement and expenditure of
certain funds; requiring a
Delete lines 36 - 39
and insert:
amending s. 445.009, F.S.;
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Dean) recommended the following:

**Senate Amendment**

Delete lines 405 - 406 and insert:

of its findings and recommendations to the Governor by November 1, 2012.
A bill to be entitled
An act relating to regional workforce boards;
providing a short title; amending s. 445.003, F.S.;
providing that tuition, books, and fees of training
providers qualify as an Individual Training Account
expenditure; amending s. 445.007, F.S.; authorizing
the chief elected official in the area of a regional
workforce board to appoint representatives to the
board if authorized by the Governor; providing that
additional members may be added to the board under
certain circumstances; requiring members and the
executive director of a regional workforce board to
make financial disclosures; providing that the chair
and members of a regional workforce board serve at the
pleasure of the Governor; requiring that staff of the
Department of Economic Opportunity, under the
direction of Workforce Florida, Inc., assign staff to
review the performance of regional workforce boards;
encouraging each regional workforce board to provide
the greatest possible choice of training providers to
those who qualify for training services; requiring a
regional workforce board to develop an annual budget,
subject to the approval of the chief elected official
of the area; requiring the regional workforce board to
submit its budget for review to Workforce Florida,
Inc.; reinstating expired provisions that restrict the
ability of a regional workforce board to use state or
federal funds for meals, food, or beverages and that
prohibit a board from using state or federal funds for
entertainment costs or recreational activities for
board members or employees; reinstating expired
provisions that limit the ability of a regional
workforce board to enter into contracts with a member,
employee, or relative of a member or employee of the
board; making technical and grammatical changes;
providing for contracts totaling $2,500 or more to be
approved by the regional workforce board and reported
to the Department of Economic Opportunity and
Workforce Florida, Inc.; amending s. 445.009, F.S.;
deleting the expiration of a provision relating to the
determination of the wages of a participant in an
adult or youth work experience activity; making
technical and grammatical changes; requiring Workforce
Florida, Inc., to evaluate the means to establish a
single, statewide-workforce system brand and to report
its findings and recommendations to the Governor by a
specified date; providing an effective date.

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

Section 1. This act may be cited as the "Regional Workforce
Boards Accountability Act."

Section 2. Paragraph (a) of subsection (3) of section
445.003, Florida Statutes, is amended to read:
445.003 Implementation of the federal Workforce Investment
Act of 1998.—
(a) FUNDING.—
(a) Title I, Workforce Investment Act of 1998 funds;
Wagner-Peyser funds; and NAFTA/Trade Act funds will be expended based on the 5-year plan of Workforce Florida, Inc. The plan shall outline and direct the method used to administer and coordinate various funds and programs that are operated by various agencies. The following provisions shall also apply to these funds:

1. At least 50 percent of the Title I funds for Adults and Dislocated Workers that are passed through to regional workforce boards shall be allocated and expended on Individual Training Accounts unless a regional workforce board obtains a waiver from Workforce Florida, Inc. Tuition, books, and fees of training providers qualify as an Individual Training Account expenditures as do other programs developed by regional workforce boards in compliance with policies of Workforce Florida, Inc.

2. Fifteen percent of Title I funding shall be retained at the state level and shall be dedicated to state administration and used to design, develop, induce, and fund innovative Individual Training Account pilots, demonstrations, and programs. Of such funds retained at the state level, $2 million shall be reserved for the Incumbent Worker Training Program, created under subparagraph 3. Eligible state administration costs include the costs of: funding for the board and staff of Workforce Florida, Inc.; operating fiscal, compliance, and management accountability systems through Workforce Florida, Inc.; conducting evaluation and research on workforce development activities; and providing technical and capacity building assistance to regions at the direction of Workforce Florida, Inc. Notwithstanding s. 445.004, such administrative costs shall not exceed 25 percent of these funds. An amount not to exceed 75 percent of these funds shall be allocated to Individual Training Accounts and other workforce development strategies for other training designed and tailored by Workforce Florida, Inc., including, but not limited to, programs for incumbent workers, displaced homemakers, nontraditional employment, and enterprise zones. Workforce Florida, Inc., shall design, adopt, and fund Individual Training Accounts for distressed urban and rural communities.

3. The Incumbent Worker Training Program is created for the purpose of providing grant funding for continuing education and training of incumbent employees at existing Florida businesses. The program will provide reimbursement grants to businesses that pay for preapproved, direct, training-related costs.

   a. The Incumbent Worker Training Program will be administered by Workforce Florida, Inc. Workforce Florida, Inc., at its discretion, may contract with a private business organization to serve as grant administrator.

   b. To be eligible for the program’s grant funding, a business must have been in operation in Florida for a minimum of 1 year prior to the application for grant funding; have at least one full-time employee; demonstrate financial viability; and be current on all state tax obligations. Priority for funding shall be given to businesses with 25 employees or fewer, businesses in rural areas, businesses in distressed inner-city areas, businesses in a qualified targeted industry, businesses whose grant proposals represent a significant upgrade in employee skills, or businesses whose grant proposals represent a significant layoff avoidance strategy.

   c. All costs reimbursed by the program must be preapproved.
by Workforce Florida, Inc., or the grant administrator. The program will not reimburse businesses for trainee wages, the purchase of capital equipment, or the purchase of any item or service that may possibly be used outside the training project. A business approved for a grant may be reimbursed for preapproved, direct, training-related costs including tuition; fees; books and training materials; and overhead or indirect costs not to exceed 5 percent of the grant amount.

d. A business that is selected to receive grant funding must provide a matching contribution to the training project, including, but not limited to, wages paid to trainees or the purchase of capital equipment used in the training project; must sign an agreement with Workforce Florida, Inc., or the grant administrator to complete the training project as proposed in the application; must keep accurate records of the project’s implementation process; and must submit monthly or quarterly reimbursement requests with required documentation.

e. All Incumbent Worker Training Program grant projects shall be performance-based with specific measurable performance outcomes, including completion of the training project and job retention. Workforce Florida, Inc., or the grant administrator shall withhold the final payment to the grantee until a final grant report is submitted and all performance criteria specified in the grant contract have been achieved.

f. Workforce Florida, Inc., may establish guidelines necessary to implement the Incumbent Worker Training Program.

g. No more than 10 percent of the Incumbent Worker Training Program’s total appropriation may be used for overhead or indirect purposes.

4. At least 50 percent of Rapid Response funding shall be dedicated to Intensive Services Accounts and Individual Training Accounts for dislocated workers and incumbent workers who are at risk of dislocation. Workforce Florida, Inc., shall also maintain an Emergency Preparedness Fund from Rapid Response funds which will immediately issue Intensive Service Accounts and Individual Training Accounts as well as other federally authorized assistance to eligible victims of natural or other disasters. At the direction of the Governor, for events that qualify under federal law, these Rapid Response funds shall be released to regional workforce boards for immediate use. Funding shall also be dedicated to maintain a unit at the state level to respond to Rapid Response emergencies around the state, to work with state emergency management officials, and to work with regional workforce boards. All Rapid Response funds must be expended based on a plan developed by Workforce Florida, Inc., and approved by the Governor.

Section 3. Section 445.007, Florida Statutes, is amended to read:

445.007 Regional workforce boards.—

(1)(a) One regional workforce board shall be appointed in each designated service delivery area and shall serve as the local workforce investment board pursuant to the Workforce Investment Act of 1998, 29 U.S.C. 2801 et. seq. Pub. L. No. 105-220. The membership of the board shall be consistent with and limited to the members described in 29 U.S.C. 2832(b)(2) (A) Pub. L. No. 105-220, Title I, s. 317(b). The board may also include other individuals and representatives of entities who are appointed by the chief elected official in the local area if
authorized by the Governor. If a public education or training provider is represented on the board, a representative of a private nonprofit provider and a representative of a private for-profit provider must also be appointed to the board.

(b) The board shall include one nonvoting representative from a military installation if a military installation is located within the region and the appropriate military command or organization authorizes such representation. It is the intent of the Legislature that membership of a regional workforce board include persons who are current or former recipients of welfare transition assistance as defined in s. 445.002(2) or workforce services as provided in s. 445.009(1) or that such persons be included as ex officio members of the board or of committees organized by the board. The importance of minority and gender representation shall be considered when making appointments to the board.

(c) The board, its committees, subcommittees, and subdivisions, and other units of the workforce system, including units that may consist in whole or in part of local governmental units, may use any method of telecommunications to conduct meetings, including establishing a quorum through telecommunications, provided that the public is given proper notice of the telecommunications meeting and reasonable access to observe and, when appropriate, participate. Regional workforce boards are subject to chapters 119 and 286 and s. 24, Art. I of the State Constitution.

(d) If the regional workforce board enters into a contract with an organization or individual represented on the board of directors, the contract must be approved by a two-thirds vote of the board, a quorum having been established, and the board member who could benefit financially from the transaction must abstain from voting on the contract. A board member must disclose any such conflict in a manner that is consistent with the procedures outlined in s. 112.3143.

(e) Each member of a regional workforce board who is not otherwise required to file a financial disclosure pursuant to s. 8, Art. II of the State Constitution or s. 112.3144 shall file a disclosure of financial interests pursuant to s. 112.3145. The executive director or other person responsible for the operational and administrative functions of the regional workforce board who is not otherwise required to file a financial disclosure pursuant to s. 8, Art. II of the State Constitution or s. 112.3144 shall file a disclosure of financial interests pursuant to s. 112.3145.

(2)(a) The regional workforce board shall elect a chair from among the representatives of businesses in the local area who:

1. Are owners of businesses, chief executives or operating officers of businesses, and other business executives or employers who have optimum policymaking or hiring authority;

2. Represent businesses that offer employment opportunities similar to the employment opportunities of the local area; and

3. Are appointed from among individuals nominated by local business organizations and business trade associations.

(b) The chair serves at the pleasure of the Governor. A chair shall be appointed described in Pub. L. No. 105-220, Title 5, s. 117(B)(2)(A)(i) to serve for a term of no more than 2 years and shall serve no more than two terms.
(c) The executive director of the board or other person responsible for the operational and administrative functions of the board serves at the pleasure of the Governor.

(d) The Governor may remove a member of the board for cause. As used in this paragraph, the term “cause” includes, but is not limited to, engaging in fraud or other criminal acts, incapacity, unfitness, neglect of duty, or official incompetence and irresponsibility.

(3) The Department of Economic Opportunity, under the direction of Workforce Florida, Inc., shall assign staff to meet with each regional workforce board annually to review the board's performance and to certify that the board is in compliance with applicable state and federal law.

(4) In addition to the duties and functions specified by Workforce Florida, Inc., and by the interlocal agreement approved by the local county or city governing bodies, the regional workforce board shall have the following responsibilities:

(a) Develop, submit, ratify, or amend the local plan pursuant to 29 U.S.C. 2832(f)(2) work, and at the provisions of this chapter and

(b) Conclude agreements necessary to designate the fiscal agent and administrative entity. A public or private entity, including an entity established pursuant to s. 163.01, which makes a majority of the appointments to a regional workforce board may serve as the board's administrative entity if approved by Workforce Florida, Inc., based upon a showing that a fair and competitive process was used to select the administrative entity.

CODING: Words [stricken] are deletions; words [underlined] are additions.

(c) Complete assurances required for the charter process of Workforce Florida, Inc., and provide ongoing oversight related to administrative costs, duplicated services, career counseling, economic development, equal access, compliance and accountability, and performance outcomes.

(d) Overseer the one-stop delivery system in its local area.

(5) Workforce Florida, Inc., shall implement a training program for the regional workforce boards to familiarize board members with the state's workforce development goals and strategies.

(6) The regional workforce board shall designate all local service providers and may not transfer this authority to a third party. Consistent with the intent of the Workforce Investment Act, regional workforce boards should provide the greatest possible choice of training providers to those who qualify for training services. A regional workforce board may not restrict the choice of training providers based upon cost, location, or historical training arrangement. A board, however, may restrict the amount of training resources available to any one client. Such restrictions may vary based upon the cost of training in the client's chosen occupational area. The regional workforce board may be designated as a one-stop operator and direct provider of intake, assessment, eligibility determinations, or other direct provider services except training services. Such designation may occur only with the agreement of the chief elected official and the Governor as specified in 29 U.S.C. s. 2832(f)(2). Workforce Florida, Inc., shall establish procedures by which a regional workforce board may request permission to operate under this section and the criteria under which such
(7) Regional workforce boards shall adopt a committee structure consistent with applicable federal law and state policies established by Workforce Florida, Inc.

(8) The importance of minority and gender representation shall be considered when appointments are made to any committee established by the regional workforce board.

(9) For purposes of procurement, regional workforce boards and their administrative entities are not state agencies and are exempt from chapters 120 and 287. The regional workforce boards shall apply the procurement and expenditure procedures required by federal law for the expenditure of federal funds. Regional workforce boards, their administrative entities, committees, and subcommittees, and other workforce units may authorize expenditures to award suitable framed certificates, pins, or other tokens of recognition for performance by units of the workforce system. Regional workforce boards; their administrative entities, committees, and subcommittees; and other workforce units may authorize expenditures for promotional items, such as t-shirts, hats, or pens printed with messages promoting Florida’s workforce system to employers, job seekers, and program participants. However, such expenditures are subject to federal regulations applicable to the expenditure of federal funds. All contracts executed by regional workforce boards must include specific performance expectations and deliverables.

(10) A regional workforce board shall prepare an annual budget for the purpose of carrying out its duties under this section. The budget is subject to the approval of the chief elected local official in the area. Each regional workforce board shall submit its budget for review to Workforce Florida, Inc., within 2 weeks after approval by the chief elected local official.

(11) State and federal funds provided to the regional workforce boards may not be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of regional workforce boards, Workforce Florida, Inc., or the Department of Economic Opportunity Agency for Workforce Innovation except as expressly authorized by state law. Preapproved, reasonable, and necessary per diem allowances and travel expenses may be reimbursed. Such reimbursement shall be at the standard travel reimbursement rates established in s. 112.061 and shall be in compliance with all applicable federal and state requirements. Workforce Florida, Inc., shall develop a statewide fiscal policy applicable to the state board and all regional workforce boards, to hold both the state and regional boards strictly accountable for adherence to the policy and subject to regular and periodic monitoring by the Department of Economic Opportunity Agency for Workforce Innovation, the administrative entity for Workforce Florida, Inc. A board may not use boards are prohibited from expending state or federal funds for entertainment costs or and recreational activities for board members and employees as these terms are defined by 2 C.F.R. part 230. This subsection expires July 1, 2011.

(12) To increase transparency and accountability,
Section 4. Subsection (11) of section 445.009, Florida Statutes, is amended to read:

445.009 One-stop delivery system.—

(11) A participant in an adult or youth work experience activity administered under this chapter shall be deemed an employee of the state for purposes of workers’ compensation coverage. In determining the average weekly wage, all remuneration received from the employer shall be considered a gratuity, and the participant is not entitled to any benefits otherwise payable under s. 440.15, regardless of whether the participant is receiving wages and remuneration from other employment with another employer and regardless of his or her future wage-earning capacity. This subsection expires July 1, 2011.

Section 5. Workforce Florida, Inc., shall evaluate the means to establish a single, statewide workforce-system brand for this state. Workforce Florida, Inc., shall submit a report of its findings and recommendations to the Governor by August 1, 2012.
Section 6. This act shall take effect July 1, 2012.
S1398
GENERAL BILL/CS by CM; Gardiner; (CO-INTRODUCERS) Fasano; Lynn; (Similar CS/1ST ENG/H 7023, Compare S 1488, S 1996, S 2002)
Regional Workforce Boards. EFFECTIVE DATE: 07/01/2012.
01/31/12 S Subreferred to Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations -SJ 303 ; Now in Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations
02/06/12 S On Committee agenda-- Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations, 02/09/12, 10:15 am, 110 Senate Office Building --Not Considered
CS/SB 1416 rebrands the state’s unemployment compensation program in ch. 443, F.S., as the reemployment assistance program.

The CS makes additional changes, including:

- Requiring the Department of Economic Opportunity (DEO) to establish a numeric score on the initial skills review which demonstrates a minimum proficiency in workforce skills. Individuals who fall below the minimum score may elect to take workforce skills training, and DEO is required to develop best practices, evaluate the training, and report findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2013;
- Clarifying that individuals who are non-Florida residents, on temporary layoffs, union members, or participating in short-time compensation plans are not required to complete the initial skills review;
- Reducing the number of required work search contacts from 5 to 3 to individuals who live in small counties;
• Clarifying work search requirements for union members and individuals on temporary layoffs or participating in short-time compensation plans;
• Increasing the period of disqualification for making a fraudulent claim from the time that the fraudulent claim was made until 1 year after DEO discovers the fraud or until all fraudulent overpayments are repaid in full;
• Applying certain restrictions on the payment of benefits to an individual employed by an educational institution to an individual who provides services to an educational institution through a contract between the individual’s employer and the institution (effective July 1, 2013);
• Extending the statute of limitations related to the collection of overpayments by providing that the commencement of collections must be initiated within 7 years after the redetermination or decision;
• Authorizing DEO to noncharge the accounts of employers that are forced to lay off workers due to a man-made disaster of national significance;
• Clarifying what constitutes prima facie evidence that a person claimed and received benefits; and
• Incorporating federal provisions relating to the release of confidential information.

The CS also allows employee leasing companies to make a one-time decision to change from reporting leased employees under their company account to reporting the employees under their respective clients’ accounts, an option that could result in lower taxes for those companies choosing to change.

Further, the CS codifies the executive order extending the temporary state extended benefits program.


This CS revives, readsopt, and amends s. 443.1117, F.S.

II. Present Situation:

Unemployment Compensation Overview

According to the U.S. Department of Labor (USDOL), the Federal-State Unemployment Insurance Program provides unemployment benefits to eligible workers who are unemployed through no-fault of their own (as determined under state law) and who meet the requirements of
The program is administered as a partnership of the federal government and the states. The individual states collect unemployment compensation (UC) payroll taxes on a quarterly basis, which are used to pay benefits, while the Internal Revenue Service collects an annual federal payroll tax under the Federal Unemployment Tax Act (FUTA). FUTA collections go to the states for costs of administering state UC and job service programs. In addition, FUTA pays one-half of the cost of extended unemployment benefits (during periods of high unemployment) and provides for a fund from which states may borrow, if necessary, to pay benefits.

States are permitted to set benefit eligibility requirements, the amount and duration of benefits, and the state tax structure, as long as state law does not conflict with FUTA or Social Security Act requirements. Florida’s UC program was created by the Legislature in 1937. The Department of Economic Opportunity (DEO) is the current agency responsible for administering Florida’s UC laws, primarily though its Division of Workforce Services. DEO contracts with the Florida Department of Revenue (DOR) to provide unemployment tax collections services.

State Unemployment Compensation Benefits

A qualified claimant may receive UC benefits equal to 25 percent of wages, not to exceed $6,325 in a benefit year. Benefits range from a minimum of $32 per week to a maximum weekly benefit amount of $275 for up to 23 weeks, depending on the claimant’s length of prior employment and wages earned, and the unemployment rate.

To receive UC benefits, a claimant must meet certain monetary and non-monetary eligibility requirements. Key eligibility requirements involve a claimant’s earnings during a certain period of time, the manner in which the claimant became unemployed, and the claimant’s efforts to find new employment.

Determinations and Redeterminations

DEO issues determinations and redeterminations on the monetary and non-monetary eligibility requirements. Determinations and redeterminations are statements by the department regarding the application of law to an individual’s eligibility for benefits or the effect of the benefits on an employer’s tax account.

---

2 There are 53 programs, including the 50 states, Puerto Rico, the Virgin Islands, and the District of Columbia.
3 FUTA is codified at 26 U.S.C. 3301-3311.
5 Chapter 18402, L.O.F.
6 Section 443.1316, F.S.
7 Section 443.111(5), F.S. The maximum amount of benefits available is calculated by multiplying an individual’s weekly benefit amount by the number of available benefit weeks.
8 Section 443.111(3), F.S. A benefit week begins on Sunday and ends on Saturday. If the average unemployment rate for the 3 months in the most recent third calendar year quarter is at or below 5 percent, then the maximum weeks of benefits available is 12; for each 0.5 percent that the unemployment rate is above 5 percent, an additional week of benefits becomes available up to 23 weeks at an unemployment rate of 10.5 percent.
9 Section 443.151(3), F.S.
Able and Available for Work

A claimant must meet certain requirements in order to be eligible for benefits for each week of unemployment. These include a finding by DEO that the individual:

- Has filed a claim for benefits;
- Is registered to work and reports to the One-Stop Career Center;
- Takes and completes the initial skills review;
- Is able to and available for work;
- Contacts at least 5 prospective employers each week or reports to the One-Stop Career Center for reemployment services;
- Participates in reemployment services;
- Has been unemployed for a waiting period of 1 week;
- Has been paid total base period wages equal to the high quarter wages multiplied by 1.5, but at least $3,400 in the base period; and
- Has submitted a valid social security number to DEO.

The law does not distinguish between part-time and full-time work with respect to benefits. With respect to the requirements of being able to work and available for work, Rule 60BB-3.021(2), F.A.C., provides that in order to be eligible for benefits an individual must be able to work and available for work during the major portion of the individual’s customary work week. Consequently, individuals whose benefits are not based on full-time work are not required to seek or be available to accept full-time work.

Initial Skills Review

Claimants are required to participate in an initial skills review. The administrator or operator of the online education or training program is required to report to DEO that the individual has taken the initial skills test for benefit eligibility purposes, and to the regional workforce board or One-Stop Career Center the results of the initial skills test for purposes of reemployment services. The regional workforce board is required to develop a plan to use the initial skills review to refer individuals training and employment opportunities.

An initial skills review is an online education or training program, like Florida Ready to Work, that is approved by DEO and designed to measure an individual’s mastery of workplace skills.

Florida Ready to Work is an employee credentialing program that is funded by the state. To participate, individuals must first go to a local assessment center to sign up for the program.

---

10 Section 443.091(1), F.S.
11 “Able to work” means physically and mentally capable of performing the duties of the occupation in which work is being sought. “Available for work” means actively seeking and being ready and willing to accept suitable employment. See s. 443.036(1) and (6), F.S. Additionally, DEO has adopted criteria, as directed in the statute, to determine an individual’s ability to work and availability for work. See Rule 60BB-3.021, F.A.C.
12 Section 443.091(1)(c), F.S.
13 Section 445.06, F.S.
14 Section 443.036(26), F.S.
15 Website available at http://floridareadytowork.com/ (last visited 1/20/2012). The 2006 Florida Legislature created the Florida Ready to Work Certificate Program to enhance the workplace skills of Florida’s students to better prepare them for successful employment in specific occupations. See s. 35, ch. 2006-74, L.O.F. A student who earns a Ready to Work Credential (credential) will be considered equipped with the skills to enter the workforce. Any Florida student or resident is
Once signed up, an individual may take the initial skills review at the assessment center or online at any location with Internet access. The assessment measures general skills necessary for 90 percent of all jobs in three areas: locating information, reading, and applied math. All the questions are based on workplace scenarios. After taking the initial skills review, an individual may take additional course material to try to improve his or her skills. An individual who completes the entire program may receive a Florida Ready to Work Credential to use as a tool when applying for jobs. This program is provided to Floridians at no cost.

DEO has contracted with Worldwide Interactive Network (WIN), the contractor for Florida Ready to Work, to provide the initial skills review required by the unemployment statute. The Florida Ready to Work initial skills review is integrated into the process of applying for benefits to provide a streamlined process. The total cost of contracting with WIN for the initial skills review is $10 million for FY 2011-12; however WIN provided DEO with an $8 million discount, making the actual cost $2 million. The Florida Ready to Work program was funded by $3 million in General Revenue and $2 million from the Workers’ Compensation Administration Trust Fund in FY 2011-12.

Reemployment
To maintain eligibility for benefits, an individual must be ready, willing, and able to work and must be actively seeking work. An individual must make a thorough and continued effort to obtain work and take positive actions to become reemployed. To aid unemployed individuals, free reemployment services and assistance are available. DEO defines reemployment services as: job search assistance, job and vocational training referrals, employment counseling and testing, labor market information, employability skills enhancement, needs assessment, orientation, and other related services provided by One-Stop Career Centers operated by local regional workforce boards.

DEO’s website provides links to local, state, and national employment databases. Claimants are automatically registered with their local One-Stop Career Center when their claims are filed and are required to report to the One-Stop Career Center as directed by the regional workforce board for reemployment services. The One- Stops provide job search counseling and workshops, occupational and labor market information, referral to potential employers, and job training assistance. Claimants may also receive an e-mail from Employ Florida Marketplace with information about employment services or available jobs. Additionally, a claimant may be eligible to earn the credential. Prior to FY 2011-12 the program was administered by the Florida Department of Education (DOE), Division of Workforce Education, in cooperation with Worldwide Interactive Network (WIN) and the nationally recognized ACT® WorkKeys program.

16 The 2011 Florida Legislature transferred the Ready to Work Certificate Program from the DOE to the newly created Department of Economic Opportunity (DEO). See ss. 5 and 476, ch. 2011-142, L.O.F.
17 Contract on file with the Senate Commerce and Tourism Committee. With other costs, such as additional training and certifications available, the total cost of the Florida Ready to Work Program under the contract is $5 million.
18 See s. 2, Specific Appropriation 98, ch. 2011-69, L.O.F. Of these funds, $2.3 million from the General Revenue Fund was provided from recurring funds, and the remainder of both funds was provided from nonrecurring funds.
19 Rule 60BB-3.011(12), F.A.C.
20 For example, on www.fluidnow.com, where individuals can claim their weeks online.
21 Section 443.091(1)(b), F.S.
selected to participate in reemployment assistance services, such as Reemployment and Eligibility Assessments (REAs).  

**Disqualification for Unemployment Compensation**

Section 443.101, F.S., specifies the circumstances under which an individual would be disqualified from receiving unemployment compensation benefits, to include:

- Voluntarily leaving work without good cause, or being discharged by his or her employing unit for misconduct connected with the work;  
- Failing to apply for available suitable work when directed by DEO or the One-Stop Career Center, to accept suitable work when offered, or to return to suitable self-employment when directed to do so;  
- Making false or fraudulent representations in filing for benefits;  
- Termination from employment for a crime punishable by imprisonment, or any dishonest act in connection with his or her work; and  
- Discharge from employment due to drug use or rejection from a job offer for failing a drug test.

The statute specifies the duration of the disqualification and the requirements for requalification for an individual’s next benefit claim, depending on the reason for the disqualification.

**Collection of Overpayments**

Current law provides several options for the state to recoup overpaid unemployment benefits, including, but not limited to, wage garnishment, deducting any outstanding balance from future unemployment benefits or lottery winnings, and forwarding any unpaid balance to a contracted debt collection agency. Any recovery or recoupment of benefits must be effected within 5 years of a redetermination or decision for cases involving fraud, and within 3 years for all other cases of overpayments.

**Employee Leasing Companies**

An employee leasing company is “a form of business entity engaged in an arrangement whereby the entity assigns its employees to a client and allocates the direction of and control over the leased employees between the leasing company and the client.” The leasing company provides services for the client companies, such as handling the filing of UC taxes and workers’

---

23 REAs are in-person interviews with selected UC claimants to review the claimants’ adherence to state UC eligibility criteria, determine if reemployment services are needed for the claimant to secure future employment, refer individuals to reemployment services, as appropriate, and provide labor market information which addresses the claimant’s specific needs. Research has shown that interviewing claimants for the above purposes reduces UC duration and saves UC trust fund resources by helping claimants find jobs faster and eliminating payments to ineligible individuals. Florida administers the REA Initiative through local One-Stop Career Centers. Rule 60BB-3.028, F.A.C., provides more information on reemployment services and requirements for participation.

24 An individual is not disqualified for voluntarily leaving temporary work to return to full time work or to relocate with his or her military spouse due to relocation orders. An individual who voluntarily quits work for a good personal cause not related to any of the conditions specified in the statute will be disqualified from receiving benefits.

25 Section 443.101(2), F.S., sets forth the requirements to determine “suitable work.”

26 Section 443.151(6), F.S.

27 Department of Business and Professional Regulation, Board of Employee Leasing Companies, definitions, available at http://www.myfloridalicense.com/dbpr/pro/emplo/codes.html (last visited 1/21/2012).
compensation. Under current law, employee leasing companies are required to report leased employees under the leasing company’s UC tax account and contribution rate.\textsuperscript{28}

**Temporary State Extended Benefits**

In 2009, the Legislature enacted a temporary state extended benefits program for unemployed individuals in order to qualify for federal funds.\textsuperscript{29} Under this program, the federal government pays 100 percent of temporary state extended benefits to former private sector employees. The federal funds are paid from a separate federal general revenue account and do not affect the balance of Florida’s UC Trust Fund. There is no cost to private employers; however, “reimbursable” employers like state and local governments are not covered by the federal government and must pay for the benefits themselves. These benefits are not charged to employers and have no effect on an employer’s experience rating.

Since the implementation of the temporary state extended benefits program in the American Recovery and Reinvestment Act of 2009, the existence of the program has been extended several times by the federal government. Most recently, in December 2011, Congress extended the eligibility window for Emergency Unemployment Compensation (EUC) and for state extended benefits through March 7, 2012.\textsuperscript{30}

Florida already had an extended benefits program in statute,\textsuperscript{31} but in order to participate in the federal program, Florida had to enact a temporary state extended benefits program with an alternate trigger rate based upon the average total unemployment rate (TUR).\textsuperscript{32} Florida’s regular state extended benefits program triggers “on” based upon a higher individual unemployment rate (IUR). In the past, the program has generally been set forth in state statute, adopted by the Legislature. However, on January 6, 2012, Governor Scott signed an executive order extending the program after the federal bill was signed into law.\textsuperscript{33}

**III. Effect of Proposed Changes:**

CS/SB 1416 rebrands the state’s unemployment compensation program in ch. 443, F.S., as the reemployment assistance program.

To make the rebranding changes, the CS amends the following statutes: ss. 443.011 (Section 1), 443.012 (Section 2), 443.036 (Section 3), 443.051 (Section 4), 443.071 (Section 5), 443.091, 443.101 (Section 7), 443.111 (Section 8), 443.1113 (Section 9), 443.1116 (Section 10), 443.1215 (Section 11), 443.1216 (Section 12), 443.131 (Section 13), 443.1113 (Section 10), 443.131 (Section 13), 443.1312 (Section 14), 443.1313 (Section 15), 443.1315 (Section 16), 443.1316 (Section 17), 443.1317 (Section 18), 443.141 (Section 19), 443.151 (Section 20), 443.163 (Section 21), 443.171 (Section 22), 443.1715 (Section 23), 443.17161 (Section 24),

\textsuperscript{28} Section 443.1216, F.S.
\textsuperscript{29} Chapter 2009-99, L.O.F. Temporary extended benefits was originally created and funded by the American Recovery and Reinvestment Act of 2009 (Recovery Act). Section 2005, Public L. No. 111-5.
\textsuperscript{30} Pub. L. No. 112-78.
\textsuperscript{31} Section 443.1115, F.S.
\textsuperscript{32} Section 443.1117, F.S., expired January 4, 2012.
\textsuperscript{33} Executive Order No. 12-03.
Section 3 also amends s. 443.036, F.S., to define “reemployment assistance” to mean, in part, cash benefits payable to individuals due to their unemployment.

Evidence of Receipt of Benefits
Section 5 amends s. 443.071, F.S., to clarify what constitutes prima facie evidence that a person claimed and received benefits. Specifically a transaction history generated by a password or other identifying code used by DEO to establish that claim for a week of benefits was made, together with documentation that payment was made by a state warrant, direct deposit, or onto a department-issued debit card, constitutes prima facie evidence that the person received benefits from the state.

Section 6 amends provisions in s. 443.091, F.S., related to the initial skills review and work search requirements.

Initial Skills Review
The CS requires DEO to prescribe a numeric score on the initial skills review that demonstrates a minimal proficiency in workforce skills. Any individual who falls below the minimal proficiency score will be offered training opportunities, at no cost to the individual, to improve his or her workforce skills. DEO is required to work with WFI, the regional workforce boards, and the One-Stop Career Centers to develop best practices for skills improvement to such individuals.

Additionally, the CS specifies that individuals who are non-Florida residents, on temporary layoffs, union members, or participating in short-time compensation plans are not required to complete the initial skill review.
Work Search Requirements
Under current law, most individuals receiving unemployment benefits are required to contact at least five potential employers each week. Individuals may also meet the work search requirement by reporting to a local one-stop career center to meet with a representative of the center for reemployment services.

Under the CS, individuals who live in small counties are only required to contact three potential employers each week. Further, union members who customarily obtain employment through a union hiring hall may satisfy the work search requirement by reporting to their union hall. Further, the work search requirements do not apply to individuals on temporary layoffs or participating in short-time compensation plans.

Leased Employees to Educational Institutions
The CS provides that certain restrictions on the payment of benefits to an individual employed by an educational institution also apply to an individual who provides services to an educational institution through a contract between the individual’s employer and the institution. The restrictions apply only if at least 75 percent of the individual’s wages with the private employer were attributable to services provided to the educational institution. Such restrictions include that benefits are not payable between terms, such as summer break. However, this provision does not take effect until July 1, 2013.

Disqualification
Section 7 also amends s. 443.101, F.S., to increase the duration of disqualification from receiving benefits for making fraudulent representations. Under current law, an individual who makes false or fraudulent representations to obtain benefits is disqualified from receiving benefits for 1 year from the date of discovery of the fraud by DEO. Under the CS, such individual is disqualified from the week in which the false or fraudulent representation is made until 1 year from the date of discovery of the fraud by DEO and until any overpayment of benefits resulting from such fraud has been repaid in full.

Employee Leasing Companies
Under current law, employee leasing companies are required to report leased employees under the leasing company’s UC tax account and contribution rate.

Section 12 amends s. 443.1216, F.S., to allow the employee leasing company to report leased employees under the accounts of its clients for unemployment tax purposes only. The CS allows a one-time election to change an employee leasing company’s reporting and contribution method. The leasing company is required to notify DOR of such election by July 1, 2012, and provide certain information. If the leasing company does not make a selection by July 1, then the company will not be able to change its reporting method and will continue to report leased employees under the leasing company’s UC tax account and contribution rate.

34 The term “small counties” is defined in s. 120.52(19), F.S., as any county that has an unincarcerated population of 75,000 or less according to the most recent decennial census.
Man-made Disasters

Section 13 also amends s. 443.131, F.S., to provide tax relief to employers by noncharging benefits paid to individuals who separated from work as a direct result of an oil spill, terrorist attack, or other similar disaster of national significance not subject to a federal declaration of disaster.

Recovery of Benefits

Section 20 also amends s. 443.151, F.S., to extend the period of time that DEO may seek recovery of benefits wrongly or incorrectly paid. Under current law, DEO must collect the benefits within 5 years of the determination that the benefits were wrongly or incorrectly paid, either due to fraud or other reason. Under the CS, DEO’s recovery efforts must be commenced within 7 years of the determination that the benefits were wrongly or incorrectly paid. After commencing recovery efforts, DEO has an unlimited time to recover the benefits.

Confidentiality

Section 22 also amends s. 443.171, F.S., and Section 23 also amends s. 443.1715, F.S., to incorporate federal provisions related to the release of confidential information released to the unemployment compensation program.

Temporary State Extended Benefits Program

Due to the extension of the 100 percent federal funding for the temporary state extended benefits program, Section 88 revives, readopts, and amends s. 443.1117, F.S., to reflect such extension. The section expired on January 4, 2012. This CS codifies the executive order signed by Governor Scott in January 2012, and revives the statute through March 11, 2012, in order for Floridians to be eligible for 100 percent federal funding for benefits for former private sector employees.

This section is effective retroactive to January 4, 2012, and expires on March 11, 2012. The section contains an expiration date, because under the federal program, after March 11, 2012, any extended benefits paid will only be reimbursed by the federal government at a rate of 50 percent for former private sector employees making new claims. The CS sets a sunset date in enacting the program in order to take the best advantage of the program.

Section 89 clarifies that the temporary extended benefits will be available to unemployed Floridians who establish entitlement to extended benefits between January 4, 2012, and March 11, 2012.

Section 90 provides for severability for any provision of the act which is held invalid.

Section 91 provides that this act fulfills an important state interest.

Section 92 provides an effective date of July 1, 2012, unless otherwise expressed in the CS.
IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

Section 18, Article VII of the Florida Constitution, excuses counties and municipalities from complying with laws requiring them to spend funds or to take an action unless certain conditions are met.

To the extent this CS requires cities and counties to expend funds to pay state extended benefits for eligible former employees from January to March 2012, the provisions of Section 18(a), Article VII of the State Constitution may apply. If those provisions do apply, in order for the law to be binding upon the cities and counties, the Legislature must find that the law fulfills an important state interest (see Section 91 of the CS) and one of the following relevant exceptions:

a. Appropriate funds estimated at the time of enactment to be sufficient to fund such expenditures;

b. Authorize a county or municipality to enact a funding source not available for such local government on February 1, 1989, that can be used to generate the amount of funds necessary to fund the expenditures;

c. The expenditure is required to comply with a law that applies to all persons “similarly situated,” including state and local governments; or

d. The law is either required to comply with a federal requirement or required for eligibility for a federal entitlement.

“Similarly situated” refers to those laws affecting other entities, either private or governmental, in addition to counties and municipalities. Because the CS would impact “all persons similarly situated,” this exception appears to apply.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

An employee leasing company is allowed, under the CS, to make a one-time election to change the way it reports for purposes of the UC tax, by reporting under the account of its clients. A company will likely decide to make this election only if it is financially advantageous to the company. However, while potentially lowering a leasing company’s UC taxes, such election may have a negative effect on the balance of the UC Trust Fund. By changing its reporting method, the taxes due to the UC Trust Fund are likely to be less than when the leasing company was reporting under its own tax account. Additionally
such a change may result in an increase in socialized costs, and thus higher taxes to other employers. The Office of Economic and Demographic Research estimated for the next three years an additional $10.2 million increase for other employers in 2013, $2.5 million in 2014, and $5.7 million in 2015.

B. Private Sector Impact:

Individuals who fraudulently or mistakenly receive unemployment benefits will be liable to repay DEO to a longer period of time.

Participation in the temporary state extended benefits program is expected to bring an estimated $59 million in additional benefits to Florida and benefit 51,000 Floridians.\(^{35}\) Payment of these benefits comes 100 percent from federal funds. There will be no cost to private employers and there will be no effect on their contribution rates. Benefits paid by public employers, non-profits, and other reimbursable employers are not covered by federal funds (see explanation below related to Government Sector Impact for impact on public employers).

C. Government Sector Impact:

Related to the provisions of the CS that affect the tax, the Department of Revenue estimates the following costs to implement the employee leasing company reporting option: $115,485 in FY 2011-12; and an impact of $65,084 in FY 2012-13. These costs are eligible for federal funding under FUTA.

The total cost in FY 2011-12 includes $285 in nonrecurring costs for tax information publication printing and mailing; and $115,200 in nonrecurring costs to modify the SUNTAX system. The total cost in FY 2011-12 is $65,084 to hire 2 OPS positions to process the elections to change reporting methods.

In order to participate in federal sharing, the temporary state extended benefits program had to encompass unemployed individuals of both the private and public sectors. Extended benefits for former state and local employees do not qualify for federal funding due to the fact that these entities are self-insured and the federal law does not allow for their participation in federal sharing. The temporary extended benefits for these former employees must be paid by the governmental entity. The extension enacted on December 2011 is estimated to cost a total of $1.65 million, approximately $250,000 from state funds and $1.4 million from local government funds.\(^{36}\) The state funds required would be paid by the various state entities whose former employees qualify for benefits during the extension period, and such funds would likely be provided from a mixture of state General Revenue Fund, state trust funds, and federal trust funds, depending on how the salaries and benefits of the entity’s employees are funded. Because this liability for state agencies would be spread over many entities and several funds, the fiscal impact on any one agency is not likely to be significant.

\(^{35}\) Estimate from the Department of Economic Opportunity, on file with the Senate Commerce and Tourism Committee.

\(^{36}\) Estimates from the Department of Economic Opportunity, on file with the Senate Commerce and Tourism Committee.
VI. Technical Deficiencies:
None.

VII. Related Issues:
None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Commerce and Tourism on January 26, 2012:
The committee substitute does the following:

- Clarifies what constitutes evidence that a person claimed and received benefits;
- Instructs DEO, WFI, the regional workforce boards, and One-Stop Career Centers to develop best practices for the optional additional training for individuals who score below the minimum established by DEO for the initial skills review;
- Subjects individuals who provide services for an educational institution while working for a private employer to certain benefit limitations;
- Allows employee leasing companies to make a one-time decision to change from reporting leased employees under their company account to reporting the employees under their respective clients’ accounts, an option that could result in lower taxes for those companies choosing to change; and
- Codifies the executive order by Governor Scott which allowed for the extension of the temporary extended benefits program in Florida through March 2012.

B. Amendments:
None.

This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Bogdanoff) recommended the following:

**Senate Amendment**

Delete lines 401 - 407 and insert:

(f) Effective July 1, 2013, paragraphs (a), (b), and (c) shall apply to services provided by an individual for an educational institution while in the employ of a private employer holding a contractual relationship with such educational institution, but only if the base period wages attributable to such services are identified as such in the quarterly reports filed pursuant to s. 443.131(1).
A bill to be entitled
An act relating to unemployment compensation; amending
s. 443.011, F.S.; revising a short title to rename
"unemployment compensation" as "reemployment assistance";
amending s. 443.012, F.S.; renaming the
Unemployment Appeals Commission as the Reemployment
Assistance Appeals Commission; amending s. 443.036,
F.S.; providing a definition for the term
"reemployment assistance"; revising references to
conform to changes made by the act; amending s.
443.071, F.S.; specifying what constitutes prima facie
evidence that the person claimed and received
reemployment assistance from the state through
transaction history and payment; revising references
to conform to changes made by the act; amending s.
443.091, F.S.; providing scoring requirements relating
to initial skills reviews; providing for workforce
training for certain eligible claimants; requiring the
development and use of best practices; providing
reporting requirements; providing work search
requirements for certain claimants; revising
references to conform to changes made by the act;
providing for the applicability of certain exceptions
relating to benefits based on employment with a
private employer under contract with an educational
institution; amending s. 443.101, F.S.; clarifying how
a disqualification for benefits for fraud is imposed;
revising references to conform to changes made by the
act; amending s. 443.1216, F.S.; providing that

CODING: Words stricken are deletions; words underlined are additions.
There is created within the Division of Workforce Services of the Department of Economic Opportunity a commission relating to reemployment assistance unemployment compensation appeal proceedings under this chapter.

---

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

Section 1. Section 443.011, Florida Statutes, is amended to read:

443.011 Short title.—This chapter may be cited as the "Reemployment Assistance Program Unemployment Compensation Law."

Section 2. Subsections (1), (3), (10), and (12) of section 443.012, Florida Statutes, are amended to read:

443.012 Reemployment Assistance Unemployment Appeals Commission.—

(1) There is created within the Division of Workforce Services of the Department of Economic Opportunity a

CODING: Words [ ] are deletions; words [ ] are additions.
(10) The commission shall have a seal for authenticating its orders, awards, and proceedings, upon which shall be inscribed the words "State of Florida—Reemployment Assistance Unemployment Appeals Commission—Seal," and it shall be judicially noticed.

(12) Orders of the commission relating to reemployment assistance unemployment compensation under this chapter are subject to review only by notice of appeal to the district courts of appeal in the manner provided in s. 443.151(4)(e).

Section 3. Subsections (12), (14), and (26) of section 443.036, Florida Statutes, are amended, present subsections (38) through (46) are renumbered as subsections (39) through (47), respectively, present subsections (38) and (42) are amended, and a new subsection (38) is added to that section, to read:

443.036 Definitions.—As used in this chapter, the term:
(12) "Commission" means the Reemployment Assistance Unemployment Appeals Commission.
(14) "Contribution" means a payment of payroll tax to the Unemployment Compensation Trust Fund which is required under this chapter to finance reemployment assistance unemployment benefits.
(26) "Initial skills review" means an online education or training program, such as that established under s. 1004.99, that is approved by the Department of Economic Opportunity Agency for Workforce Innovation and designed to measure an individual’s mastery level of workplace skills.
(38) "Reemployment assistance" means cash benefits payable to individuals with respect to their unemployment pursuant to the provisions of this chapter. Where the context requires,
(b) For support obligations established on or after July 1, 2006, and for support obligations established before July 1, 2006, when the support order does not address the withholding of reemployment assistance or unemployment compensation, the department shall deduct and withhold 40 percent of the reemployment assistance or unemployment compensation otherwise payable to an individual disclosed under paragraph (a). If repayment has not been ordered, the unpaid amounts are included in the support obligation and are subject to withholding. If the amount deducted exceeds the support obligation, the Department of Revenue shall promptly refund the amount of the excess deduction to the obligor. For support obligations in effect before July 1, 2006, if the support order addresses the withholding of reemployment assistance or unemployment compensation, the department shall deduct and withhold the amount ordered by the court or administrative agency that issued the support order as disclosed by the Department of Revenue.

(d) Any amount deducted and withheld under this subsection shall for all purposes be treated as if it were paid to the individual as reemployment assistance or unemployment compensation and paid by the individual to the Department of Revenue for support obligations.

Section 5. Subsections (6), (7), and (8) of section 443.071, Florida Statutes, are amended to read:

443.071 Penalties.—

(6) The entry into evidence of an application for reemployment assistance unemployment benefits initiated by the use of the Internet claims program or the interactive voice response system telephone claims program of the Department of Economic Opportunity constitutes prima facie evidence of the establishment of a personal benefit account by or for an individual if the following information is provided: the applicant’s name, residence address, date of birth, social security number, and present or former place of work.

(7) The entry into evidence of a transaction history generated by a personal identification number, password, or other identifying code used by the department in establishing that a certification or claim for one or more weeks of benefits was made against the benefit account of the individual, together with documentation that payment was paid by a state warrant made to the order of the person, as by direct deposit via electronic means, or department-issued debit card, constitutes prima facie evidence that the person claimed and received reemployment assistance unemployment benefits from the state.

(8) All records relating to investigations of reemployment assistance unemployment compensation fraud in the custody of the Department of Economic Opportunity or its tax collection service provider are available for examination by the Department of Law Enforcement, the state attorneys, or the Office of the Statewide Prosecutor in the prosecution of offenses under s. 817.568 or in proceedings brought under this chapter.

Section 6. Paragraphs (c), (d), and (f) of subsection (1) and subsection (3) of section 443.091, Florida Statutes, are amended to read:

443.091 Benefit eligibility conditions.—

(1) An unemployed individual is eligible to receive benefits for any week only if the Department of Economic Opportunity determines that the claim for benefit eligibility is acceptable and that fraud has not been committed.
(c) To make continued claims for benefits, she or he is required to report to the department in accordance with this paragraph and department agency rules, and participating in an initial skills review, as directed by the department agency. Department agency rules may not conflict with s. 443.111(1)(b), which requires that each claimant continue to report regardless of any pending appeal relating to her or his eligibility or disqualification for benefits.

1. For each week of unemployment claimed, each report must, at a minimum, include the name, address, and telephone number of each prospective employer contacted, or the date the claimant reported to a one-stop career center, pursuant to paragraph (d).

2. The administrator or operator of the initial skills review shall notify the department agency when the individual completes the initial skills review and report the results of the review to the regional workforce board or the one-stop career center as directed by the workforce board. The department shall prescribe a numeric score on the initial skills review that demonstrates a minimal proficiency in workforce skills. The department, workforce board, or one-stop career center shall use the initial skills review to develop a plan for referring individuals to training and employment opportunities. The failure of the individual to comply with this requirement will result in the individual being determined ineligible for benefits for the week in which the noncompliance occurred and for any subsequent week of unemployment until the requirement is satisfied. However, this requirement does not apply if the individual is able to affirmatively attest to being unable to find work, including contacting at least five prospective employers contacted, or the date the claimant reported to a one-stop career center.
employers for each week of unemployment claimed. The department agency may require the claimant to provide proof of such efforts to the one-stop career center as part of reemployment services. The department agency shall conduct random reviews of work search information provided by claimants. As an alternative to contacting at least five prospective employers for any week of unemployment claimed, a claimant may, for that same week, report in person to a one-stop career center to meet with a representative of the center and access reemployment services of the center. The center shall keep a record of the services or information provided to the claimant and shall provide the records to the department agency upon request by the department agency. However:

1. Notwithstanding any other provision of this paragraph or paragraphs (b) and (e), an otherwise eligible individual may not be denied benefits for any week because she or he is in training with the approval of the department, or by reason of s. 443.101(2) relating to failure to apply for, or refusal to accept, suitable work. Training may be approved by the department in accordance with criteria prescribed by rule. A claimant’s eligibility during approved training is contingent upon satisfying eligibility conditions prescribed by rule.

2. Notwithstanding any other provision of this chapter, an otherwise eligible individual who is in training approved under s. 236(a)(1) of the Trade Act of 1974, as amended, may not be determined ineligible or disqualified for benefits due to enrollment in such training or because of leaving work that is not suitable employment to enter such training. As used in this subparagraph, the term “suitable employment” means work of a substantially equal or higher skill level than the worker’s past adversely affected employment, as defined for purposes of the Trade Act of 1974, as amended, the wages for which are at least 80 percent of the worker’s average weekly wage as determined for purposes of the Trade Act of 1974, as amended.

3. Notwithstanding any other provision of this section, an otherwise eligible individual may not be denied benefits for any week because she or he is before any state or federal court pursuant to a lawfully issued summons to appear for jury duty.

4. Union members who customarily obtain employment through a union hiring hall may satisfy the work search requirements of this subsection by reporting daily to their union hall.

5. The work search requirements of this paragraph do not apply to persons who are unemployed as a result of a temporary layoff or who are claiming benefits under an approved short-time compensation plan as provided in s. 443.1116.

6. In small counties as defined in s. 120.52(19), a claimant engaging in systematic and sustained efforts to find work must contact at least three prospective employers for each week of unemployment claimed.

(f) She or he has been unemployed for a waiting period of 1 week. A week may not be counted as a waiting week of unemployment under this subsection only if unless:

1. It occurs within the benefit year that includes the week for which she or he claims payment of benefits;

2. Benefits have not been paid for that week; and

3. The individual was eligible for benefits for that week as provided in this section and s. 443.101, except for the requirements of this subsection and s. 443.101(5).
(3) Benefits based on service in employment described in s. 443.1216(2) and (3) are payable in the same amount, on the same terms, and subject to the same conditions as benefits payable based on other service subject to this chapter, except that:

(a) Benefits are not payable for services in an instructional, research, or principal administrative capacity for an educational institution or an institution of higher education for any week of unemployment commencing during the period between 2 successive academic years; during a similar period between two regular terms, whether or not successive; or during a period of paid sabbatical leave provided for in the individual’s contract, to any individual, if the individual performs those services in the first of those academic years or terms and there is a contract or a reasonable assurance that the individual will perform services in any such capacity for any educational institution or institution of higher education in the second of those academic years or terms.

(b) Benefits may not be based on services in any other capacity for an educational institution or an institution of higher education to any individual for any week that commences during a period between 2 successive academic years or terms if the individual performs those services in the first of the academic years or terms and there is a reasonable assurance that the individual will perform those services in the second of the academic years or terms. However, if compensation is denied to any individual under this paragraph and the individual was not offered an opportunity to perform those services for the educational institution for the second of those academic years or terms, that individual is entitled to a retroactive payment of compensation for each week for which the individual filed a timely claim for compensation and for which compensation was denied solely by reason of this paragraph.

(c) Benefits are not payable based on services provided to an educational institution or institution of higher learning to any individual for any week that commences during an established and customary vacation period or holiday recess if the individual performs any services described in paragraph (a) or paragraph (b) in the period immediately before the vacation period or holiday recess and there is a reasonable assurance that the individual will perform any service in the period immediately after the vacation period or holiday recess.

(d) Benefits are not payable for services in any capacity specified in paragraphs (a), (b), and (c) to any individual who performed those services in an educational institution while in the employ of a governmental agency or governmental entity that is established and operated exclusively for the purpose of providing those services to one or more educational institutions.

(e) Benefits are not payable for services in any capacity specified in paragraphs (a), (b), (c), and (d) to any individual who provided those services to or on behalf of an educational institution, or an institution of higher education.

(f) Beginning July 1, 2013, paragraphs (a)–(e) apply to any individual who provided services for an educational institution while in the employ of a private employer holding a contractual relationship with such educational institution, but only if at least 75 percent of the individual’s base period wages with the private employer are attributable to services performed in an
educational institution.

(g) As used in this subsection, the term:

1. “Fixed contract” means a written agreement of employment for a specified period of time.

2. “Continuing contract” means a written agreement that is automatically renewed until terminated by one of the parties to the contract.

Section 7. Subsections (5), (6), (9), and (11) and paragraph (b) of subsection (10) of section 443.101, Florida Statutes, are amended to read:

443.101 Disqualification for benefits.—An individual shall be disqualified for benefits:

(5) For any week with respect to which or a part of which he or she has received or is seeking reemployment assistance or unemployment benefits under a reemployment assistance or unemployment compensation law of another state or of the United States. For the purposes of this subsection, a reemployment assistance or unemployment compensation law of the United States is any law of the United States which provides for payment of any type and in any amounts for periods of unemployment due to lack of work. However, if the appropriate agency of the other state or of the United States finally determines that he or she is not entitled to reemployment assistance or unemployment benefits, this disqualification does not apply.

(6) For a period not to exceed 1 year from the date of the discovery by the Department of Economic Opportunity of the making of any false or fraudulent representation for the purpose of obtaining benefits contrary to this chapter, constituting a violation under s. 443.071. The disqualification imposed under this subsection shall begin with the week in which the false or fraudulent representation is made and shall continue for a period not to exceed 1 year after the date the Department of Economic Opportunity discovers the false or fraudulent representation and until any overpayment of benefits resulting from such representation has been repaid in full. This disqualification may be appealed in the same manner as any other disqualification imposed under this section. A conviction by any court of competent jurisdiction in this state of the offense prohibited or punished by s. 443.071 is conclusive upon the appeals referee and the commission of the making of the false or fraudulent representation for which disqualification is imposed under this section.

(9) If the individual was terminated from his or her work as follows:

(a) If the Department of Economic Opportunity or the Reemployment Assistance Appeals Commission finds that the individual was terminated from work for violation of any criminal law, under any jurisdiction, which was in connection with his or her work, and the individual was convicted, or entered a plea of guilty or nolo contendere, the individual is not entitled to reemployment assistance or unemployment benefits for up to 52 weeks, pursuant to rules adopted by the department, and until he or she has earned income of at least 17 times his or her weekly benefit amount. If, before an adjudication of guilt, an admission of guilt, or a plea of nolo contendere, the employer proves by competent substantial evidence to the department that the arrest was due...
to a crime against the employer or the employer’s business, customers, or invitees, the individual is not entitled to reemployment assistance unemployment benefits.

(b) If the department or the Reemployment Assistance Appeals Commission finds that the individual was terminated from work for any dishonest act in connection with his or her work, the individual is not entitled to reemployment assistance unemployment benefits for up to 52 weeks, pursuant to rules adopted by the department, and until he or she has earned income of at least 17 times his or her weekly benefit amount. If the employer terminates an individual as a result of a dishonest act in connection with his or her work and the department finds misconduct in connection with his or her work, the individual is not entitled to reemployment assistance unemployment benefits.

If an individual is disqualified for benefits, the account of the terminating employer, if the employer is in the base period, is noncharged at the time the disqualification is imposed.

(10) Subject to the requirements of this subsection, if the claim is made based on the loss of employment as a leased employee for an employee leasing company or as a temporary employee for a temporary help firm.

(b) A temporary or leased employee is deemed to have voluntarily quit employment and is disqualified for benefits under subparagraph (1)(a). If, upon conclusion of his or her latest assignment, the temporary or leased employee, without good cause, failed to contact the temporary help or employee-leasing firm for reassignment, if the employer advised the temporary or leased employee at the time of hire and that the

CODING: Words **stricken** are deletions; words **underlined** are additions.
Section 8. Paragraph (b) of subsection (1), subsection (2), and paragraph (a) of subsection (5) of section 443.111, Florida Statutes, are amended to read:

443.111 Payment of benefits.—
(1) MANNER OF PAYMENT.—Benefits are payable from the fund in accordance with rules adopted by the Department of Economic Opportunity, subject to the following requirements:
(b) As required under s. 443.091(1), each claimant must report at least biweekly to receive reemployment assistance unemployment benefits and to attest to the fact that she or he is able and available for work, has not refused suitable work, is seeking work and has met the requirements of s. 443.091(d), contacted at least five prospective employers or reported in person to a one-stop career center for reemployment services for proof that the employer has qualified for the insurance discounts provided under s. 627.0915, as certified by the insurance carrier or self-insurance unit. In lieu of these requirements, an employer who does not fit the definition of "employer" in s. 440.102 may qualify for the presumption if the employer is in compliance with equivalent or more stringent drug-testing standards established by federal law or regulation.
(b) Only laboratories licensed and approved as provided in s. 440.102(9), or as provided by equivalent or more stringent licensing requirements established by federal law or regulation may perform the drug tests.
(c) Disclosure of drug test results and other information pertaining to drug testing of individuals who claim or receive compensation under this chapter shall be governed by s. 443.1715.

Section 8. Paragraph (b) of subsection (1), subsection (2), and paragraph (a) of subsection (5) of section 443.111, Florida Statutes, are amended to read:

443.111 Payment of benefits.—
(1) MANNER OF PAYMENT.—Benefits are payable from the fund in accordance with rules adopted by the Department of Economic Opportunity, subject to the following requirements:
(b) As required under s. 443.091(1), each claimant must report at least biweekly to receive reemployment assistance unemployment benefits and to attest to the fact that she or he is able and available for work, has not refused suitable work, is seeking work and has met the requirements of s. 443.091(d), contacted at least five prospective employers or reported in person to a one-stop career center for reemployment services for proof that the employer has qualified for the insurance discounts provided under s. 627.0915, as certified by the insurance carrier or self-insurance unit. In lieu of these requirements, an employer who does not fit the definition of "employer" in s. 440.102 may qualify for the presumption if the employer is in compliance with equivalent or more stringent drug-testing standards established by federal law or regulation.
(b) Only laboratories licensed and approved as provided in s. 440.102(9), or as provided by equivalent or more stringent licensing requirements established by federal law or regulation may perform the drug tests.
(c) Disclosure of drug test results and other information pertaining to drug testing of individuals who claim or receive compensation under this chapter shall be governed by s. 443.1715.

Section 8. Paragraph (b) of subsection (1), subsection (2), and paragraph (a) of subsection (5) of section 443.111, Florida Statutes, are amended to read:

443.111 Payment of benefits.—
(1) MANNER OF PAYMENT.—Benefits are payable from the fund in accordance with rules adopted by the Department of Economic Opportunity, subject to the following requirements:
(b) As required under s. 443.091(1), each claimant must report at least biweekly to receive reemployment assistance unemployment benefits and to attest to the fact that she or he is able and available for work, has not refused suitable work, is seeking work and has met the requirements of s. 443.091(d), contacted at least five prospective employers or reported in person to a one-stop career center for reemployment services for proof that the employer has qualified for the insurance discounts provided under s. 627.0915, as certified by the insurance carrier or self-insurance unit. In lieu of these requirements, an employer who does not fit the definition of "employer" in s. 440.102 may qualify for the presumption if the employer is in compliance with equivalent or more stringent drug-testing standards established by federal law or regulation.
(b) Only laboratories licensed and approved as provided in s. 440.102(9), or as provided by equivalent or more stringent licensing requirements established by federal law or regulation may perform the drug tests.
(c) Disclosure of drug test results and other information pertaining to drug testing of individuals who claim or receive compensation under this chapter shall be governed by s. 443.1715.
"Reemployment Assistance Unemployment Compensation Claims and Benefits Information System":  
(a) Claims and benefit mainframe system.  
(b) Florida unemployment Internet direct.  
(c) Florida continued claim Internet directory.  
(d) Call center interactive voice response system.  
(e) Benefit overpayment screening system.  
(f) Internet and Intranet appeals system.  
(2) The Reemployment Assistance Unemployment Compensation Claims and Benefits System shall accomplish the following main business objectives:  
(a) Wherever cost-effective and operationally feasible, eliminate or automate existing paper processes and enhance any existing automated workflows in order to expedite customer transactions and eliminate redundancy.  
(b) Enable online, self-service access to claimant and employer information and federal and state reporting.  
(c) Integrate benefit payment control with the adjudication program and collection system in order to improve the detection of fraud.  
(d) Comply with all requirements established in federal and state law for reemployment assistance unemployment compensation.  
(e) Integrate with the Department of Revenue's statewide unified tax system that collects reemployment assistance unemployment compensation taxes.  
(3) The scope of the Reemployment Assistance Unemployment Compensation Claims and Benefits Information System does not include any of the following functionalities:  
(a) Collection of reemployment assistance unemployment compensation taxes.  

(b) General ledger, financial management, or budgeting capabilities.  
(c) Human resource planning or management capabilities.  
(4) The project to implement the Reemployment Assistance Unemployment Compensation Claims and Benefits Information System shall be comprised of the following phases and corresponding implementation timeframes:  
(a) No later than the end of fiscal year 2009-2010 completion of the business re-engineering analysis and documentation of both the detailed system requirements and the overall system architecture.  
(b) The Reemployment Assistance Unemployment Claims and Benefits Internet portal that replaces the Florida Unemployment Internet Direct and the Florida Continued Claims Internet Directory systems, the Call Center Interactive Voice Response System, the Benefit Overpayment Screening System, the Internet and Intranet Appeals System, and the Claims and Benefits Mainframe System shall be deployed to full operational status no later than the end of fiscal year 2012-2013.  
(5) The Department of Economic Opportunity shall implement the following project governance structure until such time as the project is completed, suspended, or terminated:  
(a) The project sponsor for the Reemployment Assistance Unemployment Compensation Claims and Benefits Information System project is the department.  
(b) The project shall be governed by an executive steering committee composed of the following voting members or their designees:
1. Providing daily planning, management, and oversight of the project.

2. Submitting an operational work plan and providing quarterly updates to that plan to the executive steering committee. The plan must specify project milestones, deliverables, and expenditures.

3. Submitting written monthly project status reports to the executive steering committee which include:
   a. Planned versus actual project costs;
   b. An assessment of the status of major milestones and deliverables;
   c. Identification of any issues requiring resolution, the proposed resolution for these issues, and information regarding the status of the resolution;
   d. Identification of risks that must be managed; and
   e. Identification of and recommendations regarding necessary changes in the project’s scope, schedule, or costs.

All recommendations must be reviewed by project stakeholders before submission to the executive steering committee in order to ensure that the recommendations meet required acceptance criteria.

Section 10. Paragraph (b) of subsection (8) of section 443.1116, Florida Statutes, is amended to read:

An individual who receives all of the short-time compensation or combined reemployment assistance or unemployment compensation and short-time compensation available in a benefit year is considered an exhaustee for purposes of the extended time compensation available in a benefit year is considered an exhaustee for purposes of the extended
1. An officer of a corporation.

2. An individual who, under the usual common-law rules

An employing unit that fails to keep the records of
employment required by this chapter and by the rules of the
Department of Economic Opportunity and the state agency
providing reemployment assistance unemployment tax collection
services is presumed to be an employer liable for the payment of
contributions under this chapter, regardless of the number of
individuals employed by the employing unit. However, the tax
collection service provider shall make written demand that the
employing unit keep and maintain required payroll records. The
demand must be made at least 6 months before assessing
contributions against an employing unit determined to be an
employer that is subject to this chapter solely by reason of this
subsection.

Section 12. Paragraphs (a) and (d) of subsection (1),
subsections (8) and (12), and paragraphs (f), (h), and (p) of
subsection (13) of section 443.1216, Florida Statutes, are
amended to read:

443.1216 Employment.—Employment, as defined in s. 443.036,
is subject to this chapter under the following conditions:

(1)(a) The employment subject to this chapter includes a
service performed, including a service performed in interstate
commerce, by:

1. An officer of a corporation.

2. An individual who, under the usual common-law rules

The employee leasing company must notify the
Department of Revenue of its election by July 1, 2012, and such
company’s current and future clients.

(II) The employee leasing company must notify the
Department of Revenue of its election by July 1, 2012, and such

a. However, except for the internal employees of an
employee leasing company, each employee leasing company may make
a separate one-time election to report and pay contributions
under the tax identification number and contribution rate for
each client of the employee leasing company. Under the client
method, an employee leasing company choosing this option must
assign leased employees to the client company that is leasing
the employees. The client method is solely a method to report
and pay unemployment contributions and whichever method is
chosen, such election may not impact any other aspect of state
law. An employee leasing company that elects the client method
must pay contributions at the rates assigned to each client
company.

(III) The employee leasing company must notify the
Department of Revenue of its election by July 1, 2012, and such
The employee leasing company shall file a Florida Department of Revenue Employer’s Quarterly Report for each client company by approved electronic means, and pay all contributions by approved electronic means.

(V) For the purposes of calculating experience rates when the client method is chosen, each client’s own benefit charges and wage data experience while with the employee leasing company determines each client’s tax rate where the client has been a client of the employee leasing company for at least 8 calendar quarters before the election. The client company shall continue to report the nonleased employees under its tax rate.

(VI) The election is binding on each client of the employee leasing company, for as long as a written agreement is in effect between the client and the employee leasing company pursuant to s. 468.525(3)(a). If the relationship between the employee leasing company and the client terminates, the client retains the wage and benefit history experienced under the employee leasing company.

(VII) Notwithstanding which election method the employee leasing company chooses, the applicable client company is an employing unit for purposes of s. 443.071. The employee leasing company or any of its officers or agents are liable for any violation of s. 443.071 engaged in by such persons or entities. The applicable client company or any of its officers or agents are liable for any violation of s. 443.071 engaged in by such persons or entities. The employee leasing company or its applicable client company are not liable for any violation of s. 443.071 engaged in by the other party or by the other party’s officers or agents.

(VIII) If an employee leasing company fails to select the client method of reporting not later than July 1, 2012, the
(IX) After an employee leasing company is licensed pursuant to part XI of chapter 468, each newly licensed entity has 30 days after the date the license is granted to notify the tax collection service provider in writing of their selection of the client method. A newly licensed employee leasing company that fails to timely select reporting pursuant to the client method of reporting must report under the employee leasing company’s tax identification number and contribution rate.

(X) Irrespective of the election, each transfer of trade or business, including workforce, or a portion thereof, between employee leasing companies is subject to the provisions of s. 443.131(3)(g), if at the time of the transfer, there is common ownership, management, or control between the entities.

b. In addition to any other report required to be filed by law, an employee leasing company shall submit a report to the Labor Market Statistics Center within the Department of Economic Opportunity which includes each client establishment and each establishment of the employee leasing company, or as otherwise directed by the department. The report must include the following information for each establishment:

(i) The trade or establishment name;

(ii) The former unemployment compensation identification code to uniquely identify the former federal employer’s identification number, if available;

(iii) The former federal employer’s identification number, if available;

(iv) The industry code recognized and published by the United States Office of Management and Budget, if available;

(v) A description of the client’s primary business activity in order to verify or assign an industry code;

(vi) The address of the physical location;

(vii) The number of full-time and part-time employees who worked during, or received pay that was subject to unemployment compensation taxes for, the pay period including the 12th of the month for each month of the quarter;

(viii) The total wages subject to unemployment compensation taxes paid during the calendar quarter;

(ix) An internal identification code to uniquely identify each establishment of each client;

(x) The month and year that the client entered into the contract for services; and

(xi) The month and year that the client terminated the contract for services.

The report must be submitted electronically or in a manner otherwise prescribed by the Department of Economic Opportunity in the format specified by the Bureau of Labor Statistics of the United States Department of Labor for its Multiple Worksite Report for Professional Employer Organizations. The report must be provided quarterly to the Labor Market Statistics Center within the department, or as otherwise directed by the department, and must be filed by the last day of the month immediately after following the end of the calendar quarter. The information required in sub-subparagraphs b.(X) and (XI) a.(X) and (XI) need be provided only in the quarter in which the contract to which it relates was entered into or terminated. The sum of the employment data...
and the sum of the wage data in this report must match the employment and wages reported in the reemployment assistance quarterly tax and wage report. A report is not required for any calendar quarter preceding the third calendar quarter of 2010.

(d) The department shall adopt rules as necessary to administer this subparagraph, and may administer, collect, enforce, and waive the penalty imposed by s. 443.141(1)(b) for the report required by this subparagraph.

e. For the purposes of this subparagraph, the term “establishment” means any location where business is conducted or where services or industrial operations are performed.

3. An individual other than an individual who is an employee under subparagraph 1. or subparagraph 2., who performs services for remuneration for any person:

a. As an agent-driver or commission-driver engaged in distributing meat products, vegetable products, fruit products, bakery products, beverages other than milk, or laundry or drycleaning services for his or her principal.

b. As a traveling or city salesperson engaged on a full-time basis in the solicitation on behalf of, and the transmission to, his or her principal of orders from wholesalers, retailers, contractors, or operators of hotels, restaurants, or other similar establishments for merchandise for resale or supplies for use in the related business operations. This sub-subparagraph does not apply to an agent-driver or a commission-driver and does not apply to sideline sales activities performed on behalf of a person other than the salesperson’s principal.

4. The services described in subparagraph 3. are employment subject to this chapter only if:

a. The contract of service contemplates that substantially all of the services are to be performed personally by the individual;

b. The individual does not have a substantial investment in facilities used in connection with the services, other than facilities used for transportation; and

c. The services are not in the nature of a single transaction that is not part of a continuing relationship with the person for whom the services are performed.

(d) If two or more related corporations concurrently employ the same individual and compensate the individual through a common paymaster, each related corporation is considered to have paid wages to the individual only in the amounts actually disbursed by that corporation to the individual and is not considered to have paid the wages actually disbursed to the individual by another of the related corporations. The department and the state agency providing reemployment assistance unemployment tax collection services may adopt rules necessary to administer this paragraph.

1. As used in this paragraph, the term “common paymaster” means a member of a group of related corporations that disburses wages to concurrent employees on behalf of the related corporations and that is responsible for keeping payroll records for those concurrent employees. A common paymaster is not required to disburse wages to all the employees of the related corporations; however, this subparagraph does not apply to wages of concurrent employees which are not disbursed through a common
At least 30 percent of the employees of one corporation are concurrently employees of the other corporation.

Services not covered under paragraph (7)(b) which are performed entirely outside of this state, and for which

4. The common paymaster must report to the tax collection service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

5. The common paymaster shall remit service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

4. The common paymaster must report to the tax collection service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

5. The common paymaster shall remit service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

4. The common paymaster must report to the tax collection service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

5. The common paymaster shall remit service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

4. The common paymaster must report to the tax collection service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

5. The common paymaster shall remit service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

4. The common paymaster must report to the tax collection service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.

5. The common paymaster shall remit service provider, as part of the reemployment assistance quarterly tax and wage report, the state reemployment assistance unemployment compensation account number and name of each related corporation for which concurrent employees are being reported. Failure to timely report this information shall result in the related corporations being denied common paymaster status for that calendar quarter.
contributions are not required or paid under a reemployment assistance or an unemployment compensation law of any other state or of the Federal Government, are deemed to be employment subject to this chapter if the individual performing the services is a resident of this state and the tax collection service provider approves the election of the employing unit for whom the services are performed, electing that the entire service of the individual is deemed to be employment subject to this chapter.

(12) The employment subject to this chapter includes services covered by a reciprocal arrangement under s. 443.221 between the Department of Economic Opportunity or its tax collection service provider and the agency charged with the administration of another state reemployment assistance or unemployment compensation law or a federal reemployment assistance or unemployment compensation law, under which all services performed by an individual for an employing unit are deemed to be performed entirely within this state, if the department or its tax collection service provider approved an election of the employing unit in which all of the services performed by the individual during the period covered by the election are deemed to be insured work.

(13) The following are exempt from coverage under this chapter:

(f) Service performed in the employ of a public employer as defined in s. 443.036, except as provided in subsection (2), and service performed in the employ of an instrumentality of a public employer as described in s. 443.036(36)(b) or (c), 443.036(35)(b) or (c), to the extent that the instrumentality is

(h) Service for which reemployment assistance unemployment compensation is payable under a reemployment assistance or an unemployment compensation system established by the United States Congress, of which this chapter is not a part.

(p) Service covered by an arrangement between the Department of Economic Opportunity, or its tax collection service provider, and the agency charged with the administration of another state or federal reemployment assistance or unemployment compensation law under which all services performed by an individual for an employing unit during the period covered by the employing unit’s duly approved election is deemed to be performed entirely within the other agency’s state or under the federal law.

Section 13. Paragraph (a) and (f) of subsection (3) of section 443.131, Florida Statutes, are amended to read:

443.131 Contributions.—

(3) VARIATION OF CONTRIBUTION RATES BASED ON BENEFIT EXPERIENCE.—

(a) Employment records.—The regular and short-time compensation benefits paid to an eligible individual shall be charged to the employment record of each employer who paid the individual wages of at least $100 during the individual’s base period in proportion to the total wages paid by all employers who paid the individual wages during the individual’s base period. Benefits may not be charged to the employment record of an employer who furnishes part-time work to an individual who, because of loss of employment with one or more other employers,
is eligible for partial benefits while being furnished part-time work by the employer on substantially the same basis and in substantially the same amount as the individual’s employment during his or her base period, regardless of whether this part-time work is simultaneous or successive to the individual’s lost employment. Further, as provided in s. 443.151(3), benefits may not be charged to the employment record of an employer who furnishes the Department of Economic Opportunity with notice, as prescribed in rules of the department, that any of the following apply:

1. If an individual leaves his or her work without good cause attributable to the employer or is discharged by the employer for misconduct connected with his or her work, benefits subsequently paid to the individual based on wages paid by the employer before the separation may not be charged to the employment record of the employer.

2. If an individual is discharged by the employer for unsatisfactory performance during an initial employment probationary period, benefits subsequently paid to the individual based on wages paid during the probationary period by the employer before the separation may not be charged to the employer’s employment record. As used in this subparagraph, the term “initial employment probationary period” means an established probationary plan that applies to all employees or a specific group of employees and that does not exceed 90 calendar days following the first day a new employee begins work. The employee must be informed of the probationary period within the first 7 days of work. The employer must demonstrate by conclusive evidence that the individual was separated because of unsatisfactory work performance and not because of lack of work due to temporary, seasonal, casual, or other similar employment that is not of a regular, permanent, and year-round nature.

3. Benefits subsequently paid to an individual after his or her refusal without good cause to accept suitable work from an employer may not be charged to the employment record of the employer if any part of those benefits are based on wages paid by the employer before the individual’s refusal to accept suitable work. As used in this subparagraph, the term “good cause” does not include distance to employment caused by a change of residence by the individual. The department shall adopt rules prescribing for the payment of all benefits whether this subparagraph applies regardless of whether a disqualification under s. 443.101 applies to the claim.

4. If an individual is separated from work as a direct result of a natural disaster declared under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. ss. 5121 et seq., benefits subsequently paid to the individual based on wages paid by the employer before the separation may not be charged to the employment record of the employer.

5. If an individual is separated from work as a direct result of an oil spill, terrorist attack, or other similar disaster of national significance not subject to a declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, benefits subsequently paid to the individual based on wages paid by the employer before the separation may not be charged to the employment record of the employer.

(f) Transfer of employment records.—

1. For the purposes of this subsection, two or more...
employers who are parties to a transfer of business or the
subject of a merger, consolidation, or other form of
reorganization, effecting a change in legal identity or form,
are deemed a single employer and are considered to be one
employer with a continuous employment record if the tax
collection service provider finds that the successor employer
continues to carry on the employing enterprises of all of the
predecessor employers and that the successor employer has paid
all contributions required of and due from all of the
predecessor employers and has assumed liability for all
contributions that may become due from all of the predecessor
employers. In addition, an employer may not be considered a
successor under this subparagraph if the employer purchases a
company with a lower rate into which employees with job
functions unrelated to the business endeavors of the predecessor
are transferred for the purpose of acquiring the low rate and
avoiding payment of contributions. As used in this paragraph,
notwithstanding s. 443.036(14), the term “contributions” means
all indebtedness to the tax collection service provider,
including, but not limited to, interest, penalty, collection
fee, and service fee. A successor employer must accept the
transfer of all of the predecessor employers’ employment records
within 30 days after the date of the official notification of
liability by succession. If a predecessor employer has unpaid
contributions or outstanding quarterly reports, the successor
employer must pay the total amount with certified funds within
30 days after the date of the notice listing the total amount
due. After the total indebtedness is paid, the tax collection
service provider shall transfer the employment records of all of
the predecessor employers to the successor employer’s employment
record. The tax collection service provider shall determine the
contribution rate of the combined successor and predecessor
employers upon the transfer of the employment records, as
prescribed by rule, in order to calculate any change in the
contribution rate resulting from the transfer of the employment
records.

2. Regardless of whether a predecessor employer’s
employment record is transferred to a successor employer under
this paragraph, the tax collection service provider shall treat
the predecessor employer, if he or she subsequently employs
individuals, as an employer without a previous employment record
or, if his or her coverage is terminated under s. 443.121, as a
new employing unit.

3. The state agency providing reemployment assistance
unemployment tax collection services may adopt rules governing
the partial transfer of experience rating when an employer
transfers an identifiable and segregable portion of his or her
payrolls and business to a successor employing unit. As a
condition of each partial transfer, these rules must require the
following to be filed with the tax collection service provider:
an application by the successor employing unit, an agreement by
the predecessor employer, and the evidence required by the tax
collection service provider to show the benefit experience and
payrolls attributable to the transferred portion through the
date of the transfer. These rules must provide that the
successor employing unit, if not an employer subject to this
chapter, becomes an employer as of the date of the transfer and
that the transferred portion of the predecessor employer’s
Florida Senate - 2012 CS for SB 1416

577-02440A-12

CODING: Words are deletions; words are additions.

employment record is removed from the employment record of the predecessor employer. For each calendar year after the date of the transfer of the employment record in the records of the tax collection service provider, the service provider shall compute the contribution rate payable by the successor employer or employing unit based on his or her employment record, combined with the transferred portion of the predecessor employer’s employment record. These rules may also prescribe what contribution rates are payable by the predecessor and successor employers for the period between the date of the transfer of the transferred portion of the predecessor employer’s employment record in the records of the tax collection service provider and the first day of the next calendar year.

4. This paragraph does not apply to an employee leasing company and client contractual agreement as defined in s. 443.036, except as provided in s. 443.1216(1)(a)2.a. The tax collection service provider shall, if the contractual agreement is terminated or the employee leasing company fails to submit reports or pay contributions as required by the service provider, treat the client as a new employer without previous employment record unless the client is otherwise eligible for a variation from the standard rate.

Section 14. Paragraph (d) of subsection (2) of section 443.1312, Florida Statutes, is amended to read:

443.1312 Reimbursements; nonprofit organizations.—Benefits paid to employees of nonprofit organizations shall be financed in accordance with this section.

(2) LIABILITY FOR CONTRIBUTIONS AND ELECTION OF REIMBURSEMENT.—A nonprofit organization that is, or becomes, subject to this chapter, if it elects, in accordance with this subsection, to reimburse the Unemployment Compensation Trust Fund for all of the regular benefits, short-time compensation benefits, and one-half of the extended benefits paid, which are attributable to service in the employment of the nonprofit organization, to individuals for weeks of unemployment which begin during the effective period of the election.

(d) In accordance with rules adopted by the Department of Economic Opportunity or the state agency providing reemployment assistance unemployment tax collection services, the tax collection service provider shall notify each nonprofit organization of any determination of the organization’s status as an employer, the effective date of any election the organization makes, and the effective date of any termination of the election. Each determination is subject to reconsideration, appeal, and review under s. 443.141(2)(c).

Section 15. Subsection (3) and paragraph (a) of subsection (4) of section 443.1313, Florida Statutes, are amended to read:

443.1313 Public employers; reimbursements; election to pay contributions.—Benefits paid to employees of a public employer, as defined in s. 443.036, based on service described in s. 443.1216(2) shall be financed in accordance with this section.

(3) CHANGE OF ELECTION.—Upon electing to be a reimbursing or contributing employer under this section, a public employer may not change this election for at least 2 calendar years. This subsection does not prevent a public employer subject to this subsection from changing its election after completing 2
577-02440A-12 20121416c1

Florida Senate - 2012 CS for SB 1416

577-02440A-12 20121416c1
Page 43 of 128

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

Florida Senate - 2012 CS for SB 1416

577-02440A-12 20121416c1
Page 44 of 128

CODING: Words **struck** are deletions; words **underlined** are additions.
Florida Senate - 2012
CS for SB 1416

577-02440A-12

1277
1278
1279
1280
1281
1282
1283
1284
1285
1286
1287
1288
1289
1290
1291
1292
1293
1294
1295
1296
1297
1298
1299
1300
1301
1302
1303
1304
1305
1306
1307
1308
1309
1310
1311
1312
1313
1314
1315
1316
1317
1318
1319
1320
1321
1322
1323
1324
1325
1326
1327
1328
1329
1330
1331
1332
1333
1334

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

the administration of the **Reemployment Assistance Unemployment Compensation Program.**

(2) TAX COLLECTION SERVICE PROVIDER.—The state agency providing **reemployment assistance unemployment** tax collection services under contract with the Department of Economic Opportunity through an interagency agreement pursuant to s. 443.1316 may adopt rules under ss. 120.536(1) and 120.54,

subject to approval by the department, to administer the provisions of law described in s. 443.1316(1)(a) and (b) which are within this chapter. These rules must not conflict with the rules adopted by the department or with the interagency agreement.

(3) ENFORCEMENT OF RULES.—The Department of Economic Opportunity may enforce any rule adopted by the state agency providing **reemployment assistance unemployment** tax collection services to administer this chapter. The tax collection service provider may enforce any rule adopted by the department to administer the provisions of law described in s. 443.1316(1)(a) and (b).

Section 19. Paragraphs (b) and (g) of subsection (1), paragraph (c) of subsection (2), and paragraphs (c) and (e) of subsection (4) of section 443.141, Florida Statutes, are amended to read:

443.141 Collection of contributions and reimbursements.—

(1) PAST DUE CONTRIBUTIONS AND REIMBURSEMENTS; DELINQUENT, ERRONEOUS, INCOMPLETE, OR INSUFFICIENT REPORTS.—

(b) Penalty for delinquent, erroneous, incomplete, or insufficient reports.—

1. An employing unit that files an erroneous, incomplete, or insufficient report is subject to approval by the department to administer the provisions of law described in s. 443.1316(1)(a) and (b) which are within this chapter. These rules must not conflict with the rules adopted by the department or with the interagency agreement.

An employing unit that fails to file any report required

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

by the Department of Economic Opportunity or its tax collection service provider, in accordance with rules for administering this chapter, shall pay to the service provider for each delinquent report the sum of $25 for each 30 days or fraction thereof that the employing unit is delinquent, unless the department agency or its service provider, whichever required the report, finds that the employing unit has good reason for failing to file the report. The department or its service provider may assess penalties only through the date of the issuance of the final assessment notice. However, additional penalties accrue if the delinquent report is subsequently filed.

2.a. An employing unit that files an erroneous, incomplete, or insufficient report with the department or its tax collection service provider may assess penalties only through the date of the issuance of the final assessment notice. However, additional penalties accrue if the delinquent report is subsequently filed.

b. The department or its tax collection service provider shall waive the penalty if the employing unit files an accurate, complete, and sufficient report within 30 days after a penalty notice is issued to the employing unit. The penalty may not be waived pursuant to this subparagraph more than one time during a 12-month period.

c. As used in this subsection, the term "erroneous, incomplete, or insufficient report” means a report so lacking in information, completeness, or arrangement that the report cannot be readily understood, verified, or reviewed. Such reports include, but are not limited to, reports having missing wage or employee information, missing or incorrect social security

CODING: Words **stricken** are deletions; words **underlined** are additions.
numbers, or illegible entries; reports submitted in a format that is not approved by the department or its tax collection service provider; and reports showing gross wages that do not equal the total of the wages of each employee. However, the term does not include a report that merely contains inaccurate data that was supplied to the employer by the employee, if the employer was unaware of the inaccuracy.

3. Penalties imposed pursuant to this paragraph shall be deposited in the Special Employment Security Administration Trust Fund.

4. The penalty and interest for a delinquent, erroneous, incomplete, or insufficient report may be waived if the penalty or interest is inequitable. The provisions of s. 213.24(1) apply to any penalty or interest that is imposed under this section.

(g) Adoption of rules.—The department and the state agency providing reemployment assistance unemployment tax collection services may adopt rules to administer this subsection.

(2) REPORTS, CONTRIBUTIONS, APPEALS.—

(c) Appeals.—The department and the state agency providing reemployment assistance unemployment tax collection services shall adopt rules prescribing the procedures for an employing unit determined to be an employer to file an appeal and be afforded an opportunity for a hearing on the determination. Pending a hearing, the employing unit must file reports and pay contributions in accordance with s. 443.131.

(4) MISCELLANEOUS PROVISIONS FOR COLLECTION OF CONTRIBUTIONS AND REIMBURSEMENTS.—

(c) Any agent or employee designated by the Department of Economic Opportunity or its tax collection service provider may administer an oath to any person for any return or report required by this chapter or by the rules of the department or the state agency providing reemployment assistance unemployment tax collection services, and an oath made before the department or its service provider or any authorized agent or employee has the same effect as an oath made before any judicial officer or notary public of the state.

(e) The tax collection service provider may commence an action in any other state to collect reemployment assistance unemployment compensation contributions, reimbursements, penalties, and interest legally due this state. The officials of other states that extend a like comity to this state may sue for the collection of contributions, reimbursements, interest, and penalties in the courts of this state. The courts of this state shall recognize and enforce liability for contributions, reimbursements, interest, and penalties imposed by other states that extend a like comity to this state.

Section 20. Paragraph (b) of subsection (1), paragraph (b) of subsection (2), paragraph (c) of subsection (3), and paragraphs (a) and (b) of subsection (4) of section 443.151, Florida Statutes, are amended to read:

443.151 Procedure concerning claims.—

(1) POSTING OF INFORMATION.—

(b)1. The department shall advise each individual filing a new claim for reemployment assistance unemployment compensation, at the time of filing the claim, that:

a. Reemployment assistance unemployment compensation is subject to federal income tax.

b. Requirements exist pertaining to estimated tax payments.
c. The individual may elect to have federal income tax deducted and withheld from the individual's payment of unemployment compensation at the amount specified in the federal Internal Revenue Code.

d. The individual is not permitted to change a previously elected withholding status more than twice per calendar year.

2. Amounts deducted and withheld from unemployment compensation must remain in the Unemployment Compensation Trust Fund until transferred to the federal taxing authority as payment of income tax.

3. The department shall follow all procedures specified by the United States Department of Labor and the federal Internal Revenue Service pertaining to the deducting and withholding of income tax.

4. If more than one authorized request for deduction and withholding is made, amounts must be deducted and withheld in accordance with the following priorities:

a. Reemployment assistance unemployment overpayments have first priority;

b. Child support payments have second priority; and

c. Withholding under this subsection has third priority.

(2) FILING OF CLAIM INVESTIGATIONS; NOTIFICATION OF CLAIMANTS AND EMPLOYERS.—

(b) Process.—When the Reemployment Assistance Unemployment Compensation Claims and Benefits Information System described in s. 443.1113 is fully operational, the process for filing claims must incorporate the process for registering for work with the workforce information systems established pursuant to s. 445.011. A claim for benefits may not be processed until the work registration requirement is satisfied. The department may adopt rules as necessary to administer the work registration requirement set forth in this paragraph.

(3) DETERMINATION OF ELIGIBILITY.—

(c) Nonmonetary determinations.—If the department receives information that may result in a denial of benefits, the department must complete an investigation of the claim required by subsection (2) and provide notice of a nonmonetary determination to the claimant and the employer from whom the claimant’s reason for separation affects his or her entitlement to benefits. The determination must state the reason for the determination and whether the reemployment assistance unemployment tax account of the contributing employer is charged for benefits paid on the claim. The nonmonetary determination is final unless within 20 days after the mailing of the notices to the parties’ last known addresses, or in lieu of mailing, within 20 days after the delivery of the notices, an appeal or written request for reconsideration is filed by the claimant or other party entitled to notice. The department may adopt rules as necessary to implement the processes described in this paragraph relating to notices of nonmonetary determination and the appeals or reconsideration requests filed in response to such notices, and may adopt rules prescribing the manner and procedure by which employers within the base period of a claimant become entitled to notice of nonmonetary determination.

(6) RECOVERY AND RECOUPMENT.—

(a) Any person who, by reason of her or his fraud, receives benefits under this chapter to which she or he is not entitled is liable for repaying those benefits to the Department of
Economic Opportunity on behalf of the trust fund or, in the discretion of the department, to have those benefits deducted from future benefits payable to her or him under this chapter. To enforce this paragraph, the department must find the existence of fraud through a redetermination or decision under this section within 2 years after the fraud was committed. Any recovery or recoupment of benefits must be commenced affected within 7 1 years after the redetermination or decision.

(b) Any person who, by reason other than her or his fraud, receives benefits under this chapter to which, under a redetermination or decision pursuant to this section, she or he is not entitled, is liable for repaying those benefits to the department on behalf of the trust fund or, in the discretion of the department, to have those benefits deducted from any future benefits payable to her or him under this chapter. Any recovery or recoupment of benefits must be commenced affected within 7 1 years after the redetermination or decision.

Section 21. Subsection (1) and paragraph (c) of subsection (3) of section 443.163, Florida Statutes, are amended to read:

443.163 Electronic reporting and remitting of contributions and reimbursements.—

(1) An employer may file any report and remit any contributions or reimbursements required under this chapter by electronic means. The Department of Economic Opportunity or the state agency providing reemployment assistance unemployment tax collection services shall adopt rules prescribing the format and instructions necessary for electronically filing reports and remitting contributions and reimbursements to ensure a full collection of contributions and reimbursements due. The

CODING: Words **stricken** are deletions; words **underlined** are additions.
443.171 Department of Economic Opportunity and commission;
powers and duties; records and reports; proceedings; state-
federal cooperation.—

(2) PUBLICATION OF ACTS AND RULES.—The Department of
Economic Opportunity shall cause to be printed and distributed
to the public, or otherwise distributed to the public through
the Internet or similar electronic means, the text of this
chapter and of the rules for administering this chapter adopted
by the department or the state agency providing reemployment
assistance unemployment tax collection services and any other
matter relevant and suitable. The department shall furnish this
information to any person upon request. However, any pamphlet,
rules, circulars, or reports required by this chapter may not
contain any matter except the actual data necessary to complete
them or the actual language of the rule, together with the
proper notices.

(5) RECORDS AND REPORTS.—Each employing unit shall keep
true and accurate work records, containing the information
required by the Department of Economic Opportunity or its tax
collection service provider. These records must be open to
inspection and are subject to being copied by the department or
its tax collection service provider at any reasonable time and
as often as necessary. The department or its tax collection
service provider may require from any employing unit any sworn
or unsworn reports, for persons employed by the employing unit,
necessary for the effective administration of this chapter.
However, a state or local governmental agency performing
intelligence or counterintelligence functions need not report an
employee if the head of that agency determines that reporting
the employee could endanger the safety of the employee or
compromise an ongoing investigation or intelligence mission.
Information revealing the employing unit's or individual's
identity obtained from the employing unit or from any individual
through the administration of this chapter, is, except to the
extent necessary for the proper presentation of a claim or upon
written authorization of the claimant who has a workers'
compensation claim pending, confidential; and exempt from s.
118.07(1). This confidential information is available only to
public employees in the performance of their public duties. Any
claimant, or the claimant's legal representative, at a hearing
before an appeals referee or the commission must be supplied
with information from these records to the extent necessary for
the proper presentation of her or his claim. Any employee or
member of the commission, any employee of the department or its
tax collection service provider, or any other person receiving
confidential information who violates this subsection commits a
misdemeanor of the second degree, punishable as provided in s.
775.082 or s. 775.083. However, the department or its tax
collection service provider may furnish to any employer copies
of any report previously submitted by that employer, upon the
request of the employer. The department or its tax collection
service provider may charge a reasonable fee for copies of
reports, which may not exceed the actual reasonable cost of the
preparation of the copies as prescribed by rules adopted by the
department or the state agency providing tax collection
services. Fees received by the department or its tax collection
service provider for copies furnished under this subsection must
be deposited in the Employment Security Administration Trust.
(9) STATE-FEDERAL COOPERATION.—

(a) In the administration of this chapter, the Department of Economic Opportunity and its tax collection service provider shall cooperate with the United States Department of Labor to the fullest extent consistent with this chapter and shall take those actions, through the adoption of appropriate rules, administrative methods, and standards, necessary to secure for this state all advantages available under the provisions of federal law relating to reemployment assistance.

(b) In the administration of the provisions in s. 443.1115, which are enacted to conform with the Federal-State Extended Unemployment Compensation Act of 1970, the department shall take those actions necessary to ensure that those provisions are interpreted and applied to meet the requirements of the federal act as interpreted by the United States Department of Labor and to secure for this state the full reimbursement of the federal share of extended benefits paid under this chapter which is reimbursable under the federal act.

(c) The department and its tax collection service provider shall comply with the regulations of the United States Department of Labor relating to the receipt or expenditure by this state of funds granted under federal law; shall submit the reports in the form and containing the information the United States Department of Labor requires; and shall comply with directions of the United States Department of Labor necessary to assure the correctness and verification of these reports.

Section 23. Subsections (1) and (2) of section 443.1715, Florida Statutes, are amended to read:

443.1715 Disclosure of information; confidentiality.—

(1) RECORDS AND REPORTS.—Information revealing an employing unit’s or individual’s identity obtained from the employing unit or any individual under the administration of this chapter, and any determination revealing that information, except to the extent necessary for the proper presentation of a claim or upon written authorization of the claimant who has a workers’ compensation claim pending or is receiving compensation, or any individual under the administration of this chapter, and any determination revealing that information, except to the extent necessary for the proper presentation of a claim or upon written authorization of the claimant who has a workers’ compensation claim pending or is receiving compensation benefits, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This confidential information may be released in accordance with the provisions in 20 C.F.R. part 603 only to public employees in the performance of their public duties. Except as otherwise provided by law, public employees receiving this confidential information must maintain the confidentiality of the information. Any claimant, or the claimant’s legal representative, at a hearing before an
pursposes appropriate to the operation of a public employment
service or a job-preparatory or career education or training
program. The department shall, on a quarterly basis, furnish the
National Directory of New Hires with information concerning the
wages and reemployment assistance unemployment benefits paid to
individuals, by the dates, in the format, and containing the
information specified in the regulations of the United States
Secretary of Health and Human Services. Upon request, the
department shall furnish any agency of the United States charged
with the administration of public works or assistance through
public employment, and may furnish to any state agency similarly
charged, the name, address, ordinary occupation, and employment
status of each recipient of benefits and the recipient’s rights
to further benefits under this chapter. Except as otherwise
provided by law, the receiving agency must retain the
confidentiality of this information as provided in this section.
The tax collection service provider may request the Comptroller
of the Currency of the United States to examine the correctness
of any return or report of any national banking association
rendered under this chapter and may in connection with that
request transmit any report or return for examination to the
Comptroller of the Currency of the United States as provided in
s. 3305(c) of the federal Internal Revenue Code.
(b) The employer or the employer’s workers’ compensation
carrier against whom a claim for benefits under chapter 440 has
been made, or a representative of either, may request from the
department records of wages of the employee reported to the
department by any employer for the quarter that includes the
date of the accident that is the subject of such claim and for

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

Page 57 of 128

Page 58 of 128
subsection quarters.

1. The request must be made with the authorization or consent of the employee or any employer who paid wages to the employee after the date of the accident.

2. The employer or carrier shall make the request on a form prescribed by rule for such purpose by the Department of Economic Opportunity. Such form shall contain a certification by the requesting party that it is a party entitled to the information requested.

3. The department shall provide the most current information readily available within 15 days after receiving the request.

Section 24. Subsections (1), (4), (5), (6), and (7) and paragraph (c) of subsection (2) of section 443.17161, Florida Statutes, are amended to read:

443.17161 Authorized electronic access to employer information.—

(1) Notwithstanding any other provision of this chapter, the Department of Economic Opportunity Agency for Workforce Innovation shall contract with one or more consumer reporting agencies to provide users with secured electronic access to employer-provided information relating to the quarterly wages report submitted in accordance with the state’s reemployment assistance unemployment compensation law. The access is limited to the wage reports for the appropriate amount of time for the purpose the information is requested.

(2) Users must obtain consent in writing or by electronic signature from an applicant for credit, employment, or other permitted purposes. Any written or electronic signature consent from an applicant must be signed and must include the following:

(c) Notice that the files of the Department of Economic Opportunity Agency for Workforce Innovation or its tax collection service provider containing information concerning wage and employment history which is submitted by the applicant or his or her employers may be accessed; and

(4) If a consumer reporting agency or user violates this section, the Department of Economic Opportunity Agency for Workforce Innovation shall, upon 30 days’ written notice to the consumer reporting agency, terminate the contract established between the Department of Economic Opportunity Agency for Workforce Innovation and the consumer reporting agency or require the consumer reporting agency to terminate the contract established between the consumer reporting agency and the user under this section.

(5) The Department of Economic Opportunity Agency for Workforce Innovation shall establish minimum audit, security, net worth, and liability insurance standards, technical requirements, and any other terms and conditions considered necessary in the discretion of the state agency to safeguard the confidentiality of the information released under this section and to otherwise serve the public interest. The Department of Economic Opportunity Agency for Workforce Innovation shall also include, in coordination with any necessary state agencies, necessary audit procedures to ensure that these rules are followed.

(6) In contracting with one or more consumer reporting agencies under this section, any revenues generated by the contract must be used to pay the entire cost of providing access to the information. Further, in accordance with federal regulations, any additional revenues generated by the Department of Economic Opportunity Agency for Workforce Innovation or the
Florida Senate - 2012

577-02440A-12 20121416c1

Page 61 of 128

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

Section 25. Subsection (2) of section 443.181, Florida Statutes, is amended to read:

443.181 Public employment service.—

(2) All funds received by this state under 29 U.S.C. ss. 49-491-1 must be paid into the Employment Security Administration Trust Fund, and these funds are available to the Department of Economic Opportunity for expenditure as provided by this chapter or by federal law. For the purpose of establishing and maintaining one-stop career centers, the department may enter into agreements with the Railroad Retirement Board or any other agency of the United States charged with the administration of a reemployment assistance or an unemployment compensation law, with any political subdivision of this state, or with any private, nonprofit organization. As a part of any such agreement, the department may accept moneys, services, or quarters as a contribution to the Employment Security Administration Trust Fund.

Florida Senate - 2012

577-02440A-12 20121416c1

Page 62 of 128

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

Section 26. Subsection (6) of section 443.191, Florida Statutes, is amended to read:

443.191 Unemployment Compensation Trust Fund; establishment and control.—

(6) TRUST FUND SOLE SOURCE FOR BENEFITS.—The Unemployment Compensation Trust Fund is the sole and exclusive source for paying reemployment assistance unemployment benefits, and these benefits are due and payable only to the extent that contributions or reimbursements, with increments thereon, are actually collected and credited to the fund and not otherwise appropriated or allocated, are available for payment. The state shall administer the fund without any liability on the part of the state beyond the amount of moneys received from the United States Department of Labor or other federal agency.

Section 27. Paragraphs (b), (c), and (d) of subsection (1) and subsections (3) and (4) of section 443.221, Florida Statutes, are amended to read:

443.221 Reciprocal arrangements.—

(b) For services to be considered as performed within a state under a reciprocal agreement, the employing unit must have an election in effect for those services, which is approved by the agency charged with the administration of such state’s reemployment assistance or unemployment compensation law, under which all the services performed by the individual for the employing unit are deemed to be performed entirely within that state.

(c) The department shall participate in any arrangements for the payment of compensation on the basis of combining an...
individual's wages and employment covered under this chapter with her or his wages and employment covered under the reemployment assistance or unemployment compensation laws of other states, which are approved by the United States Secretary of Labor, in consultation with the state reemployment assistance or unemployment compensation agencies, as reasonably calculated to assure the prompt and full payment of compensation in those situations and which include provisions for:

1. Applying the base period of a single state law to a claim involving the combining of an individual's wages and employment covered under two or more state reemployment assistance or unemployment compensation laws; and

2. Avoiding the duplicate use of wages and employment because of the combination.

(d) Contributions or reimbursements due under this chapter with respect to wages for insured work are, for the purposes of ss. 443.131, 443.1312, 443.1313, and 443.141, deemed to be paid to the fund as of the date payment was made as contributions or reimbursements therefor under another state or federal reemployment assistance or unemployment compensation law, but an arrangement may not be entered into unless it contains provisions for reimbursement to the fund of the contributions or reimbursements and the actual earnings thereon as the department or its tax collection service provider finds are fair and reasonable as to all affected interests.

(3) The Department of Economic Opportunity or its tax collection service provider may enter into reciprocal arrangements with other states or the Federal Government, or both, for exchanging services, determining and enforcing payment obligations, and making available facilities and information.

The department or its tax collection service provider may conduct investigations, secure and transmit information, make available services and facilities, and exercise other powers provided under this chapter to facilitate the administration of any reemployment assistance or unemployment compensation or public employment service law and, in a similar manner, accept and use information, services, and facilities made available to this state by the agency charged with the administration of any other unemployment compensation or public employment service law.

(4) To the extent permissible under federal law, the Department of Economic Opportunity may enter into or cooperate in arrangements whereby facilities and services provided under this chapter and facilities and services provided under the reemployment assistance or unemployment compensation law of any foreign government may be used for the taking of claims and the payment of benefits under the employment security law of the state or under a similar law of that government.

Section 28. Paragraph (c) of subsection (5) and subsection (8) of section 20.60, Florida Statutes, are amended to read:

20.60 Department of Economic Opportunity; creation; powers and duties.--

(5) The divisions within the department have specific responsibilities to achieve the duties, responsibilities, and goals of the department. Specifically:

(c) The Division of Workforce Services shall:

1. Prepare and submit a unified budget request for workforce in accordance with chapter 216 for, and in conjunction
Section 29. Paragraph (a) of subsection (1) of section 27.52, Florida Statutes, is amended to read:

The ap

me must part of such contract.

a. All program and fiscal instructions to regional

workforce boards shall emanate from the Department of Economic

Opportunity pursuant to plans and policies of Workforce Florida, Inc., which shall be responsible for all policy directions to

the regional workforce boards.

b. Unless otherwise provided by agreement with Workforce

Florida, Inc., administrative and personnel policies of the

Department of Economic Opportunity shall apply.

3. Implement the state’s reemployment assistance

unemployment compensation program. The Department of Economic

Opportunity shall ensure that the state appropriately

administers the reemployment assistance unemployment

compensation program pursuant to state and federal law.

4. Assist in developing the 5-year statewide strategic plan

required by this section.

(8) The Reemployment Assistance Unemployment Appeals

Commission, authorized by s. 443.012, is not subject to control,

supervision, or direction by the department in the performance

of its powers and duties but shall receive any and all support

and assistance from the department which is required for the

performance of its duties.

Section 29. Paragraph (a) of subsection (1) of section

27.52, Florida Statutes, is amended to read:

The application must include a signature by the applicant which

attests to the truthfulness of the information provided. The
application form developed by the corporation must include notice that the applicant may seek court review of a clerk’s determination that the applicant is not indigent, as provided in this section.

Section 30. Subsection (6) of section 40.24, Florida Statutes, is amended to read:

40.24 Compensation and reimbursement policy.—

(6) A juror who receives unemployment benefits does not lose such benefits because he or she receives compensation for juror service.

Section 31. Paragraph (a) of subsection (7) of section 45.031, Florida Statutes, is amended to read:

45.031 Judicial sales procedure.—In any sale of real or personal property under an order or judgment, the procedures provided in this section and ss. 45.0315-45.035 may be followed as an alternative to any other sale procedure if so ordered by the court.

(7) DISBURSEMENTS OF PROCEEDS.—(a) On filing a certificate of title, the clerk shall disburse the proceeds of the sale in accordance with the order or final judgment and shall file a report of such disbursements and serve a copy of it on each party, and on the Department of Revenue if the department was named as a defendant in the action or if the Department of Economic Opportunity or the former Agency for Workforce Innovation was named as a defendant while the Department of Revenue was providing reemployment assistance tax collection services under contract with the Department of Economic Opportunity or the former Agency for Workforce Innovation through an interagency agreement pursuant to s. 443.1316.

Section 32. Subsection (2) of section 55.204, Florida Statutes, is amended to read:

55.204 Duration and continuation of judgment lien;

(2) Liens securing the payment of child support or tax obligations under s. 95.091(1)(b) lapse 20 years after the date of the original filing of the warrant or other document required by law to establish a lien. Liens securing the payment of unemployment assistance tax obligations lapse 10 years after the date of the original filing of the notice of lien. A second lien based on the original filing may not be obtained.

Section 33. Paragraph (a) of subsection (1) of section 57.082, Florida Statutes, is amended to read:

57.082 Determination of civil indigent status.—

(a) The application must include, at a minimum, the following financial information:

1. Net income, consisting of total salary and wages, minus deductions required by law, including court-ordered support payments.
2. Other income, including, but not limited to, social security benefits, union funds, veterans' benefits, workers' compensation, other regular support from absent family members, public or private employee pensions, reemployment assistance or unemployment compensation, dividends, interest, rent, trusts, and gifts.

3. Assets, including, but not limited to, cash, savings accounts, bank accounts, stocks, bonds, certificates of deposit, equity in real estate, and equity in a boat or a motor vehicle or in other tangible property.

4. All liabilities and debts.

The application must include a signature by the applicant which attests to the truthfulness of the information provided. The application form developed by the corporation must include notice that the applicant may seek court review of a clerk's determination that the applicant is not indigent, as provided in this section.

Section 34. Subsection (8) of section 61.046, Florida Statutes, is amended to read:

61.046 Definitions.—As used in this chapter, the term:

(8) "Income" means any form of payment to an individual, regardless of source, including, but not limited to: wages, salary, commissions and bonuses, compensation as an independent contractor, worker's compensation, disability benefits, annuity and retirement benefits, pensions, dividends, interest, royalties, trusts, and any other payments, made by any person, private entity, federal or state government, or any unit of local government. United States Department of Veterans Affairs.

Section 35. Paragraph (a) of subsection (3) of section 61.1824, Florida Statutes, is amended to read:

61.1824 State Disbursement Unit.—

(3) The State Disbursement Unit shall perform the following functions:

(a) Disburse all receipts from intercepts, including, but not limited to, United States Internal Revenue Service, reemployment assistance or unemployment compensation, lottery, and administrative offset intercepts.

Section 36. Paragraph (a) of subsection (2) of section 61.30, Florida Statutes, is amended to read:

61.30 Child support guidelines; retroactive child support.—

(2) Income shall be determined on a monthly basis for each parent as follows:

(a) Gross income shall include, but is not limited to, the following:

1. Salary or wages.
2. Bonuses, commissions, allowances, overtime, tips, and other similar payments.
3. Business income from sources such as self-employment, partnership, close corporations, and independent contracts.
4. Disability benefits.
5. All workers' compensation benefits and settlements.

Gross income shall include, but is not limited to, the following:

1. Salary or wages.
2. Bonuses, commissions, allowances, overtime, tips, and other similar payments.
3. Business income from sources such as self-employment, partnership, close corporations, and independent contracts.
4. Disability benefits.
5. All workers' compensation benefits and settlements.
6. Reemployment assistance or unemployment compensation.
7. Pension, retirement, or annuity payments.
8. Social security benefits.
9. Spousal support received from a previous marriage or court ordered in the marriage before the court.
10. Interest and dividends.
11. Rental income, which is gross receipts minus ordinary and necessary expenses required to produce the income.
12. Income from royalties, trusts, or estates.
13. Reimbursed expenses or in kind payments to the extent that they reduce living expenses.
14. Gains derived from dealings in property, unless the gain is nonrecurring.

Section 37. Paragraph (a) of subsection (4) of section 69.041, Florida Statutes, is amended to read:

"69.041 State named party; lien foreclosure, suit to quiet title.—

(4)(a) The Department of Revenue has the right to participate in the disbursement of funds remaining in the registry of the court after distribution pursuant to s. 409.2554, or interest in an interagency agreement pursuant to s. 443.1316, against the subject property and with the same priority, regardless of whether a default against the department, the Department of Economic Opportunity, or the former Agency for Workforce Innovation has been entered for failure to file an answer or other responsive pleading.

Section 38. Subsection (1) of section 77.041, Florida Statutes, is amended to read:

77.041 Notice to individual defendant for claim of exemption from garnishment; procedure for hearing.—

(1) Upon application for a writ of garnishment by a plaintiff, if the defendant is an individual, the clerk of the court shall attach to the writ the following "Notice to Defendant":

NOTICE TO DEFENDANT OF RIGHT AGAINST GARNISHMENT OF WAGES, MONEY, AND OTHER PROPERTY

The Writ of Garnishment delivered to you with this Notice means that wages, money, and other property belonging to you have been garnished to pay a court judgment against you. HOWEVER, YOU MAY BE ABLE TO KEEP OR RECOVER YOUR WAGES, MONEY, OR PROPERTY. READ THIS NOTICE CAREFULLY.

State and federal laws provide that certain wages, money, and property, even if deposited in a bank, savings and loan, or credit union, may not be taken to pay certain types of court judgments. Such wages, money, and property are exempt from garnishment. The major exemptions are listed below on the form for Claim of Exemption and Request for Hearing. This list does not include all possible exemptions. You should consult a lawyer.
TO KEEP YOUR WAGES, MONEY, AND OTHER PROPERTY FROM BEING GARNISHED, OR TO GET BACK ANYTHING ALREADY TAKEN, YOU MUST COMPLETE A FORM FOR CLAIM OF EXEMPTION AND REQUEST FOR HEARING AS SET FORTH BELOW AND HAVE THE FORM NOTARIZED. YOU MUST FILE THE FORM WITH THE CLERK’S OFFICE WITHIN 20 DAYS AFTER THE DATE YOU RECEIVE THIS NOTICE OR YOU MAY LOSE IMPORTANT RIGHTS. YOU MUST ALSO MAIL OR DELIVER A COPY OF THIS FORM TO THE PLAINTIFF AND THE GARNISHEE AT THE ADDRESSES LISTED ON THE WRIT OF GARNISHMENT.

If you request a hearing, it will be held as soon as possible after your request is received by the court. The plaintiff must file any objection within 3 business days if you hand delivered to the plaintiff a copy of the form for Claim of Exemption and Request for Hearing or, alternatively, 8 business days if you mailed a copy of the form for claim and request to the plaintiff. If the plaintiff files an objection to your Claim of Exemption and Request for Hearing, the clerk will notify you and the other parties of the time and date of the hearing. You may attend the hearing with or without an attorney. If the plaintiff fails to file an objection, no hearing is required, the writ of garnishment will be dissolved and your wages, money, or property will be released.

YOU SHOULD FILE THE FORM FOR CLAIM OF EXEMPTION IMMEDIATELY TO KEEP YOUR WAGES, MONEY, OR PROPERTY FROM BEING APPLIED TO THE COURT JUDGMENT. THE CLERK CANNOT GIVE YOU LEGAL ADVICE. IF YOU NEED LEGAL ASSISTANCE YOU SHOULD SEE A LAWYER. IF YOU CANNOT AFFORD A PRIVATE LAWYER, LEGAL SERVICES MAY BE AVAILABLE. CONTACT YOUR LOCAL BAR ASSOCIATION OR ASK THE CLERK’S OFFICE ABOUT ANY LEGAL SERVICES PROGRAM IN YOUR AREA.

I claim exemptions from garnishment under the following categories as checked:

1. Head of family wages. (You must check a. or b. below.)
   a. I provide more than one-half of the support for a child or other dependent and have net earnings of $750 or less per week.
   b. I provide more than one-half of the support for a child or other dependent, have net earnings of more than $750 per week, but have not agreed in writing to have my wages garnished.


4. Public assistance (welfare).

5. Workers’ Compensation.
6. Reemployment assistance or unemployment Compensation.

7. Veterans' benefits.

8. Retirement or profit-sharing benefits or pension money.

9. Life insurance benefits or cash surrender value of a life insurance policy or proceeds of annuity contract.

10. Disability income benefits.

11. Prepaid College Trust Fund or Medical Savings Account.

12. Other exemptions as provided by law.

I request a hearing to decide the validity of my claim. Notice of the hearing should be given to me at:

Address: ........................................

Telephone number: .........................

The statements made in this request are true to the best of my knowledge and belief.

Defendant's signature

Date........................................

STATE OF FLORIDA
COUNTY OF

Sworn and subscribed to before me this ........ day of ...(month and year)... by ...(name of person making statement)... Notary Public/Deputy Clerk

Personally Known ......... OR Produced Identification....

Type of Identification Produced

Section 39. Paragraph (n) of subsection (2) of section 110.205, Florida Statutes, is amended to read:

Career service; exemptions.—

(2) EXEMPT POSITIONS.—The exempt positions that are not covered by this part include the following:

(n)1.a. In addition to those positions exempted by other paragraphs of this subsection, each department head may designate a maximum of 20 policymaking or managerial positions, as defined by the department and approved by the Administration Commission, as being exempt from the Career Service System. Career service employees who occupy a position designated as a position in the Selected Exempt Service under this paragraph shall have the right to remain in the Career Service System by opting to serve in a position not exempted by the employing agency. Unless otherwise fixed by law, the department shall set the salary and benefits of these positions in accordance with the rules of the Selected Exempt Service; provided, however, that if the agency head determines that the general counsel, chief Cabinet aide, public information administrator or
coy comparable position for a Cabinet officer, inspector general, or legislative affairs director has both policymaking and managerial responsibilities and if the department determines that any such position has both policymaking and managerial responsibilities, the salary and benefits for each such position shall be established by the department in accordance with the rules of the Senior Management Service.

   b. In addition, each department may designate one additional position in the Senior Management Service if that position reports directly to the agency head or to a position in the Senior Management Service and if any additional costs are absorbed from the existing budget of that department.

   2. If otherwise exempt, employees of the Public Employees Relations Commission, the Commission on Human Relations, and the Reemployment Assistance Unemployment Appeals Commission, upon the certification of their respective commission heads, may be provided for under this paragraph as members of the Senior Management Service, if otherwise qualified. However, the deputy general counsel of the Public Employees Relations Commission shall be compensated as members of the Selected Exempt Service.

   Section 40. Subsection (4) of section 110.502, Florida Statutes, is amended to read:

   110.502 Scope of act; status of volunteers.—
   
   (4) Persons working with state agencies pursuant to this part shall be considered as unpaid independent volunteers and shall not be entitled to reemployment assistance unemployment compensation.

   Section 41. Subsection (10) of section 120.80, Florida Statutes, is amended to read:

   120.80 Exceptions and special requirements; agencies.—
   
   (10) DEPARTMENT OF ECONOMIC OPPORTUNITY.—
   
   (a) Notwithstanding s. 120.54, the rulemaking provisions of this chapter do not apply to reemployment assistance unemployment appeals referees.

   (b) Notwithstanding s. 120.54(5), the uniform rules of procedure do not apply to appeal proceedings conducted under chapter 443 by the Reemployment Assistance Unemployment Appeals Commission, special deputies, or reemployment assistance unemployment appeals referees.

   (c) Notwithstanding s. 120.57(1)(a), hearings under chapter 443 may not be conducted by an administrative law judge assigned by the division, but instead shall be conducted by the Reemployment Assistance Unemployment Appeals Commission in reemployment assistance unemployment compensation appeals, reemployment assistance unemployment appeals referees, and the Department of Economic Opportunity or its special deputies under s. 443.141.

   Section 42. Subsection (4) of section 125.9502, Florida Statutes, is amended to read:

   125.9502 Scope of ss. 125.9501-125.9506; status of volunteers.—
   
   (4) Persons working with a unit of county government or a constitutional county officer pursuant to ss. 125.9501-125.9506 are considered unpaid independent volunteers and are not entitled to reemployment assistance unemployment compensation.

   Section 43. Paragraph (d) of subsection (1) and paragraph (b) of subsection (2) of section 212.096, Florida Statutes, are amended to read:

CODING: Words __________ are deletions; words _________ are additions.
For purposes of this paragraph, monthly wages shall be computed as one-twelfth of the expected annual wages paid to such employee. The amount paid as wages to a new employee hired when a new job has been created, unless the business is located within a rural enterprise zone pursuant to s. 290.004, in which case the credit shall be 30 percent of the actual monthly wages paid. If no less than 20 percent of the employees of the business are residents of an enterprise zone, excluding temporary and part-time employees, the credit shall be computed as 30 percent of the actual monthly wages paid in this state to each new employee hired when a new job has been created, unless the business is located within a rural enterprise zone, in which case the credit shall be 45 percent of the actual monthly wages paid. If the new employee hired when a new job is created is a participant in the welfare transition program, the following credit shall be a percent of the actual monthly wages paid: 40 percent for $4 above the hourly federal minimum wage rate; 41 percent for $5 above the hourly federal minimum wage rate; 42 percent for $6 above the hourly federal minimum wage rate; 43 percent for $7 above the hourly federal minimum wage rate; and 44 percent for $8 above the hourly federal minimum wage rate. For purposes of this paragraph, monthly wages shall be computed as one-twelfth of the expected annual wages paid to such employee. The amount paid as wages to a new employee is the compensation paid to such employee that is subject to reemployment assistance unemployment tax. The credit shall be allowed for up to 24 consecutive months, beginning with the first tax return due pursuant to s. 212.11 after approval by the department.

Section 44. Subsection (4) of section 213.053, Florida Statutes, is amended to read:

213.053 Confidentiality and information sharing.—

(4) The department, while providing reemployment assistance...
unemployment tax collection services under contract with the Department of Economic Opportunity through an interagency agreement pursuant to s. 443.1316, may release reemployment assistance unemployment tax rate information to the agent of an employer who provides payroll services for more than 100 employers, pursuant to the terms of a memorandum of understanding. The memorandum of understanding must state that the agent affirms, subject to the criminal penalties contained in ss. 443.171 and 443.1715, that the agent will retain the confidentiality of the information, that the agent has in effect a power of attorney from the employer which permits the agent to obtain reemployment assistance unemployment tax rate information, and that the agent shall provide the department with a copy of the employer's power of attorney upon request.

Section 45. Paragraph (a) of subsection (6) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—
(6) The Chief Financial Officer shall transfer from any available funds of an agency or the judicial branch the following amounts and shall report all such transfers and the reasons therefor to the legislative appropriations committees and the Executive Office of the Governor:
(a) The amount due to the Unemployment Compensation Trust Fund which is more than 90 days delinquent on reimbursements due to the Unemployment Compensation Trust Fund. The amount transferred shall be that certified by the state agency providing reemployment assistance unemployment tax collection services under contract with the Department of Economic Opportunity through an interagency agreement pursuant to s.

For any employee who is an owner, partner, or majority owner leased from an employee leasing company licensed under chapter 468 if the employee has been continuously leased to the employer for an average of at least 36 hours per week for more than 6 months.

Section 47. Paragraph (b) of subsection (1) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—
(1) Appropriations nontransferable; exceptions.—
(a) The amount due to the Unemployment Compensation Trust Fund which is more than 90 days delinquent on reimbursements due to the Unemployment Compensation Trust Fund. The amount transferred shall be that certified by the state agency providing reemployment assistance unemployment tax collection services under contract with the Department of Economic Opportunity through an interagency agreement pursuant to s.

Section 48. Paragraph (ff) of subsection (1) of section 220.03, Florida Statutes, is amended to read:

220.03 Definitions.—
(1) SPECIFIC TERMS.—When used in this code, and when not otherwise distinctly expressed or manifestly incompatible with the intent thereof, the following terms shall have the following meanings:
(ff) "Job" means a full-time position, as consistent with terms used by the Department of Economic Opportunity and the United States Department of Labor for purposes of reemployment assistance unemployment compensation tax administration and employment estimation resulting directly from business operations in this state. The term may not include a temporary construction job involved with the construction of facilities or any job that has previously been included in any application for tax credits under s. 212.096. The term also includes employment of an employee leased from an employee leasing company licensed under chapter 468 if the employee has been continuously leased to the employer for an average of at least 36 hours per week for more than 6 months.

1. For any employee who is an owner, partner, or majority owner leased from an employee leasing company licensed under chapter 468 if the employee has been continuously leased to the employer for an average of at least 36 hours per week for more than 6 months.
2. For any new employee who is employed for any period less than 3 months.

Section 48. Paragraph (e) of subsection (1) of section 220.191, Florida Statutes, is amended to read:

220.191 Capital investment tax credit.—

(1) DEFINITIONS.—For purposes of this section:

(e) "Jobs" means full-time equivalent positions, as that term is consistent with terms used by the Department of Economic Opportunity and the United States Department of Labor for purposes of reemployment assistance or unemployment tax administration and employment estimation, resulting directly from a project in this state. The term does not include temporary construction jobs involved in the construction of the project facility.

Section 49. Paragraph (d) of subsection (3) of section 220.194, Florida Statutes, is amended to read:

220.194 Corporate income tax credits for spaceflight projects.—

(3) DEFINITIONS.—As used in this section, the term:

(d) "New job" means the full-time employment of an employee in a manner that is consistent with terms used by the Department of Economic Opportunity Agency for Workforce Innovation and the United States Department of Labor for purposes of reemployment assistance. Unemployment compensation tax administration and employment estimation. In order to meet the requirement for certification specified in paragraph (5)(b), a new job must:

1. Pay new employees at least 115 percent of the statewide or countywide average annual private sector wage for the 3 taxable years immediately preceding filing an application for certification;

2. Require a new employee to perform duties on a regular full-time basis in this state for an average of at least 36 hours per week each month for the 3 taxable years immediately preceding filing an application for certification; and

3. Not be held by a person who has previously been included as a new employee on an application for any credit authorized under this section.

Section 50. Section 222.15, Florida Statutes, is amended to read:

222.15 Wages or reemployment assistance or unemployment compensation payments due deceased employee may be paid spouse or certain relatives.—

(1) It is lawful for any employer, in case of the death of an employee, to pay to the wife or husband, and in case there is no wife or husband, then to the child or children, provided the child or children are over the age of 18 years, and in case there is no child or children, then to the father or mother, any wages or travel expenses that may be due such employee at the time of his or her death.

(2) It is also lawful for the Department of Economic Opportunity, in case of death of any unemployed individual, to pay to those persons referred to in subsection (1) any reemployment assistance or unemployment compensation payments that may be due to the individual at the time of his or her death.

Section 51. Section 222.16, Florida Statutes, is amended to read:

1. Pay new employees at least 115 percent of the statewide or countywide average annual private sector wage for the 3 taxable years immediately preceding filing an application for certification;

2. Require a new employee to perform duties on a regular full-time basis in this state for an average of at least 36 hours per week each month for the 3 taxable years immediately preceding filing an application for certification; and

3. Not be held by a person who has previously been included as a new employee on an application for any credit authorized under this section.
Section 54. Paragraph (c) of subsection (1) of section 288.1045, Florida Statutes, is amended to read:

Wages or reemployment assistance or unemployment compensation payments so paid not subject to administration.—Any wages, travel expenses, or reemployment assistance or unemployment compensation payments so paid under the authority of s. 222.15 shall not be considered as assets of the estate and subject to administration; provided, however, that the travel expenses so exempted from administration shall not exceed the sum of $300.

Section 52. Paragraph (m) of subsection (1) of section 255.20, Florida Statutes, is amended to read:

Local bids and contracts for public construction works; specification of state-produced lumber.—

(1) A county, municipality, special district as defined in chapter 189, or other political subdivision of the state seeking to construct or improve a public building, structure, or other public construction works must competitively award to an appropriately licensed contractor each project that is estimated in accordance with generally accepted cost-accounting principles to cost more than $300,000. For electrical work, the local government must competitively award to an appropriately licensed contractor each project that is estimated in accordance with generally accepted cost-accounting principles to cost more than $75,000. As used in this section, the term “competitively award” means to award contracts based on the submission of sealed bids, proposals submitted in response to a request for proposal, proposals submitted in response to a request for qualifications, or proposals submitted for competitive negotiation. This subsection expressly allows contracts for construction management services, design/build contracts, continuation

Section 53. Subsection (5) of section 288.075, Florida Statutes, is amended to read:

(5) IDENTIFICATION, ACCOUNT, AND REGISTRATION NUMBERS.—A federal employer identification number, reemployment assistance account number, or Florida sales tax registration number held by an economic development agency is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

Section 54. Paragraph (c) of subsection (1) of section 288.1045, Florida Statutes, is amended to read:
The application must include:

1. The applicant’s federal employer identification number.

2. The date that the applicant anticipates it needs the loan.

3. A description of the type of economic activity, product, or research and development undertaken by the applicant, including the six-digit North American Industry Classification System code for each type of economic activity conducted by the applicant.

4. The applicant’s annual revenue, number of employees, number of full-time equivalent employees, and other information necessary to verify the applicant’s eligibility for the pilot program under s. 288.1082(4)(a).

5. The projected investment in the business, if any, which the applicant proposes in conjunction with the loan.

6. The total investment in the business from all sources, if any, which the applicant proposes in conjunction with the loan.

7. The number of net new full-time equivalent jobs that, as a result of the loan, the applicant proposes to create in this state as of December 31 of each year and the average annual wage of the proposed jobs.

8. The total number of full-time equivalent employees the applicant currently employs in this state.

9. The date that the applicant anticipates it needs the loan.

10. A detailed explanation of why the loan is needed to assist the applicant in expanding jobs in the state.

11. A statement that all of the applicant’s available
corporate assets are pledged as collateral for the amount of the loan.

12. A statement that the applicant, upon receiving the loan, agrees not to seek additional long-term debt without prior approval of the loan administrator.

13. A statement that the loan is a joint obligation of the business and of each person who owns at least 20 percent of the business.

14. Any additional information requested by the department or the loan administrator.

Section 57. Paragraph (a) of subsection (3) of section 288.1089, Florida Statutes, is amended to read:

288.1089 Innovation Incentive Program.—

(3) To be eligible for consideration for an innovation incentive award, an innovation business, a research and development entity, or an alternative and renewable energy company must submit a written application to the department before making a decision to locate new operations in this state or expand an existing operation in this state. The application must include, but not be limited to:

(a) The applicant’s federal employer identification number, reemployment assistance unemployment account number, and state sales tax registration number. If such numbers are not available at the time of application, they must be submitted to the department in writing before the disbursement of any payments under this section.

(b) A statement that the applicant, upon receiving the loan, agrees not to seek additional long-term debt without prior approval of the loan administrator.

(c) A statement that the loan is a joint obligation of the business and of each person who owns at least 20 percent of the business.

(d) Any additional information requested by the department or the loan administrator.

Section 58. Subsection (1) of section 334.30, Florida Statutes, is amended to read:

334.30 Public-private transportation facilities.—The Legislature finds and declares that there is a public need for the rapid construction of safe and efficient transportation facilities for the purpose of traveling within the state, and that it is in the public’s interest to provide for the construction of additional safe, convenient, and economical transportation facilities.

1. The department may receive or solicit proposals and, with legislative approval as evidenced by approval of the project in the department’s work program, enter into agreements with private entities, or consortia thereof, for the building, operation, ownership, or financing of transportation facilities. The department may advance projects programmed in the adopted 5-year work program or projects increasing transportation capacity and greater than $500 million in the 10-year Strategic Intermodal Plan using funds provided by public-private partnerships or private entities to be reimbursed from department funds for the project as programmed in the adopted work program. The department shall by rule establish an application fee for the submission of unsolicited proposals under this section. The fee must be sufficient to pay the costs of evaluating the proposals. The department may engage the services of private consultants to assist in the evaluation. Before approval, the department must determine that the proposed project:

(a) Is in the public’s best interest;

(b) Would not require state funds to be used unless the project is on the State Highway System;

(c) Would have adequate safeguards in place to ensure that no additional costs or service disruptions would be realized by...
577-02440A-12 20121416c1

Florida Senate - 2012 CS for SB 1416

577-02440A-12 20121416c1

Page 91 of 128

CODING: Words [ ] are deletions; words [ ] are additions.

the traveling public and residents of the state in the event of
default or cancellation of the agreement by the department;

(d) Would have adequate safeguards in place to ensure that
the department or the private entity has the opportunity to add
capacity to the proposed project and other transportation
facilities serving similar origins and destinations; and

(e) Would be owned by the department upon completion or
termination of the agreement.

The department shall ensure that all reasonable costs to the
state, related to transportation facilities that are not part of
the State Highway System, are borne by the private entity. The
department shall also ensure that all reasonable costs to the
state and substantially affected local governments and
utilities, related to the private transportation facility, are
borne by the private entity for transportation facilities that
are owned by private entities. For projects on the State Highway
System, the department may use state resources to participate in
funding and financing the project as provided for under the
department’s enabling legislation. Because the Legislature
recognizes that private entities or consortia thereof would
perform a governmental or public purpose or function when they
enter into agreements with the department to design, build,
operate, own, or finance transportation facilities, the
transportation facilities, including leasehold interests
thereof, are exempt from ad valorem taxes as provided in chapter
196 to the extent property is owned by the state or other
government entity, and from intangible taxes as provided in
chapter 199 and special assessments of the state, any city,
town, county, special district, political subdivision of the
state, or any other governmental entity. The private entities or
consortia thereof are exempt from tax imposed by chapter 201 on
all documents or obligations to pay money which arise out of the
agreements to design, build, operate, own, lease, or finance
transportation facilities. Any private entities or consortia
thereof must pay any applicable corporate taxes as provided in
chapter 220, and reemployment assistance unemployment
compensation taxes as provided in chapter 443, and sales and use
tax as provided in chapter 212 shall be applicable. The private
entities or consortia thereof must also register and collect the
tax imposed by chapter 212 on all their direct sales and leases
that are subject to tax under chapter 212. The agreement between
the private entity or consortia thereof and the department
establishing a transportation facility under this chapter
constitutes documentation sufficient to claim any exemption
under this section.

Section 59. Subsection (8) of section 408.809, Florida
Statutes, is amended to read:

408.809 Background screening; prohibited offenses.—
(8) There is no reemployment assistance unemployment
compensation or other monetary liability on the part of, and no
cause of action for damages arising against, an employer that,
once notice of a disqualifying offense listed under chapter 435
or this section, terminates the person against whom the report
was issued, whether or not that person has filed for an
exemption with the Department of Health or the agency.

Section 60. Paragraph (e) of subsection (7) of section
409.2563, Florida Statutes, is amended to read:

Page 92 of 128

CODING: Words [ ] are deletions; words [ ] are additions.
administrative support order must comply with ss. 61.13(1) and 61.30. The department shall develop a standard form or forms for administrative support orders. An administrative support order must provide and state findings, if applicable, concerning:

1. The full name and date of birth of the child or children;
2. The name of the parent from whom support is being sought and the other parent or caregiver;
3. The parent’s duty and ability to provide support;
4. The amount of the parent’s monthly support obligation;
5. Any obligation to pay retroactive support;
6. The parent’s obligation to provide for the health care needs of each child, whether through health insurance, contribution toward the cost of health insurance, payment or reimbursement of health care expenses for the child, or any combination thereof;
7. The beginning date of any required monthly payments and health insurance;
8. That all support payments ordered must be paid to the Florida State Disbursement Unit as provided by s. 61.1824;
9. That the parents, or caregiver if applicable, must file with the department when the administrative support order is rendered, if they have not already done so, and update as appropriate the information required pursuant to paragraph (13)(b);
10. That both parents, or parent and caregiver if applicable, are required to promptly notify the department of any change in their mailing addresses pursuant to paragraph (13)(c); and
11. That if the parent ordered to pay support receives reemployment assistance or unemployment compensation benefits, the payor shall withhold, and transmit to the department, 40 percent of the benefits for payment of support, not to exceed the amount owed.

An income deduction order as provided by s. 61.1301 must be incorporated into the administrative support order or, if not incorporated into the administrative support order, the department or the Division of Administrative Hearings shall render a separate income deduction order.

Section 61. Paragraph (a) of subsection (3), subsection (8), and paragraph (a) of subsection (9) of section 409.2576, Florida Statutes, are amended to read:

409.2576 State Directory of New Hires.—
(3) EMPLOYERS TO FURNISH REPORTS.—
(a) Each employer subject to the reporting requirements of chapter 443 with 250 or more employees, shall provide to the State Directory of New Hires, a report listing the employer’s legal name, address, and reemployment assistance unemployment compensation identification number. The report must also provide the name and social security number of each new employee or rehired employee at the end of the first pay period following employment or reemployment.
(b) PROVIDING INFORMATION TO NATIONAL DIRECTORY.—The State
577-02440A-12
20121416c1

5. Any state program under a plan approved under Title I
(Old-Age Assistance for the Aged), Title X (Aid to the Blind),
Title XIV (Aid to the Permanently and Totally Disabled), or
Title XVI (Aid to the Aged, Blind, or Disabled; Supplemental
Security Income for the Aged, Blind, and Disabled) of the Social
Security Act.

Section 62. Paragraph (f) of subsection (1) of section
414.295, Florida Statutes, is amended to read:

414.295 Temporary cash assistance programs; public records
exemption.—

(1) Personal identifying information of a temporary cash
assistance program participant, a participant’s family, or a
participant’s family or household member, except for information
identifying a parent who does not live in the same home as the
child, held by the department, the Office of Early Learning,
Workforce Florida, Inc., the Department of Health, the
Department of Revenue, the Department of Education, or a
regional workforce board or local committee created pursuant to
s. 445.007 is confidential and exempt from s. 119.07(1) and s.
24(a), Art. I of the State Constitution. Such confidential and
exempt information may be released for purposes directly
connected with:

(f) The administration of the reemployment assistance
unemployment compensation program.

Section 63. Subsection (4) of section 435.06, Florida
Statutes, is amended to read:

435.06 Exclusion from employment.—

(4) There is no reemployment assistance unemployment
compensation or other monetary liability on the part of, and no

Page 95 of 128
CODING: Words are deletions; words are additions.
Section 64. Subsection (2) of section 440.12, Florida Statutes, is amended to read:

440.12 Time for commencement and limits on weekly rate of compensation.—

(2) Compensation for disability resulting from injuries which occur after December 31, 1974, shall not be less than $20 per week. However, if the employee’s wages at the time of injury are less than $20 per week, he or she shall receive his or her full weekly wages. If the employee’s wages at the time of the injury exceed $20 per week, compensation shall not exceed an amount per week which is:

(a) Equal to 100 percent of the statewide average weekly wage, determined as hereinafter provided for the year in which the injury occurred; however, the increase to 100 percent from 66 2/3 percent of the statewide average weekly wage shall apply only to injuries occurring on or after August 1, 1979; and

(b) Adjusted to the nearest dollar.

For the purpose of this subsection, the “statewide average weekly wage” means the average weekly wage paid by employers subject to the Florida Reemployment Assistance Program underlined, Unemployment Compensation Law as reported to the Department of Economic Opportunity for the four calendar quarters ending each

June 30, which average weekly wage shall be determined by the Department of Economic Opportunity on or before November 30 of each year and shall be used in determining the maximum weekly compensation rate with respect to injuries occurring in the calendar year immediately following. The statewide average weekly wage determined by the Department of Economic Opportunity shall be reported annually to the Legislature.

Section 65. Paragraph (c) of subsection (9) and subsection (10) of section 440.15, Florida Statutes, are amended to read:

440.15 Compensation for disability.—Compensation for disability shall be paid to the employee, subject to the limits provided in s. 440.12(2), as follows:

(9) EMPLOYEE ELIGIBLE FOR BENEFITS UNDER THIS CHAPTER AND FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE ACT.—

(c) Disability compensation benefits payable for any week, including those benefits provided by paragraph (1)(f), may not be reduced pursuant to this subsection until the Social Security Administration determines the amount otherwise payable to the employee under 42 U.S.C. ss. 402 and 423 and the employee has begun receiving such social security benefit payments. The employee shall, upon demand by the department, the employer, or the carrier, authorize the Social Security Administration to release disability information relating to her or him and authorize the Department of Economic Opportunity to release reemployment assistance unemployment compensation information relating to her or him, in accordance with rules to be adopted by the department prescribing the procedure and manner for requesting the authorization and for compliance by the employee. The department or the employer or carrier may not make any
Each employer must submit a copy of the quarterly earnings report required by chapter 443 at the end of each quarter to the carrier and submit self-audits supported by the quarterly earnings reports required by chapter 443 and the rules adopted by the Department of Economic Opportunity or by the state agency providing reemployment assistance unemployment tax collection services under contract with the Department of Economic Opportunity through an interagency agreement pursuant to s. 443.1316. The reports must include a sworn statement by an officer or principal of the employer attesting to the accuracy of the information contained in the report.

(7) If an employee suffering a compensable injury was not reported as earning wages on the last quarterly earnings report filed with the Department of Economic Opportunity or the state agency providing reemployment assistance unemployment tax collection services under contract with the Department of Economic Opportunity through an interagency agreement pursuant to s. 443.1316 before the accident, the employer shall indemnify the carrier for all workers’ compensation benefits paid to or on behalf of the employee unless the employer establishes that the employee was hired after the filing of the quarterly report, in which case the employer and employee shall attest to the fact that the employee was employed by the employer at the time of the injury. Failure of the employer to indemnify the insurer within 21 days after demand by the insurer is grounds for the insurer to immediately cancel coverage. Any action for indemnification brought by the carrier is cognizable in the circuit court having jurisdiction where the employer or carrier resides or transacts business. The insurer is entitled to a reasonable attorney’s fee if it recovers any portion of the

Florida Senate - 2012 CS for SB 1416

577-02440A-12 20121416c1
Page 100 of 128

CODING: Words underlined are deletions; words underlined are additions.
The network shall assure that a uniform method is used to determine eligibility for and management of services provided by agencies that conduct workforce development activities. The Department of Management Services shall develop strategies to allow access to the databases and information management systems of the following systems in order to link information in those databases with the one-stop delivery system:

1. The Reemployment Assistance Unemployment Compensation Program under chapter 443.
2. The public employment service described in s. 443.181.
3. The FLORIDA System and the components related to temporary cash assistance, food assistance, and Medicaid eligibility.
5. Enrollment in the public postsecondary education system.
6. Other information systems determined appropriate by Workforce Florida, Inc.

Section 69. Subsection (6) of section 445.016, Florida Statutes, is amended to read:

Section 69. Subsection (6) of section 445.016, Florida Statutes, is amended to read:

1. Reemployment Assistance Unemployment Compensation Program under chapter 443.
2. The public employment service described in s. 443.181.
3. The FLORIDA System and the components related to temporary cash assistance, food assistance, and Medicaid eligibility.
5. Enrollment in the public postsecondary education system.
6. Other information systems determined appropriate by Workforce Florida, Inc.

Paragraph (i) and paragraph (i) of subsection (1) and paragraph (i) of subsection (9) of section 445.009, Florida Statutes, are amended to read:

Paragraph (i) and paragraph (i) of subsection (1) and paragraph (i) of subsection (9) of section 445.009, Florida Statutes, are amended to read:

445.009 One-stop delivery system.—

(i) The one-stop delivery system is the state's primary customer-service strategy for offering every Floridian access, through service sites or telephone or computer networks, to the following services:

(i) Claim filing for unemployment compensation services.

(b) The network shall assure that a uniform method is used to verify the information to verifying compliance with the terms of the workers’ compensation insurance policy. The department may charge a fee to cover the cost of disclosing the information.

Section 68. Paragraph (i) of subsection (1) and paragraph (i) of subsection (9) of section 445.009, Florida Statutes, are amended to read:

445.009 One-stop delivery system.—

(i) The one-stop delivery system is the state’s primary customer-service strategy for offering every Floridian access, through service sites or telephone or computer networks, to the following services:

(i) Claim filing for unemployment compensation services.

(b) The network shall assure that a uniform method is used to verify the information to verifying compliance with the terms of the workers’ compensation insurance policy. The department may charge a fee to cover the cost of disclosing the information.

Paragraph (i) and paragraph (i) of subsection (1) and paragraph (i) of subsection (9) of section 445.009, Florida Statutes, are amended to read:

445.009 One-stop delivery system.—

(i) The one-stop delivery system is the state’s primary customer-service strategy for offering every Floridian access, through service sites or telephone or computer networks, to the following services:

(i) Claim filing for unemployment compensation services.

(b) The network shall assure that a uniform method is used to verify the information to verifying compliance with the terms of the workers’ compensation insurance policy. The department may charge a fee to cover the cost of disclosing the information.

Paragraph (i) and paragraph (i) of subsection (1) and paragraph (i) of subsection (9) of section 445.009, Florida Statutes, are amended to read:

445.009 One-stop delivery system.—

(i) The one-stop delivery system is the state’s primary customer-service strategy for offering every Floridian access, through service sites or telephone or computer networks, to the following services:

(i) Claim filing for unemployment compensation services.

(b) The network shall assure that a uniform method is used to verify the information to verifying compliance with the terms of the workers’ compensation insurance policy. The department may charge a fee to cover the cost of disclosing the information.
by agreement with the employer. After satisfactory completion of such a probationary period, an untried worker shall not be considered an untried worker.

Section 70. Paragraph (c) of subsection (2) and paragraph (a) of subsection (3) of section 446.50, Florida Statutes, are amended to read:

446.50 Displaced homemakers; multiservice programs; report to the Legislature; Displaced Homemaker Trust Fund created.—

(2) DEFINITION.—For the purposes of this section, the term “displaced homemaker” means an individual who:

(c) Is not adequately employed, as defined by rule of the Department of Economic Opportunity agency;

(3) POWERS AND DUTIES OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY.—

(a) The Department of Economic Opportunity, under plans established by Workforce Florida, Inc., shall establish, or contract for the establishment of, programs for displaced homemakers which shall include:

1. Job counseling, by professionals and peers, specifically designed for a person entering the job market after a number of years as a homemaker.

2. Job training and placement services, including:

a. Training programs for available jobs in the public and private sectors, taking into account the skills and job experiences of a homemaker and developed by working with public and private employers.

b. Assistance in locating available employment for displaced homemakers, some of whom could be employed in existing job training and placement programs.

c. Utilization of the services of the state employment service in locating employment opportunities.

3. Financial management services providing information and assistance with respect to insurance, including, but not limited to, life, health, home, and automobile insurance, and taxes, estate and probate problems, mortgages, loans, and other related financial matters.

4. Educational services, including high school equivalency degree and such other courses as the department determines would be of interest and benefit to displaced homemakers.

5. Outreach and information services with respect to federal and state employment, education, health, and reemployment assistance programs that the department determines would be of interest and benefit to displaced homemakers.

Section 71. Paragraph (b) of subsection (4) of section 448.110, Florida Statutes, is amended to read:

448.110 State minimum wage; annual wage adjustment; enforcement.—

(4) The Department of Revenue and the Department of Economic Opportunity shall annually publish the amount of the adjusted state minimum wage and the effective date. Publication shall occur by posting the adjusted state minimum wage rate and the effective date on the Internet home pages of the Department of Economic Opportunity and the Department of Revenue by October 15 of each year. In addition, to the extent funded in the General Appropriations Act, the Department of Economic Opportunity shall provide written notice of the adjusted state minimum wage rate.
and the effective date of the adjusted state minimum wage to all employers registered in the most current reemployment assistance compensation database. Such notice shall be mailed by November 15 of each year using the addresses included in the database. Employers are responsible for maintaining current address information in the reemployment assistance unemployment compensation database. The Department of Economic Opportunity is not responsible for failure to provide notice due to incorrect or incomplete address information in the database. The Department of Economic Opportunity shall provide the Department of Revenue with the adjusted state minimum wage rate information and effective date in a timely manner.

Section 72. Paragraph (e) of subsection (2) of section 450.31, Florida Statutes, is amended to read:

450.31 Issuance, revocation, and suspension of, and refusal to issue or renew, certificate of registration.—
(2) The department may revoke, suspend, or refuse to issue or renew any certificate of registration when it is shown that the farm labor contractor has:
(e) Failed to pay reemployment assistance unemployment compensation taxes as determined by the Department of Economic Opportunity; or

Section 73. Subsection (9) of section 450.33, Florida Statutes, is amended to read:
450.33 Duties of farm labor contractor.—Every farm labor contractor must:
(9) Comply with all applicable statutes, rules, and regulations of the United States and of the State of Florida for the protection or benefit of labor, including, but not limited to, those providing for wages, hours, fair labor standards, social security, workers’ compensation, reemployment assistance or unemployment compensation, child labor, and transportation.

Section 74. Subsections (1) and (3) of section 468.529, Florida Statutes, are amended to read:
468.529 Licensee’s insurance; employment tax; benefit plans.—
(1) A licensed employee leasing company is the employer of the leased employees, except that this provision is not intended to affect the determination of any issue arising under Pub. L. No. 93-406, the Employee Retirement Income Security Act, as amended from time to time. An employee leasing company shall be responsible for timely payment of reemployment assistance unemployment taxes pursuant to chapter 443, and shall be responsible for providing workers’ compensation coverage pursuant to chapter 440. However, no licensed employee leasing company shall sponsor a plan of self-insurance for health benefits, except as may be permitted by the provisions of the Florida Insurance Code or, if applicable, by Pub. L. No. 93-406, the Employee Retirement Income Security Act, as amended from time to time. For purposes of this section, a "plan of self-insurance" shall exclude any arrangement where an admitted insurance carrier has issued a policy of insurance primarily responsible for the obligations of the health plan.
(3) A licensed employee leasing company shall within 30 days after initiation or termination notify its workers’ compensation insurance carrier, the Division of Workers’ Compensation of the Department of Financial Services, and the state agency providing reemployment assistance unemployment tax.
collection services under contract with the Department of
Economic Opportunity through an interagency agreement pursuant
to s. 443.1316 of both the initiation or the termination of the
company’s relationship with any client company.

Section 75. Subsection (8) of section 553.791, Florida
Statutes, is amended to read:
553.791 Alternative plans review and inspection.—
(8) A private provider performing required inspections
under this section shall inspect each phase of construction as
required by the applicable codes. The private provider shall be
permitted to send a duly authorized representative to the
building site to perform the required inspections, provided all
required reports are prepared by and bear the signature of the
private provider or the private provider’s duly authorized
representative. The duly authorized representative must be an
employee of the private provider entitled to receive
reemployment assistance unemployment compensation benefits under
chapter 443. The contractor’s contractual or legal obligations
are not relieved by any action of the private provider.

Section 76. Paragraph (b) of subsection (5) of section
624.509, Florida Statutes, is amended to read:
624.509 Premium tax; rate and computation.—
(b) For purposes of this subsection:
1. The term “salaries” does not include amounts paid as
commissions.
2. The term “employees” does not include independent
contractors or any person whose duties require that the person
hold a valid license under the Florida Insurance Code, except

Page 107 of 128
CODING: Words are deletions; words are additions.
5. A service company that is a subsidiary of a mutual insurance holding company, which mutual insurance holding company was in existence on or before January 1, 2000, shall allocate the salary of each service company employee covered by contracts with members of the mutual insurance holding company system to the companies for which the employees perform services. The salary allocation is based on the ratio of the amount of time during the tax year which the individual employee spends performing services or otherwise working for each company to the total amount of time the employee spends performing services or otherwise working for all companies. The total amount of salary allocated to an insurance company within the mutual insurance holding company system shall be included as that insurer’s employee salaries for purposes of this section. However, this subparagraph does not apply for any tax year unless funds sufficient to offset the anticipated salary credits have been appropriated to the General Revenue Fund prior to the due date of the final return for that year.

a. The term “mutual insurance holding company system” means two or more corporations that are subsidiaries of a mutual insurance holding company and in compliance with part IV of chapter 628.

b. The term “service company” means a separate corporation within the mutual insurance holding company system whose employees provide services to other members of the mutual insurance holding company system and are treated as service company employees for reemployment assistance or unemployment compensation and common-law purposes. The mutual insurance holding company may not qualify as a service company.

c. If an insurance company fails to substantiate, whether by means of adequate records or otherwise, its eligibility to claim the service company exception under this section, or its salary allocation under this section, no credit shall be allowed.

Section 77. Paragraph (c) of subsection (8) of section 679.4081, Florida Statutes, is amended to read:

(8) This section is subject to law other than this chapter which establishes a different rule for an account debtor who is an individual and who incurred the obligation primarily for personal, family, or household purposes. Subsections (4) and (6) do not apply to the creation, attachment, perfection, or enforcement of a security interest in:

(c) The interest of a debtor who is a natural person in reemployment assistance or unemployment, alimony, disability, pension, or retirement benefits or victim compensation funds.

Section 78. Paragraph (c) of subsection (6) of section 679.4081, Florida Statutes, is amended to read:
577-02440A-12

679.4081 Restrictions on assignment of promissory notes, health-care-insurance receivables, and certain general intangibles ineffective.—

(6) Subsections (1) and (3) do not apply to the creation, attachment, perfection, or enforcement of a security interest in:

(c) The interest of a debtor who is a natural person in reemployment assistance or unemployment, alimony, disability, pension, or retirement benefits or victim compensation funds.

Section 79. Paragraph (a) of subsection (1) of section 895.02, Florida Statutes, is amended to read:

895.02 Definitions.—As used in ss. 895.01-895.08, the term:

(1) “Racketeering activity” means to commit, to attempt to commit, to conspire to commit, or to solicit, coerce, or intimidate another person to commit:

(a) Any crime that is chargeable by petition, indictment, or information under the following provisions of the Florida Statutes:

1. Section 210.18, relating to evasion of payment of cigarette taxes.
2. Section 316.1935, relating to fleeing or attempting to elude a law enforcement officer and aggravated fleeing or evading.
3. Section 403.727(3)(b), relating to environmental control.
4. Section 409.920 or s. 409.9201, relating to Medicaid fraud.
5. Section 414.39, relating to public assistance fraud.
6. Section 440.105 or s. 440.106, relating to workers’ compensation.

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

Page 111 of 128

CODING: Words **stricken** are deletions; words **underlined** are additions.
21. Section 721.08, s. 721.09, or s. 721.13, relating to real estate timeshare plans.
22. Section 775.13(5)(b), relating to registration of persons found to have committed any offense for the purpose of benefiting, promoting, or furthering the interests of a criminal gang.
23. Section 777.03, relating to commission of crimes by accessories after the fact.
24. Chapter 782, relating to homicide.
25. Chapter 784, relating to assault and battery.
26. Chapter 787, relating to kidnapping or human trafficking.
27. Chapter 790, relating to weapons and firearms.
28. Chapter 794, relating to sexual battery, but only if such crime was committed with the intent to benefit, promote, or further the interests of a criminal gang, or for the purpose of increasing a criminal gang member's own standing or position within a criminal gang.
29. Section 796.03, s. 796.035, s. 796.04, s. 796.045, s. 796.05, or s. 796.07, relating to prostitution and sex trafficking.
30. Chapter 806, relating to arson and criminal mischief.
31. Chapter 810, relating to burglary and trespass.
32. Chapter 812, relating to theft, robbery, and related crimes.
33. Chapter 815, relating to computer-related crimes.
34. Chapter 817, relating to fraudulent practices, false pretenses, fraud generally, and credit card crimes.
35. Chapter 825, relating to abuse, neglect, or exploitation of an elderly person or disabled adult.
36. Section 827.071, relating to commercial sexual exploitation of children.
37. Chapter 831, relating to forgery and counterfeiting.
38. Chapter 832, relating to issuance of worthless checks and drafts.
39. Section 836.05, relating to extortion.
40. Chapter 837, relating to perjury.
41. Chapter 838, relating to bribery and misuse of public office.
42. Chapter 843, relating to obstruction of justice.
43. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or s. 847.07, relating to obscene literature and profanity.
44. Section 849.09, s. 849.14, s. 849.15, s. 849.23, or s. 849.25, relating to gambling.
45. Chapter 874, relating to criminal gangs.
46. Chapter 893, relating to drug abuse prevention and control.
47. Chapter 896, relating to offenses related to financial transactions.
48. Sections 914.22 and 914.23, relating to tampering with or harassing a witness, victim, or informant, and retaliation against a witness, victim, or informant.
49. Sections 918.12 and 918.13, relating to tampering with jurors and evidence.

Section 80. Paragraph (g) of subsection (8) of section 896.101, Florida Statutes, is amended to read:
896.101 Florida Money Laundering Act; definitions; penalties; injunctions; seizure warrants; immunity.—
(g1. Upon service of the temporary order served pursuant to this section, the petitioner shall immediately notify by certified mail, return receipt requested, or by personal service, both the person or entity in possession of the monetary instruments or funds and the owner of the monetary instruments or funds if known, of the order entered pursuant to this section and that the lawful owner of the monetary instruments or funds being enjoined may request a hearing to contest and modify the order entered pursuant to this section by petitioning the court that issued the order, so that such notice is received within 72 hours.

2. The notice shall advise that the hearing shall be held within 3 days of the request, and the notice must state that the hearing will be set and noticed by the person against whom the order is served.

3. The notice shall specifically state that the lawful owner has the right to produce evidence of legitimate business expenses, obligations, and liabilities, including but not limited to, employee payroll expenses verified by current unemployment assistance unemployment compensation records, employee workers' compensation insurance, employee health insurance, state and federal taxes, and regulatory or licensing fees only as may become due before the expiration of the temporary order.

4. Upon determination by the court that the expenses are valid, payment of such expenses may be effected by the owner of the enjoined monetary instruments or funds only to the court-ordered payees through court-reviewed checks, issued by the court-ordered payees through court-reviewed checks, issued by the

Section 81. Paragraph (a) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

—

(3) OFFENSE SEVERITY RANKING CHART

(a) LEVEL 1

<table>
<thead>
<tr>
<th>Statute</th>
<th>Florida Statute Felony Degree Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>24.118(3)(a)</td>
<td>3rd Counterfeit or altered state lottery ticket.</td>
</tr>
<tr>
<td>212.054(2)(b)</td>
<td>3rd Discretionary sales surtax; limitations, administration, and collection.</td>
</tr>
<tr>
<td>212.15(2)(b)</td>
<td>3rd Failure to remit sales taxes, amount greater than $300 but less than $20,000.</td>
</tr>
<tr>
<td>316.1935(1)</td>
<td>3rd Fleeing or attempting to elude law enforcement officer.</td>
</tr>
<tr>
<td>319.30(5)</td>
<td>3rd Sell, exchange, give away certificate of title or identification number plate.</td>
</tr>
</tbody>
</table>
Tamper, adjust, change, etc., an odometer.

Counterfeit, manufacture, or sell registration license plates or validation stickers.

Possession of forged, stolen, counterfeit, or unlawfully issued driver's license; possession of simulated identification.

Supply or aid in supplying unauthorized driver's license or identification card.

False application for driver's license or identification card.

Unauthorized use, possession, forgery, or alteration of food assistance program, Medicaid ID, value greater than $200.

Fraudulent misappropriation of public assistance funds by employee/official, value more than $200.

False statement or representation to obtain or increase reemployment

Defraud an innkeeper, food or lodging value greater than $300.

Violation of the Florida Securities and Investor Protection Act.

Possess still or still apparatus.

Tenant removes property upon which lien has accrued, value more than $50.

Petit theft (3rd conviction); theft of any property not specified in subsection (2).

Unlawfully makes or causes to be made a reproduction of a trade secret.

Offense against intellectual property (i.e., computer programs, data).

Hiring with intent to defraud, motor vehicle services.

Use of public record or public records information to facilitate commission of a
3349 826.01 3rd Bigamy.
3350 828.122(3) 3rd Fighting or baiting animals.
3351 831.04(1) 3rd Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
3352 831.31(1)(a) 3rd Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
3353 832.041(1) 3rd Stopping payment with intent to defraud $150 or more.
3354 832.05(2)(b) & (4)(c) 3rd Knowing, making, issuing worthless checks $150 or more or obtaining property in return for worthless check $150 or more.
3355 838.15(2) 3rd Commercial bribe receiving.
3356 838.16 3rd Commercial bribery.
3357 843.18 3rd Fleeing by boat to elude a law enforcement officer.
3358 847.011(1)(a) 3rd Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
3359 849.01 3rd Keeping gambling house.
3360 849.09(1)(a)-(d) 3rd Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
3361 849.23 3rd Gambling-related machines; “common offender” as to property rights.
3362 849.25(2) 3rd Engaging in bookmaking.
3363 860.08 3rd Interfere with a railroad signal.
3364 860.13(1)(a) 3rd Operate aircraft while under the influence.
3365 893.13(2)(a)2. 3rd Purchase of cannabis.
3366 893.13(6)(a) 3rd Possession of cannabis (more than 20 grams).
3367 934.03(1)(a) 3rd Intercepts, or procures any other person to intercept, any wire or oral communication.
3368 934.03(1)(a) 3rd Intercepts, or procures any other person to intercept, any wire or oral communication.
3369 946.513, Florida Section 82. Subsection (2) of section 946.513, Florida
Statutes, is amended to read:

946.513 Private employment of inmates; disposition of compensation received.—

(2) No inmate is eligible for reemployment assistance benefits unemployment compensation, whether employed by the corporation or by any other private enterprise operating on the grounds of a correctional institution or elsewhere, when such employment is part of a correctional work program or work-release program of either the corporation or the department.

Section 83. Subsection (2) of section 946.523, Florida Statutes, is amended to read:

946.523 Prison industry enhancement (PIE) programs.—

(2) Notwithstanding any other law to the contrary, including s. 440.15(8), private sector employers shall provide workers’ compensation coverage to inmates who participate in prison industry enhancement (PIE) programs under subsection (1). However, inmates are not entitled to reemployment assistance benefits unemployment compensation.

Section 84. Paragraph (c) of subsection (5) of section 985.618, Florida Statutes, is amended to read:

985.618 Educational and career-related programs.—

(5)

(c) Notwithstanding any other law to the contrary, including s. 440.15(8), private sector employers shall provide juveniles participating in juvenile work programs under paragraph (b) with workers’ compensation coverage, and juveniles shall be entitled to the benefits of such coverage. Nothing in this subsection shall be construed to allow juveniles to participate in reemployment assistance unemployment compensation.
Temporary extended benefits.—

(1) APPLICABILITY OF EXTENDED BENEFITS STATUTE.—Except if a prior extended benefit period that was in effect for this period.

The 13th consecutive week of that period.

The third week after a week for which there is a weekly wage report.

2. Begins with the third week after a week for which there is a state “on” indicator; and

2. Ends with any of the following weeks, whichever occurs later:

a. The third week after the first week for which there is a state “off” indicator; or

b. The 13th consecutive week of that period.

However, an extended benefit period may not begin by reason of a state “on” indicator before the 14th week after the end of a prior extended benefit period that was in effect for this period.

The Commissioner of Education shall coordinate uniform information systems for workforce education for all divisions within the department. In performing these functions, the commissioner shall designate deadlines after which data elements may not be changed for the coming fiscal or school year. School districts and Florida College System institutions shall be notified of data element changes at least 90 days prior to the start of the subsequent fiscal or school year. Such systems must provide for:

(b) Compliance with state and federal confidentiality requirements, except that the department shall have access to the reemployment assistance unemployment insurance wage reports to collect and report placement information about former students. Such placement reports must not disclose the individual identities of former students.

Section 88. Notwithstanding the expiration date contained in section 13 of chapter 2011-235, Laws of Florida, operating retroactive to January 4, 2012, and expiring March 11, 2012, section 443.1117, Florida Statutes, is revived, readopted, and amended to read:

443.1117 Temporary extended benefits.—

(1) APPLICABILITY OF EXTENDED BENEFITS STATUTE.—Except if the result is inconsistent with other provisions of this section, s. 443.1115(2), (3), (4), (6), and (7) apply to all claims covered by this section.

(2) DEFINITIONS.—As used in this section, the term:

(a) "Regular benefits" and "extended benefits" have the same meaning as in s. 443.1115.

(b) "Eligibility period" means the weeks in an individual’s benefit year or emergency benefit period which begin in an extended benefit period and, if the benefit year or emergency benefit period ends within that extended benefit period, any subsequent weeks beginning in that period.


(d) "Extended benefit period" means a period that:

1. Begins with the third week after a week for which there is a state “on” indicator; and

2. Ends with any of the following weeks, whichever occurs later:

a. The third week after the first week for which there is a state “off” indicator; or

b. The 13th consecutive week of that period.

However, an extended benefit period may not begin by reason of a state “on” indicator before the 14th week after the end of a prior extended benefit period that was in effect for this period.
(e) "Emergency benefit period" means the period during
which an individual receives emergency benefits.

(f) "Exhaustee" means an individual who, for any week of
unemployment in her or his eligibility period:

1. Has received, before that week, all of the regular
benefits and emergency benefits, if any, available under this
chapter or any other law, including dependents’ allowances and
benefits payable to federal civilian employees and ex-
servicemembers under 5 U.S.C. ss. 8501-8525, in the current
benefit year or emergency benefit period that includes that
week. For the purposes of this subparagraph, an individual has
received all of the regular benefits and emergency benefits, if
any, available even if, as a result of a pending appeal for
wages paid for insured work which were not considered in the
original monetary determination in the benefit year, she or he
may subsequently be determined to be entitled to added regular
benefits;

2. Had a benefit year that expired before that week, and
was paid no, or insufficient, wages for insured work on the
basis of which she or he could establish a new benefit year that
includes that week; and

3.a. Has no right to unemployment benefits or allowances
under the Railroad Unemployment Insurance Act or other federal
laws as specified in regulations issued by the United States
Secretary of Labor; and

b. Has not received and is not seeking unemployment
benefits under the unemployment compensation law of Canada; but

if an individual is seeking those benefits and the appropriate
agency finally determines that she or he is not entitled to
benefits under that law, she or he is considered an exhaustee.

(g) "State 'on' indicator" means, with respect to weeks of
unemployment ending on or before February 11, 2012 December 10,
2011, the occurrence of a week in which the average total
unemployment rate, seasonally adjusted, as determined by the
United States Secretary of Labor, for the most recent 3 months
for which data for all states are published by the United States
Department of Labor:

1. Equals or exceeds 110 percent of the average of those
rates for the corresponding 3-month period ending in any or all
of the preceding 3 calendar years; and

2. Equals or exceeds 6.5 percent.

(h) "High unemployment period" means, with respect to weeks
of unemployment ending on or before February 11, 2012 December 10,
2011, any week in which the average total unemployment rate,
seasonally adjusted, as determined by the United States
Secretary of Labor, for the most recent 3 months for which data
for all states are published by the United States Department of
Labor:

1. Equals or exceeds 110 percent of the average of those
rates for the corresponding 3-month period ending in any or all
of the preceding 3 calendar years; and

2. Equals or exceeds 8 percent.

(i) "State 'off' indicator" means the occurrence of a week
in which there is no state "on" indicator or which does not
constitute a high unemployment period.

(3) TOTAL EXTENDED BENEFIT AMOUNT.—Except as provided in
subsection (4):
(a) For any week for which there is an "on" indicator pursuant to paragraph (2)(g), the total extended benefit amount payable to an eligible individual for her or his applicable benefit year is the lesser of:

1. Fifty percent of the total regular benefits payable under this chapter in the applicable benefit year; or

2. Thirteen times the weekly benefit amount payable under this chapter for a week of total unemployment in the applicable benefit year.

(b) For any high unemployment period, the total extended benefit amount payable to an eligible individual for her or his applicable benefit year is the lesser of:

1. Eighty percent of the total regular benefits payable under this chapter in the applicable benefit year; or

2. Twenty times the weekly benefit amount payable under this chapter for a week of total unemployment in the applicable benefit year.

(4) EFFECT ON TRADE READJUSTMENT.—Notwithstanding any other provision of this chapter, if the benefit year of an individual ends within an extended benefit period, the number of weeks of extended benefits the individual is entitled to receive in that extended benefit period for weeks of unemployment beginning after the end of the benefit year, except as provided in this section, is reduced, but not to below zero, by the number of weeks for which the individual received, within that benefit year, trade readjustment allowances under the Trade Act of 1974, as amended.

Section 89. The provisions of s. 443.1117, Florida Statutes, as revived, readopted, and amended by this act, apply only to claims for weeks of unemployment in which an exhaustee establishes entitlement to extended benefits pursuant to that section which are established for the period between January 4, 2012, and March 11, 2012.

Section 90. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provision of the act are severable.

Section 91. The Legislature finds that this act fulfills an important state interest.

Section 92. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2012.
S1416
GENERAL BILL/CS by CM, Bogdanoff; (Similar CS/1ST ENG/H 7027, Compare CS/S 1204, S 1996, CS/1ST ENG/H 7041)
Unemployment Compensation. EFFECTIVE DATE: except as otherwise expressly provided in this act, this act shall take effect
July 1, 2012.
01/31/12 S Now in Budget Subcommittee on Transportation, Tourism, and Economic Development
Appropriations; CS by Commerce and Tourism read 1st time -SJ 306
02/06/12 S On Committee agenda-- Budget Subcommittee on Transportation, Tourism, and Economic
Development Appropriations, 02/09/12, 10:15 am, 110 Senate Office Building --Not Considered
I. Summary:

This bill requires that officers-elect adopt and implement reasonable measures to ensure compliance with the public records requirements established by Chapter 119, F.S. The bill requires that officers-elect maintain public records in accordance with the policies and procedures of the office to which they have been elected. The bill defines officers-elect as the Governor, Lieutenant Governor, Attorney General, Chief Financial Officer and Commissioner of Agriculture. The bill requires that transition records stored online or electronically be preserved to allow for public inspection. The bill requires an officer-elect to deliver transition records to their office as soon as practicable upon taking the oath of office. This bill clarifies that officers-elect are subject to the public meetings requirements established in Chapter 286, F.S.

This bill creates s. 119.035, amends s. 286.011, and reenacts s. 112.3215(8)(b) of the Florida Statutes.
II. Present Situation:

Florida Public Records and Meetings Laws

The State of Florida has a long history of providing public access to governmental records. The Florida Legislature enacted the first public records law in 1892.\(^1\) One hundred years later, Floridians adopted an amendment to the State Constitution that raised the statutory right of access to public records to a constitutional level.\(^2\) Article I, s. 24 of the State Constitution, provides that:

Every person has the right to inspect or copy any public record made or received in connection with the official business of any public body, officer, or employee of the state, or persons acting on their behalf, except with respect to records exempted pursuant to this section or specifically made confidential by this Constitution. This section specifically includes the legislative, executive, and judicial branches of government and each agency or department created thereunder; counties, municipalities, and districts; and each constitutional officer, board, and commission, or entity created pursuant to law or this Constitution.

Article I, s. 24 of the State Constitution also provides that all meetings of any collegial public body of the executive branch of state government or of any collegial public body of a county, municipality, school district, or special district, at which official acts are to be taken or at which public business of such body is to be transacted or discussed, shall be open and noticed to the public and meetings of the Legislature shall be open and noticed as provided in Article III, Section 4(e), except with respect to meetings exempted pursuant to this section or specifically closed by this Constitution. In addition, the Sunshine Law, s. 286.011, F.S., provides that all meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision, except as otherwise provided in the Constitution, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken or made at such meeting.

Only the Legislature is authorized to create exemptions to open government requirements.\(^3\) An exemption must be created in general law, must state the public necessity justifying it, and must not be broader than necessary to meet that public necessity.\(^4\) A bill enacting an exemption\(^5\) may not contain other substantive provisions, although it may contain multiple exemptions that relate to one subject.\(^6\)

---

1 Section 1390, 1391 F.S. (Rev. 1892).
2 Article I, s. 24, Fla. Constitution.
3 Art. I, s. 24(c), Fla. Constitution.
4 Memorial Hospital-West Volusia v. News-Journal Corporation, 729 So. 2d 373, 380 (Fla. 1999); Halifax Hospital Medical Center v. News-Journal Corporation, 724 So.2d 567 (Fla. 1999).
5 Under s. 119.15, F.S., an existing exemption may be considered a new exemption if the exemption is expanded to cover additional records.
6 Art. I, s. 24(c), Fla. Constitution.
Application of Public Records and Meetings Requirements to Officers-Elect

Officers-elect have been held subject to public records and meetings requirements upon certification of their election.⁷ Although not explicitly stated in statute, this principle has been adopted through case law.⁸ *Hough* stated that members-elect of boards, commissions, agencies and other governing bodies are subject to the public meetings requirements.⁹ However, case law has not specifically ruled on the requirement to have written communications of officers-elect open to public inspection. Despite ambiguity in the law, the Department of State has routinely archived transition records for incoming governors since 1971.

III. Effect of Proposed Changes:

Section 1 creates s. 119.035, F.S., specifying that officers-elect are subject to the public records requirements contained in Ch. 119, F.S.; requiring that public records of an officer-elect are to be maintained according to the policies and procedures of the public office to which the officer has been elected; requiring that an officer-elect maintain transition records contained in an online or electronic communication or recordkeeping system; requiring the officer-elect to deliver public records created during the transition to the person or persons responsible for records in such office upon taking the oath of office; providing a definition for officers-elect.

Section 2 amends s. 286.011, F.S., providing that meetings with or attended by an officer-elect at which official acts are to take place are considered public meetings open to the public and must be reasonably noticed.

Section 3 reenacts s. 112.3215(8)(b), F.S., incorporating the amendment to s. 286.011, F.S.

Section 4 provides an effective date of July 1, 2012.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

⁷ *See* Attorney General Opinion 74-40.
⁸ *See* Hough v. Stembridge, 278 So.2d 288 (Fla. 3d DCA 1973).
⁹ *Id.* at 289.
V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Governmental Oversight and Accountability on January 26, 2012:
The CS adds a definition of “officers-elect” as applied to Section 119.035, F.S.

B. Amendments:

None.
The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Gaetz) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 119.035, Florida Statutes, is created to read:

119.035 Officers-elect.—

(1) It is the policy of this state that the provisions of this chapter apply to officers-elect upon their election to public office. Such officers-elect shall adopt and implement reasonable measures to ensure compliance with the public records
obligations set forth in this chapter.

(2) Public records of an officer-elect shall be maintained in accordance with the policies and procedures of the public office to which the officer has been elected.

(3) If an officer-elect, individually or as part of a transition process, creates or uses an online or electronic communication or recordkeeping system, all public records maintained on such system shall be preserved so as not to impair the ability of the public to inspect or copy such public records.

(4) Upon taking the oath of office, the officer-elect shall, as soon as practicable, deliver to the person or persons responsible for records and information management in such office all public records kept or received in the transaction of official business during the period following election to public office.

(5) For the purpose of this section, the term “officers-elect” means the Governor, the Lieutenant Governor, the Attorney General, the Chief Financial Officer, and the Commissioner of Agriculture.

Section 2. Subsection (1) of section 286.011, Florida Statutes, is amended to read:

286.011 Public meetings and records; public inspection; criminal and civil penalties.—

(1) All meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision, except as otherwise provided in the Constitution, including meetings with or attended by any person elected to such board or commission,
but who has not yet taken office, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken or made at such meeting. The board or commission must provide reasonable notice of all such meetings.

Section 3. For the purpose of incorporating the amendment made by this act to section 286.011, Florida Statutes, in a reference thereto, paragraph (b) of subsection (8) of section 112.3215, Florida Statutes, is reenacted to read:

112.3215 Lobbying before the executive branch or the Constitution Revision Commission; registration and reporting; investigation by commission.—

(8)

(b) All proceedings, the complaint, and other records relating to the investigation are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution, and any meetings held pursuant to an investigation are exempt from the provisions of s. 286.011(1) and s. 24(b), Art. I of the State Constitution either until the alleged violator requests in writing that such investigation and associated records and meetings be made public or until the commission determines, based on the investigation, whether probable cause exists to believe that a violation has occurred.

Section 4. This act shall take effect July 1, 2012.

================================ T I T L E A M E N D M E N T ==================
And the title is amended as follows:
Delete everything before the enacting clause and insert:

A bill to be entitled
An act relating to public records; creating s. 119.035, F.S.; declaring that it is the policy of this state that the provisions of ch. 119, F.S., apply to certain constitutional officers upon their election to public office; requiring that such officers adopt and implement reasonable measures to ensure compliance with the public records obligations set forth in ch. 119, F.S.; requiring that the public records of such officers be maintained in accordance with the policies and procedures of the public offices to which the officers have been elected; requiring that online and electronic communication and recordkeeping systems preserve the records on such systems so as to not impair the ability of the public to inspect or copy such public records; requiring that such officers, as soon as practicable upon taking the oath of office, deliver to the person or persons responsible for records and information management, all public records kept or received in the transaction of official business during the period following election to public office; defining the term “officers-elect” as used in s. 119.035, F.S.; amending s. 286.011, F.S.; revising public meeting requirements to apply the requirements to meetings with or attended by newly elected members of boards and commissions of any state agency or authority or of any agency of authority of
any county, municipal corporation, or political subdivision; reenacting s. 112.3215(8)(b), F.S., relating to lobbying before the executive branch or the Constitution Revision Commission, to incorporate the amendment made to s. 286.011, F.S., in a reference thereto; providing an effective date.
By the Committee on Governmental Oversight and Accountability; and Senator Gaetz

A bill to be entitled
An act relating to public records; creating s. 119.035, F.S.; declaring that it is the policy of this state that the provisions of ch. 119, F.S., apply to officers-elect upon their election to public office; requiring that such officers-elect adopt and implement reasonable measures to ensure compliance with the public records obligations set forth in ch. 119, F.S.; requiring that the public records of an officer-elect be maintained in accordance with the policies and procedures of the public office to which the officer has been elected; requiring that online and electronic communication and recordkeeping systems preserve the records on such systems so as to not impair the ability of the public to inspect or copy such public records; requiring that the officer-elect, as soon as practicable upon taking the oath of office, deliver to the person or persons responsible for records and information management, all public records kept or received in the transaction of official business during the period following election to public office; defining the term "officers-elect"; amending s. 286.011, F.S.; revising public meeting requirements to apply the requirements to meetings with or attended by officers-elect; reenacting s. 112.3215(8)(b), F.S., relating to lobbying before the executive branch or the Constitution Revision Commission, to incorporate the amendment made to s. 286.011, F.S., in a reference thereto; providing an effective date.

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

Section 1. Section 119.035, Florida Statutes, is created to read:

119.035 Officers-elect.—
(1) It is the policy of this state that the provisions of this chapter apply to officers-elect upon their election to public office. Such officers-elect shall adopt and implement reasonable measures to ensure compliance with the public records obligations set forth in this chapter.

(2) Public records of an officer-elect shall be maintained in accordance with the policies and procedures of the public office to which the officer has been elected.

(3) If an officer-elect, individually or as part of a transition process, creates or uses an online or electronic communication or recordkeeping system, all public records maintained on such system shall be preserved so as not to impair the ability of the public to inspect or copy such public records.

(4) Upon taking the oath of office, the officer-elect shall, as soon as practicable, deliver to the person or persons responsible for records and information management in such office all public records kept or received in the transaction of official business during the period following election to public office.

(5) For the purposes of this section, the term "officers-elect" means the Governor, the Lieutenant Governor, the Attorney General, the Chief Financial Officer, and the Commissioner of
Agriculture.

Section 2. Subsection (1) of section 286.011, Florida Statutes, is amended to read:

286.011 Public meetings and records; public inspection; criminal and civil penalties.—

(1) All meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision, except as otherwise provided in the Constitution, including meetings with or attended by an officer-elect, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken or made at such meeting. The board or commission must provide reasonable notice of all such meetings.

Section 3. For the purpose of incorporating the amendment made by this act to section 286.011, Florida Statutes, in a reference thereto, paragraph (b) of subsection (8) of section 112.3215, Florida Statutes, is reenacted to read:

112.3215 Lobbying before the executive branch or the Constitution Revision Commission; registration and reporting; investigation by commission.—

(8) All proceedings, the complaint, and other records relating to the investigation are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution, and any meetings held pursuant to an investigation are exempt from the provisions of s. 286.011(1) and s. 24(b), Art. I of the State Constitution either until the alleged violator requests in writing that such investigation and associated records and meetings be made public or until the commission determines, based on the investigation, whether probable cause exists to believe that a violation has occurred.

Section 4. This act shall take effect July 1, 2012.
S1464
GENERAL BILL/CS by GO, Gaetz; (Similar CS/H 1305)
Public Records/Public Meetings/Application to Officers-elect. EFFECTIVE DATE: 07/01/2012.
01/31/12 S Subreferred to Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations -SJ 303 ; Now in Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations
02/06/12 S On Committee agenda-- Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations, 02/09/12, 10:15 am, 110 Senate Office Building --Not Considered
# Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

## Fiscal Year 2012-2013

<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue #</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>D</td>
<td>E</td>
<td>F</td>
</tr>
<tr>
<td>BEGINNING LINE #</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

- **ECONOMIC OPPORTUNITY, DEPT. OF**
  - 4
- **EMERGENCY MANAGEMENT, EXECUTIVE OFFICE OF THE GOVERNOR**
  - 50
- **HIGHWAY SAFETY AND MOTOR VEHICLES, DEPT. OF**
  - 77
- **MILITARY AFFAIRS, DEPT. OF**
  - 141
- **STATE, DEPT. OF**
  - 173
- **TRANSPORTATION, DEPT. OF**
  - 219


---

**Printed on:** 2/8/2012 @ 10:36 PM

**Source:** X:\Ted's Budget Files\2012 Session\TED FUNDING SPREADSHEET FY 2012-13 for February 9, 2012 TED meeting.xls

**Page:** 1 of 44
| 1 | FISCAL YEAR 2012-13 BASE BUDGET (Operating Costs from Prior Year) FOR ALL TED AGENCIES | \(14,036.50\) & \(63,455.927\) & \(1,995,598.830\) & \(2,059,054,757\) & \(14,036.50\) & \(63,455.927\) & \(1,995,598.830\) & \(2,059,054,757\) & \(1,993,598.830\) & \(2,059,054,757\) |
|---|---|---|---|---|---|---|---|---|---|---|---|
| 2 | BASE BUDGET (OPERATING COSTS FROM PRIOR YEAR) | \(1,617.00\) & \(25,549.164\) & \(539,612,513\) & \(565,161,677\) & \(1,617.00\) & \(25,549.164\) & \(539,612,513\) & \(565,161,677\) & \(539,612,513\) & \(565,161,677\) |
| 3 | ECONOMIC OPPORTUNITY, DEPT. OF | | | | | | | | | | |
| 5 | BASE BUDGET (OPERATING COSTS FROM PRIOR YEAR) | \(1,617.00\) & \(25,549.164\) & \(539,612,513\) & \(565,161,677\) & \(1,617.00\) & \(25,549.164\) & \(539,612,513\) & \(565,161,677\) & \(539,612,513\) & \(565,161,677\) |
| 6 | STATEWIDE EMAIL CONSOLIDATION - DEDUCT | \(1,816,434\) & \(9,997,271\) & \(312,787\) & \(312,787\) & \(1,816,434\) & \(9,997,271\) & \(312,787\) & \(312,787\) |
| 7 | STATEWIDE EMAIL CONSOLIDATION - ADD | \(8,745\) & \(8,745\) & \(72,487\) & \(72,487\) | | | | | | | |
| 8 | DIRECT BILLING FOR ADMINISTRATIVE HEARINGS | \(1,500.00\) & \(25,000.00\) & \(539,612,513\) & \(565,161,677\) & \(1,500.00\) & \(25,000.00\) & \(539,612,513\) & \(565,161,677\) & \(539,612,513\) & \(565,161,677\) |
| 9 | REDUCE BUDGET AUTHORITY TO REFLECT LOSS OF TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) SUPPLEMENTAL GRANT AWARD | \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) & \(312,787\) |
| 10 | ADMINISTRATIVE REDUCTIONS | \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) & \(4,000.00\) |
| 11 | ELIMINATE DISPLACED HOMEMAKERS PROGRAM | \(1,816,434\) & \(1,816,434\) | | | | | | | | |

**Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations**

**Fiscal Year 2012-2013**

**AGENCY LEGISLATIVE BUDGET REQUEST**

**GOVERNOR'S BUDGET RECOMMENDATIONS**

**SENATE Proposal**

<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>LINE #</td>
<td>D3A Issue Title</td>
<td>D3A Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>TOTAL FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>TOTAL FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>TOTAL FUNDS</td>
</tr>
<tr>
<td>5A</td>
<td>160E41D 160E42D 160E43D</td>
<td>ALIGNMENT OF AGENCY SPENDING AUTHORITY FOR SOUTHWOOD SHARED RESOURCE CENTER AND NORTHWOOD REGIONAL DATA CENTER - DEDUCT</td>
<td>(1,816,434) &amp; (9,997,271)</td>
<td>(312,787)</td>
<td>(312,787)</td>
<td>(1,816,434)</td>
<td>(9,997,271)</td>
<td>(312,787)</td>
<td>(312,787)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5B</td>
<td>160E44D 160E45D</td>
<td>ALIGNMENT OF AGENCY SPENDING AUTHORITY FOR SOUTHWOOD SHARED RESOURCE CENTER AND NORTHWOOD REGIONAL DATA CENTER - ADD</td>
<td>(906,064) &amp; (906,064)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>17C10C0</td>
<td>STATEWIDE EMAIL CONSOLIDATION - DEDUCT</td>
<td>(165,925)</td>
<td>(165,925)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>17C11C0</td>
<td>STATEWIDE EMAIL CONSOLIDATION - ADD</td>
<td>(165,925)</td>
<td>(165,925)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>250306B</td>
<td>DIRECT BILLING FOR ADMINISTRATIVE HEARINGS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>330026B</td>
<td>REDUCE BUDGET AUTHORITY TO REFLECT LOSS OF TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) SUPPLEMENTAL GRANT AWARD</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>13G049B</td>
<td>ADMINISTRATIVE REDUCTIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>13V0011B</td>
<td>ELIMINATE DISPLACED HOMEMAKERS PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

**Fiscal Year 2012-2013**

<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue #</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR’S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>12</td>
<td>33V0020</td>
<td>REDUCE TARGETED PROGRAM EXPENSES</td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
</tr>
<tr>
<td></td>
<td></td>
<td>The department anticipates that the federal government will not extend the Emergency Unemployment Compensation and Extended Benefits Programs beyond December of 2011, which would allow for the proposed workload reduction. All 10 positions are vacant.</td>
<td>(10.00)</td>
<td>(6,006,576)</td>
<td>(6,006,576)</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>UPDATE</strong>: the programs have been extended by the federal government.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>13</td>
<td>3300106</td>
<td>REDUCE FUNDS TO REFLECT CURRENT MATCH REQUIREMENTS FOR THE FOOD STAMP EMPLOYMENT AND TRAINING (FSET) PROGRAM</td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue reduces budget authority to reflect current federal match requirements. According to the department, based upon recent program expenditures, this reduction could be taken without impacting the state’s ability to draw down federal dollars. These Contracted Services funds are from the Special Employment Security Administration Trust Fund, and can be used flexibly within the department for other purposes.</td>
<td>(889,401)</td>
<td>(889,401)</td>
<td>(889,401)</td>
</tr>
<tr>
<td>14</td>
<td>3300206</td>
<td>REDUCE TARGETED ADMINISTRATIVE EXPENSES</td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Four full-time vacant positions were identified for reduction through the implementation of the DOC reorganization. The Salaries and Benefits related to the reduction of these vacant positions is eliminated in the Community Planning budget entity.</td>
<td>(4.00)</td>
<td>(189,776)</td>
<td>(108,787)</td>
</tr>
<tr>
<td>15</td>
<td>3300256</td>
<td>REDUCE BUDGET AUTHORITY TO REFLECT AVAILABLE REVENUE</td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Reduction of budget authority in Grants and Donations Trust Fund to reflect available revenues. The reductions are taken in two Grants and Aids categories in the Community Planning program: Coastal Management Requirements, and Technical and Planning Assistance.</td>
<td>-</td>
<td>(617,494)</td>
<td>(617,494)</td>
</tr>
</tbody>
</table>

#### 15A

**3401006**

FUND SHIFT VISIT FLORIDA FROM GENERAL REVENUE FUND TO SEED TRUST FUND - **DEDUCT**

The required statutory assessments will be funded using the unemployment compensation federal funds.

- (2,300,000)

#### 15B

**3401106**

FUND SHIFT VISIT FLORIDA FROM GENERAL REVENUE FUND TO SEED TRUST FUND - **ADD**

The required statutory assessments will be funded using the unemployment compensation federal funds.

- (2,000,000)

#### 15C

**3402006**

FUND SHIFT UNEMPLOYMENT COMPENSATION SKILLS ASSESSMENT FROM GENERAL REVENUE FUNDING TO TRUST FUNDING - **DEDUCT**

The required statutory assessments will be funded using the unemployment compensation federal funds.

- (2,300,000)

#### 15D

**3402106**

FUND SHIFT UNEMPLOYMENT COMPENSATION SKILLS ASSESSMENT FROM GENERAL REVENUE FUNDING TO TRUST FUNDING - **ADD**

The required statutory assessments will be funded using the unemployment compensation federal funds.

- (2,000,000)

#### 16

**3610106**

IMPLEMENT FLORIDA BUSINESS PERMIT DASHBOARD

The Governor’s narrative states that this issue is to implement a Florida Business Permit Dashboard that will allow the state to track the amount of time it takes a business to get started in Florida, and to help the state utilize metrics in order to identify unnecessary regulations, industries that do not require regulation, and industries or businesses that would qualify for a provisional business permit.

- (250,000)

- (250,000)

- (250,000)

- (250,000)
### UNEMPLOYMENT COMPENSATION BENEFITS SYSTEM REPLACEMENT

Federal funds will be used to complete development, conduct user acceptance testing, provide training and fully implement the Unemployment Compensation (UC) Claims and Benefits Information System, which is scheduled to “go-live” in December of 2012. This system has been in development since 2009 and will reduce or eliminate operational costs of current practices that are labor intensive, cumbersome and inefficient in the following areas: Claims and Adjudication; Customer Information Requests; Benefit Operations (Wage Determinations, Special Payments, Employer Charges, and Special Programs); Benefit Payment Control; Appeals; Quality Improvement; and Federal Reporting.

<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>LINE #</td>
<td>DIA Issue</td>
<td>DIA Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>17</td>
<td>3651863</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>4100100</td>
<td>CONSOLIDATE FUNDING FOR ECONOMIC DEVELOPMENT PROGRAMS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>18A</td>
<td>4100070</td>
<td>RESERVE STATE FUNDS FOR ECONOMIC DEVELOPMENT OPPORTUNITIES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>4700210</td>
<td>Grants And Aids - Military Base Protection</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19C</td>
<td>proviso</td>
<td>Military Base Protection</td>
<td>nonrecurr</td>
<td>SEED TF</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19D</td>
<td>proviso</td>
<td>Defense Reinvestment</td>
<td>nonrecurr</td>
<td>SEED TF</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19E</td>
<td>6300401</td>
<td>Grants And Aids - Black Business Loan Program</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>LINE</td>
<td>D3A Issue #</td>
<td>D3A Issue Title</td>
<td>Fiscal Year</td>
<td>AGENCY LEGISLATIVE BUDGET REQUEST</td>
<td>GOVERNOR'S BUDGET RECOMMENDATIONS</td>
<td>SENATE Proposal</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>------</td>
<td>-------------</td>
<td>----------------</td>
<td>-------------</td>
<td>-----------------------------------</td>
<td>-----------------------------------</td>
<td>----------------</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19A</td>
<td>4700204</td>
<td>Rural Community Development</td>
<td>2012-13</td>
<td>Non-RECURRING GENERAL REVENUE: $250,000</td>
<td>Non-RECURRING GENERAL REVENUE: $250,000</td>
<td>Non-RECURRING GENERAL REVENUE: $250,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19B</td>
<td>4700205</td>
<td>Grants And Aids - International Advocacy</td>
<td>2012-13</td>
<td>Non-RECURRING GENERAL REVENUE: $1,170,000</td>
<td>Non-RECURRING GENERAL REVENUE: $1,170,000</td>
<td>Non-RECURRING GENERAL REVENUE: $1,170,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19C</td>
<td>4700300</td>
<td>EDA - Florida Trade</td>
<td>2012-13</td>
<td>Recurring SEED TF: $750,000</td>
<td>Recurring SEED TF: $750,000</td>
<td>Recurring SEED TF: $750,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19D</td>
<td>4700301</td>
<td>CAMACOL FILM Trade</td>
<td>2012-13</td>
<td>Recurring SEED TF: $300,000</td>
<td>Recurring SEED TF: $300,000</td>
<td>Recurring SEED TF: $300,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19E</td>
<td>4700302</td>
<td>SOUTHEAST US / JAPAN &amp; FLOR KOR</td>
<td>2012-13</td>
<td>Recurring SEED TF: $150,000</td>
<td>Recurring SEED TF: $150,000</td>
<td>Recurring SEED TF: $150,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19F</td>
<td>4700303</td>
<td>Grants And Aids - Hispanic Business Initiative</td>
<td>2012-13</td>
<td>Recurring SEED TF: $300,000</td>
<td>Recurring SEED TF: $300,000</td>
<td>Recurring SEED TF: $300,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>LINE</td>
<td>D3A Issue #</td>
<td>D3A Issue Title</td>
<td>AGENCY LEGISLATIVE BUDGET REQUEST</td>
<td>GOVERNOR'S BUDGET RECOMMENDATIONS</td>
<td>SENATE Proposal</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>------</td>
<td>-------------</td>
<td>----------------------</td>
<td>-----------------------------------</td>
<td>-----------------------------------</td>
<td>------------------</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19N</td>
<td>143150</td>
<td>SPACE, DEFENSE, RURAL INFRASTRUCTURE</td>
<td>Grants And Aids - Fixed Capital Outlay:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19Q</td>
<td></td>
<td>This infrastructure fund provides grants to defense facilities and rural governments in need of financial assistance to complete infrastructure projects generating essential economic growth and expansion.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19P</td>
<td></td>
<td>Defense Infrastructureproviso</td>
<td></td>
<td>nonrecurrent</td>
<td>1,581,245</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19Q</td>
<td></td>
<td>Rural Infrastructureproviso</td>
<td></td>
<td>nonrecurrent</td>
<td>1,581,245</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>4300100</td>
<td>CONSOLIDATE AND INCREASE FUNDING FOR ENTERPRISE FLORIDA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>EFI is the public-private partnership that serves as the state's principal economic development organization. This requested amount represents an increase of $2 million over the current fiscal year for all activities under EFI pursuant to the DEO reorganization. The additional $2 million is requested for the following: $1 million for international programs; $500,000 for EFI operations; and $500,000 for minority business support. This issue also transfers recurring funding for the Florida Sports Foundation to EFI in accordance with the reorganization.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>4300505</td>
<td>FORWARD MARCH PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This program provides job matching services for returning National Guard soldiers and job readiness services to Work and Gain Economic Self-Sufficiency (WAGES) recipients. The Governor recommends transferring this program to DEO from the Department of Military Affairs.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>4300101</td>
<td>VISIT FLORIDA - MAINTAIN CURRENT FUNDING LEVEL</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>VISIT Florida is the direct support organization that executes the state's domestic and international tourism marketing plan. In accordance with the DEO reorganization, Enterprise Florida, Inc., will contract with VISIT Florida to implement tourism marketing services, functions and programs.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>4400100</td>
<td>SPACE FLORIDA - MAINTAIN CURRENT FUNDING LEVEL</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Space Florida (SF) is an independent, special district that fosters aerospace business development in the state. SF is the single point of contact for state aerospace-related activities with federal agencies, the military, state agencies, business, and the private sector. SF develops and implements strategies to accelerate space-related economic growth and development. SF also assists aerospace and aviation companies to receive the necessary financing to grow and prosper within the state. SF works with the Department of Education to promote educational programs for future growth of the space industry in Florida. $10,039,943 was funded in FY 2011-12 for: $3,839,943 for operations, $3,000,000 for targeted business development support services and business recruitment and $3,200,000 to retrain workers as the result of the retirement of the Space Shuttle Program.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

|   | D | E | F | G | H | I | J | K | L | M | N | O | P | Q | R |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 19N | | | | | | | | | | | | | | | |
| 19Q | | | | | | | | | | | | | | | |
| 20 | | | | | | | | | | | | | | | |
| 21 | | | | | | | | | | | | | | | |
| 22 | | | | | | | | | | | | | | | |
| 23 | | | | | | | | | | | | | | | |
CONTINUE FUNDING TO SUPPORT THE INSTITUTE FOR THE COMMERCIALIZATION OF PUBLIC RESEARCH

The Institute’s mission is economic development through the commercialization of new discoveries generated from publicly funded research. The Institute was formed by the Florida Legislature in 2007 as a non-profit organization that works collaboratively with the technology licensing and commercialization offices of Florida’s eleven state universities as well as private research institutions that receive public funding (H. Lee Moffitt Cancer Center, Mann Research Center, LLC, The Scripps Research Institute, Torrey Pines Institute for Molecular Studies, and The Florida Institute for Human and Machine Cognition). The Institute supports entrepreneurship and commercialization of publicly-funded research across the state, and provides a programmatic approach to new company creation and entrepreneurial excellence statewide.

CONTINUE FUNDING TO SUPPORT THE FLORIDA DEFENSE SUPPORT TASK FORCE

The Task Force was created in the 2011 Legislative Session to help prepare the state to compete in any federal base realignment and closure action, support military research and development in the state, and improve the state’s position as a military-friendly environment.

TRANSFER MARKETING ACTIVITIES OF OFFICE OF FILM AND ENTERTAINMENT TO ENTERPRISE FLORIDA - DEDUCT

This issue proposes the transfer of funds for the Office of Film and Entertainment from the DEO traditional appropriation categories (Salaries and Benefits, Expenses, and Operating Capital Outlay) to the EFI appropriation category (Special Categories - Enterprise Florida Program). The Governor proposes statutory changes in substantive legislation to authorize this transfer and give EFI the responsibility for the film marketing and grant functions.

TRANSFER MARKETING ACTIVITIES OF OFFICE OF FILM AND ENTERTAINMENT TO ENTERPRISE FLORIDA - ADD

This issue proposes the transfer of funds for the marketing functions of the Office of Film and Entertainment from the DEO traditional appropriation categories (Salaries and Benefits, Expenses, and Operating Capital Outlay) to the EFI appropriation category (Special Categories - Enterprise Florida Program). The Governor also proposes statutory changes in substantive legislation to transfer all of the Office of Film and Entertainment from DEO to EFI, giving the Secretary of Commerce the authority to hire the Film Commissioner.)
## AGENCY LEGISLATIVE BUDGET REQUEST

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>28</td>
<td>D3A</td>
<td>1,003,296</td>
<td>1,003,296</td>
<td></td>
<td>1,003,296</td>
<td>1,003,296</td>
</tr>
</tbody>
</table>

### D3A Issue Title
Maintain Current Funding Level for the Division's Operations

In Fiscal Year 2011-12, $1,003,296 of nonrecurring General Revenue funds was provided to the former Office of Tourism, Trade, and Economic Development to support recurring expenditures. Of that amount, $453,296 was related to the on-going operations of the Office of Film and Entertainment and $550,000 was for program accountability monitoring related to economic development incentives. This issue requests $1,003,296 of recurring General Revenue funds in the Division of Strategic Business Development to support on-going expenditures, but $42,533 of this amount is included in the transfer of the marketing activities of the Office of Film and Entertainment to Enterprise Florida, Inc. (See issue H80001).

### Governor's Budget Recommendations

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>28</td>
<td>D3A</td>
<td>1,003,296</td>
<td>1,003,296</td>
<td></td>
<td>1,003,296</td>
<td>1,003,296</td>
</tr>
</tbody>
</table>

### Senate Proposal

- **Issue 28**
  - **D3A**
  - **FTE**
  - **Recurring General Revenue**
  - **Non-Recurring General Revenue**
  - **Total Trust Funds**
  - **Total All Funds**

### Notes

- **Issue 28**
  - **D3A**
  - **FTE**
  - **Recurring General Revenue**
  - **Non-Recurring General Revenue**
  - **Total Trust Funds**
  - **Total All Funds**

### Additional Resources Required to Support Consolidation of Technology Services

The Governor recommends $843,408 (funded from Special Employment Security Administration Trust Fund) to provide the agency with sufficient budget authority needed to meet the projected data center billing for Fiscal Year 2012-13. For agencies undergoing data center consolidation in Fiscal Year 2012-13, this adjustment, when added to the budget authority provided in issue 17C02C0, provides the Data Processing Services budget authority necessary to meet projected data center billing.

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>29</td>
<td>C01C0</td>
<td>-</td>
<td>843,408</td>
<td></td>
<td>843,408</td>
<td>-</td>
</tr>
</tbody>
</table>

### Additional Resources Required to Support Consolidation of Email Services

The Governor recommends $159,511 (funded from Special Employment Security Administration Trust Fund) for the purchase of email services that exceeds the amount currently used by the agency to maintain the agency’s email system or service. This increase, combined with the amount contained in issue 17C11C0, represents the total estimated billing from the Southwood Shared Resource Center for email services in Fiscal Year 2012-13.

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>30</td>
<td>C04C0</td>
<td>159,511</td>
<td></td>
<td></td>
<td>159,511</td>
<td>-</td>
</tr>
</tbody>
</table>

### Community Resiliency Program - Increase and Realign Budget Authority to Match Federal Grant Award

This is a five year grant provided from the National Oceanic and Atmospheric Administration (through Florida’s Department of Environmental Protection). This program provides technical assistance to local governments to more effectively integrate community resiliency issues into land use, hazard mitigation and waterfront revitalization planning activities.

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>31</td>
<td>001K0</td>
<td>118,000</td>
<td></td>
<td></td>
<td>118,000</td>
<td>118,000</td>
</tr>
</tbody>
</table>

### Community Planning Litigation - Provide Funding to Contract with the Attorney General's Office

This provides for the contract with the Florida Office of the Attorney General for legal assistance, primarily to litigate property taken cases and constitutional issues in Monroe County. The Attorney General’s Office currently serves as the lead counsel in several open cases. (Funded from Special Employment Security Administration Trust Fund)

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>32</td>
<td>002K0</td>
<td>200,000</td>
<td></td>
<td></td>
<td>200,000</td>
<td>200,000</td>
</tr>
</tbody>
</table>

### Community Initiatives

- **Pine Hills Neighborhood Redevelopment Project - Orange County**
  - **FTE**
  - **Recurring General Revenue**
  - **Non-Recurring General Revenue**
  - **Total Trust Funds**
  - **Total All Funds**

<table>
<thead>
<tr>
<th>Line</th>
<th>Issue</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>Total All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>32A</td>
<td>D02K0</td>
<td>200,000</td>
<td></td>
<td></td>
<td>200,000</td>
<td>200,000</td>
</tr>
<tr>
<td>A</td>
<td>B</td>
<td>C</td>
<td>D</td>
<td>E</td>
<td>F</td>
<td>G</td>
</tr>
<tr>
<td>---</td>
<td>---</td>
<td>---</td>
<td>---</td>
<td>---</td>
<td>---</td>
<td>---</td>
</tr>
<tr>
<td>32C</td>
<td>proviso</td>
<td>Renaissance of the Parramore Neighborhood in Downtown Orlando</td>
<td>900,000</td>
<td>900,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>32D</td>
<td>proviso</td>
<td>Dr. J.B. Callahan Neighborhood Center in Parramore - renovation and expansion</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>32E</td>
<td>8200000</td>
<td>REGIONAL PLANNING COUNCILS</td>
<td>2,500,000</td>
<td>2,500,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>33</td>
<td>6300030</td>
<td>STATE SMALL BUSINESS CREDIT INITIATIVE (SSBCI)</td>
<td>33,225,199</td>
<td>33,225,199</td>
<td>33,225,199</td>
<td>33,225,199</td>
</tr>
<tr>
<td>33A</td>
<td>6400010</td>
<td>COMMUNITY SERVICES BLOCK GRANT - INCREASE AUTHORITY TO MATCH FEDERAL GRANT AWARD</td>
<td>3,999,899</td>
<td>3,999,899</td>
<td></td>
<td></td>
</tr>
<tr>
<td>33B</td>
<td>6400020</td>
<td>LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) - INCREASE AUTHORITY TO MATCH FEDERAL GRANT AWARD</td>
<td>52,236,000</td>
<td>52,236,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>34</td>
<td>6507400</td>
<td>AFFORDABLE HOUSING PROGRAMS</td>
<td>29,650,000</td>
<td>29,650,000</td>
<td>29,650,000</td>
<td>29,650,000</td>
</tr>
<tr>
<td>35</td>
<td>6507600</td>
<td>STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM</td>
<td>70,720,000</td>
<td>70,720,000</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

The Governor recommends $29,650,000 from the State Housing Trust Fund for the Homeowner Downpayment Assistance Program. This request amount represents all the funds projected to be available in the State Housing Trust Fund during FY 2012-13.

The Governor recommends sweeping these funds to General Revenue Fund.
<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>35A</td>
<td>FLORIDA HOUSING FINANCE CORPORATION (FHFC) OPERATIONS</td>
<td>Requires substantive conforming legislation to bring the FHFC online in the General Appropriations Act (GAA). Except for the state and local housing trust funds, all other expenditures made by the FHFC are not currently reflected in the GAA.</td>
<td>FTE</td>
<td>Recurring</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Non-Recruing</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>General Revenue</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Total Trust Funds</td>
<td></td>
</tr>
<tr>
<td>35B</td>
<td>STATE HOUSING TRUST FUND - SPECIAL NEEDS AND EXTREMELY LOW INCOME HOUSING</td>
<td>Funds are provided to the Florida Housing Finance Corporation for a Request for Proposal to be conducted outside the regular cycle to develop affordable, sustainable, and permanent housing for special needs and extremely low income households, as defined in Florida Statutes 420.0004. Funding awards shall be limited to nonprofit housing developers specializing in housing for individuals with special needs and extremely low incomes. This appropriation is contingent upon documentary stamp tax revenue received into the State Housing Trust Fund during FY 2012-13 in excess of the $35,310,000 estimate adopted by the Revenue Estimating Conference on January 12, 2012. Only those funds exceeding the estimate, up to $10 million, may be used to fund this appropriation.</td>
<td>FTE</td>
<td>Recurring</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Non-Recruing</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>General Revenue</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Total Trust Funds</td>
<td></td>
</tr>
<tr>
<td>35C</td>
<td>ECONOMIC DEVELOPMENT PROJECTS</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>35D</td>
<td>Hialeah Chamber of Commerce and Industries</td>
<td>$100,000</td>
<td>$100,000</td>
</tr>
<tr>
<td>35E</td>
<td>Florida Holocaust Museum - St. Petersburg</td>
<td>$150,000</td>
<td>$150,000</td>
<td></td>
</tr>
<tr>
<td>35F</td>
<td>WORKFORCE PROJECTS</td>
<td>Goodwill Industries of South Florida</td>
<td>$250,000</td>
<td>$250,000</td>
</tr>
<tr>
<td>36</td>
<td>QUICK RESPONSE TRAINING (QRT) PROGRAM - MAINTAIN CURRENT FUNDING LEVEL</td>
<td>The Quick Response Training Program provides grant funding for customized training for both new and expanding industries in the state. The QRT program was created to provide specialized training to new workers or retraining for current employees to meet changing skill requirements caused by new technology or new product lines and to prevent potential layoffs.</td>
<td>FTE</td>
<td>Recurring</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Non-Recruing</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>General Revenue</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Total Trust Funds</td>
<td></td>
</tr>
<tr>
<td>37</td>
<td>SKILLS ASSESSMENT AND TRAINING SERVICES - MAINTAIN CURRENT FUNDING LEVEL</td>
<td>The Ready to Work program offers targeted instruction for specific job skills, resulting in a career readiness certificate used to help pair job candidates with employers. The funds will also be used to administer the statutorily required Initial Skills Assessment for individuals seeking unemployment compensation benefits. This issue continues the total funding level of $5 million appropriated in Fiscal Year 2011-12, since $2.3 million from recurring General Revenue Fund is currently included in the base budget for this program.</td>
<td>FTE</td>
<td>Recurring</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Non-Recruing</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>General Revenue</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Total Trust Funds</td>
<td></td>
</tr>
</tbody>
</table>

printed on 2/8/2012 @ 10:36 PM
### Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

**Fiscal Year 2012-2013**

<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>LINE #</strong></td>
<td><strong>D3A Issue #</strong></td>
<td><strong>D3A Issue Title</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
<td><strong>TOTAL TRUST FUNDS</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
<td><strong>TOTAL TRUST FUNDS</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
<td><strong>TOTAL TRUST FUNDS</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING GENERAL REVENUE</strong></td>
</tr>
<tr>
<td>38</td>
<td>9500010</td>
<td>REALIGN BUDGET AUTHORITY TO IMPLEMENT PROVISIONS OF SB 2156 - CHAPTER 2011-142, LAWS OF FLORIDA - <strong>BUDGET</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue, when combined with Issue #9500020, realigns budget authority in the base budget to reflect changes included in Chapter 2011-142, Laws of Florida. Specifically, $331,820 in the base budget provided in the “Lump Sum - EOG-OTTED” appropriation is eliminated and transferred to the Other Personal Services, Expenses, Operating Capital Outlay, and Contracted Services appropriation categories based on the current year’s distribution of that lump sum. In addition, $26,499,209 in the base budget in the “G/A - Florida Commission on Tourism” appropriation category is transferred to a new category titled “G/A - VISIT Florida”. Issues #9500010 and #9500020 net to zero.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>39</td>
<td>9500020</td>
<td>REALIGN BUDGET AUTHORITY TO IMPLEMENT PROVISIONS OF SB 2156 - CHAPTER 2011-142, LAWS OF FLORIDA - <strong>ADD</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue, when combined with Issue #9500010, realigns budget authority in the base budget to reflect changes included in Chapter 2011-142, Laws of Florida. Specifically, $331,820 in the base budget provided in the “Lump Sum - EOG-OTTED” appropriation is eliminated and transferred to the Other Personal Services, Expenses, Operating Capital Outlay, and Contracted Services appropriation categories based on the current year’s distribution of that lump sum. In addition, $26,499,209 in the base budget in the “G/A - Florida Commission on Tourism” appropriation category is transferred to a new category titled “G/A - VISIT Florida”. Issues #9500010 and #9500020 net to zero.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>8,465,645</td>
<td>18,597,884</td>
<td>27,063,529</td>
<td></td>
<td></td>
<td>8,465,645</td>
<td>18,597,884</td>
<td>26,831,029</td>
<td></td>
<td></td>
<td>8,465,645</td>
<td>18,597,884</td>
<td>27,063,529</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>39A</td>
<td>proviso 100760</td>
<td>HOME BUILDERS INSTITUTE</td>
<td>Career training, vocational training, and job placement services in the home building industry for veterans.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>40</td>
<td>9600020</td>
<td>GRANTS AND AIDS - FIXED CAPITAL OUTLAY (Subtotal)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>41</td>
<td>140125</td>
<td>GRANTS AND AIDS - WEATHERIZATION GRANTS</td>
<td>The Weatherization Assistance Program (WAP) enables low-income families to permanently reduce their energy bills by making their homes more energy efficient. The U.S. Departments of Energy (USDOE) and Health and Human Services (HHS) annually allocate nonrecurring funds to the states for weatherization activities. No state matching funds are required. The department awards the funds to local governments and non-profit organizations that provide weatherization services. The current FY 2011-12 funding for weatherization activities, including the WAP ($3 million) and Low-Income Home Energy Assistance Program (LIHEAP) funding ($10 million), serves approximately 4,228 low-income households at an average of $9,100 per household.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Note:** The text continues on the next page with more detailed information on each issue and the associated recommendations.
<table>
<thead>
<tr>
<th>LINE #</th>
<th>DIA Issue Title</th>
<th>AGENT. LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE PROPOSAL</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>TOTAL TRUST FUNDS</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>42</td>
<td>GRANTS AND AIDS - WEATHERIZATION/LOW INCOME HOME ENERGY ASSISTANCE PROGRAM GRANTS</td>
<td>10,000,000</td>
<td>10,000,000</td>
<td>10,000,000</td>
</tr>
<tr>
<td>43</td>
<td>GRANTS AND AIDS - SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANTS (CDBG)</td>
<td>30,000,000</td>
<td>30,000,000</td>
<td>30,000,000</td>
</tr>
<tr>
<td>44</td>
<td>ECONOMIC DEVELOPMENT TRANSPORTATION PROJECTS</td>
<td>15,000,000</td>
<td>15,000,000</td>
<td>15,000,000</td>
</tr>
<tr>
<td>45</td>
<td>MAINTENANCE AND REPAIR</td>
<td>598,200</td>
<td>598,200</td>
<td>598,200</td>
</tr>
<tr>
<td>46</td>
<td>REED ACT BUILDINGS PROJECTS - STATEWIDE</td>
<td>598,200</td>
<td>598,200</td>
<td>598,200</td>
</tr>
<tr>
<td>47</td>
<td>ECONOMIC OPPORTUNITY, DEPT. OF Total</td>
<td>1,813,000</td>
<td>15,550,094</td>
<td>58,900,000</td>
</tr>
<tr>
<td>48</td>
<td>ECONOMIC OPPORTUNITY, DEPT. OF Total</td>
<td>1,813,000</td>
<td>15,550,094</td>
<td>58,900,000</td>
</tr>
<tr>
<td>LINE</td>
<td>D3A Issue Title</td>
<td>Date Adopted</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>------</td>
<td>----------------</td>
<td>--------------</td>
<td>-----</td>
<td>---------------------------</td>
</tr>
<tr>
<td>50</td>
<td>BASE BUDGET (OPERATING COSTS FROM PRIOR YEAR)</td>
<td>150.00</td>
<td>34,591,559</td>
<td>34,591,559</td>
</tr>
<tr>
<td>51</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR SOUTHWOOD SHARED RESOURCE CENTER - DEDUCT</td>
<td>160E410</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>52</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR SOUTHWOOD SHARED RESOURCE CENTER - ADD</td>
<td>160E420</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>53</td>
<td>STATEWIDE EMAIL CONSOLIDATION - DEDUCT</td>
<td>17C10C0</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>54</td>
<td>STATEWIDE EMAIL CONSOLIDATION - ADD</td>
<td>17C11C0</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>55</td>
<td>PETROLEUM USAGE AND EMERGENCY ENERGY RESPONSIBILITIES - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>3003120</td>
<td>3.00</td>
<td>151,833</td>
</tr>
</tbody>
</table>

This budget issue requests an adjustment to the Division's base budget in order to provide for an appropriate alignment of the Division's recurring budget across multiple appropriation categories, including Other Personal Services, Expenses, Operating Capital Outlay, Contracted Services, SSSRC Data Processing Services, Risk Management, etc.
<table>
<thead>
<tr>
<th>LINE #</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>DIA Issue</td>
<td>DIA Issue Title</td>
<td>FTE</td>
</tr>
<tr>
<td>58</td>
<td>33G0010</td>
<td>OPERATING EFFICIENCIES</td>
<td>-</td>
</tr>
<tr>
<td>59</td>
<td>33015C0</td>
<td>REDUCTIONS FROM EMAIL SERVICES CONSOLIDATIONS</td>
<td>-</td>
</tr>
<tr>
<td>60</td>
<td>40S0060</td>
<td>ENERGY ASSURANCE GRANT PROGRAM - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>8,352</td>
</tr>
<tr>
<td>61</td>
<td>55C01C0</td>
<td>ADDITIONAL RESOURCES REQUIRED TO SUPPORT CONSOLIDATION OF TECHNOLOGY SERVICES</td>
<td>-</td>
</tr>
<tr>
<td>62</td>
<td>550B020</td>
<td>COMMUNITY ASSISTANCE PROGRAM - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>-</td>
</tr>
<tr>
<td>63</td>
<td>5504050</td>
<td>FLOOD MITIGATION ASSISTANCE PROGRAM - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>-</td>
</tr>
</tbody>
</table>

This issue includes reductions in the Other Personal Services, Expenses and Operating Capital Outlay categories to implement operating efficiencies.

This issue represents the agency's savings realized through the purchase of enterprise email services from the Southwood Shared Resource Center.

The US Department of Energy disbursed funding to states as part of the American Recovery and Reinvestment Act of 2009 in order to facilitate the recovery from disruptions to the energy supply by enhancing the reliability and speed of outage repairs and by encouraging well-developed and standardized energy assurance and resiliency plans. This issue requests budget authority for conducting energy assurance training and exercises.

Provided by the Federal Emergency Management Agency (FEMA), this funding is to provide technical assistance to National Flood Insurance Program (NFIP) communities, to evaluate community performance in implementing NFIP flood plain management activities, and to build state and community flood plain management expertise and capability. The purpose of the Community Assistance Program grants is to ensure that communities participating in the NFIP are achieving flood loss reduction goals.

This federal program funds flood mitigation activities that reduce or eliminate the long term risk of flood damage to buildings, manufactured homes and other structures insured under the National Flood Insurance Program (NFIP). The cost share for these three year grants is 75 percent federal and 25 percent non-federal. Eligible project activities under this grant program include Acquisitions/Relocation, Elevations, Dry Flood-proofing of non-residential structures, Minor Localized Flood Control Projects, Beach Nourishment Activities and Demolition of NFIP-insured structures on acquired or restricted property. Planning activities that develop state and local flood mitigation activities that meet the planning criteria are also eligible under the grant.
<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
<th>TOTAL FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>D</td>
<td>E F</td>
<td>G</td>
<td>H</td>
</tr>
<tr>
<td>64</td>
<td>5500206</td>
<td>SEVERE REPETITIVE LOSS PROGRAM - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>64A</td>
<td>5500404</td>
<td>ADMINISTRATIVE TRUST FUND INCREASE</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>65</td>
<td>5501549</td>
<td>EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE GRANT LOCAL FUNDING INCREASE - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>66</td>
<td>5501646</td>
<td>RADIOLOGICAL EMERGENCY PREPAREDNESS PROGRAM - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

SEVERE REPETITIVE LOSS PROGRAM - DIVISION OF EMERGENCY MANAGEMENT

This federal program was created to reduce or eliminate claims under the National Flood Insurance Program through project activities that will result in the greatest savings by mitigating those structures with the highest flood insurance claims history. The Division of Emergency Management works with local governments and their Community Rating System Coordinators to conduct outreach with owners of severe repetitive loss properties to educate them on the benefits of mitigation/flood retrofitting so that they may accept reasonable mitigation offers from FEMA. The grant has a match requirement of 10% non-federal, which will be provided on all pass through projects by the local government sub-applicant. The state will provide the 10% match requirement from the Emergency Management and Preparedness Trust Fund for any state management costs over the three year performance period.

EMERGENCY MANAGEMENT PREPAREDNESS AND ASSISTANCE GRANT LOCAL FUNDING INCREASE - DIVISION OF EMERGENCY MANAGEMENT

Pursuant to Section 252.373, Florida Statutes, the Division of Emergency Management allocates funding from the Emergency Management Preparedness and Assistance Trust Fund (EMPA) to local emergency management agencies and programs to maintain operational readiness of local emergency management personnel. Each county receives $105,806 base grant each year which has not been increased since the inception of the trust fund in 1994. DEM requests additional recurring funding of $670,000 ($10,000 per county) to increase base grants to local governments from the EMPA Trust Fund.

RADIOLOGICAL EMERGENCY PREPAREDNESS PROGRAM - DIVISION OF EMERGENCY MANAGEMENT

DEM coordinates the response to a nuclear power plant emergency and updates/coordinates the plans with response organizations. There are five nuclear reactors located at three sites within Florida plus two reactors located in Alabama near the state line. The nuclear power companies provide funds annually for DEM to coordinate/oversee activities such as continuing education, conducting staff training, supporting nuclear power plant exercises, and updating/enhancing radiological emergency plans. The funding received from the nuclear power companies is also used as match for DEM’s federal grant funds.
<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue Title</th>
<th>D3A Issue Title</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>68</td>
<td>FEDERALLY DECLARED DISASTER FUNDING - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>5901756</td>
<td>133,125,241</td>
<td>6,319,771</td>
<td>126,805,470</td>
<td>133,125,241</td>
<td>162,607,904</td>
<td>162,607,904</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>69</td>
<td>PRE-DISASTER MITIGATION - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>5901869</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td>3,254,290</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>70</td>
<td>REPETITIVE FLOOD CLAIMS PROGRAM - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>5901870</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td>3,175,434</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>70A</td>
<td>STATE LOGISTICS RESPONSE CENTER INCREASED FUNDING</td>
<td>5903009</td>
<td>11,614</td>
<td>11,614</td>
<td>11,614</td>
<td>11,614</td>
<td>11,614</td>
<td>11,614</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Updated estimate; and Grant match funded in Admin. Funds.*
<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>70B</td>
<td>5903010</td>
<td>DEEPWATER HORIZON BLOCK GRANT FUNDING</td>
<td>Increased budget authority for pass-through of federal funds to local governments.</td>
<td>397,085</td>
<td>397,085</td>
<td>-</td>
<td>397,085</td>
<td>397,085</td>
<td>397,085</td>
<td>397,085</td>
<td>397,085</td>
<td>397,085</td>
<td>397,085</td>
<td>397,085</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>71</td>
<td>5903020</td>
<td>KEY STAFF FOR LONG TERM RECOVERY OFFICE - DIVISION OF EMERGENCY MANAGEMENT</td>
<td>In order to accommodate the long-term workload and technical assistance required for several major disasters dating back to the 2004 hurricanes, six time-limited positions were established to fill key roles in the Florida Recovery Office operating in Orlando with a branch in Pensacola and field offices in South Florida. These offices are expected to remain operational through 2013. This issue proposes the budget authority to extend the six time limited full time equivalent positions through 6/30/13. The funding for these positions is already included in the federally approved staffing plans for these past events. The federal portion for these positions is provided in the U.S. Contributions Trust Fund. The state portion for these positions is provided by the Grants and Donations Trust Fund.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>71A</td>
<td>5903050</td>
<td>U.S. DEPARTMENT OF TRANSPORTATION FUNDING INCREASE</td>
<td>Increased federal grant for hazardous materials emergency planning.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>72</td>
<td>990G000</td>
<td>GRANTS AND AIDS - FIXED CAPITAL OUTLAY</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| 73  | 140527  | EMERGENCY MANAGEMENT CRITICAL FACILITY NEEDS | Pursuant to Section 215.559, Florida Statutes, DEM receives an annual distribution of $3 million from the Florida Hurricane Catastrophe Fund to fund shelter retrofit projects as identified in the most current version of the Shelter Retrofit Report prepared in accordance with Section 252.385(3), Florida Statutes. The latest Report indicates that, since 1999, 451,230 spaces have been created with funding from this program. By August 2012, there is projected to be 1,174,330 total shelter spaces, compared to the estimated demand of 1,499,223 spaces, leaving a shelter deficit of 324,893 spaces. This issue requests budget authority to continue to fund the shelter deficit reduction initiative as well as designation of this issue as recurring for budget purposes. |

| 74  |         | EMERGENCY MANAGEMENT, EXECUTIVE OFFICE OF THE GOVERNOR | 153.00 | 151,833 | 10,944 | 191,246,522 | 191,409,299 | 153.00 | - | 6,319,771 | 183,989,940 | 190,309,711 | 153.00 | - | - | 221,415,197 | 221,415,197 |


**Printed on 2/8/2012 @ 10:36 PM**

X:\Ted's Budget Files\2012 Session\TED FUNDING SPREADSHEET FY 2012-13 for February 9, 2012 TED meeting.xls  Page 17 of 44
<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>79</td>
<td>160E450</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR NORTHWOOD SHARED RESOURCE CENTER - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>80</td>
<td>160E440</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR NORTHWOOD SHARED RESOURCE CENTER - ADD</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>80A</td>
<td>160E450</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR NORTHWEST REGIONAL DATA CENTER - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>80B</td>
<td>160E450</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR NORTHWEST REGIONAL DATA CENTER - ADD</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>81</td>
<td>160M100</td>
<td>BACK OUT OF LEASE OR LEASE PURCHASE OF EQUIPMENT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>82</td>
<td>160M120</td>
<td>ADD BACK OF LEASE OR LEASE PURCHASE OF EQUIPMENT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>82A</td>
<td>160M100</td>
<td>REALIGN EXPENDITURES FOR DATA PROCESSING SERVICES PAYMENTS TO NSRC - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>82B</td>
<td>160M120</td>
<td>REALIGN EXPENDITURES FOR DATA PROCESSING SERVICES PAYMENTS TO NSRC - ADD</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>83</td>
<td>160S050</td>
<td>ADJUST FUNDING SOURCE IDENTIFIER - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>84</td>
<td>160S050</td>
<td>ADJUST FUNDING SOURCE IDENTIFIER - ADD</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>85</td>
<td>17C100</td>
<td>STATEWIDE EMAIL CONSOLIDATION - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

This issue requests realignment of funds identified for the lease/lease purchase of equipment, fixtures, and other tangible personal property from the appropriation category currently used to a new appropriation category as defined in Section 216.011(1)(vv), Florida Statutes, in accordance with the requirements of Ch. 2011-45, Laws of Florida. (Agency Amended Issue)

This issue requests realignment of funds identified for the lease/lease purchase of equipment, fixtures, and other tangible personal property from the appropriation category currently used to a new appropriation category as defined in Section 216.011(1)(vv), Florida Statutes, in accordance with the requirements of Ch. 2011-45, Laws of Florida. (Agency Amended Issue)

Technical correction related to the transfer of Motor Carrier Compliance Program. The deduct and add back issues will correctly identify the fund source as a State Match of Federal Funds.

Technical correction related to the transfer of Motor Carrier Compliance Program. The deduct and add back issues will correctly identify the fund source as a State Match of Federal Funds.

Transfer from appropriation categories currently used to operate, manage, and maintain the agency's email system or service to the Data Processing Services NSRC appropriation category.
<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>86</td>
<td>17C10</td>
<td>STATEWIDE EMAIL CONSOLIDATION - ADD Transfer from appropriation categories currently used to operate, manage, and maintain the agency's email system or service to the Data Processing Services SSRC-Electronic Mail Services category.</td>
<td>-</td>
<td>111,853</td>
<td>-</td>
<td>111,853</td>
<td>-</td>
<td>325,456</td>
<td>325,456</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>87</td>
<td>18014</td>
<td>TRANSFER POSITIONS FROM MOTOR CARRIER COMPLIANCE TO THE ADMINISTRATIVE SERVICES PROGRAM - DEDUCT Transfers 10 FTE along with their designated rate and salary funding from the FHP Program/Motor Carrier Compliance budget entity to the Administrative Services Program. The transfer of these administrative and support positions will correctly align job functions with the appropriate budget entity.</td>
<td>10.00</td>
<td>-</td>
<td>(563,491)</td>
<td>(563,491)</td>
<td>(10.00)</td>
<td>-</td>
<td>(532,759)</td>
<td>(532,759)</td>
<td>(10.00)</td>
<td>-</td>
<td>(563,491)</td>
<td>(563,491)</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>88</td>
<td>18014</td>
<td>TRANSFER POSITIONS TO THE ADMINISTRATIVE SERVICES PROGRAM FROM MOTOR CARRIER COMPLIANCE - ADD Transfers 10 FTE along with their designated rate and salary funding from the FHP Program/Motor Carrier Compliance budget entity to the Administrative Services Program. The transfer of these administrative and support positions will correctly align job functions with the appropriate budget entity.</td>
<td>10.00</td>
<td>-</td>
<td>563,491</td>
<td>563,491</td>
<td>10.00</td>
<td>-</td>
<td>532,759</td>
<td>532,759</td>
<td>10.00</td>
<td>-</td>
<td>563,491</td>
<td>563,491</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>89</td>
<td>20000</td>
<td>TRANSFER POSITIONS FROM MOTORIST SERVICES TO THE FLORIDA HIGHWAY PATROL - DEDUCT Transfers the salary rate and benefits for 5 positions (4 vacant/1 filled) from Motorists Services to the FHP. This issue proposes reclassifying the 4 vacant positions to Research and Strategy Consultants who will provide crime analysis patterns and trends that will assist operational and administrative personnel in planning the deployment of FHP resources. (Agency Amended Request)</td>
<td>5.00</td>
<td>-</td>
<td>(300,435)</td>
<td>(300,435)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>90</td>
<td>20000</td>
<td>TRANSFER POSITIONS TO THE FLORIDA HIGHWAY PATROL FROM MOTORIST SERVICES - ADD Transfers the salary rate and benefits for 5 positions (4 vacant/1 filled) from Motorists Services to the FHP. This issue proposes reclassifying the 4 vacant positions to Research and Strategy Consultants who will provide crime analysis patterns and trends that will assist operational and administrative personnel in planning the deployment of FHP resources.</td>
<td>5.00</td>
<td>300,435</td>
<td>300,435</td>
<td>300,435</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>91</td>
<td>20000</td>
<td>REALIGNMENT OF HUMAN RESOURCES SERVICES - DEDUCT Currently the departments human resource services fees are paid from the Executive Direction/Administrative Support budget entity. This issue proposes to realign the expenditures to reflect the actual charges per budget entity. (Agency Amended Request)</td>
<td>1,525,774</td>
<td>1,525,774</td>
<td>1,525,774</td>
<td>1,525,774</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>92</td>
<td>20000</td>
<td>REALIGNMENT OF HUMAN RESOURCES SERVICES - ADD Currently the departments human resource services fees are paid from the Executive Direction/Administrative Support budget entity. This issue proposes to realign the expenditures to reflect the actual charges per budget entity. (Agency Amended Request)</td>
<td>1,525,774</td>
<td>1,525,774</td>
<td>1,525,774</td>
<td>1,525,774</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>LINE #</td>
<td>Agency Code</td>
<td>Issue Title</td>
<td>FTE</td>
<td>Recurring General Revenue</td>
<td>Non-Recurring General Revenue</td>
<td>Total Trust Funds</td>
<td>FTE</td>
<td>Recurring General Revenue</td>
<td>Non-Recurring General Revenue</td>
<td>Total Trust Funds</td>
<td>FTE</td>
<td>Recurring General Revenue</td>
<td>Non-Recurring General Revenue</td>
<td>Total Trust Funds</td>
<td>FTE</td>
<td>Recurring General Revenue</td>
<td>Non-Recurring General Revenue</td>
</tr>
<tr>
<td>-------</td>
<td>-------------</td>
<td>-------------</td>
<td>-----</td>
<td>---------------------------</td>
<td>-----------------------------</td>
<td>-------------------</td>
<td>-----</td>
<td>---------------------------</td>
<td>-----------------------------</td>
<td>-------------------</td>
<td>-----</td>
<td>---------------------------</td>
<td>-----------------------------</td>
<td>-------------------</td>
<td>-----</td>
<td>---------------------------</td>
<td>-----------------------------</td>
</tr>
<tr>
<td>93</td>
<td>2000068</td>
<td>ADMINISTRATIVE AND SUPPORT STAFF REALIGNMENT - DEDUCT</td>
<td>(27.00)</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>(27.00)</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>94</td>
<td>2000069</td>
<td>ADMINISTRATIVE AND SUPPORT STAFF REALIGNMENT - ADD</td>
<td>27.00</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>27.00</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td>1,545,547</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>95</td>
<td>2000102</td>
<td>TRANSFER FROM EXPENSE TO IMPLEMENT CDL PROGRAM IMPROVEMENT AND THE COMMERCIAL MOTOR VEHICLE CRASH REPORTING IMPROVEMENT GRANTS - DEDUCT</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td>(952,750)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>96</td>
<td>2000204</td>
<td>TRANSFER TO OPERATING CAPITAL OUTLAY AND CONTRACTED SERVICES TO IMPLEMENT CDL PROGRAM IMPROVEMENT AND CMV CRASH REPORTING IMPROVEMENT GRANTS - ADD</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td>952,750</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>LINE #</td>
<td>D3A Issue #</td>
<td>D3A Issue Title</td>
<td>AGENCY LEGISLATIVE BUDGET REQUEST</td>
<td>GOVERNOR'S BUDGET RECOMMENDATIONS</td>
<td>SENATE Proposal</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>--------</td>
<td>-------------</td>
<td>----------------</td>
<td>-----------------------------------</td>
<td>-----------------------------------</td>
<td>----------------</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>99</td>
<td>2004C10</td>
<td>TRANSFER TO TAX COLLECTOR NETWORK FROM DEFERRED-PAYMENT COMMODITY TO FUND REFRESH OF THE FLORIDA REAL TIME INFORMATION SYSTEM (FRVIS) - ADD</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>The FRVIS system was approved by the Legislature in the late 1970's and is funded based on a transaction fee. This system provides computer hardware, software, services, and data circuits to each of the offices maintained by the Florida Tax Collectors. This request is to replace all existing state-owned equipment, which was purchased in FY 05/06 and 06/07 through a 5 year installment purchase option.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>2,311,034</td>
<td>2,311,034</td>
<td>2,311,034</td>
<td>2,311,034</td>
<td>2,311,034</td>
<td>2,311,034</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>100</td>
<td>2004C20</td>
<td>TRANSFER FROM DEFERRED-PAYMENT COMMODITY TO TAX COLLECTOR NETWORK TO FUND REFRESH FLORIDA REAL TIME VEHICLE INFORMATION SYSTEM (FRVIS) - DEDUCT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue transfers budget authority from the Deferred-Payment Commodity to the Tax Collector Network Category. This budget transfer will provide the budget authority needed for the FRVIS refresh. Installment services can no longer be financed in the Deferred-Pay Commodity Category thus requiring the need for the transfer.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
|        |             | (2,311,034) | (2,311,034) | (2,311,034) | (2,311,034) | (2,311,034) | (2,311,034)
| 100 A  | 20050601    | REALIGN AGENCY SPENDING AUTHORITY FOR STATE OVERTIME ACTION RESPONSE - DEDUCT |
|        |             | This issue realigns agency spending authority by transferring budget authority for Florida Highway Patrol State Overtime Action Response (SOAR) from the Salary and Benefits Appropriation Category to an Overtime Category. |
|        |             | (5,125,000) | (5,125,000) |
| 100 B  | 20050701    | REALIGN AGENCY SPENDING AUTHORITY FOR STATE OVERTIME ACTION RESPONSE - ADD |
|        |             | This issue realigns agency spending authority by transferring budget authority for Florida Highway Patrol State Overtime Action Response (SOAR) activities from the Salary and Benefits Appropriation Category to an Overtime Category. |
|        |             | 5,125,000 | 5,125,000 |
| 100 C  | 20050602    | TRANSFER FROM MOTORIST SERVICES SALARY AND BENEFITS TO HIGHWAY SAFETY PROGRAM - ACQUISITION OF MOTOR VEHICLES - DEDUCT |
|        |             | Transfer of budget authority from Motorist Services to the Highway Safety Program - Florida Highway Patrol for the purchase of motor vehicles. |
|        |             | (740,000) | (740,000) |
| 100 D  | 20050701    | TRANSFER FROM MOTORISTS SERVICES SALARY AND BENEFITS TO HIGHWAY SAFETY PROGRAM - ACQUISITION OF MOTOR VEHICLES - ADD |
|        |             | Transfer of budget authority from Motorist Services to the Highway Safety Program - Florida Highway Patrol for the purchase of motor vehicles. This issue will provide $740,000 recurring budget authority for the purchase of motor vehicles. |
|        |             | 740,000 | 740,000 |

printed on 2/8/2012 @ 10:36 PM

Page 21 of 44
### AGENCY LEGISLATIVE BUDGET REQUEST

<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue Title</th>
<th>Issue #</th>
<th>Description</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>Total Trust Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>101</td>
<td>REPLACEMENT OF MOTOR VEHICLES</td>
<td>2401500</td>
<td>Replacement of high mileage pursuit vehicles in FHP. The department has base funding of $2.8 million for the Acquisition of Motor Vehicles. Base funding provides for the purchase of 103 vehicles. The department has requested additional funds ($13.9M) in order to replace an additional 497 vehicles for a total of 600.</td>
<td>-</td>
<td>13,896,921</td>
<td>-</td>
<td>13,896,921</td>
<td>-</td>
<td>13,896,921</td>
<td>-</td>
<td>7,750,000</td>
</tr>
<tr>
<td>102</td>
<td>DIRECT BILLING FOR ADMINISTRATIVE HEARINGS</td>
<td>2503080</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>(5,990)</td>
<td>(5,990)</td>
</tr>
<tr>
<td>103</td>
<td>ANNUALIZE EMAIL CONSOLIDATION - DEDUCT</td>
<td>26001C0</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>(566,777)</td>
<td>(566,777)</td>
</tr>
<tr>
<td>104</td>
<td>ANNUALIZE EMAIL CONSOLIDATION - ADD</td>
<td>26002C0</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>(896,038)</td>
<td>(896,038)</td>
</tr>
<tr>
<td>105</td>
<td>ANNUALIZE DATA CENTER CONSOLIDATION - DEDUCT</td>
<td>26005C0</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>(1,506,660)</td>
<td>(1,506,660)</td>
</tr>
<tr>
<td>106</td>
<td>ANNUALIZE DATA CENTER CONSOLIDATION - ADD</td>
<td>26006C0</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>107</td>
<td>MEMBER PERFORMANCE BONUS - PILOT PROGRAM</td>
<td>3000A19</td>
<td>Requests authorization to implement a Bonus Pilot Program in the Motorist Services Program, Customer Service Center. The Bonus Pilot Program will be limited to Senior Consumer Service Analysts within the Customer Service Center. Of this job classification, the pilot will be limited to only those who spend the majority of their time actually answering customer telephone calls (50 FTE). This requirement distinguishes these members from other members of the same job classification who respond to written correspondence. The performance award will be in two tiers. Tier 1 recipients will receive a net bonus of $150 and Tier 2 recipients a net bonus of $75 based on specified award criteria.</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>108</td>
<td>GRANTS AND AIDS - PROVIDE FUNDING FOR PRESIDENTIAL NOMINATING CONVENTION</td>
<td>3000190</td>
<td>The RNC has been designated as a National Special Security Event. This designation facilitates federal funding for federal, state and local agencies to coordinate operational security and planning for the event. The Florida Highway Patrol has been requested to commit approximately 400 personnel for a seven day period. Federal funds will be provided through the host agency, the City of Tampa. Budget authority is requested to enable the department the ability to receive and process reimbursements from the City of Tampa for department expenditures.</td>
<td>-</td>
<td>1,764,883</td>
<td>-</td>
<td>1,764,883</td>
<td>-</td>
<td>1,764,883</td>
<td>-</td>
<td>1,764,883</td>
</tr>
<tr>
<td>109</td>
<td>PRICE INCREASE FOR OPERATION OF MOTOR VEHICLES</td>
<td>3000430</td>
<td>The Department submitted an initial budget request for Fiscal Year 2012-13 which transfers $655,398 from the Other Personal Services category to the Operation of Motor Vehicles category to partially fund projected costs for next year. (See issues 2000620 and 2000630). Based on current spending trends, an additional $1,277,634 is necessary to fully fund this category for 2012-13. The increased need is attributed to three major areas which includes replacement of vehicles tires, of which the cost has increased by approximately 12%; increased price of fuel over Fiscal Year 2010-11, and additional repair and maintenance costs due to the increasing age and mileage of the Department's fleet.</td>
<td>-</td>
<td>1,277,634</td>
<td>-</td>
<td>1,277,634</td>
<td>-</td>
<td>1,277,634</td>
<td>-</td>
<td>1,277,634</td>
</tr>
<tr>
<td>LINE #</td>
<td>D3A Issue</td>
<td>D3A Issue Title</td>
<td>AGENCY LEGISLATIVE BUDGET REQUEST</td>
<td>GOVERNOR'S BUDGET RECOMMENDATIONS</td>
<td>SENATE Proposal</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>--------</td>
<td>-----------</td>
<td>----------------</td>
<td>-----------------------------------</td>
<td>-----------------------------------</td>
<td>----------------</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>D</td>
<td>E</td>
<td>F</td>
<td>G</td>
<td>H</td>
<td>I</td>
<td>J</td>
<td>K</td>
<td>L</td>
</tr>
<tr>
<td>110</td>
<td>3007A20</td>
<td>FLORIDA HIGHWAY PATROL LEADERSHIP DEVELOPMENT PLAN</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>991,349</td>
<td></td>
<td>-</td>
<td></td>
<td>-</td>
<td>(991,349)</td>
<td></td>
<td>-</td>
</tr>
<tr>
<td>111</td>
<td>3003A70</td>
<td>TRANSFER RATE AND SALARY BUDGET TO MOTOR CARRIER COMPLIANCE FROM HIGHWAY SAFETY SERVICE FOR COMMERCIAL VEHICLE PAY ADJUST - DEDUCT</td>
<td>FTE</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>-</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>-</td>
<td>(661,252)</td>
<td>(661,252)</td>
<td>-</td>
</tr>
<tr>
<td>112</td>
<td>3003A46</td>
<td>TRANSFER RATE AND SALARY BUDGET TO MOTOR CARRIER COMPLIANCE FROM HIGHWAY SAFETY SERVICE FOR COMMERCIAL VEHICLE PAY ADJUST - ADD</td>
<td>FTE</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>-</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>-</td>
<td>661,252</td>
<td>661,252</td>
<td>-</td>
</tr>
<tr>
<td>113</td>
<td>3003020</td>
<td>CONTINUE FEDERAL GRANT FUNDING FOR FLORIDA DRIVER LICENSE BIOMETRIC IDENTIFICATION FACIAL RECOGNITION SOFTWARE GRANTS</td>
<td>FTE</td>
<td>767,097</td>
<td>767,097</td>
<td>767,097</td>
<td>767,097</td>
<td>-</td>
<td>767,097</td>
<td>767,097</td>
<td>767,097</td>
</tr>
</tbody>
</table>

The Leadership Development initiative provides graduated compensation for sworn members of FHP by creating tiers within the Trooper, Corporal, Sergeant, Lieutenant and Captain ranks. Advancement through the tiers would include a minimum number of years of service, an established minimum overall rating on performance evaluations, and higher education training requirements.

Subsequent to the LBR submission, the department has revised the Leadership Plan to limit the tier progression to one tier per year for members hired before July 1, 2010 and one tier every two years after that date. The FY 2012-13 annualized costs of the Leadership Development Plan is $2.9M.

Transfers of $661,252 in salaries and benefits appropriation to the Motor Carrier Compliance budget entity from the Highway Safety budget entity (76100100), within the Florida Highway Patrol (FHP), Highway Safety Operating Trust Fund, to implement the Motor Carrier Compliance (MCC) Pay Adjustment.

Transfer of $661,252 in salaries and benefits appropriation to the Motor Carrier Compliance budget entity from the Highway Safety budget entity (76100100), within the Florida Highway Patrol (FHP), Highway Safety Operating Trust Fund, to implement the Motor Carrier Compliance (MCC) Pay Adjustment.

The Florida Driver License Biometric Identification Facial Recognition Software will allow law enforcement and investigators the ability to compare photographs or videos to the Florida Driver Licenses System (FDLS) of licensed drivers and to assist with intelligence gathering related to criminal acts or acts of terrorism. The funds will be used to purchase facial recognition software and equipment. The Florida Driver License Biometric Identification Facial Recognition System grants were appropriated in Fiscal Year 2010-11 and 2011-12 as part of the domestic security administered funds allocation. This issue requests budget authority FY 12-13 to complete these projects.
### Agency Legislative Budget Request

<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>LINE #</strong></td>
<td>D3A Issue</td>
<td>D3A Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td><strong>114</strong></td>
<td>3003026</td>
<td>CONTINUE FEDERAL GRANT FUNDING FOR PREVENTATIVE RADIATIONAL NUCLEAR DETECTION ENHANCEMENT PROJECT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue requests $290,000 to continue implementation of the Preventative Radiological Nuclear Detection Enhancement grant awarded by the Division of Emergency Management (DEM) within the Federal Grants Trust Fund, Florida Highway Patrol Program. This funding is requested in the Motor Carrier Compliance budget entity Federal Grants Trust Fund, Domestic Security category. The Preventative Radiological Nuclear Detection Enhancement grant provides funding to prevent, respond, and recover from terrorist attacks, major disasters, and other emergencies.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>290,000</td>
<td>290,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>115</strong></td>
<td>3007570</td>
<td>CONTINUE THE 2010 REAL IDENTIFICATION DRIVER LICENSE SECURITY GRANT PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>The 2011-2012 General Appropriations Act (GAA) provided nonrecurring funding to implement the 2010 Real ID Driver License Security Grant Program funded by the United States Department of Homeland Security. The three year grant, with an end term date of June 30, 2013, has been used to supplement Real ID implementation projects to enhance office efficiencies, expand public information efforts, incorporate digital image technologies and improve external communications and data management processes. On January 4, 2010, Florida became one of the first states to begin issuing materially compliant licenses and ID cards that meet Federal Real ID Act standards. The federal government, recognizing the wide ranging impact of meeting REAL ID standards, subsequently awarded several annual grants with three year terms aimed at improving driver license security. One of the projects is the 2010 Real ID Grant which involves the development of a secure web portal, wherein local law enforcement agencies can access the Department's archived digital images. Creation of the portal provides the Department with a vehicle to highlight the benefits of the facial recognition program.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>850,000</td>
<td>850,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>116</strong></td>
<td>3007600</td>
<td>PROVIDE FUNDING FOR THE 2011 DEPARTMENT OF HOMELAND SECURITY REAL IDENTIFICATION DRIVER LICENSE SECURITY GRANT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This grant was awarded in FY 11-12 for $1.6 million by U.S. Department of Homeland Security. Current year expenditures are expected to reach $753,750 and this issue would allow for the remainder to be expended in FY 12-13.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>950,000</td>
<td>950,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>117</strong></td>
<td>3005050</td>
<td>REDUCE FEDERAL GRANTS TRUST FUND - FLORIDA HIGHWAY PATROL</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue reduces existing budget authority within the Federal Grants Trust Fund, Florida Highway Patrol Program, due to a reduction in transportation and safety related grant awards.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>(375,616)</td>
<td>(375,616)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>118</strong></td>
<td>3010200</td>
<td>ANNUALIZE FISCAL YEAR 2011-2012 DRIVER LICENSE OFFICE CLOSURES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Reduction of leased space relating to FY 11-12 Driver License Office closures. This reflects current year savings related to office closures that came earlier than expected. (Agency Schedule VIII-B Issue)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>(440,430)</td>
<td>(440,430)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

#### Fiscal Year 2012-2013

<table>
<thead>
<tr>
<th>LINE #</th>
<th>Agency Schedule</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>D</td>
<td>E</td>
<td>F</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>119</td>
<td>33V0210</td>
<td>CLOSE STATE OPERATED DRIVER LICENSE OFFICES</td>
<td>Section 322.135, F.S., requires all driver license issuance functions to be assumed by the 64 constitutionally elected tax collectors by June 30, 2015. The closures are in Escambia, Pinellas, Orange and St. Lucie Counties. (Agency Schedule VIII-B Issue)</td>
<td>-</td>
<td>(30.00)</td>
</tr>
<tr>
<td>120</td>
<td>33V0220</td>
<td>REALIGN BUREAUS OF FIELD OPERATIONS AND FINANCIAL RESPONSIBILITY PROGRAMS</td>
<td>Continues the realignment of services within the Division of Motorist services by eliminating 6 FTE. 3 positions will be eliminated in the Bureau of Motorist Compliance through the automation of current manual processes; and 3 positions will be eliminated from the Bureau of Driver License Field Operations, and Motor Vehicles Field Operations by merging the two Bureaus creating a Bureau of Field Operations. (Agency Schedule VIII-B Issue)</td>
<td>-</td>
<td>(6.00)</td>
</tr>
<tr>
<td>121</td>
<td>33V0530</td>
<td>REDUCE FLORIDA HIGHWAY PATROL SPAN OF CONTROL</td>
<td>The FHP has developed a 5 year plan to change the supervisor to employee ratio from 1/5.7 to 1/8.2 through attrition of supervisory ranks. This issue represents Year 2 and will downgrade 23 supervisor positions to Law Enforcement Officers (Troopers). (Agency Schedule VIII-B)</td>
<td>-</td>
<td>(6.00)</td>
</tr>
<tr>
<td>122</td>
<td>33V0710</td>
<td>REDUCE THE KIRKMAN BUILDING SECURITY STAFF</td>
<td>Non-sworn security guards provide security services at the Neil Kirkman Building 24/7. The elimination of 3 security guard positions will reduce security services to hours of operation only. (Agency Schedule VIII-B)</td>
<td>-</td>
<td>(3.00)</td>
</tr>
<tr>
<td>123</td>
<td>33V0720</td>
<td>ELIMINATE NON-SWORN POSITIONS IN THE OFFICE OF MOTOR CARRIER COMPLIANCE, FLORIDA HIGHWAY PATROL PROGRAM (Agency Schedule VIII-B)</td>
<td>Eliminates 10 non sworn Staff Assistant positions in the Motor Carrier Compliance budget entity. These are filled positions.</td>
<td>-</td>
<td>(10.00)</td>
</tr>
<tr>
<td>124</td>
<td>33V0730</td>
<td>ELIMINATE NON-TECHNOLOGY POSITIONS</td>
<td>Eliminates 10 vacant positions in the Information Systems Administration budget entity which are being held vacant in order to fill other critical technology positions. The department does not have sufficient salary and rate to fill the positions.</td>
<td>-</td>
<td>(10.00)</td>
</tr>
<tr>
<td>125</td>
<td>33V0527</td>
<td>REDUCE EXPENSES FUNDING IN THE OFFICE OF MOTOR CARRIER COMPLIANCE, FLORIDA HIGHWAY PATROL PROGRAM</td>
<td>Lease savings from combining Motor Carrier Compliance field offices with FHP field offices.</td>
<td>-</td>
<td>(10.00)</td>
</tr>
<tr>
<td>125 A</td>
<td>33v0876</td>
<td>REDUCE BUDGET AUTHORITY FOR COMMERCIAL VEHICLE ENFORCEMENT OVERTIME</td>
<td>This issue will reduce excess budget authority in the overtime category for commercial vehicle enforcement.</td>
<td>-</td>
<td>(10.00)</td>
</tr>
<tr>
<td>125 B</td>
<td>5007066</td>
<td>FUNDING FOR INCIDENTAL OVERTIME - HIGHWAY SAFETY PROGRAM</td>
<td>This issue will provide funding for FHP incidental overtime in an Overtime appropriations category. The department has no funding for incidental overtime and currently utilizes rate associated with vacant positions for this expenditure.</td>
<td>-</td>
<td>(10.00)</td>
</tr>
<tr>
<td>A</td>
<td>B</td>
<td>C DSA Issue Title</td>
<td>D FTE</td>
<td>E RECURRING GENERAL REVENUE</td>
<td>F NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>---</td>
<td>---</td>
<td>------------------</td>
<td>------</td>
<td>-----------------------------</td>
<td>-----------------------------</td>
</tr>
<tr>
<td>125</td>
<td>C</td>
<td>60520M LAW ENFORCEMENT RADIO SYSTEM REPLACEMENT EQUIPMENT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>126</td>
<td>D</td>
<td>30075M Motor Cycle Safety Education Program - American Bikers Aiming Toward Educational Florida (proviso)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>127</td>
<td>C</td>
<td>30010C0 REDUCTIONS FROM TECHNOLOGY SERVICE CONSOLIDATIONS</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>128</td>
<td>D</td>
<td>30126C0 DRIVER AND VEHICLE INFORMATION SYSTEM MODERNIZATION (DAVID)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>129</td>
<td>C</td>
<td>30230C0 REPLACE OUTDATED MAINFRAME MOTORIST SERVICES SYSTEMS</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>130</td>
<td>D</td>
<td>30123C0 EXPAND ONLINE APPOINTMENT SERVICE APPLICATIONS FOR STATE (OASIS) AND TAX COLLECTORS OASIS</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>131</td>
<td>C</td>
<td>30111C0 IMPLEMENT ADDRESS VERIFICATION SOFTWARE</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>131</td>
<td>D</td>
<td>55C01C0 ADDITIONAL RESOURCES REQUIRED TO SUPPORT CONSOLIDATION OF TECHNOLOGY SERVICES</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>132</td>
<td>C</td>
<td>55C04C0 ADDITIONAL RESOURCES REQUIRED TO SUPPORT CONSOLIDATION OF EMAIL SERVICES</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
# Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

## Fiscal Year 2012-2013

## AGENCY LEGISLATIVE BUDGET REQUEST

<table>
<thead>
<tr>
<th>LINE</th>
<th>D3A Issue</th>
<th>D3A Issue Title</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>133</td>
<td>30009408</td>
<td>MOTOR CARRIER SAFETY ASSISTANCE PROGRAM</td>
<td>12,412.163</td>
<td>12,412.163</td>
<td>-</td>
<td>-</td>
<td>12,412.163</td>
<td>12,412.163</td>
<td>11,182,922</td>
</tr>
<tr>
<td>134</td>
<td>30005200</td>
<td>MAINTENANCE AND REPAIR (Subtotal)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>3,698,555</td>
</tr>
<tr>
<td>135</td>
<td>08001300</td>
<td>MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE</td>
<td>883,500</td>
<td>883,500</td>
<td>-</td>
<td>-</td>
<td>596,000</td>
<td>596,000</td>
<td>596,000</td>
</tr>
<tr>
<td>136</td>
<td>08010200</td>
<td>SPECIAL PROJECTS AND IMPROVEMENTS - ADMINISTRATIVE SERVICES</td>
<td>3,465,565</td>
<td>3,465,565</td>
<td>-</td>
<td>-</td>
<td>2,822,555</td>
<td>2,822,555</td>
<td>2,822,555</td>
</tr>
<tr>
<td>137</td>
<td>08040900</td>
<td>MAJOR RENOVATIONS - FLORIDA HIGHWAY PATROL STATION (PINELAS PARK) - AGENCY MANAGED</td>
<td>280,000</td>
<td>280,000</td>
<td>-</td>
<td>-</td>
<td>280,000</td>
<td>280,000</td>
<td>280,000</td>
</tr>
<tr>
<td>138</td>
<td></td>
<td>HIGHWAY SAFETY and MOTOR VEHICLES, DEPT. OF Total</td>
<td>4,540.50</td>
<td>4,540.50</td>
<td>-</td>
<td>-</td>
<td>13,896,921</td>
<td>13,896,921</td>
<td>403,376,504</td>
</tr>
<tr>
<td>140</td>
<td></td>
<td>MILITARY AFFAIRS, DEPT. OF</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>142</td>
<td></td>
<td>BASE BUDGET (OPERATING COSTS FROM PRIOR YEAR)</td>
<td>373.00</td>
<td>373.00</td>
<td>-</td>
<td>-</td>
<td>35,162,122</td>
<td>35,162,122</td>
<td>35,162,122</td>
</tr>
<tr>
<td>143</td>
<td>16054100</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR SOUTHWOOD SHARED RESOURCE CENTER - DEDUCT</td>
<td>1,051</td>
<td>1,051</td>
<td>-</td>
<td>-</td>
<td>1,051</td>
<td>1,051</td>
<td>1,051</td>
</tr>
<tr>
<td>144</td>
<td>16054200</td>
<td>REALIGNMENT OF AGENCY SPENDING AUTHORITY FOR SOUTHWOOD SHARED RESOURCE CENTER - ADD</td>
<td>1,051</td>
<td>1,051</td>
<td>-</td>
<td>-</td>
<td>1,051</td>
<td>1,051</td>
<td>1,051</td>
</tr>
<tr>
<td>145</td>
<td>16091000</td>
<td>REALIGN BETWEEN CATEGORIES OF LEASE EQUIPMENT - DEDUCT</td>
<td>(10,000)</td>
<td>(10,000)</td>
<td>-</td>
<td>-</td>
<td>(10,000)</td>
<td>(10,000)</td>
<td>(10,000)</td>
</tr>
<tr>
<td>146</td>
<td>16092001</td>
<td>REALIGN BETWEEN CATEGORIES OF LEASE EQUIPMENT - ADD</td>
<td>10,000</td>
<td>10,000</td>
<td>-</td>
<td>-</td>
<td>10,000</td>
<td>10,000</td>
<td>10,000</td>
</tr>
<tr>
<td>147</td>
<td>16092100</td>
<td>REALIGN OPERATING FUNDS - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>148</td>
<td>16092200</td>
<td>REALIGN OPERATING FUNDS - ADD</td>
<td>(2,000,000)</td>
<td>(2,000,000)</td>
<td>-</td>
<td>-</td>
<td>(2,000,000)</td>
<td>(2,000,000)</td>
<td>(2,000,000)</td>
</tr>
</tbody>
</table>

### Notes
- The Federal Motor Carrier Safety Administration has awarded the Motor Carrier Safety Assistance Program Grant (MCSAP) annually in varying amounts since 1995. The MCSAP grants seeks to reduce the number and severity of commercial motor vehicles involved in crashes and to protect the state’s highways and bridge systems from accelerated damage.
- The Motor Carrier Safety Assistance Program Grant (MCSAP) annually in varying amounts since 1995. The MCSAP grants seeks to reduce the number and severity of commercial motor vehicles involved in crashes and to protect the state’s highways and bridge systems from accelerated damage.
- The Statewide SHARED RESOURCE CENTER (SSRC) appropriation category.
- Funds are requested to address environmental concerns including asbestos remediation. Other renovations will include ADA compliance and interior and exterior renovations.
- The Motor Carrier Safety Assistance Program Grant (MCSAP) annually in varying amounts since 1995. The MCSAP grants seeks to reduce the number and severity of commercial motor vehicles involved in crashes and to protect the state’s highways and bridge systems from accelerated damage.
- Funds are requested to address environmental concerns including asbestos remediation. Other renovations will include ADA compliance and interior and exterior renovations.

### Additional Information
- General repairs, upgrades, and improvements to the Neil Kirkman Building.
- Funds are requested to address environmental concerns including asbestos materials and mold/mildew. Other renovations will include ADA compliance and interior and exterior renovations.

### Budget Files
- X:\Ted's Budget Files\2012 Session\TED FUNDING SPREADSHEET FY 2012-13 for February 9, 2012 TED meeting.xls
- Page 27 of 44

**Printed on 2/8/2012 @ 10:36 PM**
<table>
<thead>
<tr>
<th></th>
<th></th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>D</td>
<td>E</td>
<td>F</td>
</tr>
<tr>
<td></td>
<td>D3A Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
</tr>
<tr>
<td>148</td>
<td>REALIGN EXPENDITURES - ADD</td>
<td>-</td>
<td>2,000,000</td>
<td>2,000,000</td>
</tr>
<tr>
<td>149</td>
<td>INFORMATION TECHNOLOGY INFRASTRUCTURE REPLACEMENT</td>
<td>-</td>
<td>195,000</td>
<td>90,000</td>
</tr>
<tr>
<td>150</td>
<td>ADDITIONAL EQUIPMENT</td>
<td>-</td>
<td>331,538</td>
<td>331,538</td>
</tr>
<tr>
<td>152</td>
<td>FEDERAL/STATE COOPERATIVE AGREEMENT SUPPORT</td>
<td>24,00</td>
<td>1,126,977</td>
<td>1,126,977</td>
</tr>
<tr>
<td>153</td>
<td>ADMINISTRATIVE EXPENDITURE REDUCTION</td>
<td>-</td>
<td>(158,403)</td>
<td>(158,403)</td>
</tr>
<tr>
<td>154</td>
<td>REDUCE UNFUNDED TRUST FUND BUDGET AUTHORITY</td>
<td>-</td>
<td>(70,000)</td>
<td>(70,000)</td>
</tr>
<tr>
<td>155</td>
<td>VACANT POSITION REDUCTIONS</td>
<td>-</td>
<td>(4,00)</td>
<td>(109,844)</td>
</tr>
<tr>
<td>156</td>
<td>INTEGRATED EMERGENCY OPERATIONS MANAGEMENT INFORMATION SYSTEM</td>
<td>-</td>
<td>25,000</td>
<td>25,000</td>
</tr>
<tr>
<td>157</td>
<td>FORWARD MARCH PROGRAM</td>
<td>-</td>
<td>1,250,000</td>
<td>1,250,000</td>
</tr>
<tr>
<td>158</td>
<td>ABOUT FACE PROGRAM</td>
<td>-</td>
<td>750,000</td>
<td>750,000</td>
</tr>
<tr>
<td>159</td>
<td>OPERATION KICKSTART</td>
<td>-</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>160</td>
<td>ARMY SUPPORT</td>
<td>-</td>
<td>370,000</td>
<td>370,000</td>
</tr>
<tr>
<td>161</td>
<td>WORKER COMPENSATION FOR STATE ACTIVE DUTY</td>
<td>-</td>
<td>262,000</td>
<td>262,000</td>
</tr>
<tr>
<td>162</td>
<td>TRANSFER CONTRACTED SERVICES TO FULL-TIME POSITIONS - ADD</td>
<td>-</td>
<td>15,00</td>
<td>664,748</td>
</tr>
<tr>
<td>163</td>
<td>TRANSFER CONTRACTED SERVICES TO FULL-TIME POSITIONS - DEDUCT</td>
<td>-</td>
<td>(664,748)</td>
<td>(664,748)</td>
</tr>
<tr>
<td>164</td>
<td>MAINTENANCE AND REPAIR (Subtotal)</td>
<td>-</td>
<td>10,000,000</td>
<td>10,000,000</td>
</tr>
<tr>
<td>165</td>
<td>Florida Readiness Centers Revitalization Plan - Statewide</td>
<td>-</td>
<td>13,500,000</td>
<td>13,500,000</td>
</tr>
<tr>
<td>166</td>
<td>DESIGN/BUILD - EXPLOSIVE ORDINANCE DISPOSAL FACILITY</td>
<td>-</td>
<td>1,500,000</td>
<td>1,500,000</td>
</tr>
<tr>
<td>167</td>
<td>SPECIAL PURPOSE (Subtotal)</td>
<td>-</td>
<td>21,211,200</td>
<td>21,211,200</td>
</tr>
</tbody>
</table>

printed on 2/8/2012 @ 10:36 PM X:\Ted's Budget Files\2012 Session\TED FUNDING SPREADSHEET FY 2012-13 for February 9, 2012 TED meeting.xls Page 28 of 44
<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A #</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR’S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>D</td>
<td>E</td>
<td>F</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>168</td>
<td>086099</td>
<td>CONSTRUCT ARMED FORCES RESERVE CENTER - DAYTONA BEACH</td>
<td>Federal funds to replace the Daytona Beach facility with a Flagler County facility (long-term lease of 55 acres) which will house all elements of the Florida Army National Guard Headquarters.</td>
<td>-</td>
<td>20,864,000</td>
</tr>
<tr>
<td>169</td>
<td>087101</td>
<td>DESIGN - ARMY NATIONAL GUARD UNMANNED AIRCRAFT SYSTEM (UAS) PLATOON FACILITY</td>
<td>Federal funds to design storage and training space at Camp Blanding for the UAS unit and vehicle.</td>
<td>347,000</td>
<td>347,000</td>
</tr>
<tr>
<td>170</td>
<td></td>
<td>MILITARY AFFAIRS, DEPT. OF Total</td>
<td>397,00</td>
<td>15,488,898</td>
<td>16,842,000</td>
</tr>
<tr>
<td>171</td>
<td></td>
<td>STATE, DEPT. OF</td>
<td>416,00</td>
<td>22,417,865</td>
<td>29,397,408</td>
</tr>
<tr>
<td>172</td>
<td></td>
<td>BASE BUDGET (OPERATING COSTS FROM PRIOR YEAR)</td>
<td>416,00</td>
<td>22,417,865</td>
<td>29,397,408</td>
</tr>
<tr>
<td>173</td>
<td></td>
<td>STATE, DEPT. OF</td>
<td>416,00</td>
<td>22,417,865</td>
<td>29,397,408</td>
</tr>
</tbody>
</table>

**Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations**

**Fiscal Year 2012-2013**

**Governor’s Budget Recommendations**

**Senate Proposal**

**Agencies**

**Legislative Budget Request**

**General Budget**

**General Revenue**

**Total Trust Funds**

**Recurring General Revenue**

**Non-Recurring General Revenue**

**Total Trust Funds**

**FTE**

**Decision**

**Add**

**Deduct**

**Florida Budget**

**Senate Proposal**

**Department of State**

**Department of Military Affairs**

**Base Budget (Operating Costs from Prior Year)**

**State, Department of**
<table>
<thead>
<tr>
<th>LINE</th>
<th>D3A EMA</th>
<th>D3A Issue Title</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>180</td>
<td>17C10C0</td>
<td>STATEWIDE EMAIL CONSOLIDATION - ADD</td>
<td>50.797</td>
<td>14.620</td>
<td>65.417</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>181</td>
<td>17C20C0</td>
<td>TRANSFER TO SUPPORT ONE STOP BUSINESS REGISTRATION PORTAL - DEDUCT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>182</td>
<td>1708300</td>
<td>TRANSFER A PORTION OF NOTARY COMMISSION FUNCTIONS FROM THE EXECUTIVE OFFICE OF THE GOVERNOR TO THE DEPARTMENT OF STATE - ADD</td>
<td>1.00</td>
<td>-</td>
<td>99.156</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>183</td>
<td>1802060</td>
<td>REALIGN SUPPORT SERVICES AND INFORMATION TECHNOLOGY SERVICES FROM VARIOUS DIVISIONS - ADD</td>
<td>10.00</td>
<td>421,565</td>
<td>223,921</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>184</td>
<td>33G0000</td>
<td>MANAGEMENT EFFICIENCIES</td>
<td>1.00</td>
<td>62,027</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>185</td>
<td>33G0070</td>
<td>DIVISION OF HISTORICAL RESOURCES - ELIMINATE EXCESS BUDGET</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

This issue transfers funds to the appropriation categories currently used to operate, manage, and maintain the agency's email system or service to the Data Processing Services Southwood Shared Resource Center - Electronic Mail Services category. This issue nets to zero with issue 17C10C0.

This issue transfers funds to the Department of Revenue to offset the costs associated with the development of the "one-stop business registration portal", which is estimated to cost $3 million dollars in Fiscal Year 2012-13. In the portal, businesses will be guided through registration requirements based on responses in order to satisfy state agency requirements and speed time to market entry.

This issue transfers funds and one Full Time Position from the Executive Office of the Governor (EOG) to the Department of State (DOS) to administer the education portion of the Notary Commission functions. All administrative, clerical and initial investigation functions of the Notary Commission will be conducted by DOS. Suspensions and revocations will remain with EOG. This issue requires the passage of pending legislation as amended by the Governor.

This issue transfers funds and one Full Time Position from the Executive Office of the Governor (EOG) to the Department of State (DOS) to administer the education portion of the Notary Commission functions. All administrative, clerical and initial investigation functions of the Notary Commission will be conducted by DOS. Suspensions and revocations will remain with EOG. This issue requires the passage of pending legislation as amended by the Governor.

This reduction of one vacant position in the Division of Library and Information Services, is necessary as a result of declining revenues in the Records Management Trust Fund. The services provided by the Records Management program are not being utilized (by other state agencies) at the same level as they have been in the past. This reduction will help bring the budget authority in line with projected revenue for FY 2012-13. (See also issue 33G0160 below.).

The current year $1,018,622 federal grant award from the National Park Service will be less for Fiscal Year 2012-13. The budget reduction is necessary in order to align the budget authority with the anticipated revenue. These federal funds are used for several statewide historic preservation activities, including listing properties on the National Register of Historic Places, Section 106 Compliance Review of federal and state undertakings, assisting property owners with Preservation Tax Incentives, and maintaining a state inventory of historic properties.
### AGENCY LEGISLATIVE BUDGET REQUEST

<table>
<thead>
<tr>
<th>LINE #</th>
<th>DIA Issue</th>
<th>DIA Issue Title</th>
<th>FTE</th>
<th>RECURING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>FTE</th>
<th>RECURING GENERAL REVENUE</th>
<th>NON-RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>186</td>
<td>D3A0709</td>
<td>DIVISION OF CULTURAL AFFAIRS - ELIMINATE EXCESS BUDGET</td>
<td>-</td>
<td>(188,335)</td>
<td>(188,335)</td>
<td></td>
<td>-</td>
<td>(188,335)</td>
<td>(188,335)</td>
<td></td>
<td>-</td>
<td>(188,335)</td>
<td>(188,335)</td>
<td></td>
<td>-</td>
<td>(188,335)</td>
<td>(188,335)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>187</td>
<td>33V0099</td>
<td>OPERATIONAL REDUCTIONS IN ELECTIONS</td>
<td>-</td>
<td>(322,272)</td>
<td>(322,272)</td>
<td>(187,672)</td>
<td>-</td>
<td>(322,272)</td>
<td>(322,272)</td>
<td>(187,672)</td>
<td>-</td>
<td>(322,272)</td>
<td>(322,272)</td>
<td>(187,672)</td>
<td>-</td>
<td>(322,272)</td>
<td>(322,272)</td>
<td>(187,672)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>188</td>
<td>33V0100</td>
<td>BUILDING RENT SAVINGS</td>
<td>-</td>
<td>(740,988)</td>
<td>(419,624)</td>
<td>(1,160,612)</td>
<td>-</td>
<td>(740,988)</td>
<td>(419,624)</td>
<td>(1,160,612)</td>
<td>-</td>
<td>(740,988)</td>
<td>(419,624)</td>
<td>(1,160,612)</td>
<td>-</td>
<td>(740,988)</td>
<td>(419,624)</td>
<td>(1,160,612)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>189</td>
<td>33V0111</td>
<td>MANAGEMENT EFFICIENCIES WITHIN THE CORPORATIONS PROGRAM</td>
<td>-</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>-</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>-</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>-</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td>(165,827)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>190</td>
<td>33V0125</td>
<td>CONSOLIDATE LEGISLATIVE LIBRARY WITH STATE LIBRARY</td>
<td>-</td>
<td>(384,070)</td>
<td>(384,070)</td>
<td></td>
<td>-</td>
<td>(384,070)</td>
<td>(384,070)</td>
<td></td>
<td>-</td>
<td>(384,070)</td>
<td>(384,070)</td>
<td></td>
<td>-</td>
<td>(384,070)</td>
<td>(384,070)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>191</td>
<td>33V0160</td>
<td>REDUCE RECORDS MANAGEMENT TECHNICAL SERVICES</td>
<td>-</td>
<td>(169,350)</td>
<td>(169,350)</td>
<td>(5.00)</td>
<td>-</td>
<td>(169,350)</td>
<td>(169,350)</td>
<td>(5.00)</td>
<td>-</td>
<td>(169,350)</td>
<td>(169,350)</td>
<td>(5.00)</td>
<td>-</td>
<td>(169,350)</td>
<td>(169,350)</td>
<td>(5.00)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>LINE #</td>
<td>D3A Issue</td>
<td>D3A Issue Title</td>
<td>AGENCY LEGISLATIVE BUDGET REQUEST</td>
<td>GOVERNOR'S BUDGET RECOMMENDATIONS</td>
<td>SENATE Proposal</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>-------</td>
<td>-----------</td>
<td>----------------</td>
<td>-----------------------------------</td>
<td>-----------------------------------</td>
<td>----------------</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>192</td>
<td>330019E</td>
<td>MANAGEMENT STAFFING REDUCTIONS</td>
<td></td>
<td>(8.00)</td>
<td>(516,105)</td>
<td></td>
<td>(8.00)</td>
<td>(516,105)</td>
<td></td>
<td>(516,105)</td>
<td></td>
<td>(516,105)</td>
<td></td>
<td>(516,105)</td>
<td></td>
<td>(516,105)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>193</td>
<td>330001C</td>
<td>REDUCTIONS FROM TECHNOLOGY SERVICE CONSOLIDATIONS</td>
<td></td>
<td>(2,407)</td>
<td></td>
<td></td>
<td>(2,407)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>194</td>
<td>330015C</td>
<td>REDUCTIONS FROM EMAIL SERVICES CONSOLIDATIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>195</td>
<td>340007E</td>
<td>GENERAL REVENUE TO THE OPERATING TRUST FUND - NOTARY COMMISSION FUNCTIONS</td>
<td></td>
<td>(374,514)</td>
<td></td>
<td></td>
<td>(374,514)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>196</td>
<td>340007E</td>
<td>GENERAL REVENUE TO THE OPERATING TRUST FUND - NOTARY COMMISSION FUNCTIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>197</td>
<td>410010C</td>
<td>FLORIDA MAIN STREET PROGRAM</td>
<td></td>
<td>165,000</td>
<td>165,000</td>
<td></td>
<td>165,000</td>
<td>165,000</td>
<td></td>
<td>165,000</td>
<td>165,000</td>
<td></td>
<td>165,000</td>
<td>165,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>198</td>
<td>410020A</td>
<td>HISTORIC PROPERTIES MAINTENANCE</td>
<td></td>
<td>200,000</td>
<td>200,000</td>
<td></td>
<td>200,000</td>
<td>200,000</td>
<td></td>
<td>200,000</td>
<td>200,000</td>
<td></td>
<td>200,000</td>
<td>200,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A</td>
<td>B</td>
<td>C</td>
<td>D</td>
<td>E</td>
<td>F</td>
<td>G</td>
<td>H</td>
<td>I</td>
<td>J</td>
<td>K</td>
<td>L</td>
<td>M</td>
<td>N</td>
<td>O</td>
<td>P</td>
<td>Q</td>
<td>R</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>-----</td>
<td>---------</td>
<td>-----------------</td>
<td>---</td>
<td>-----</td>
<td>-----------</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td>-----</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>199</td>
<td>4602000</td>
<td>SUPPORT FOR FEDERAL ELECTION ACTIVITIES (HAVA)</td>
<td></td>
<td>500,000</td>
<td>500,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>These federal grant funds would provide supervisors of elections with additional funds for the 2012 primary election and the 2012 general election for mailing sample ballots, voter information cards, advertising or publications outlining voting procedures, voting rights or voting technology, voting systems demonstrations, poll worker training stipends, training materials for poll workers, voter guides, and other approved activities. The Division of Elections currently has a recurring base of $2 million in the Federal Election Activities (HAVA) appropriation category.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>200</td>
<td>4601000</td>
<td>DEPARTMENT WIDE LITIGATION EXPENSES</td>
<td></td>
<td>500,000</td>
<td>500,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>This issue provides for litigation expenses in order to acquire legal representation for lawsuits related to elections and other departmental litigation processes. The department has limited staff to handle on-going lawsuits and some cases require specialized counsel. The Attorney General's Office represents the department in these cases unless their workload prevents taking the additional cases or in the event of a conflict. The amount requested is the same as was appropriated from nonrecurring funds in FY 2011-12.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>201</td>
<td>4602000</td>
<td>NOTARY COMMISSION FUNCTIONS</td>
<td></td>
<td>50,000</td>
<td>50,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>The Governor recommends an increase in the Operating Trust Fund for costs associated with the Notary Commission functions.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>202</td>
<td>4601000</td>
<td>CULTURAL AND MUSEUM GRANTS</td>
<td></td>
<td>2,500,000</td>
<td>2,500,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>The Division of Cultural Affairs is requesting funding to provide general program support grants of up to $150,000 for non-profit, tax-exempt Florida corporations including, but not limited to, history museums, science museums, youth and children's museums, art museums, state service organizations, performing art centers, orchestras, dance companies, and theater groups, local or state government entities, school districts, and community colleges and universities that have cultural program activities. The approved list of 236 projects totals $19 million. If funds appropriated are less than the total amount of the list, the funds appropriated are prorated to all projects on the list using a formula.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>The grants support the general program activities of creating, producing, presenting, staging, or sponsoring multiple cultural exhibits, performances, events, or providing cultural services. Grantees match awards dollar for dollar with cash and in-kind contributions. Eligible applications are reviewed in an open competitive process by peer review panels comprised of professionals knowledgeable in the various disciplines. Panel recommendations are then reviewed by the Florida Council on Arts and Culture and forwarded to the Secretary of State for approval.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>202</td>
<td>4601000</td>
<td>LAKE WALES ARTS COUNCIL</td>
<td></td>
<td>50,000</td>
<td>50,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>LINE #</td>
<td>DIA Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>--------</td>
<td>----------------</td>
<td>-----</td>
<td>---------------------------</td>
<td>-------------------------------</td>
<td>------------------</td>
<td>-----</td>
<td>---------------------------</td>
<td>-------------------------------</td>
<td>------------------</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>203</td>
<td>CULTURE BUILDS FLORIDA</td>
<td>- 500,000</td>
<td>- 500,000</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>204</td>
<td>FLORIDA HUMANITIES COUNCIL</td>
<td>- 350,000</td>
<td>350,000</td>
<td>-</td>
<td>350,000</td>
<td>350,000</td>
<td>350,000</td>
<td>350,000</td>
<td>350,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>204</td>
<td>FLORIDA AFRICAN-AMERICAN HERITAGE PRESERVATION NETWORK</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>205</td>
<td>ADDITIONAL RESOURCES REQUIRED TO SUPPORT CONSOLIDATION OF TECHNOLOGY SERVICES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>206</td>
<td>LIBRARY COOPERATIVE GRANT PROGRAM</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### Increased Funding for State Aid to Libraries

This request assumes that all 67 counties and at least 21 municipalities will continue to receive State Aid as provided in Section 257.17-19, Florida Statutes. The State Aid program is designed to assure that all Florida residents have access to free public library service. The state must guarantee through its Maintenance of Effort $21,250,751 in order to continue to receive its full allotment of federal Library Services and Technology Act grant funds.

The State Aid to Libraries program supports three types of grants:

- **Operating Grants.** All qualified counties are eligible to receive up to $0.25 on every $1.00 of local funds spent for the operation and maintenance of a library. Grants are prorated if the program is not fully funded.

- **Equalization Grants.** These grants are made available to those counties that qualify for an Operating Grant and that have limited local tax resources. Grants are prorated if the program is not funded at or above $31,999,233 or if libraries qualify for more than 15 percent of the appropriation.

- **Multicounty Library Grants.** These grants are made available to provide support to libraries that qualify for Operating Grants and that choose to join together to offer library service to their residents in a more cost-effective manner. These grants are not prorated.

<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue Title</th>
<th>FTE</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>TOTAL Trust Funds</th>
<th>TOTAL All Funds</th>
<th>Recurring General Revenue</th>
<th>Non-Recurring General Revenue</th>
<th>TOTAL Trust Funds</th>
<th>TOTAL All Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>207</td>
<td>INCREASED FUNDING FOR STATE AID TO LIBRARIES</td>
<td></td>
<td></td>
<td></td>
<td>21,300,000</td>
<td>21,300,000</td>
<td>-</td>
<td></td>
<td>21,300,000</td>
<td>21,300,000</td>
</tr>
<tr>
<td>208</td>
<td>HISTORIC PRESERVATION GRANTS</td>
<td></td>
<td></td>
<td></td>
<td>1,000,000</td>
<td>1,000,000</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>208 A</td>
<td>Government House Interpretive Film and Exhibit - St. Augustine</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1,000,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>208 B</td>
<td>Government House Museum Phase I Renovations - St. Augustine</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1,000,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>208 C</td>
<td>Apollo School Building - Hobe Sound</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>150,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>208 D</td>
<td>Historic Hampton House - Miami</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>150,000</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>209</td>
<td>REIMBURSEMENTS TO COUNTIES FOR SPECIAL ELECTIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>2,500,600</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Historic Preservation Grants

The Division of Historical Resources is requesting funding for Historic Preservation Small Matching Grants. These grants of up to $50,000 (with a 1:1 local match) preserve Florida's historical and archaeological resources through restoration and rehabilitation of historic buildings and structures, as well as through survey and evaluation of historic and archaeological resources.

### Reimbursements to Counties for Special Elections

Reimbursement to counties for the costs of special elections to fill vacancies in legislative offices is required by section 100.102, F.S.
### AGENCY LEGISLATIVE BUDGET REQUEST

<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue</th>
<th>D3A Issue Title</th>
<th>FTE</th>
<th>RECURRING GENERAL REVENUE</th>
<th>TOTAL TRUST FUNDS</th>
<th>GOVERNOR’S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>RECURRENCE</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>9700010</td>
<td>ADVERTISING PROPOSED CONSTITUTIONAL AMENDMENTS</td>
<td>-</td>
<td>1,219,866</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>990G000</td>
<td>GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY</td>
<td>-</td>
<td>1,219,866</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>140009</td>
<td>HISTORIC PROJECT - HOLOCAUST DOCUMENTATION AND EDUCATION CENTER RAIL CAR RENOVATION</td>
<td>-</td>
<td>1,219,866</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>140012</td>
<td>CULTURAL FACILITIES PROGRAM: (subtotal)</td>
<td>2,880,822</td>
<td>2,880,822</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Straz Center Renovations Project, Tampa Bay Performing Arts Center, Inc. (Hillsborough County)</td>
<td>500,000</td>
<td>500,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Dunedin Fine Art Center Multi Phase Construction Project, Phase 2 (Pinelas County)</td>
<td>500,000</td>
<td>500,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Accessibility Enhancement and Facility Improvements, Hippodrome Theater, Inc (Alachua County)</td>
<td>99,822</td>
<td>99,822</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Sidney and Berne Davis Art Center Restoration, Florida Arts, Inc. (Lee County)</td>
<td>500,000</td>
<td>500,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Children’s Museum Boardwalk, The Children’s Museum, Inc.,(Palm Beach County)</td>
<td>36,000</td>
<td>36,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Mound House: History from the Ground Up, Town of Fort Myers Beach (Lee County)</td>
<td>445,000</td>
<td>445,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Atrium for All Seasons, Philharmonic Center for the Arts, Inc. (Collier County)</td>
<td>300,000</td>
<td>300,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>210</td>
<td>proviso</td>
<td>Mattie Kelly Cultural Arts Village Amphitheater and Village Green, Mattie Kelly Arts Foundation, Inc. (Okaloosa County)</td>
<td>500,000</td>
<td>500,000</td>
<td></td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>211</td>
<td>990M000</td>
<td>MAINTENANCE AND REPAIR (Subtotal)</td>
<td>-</td>
<td>3,668,133</td>
<td></td>
<td>-</td>
<td>3,668,133</td>
</tr>
<tr>
<td>212</td>
<td>080000</td>
<td>THE GROVE - REPAIR/MAINTENANCE/ADA COMPLIANCE - DMS MGD</td>
<td>-</td>
<td>3,593,133</td>
<td></td>
<td>-</td>
<td>3,593,133</td>
</tr>
</tbody>
</table>

*There are currently seven constitutional amendments scheduled for the 2012 ballot. Pursuant to Article XI, Section 5 (d) of the Constitution of the State of Florida, the Division of Elections publishes the full text of proposed constitutional amendments twice in a newspaper of general circulation in each county at an average cost of approximately $174,267 per amendment.*
## AGENCY LEGISLATIVE BUDGET REQUEST

<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>LINE #</td>
<td>DIA Issue</td>
<td>DIA Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>TOTAL TRUST FUNDS</td>
</tr>
<tr>
<td>213</td>
<td>08501</td>
<td>REPAIRS AND RENOVATIONS, ROOF REPAIRS - DMS MGD</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td>275,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>214</td>
<td>09005002</td>
<td>SPECIAL PURPOSE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>215</td>
<td>08385</td>
<td>MUSEUM OF FLORIDA HISTORY PERMANENT EXHIBIT</td>
<td>-</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td>-</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td>-</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>216</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>217</td>
<td></td>
<td>STATE, DEPT. OF Total</td>
<td>415,000</td>
<td>44,582,865</td>
<td>13,938,601</td>
<td>30,644,264</td>
<td>403,000</td>
<td>20,113,527</td>
<td>29,530,138</td>
<td>29,981,544</td>
<td>79,625,206</td>
<td>402,000</td>
<td>32,691,008</td>
<td>33,822,997</td>
<td>29,961,544</td>
<td>79,605,206</td>
<td></td>
</tr>
<tr>
<td>218</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>219</td>
<td></td>
<td>TRANSPORTATION, DEPT. OF</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>220</td>
<td></td>
<td>BASE BUDGET (OPERATING COSTS FROM PRIOR YEAR)</td>
<td>6,939,000</td>
<td>628,374,235</td>
<td>628,374,235</td>
<td>6,939,000</td>
<td>628,374,235</td>
<td>628,374,235</td>
<td>6,939,000</td>
<td>628,374,235</td>
<td>628,374,235</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>221</td>
<td></td>
<td>BASE BUDGET (DEBT SERVICE)</td>
<td>152,330,426</td>
<td>152,330,426</td>
<td>152,330,426</td>
<td>152,330,426</td>
<td>152,330,426</td>
<td>152,330,426</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>222</td>
<td>160F010</td>
<td>REAPPROVE FIVE PERCENT TRANSFER - DEDUCT</td>
<td>(72,915)</td>
<td>(72,915)</td>
<td>(72,915)</td>
<td>(72,915)</td>
<td>(72,915)</td>
<td>(72,915)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>223</td>
<td>160F020</td>
<td>REAPPROVE FIVE PERCENT TRANSFER - ADD</td>
<td>72,915</td>
<td>72,915</td>
<td>72,915</td>
<td>72,915</td>
<td>72,915</td>
<td>72,915</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>224</td>
<td>160F100</td>
<td>REAPPROVE FIVE PERCENT TRANSFER - DEDUCT</td>
<td>(40,000)</td>
<td>(40,000)</td>
<td>(40,000)</td>
<td>(40,000)</td>
<td>(40,000)</td>
<td>(40,000)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

This issue funds replacement of roofing on the historic reconstructions at Mission San Luis. The reconstructions utilize historically accurate organic thatch material that decomposes over time. The Council House roof has significantly decomposed and is in need of replacement.

Funding for the Museum of Florida History Permanent Exhibit is for year two funding as part of a private/public partnership for the exhibit, "Forever Changed: La Florida, 1513-1821," which will play a pivotal role in the Viva Florida 500 commemoration. The first section of the exhibit is scheduled for a February 2012 opening. This additional funding is needed to complete the remaining three sections of the exhibit.

This issue requests reapproval of permanent budget adjustments approved in FY 11/12. The transfer moved budget from OPS category to the Contracted Services category to cover contractual obligations for janitorial services, air-conditioning, security system, fire alarm testing, HVAC inspections, pest control, and other related services.

This issue requests reapproval of permanent budget adjustments approved in FY 11/12. The transfer moved budget from OPS category to the Contracted Services category to cover contractual obligations for janitorial services, air-conditioning, security system, fire alarm testing, HVAC inspections, pest control, and other related services.

This issue requests reapproval of permanent budget adjustments approved in FY 11/12. This transfer moved budget in the Expense and Contracted Services categories from the Transportation Systems Development budget entity to the Information Technology budget entity for maintenance of video teleconference equipment, software licenses for personal computers and data line charges for the Martin Weigh in Motion Station on I-95 Expressway.
<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>225</td>
<td>REAPPROVE FIVE PERCENT TRANSFER - ADD</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>This issue requests reapproval of permanent budget adjustments approved in FY 11/12. This transfer moved budget in the Expense and Contracted Services categories from the Transportation Systems Development budget entity to the Information Technology budget entity for maintenance of video teleconference equipment, software licenses for personal computers and data line charges for the Martin Weigh in Motion Station on I-95 Expressway.</td>
<td>FTE 40,000</td>
<td>RECURRING GENERAL REVENUE 40,000</td>
<td>TOTAL TRUST FUNDS 40,000</td>
</tr>
<tr>
<td>226</td>
<td>BACK OUT OF LEASE OR LEASE PURCHASE OF EQUIPMENT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>This issue requests realignment of funds identified for the lease/lease purchase of equipment, fixtures, and other tangible personal property from the appropriation category currently used to a new appropriation category as defined in Section 216.011(1)(vv), Florida Statutes, in accordance with the requirements of Ch. 2011-45, Laws of Florida. (Agency Amended Request)</td>
<td>FTE (551,643)</td>
<td>RECURRING GENERAL REVENUE (551,643)</td>
<td>TOTAL TRUST FUNDS (551,643)</td>
</tr>
<tr>
<td>227</td>
<td>REALIGN LEASE OR LEASE PURCHASE EQUIPMENT - ADD</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>This issue requests realignment of funds identified for the lease/lease purchase of equipment, fixtures, and other tangible personal property from the appropriation category currently used to a new appropriation category as defined in Section 216.011(1)(vv), Florida Statutes, in accordance with the requirements of Ch. 2011-45, Laws of Florida. (Agency Amended Request)</td>
<td>FTE 551,643</td>
<td>RECURRING GENERAL REVENUE 551,643</td>
<td>TOTAL TRUST FUNDS 551,643</td>
</tr>
<tr>
<td>228</td>
<td>REAPPROVE POSITION REDUCTION REALLOCATION - DEDUCT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>This issue requests reapproval of permanent budget adjustments approved in FY 11/12. The FY 11/12 GAA included a reduction of 169 positions. In order to absorb this reduction, the department requested the realignment of the position reductions between budget entities. The realignment nets to zero at the department level. (33.00)</td>
<td>FTE (551,643)</td>
<td>RECURRING GENERAL REVENUE (551,643)</td>
<td>TOTAL TRUST FUNDS (551,643)</td>
</tr>
<tr>
<td>229</td>
<td>REAPPROVE POSITION REDUCTION REALLOCATION - ADD</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>This issue requests reapproval of permanent budget adjustments approved in FY 11/12. The FY 11/12 GAA included a reduction of 169 positions. In order to absorb this reduction, the department requested the realignment of the position reductions between budget entities. The realignment nets to zero at the department level.</td>
<td>FTE 33.00</td>
<td>RECURRING GENERAL REVENUE 33.00</td>
<td>TOTAL TRUST FUNDS 33.00</td>
</tr>
<tr>
<td>230</td>
<td>STATEWIDE EMAIL CONSOLIDATION - DEDUCT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Transfer from appropriation categories currently used to operate, manage, and maintain the agency’s email system or service to the Data Processing Services SSPC-Electronic Mail Services category.</td>
<td>FTE (4.00)</td>
<td>RECURRING GENERAL REVENUE (705,942)</td>
<td>TOTAL TRUST FUNDS (705,942)</td>
</tr>
<tr>
<td>231</td>
<td>STATEWIDE EMAIL CONSOLIDATION - ADD</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Transfer from appropriation categories currently used to operate, manage, and maintain the agency’s email system or service to the Data Processing Services SSPC-Electronic Mail Services category.</td>
<td>FTE 705,942</td>
<td>RECURRING GENERAL REVENUE 705,942</td>
<td>TOTAL TRUST FUNDS 705,942</td>
</tr>
<tr>
<td>231</td>
<td>INTRA-AGENCY REORGANIZATIONS - REORGANIZE ADMINISTRATIVE FUNCTION - ADD</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>This issue requests reapproval of permanent budget adjustments associated with the realignment of the position reductions between budget entities and program components to align the positions within the program area they support in the organization. (Agency Amended Issue)</td>
<td>FTE 94.00</td>
<td>RECURRING GENERAL REVENUE 6,590,906</td>
<td>TOTAL TRUST FUNDS 6,590,906</td>
</tr>
<tr>
<td>A</td>
<td>B</td>
<td>C</td>
<td>D</td>
<td>E</td>
</tr>
<tr>
<td>---</td>
<td>---</td>
<td>---</td>
<td>---</td>
<td>---</td>
</tr>
<tr>
<td>LINE #</td>
<td>D3A Issue #</td>
<td>D3A Issue Title</td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>231</td>
<td>1800110</td>
<td>INTRA-AGENCY REORGANIZATIONS - REORGANIZE ADMINISTRATIVE FUNCTION - DEDUCT</td>
<td></td>
<td></td>
</tr>
<tr>
<td>232</td>
<td>2001100</td>
<td>REALIGN BASE WITHIN ENTITY - DEDUCT</td>
<td></td>
<td></td>
</tr>
<tr>
<td>233</td>
<td>2001200</td>
<td>REALIGN BASE WITHIN ENTITY - ADD</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
## Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

### Fiscal Year 2012-2013

<table>
<thead>
<tr>
<th>LINE #</th>
<th>D3A #</th>
<th>D3A Issue Title</th>
<th>AGENCY LEGISLATIVE BUDGET REQUEST</th>
<th>GOVERNOR'S BUDGET RECOMMENDATIONS</th>
<th>SENATE Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>FTE</td>
<td>RECURRING GENERAL REVENUE</td>
<td>NON-RECURRING GENERAL REVENUE</td>
</tr>
<tr>
<td>234</td>
<td>2401170</td>
<td>REPLACEMENT EQUIPMENT FOR MATERIALS AND TESTING LABORATORIES</td>
<td>Funding to purchase replacement testing equipment and host vehicles used in the State Materials Laboratory in Gainesville, District 4 and District 6 that is outdated, obsolete or no longer functional. This is specialized equipment used to ensure that roads meet contract specifications, are safe for travel, and test the durability and cost effectiveness of materials used in highway and bridge construction.</td>
<td>-</td>
<td>922,500</td>
</tr>
<tr>
<td>235</td>
<td>2403100</td>
<td>ADDITIONAL EQUIPMENT FOR THE MATERIALS AND TESTING LABORATORIES</td>
<td>Funding for the purchase of specialized equipment for the State Materials Laboratory in Gainesville, District 4 and District 6. The concrete testing equipment and software is needed to ensure that concrete roads are constructed in a manner that meets specifications and is safe for travel. The equipment is also used to anticipate or prevent roadway damage by predicting the performance of mass concrete structures. Concrete Polisher System - $30,000 Indirect Tension of Concrete System - $208,000 Finite Element Analysis Software - $55,000 Dynamic Shear Rheometer - $40,000</td>
<td>-</td>
<td>333,000</td>
</tr>
<tr>
<td>236</td>
<td>2500380</td>
<td>DIRECT BILLING FOR ADMINISTRATIVE HEARINGS</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>237</td>
<td>2500267</td>
<td>ANNUALIZE - DEDUCT AGENCY DATA CENTER SERVICES FUNDINGS</td>
<td>-</td>
<td>(1,983,872)</td>
<td>(1,983,872)</td>
</tr>
<tr>
<td>238</td>
<td>2500667</td>
<td>ANNUALIZE - ADDITIONAL SERVICES PROVIDED BY PRIMARY DATA CENTER</td>
<td>-</td>
<td>1,983,873</td>
<td>1,983,873</td>
</tr>
<tr>
<td>239</td>
<td>2500777</td>
<td>ANNUALIZE - DEDUCTIONS FROM TECHNOLOGY SERVICES CONSOLIDATIONS</td>
<td>-</td>
<td>(254,820)</td>
<td>(254,820)</td>
</tr>
<tr>
<td>240</td>
<td>33G0100</td>
<td>ENHANCED TRAFFIC LAW ENFORCEMENT FOR STATE ROAD 93 - ALLIGATOR ALLEY</td>
<td>Requests additional budget authority for FHP - Law Enforcement Services on Alligator Alley in accordance with DHSMV LBR. This issue will increase the transfer to DHSMV for Florida Highway Patrol Services.</td>
<td>-</td>
<td>359,350</td>
</tr>
<tr>
<td>241</td>
<td>33G0700</td>
<td>INTELLIGENT TRANSPORTATION SYSTEMS SUPPORT</td>
<td>Requests additional budget for District 6 Regional Transportation Center to cover operating costs. Currently, Florida Highway Patrol and Miami-Dade Expressway Authority share space in District 6 facilities owned by FDOT. Under current contracts with the agencies, FDOT is reimbursed the agencies’ share of the operation expenses. The Department of Financial Services guidelines require that FDOT include these entire operating costs in LBR in order to restore budget authority for these reimbursements.</td>
<td>11,439</td>
<td>11,439</td>
</tr>
<tr>
<td>242</td>
<td>33G0100</td>
<td>VACANT POSITION REDUCTIONS</td>
<td>Eliminates 150 vacant positions.</td>
<td>38.00</td>
<td>-</td>
</tr>
</tbody>
</table>
### Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations

#### Fiscal Year 2012-2013

<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>LINE #</strong></td>
<td><strong>D3A issue</strong></td>
<td><strong>D3A Issue Title</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING</strong></td>
<td><strong>GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING</strong></td>
<td><strong>GENERAL REVENUE</strong></td>
<td><strong>TOTAL TRUST FUNDS</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING</strong></td>
<td><strong>GENERAL REVENUE</strong></td>
<td><strong>NON-RECURRING</strong></td>
<td><strong>GENERAL REVENUE</strong></td>
<td><strong>TOTAL TRUST FUNDS</strong></td>
<td><strong>FTE</strong></td>
<td><strong>RECURRING</strong></td>
<td><strong>GENERAL REVENUE</strong></td>
</tr>
<tr>
<td>242</td>
<td>A</td>
<td>2001700</td>
<td>REALIGN TOLL OPERATION CONTRACTS AND INSURANCE FROM OPERATING TO WORK PROGRAM - DEDUCT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>This issue transfers existing budget authority for Toll Operation Contracts and Toll Facility Insurance from the Operating Budget Expense Category to the Work Program Category Toll Operation Contracts. (Agency Amended Issue)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>242</td>
<td>B</td>
<td>2001800</td>
<td>TRANSFER UTILITY COSTS ASSOCIATED WITH WORK PROGRAM - DEDUCT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>This issue transfers existing budget authority for utility costs associated with expenditures related highway and bridge utilities, intelligent transportation system field equipment, and weigh in motion stations to the Work Program Category Highway Maintenance Contracts. (Agency Amended Issue)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>(14,755,255)</td>
<td>(14,755,255)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>243</td>
<td>A</td>
<td>33015C0</td>
<td>REDUCTIONS FROM EMAIL SERVICES CONSOLIDATIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Reductions represents the agency's savings realized through the purchase of enterprise email services. (Agency Amended Issue)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>-</td>
<td>(400,398)</td>
<td>(400,398)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>243</td>
<td>A</td>
<td>33001C0</td>
<td>REDUCTIONS FROM TECHNOLOGY SERVICES CONSOLIDATIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>The reduction is the difference between what the agency is currently spending to provide data center services and the amount needed to support the projected data center billing.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>-</td>
<td>(693,409)</td>
<td>(693,409)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>244</td>
<td>A</td>
<td>36102C0</td>
<td>FLORIDA PERMANENT REFERENCE NETWORK (FPRN)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Request budget for the upgrade of the FPRN which is the department's Global Position Base Station (GPS) network, operated statewide through 59 various locations. The department and other agencies use this system for GPS surveying and mapping activities, structural monitoring, and scientific measurements for design and construction.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1,343,500</td>
<td>1,343,500</td>
<td>1,343,500</td>
<td>1,343,500</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>245</td>
<td>A</td>
<td>36220C0</td>
<td>STORAGE AREA NETWORK REPLACEMENT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Request budget for SANS replacement in district headquarters for all 7 districts and Florida's Turnpike. These servers are scheduled for data center consolidation in FY 14-15. Since the units will be over 8 years old at that time, replacement is requested to maintain the current level of service through FY 14-15.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>966,400</td>
<td>966,400</td>
<td>-</td>
<td>966,400</td>
<td>966,400</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>246</td>
<td>A</td>
<td>36250C0</td>
<td>CONSTRUCTION MATERIAL ACCEPTANCE CERTIFICATION</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Request budget for the Laboratory Information Management System (LIMS) for Year 1 of a four year program of technology replacement. LIMS is the business application used by FDOT to ensure the quality of workmanship and materials for all construction projects through materials sampling, testing and acceptance. The department is dependent on LIMS to manage all the processes related to materials quality compliance and project acceptance. The current vendor can no longer provide changes to LIMS and will not provide support after 2015.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>722,400</td>
<td>722,400</td>
<td>-</td>
<td>722,400</td>
<td>722,400</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>247</td>
<td>A</td>
<td>55C04C0</td>
<td>ADDITIONAL RESOURCES REQUIRED TO SUPPORT CONSOLIDATION OF TECHNOLOGY SERVICES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>-</td>
<td>(302,240)</td>
<td>(302,240)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>248</td>
<td>A</td>
<td>55C01C0</td>
<td>ADDITIONAL RESOURCES REQUIRED TO SUPPORT CONSOLIDATION OF EMAIL SERVICES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>285,374</td>
<td>285,374</td>
<td>-</td>
<td>285,374</td>
<td>285,374</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Note: The table above represents the budget requests and recommendations for the Fiscal Year 2012-2013.*
<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>249</td>
<td></td>
<td>BUDGET RESTORATION - EXPENDITURE REFUNDS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>250</td>
<td></td>
<td>TOLLS VIOLATION ENFORCEMENT PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>251</td>
<td></td>
<td>TRANSFER TO DEPT OF HIGHWAY SAFETY AND MOTOR VEHICLES REIMBURSE FOR TROOP K SERVICES ON THE FL TURNPIKE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>252</td>
<td></td>
<td>TRANSFER TO THE DEPARTMENT OF HIGHWAY SAFETY - MOTOR CARRIER COMPLIANCE PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>253</td>
<td></td>
<td>TRANSFER TO SOUTH FLORIDA WATER MANAGEMENT DISTRICT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>254</td>
<td></td>
<td>FARIBANKS HAZARDOUS WASTE PIT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>255</td>
<td></td>
<td>PAYMENTS TO EXPRESSWAY AUTHORITIES</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>256</td>
<td></td>
<td>REDUCE BASE FUNDING - ELIMINATE TRANSFER TO DEPARTMENT OF HIGHWAY SAFETY &amp; MOTOR VEHICLE ENFORCEMENT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>257</td>
<td></td>
<td>PROVIDE ADDITIONAL FUNDING FOR TRANSPORTATION DISADVANTAGED COMMISSION</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>258</td>
<td></td>
<td>CODE CORRECTIONS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Request additional budget to cover the costs of fuel utilized by other state agencies at the department's fuel stations. Currently the department bills other agencies for these costs. The Department of Financial Services guidelines direct that these costs be included in the annual LBR to restore budget for these reimbursements.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget for the reimbursement of FHP Services - Troop K. The additional budget is requested based on the DHSMV budget request for Troop K.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.

Requests budget to continue toll enforcement utilizing FHP troopers at unmanned toll facilities statewide.
<table>
<thead>
<tr>
<th>A</th>
<th>B</th>
<th>C</th>
<th>D</th>
<th>E</th>
<th>F</th>
<th>G</th>
<th>H</th>
<th>I</th>
<th>J</th>
<th>K</th>
<th>L</th>
<th>M</th>
<th>N</th>
<th>O</th>
<th>P</th>
<th>Q</th>
<th>R</th>
</tr>
</thead>
<tbody>
<tr>
<td>LINE</td>
<td>D3A</td>
<td>D3A Issue Title</td>
<td>FTE</td>
<td>RECURRING</td>
<td>GENERAL</td>
<td>FTE</td>
<td>RECURRING</td>
<td>TOTAL TRUST</td>
<td>FTE</td>
<td>RECURRING</td>
<td>TOTAL TRUST</td>
<td>FTE</td>
<td>RECURRING</td>
<td>TOTAL TRUST</td>
<td>FTE</td>
<td>RECURRING</td>
<td>TOTAL TRUST</td>
</tr>
<tr>
<td>257</td>
<td>088000</td>
<td>MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>258</td>
<td>088200</td>
<td>ENVIRONMENTAL PROJECTS (Subtotal)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>259</td>
<td>088754</td>
<td>UNDERGROUND STORAGE TANK PROGRAM - STATEWIDE</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>260</td>
<td>088766</td>
<td>ENVIRONMENTAL SITE RESTORATIONS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>261</td>
<td>088450</td>
<td>MAINTENANCE AND REPAIR (Subtotal)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>262</td>
<td>088080</td>
<td>MINOR RENOVATIONS, REPAIRS, AND IMPROVEMENTS - STATEWIDE</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>263</td>
<td>082340</td>
<td>REPLACE - HEATING, VENTILATION AND AIR CONDITIONING - BARTOW</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>264</td>
<td>088770</td>
<td>TRANSPORTATION RCRF PROGRAM (SCAP)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>265</td>
<td>088950</td>
<td>STATE INFRASTRUCTURE BANK LOAN REPAYMENTS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>266</td>
<td>085150</td>
<td>SMALL COUNTY RESURFACING ASSISTANCE PROGRAM (SCRAP)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>267</td>
<td>085170</td>
<td>SMALL COUNTY OUTREACH PROGRAM (SCOOP)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>268</td>
<td>088780</td>
<td>COUNTY TRANSPORTATION PROGRAMS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>269</td>
<td>088760</td>
<td>BOND GUARANTEES</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>270</td>
<td>088776</td>
<td>TRANSPORTATION PLANNING CONSULTANTS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>271</td>
<td>088777</td>
<td>TRANSPORTATION-HIGHWAY MAINTENANCE CONTRACTS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>272</td>
<td>088780</td>
<td>INTRASTATE HIGHWAY CONSTRUCTION</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>273</td>
<td>088784</td>
<td>ARTERIAL HIGHWAY CONSTRUCTION</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>274</td>
<td>088778</td>
<td>CONSTRUCTION INSPECTION CONSULTANTS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>275</td>
<td>088773</td>
<td>AVIATION DEVELOPMENT/GRANTS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>276</td>
<td>088772</td>
<td>PUBLIC TRANSIT DEVELOPMENT/GRANTS</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>277</td>
<td>088776</td>
<td>RIGHT-OF-WAY LAND ACQUISITION</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>278</td>
<td>088780</td>
<td>SEAPORT - ECONOMIC DEVELOPMENT</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>A</td>
<td>B</td>
<td>C</td>
<td>D</td>
<td>E</td>
<td>F</td>
<td>G</td>
<td>H</td>
<td>I</td>
<td>J</td>
<td>K</td>
<td>L</td>
<td>M</td>
<td>N</td>
<td>O</td>
<td>P</td>
<td>Q</td>
<td>R</td>
</tr>
<tr>
<td>----</td>
<td>---------</td>
<td>------------------------</td>
<td>------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
<td>--------------</td>
</tr>
<tr>
<td>279</td>
<td>088794</td>
<td>SEAPORTS ACCESS PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>280</td>
<td>088795</td>
<td>SEAPORT GRANTS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>281</td>
<td>088796</td>
<td>SEAPORT INVESTMENT PROGRAM</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>282</td>
<td>088797</td>
<td>HIGHWAY SAFETY CONSTRUCTION/GRANTS</td>
<td></td>
<td>107,283,812</td>
<td>107,283,812</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>283</td>
<td>088798</td>
<td>RESURFACING</td>
<td>674,544,808</td>
<td>674,544,808</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>284</td>
<td>088799</td>
<td>BRIDGE CONSTRUCTION</td>
<td>347,375,266</td>
<td>347,375,266</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>285</td>
<td>088800</td>
<td>RAIL DEVELOPMENT/GRANTS</td>
<td>111,516,508</td>
<td>111,516,508</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>286</td>
<td>088801</td>
<td>INTERMODAL DEVELOPMENT/GRANTS</td>
<td></td>
<td>95,424,830</td>
<td>95,424,830</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>287</td>
<td>088802</td>
<td>CONTINUOUS MAINTENANCE WITH THE DEPARTMENT OF CORRECTIONS</td>
<td></td>
<td>19,146,000</td>
<td>19,146,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>288</td>
<td>088803</td>
<td>PRELIMINARY ENGINEERING CONSULTANTS</td>
<td></td>
<td>667,726,578</td>
<td>667,726,578</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>289</td>
<td>088804</td>
<td>HIGHWAY BEAUTIFICATION GRANTS</td>
<td></td>
<td>1,000,000</td>
<td>1,000,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>290</td>
<td>088805</td>
<td>RIGHT OF WAY SUPPORT</td>
<td>45,652,350</td>
<td>45,652,350</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>291</td>
<td>088806</td>
<td>TRANSPORTATION PLANNING GRANTS</td>
<td></td>
<td>27,626,104</td>
<td>27,626,104</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>292</td>
<td>088807</td>
<td>GRANTS AND AIDS - TRANSPORTATION EXPRESSWAY AUTHORITIES</td>
<td></td>
<td>4,000,000</td>
<td>4,000,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>293</td>
<td>088808</td>
<td>MATERIALS AND RESEARCH</td>
<td>12,786,192</td>
<td>12,786,192</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>294</td>
<td>088809</td>
<td>TRANSFER TO EXEC OFFICE OF THE GOVERNOR, OFFICE OF TOURISM, TRADE &amp; ECONOMIC DEVELOPMENT FOR TRANSPORTATION PROJECTS</td>
<td></td>
<td>10,000,000</td>
<td>10,000,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>295</td>
<td>088810</td>
<td>ECONOMIC DEVELOPMENT TRANSPORTATION PROJECTS (ROAD FUND)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>296</td>
<td>088811</td>
<td>BRIDGE INSPECTION</td>
<td>13,443,265</td>
<td>13,443,265</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>297</td>
<td>088812</td>
<td>TRAFFIC ENGINEERING CONSULTANTS</td>
<td></td>
<td>68,002,847</td>
<td>68,002,847</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>298</td>
<td>088813</td>
<td>LOCAL GOVERNMENT REIMBURSEMENT</td>
<td></td>
<td>38,503,210</td>
<td>38,503,210</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>299</td>
<td>088814</td>
<td>TOLL OPERATION CONTRACTS</td>
<td></td>
<td>67,992,683</td>
<td>67,992,683</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>300</td>
<td>088815</td>
<td>TURNPIKE SYSTEM EQUIPMENT AND DEVELOPMENT</td>
<td></td>
<td>45,681,908</td>
<td>45,681,908</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>301</td>
<td>088816</td>
<td>TOLLS SYSTEM EQUIPMENT AND DEVELOPMENT</td>
<td></td>
<td>31,193,000</td>
<td>31,193,000</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>302</td>
<td>088817</td>
<td>DEBT SERVICE</td>
<td>3,661,877</td>
<td>3,661,877</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>303</td>
<td>088818</td>
<td>TRANSPORTATION, DEPT. OF Total</td>
<td></td>
<td>6,835,00</td>
<td>6,835,00</td>
<td>8,000,493,821</td>
<td>8,000,493,821</td>
<td>6,887,00</td>
<td>6,887,00</td>
<td>6,705,166,106</td>
<td>6,705,166,106</td>
<td>6,795,00</td>
<td>6,795,00</td>
<td>8,776,148,032</td>
<td>8,776,148,032</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations**

**Fiscal Year 2012-2013**

**Agencies and Programs**

<table>
<thead>
<tr>
<th>Agency/Program</th>
<th>Funding Requests</th>
<th>Governor's Budget Recommendations</th>
<th>Senate Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTALS FOR ALL TED AGENCIES</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>OVER/(UNDER) THE BASE BUDGET TOTALS</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Budget Items**

- **FTE:** Full-Time Equivalent
- **FTE:** Full-Time Employee
- **TOTAL FUNDS:** Total Funding
- **RECURRING GENERAL REVENUE:** Recurring General Revenue
- **NON-RECURRING GENERAL REVENUE:** Non-Recurring General Revenue

**Note:** The table above represents the budget requests and appropriations for various transportation, tourism, and economic development programs within the Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations for Fiscal Year 2012-2013.
<table>
<thead>
<tr>
<th>DEPARTMENT</th>
<th>PAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/GROWTH MANAGEMENT/TRANSPORTATION</td>
<td></td>
</tr>
<tr>
<td>TRANSPORTATION, DEPARTMENT OF</td>
<td>1</td>
</tr>
<tr>
<td>SECTION 6 - GENERAL GOVERNMENT</td>
<td></td>
</tr>
<tr>
<td>ECONOMIC OPPORTUNITY, DEPARTMENT OF</td>
<td>5</td>
</tr>
<tr>
<td>GOVERNOR, EXECUTIVE OFFICE OF THE</td>
<td>11</td>
</tr>
<tr>
<td>HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF</td>
<td>12</td>
</tr>
<tr>
<td>MILITARY AFFAIRS, DEPARTMENT OF</td>
<td>14</td>
</tr>
<tr>
<td>STATE, DEPARTMENT OF</td>
<td>14</td>
</tr>
</tbody>
</table>
The moneys contained herein are appropriated from the named funds to the Department of Agriculture and Consumer Services, Department of Environmental Protection, Fish and Wildlife Conservation Commission and the Department of Transportation as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

TRANSPORTATION, DEPARTMENT OF

Funds in Specific Appropriations 1916 through 1928, 1934A through 1934E, 1950, 1951, 1953 through 1958, 1960 through 1970, and 2014 through 2023 are provided from the named funds to the department to fund the five year Work Program developed pursuant to provisions of section 339.135, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

TRANSPORTATION SYSTEMS DEVELOPMENT

PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT

1917 FIXED CAPITAL OUTLAY

AVIATION DEVELOPMENT/GRANTS

The funds provided in Specific Appropriation 1917, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1918 FIXED CAPITAL OUTLAY

PUBLIC TRANSIT DEVELOPMENT/GRANTS

The funds provided in Specific Appropriation 1918, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1919 FIXED CAPITAL OUTLAY

RIGHT-OF-WAY LAND ACQUISITION

From the funds in Specific Appropriation 1919, no funds are provided for right-of-way land acquisition in support of the Department of Transportation’s obligation to construct the Wekiva Parkway. The term "Wekiva Parkway" means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.
The funds provided in Specific Appropriation 1919, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1922A FIXED CAPITAL OUTLAY
SEAPORT INVESTMENT PROGRAM

The funds provided in Specific Appropriation 1922A, are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1923 FIXED CAPITAL OUTLAY
RAIL DEVELOPMENT/GRANTS

The funds provided in Specific Appropriation 1923, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1925 FIXED CAPITAL OUTLAY
PRELIMINARY ENGINEERING CONSULTANTS

From the funds in Specific Appropriation 1925, no funds are provided for preliminary engineering and consultant services in support of the Department of Transportation's obligation to construct the Wekiva Parkway. The term "Wekiva Parkway" means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.

The funds provided in Specific Appropriation 1925, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Year 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1926 FIXED CAPITAL OUTLAY
RIGHT-OF-WAY SUPPORT

The funds provided in Specific Appropriation 1926, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.
TRANSPORTATION SYSTEMS OPERATIONS

PROGRAM: HIGHWAY OPERATIONS

1951 FIXED CAPITAL OUTLAY
SMALL COUNTY OUTREACH PROGRAM (SCOP)

The funds provided in Specific Appropriation 1951, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1956 FIXED CAPITAL OUTLAY
INTRASTATE HIGHWAY CONSTRUCTION

From the funds in Specific Appropriation 1956, no funds are provided in support of the Department's obligation's for the construction of the Wekiva Parkway. The term "Wekiva Parkway" means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.

The funds provided in Specific Appropriation 1956, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

1957 FIXED CAPITAL OUTLAY
ARTERIAL HIGHWAY CONSTRUCTION

From the funds in Specific Appropriation 1957, no funds are provided for the construction of the Wekiva Parkway. The term "Wekiva Parkway" means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.

The funds provided in Specific Appropriation 1957, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.
1958  FIXED CAPITAL OUTLAY
CONSTRUCTION INSPECTION CONSULTANTS

<table>
<thead>
<tr>
<th>Amount</th>
<th>Category</th>
<th>State</th>
<th>City</th>
</tr>
</thead>
<tbody>
<tr>
<td>05 55150200 088718 5000</td>
<td>05 55150200 088718 5000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

From the funds in Specific Appropriation 1958, no funds are provided for construction inspection consultant services in support of the Department of Transportation's obligation to construct the Wekiva Parkway. The term "Wekiva Parkway" means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.

The funds provided in Specific Appropriation 1958, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

FLORIDA'S TURNPIKE SYSTEMS

FLORIDA'S TURNPIKE ENTERPRISE

2015  FIXED CAPITAL OUTLAY
INTRASTATE HIGHWAY CONSTRUCTION

The funds provided in Specific Appropriation 2015, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

2016  FIXED CAPITAL OUTLAY
CONSTRUCTION INSPECTION CONSULTANTS

The funds provided in Specific Appropriation 2016, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.

2020  FIXED CAPITAL OUTLAY
PRELIMINARY ENGINEERING CONSULTANTS

The funds provided in Specific Appropriation 2020, exceeding the amount programmed in the Department of Transportation's Final Tentative Five-Year Work Program for Fiscal Years 2012-13 through 2016-17 are contingent upon the passage of Senate Proposed Committee Bill XXX, or similar legislation becoming law.
The moneys contained herein are appropriated from the named funds to
Administration Funds, Department of Business and Professional Regulation,
Department of Citrus, Department of Economic Opportunity, Department of
Financial Services, Executive Office of the Governor, Department of
Highway Safety and Motor Vehicles, Legislative Branch, Department of the
Lottery, Department of Management Services, Department of Military
Affairs, Public Service Commission, Department of Revenue, and the
Department of State as the amounts to be used to pay the salaries, other
operational expenditures and fixed capital outlay of the named agencies.

ECONOMIC OPPORTUNITY, DEPARTMENT OF

PROGRAM: EXECUTIVE DIRECTION AND SUPPORT SERVICES

FINANCE AND ADMINISTRATION

2226 SALARIES AND BENEFITS

Four positions and $330,392 from the Administrative Trust Fund in
Specific Appropriation 2226 are provided to enhance financial
monitoring and oversight of Regional Workforce Boards. The Department
of Economic Opportunity shall provide a report on February 1, 2013 to
the chair of the Senate Budget Committee and the chair of the House
Appropriations Committee describing the specific work activities
assigned to these positions and the outcomes of the enhanced oversight.

PROGRAM: WORKFORCE SERVICES

WORKFORCE DEVELOPMENT

From the funds in Specific Appropriations 2246 through 2257, any
expenditure from the Temporary Assistance for Needy Families (TANF)
Block Grant must be expended in accordance with the requirements and
limitations of Part A of Title IV of the Social Security Act, as
amended, or any other applicable federal requirement or limitation.
Before any funds are released by the Department of Children and Family
Services, each provider shall identify the number of clients to be
served and certify their eligibility under Part A of Title IV of the
Social Security Act. Funds may not be released for services to any
clients except those so identified and certified.

The agency head or a designee shall certify that controls are in place
to ensure that such funds are expended in accordance with the
requirements and limitations of federal law and that reporting
requirements of federal law are met. It shall be the responsibility of
any entity to which such funds are appropriated to obtain the required
certification prior to any expenditure of funds.
From the funds in Specific Appropriations 2246 through 2257, no federal or state funds shall be used to pay for space being leased by a Regional Workforce Board, Workforce Florida, Inc., or the Department of Economic Opportunity if it has been determined by whichever entity is the lessee that there is no longer a need for the leased space. All leases, and performance and obligations under the leases, are subject to and contingent upon an annual appropriation by the Florida Legislature. In the event that such annual appropriation does not occur, or in the alternative, there is either a reduction in funding from the prior annual appropriation or the entity which is the lessee determines that the annual appropriation is insufficient to meet the requirements of the leases, then the lessee has the right to terminate the lease upon written notice by the lessee and the lessee shall have no further obligations under the contracts.

2249A SPECIAL CATEGORIES
GRANTS AND AIDS - WORKFORCE PROJECTS

Funds in Specific Appropriation 2249A shall be allocated to Goodwill Industries of South Florida.

2250 SPECIAL CATEGORIES
NON CUSTODIAL PARENT PROGRAM

From the funds provided in Specific Appropriation 2250, $750,000 from the Welfare Transition Trust Fund is provided for the Non Custodial Parent Program in Pinellas, Pasco, and Hillsborough counties. The Pinellas Workforce Board (WorkNet) shall administer the funds, which shall be maintained as a single project for the three counties.

From the funds in Specific Appropriation 2250, $666,000 from the Welfare Transition Trust Fund is provided to continue Gulf Coast Community Care's current Non Custodial Parent Program in Miami-Dade County, which shall be administered by the South Florida Workforce Board.

2252 SPECIAL CATEGORIES
GRANTS AND AIDS - REGIONAL WORKFORCE BOARDS

Funds provided in Specific Appropriation 2252 from the Welfare Transition Trust Fund shall be allocated for workforce services based on a plan approved by Workforce Florida, Inc. The plan shall identify funds provided for state-level and discretionary initiatives, and shall maximize funds distributed directly to the Regional Workforce Boards. The plan shall provide for equitable distribution of funds to the boards based on anticipated client caseload and the achievement of performance standards. Copies of the proposed allocation shall be provided to the Governor's Office of Policy and Budget, the chair of the Senate
Committee on Budget and the chair of the House Appropriations Committee.

From the funds provided in Specific Appropriation 2252, any expenditures by regional workforce boards for "outreach," "advertising," or "public relations" must have a direct program benefit and shall be spent in strict accordance with all applicable federal regulations and guidance. Costs of promotional items, including but not limited to capes, blankets, clothing, and memorabilia, including models, gifts, and souvenirs, which exceed $5,000 for outreach purposes must be approved prior to purchase by the Department of Economic Opportunity.

No funds in Specific Appropriation 2252 may be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of regional workforce boards, Workforce Florida, Inc., or the Department of Economic Opportunity except as expressly authorized by state law. Preapproved, reasonable, and necessary per diem allowances and travel expenses may be reimbursed. Such reimbursement shall be at the standard travel reimbursement rates established in section 112.061, Florida Statutes, and shall be in compliance with all applicable federal and state requirements. No funds in Specific Appropriation 2252 may be used for entertainment costs and recreational activities for board members and employees as these terms are defined in 2 C.F.R. part 230.

No funds in Specific Appropriation 2252 may be used for any contract exceeding $25,000 between a regional workforce board and a member of that board that has any relationship with the contracting vendor, unless the contract has been reviewed by the Department of Economic Opportunity and Workforce Florida, Inc.

Of the funds from Employment Security Administration Trust Funds in Specific Appropriation 2252, $500,000 shall be allocated to the Home Builders Institute's Pre-Apprenticeship Certificate Training (PACT) program. Funds shall be used to provide veterans with career training, vocational training, and job placement services in the home building industry.

WORKFORCE FLORIDA, INC.

From the funds in Specific Appropriations 2257 through 2272, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Family Services, each provider shall identify the number of clients to be served and certify their eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any clients except those so identified and certified.
The agency head or a designee shall certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It shall be the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.

From the funds in Specific Appropriations 2267 through 2272, no federal or state funds shall be used to pay for space being leased by a Regional Workforce Board, Workforce Florida, Inc., or the Department of Economic Opportunity if it has been determined by whichever entity is the lessee that there is no longer a need for the leased space. All leases, and performance and obligations under the leases, are subject to and contingent upon an annual appropriation by the Florida Legislature. In the event that such annual appropriation does not occur, or in the alternative, there is either a reduction in funding from the prior annual appropriation or the entity which is the lessee determines that the annual appropriation is insufficient to meet the requirements of the leases, then the lessee has the right to terminate the lease upon written notice by the lessee and the lessee shall have no further obligations under the contracts.

PROGRAM: COMMUNITY DEVELOPMENT

COMMUNITY PLANNING

2280A SPECIAL CATEGORIES
GRANTS AND AIDS - BLACK BUSINESS LOAN PROGRAM

From the funds in Specific Appropriation 2280A, $250,000 shall be allocated to the Urban League.

2284 SPECIAL CATEGORIES
GRANTS AND AIDS - ECONOMIC DEVELOPMENT PROGRAMS

Pursuant to the provisions of section 498 of chapter 2011-142, Laws of Florida, the Department of Economic Opportunity shall use the funds provided in Specific Appropriation 2284 to execute a contract with the Office of Economic Development and Engagement within the University of West Florida, for the charitable purpose of developing and implementing an innovative economic development program for promoting research and development, commercialization of research, economic diversification, and job creation in a Disproportionally Affected County.

HOUSING AND COMMUNITY DEVELOPMENT

2292A SPECIAL CATEGORIES
GRANTS AND AIDS TO COMMUNITY SERVICES
Funds in Specific Appropriation 2292A shall be allocated as follows:

Pine Hills Neighborhood Redevelopment Project -
Orange County ........................................... 2,000,000

Renaissance of the Parramore Neighborhood in
Downtown Orlando ........................................... 900,000

Dr. J.B. Callahan Neighborhood Center in Parramore -
renovation and expansion ................................... 1,000,000

FLORIDA HOUSING FINANCE CORPORATION

2299A LUMP SUM
FLORIDA HOUSING FINANCE CORPORATION
OPERATIONS AND PROGRAMS FUNDING

Funds in Specific Appropriation 2299A are for the operational costs of the Florida Housing Finance Corporation. Specific Appropriation 2299A is contingent upon legislation becoming law which provides for the funds expended by the Florida Housing Finance Corporation for operations to be appropriated by the Legislature.

2300 SPECIAL CATEGORIES
GRANTS AND AIDS - HOUSING FINANCE
CORPORATION (HFC) - AFFORDABLE HOUSING
PROGRAMS

Funds in Specific Appropriation 2300 must be used by the Florida Housing Finance Corporation for a Request for Proposal to be conducted outside the regular cycle to develop affordable, sustainable, and permanent housing for special needs and extremely low income households, as defined in Florida Statutes 420.0004. Funding awards shall be limited to nonprofit housing developers specializing in housing for individuals with special needs and extremely low incomes. This appropriation is contingent upon documentary stamp tax revenue received into the State Housing Trust Fund during FY 2012-13 in excess of the $35,310,000 estimate adopted by the Revenue Estimating Conference on January 12, 2012. Only those funds exceeding the estimate, up to $10 million, may be used to fund this appropriation.

PROGRAM: STRATEGIC BUSINESS DEVELOPMENT

STRATEGIC BUSINESS DEVELOPMENT

2304A LUMP SUM
ECONOMIC DEVELOPMENT TOOLS

Funds provided in Specific Appropriation 2304A shall be used for the following programs: Qualified Targeted Industries, Qualified Defense Contractors, High Impact Performance Incentive, Quick Action Closing Fund, Brownfields Redevelopment Projects, and Innovation Incentive Fund.
These funds shall not be released for any other purpose and shall only be disbursed when projects meet the contracted performance requirements.

Funds from the Economic Development Trust Fund in Specific Appropriation 2304A represent local match funds.

From the funds provided in Specific Appropriation 2304A from recurring State Economic Enhancement and Development Trust Fund, $500,000 shall be provided to the Florida Manufacturing Extension Partnership for the purpose of leveraging federal and private resources for the support and delivery of services to the manufacturing community, which will provide economic stimulus through job creation and retention and assist Florida manufacturers to become more efficient and globally competitive.

2305A SPECIAL CATEGORIES
GRANTS AND AIDS - ECONOMIC GARDENING - UNIVERSITY OF CENTRAL FLORIDA

The recurring funds provided in Specific Appropriation 2305A are for the Economic Gardening Technical Assistance Program.

2306A SPECIAL CATEGORIES
GRANTS AND AIDS - ADVOCATING INTERNATIONAL RELATIONSHIPS

Funds provided in Specific Appropriation 2306A shall be allocated as follows:

Florida Association of Volunteer Action/Caribbean & Americas (FAVACA) - International Volunteer Corp ............ 750,000
CAMACOL FLORIDA TRADE ........................................ 300,000
CAMACOL FILM ......................................................... 150,000
Southeast U.S. / Japan & FLOR KOR ................................ 200,000

2306B SPECIAL CATEGORIES
ECONOMIC DEVELOPMENT PROJECTS

Funds in Specific Appropriation 2306B shall be allocated as follows:

Hialeah Chamber of Commerce and Industries ................... 100,000
Florida Holocaust Museum - St. Petersburg .................... 150,000

2308 SPECIAL CATEGORIES
GRANTS AND AIDS - ENTERPRISE FLORIDA PROGRAM

From the funds in Specific Appropriation 2308, $4,900,000 from the International Trade and Promotion Trust Fund shall be used for International programs.
2308A SPECIAL CATEGORIES
GRANTS AND AIDS - MILITARY BASE PROTECTION

Funds in Specific Appropriation 2308A shall be allocated as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Allocation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Military Base Protection</td>
<td>150,000</td>
</tr>
<tr>
<td>Defense Reinvestment</td>
<td>850,000</td>
</tr>
</tbody>
</table>

2314A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
SPACE, DEFENSE, AND RURAL INFRASTRUCTURE

Funds provided in Specific Appropriation 2314A shall be allocated as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Allocation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Defense Infrastructure</td>
<td>1,581,245</td>
</tr>
<tr>
<td>Rural Infrastructure</td>
<td>1,581,245</td>
</tr>
</tbody>
</table>

GOVERNOR, EXECUTIVE OFFICE OF THE
PROGRAM: EMERGENCY MANAGEMENT

EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE

The Division of Emergency Management shall submit quarterly status reports on the outstanding obligations for each open federally declared disaster event to the Executive Office of the Governor, and to the chairs of the Senate Committee on Budget and the House Appropriations Committee.

2602 SPECIAL CATEGORIES
GRANTS AND AIDS - PREDISASTER MITIGATION

Funds in Specific Appropriation 2602 are provided for the pre-disaster mitigation program. The 25 percent match requirement for the federal funds shall be provided by local governments.

2603 SPECIAL CATEGORIES
GRANTS AND AIDS - HURRICANE LOSS MITIGATION

Grants and Donations Trust Funds in the following Specific Appropriations reflect the transfer of $7,000,000 of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to section 215.555(7), Florida Statutes: Specific Appropriation 2576 (Salaries and Benefits) in the amount of $61,882; Specific Appropriation 2577 (Other Personal Services) in the amount of $233; Specific Appropriation 2578 (Expenses) in the amount of $26,025; Specific Appropriation 2580 (Operating Capital Outlay) in the amount of $1,000; Specific Appropriation 2583 (Contracted Services) in the amount of $760; Specific
Appropriation 2598 (Risk Management Insurance) in the amount of $525;
Specific Appropriation 2605 (Transfer to Department of Management
Services - Human Resources Services) in the amount of $356; Specific
Appropriation 2622 (Data Processing Services - Transfer to Southwood
Shared Resource Center) in the amount of $527; and Specific
Appropriation 2603 in the amount of $6,892,389, which includes
indirect costs of $17,053. These funds shall be utilized for Hurricane
Loss Mitigation programs as specified in section 215.559(2)(a), Florida
Statutes; and after the provisions of section 215.559(2)(a) and (4),
Florida Statutes, $925,000 shall fund the Building Code Compliance and
Mitigation Program pursuant to section 553.841, Florida Statutes. The
moneys allocated in section 215.559(2)(a), Florida Statutes, shall be
distributed directly to Tallahassee Community College for the uses set
forth in section 215.559(2)(a), Florida Statutes.

2624 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
EMERGENCY MANAGEMENT CRITICAL FACILITY
NEEDS

Funds in Specific Appropriation 2624 from the Grants and Donations
Trust Fund reflect the transfer of $3,000,000 of mitigation funds from
the Hurricane Catastrophe Fund pursuant to section 215.555(7)(c),
Florida Statutes.

HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF

PROGRAM: FLORIDA HIGHWAY PATROL

HIGHWAY SAFETY

2646 SALARIES AND BENEFITS

No funds are provided in Specific Appropriation 2646 for the payment
of overtime expenditures related to the duties of the Florida Highway
Patrol. However, in the event of a declared state of emergency, the
department may utilize available funds to deploy law enforcement
officers for the payment of overtime as needed.

2647 OTHER PERSONAL SERVICES

From the funds in Specific Appropriation 2647, $8,746,675 is provided
for the Florida Highway Patrol Hireback Services for off-duty employment
administered by the State. It is the intent of the legislature that the
department make a reasonable effort to equalize the distribution of
overtime within the Law Enforcement Officer Class.
2654A SPECIAL CATEGORIES

OVERTIME

From the funds in Specific Appropriation 2654A, $5,125,000 is provided for the State Overtime Action Response (SOAR) Program and $3,500,000 is provided for payment of incidental overtime within for the Highway Patrol.

Funds for SOAR overtime activities is provided for Florida Highway Patrol included class members ( Sergeants, Corporals, and Troopers ) who may be authorized to work up to 8 hours per week until the appropriation is consumed. The SOAR program shall focus on traffic safety enforcement, including but not limited to violation enforcement, rendering assistance, crash investigation and DUI enforcement activities. Florida Highway Patrol Officers with a rank of Lieutenant or above are excluded from participation in the SOAR overtime program. The SOAR overtime limitations set forth herein do not apply during a declared state of emergency.

PROGRAM: MOTORIST SERVICES

MOTORIST SERVICES

No funds are provided in Specific Appropriations 2654A through 2654C for Fiscal Year 2012-2013 with regard to any existing contracts, leases or other contractual obligations with the exception of those contracts required to maintain state property until disposal of such property held by the state or any of its agencies and entities associated with the following Driver License Offices is complete: Pensacola-Stumpfield (A02), Pinellas Park (J03), and Fort Pierce (P09).

No funds are provided in Specific Appropriations 2695A through 2695A for Fiscal Year 2012-2013 to make payments for the use of the property after October 31, 2012 on any existing contracts, lease or other contractual obligations held by the state or any of its agencies and entities associated with the Orlando-North (G01) Driver License Office.

2695A SPECIAL CATEGORIES

MOTORCYCLE SAFETY EDUCATION PROGRAM

From the funds in Specific Appropriation 2695A, $250,000 in nonrecurring funds from the Highway Safety Operating Trust Fund are for the purpose of promoting motor safety awareness through public information and education campaigns. These funds are provided to the American Bikers Aiming Toward Education of Florida, Inc. The American Bikers Aiming Toward Education of Florida, Inc., is required to provide an independent program audit to the Department of Highway Safety and Motor Vehicles to ensure that these funds were utilized to enhance motorcycle safety education. The expense of this required independent program audit may be funded from a portion of the funds provided.
MILITARY AFFAIRS, DEPARTMENT OF
PROGRAM: READINESS AND RESPONSE
FEDERAL/STATE COOPERATIVE AGREEMENTS

3001A SPECIAL CATEGORIES
GRANTS AND AIDS - WAGES CONTRACTING WITH
MILITARY AFFAIRS

From the funds in Specific Appropriation 3001A, $1,250,000 is provided for the Forward March Program, and $750,000 is provided for the About Face Program.

STATE, DEPARTMENT OF
PROGRAM: ELECTIONS

ELECTIONS

3134 SPECIAL CATEGORIES
GRANTS AND AIDS - FEDERAL ELECTION ACTIVITIES (HELP AMERICA VOTE ACT)

Funds in Specific Appropriation 3134 shall be distributed to county supervisors of elections to be used for election administration activities such as voter education, pollworker training, standardizing elections results reporting, or other federal election administrative activities as approved by the Department of State.

County supervisors of elections will receive funds only after providing the Department of State a detailed description of the programs that will be implemented. Funds distributed to county supervisors of elections require a certification from the county that matching funds will be provided in an amount equal to fifteen percent of the amount to be received from the state.

To be eligible, a county must segregate federal funds and required county matching dollars in a separate account established to hold only such funds. Funds in this account must be used only for the activities for which the funds were received. Funds shall remain in the account to be used for the same purposes for subsequent years until such funds are expended. Supervisors of elections shall report to the Department of State any unspent funds remaining at June 30, 2013.

PROGRAM: HISTORICAL RESOURCES

HISTORICAL RESOURCES PRESERVATION AND EXHIBITION

3143 SPECIAL CATEGORIES
<table>
<thead>
<tr>
<th>Grants and Aids - Historic Preservation Grants</th>
</tr>
</thead>
<tbody>
<tr>
<td>Funds from General Revenue Fund in Specific Appropriation 3143 shall be allocated as follows:</td>
</tr>
<tr>
<td>Government House Interpretive Film and Exhibit - St. Augustine ................................................................. 1,500,000</td>
</tr>
<tr>
<td>Government House Museum Phase I Renovations - St. Augustine ................................................................. 1,000,000</td>
</tr>
<tr>
<td>Apollo School Building - Hobe Sound .............................................................................................................. 150,000</td>
</tr>
<tr>
<td>Historic Hampton House - Miami ....................................................................................................................... 100,000</td>
</tr>
<tr>
<td>Historic Preservation Small Matching Grants (statewide) .................................................................................. 1,000,000</td>
</tr>
</tbody>
</table>

**Program: Cultural Affairs**

<table>
<thead>
<tr>
<th>Grants and Aids - Cultural and Museum Grants</th>
</tr>
</thead>
<tbody>
<tr>
<td>From the funds in Specific Appropriation 3174A, $50,000 shall be allocated to the Lake Wales Arts Council.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Grants and Aids to Local Governments and Nonstate Entities - Fixed Capital Outlay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grants and Aids - Special Categories - Cultural Facilities Program</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Grants and Aids to Local Governments and Nonstate Entities - Fixed Capital Outlay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Funds in Specific Appropriation 3180A shall be allocated as follows:</td>
</tr>
<tr>
<td>Straz Center Renovations Project, Tampa Bay Performing Arts Center, Inc. (Hillsborough County) ............... 500,000</td>
</tr>
<tr>
<td>Dunedin Fine Art Center Multi Phase Construction Project, Phase 2 (Pinellas County) .......................... 500,000</td>
</tr>
<tr>
<td>Accessibility Enhancement and Facility Improvements, Hippodrome State Theater, Inc. (Alachua County) ....... 99,822</td>
</tr>
<tr>
<td>Sidney and Berne Davis Art Center Restoration, Florida Arts, Inc. (Lee County) ....................................... 500,000</td>
</tr>
<tr>
<td>Children's Museum Boardwalk, The Children's Museum, Inc. (Palm Beach County) ................................... 36,000</td>
</tr>
<tr>
<td>Mound House: History from the Ground Up, Town of Fort Myers Beach (Lee County) .............................. 445,000</td>
</tr>
<tr>
<td>Atrium for All Seasons, Philharmonic Center for the Arts, Inc. (Collier County) ...................................... 300,000</td>
</tr>
<tr>
<td>Mattie Kelly Cultural Arts Village Amphitheater and Village Green, Mattie Kelly Arts Foundation, Inc. (Okaloosa Co.) 500,000</td>
</tr>
</tbody>
</table>
SECTION 8. The sum of $500,000 is appropriated from General Revenue Fund to the Department of Environmental Protection for the 2011-12 fiscal year for the Commission on Oil Spill Response Coordination, created by Section 496 of Chapter 2011-142, Laws of Florida. This section shall become effective upon this act becoming law.


SECTION 10. The unexpended balance of funds provided to the Agency for Workforce Innovation in section 62 of Chapter 2011-69, Laws of Florida, previously provided in Specific Appropriation 2226 of Chapter 2010-152, Laws of Florida, and subsequently allocated by budget amendments EOG #B2011-0025, EOG #B2011-0154, EOG #B2011-0345 and EOG #B2011-0610, and funds remaining unallocated in that specific appropriation for the Unemployment Compensation Claims and Benefits Replacement Project shall revert and are appropriated for Fiscal Year 2012-13 to the Department of Economic Opportunity for the same purpose.

SECTION 11. The unexpended balance of funds provided to the Agency for Workforce Innovation for a National Emergency Grant for on-the-job training and other employment-related assistance in section 59 of Chapter 2011-69, Laws of Florida, shall revert and is appropriated for Fiscal Year 2012-13 to the Department of Economic Opportunity for the same purpose.

SECTION 12. The unexpended balance of funds provided to the Agency for Workforce Innovation for an American Recovery and Reinvestment Act (ARRA) of 2009 grant award to conduct a Health Care Pilot project on improving the health care awareness of farmworkers through training and outreach in section 60 of Chapter 2011-69, Laws of Florida, shall revert and is appropriated for Fiscal Year 2012-13 to the Department of Economic Opportunity for the same purpose.

SECTION 13. The unexpended balance of funds provided to the Department of Community Affairs, Division of Emergency Management, for domestic security projects in Specific Appropriation 1978C of Chapter 2011-69, Laws of Florida, subsequently distributed through budget amendment EOG #B2012-0014, and pursuant to budget amendment EOG #B2011-0014 and the unexpended balance of funds provided to the Department of Community Affairs, Division of Emergency Management, pursuant to section 65 of Chapter 2011-69, Laws of Florida shall revert and are appropriated for Fiscal Year 2012-13 to the Executive Office of the Governor, Division of Emergency Management, for the same purpose.
SECTION 14. The unexpended balance of funds provided to the Department of Community Affairs, Division of Emergency Management, for a federal Emergency Management Performance Grant in Specific Appropriation 1503A of Chapter 2011-69, Laws of Florida, and subsequently distributed to the Department of Community Affairs, Division of Emergency Management, pursuant to budget amendment EOG #B2012-0077, and the unexpended balance of funds provided to the Department of Community Affairs, Division of Emergency Management, pursuant to section 66 of Chapter 2011-69, Laws of Florida, shall revert and are appropriated for Fiscal Year 2012-13 to the Executive Office of the Governor, Division of Emergency Management, for the same purpose.

SECTION 15. The sum of $580,063 in nonrecurring funds is appropriated from the Highway Safety Operating Trust Fund to the Department of Highway Safety and Motor Vehicles in the Information Technology budget entity and Expense appropriation category to transfer funds to the Northwood Shared Resource Center for obligations resulting from the department's delayed consolidation of data center operations as required in section 282.201(4), Florida Statutes.

SECTION 16. The sum of $85,635 is appropriated from General Revenue Fund to the Department of State for the 2011-12 fiscal year for a library grant to the Okaloosa County Library. This section shall be effective upon this act becoming law.

SECTION 17. The sum of $500,000 is appropriated from General Revenue Fund to the Department of State for the 2011-12 fiscal year for construction of a Frank Lloyd Wright House at Florida Southern College. This section shall be effective upon this act becoming law.

SECTION 18. The unexpended balance of funds provided pursuant to chapter 2011-69, section 78, Laws of Florida, and approved budget amendment: EOG #2009-0082, dated April 15, 2009, for the Transportation Infrastructure - American Recovery and Reinvestment Act of 2009 (08825) appropriation category in the Department of Transportation, shall revert immediately and is appropriated for Fiscal Year 2012-13 to the department for the same purpose.
Department of Economic Opportunity
2012 Conforming Bill

- FLORIDA HOUSING FINANCE CORPORATION.
  - Requires all funds expended by the Florida Housing Finance Corporation to be first deposited into the state treasury and then appropriated in the General Appropriations Act, except for the federal Hardest Hit Fund receipts and the Florida Affordable Housing Guarantee Program earnings and recoveries.
  - Allows amounts received by the FHFC as program repayments from loan programs funded by state moneys to be used to support the Florida Affordable Housing Guarantee Program.
  - Provides that the FHFC shall be a state agency and instrumentality, effective July 1, 2013, rather than a public corporation.
  - Provides that no further loan guarantees may be issued by the FHFC beginning July 1, 2012.

- WORKFORCE SERVICES ONE-STOP CENTER PROGRAMS. Permanently amends s. 445.009, F.S. to provide that a participant in an adult or youth work experience activity administered pursuant to chapter 445 shall be deemed an employee of the state for purposes of workers' compensation coverage. (This was temporarily amended through the Implementing Bill for the past three years.)

- CENTURY COMMISSION / TRAVEL AND PER DIEM. Permanently amends s. 163.3247, F.S. to remove authorization for members of the commission to receive per diem and travel expenses while in performance of duties. (This was temporarily amended through the Implementing Bill for the past two years.)

- CENTURY COMMISSION / DISTRIBUTION OF TAXES. Reenacts s. 201.15, F.S. to carry forward amendment made during 2010 session which removed language distributing certain taxes to Century Commission. (This was temporarily amended through the Implementing Bill for the past two years.)

- READY TO WORK. Eliminates the Ready to Work program in statute and removes references to the program from the skills assessment requirements of the Unemployment Compensation Program, and from the requirements for a designation on high school diplomas.
Section 1 repeals s. 49 of chapter 2011-47, Laws of Florida, thereby abrogating the future expiration of an amendment to s. 163.3247(3), F.S., which amendment eliminated the travel and per diem reimbursement for members of the Century Commission.

Section 2 repeals s. 51 of chapter 2011-47, Laws of Florida, thereby abrogating the future expiration of an amendment to s. 201.15(1)(c)2., F.S., which amendment eliminated the distribution of documentary stamp tax revenues to the Century Commission.

Section 3 amends s. 420.0005, F.S., to require certain monies to be deposited into the State Housing Trust Fund within the State Treasury and subjecting the expenditures of such funds to appropriation by the Legislature. This section also requires amounts held by the FHFC in the State Housing Fund in excess of amounts appropriated for the current fiscal year which are not contractually obligated to be deposited with the State Treasury to the credit of the State Housing Trust Fund. An exception is provided for the federal Hardest Hit Fund receipts.

Section 4 amends s. 420.504, F.S., to create the FHFC as a state entity and instrumentality within the DEO, rather than as a public corporation.

Section 5 amends s. 420.507, F.S., to require certain federal monies to be deposited into the Federal Grants Trust Fund and subjecting the expenditures of such funds to appropriation by the Legislature. This section also deletes provisions that exempt the FHFC from certain state budget request requirements and that allow it to retain unused operational expenditures.

Section 6 amends s. 420.508, F.S., to require certain monies to be deposited into the State Housing Trust Fund or the Federal Grants Trust Fund, as appropriate, within the State Treasury and subjecting the expenditures of such funds to appropriation by the Legislature.

Section 7 amends s. 420.5087, F.S., relating to the State Apartment Incentive Loan Program, to require loan repayments, proceeds and certain funds to be accounted for by the FHFC and deposited into the State Housing Trust Fund. This section also requires expenditures from the SAIL fund to be subject to appropriation by the Legislature and authorizes the FHFC to seek budget amendments in order to use certain funds subject to approval by the Legislative Budget Commission. This section deletes provisions that authorize the FHFC to retain unused operational expenditures.

Section 8 amends s. 420.5088, F.S., relating to the Florida Homeownership Assistance Program, to require the FHFC to account for certain monies to be deposited into the State Housing Trust Fund. This section also requires expenditures from the Florida Homeownership Assistance Program to be subject to appropriation by the Legislature. This section also deletes provisions that exempt the FHFC from certain state budgetary requirements and that allow them to retain unused operational expenditures.

Section 9 amends s. 420.5089, F.S., relating to the HOME Investment Partnership Program, to require the FHFC to account for certain monies and to be deposited into the State Housing Trust Fund. This section also deletes provisions that exempt the FHFC from certain state budgetary requirements and that allow it to retain unused operational expenditures. This section directs budget amendment requests to be approved by the Legislative Budget Commission.

Section 10 amends s. 420.5091, F.S., relating to the HOPE Program, to provide for the deposit of certain funds into the State Housing Trust Fund in the State Treasury.

Section 11 amends s. 420.5092, F.S., relating to the Florida Affordable Housing Guarantee Program, to authorize certain funds to be used in order support the Guarantee Program. It also provides that,
beginning July 1, 2012, the FHFC may not issue new loan guarantees. A new provision is added that, notwithstanidng s. 420.0005 or any other law to the contrary, all guarantee fund earnings, recoveries, and other funds received in conjunction with the guarantee fund pursuant to this section shall be deposited into the guarantee fund and are not subject to appropriation by the Legislature.

Section 12 amends s. 420.525, F.S., to relating to the Housing Predevelopment Fund, to require the FHFC to account for certain monies to be deposited into the State Housing Trust Fund. This section also deletes provisions that exempt the FHFC from certain state budgetary requirements and that allow them to retain unused operational expenditures. This section directs budget amendment requests to be approved by the Legislative Budget Commission.

Section 13 amends s. 420.526, F.S., relating to the Predevelopment Loan Program, to require the FHFC to account for certain monies that shall be repaid to the State Housing Trust Fund in the State Treasury for expenditure as appropriated by the Legislature.

Section 14 amends s. 420.529, F.S., to require the FHFC to account for certain monies that shall be repaid to the State Housing Trust Fund in the State Treasury for expenditure as appropriated by the Legislature.

Section 15 amends s. 420.9079, F.S., to require all monies deposited into the Local Government Housing Trust Fund with the State Treasury to be appropriated by the Legislature and to require any interest received on any investments therein to be credited to the General Revenue Fund.

Section 16 amends s. 443.036, F.S., to remove from the Unemployment Compensation Program definition of “Initial Skills Review” the phrase “such as that established under s. 1004.99,” which is a reference to the Ready To Work Certificate Program. Also within that definition, the reference to the Agency for Workforce Innovation is replaced with the DEO to conform to the governmental reorganization effected by chapter 2011-142, Laws of Florida.

Section 17 amends s. 445.009, F.S., to remove the expiration date from a subsection which provides that a participant in a Workforce Services One-stop delivery system work experience program shall be deemed an employee of the state for purposes of worker’s compensation coverage.

Section 18 repeals s. 445.06, F.S., the Ready to Work Certificate Program.

Section 19 amends s. 1003.4285, F.S., to eliminate the requirement that a standard high school diploma include, as applicable, a designation reflecting a Florida Ready to Work Credential.

Section 20 directs the DEO to prepare draft legislation to conform the Florida Statutes to the provisions of this act, and to submit such draft legislation to the Governor, the President of the Senate, and the Speaker of the House of Representatives on or before October 1, 2012.

Section 21 provides that, except as otherwise expressly provided in this act, this act shall take effect on July 1, 2012.
A bill to be entitled
An act relating to the Department of Economic
Opportunity; repealing s. 49 of ch. 2011-47, Laws of
Florida; abrogating the future expiration of an
amendment to s. 163.3247(3)(d), F.S., to nullify the
reversion of the text of that paragraph to that in
existence on June 30, 2010; repealing s. 51 of ch.
2011-47, Laws of Florida; abrogating the future
expiration of an amendment to s. 201.15(1)(c)2., F.S.,
to nullify the reversion of the text of that
subparagraph to that in existence on June 30, 2010;
amending s. 420.0005, F.S.; providing for the deposit
of loan repayments, penalties, and other fees and
charges into the State Housing Trust Fund in the State
Treasury; providing that expenditures from the State
Housing Fund for administrative and personnel costs
are subject to appropriation by the Legislature;
requiring that the interest received on investments of
moneys in the State Housing Fund in excess of the
amounts appropriated for the current fiscal year be
credited to the State Housing Trust Fund; prohibiting
funds received by the Florida Housing Finance
Corporation from the United States Treasury or any
other source for the Hardest-Hit Fund program from
being deposited into the State Treasury; providing
that such funds are not subject to appropriation by
the Legislature; amending s. 420.504, F.S.; creating
the Florida Housing Finance Agency within the
Department of Economic Opportunity as a state agency

and instrumentality; revising provisions to conform to
changes made by the act; amending s. 420.507, F.S.;
revising the powers of the Florida Housing Finance
Corporation; providing for certain moneys to be
deposited into the State Housing Trust Fund or the
Federal Grants Trust Fund, as appropriate; requiring
that the corporation expend funds from the Federal
Grants Trust Fund as appropriated by the Legislature;
deleting provisions that exempt the corporation from
certain state budgetary requirements; deleting a
provision that authorizes the corporation to retain
unused operational expenditures; amending s. 420.506,
F.S.; providing for the deposit of certain moneys into
the State Housing Trust Fund or the Federal Grants
Trust Fund, as appropriate; requiring that
expenditures from the Florida Housing Finance
Corporation be included in the corporation’s
budget request and be subject to appropriation by the
Legislature; amending s. 420.5087, F.S.; revising
provisions relating to the State Apartment Incentive
Loan Program; conforming a cross-reference; deleting
an obsolete provision; requiring that loan repayments
and certain proceeds be accounted for by the
 corporation and be deposited into the State Housing
Trust Fund; deleting a provision that prohibits loan
repayments and certain proceeds from reverting to the
General Revenue Fund; requiring that expenditures from
the State Apartment Incentive Loan Fund be included in
the corporation’s budget request and be subject to
appropriation by the Legislature; authorizing the use of certain funds for construction in fiscal years subsequent to the fiscal years for which the funds were appropriated, upon approval by the Legislative Budget Commission; requiring that the corporation account for certain funds and deposit them into the State Housing Trust Fund; prohibiting the corporation from transferring funds for its loan loss insurance reserve except upon approval of a budget amendment by the Legislative Budget Commission; amending s. 420.5088, F.S.; revising provisions relating to the Florida Homeownership Assistance Program; deleting an obsolete provision; requiring that the corporation account for certain moneys deposited into the State Housing Trust Fund; requiring that expenditures from the Florida Homeownership Assistance Fund be included in the corporation's budget request and be subject to appropriation by the Legislature; amending s. 420.5088, F.S.; revising provisions relating to the HOME Investment Partnership Program; deleting an obsolete provision; requiring that the corporation account for certain moneys deposited into the State Housing Trust Fund; authorizing the corporation to use certain funds for construction in fiscal years subsequent to the fiscal years for which the funds were appropriated, upon the approval of a budget amendment by the Legislative Budget Commission; providing for certain funds to be deposited into the State Housing Trust Fund; amending s. 420.5091, F.S.; revising provisions relating to the HOPE Program; providing for the deposit of certain funds into the State Housing Trust Fund; amending s. 420.5092, F.S.; revising provisions relating to the Florida Affordable Housing Guarantee Program; authorizing the use of certain funds to support the Florida Affordable Housing Guarantee Program; prohibiting the corporation from issuing new guarantees for the payment of any affordable housing project, beginning July 1, 2012; requiring that all guarantee fund earnings, recoveries, and other funds received in conjunction with the guarantee fund be deposited into the guarantee fund; providing that such funds are not subject to appropriation by the Legislature; amending s. 420.525, F.S.; revising provisions relating to the Housing Redevelopment Fund; deleting an obsolete provision; requiring that expenditures from the Housing Redevelopment Fund be included in the corporation's budget request and be subject to appropriation by the Legislature; authorizing the use of certain funds for predevelopment activities in fiscal years subsequent to the fiscal years for which the funds were appropriated, upon approval of a budget amendment by the Legislative Budget Commission; requiring that the corporation account for certain moneys to be deposited into the State Housing Trust Fund; deleting a provision that prohibits certain funds, loan repayments, proceeds from reverting to the General Revenue Fund; amending ss. 420.526 and

CODING: Words stricken are deletions; words underlined are additions.
606-015368-12

420.529, F.S.; requiring that the corporation account
for certain moneys to be repaid to or deposited into
the State Housing Trust Fund; amending s. 420.9079,
F.S.; providing for the deposit of certain moneys into
the Local Government Housing Trust Fund; requiring
that the interest on invested funds be credited to the
Local Government Housing Trust Fund; amending s.
443.036, F.S.; revising the definition of the term
"initial skills review" to correct a reference to the
agency that approves online education or training
programs as the Department of Economic Opportunity
rather than the Agency for Workforce Innovation;
amending s. 445.009, F.S.; deleting the future
expiration of provisions authorizing worker’s
compensation coverage for a participant in an adult or
youth work experience activity; repealing s. 445.06,
F.S., relating to the Florida Ready to Work
Certification Program; amending s. 1003.4285, F.S.;
deleting a provision that requires a standard high
school diploma to include a designation reflecting a
Florida Ready to Work Credential, to conform to
changes made by the act; directing the Department of
Economic Opportunity to prepare draft legislation to
conform the Florida Statutes to the provisions of the
act; requiring that the department submit the draft
legislation to the Governor and the Legislature by a
specified date; providing effective dates.

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

Section 1. Section 49 of chapter 2011-47, Laws of Florida,
is repealed.

Section 2. Section 51 of chapter 2011-47, Laws of Florida,
is repealed.

Section 3. Section 420.0005, Florida Statutes, is amended
to read:

420.0005 State Housing Trust Fund; State Housing Fund.—
(1) There is hereby established in the State Treasury a
separate trust fund to be named the “State Housing Trust Fund.”
There shall be deposited in the fund all moneys appropriated by
the Legislature, or moneys received from any other source, for
the purpose of this chapter, including all loan repayments,
penalties, and other fees and charges accruing to the fund under
this chapter, and all proceeds derived from the use of such
moneys. The fund shall be administered by the Florida Housing
Finance Corporation on behalf of the department, as specified in
this chapter. Money deposited to the fund and appropriated by
the Legislature must, notwithstanding the provisions of chapter
216 or s. 420.504(3), be transferred quarterly in advance, to
the extent available, or, if not so available, as soon as
received into the State Housing Trust Fund, and subject to the
provisions of s. 420.5092(6)(a) and (b) by the Chief Financial
Officer to the corporation upon certification by the executive
director of the Department of Economic Opportunity that the
corporation is in compliance with the requirements of s.
420.0006. The certification made by the executive director
secretary shall also include the split of funds among programs
administered by the corporation and the department as specified.
606-015368-12

In chapter 52-317, Laws of Florida, as amended. Moneys advanced
by the Chief Financial Officer must be deposited by the
Corp into a separate fund established with a qualified
public depository meeting the requirement of chapter 280 to be
named the "State Housing Fund," or into the appropriate fund
established with a qualified public depository meeting the
requirements of chapter 280 as specified in the General
Appropriations Act, and used for the purposes of this chapter.

Administrative and personnel costs incurred in implementing this
chapter may be paid from the State Housing Fund, as appropriated
by the Legislature but such costs may not exceed 5 percent of
the moneys deposited into such fund. To the State Housing Fund
shall be credited all loan repayments, penalties, and other fees
and charges accruing to such fund under this chapter. It is the
intent of this chapter that all loan repayments, penalties, and
other fees and charges collected be credited in full to the
program account from which the loan originated. Moneys in the
State Housing Fund, or other funds specified in the General
Appropriations Act, which are in excess of the amounts
appropriated for the current fiscal year and are not
contractually obligated which are not currently needed for the
purposes of this chapter shall be deposited with the State
Treasury to the credit of the State Housing Trust Fund and may
be invested in such manner as is provided for by statute. The
interest received on any such investment shall be credited to the
State Housing Trust Fund.

(2) Notwithstanding subsection (1), all funds received by
the Florida Housing Finance Corporation from the United States
Treasury or from any other source for the Hardest-Hit Fund

CODING: Words stricken are deletions; words underlined are additions.
606-01536B-12

include the performance standards for the provision of
affordable housing in Florida established in the business plan
described in § 420.511.

(2) The corporation is constituted as a public
instrumentality, and the exercise by the corporation of the
power conferred by this act is considered to be the performance
of an essential public function. The corporation is an agency
for the purposes of § 120.52 and is a state agency for purposes
of § 159.807(4). The corporation is subject to chapter 119,
subject to exceptions applicable to the corporation, and to the
provisions of chapter 286; however, the corporation shall be
entitled to provide notice of internal review committee meetings
for competitive proposals or procurement to applicants by mail,
facsimile, or publication on an Internet website, rather than by
means of publication. The corporation is not governed by chapter
607 or chapter 617, but by the provisions of this part. If for
any reason the establishment of the corporation is deemed in
violation of law, such provision is severable and the remainder
of this act remains in full force and effect.

(2) The corporation is a separate budget entity and is
not subject to control, supervision, or direction by the
Department of Economic Opportunity in any manner, including, but
not limited to, personnel, purchasing, transactions involving
real or personal property, and budgetary matters. The agency
corporation shall consist of a board of directors composed of
the executive director of the Department of Economic Opportunity
as an ex officio and voting member, or a senior-level agency
employee designated by the director, and eight members appointed
by the Governor subject to confirmation by the Senate from the
following:

(a) One citizen actively engaged in the residential home
building industry.
(b) One citizen actively engaged in the banking or mortgage
banking industry.
(c) One citizen who is a representative of those areas of
labor engaged in home building.
(d) One citizen with experience in housing development who
is an advocate for low-income persons.
(e) One citizen actively engaged in the commercial building
industry.
(f) One citizen who is a former local government elected
official.
(g) Two citizens of the state who are not principally
employed as members or representatives of any of the groups
specified in paragraphs (a)-(f).
(3)(4)(a) Members of the agency's board corporation shall
be appointed for terms of 4 years, except that any vacancy shall
be filled for the unexpired term.
(b) Subject to removal or reinstatement of the member by
the Senate, the Governor may suspend a member for cause,
including, but not limited to, failure to attend at least 3
meetings of the board during any 12-month period.
(4)(5)(a) The chair and a vice chair shall be elected annually
by the members thereof. Any additional officers, who need not be
members, as may be deemed necessary by the members of the agency
corporation may be designated and elected by the members
thereof.
(5)(6) A member of the agency's board may not be a director
of the corporation shall receive no compensation for his or her services but is shall be entitled to the necessary expenses, including per diem and travel expenses, incurred in the
discharge of his or her duties, as provided by law.

(6) Each member of the agency’s board of directors of
the corporation shall file full and public disclosure of
financial interests at the times and places and in the same
manner required of elected constitutional officers under s. 8,
Art. II of the State Constitution and any law implementing s. 8,
Art. II of the State Constitution.

(7) The agency corporation is an agency corporation
primarily acting as an instrumentality of the state, within the
meaning of s. 768.28.

Section 5. Present subsections (32) through (47) of section
420.507, Florida Statutes, are redesignated as subsections (31)
through (46), respectively, subsections (10), (28), and (30) of
that section are amended, and present subsections (31) and (33)
of that section are amended, to read:

420.507 Powers of the corporation.—The corporation shall
have all the powers necessary or convenient to carry out and
effectuate the purposes and provisions of this part, including
the following powers which are in addition to all other powers
granted by other provisions of this part:

(10) To contract for and to accept gifts, grants, loans, or
other aid from the United States Government or any person or
agency of the corporation, which, except as otherwise expressly provided by
law, shall be deposited into the State Housing Trust Fund or the
Federal Grants Trust Fund, as appropriate, for expenditure as
appropriated by the Legislature.

(28) To expend amounts appropriated by the Legislature
advanced from the State Housing Trust Fund for the purposes of
this part.

(30) To prepare and submit to the executive director
secretary of the department a budget request for purposes of the
corporation, which request shall, notwithstanding the provisions
of chapter 216 and in accordance with s. 216.901, contain a
request for operational expenditures and separate requests for
other authorized corporation programs. The request shall not be
required to contain information on the number of employees,
salaries, or any classification thereof, and the approved
operating budget therefor need not comply with s. 216.101(8)-(10).
The executive director secretary is authorized to include
within the department’s budget request the corporation’s budget
request in the form as authorized by this section.

(31) Notwithstanding the provisions of s. 216.301, to
retain any unused operational expenditure appropriation for
other lawful purposes of the corporation.

(32) To receive federal funding in connection with the
program’s purposes directly from the Federal Government,
which, except as otherwise expressly provided by law, shall be
deposited into the Federal Grants Trust Fund for expenditure as
appropriated by the Legislature, and to receive federal funds
for which a corresponding program has not been created in
statute and establish selection criteria for such funds by
request for proposals or other competitive solicitation.

Section 6. Subsection (5) of section 420.508, Florida
Statutes, is amended to read:

420.508 Special powers; multifamily and single-family
projects.—The corporation shall have the special power to:

(5) Establish with a qualified depository meeting the
requirements of chapter 280, a separate fund to be known as the
"Florida Housing Finance Corporation Fund," to be administered
by the corporation in accordance with the purposes of this
chapter. All fees collected by the corporation directly from the
Federal Government for administration of the United States
Department of Housing and Urban Development Section 8 housing
program, all annual administrative fees collected by trustees
for bond programs and remitted to the corporation, all expense
fees related to costs of bond issuance collected by trustees and
remitted to the corporation, and all tax credit program fees
must be deposited into the State Housing Trust Fund or the
Federal Grants Trust Fund, as appropriate, in the State Treasury
fund. The Florida Housing Finance Corporation Fund shall be used
utilized for the purposes of the corporation, including payment
of administrative expenses. Expenditures from the Florida
Housing Finance Corporation Fund shall not be required to be
included in the corporation’s budget request and are or be
subject to appropriation by the Legislature.

Section 7. Paragraph (c) of subsection (6) and subsections
(7) and (8) of section 420.5087, Florida Statutes, are amended
to read:

420.5087 State Apartment Incentive Loan Program.—There is
hereby created the State Apartment Incentive Loan Program for
the purpose of providing first, second, or other subordinated
mortgage loans or loan guarantees to sponsors, including for-
profit, nonprofit, and public entities, to provide housing
affordable to very-low-income persons.

(6) On all state apartment incentive loans, except loans
made to housing communities for the elderly to provide for
life safety, building preservation, health, sanitation, or
security-related repairs or improvements, the following
provisions shall apply:

(c) The corporation shall provide by rule for the
establishment of a review committee composed of the department
and corporation staff and shall establish by rule a scoring
system for evaluation and competitive ranking of applications
submitted in this program, including, but not limited to, the
following criteria:

1. Tenant income and demographic targeting objectives of
the corporation.

2. Targeting objectives of the corporation which will
ensure an equitable distribution of loans between rural and
urban areas.

3. Sponsor’s agreement to reserve the units for persons or
families who have incomes below 50 percent of the state or local
median income, whichever is higher, for a time period to exceed
the minimum required by federal law or the provisions of this
part.

4. Sponsor’s agreement to reserve more than:

a. Twenty percent of the units in the project for persons
or families who have incomes that do not exceed 50 percent of
the state or local median income, whichever is higher; or
b. Forty percent of the units in the project for persons or
families who have incomes that do not exceed 60 percent of the
state or local median income, whichever is higher, without
requiring a greater amount of the loans as provided in this

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

5. Provision for tenant counseling.
6. Sponsor's agreement to accept rental assistance certificates or vouchers as payment for rent.
7. Projects requiring the least amount of a state apartment incentive loan compared to overall project cost except that the share of the loan attributable to units serving extremely-low-income persons shall be excluded from this requirement.
8. Local government contributions and local government comprehensive planning and activities that promote affordable housing.
10. Economic viability of the project.
11. Commitment of first mortgage financing.
12. Sponsor's prior experience.
13. Sponsor's ability to proceed with construction.
14. Projects that directly implement or assist welfare-to-work transitioning.
15. Projects that reserve units for extremely-low-income persons.
16. Projects that include green building principles, storm-resistant construction, or other elements that reduce long-term costs relating to maintenance, utilities, or insurance.
17. Job-creation rate of the developer and general contractor, as provided in s. 420.507(46) or 420.507(47).

(7) There is authorized to be established by the corporation with a qualified public depository meeting the requirements of chapter 280 a separate fund to be named the "State Apartment Incentive Loan Fund," which shall be administered by the corporation according to the provisions of this program. Any amounts held in the State Apartment Incentive Loan Trust Fund for such purpose as of January 1, 1998, must be transferred to the corporation for deposit in the State Apartment Incentive Loan Fund and the State Apartment Incentive Loan Trust Fund must be closed. There shall be deposited into the fund moneys from the State Housing Trust Fund as created by s. 420.0005, or moneys received from any other source, for the purpose of this program and all proceeds derived from the use of such moneys. However, in addition, all loan repayments, proceeds from the sale of any property, and any other proceeds that would otherwise accrue pursuant to the activities conducted under the provisions of the State Apartment Incentive Loan Program shall be accounted for by the corporation and deposited into the State Housing Trust Fund in the State Treasury fund and shall not revert to the General Revenue fund. Expenditures from the State Apartment Incentive Loan Fund shall not be required to be included in the corporation's budget request and are subject to appropriation by the Legislature. If the construction period extends beyond a loan commitment for program funds is entered into during the state fiscal year for which the program funds are appropriated, or the fiscal year in which the loan commitment is entered, the funds may be used in a subsequent fiscal year upon the approval of a budget amendment for such funds by the Legislative Budget Commission made available for use during the entire construction period, even if it extends beyond the state fiscal year in which the loan commitment was entered.

(8) If a default on a loan occurs, the corporation may
foreclose on any mortgage or security interest or commence any legal action to protect the interest of the corporation or the fund and recover the amount of the unpaid principal, accrued interest, and fees on behalf of the fund. The corporation may acquire real and personal property or any interest therein when that acquisition is necessary or appropriate to protect any loan; to sell, transfer, and convey any such property to a buyer without regard to the provisions of chapters 253 and 270; and, if that sale, transfer, or conveyance cannot be effected within a reasonable time, to lease such property for occupancy by eligible persons. All sums recovered from the sale, transfer, conveyance, or lease of such property shall be accounted for by the corporation and deposited into the State Housing Trust Fund in the State Treasury. The corporation may not transfer funds for its loan loss insurance reserve except upon approval of a budget amendment for such funds by the Legislative Budget Commission.

Section 8. Subsection (4) of section 420.5088, Florida Statutes, is amended to read:

420.5088 Florida Homeownership Assistance Program.—There is created the Florida Homeownership Assistance Program for the purpose of assisting low-income and moderate-income persons in purchasing a home as their primary residence by reducing the cost of the home with below-market construction financing, by reducing the amount of down payment and closing costs paid by the borrower to a maximum of 5 percent of the purchase price, or by reducing the monthly payment to an affordable amount for the purchaser. Loans shall be made available at an interest rate that does not exceed 3 percent. The balance of any loan is due at closing if the property is sold, refinanced, rented, or transferred, unless otherwise approved by the corporation.

(4) There is authorized to be established by the corporation with a qualified public depository meeting the requirements of chapter 280 the Florida Homeownership Assistance Fund to be administered by the corporation according to the provisions of this program. Any amounts held in the Florida Homeownership Assistance Trust Fund for such purposes as of January 1, 1998, must be transferred to the corporation for deposit in the Florida Homeownership Assistance Fund, whereupon the Florida Homeownership Assistance Trust Fund must be closed. There shall be deposited in the fund moneys from the State Housing Trust Fund created by s. 420.0005, or moneys received from any other source for the purpose of this program and all proceeds derived from the use of such moneys. However, in addition, all unencumbered funds, loan repayments, proceeds from the sale of any property, and any other proceeds that would otherwise accrue pursuant to the activities of the programs described in this section shall be accounted for by the corporation and deposited into the State Housing Trust Fund in the State Treasury as received from this fund. In addition, all loan repayments, proceeds from the sale of any property, and any other proceeds that would otherwise accrue pursuant to the activities conducted under the provisions of the Florida Homeownership Assistance Program shall be accounted for by the corporation and deposited into the State Housing Trust Fund in the State Treasury fund and shall not revert to the General Revenue Fund. Expenditures from the Florida Homeownership Assistance Fund shall not be required to be included in the
corporation's budget request and are subject to appropriation by the Legislature.

Section 9. Subsections (1) and (10) of section 420.5089, Florida Statutes, are amended to read:

420.5089 HOME Investment Partnership Program; HOME Investment Partnership Fund.—

(1) There is authorized to be established by the corporation with a qualified public depository meeting the requirements of chapter 280 the HOME Investment Partnership Fund, which shall be administered by the corporation according to the provisions of the HOME Investment Partnership Program which is hereby created. Any amounts held in the HOME Partnership Trust Fund for such purposes as of January 1, 1998, must be transferred to the corporation for deposit in the HOME Investment Partnership Fund, whereupon the HOME Partnership Trust Fund must be closed. There shall be deposited into the fund moneys appropriated from the State Housing Trust Fund. However or moneys received from any other source for the purpose of this program, and all proceeds derived from the use of such moneys. In addition, all loan repayments, proceeds from the sale of any property, and any other proceeds that would otherwise accrue pursuant to the activities conducted under the provisions of the HOME Investment Partnership Program shall be accounted for by the corporation and deposited into the State Housing Trust Fund in the State Treasury fund and shall not revert to the General Revenue Fund. Expenditures from the HOME Investment Partnership Fund shall not be required to be included in the corporation's budget request and are subject to appropriation by the Legislature. If the construction period extends beyond the state fiscal year in which the funds are appropriated, the funds may be used in a subsequent fiscal year upon the approval of a budget amendment for such funds by the Legislative Budget Commission.

(10) All sums recovered from the sale, transfer, conveyance, or lease of such property shall be deposited into the State Housing Trust HOME Investment Partnership Fund for expenditure as appropriated by the Legislature.

Section 10. Subsection (1) of section 420.5091, Florida Statutes, is amended to read:

420.5091 HOPE Program.—

(1) The corporation may adopt rules to implement the HOPE Program, created by the 1990 National Affordable Housing Act, to make loans and grants, foreclose on any mortgage or security interest, or commence any legal action to protect the interest of the corporation and recover the amount of the unpaid principal, accrued interest, and fees. The corporation may acquire real and personal property or any interest in the property if that acquisition is necessary to protect any loan; sell, transfer, and convey any such property to a buyer without regard to the provisions of chapters 253 and 270; and, if that sale, transfer, or conveyance cannot be effected within a reasonable time, lease such property for occupancy by eligible persons. All sums recovered from the sale, transfer, conveyance, or lease of such property shall be deposited into the State Housing Trust HOME Investment Partnership Fund in the State Treasury.

Section 11. Subsection (3) of section 420.5092, Florida Statutes, is amended, and subsections (12) and (13) are added to...
that section, to read:
420.5092 Florida Affordable Housing Guarantee Program.—
(3) Amounts on deposit in the State Housing Trust Fund or
amounts received by the Florida Housing Finance Corporation as
program funds from loan programs funded by state moneys may also
be used to support the Florida Affordable Housing Guarantee
Program. Such use, if any, is in addition to those purposes for
which the State Housing Trust Fund was created, and such moneys
shall be obligated and committed in accordance with the
Corporation certification provided for in subsection (6).
(12) Beginning July 1, 2012, the corporation may not issue
new guarantees for the payment of any obligation made to finance
or refinance the purchase, construction, or rehabilitation of
any affordable housing project.
(13) Notwithstanding s. 420.0005 or any other law to the
contrary, all guarantee fund earnings, recoveries, and other
funds received in conjunction with the guarantee fund pursuant
to this section shall be deposited into the guarantee fund and
are not subject to appropriation by the Legislature.
Section 12. Section 420.525, Florida Statutes, is amended
to read:
420.525 Housing Predevelopment Fund.—
(1) There is authorized to be established by the
corporation with a qualified public depository meeting the
requirements of chapter 280 a separate fund to be named the
"Housing Predevelopment Fund" which shall be administered by the
corporation according to the provisions of ss. 420.521-420.529.
Any amounts held in the Housing Predevelopment Trust Fund for
such purposes as of January 1, 1999, must be transferred to the
corporation for deposit in the Housing Predevelopment Fund,
which fund must be closed. There shall be deposited into the fund moneys appropriated from
the State Housing Trust Fund as created by s. 420.0005 or moneys received from any other source, for the purpose of this program
and all proceeds derived from the use of such moneys.
Administrative and personnel costs incurred in implementing the
provisions of ss. 420.521-420.529 may be paid from the fund.
Expenditures from the Housing Predevelopment Fund shall not be
required to be included in the corporation’s budget request and
are ex-ante subject to appropriation by the Legislature. If the
predevelopment period extends beyond the state fiscal year in
which the funds are appropriated, the funds may be used in a
subsequent fiscal year upon the approval of a budget amendment
for such funds by the Legislative Budget Commission.
(2) All unencumbered funds, loan repayments, proceeds from
the sale of any property, existing funds remaining in the
following programs, and any other proceeds that would otherwise
accrue pursuant to the activities conducted under this program
and the provisions of the following programs shall be accounted
for by the corporation and deposited into in the State Housing
Trust Fund in the State Treasury fund and shall not revert to
the General Revenue Fund:
(a) The Rural Housing Land Acquisition and Site Development
Act;
(b) The Farmworker Housing Assistance Act; and
(c) The Community-Based Organization Loan Program created
by the Affordable Housing Planning and Community Assistance Act.

Section 13. Subsection (5) of section 420.526, Florida
606-01536B-12

Statutes, is amended to read:

420.526 Predevelopment Loan Program; loans and grants
authorized; activities eligible for support.—
(5) Any funds paid out of the Housing Predevelopment Fund
for activities under ss. 420.521-420.529 which are reimbursed to
the sponsor from another source shall be accounted for by the
corporation and repaid to the State Housing Trust Fund in the
State Treasury for expenditure as appropriated by the
Legislature fund.

Section 14. Section 420.529, Florida Statutes, is amended
to read:
420.529 Default by sponsor.—If a default on a loan occurs,
the corporation may foreclose on any mortgage or security
interest or commence any legal action to protect the interest of
the corporation or the fund and recover the amount of the unpaid
principal, accrued interest, and fees on behalf of the fund. The
corporation may also acquire real and personal property or any
interest in the property if such acquisition is necessary or
appropriate to protect any loan; to sell, transfer, and convey
any such property to a buyer without regard to the provisions of
chapters 253 and 270; and, if such sale, transfer, or conveyance
cannot be effected within a reasonable time, to lease such
property for occupancy by eligible persons. All sums recovered
from the sale, transfer, conveyance, or lease of such property
shall be accounted for by the corporation and deposited into the
State Housing Trust Predevelopment Fund in the State Treasury
for expenditure as appropriated by the Legislature.

Section 15. Subsection (1) of section 420.9079, Florida
Statutes, is amended to read:

420.9079 Local Government Housing Trust Fund.—
(1) There is created in the State Treasury the Local
Government Housing Trust Fund, which shall be administered by
the corporation on behalf of the department according to the
provisions of ss. 420.907-420.9076 and this section. There shall
be deposited into the fund all moneys appropriated by the
Legislature, a portion of the documentary stamp tax revenues as
provided in s. 201.15, moneys received from any other source for
the purposes of ss. 420.907-420.9076 and this section, and all
proceeds derived from the investment of such moneys. Moneys in
the fund that are not currently needed for the purposes of the
programs administered pursuant to ss. 420.907-420.9076 and this
section shall be deposited in the State Treasury to the credit
of the fund and may be invested as provided by law. The interest
received on any such investment shall be credited to the Local
Government Housing Trust Fund.

Section 16. Subsection (26) of section 443.036, Florida
Statutes, is amended to read:
443.036 Definitions.—As used in this chapter, the term:
(26) "Initial skills review" means an online education or
training program, such as that established under s. 1004.29,
that is approved by the Department of Economic Opportunity
Agency for Workforce Innovation and designed to measure an
individual's mastery level of workplace skills.

Section 17. Subsection (11) of section 445.009, Florida
Statutes, is amended to read:
445.009 One-stop delivery system.—
(11) A participant in an adult or youth work experience
activity administered under this chapter shall be deemed an
employee of the state for purposes of workers' compensation coverage. In determining the average weekly wage, all remuneration received from the employer shall be considered a gratuity, and the participant is not entitled to any benefits otherwise payable under s. 440.15, regardless of whether the participant may be receiving wages and remuneration from other employment with another employer and regardless of his or her future wage-earning capacity. This subsection expires July 1, 2012.

Section 18. Section 445.06, Florida Statutes, is repealed.

Section 19. Subsection (4) of section 1003.4295, Florida Statutes, is amended to read:

1003.4295 Standard high school diploma designations.—Each standard high school diploma shall include, as applicable:

(4) A designation reflecting a Florida Ready to Work Credential in accordance with s. 445.06.

Section 20. The Legislature recognizes that there is a need to conform the Florida Statutes to the policy decisions reflected in this act. Therefore, the Department of Economic Opportunity is directed to prepare draft legislation to conform the Florida Statutes to the provisions of this act. The department shall submit the draft legislation to the Governor, the President of the Senate, and the Speaker of the House of Representatives on or before October 1, 2012.

Section 21. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2012.
<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Section 1</td>
<td>Creates and undesignated section of law authorizing the transfer of the governance and control of the Mid-Bay Bridge Authority system to Florida’s Turnpike Enterprise and requires that turnpike enterprise operate and maintain the bridge system in accordance with the terms covenants contained in the bond resolutions and lease-purchase agreement securing the bonds. Toll revenues from the bridge system that were pledged by the authority to the payment of bonds remain subject to the pledge for the benefit of the bondholders. This section requires turnpike enterprise to make annual payments to the FDOT State Transportation Trust fund for the repayment of the authority’s long-term debt of $16.1 million from excess toll revenues, not to exceed $1 million per year. Excess toll revenues, after meeting all obligations, shall be used for construction, maintenance, or improvement of any toll facility of the Florida’s Turnpike Enterprise within the county or counties in which the revenue was collected.</td>
</tr>
<tr>
<td>Section 2</td>
<td>Repeals s. 288.063, F.S. authorizing the Economic Development Transportation Fund (Road Fund) in the Department of Economic Opportunity. This incentive is funded by a transfer from the State Transportation Trust Fund. The Road Fund is used to assist local governments in paying for highway or other transportation infrastructure improvements that will benefit a relocating or expanding company.</td>
</tr>
<tr>
<td>Section 3</td>
<td>Amends s. 288.0656, F.S., conforming to changes made in section 2 of the bill repealing s. 288.063, F.S., and section 20 creating s. 339.2821, F.S.</td>
</tr>
<tr>
<td>Sections 4 and 5</td>
<td>Amends ss. 316.3025 and 316.545, F.S., authorizing revenues collected for civil penalties fines on citations for overweight vehicles issued by Motor Carrier Officers with DHSMV or weight inspectors with FDOT be deposited into the Highway Safety Operating Trust for the general operations of DHSMV.</td>
</tr>
<tr>
<td>Section 6</td>
<td>Amends s. 319.32, F.S., increasing the revenue distribution on an original or duplicate issuance of a certificate of title from $21 to $42 for deposit in the State Transportation Trust Fund. Those revenues being redirected are currently deposited in the General Revenue Fund.</td>
</tr>
<tr>
<td>Section 7</td>
<td>Amends s. 320.072, F.S., authorizing the revenue collections resulting from the $225 initial application fee for registration of a motor vehicle classified in s. 320.08(2), (3), and (9)(c) and (d), be deposited in the State Transportation Trust Fund; this will eliminate the current distribution of 55% to the General Revenue Fund.</td>
</tr>
<tr>
<td>Section 8</td>
<td>Amends s. 320.08, F.S, deleting provisions authorizing certain portions of the revenues collected on the annual license tax for the operation of motor vehicles, mopeds, motorized bicycles and tri-vehicles, be deposited in the General Revenue Fund. Revenues collected pursuant to s. 320.08, F.S. are distributed pursuant to s. 320.20, F.S.</td>
</tr>
<tr>
<td>Section 9</td>
<td>Amends s. 320.0801, F.S., authorizing the surcharge of $10 imposed on each commercial motor vehicle with gross vehicle weight (GVW) of 10,000 pounds or more to be deposited in the State Transportation Trust Fund, rather than the current 50/50 distribution between the State Transportation Trust Fund and the General Revenue Fund.</td>
</tr>
<tr>
<td>Section 10</td>
<td>Amends s. 320.804, F.S., authorizing the $4 surcharge imposed on each annual license</td>
</tr>
</tbody>
</table>
| Section 11 | Creates an undesignated section of statute allocating and providing for the use of revenues derived from the redistribution of funds in sections 6 through 10 of the bill as follows:

- Beginning in FY 2012-13, and annually thereafter for 30 years - $15 million for the Seaport Investment Program pledged to the payment of debt service for bonds issued pursuant to s. 320.20, F.S. These revenues shall be used for funding any seaport project identified in the FY 2011-12 FDOT adopted work program;
- Beginning in FY 2012-13, and annually thereafter for 30 years, $50 million shall be transferred to the Florida’s Turnpike Enterprise to be used in accordance with Florida Turnpike Enterprise Law;
- Beginning in FY 2012-13, $5 million shall be transferred to the Transportation Disadvantaged Trust Fund for the purposes of the Transportation Disadvantaged Commission as provided in ch. 427, F.S., and beginning in FY 2013-14, $10 million shall be transferred annually to the Transportation Disadvantaged Trust Fund.

After the distributions described above, the remaining funds must be distributed as follows:

- Beginning in FY 2012-13, $10 million is for the purposes of the Small County Outreach Program as specified in s. 339.2818, F.S., and beginning in FY 13-14, $25 million annually is for the Small County Outreach Program. These funds are in addition to funds provided in s. 201.15(1)(c)1.b., F.S.;
- Beginning in FY 2013-14, $25 million annually for the purposes of Transportation Regional Incentive Program as specified in s. 339.28919, F.S. These funds are in addition to the funds provided in s. 201.15(1)(c)1.d., F.S.;
- In FY 2012-13, $287,320,240 shall be transferred to the General Revenue Fund; and
- The remaining funds must be used annually for strategic corridor transportation projects which include existing or planned strategic corridors connecting major markets with Florida, or between Florida and other states with a focus on job creation and Florida’s viability in national and global markets.

| Section 12 | Repeals s. 320.204, F.S., providing for a $5 million transfer from the Highway Safety Operating Trust Fund in DHSMV to the Transportation Disadvantaged Trust Fund in FDOT beginning July 1, 2012. Repealing the transfer eliminates the DHSMV obligation and will allow those funds to be used for expenditures of DHSMV.

| Section 13 | Repeals subsection (7) of s. 334.30, F.S., authorizing FDOT to lend funds from the Toll Facilities Revolving Trust Fund to private entities constructing projects on the State Highway System containing toll facilities. Section xx of this bill repeals the Toll Facilities Revolving Trust Fund and transfers the revenue and future revenues to the State Transportation Trust Fund.

| Section 14 | Amends s. 338.165, F.S., allowing the transfer of FDOT’s Beachline-East Expressway to the turnpike system under Florida Turnpike Enterprise Law; and specifies any funds
| Section 15 | Creates a new subsection (4) in s. 338.2275, F.S., specifying that no bonds may be issued by the department to fund the department’s obligation to construct the Wekiva Parkway. |
| Section 16 | Amends s. 338.250, F.S., exempting the Wekiva Parkway and related transportation facilities from the requirements of this section which provides funds for environmental mitigation relating to transportation construction projects on the Central Florida Beltway. This section also provides the definition of Wekiva Parkway. |
| Section 17 | Repeals s. 338.251, F.S., creating the Toll Facilities Revolving Trust Fund and authorizes FDOT to advance funds to expressway authorities, the turnpike enterprise, counties, and local government entities to undertake revenue-producing road projects. Section 38 of this bill repeals the Toll Facilities Revolving Trust Fund, and section 58 transfers the revenue and future revenues to the State Transportation Trust Fund. |
| Section 18 | Amends s. 339.08, F.S., conforming to changes made in section 2 of the bill repealing s. 288.063, F.S., and section 20 creating s. 339.2821, F.S. |
| Section 19 | Creates s. 339.139, F.S., requiring FDOT to establish a transportation debt assessment report. This section directs FDOT to submit, in conjunction with the tentative work program, a debt assessment report which includes all debt and debt-like contractual obligations. The debt assessment report shall include current and planned commitments which are payable from the State Transportation Trust Fund, as follows:  
- Debt service payments on the issuance of bonds secured by a lien on federal highway aid reimbursements or motor fuel and diesel fuel taxes;  
- Funding for Seaports pledged to the payment of debt service for bonds issued pursuant to s. 320.20, F.S.;  
- Commitments to pay the costs of operations and maintenance and renewal and replacement costs of expressway and bridge systems under lease-purchase agreements which are enforceable by the bondholders;  
- Availability, milestone and final acceptance payments required by public-private partnerships agreements in accordance with s. 334.30, F.S., excluding the cost of operations and maintenance of the facility;  
- Scheduled payments to a contractor for work that is occurring in the current fiscal year for which the payment is deferred to a later fiscal year in accordance with s. 334.30, F.S.  
- Reimbursements to local governments for work performed on a project for which payment is deferred to a later fiscal year in accordance with s. 339.12, F.S.; and  
- Loan repayments on state infrastructure bank loans issued in accordance with s. 339.55, F.S.  
A separate report on debt obligations secured solely from pledged revenues is also required to be submitted in conjunction with the tentative work program.  
Beginning in FY 2017-18, FDOT is required to manage all levels of debt to ensure that no more than 20 percent of the total projected state and federal revenues, and local funds committed to department projects are committed to the obligations |
identified in the debt assessment report. Further, FDOT is required to provide notification to the Executive Office of the Governor, the Speaker of the House of Representatives, the President of the Senate and the chairs of the legislative appropriations committees, when a critical project is identified that would exceed the debt limitations established in this section. A 14-day legislative review process is provided, and the Governor may approve the project provided that no objection is filed.

**Section 20**

Creates s. 339.2821, F.S., authorizing the Economic Development Transportation Road Fund in FDOT. This economic development incentive was previously authorized in s. 288.063, F.S. The Road Fund is used to assist local governments in paying for highway or other transportation infrastructure improvements that will benefit a relocating or expanding company. The General Appropriations Act, as proposed by the Senate, provides $30 million for this program in FDOT.

**Section 21**

Creates s. 339.2825, F.S., requiring FDOT to notify the Executive Office of the Governor, the Speaker of the House of Representatives, the President of the Senate and the chairs of the legislative appropriations committees, prior to soliciting proposals, or when receiving an unsolicited proposals, to advance a project or projects programmed in adopted 5 year work program, or in the 10-year Strategic Intermodal Plan, using funds provided by a public-private partnership or private entity to be reimbursed by FDOT in the fiscal year in which the project is programmed in the work program, pursuant to s. 334.30, F.S. As part of the notification, FDOT is required to provide a summary of the proposed project or projects including:

- A description of any anticipated commitment by the department for the years outside of the adopted work program;
- A description of anticipated impacts on the department’s overall debt load;
- Sufficient information to demonstrate that the project(s) will not cause FDOT to exceed the overall debt limitation provided in s. 339.139.

The Governor may approve the advancement of the project or projects provided that no objection is filed within the 14 day legislative review period.

This section does not apply to a public-private partnership agreement in which FDOT leases an existing toll facility pursuant to s. 334.30(2)(a), F.S., which requires approval of the Legislative Budget Commission.

**Section 22**

Amends s. 348.0004, F.S., removing a provision which allows an authority to pledge gross revenues as security when issuing bonds pursuant to a lease-purchase agreement with the FDOT.

**Section 23**

Amends s. 348.0005, F.S., allowing for bond issuance on behalf of an authority as provided by the State Bond Act, and requiring the bond resolutions set aside sufficient amounts for the costs of operations and maintenance of the facility before applying revenues to the payment of debt service on the bonds.

**Section 24**

Amends s. 348.0013, F.S., assigning FDOT as the agent of authorities formed on or after July 1, 2012, for all phases of a project and requires for proceeds from the issuance of bonds to be transferred to an account in the State Treasury prior to FDOT proceeding with the construction. This section also allows an authority to utilize a local agency, certified by the department, to manage federal aid projects in accordance
with federal law, with the consent of the department.

An authority wishing to construct an expressway system is required to:
- Identify the expressway project in a work plan and submit a work plan budget to FDOT, including, a finance plan demonstrating the financial feasibility. Financial feasibility includes the authority’s ability to reimburse FDOT for all costs of operation and maintenance from revenues of the system; and
- Obtain legislative approval prior to the issuance of bonds.

Section 25
Amends s. 348.52, F.S., authorizing the Tampa Hillsborough County Expressway Authority (THCEA/authority) to employ certain employees; and prohibits any employee of the expressway authority to be compensated at a rate exceeding the salary rate of the Executive Director of Florida’s Turnpike Enterprise.

Section 26
Amends s. 348.54, F.S., prohibiting the THCEA from entering into a new or amended lease-purchase agreement, unless FDOT determines that the agreement or amendment is necessary to permit the refunding of bonds issued prior to July 1, 2012.

This section also provides for the termination of FDOT’s obligations under the lease-purchase agreement with THCEA upon the earlier of:
- the date on which bonds are paid in full;
- a date agreed to by the bondholders; or the termination date under the terms of the Memorandum of Agreement dated October 26, 2010 between THCEA and FDOT.

Section 27
Amends s. 348.545, F.S., clarifying THCEA’s approval for bond finance is pursuant to the provisions of s. 348.56, F.S.

Section 28
Amends s. 348.56, F.S., notwithstanding other provisions of law, and sets forth certain restrictions relating to bond issuance by or on behalf of the THCEA beginning July 1, 2012:
- Requires FDOT’s approval prior to the issuance of bonds;
- Prohibits the issuance of bonds pledging revenues of the THCEA which are senior to or in parity with the authority’s obligation to fully reimburse FDOT for the costs of operation, maintenance, repair and rehabilitation of the expressway system; paid by the department:
  - An exception is allowed for the issuance of bonds issued for the purpose of refunding authority bonds issued prior to July 1, 2012, provided the bonds do not extend the maturity date and the debt service is not higher than what is currently being paid on existing bonds;
- Prohibits the issuance of bonds pledging the gross revenues of the system, and requires bond resolutions pledging revenues of the system include requirements for sufficient amounts be reserved in accounts to pay for the costs of operation and maintenance of the system prior to being applied to the payment of debt service.
- Requires the THCEA to issue bonds through the Division of Bond Finance until the FDOT’s obligations under the lease-purchase agreement have been terminated, and FDOT has been fully reimbursed for prior year expenditures for costs incurred for operation, maintenance, repair and rehabilitation of the expressway system.
- Provides for the termination of FDOT’s obligations under any lease-purchase agreement, upon the earlier of:
  - the payment in full of authority bonds issued prior to July 1, 2012, and
<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>29</td>
<td>Amends s. 348.565, F.S., allowing THCEA to issue bonds either through the Division of Bond Finance or on it’s on behalf; and removes the Connector Highway Linking the Lee Roy Selmon Crosstown Expressway to Interstate 4 from the list of projects approved for financing through the issuance or refinancing of revenue bonds.</td>
</tr>
<tr>
<td>30</td>
<td>Amends s. 348.57, F.S., authorizing THCEA to issue bonds pursuant to s. 348.56, F.S., without utilizing the services of the Division of Bond Finance.</td>
</tr>
</tbody>
</table>
| 31      | Amends s. 348.60, F.S., prohibiting the authority from entering into a new or amended lease-purchase agreement with FDOT, unless the department determines the amendment is necessary to permit the refunding of bonds issued prior to July 1, 2012. This section provides for the termination of FDOT’s obligations under the lease-agreement, upon the earlier of:  
  - the date which all bonds issued prior to July 1, 2012, are paid in full; or  
  - a date to which the bondholders have consented.  
This section consolidates toll collections for THCEA into Florida’s Turnpike Enterprise, by authorizing FDOT to collect tolls for the use of the expressway system. |
| 32      | Creates s. 348.615, F.S., providing for toll collection consolidation, by authorizing FDOT as the agent of THCEA, to collect tolls for the use of the expressway system, and requires that the department be fully reimbursed for costs of collecting the tolls from revenues of the system. This section also allows the department to adopt or modify its rules for toll collection procedures and to impose administrative charges related to the toll facility. |
| 33      | Amends s. 348.753, F.S., authorizing the Orlando-Orange County Expressway Authority (OOC EA/authority) to employ certain employees; and prohibits any employee of the expressway authority to be compensated at a rate exceeding the salary rate of the Executive Director of Florida’s Turnpike Enterprise. |
| 34      | Amends s. 348.754, F.S.; prohibiting OOC EA from entering into a new or amended lease-purchase agreement, unless FDOT determines that the agreement or amendment is necessary to permit the refunding of bonds issued prior to July 1, 2012. |
| 35      | Amends s. 348.7543, F.S., clarifying the terms and conditions for OOC EA’s bond financing is pursuant to the provisions of s. 348.755, F.S. |
| 36      | Amends s. 348.7545, F.S., conforming a cross reference to section 39 clarifying the terms and conditions for OOC EA’s bond financing is pursuant to the provisions of s. 348.755, F.S. |
| 37      | Amends s. 348.7546, authorizing OOC EA to construction, finance, operate, and own portions of the Wekiva Parkway identified by agreement between the authority and FDOT and which are included in OOC EA’s long-range capital improvement plan.  
This section provides for the repayment of FDOT expenditures relating to the costs of operation and maintenance of the Orlando-Orange County Expressway System through an annual transfer to the State Treasury from toll revenues of the system, or |
other funds available to the authority, after the payment of debt service on bonds
issued prior to July 1, 2012, as follows:

- $10 million on July 1, 2012, and annual payments of $20 million on July 1
  thereafter, until all costs are reimbursed, with a final payment of the remaining
  balance.
- If OOCEA fails to make a payment, the authority shall raise tolls, defer projects,
or reduce administrative and other expenditures until it becomes current in
  payments; and
- The funds paid to FDOT by OOCEA shall be allocated by the department for the
  construction of the Wekiva Parkway.

The section specifies the departments obligation to construct its portions of the
Wekiva Parkway is contingent upon the timely annual payments required of OOCEA
and the pending receipt of required environmental permits and approvals by the
Federal Government.

This section notwithstanding other provisions of law, and sets forth certain restrictions
relating to bond issuance by or on behalf of OOCEA beginning July 1, 2012:

- Requires FDOT’s approval prior to the issuance of bonds;
- Prohibits the issuance of bonds pledging revenues of the OOCEA which are senior
to or in parity with the authority’s obligation to fully reimburse FDOT for the
costs of operation, maintenance, repair and rehabilitation of the expressway
system paid by the department:
  - An exception is allowed for the issuance of bonds for the purpose of
    refunding authority bonds issued prior to July 1, 2012, provided the bonds
do not extend the maturity date and the debt service is not higher than what
is currently being paid on existing bonds.

| Section 38 | Conforms cross reference to section 39 clarifying the terms and conditions for
            | OOCEA’s bond financing is pursuant to the provisions of s. 348.755, F.S. |
|------------|--------------------------------------------------|
| Section 39 | Amends s. 348.755, F.S., notwithstanding other provisions of law, and sets forth
            | restrictions relating to bond issuance by OOCEA on or after July 1, 2012, and
            | provides for the termination of FDOT obligations under any lease-purchase
            | agreement:
            - Prohibits the issuance of bonds which provide any rights against FDOT which are
              enforceable by bondholders:
                - An exception is provided for the issuance of bonds to refund bonds issued
                  prior to July 1, 2012 providing the issuance does not extend the maturity
                  date or have a higher debt service than what is currently being paid on
                  existing bonds;
            - Prohibits the issuance of bonds pledging revenues of the OOCEA which are senior
to or in parity with the authority’s obligation to fully reimburse FDOT for the
costs of operation, maintenance, repair and rehabilitation of the expressway
system paid by the department:
                - An exception is allowed for the issuance of bonds for the purpose of
                  refunding authority bonds issued prior to July 1, 2012, provided the bonds
                  do not extend the maturity date and the debt service is not higher than what
is currently being paid on existing bonds;

- Prohibits the issuance of bonds pledging the gross revenues of the system, and requires bond resolutions pledging revenues of the system include requirements sufficient amounts be reserved in accounts to pay for the costs of operation and maintenance of the system prior to being applied to the payment of debt service.
- Provides for the termination of FDOT obligations under any lease-purchase agreement upon earlier of:
  - The payment in full of outstanding bonds issued prior to July 1, 2012, and the payment of authority bonds issued to refund those bond; or
  - The date to which the bondholders have agreed.
- Requires the OOCEA to issue bonds through the Division of Bond Finance until FDOT’s obligations under the lease-purchase agreement have been terminated, and FDOT has been fully reimbursed for prior year expenditures for costs incurred for operation, maintenance, repair and rehabilitation of the expressway system.

| Section 40 | Amend s. 348.757, F.S., prohibiting the OOCEA from entering into a new or amended lease-purchase agreement, unless FDOT determines that the agreement or amendment is necessary to permit the refunding of bonds issued prior to July 1, 2012, and provides for the termination of the lease-purchase agreement upon the earlier of: (a) the payment in full of OOCEA’s bonds issued prior to July 1, 2012, or bonds refund those bonds, or an earlier date which the bondholders have agreed. |
| Section 41 | Creates s. 348.7585, F.S., authorizing FDOT, as the agent of OOCEA to collect tolls for the use of the expressway system, and requires that the department be fully reimbursed for costs of collecting the tolls from revenues of the system. This section allows the department to adopt or modify its rules for toll collection procedures and to impose administrative charges related to the toll facility. |
| Section 42 | Amends s. 348.9952, F.S., authorizing the Osceola County Expressway Authority (OOCEA/authority) to employ certain employees and assigning OOCEA to the Office of the Secretary of FDOT for administrative and fiscal accountability purposes and specifies the authority shall otherwise function independently of the control, supervision and direction of the department. |
| Section 43 | Repeals s. 348.9956, which authorizes FDOT as the agent of the authority for construction. |
| Section 44 | Creates s. 348.99565, assigning FDOT as the agent of the authority for all phases of a project. Authorizes the proceeds from the issuance of bonds to be transferred to an account in the State Treasury prior to FDOT proceeding with the construction. This section also allows an authority to utilize a local agency, certified by the department, to manage federal aid projects in accordance with federal law, with the consent of the department. |

If the authority wishes to construct an expressway system, they are required to:

- Identify the expressway project in a work plan and submit a work plan budget to FDOT, including, a finance plan demonstrating the financial feasibility. Financial feasibility includes the authority’s ability to reimburse FDOT for all costs of operation and maintenance from revenues of the system; and
- Obtain legislative approval prior to the issuance of bonds.

| Section 45 | Amends s. 369.317, F.S., specifying the Department of Environmental Regulation as |
| Section 46 | Amends s. 377.809, F.S., conforming a cross reference to s. 339.2821, F.S. |
| Section 47 | Creates an undesignated section of law specifying funds in the Toll Facilities Revolving Trust Fund and all future payments of obligated funds be deposited into the State Transportation Trust fund for the purposes specified in s. 339.08, F.S. |
| Section 48 | Creates an undesignated section of law directing the Florida Transportation Commission to conduct a study of the potential cost savings and increased efficiencies that may be realized through sharing resources for the accomplishment of design, construction, and maintenance activities by or on behalf of expressway authorities and the state, and submit a written report of its findings and conclusions to the Governor, Speaker of the House of Representatives, President of the Senate, and chairs of the appropriations committees by December 31, 2012. |
| Section 49 | Provides an effective date of July 1, 2012 |
A bill to be entitled
An act relating to transportation; transferring
control of the Mid-Bay Bridge Authority system to the
Florida Turnpike Enterprise; transferring all assets,
rights, powers, duties, and bond liabilities of the
authority to the turnpike enterprise; transferring all
provisions that protect the rights of certain
bondholders from the authority to the turnpike
enterprise; providing for the turnpike enterprise to
annually transfer funds from the activities of the
transferred authority to the State Transportation
Trust Fund to repay certain long-term debt; requiring
that specific toll revenue be used for the
construction, maintenance, or improvement of certain
toll facilities of the turnpike enterprise; repealing
s. 288.063, F.S., relating to contract requirements
for transportation projects; amending s. 288.0656,
F.S.; conforming a cross-reference; amending ss.
316.3025 and 316.545, F.S.; providing for the proceeds
of certain penalties to be deposited into the Highway
Safety Operating Trust Fund rather than the State
Transportation Trust Fund and for such funds to be
used for the general operations of the Department of
Highway Safety and Motor Vehicles rather than for
repairing and maintaining roads in the state; amending
s. 319.32, F.S.; increasing the amount of the fees
deposited into the State Transportation Trust Fund
from original and duplicate certificates of title
issued for motor vehicles; amending s. 320.072, F.S.;
requiring that all fees collected from certain motor
vehicle registrations, rather than a portion of such
fees, be deposited into the General Revenue Fund;
amending s. 320.08, F.S.; deleting provisions
requiring that certain amounts collected from annual
license taxes for the operation of motor vehicles,
mopeds, motorized bicycles, tri-vehicles, and mobile
homes, which are paid to and collected by the
Department of Highway Safety and Motor Vehicles, be
deposited into the General Revenue Fund; amending ss.
320.0801 and 320.0804, F.S.; requiring that all
revenues collected from the surcharge on certain
commercial motor vehicles and the surcharge on certain
license taxes be deposited into the State
Transportation Trust Fund and eliminating the
requirement that a portion of such revenues be
deposited into the General Revenue Fund; specifying
the allocation and purposes of funds that result from
increased moneys deposited into the State
Transportation Trust Fund; repealing s. 320.204, F.S.,
relating to the transfer of funds from the Highway
Safety Operating Trust Fund to the Transportation
Disadvantaged Trust Fund; amending s. 334.30, F.S.,
relating to public-private transportation facilities;
deleting obsolete provisions relating to the Toll
Facilities Revolving Trust Fund; amending s. 338.165,
F.S.; authorizing the Department of Transportation to
transfer the Beachline-East Expressway to the turnpike
system; providing for the deposit of any funds
expend by the Florida Turnpike Enterprise for the
acquisition of the Beachline-East Expressway into the
State Transportation Trust Fund for allocation to
construct the Wekiva Parkway; defining the term
"Wekiva Parkway"; amending s. 339.2275, F.S.;
prohibiting the Department of Transportation from
issuing bonds to fund its obligation to construct
Wekiva Parkway; defining the term "Wekiva Parkway";
amending s. 336.250, F.S.; exempting the Wekiva
Parkway and related transportation facilities from the
mitigation requirements for the Central Florida
Beltway; defining the term "Wekiva Parkway"; repealing
s. 338.251, F.S., relating to the Toll facilities
Revolving Trust Fund; amending s. 339.08, F.S.;
conforming a cross-reference; creating s. 339.139,
F.S.; declaring that management of transportation
infrastructure financing to ensure the fiscal
integrity of the State Transportation Trust Fund is
state policy; requiring that the department provide a
debt and debtlike contractual obligations load report
to the Executive Office of the Governor, the President
of the Senate, the Speaker of the House of
Representatives, and the legislative appropriations
committees; requiring that the load report provide
certain data; requiring that the department manage
levels of debt to ensure that no more than a certain
percentage of revenues is committed; providing
exceptions that allow the limitation to be exceeded;
requiring that the department prepare a report on debt
obligations that are secured by and payable from
pledged revenues; requiring that the department
provide the report to the Executive Office of the
Governor, the President of the Senate, the Speaker of
the House of Representatives, and the legislative
appropriations committees; creating s. 339.2821, F.S.;
authorizing the Department of Transportation, in
consultation with the Department of Economic
Opportunity, to make and approve expenditures and
enter into contracts with an appropriate governmental
body for the direct costs of transportation projects;
providing definitions; authorizing the Department of
Economic Opportunity and the Department of
Environmental Protection to review and comment on
recommended transportation projects; providing
criteria that the Department of Transportation must
follow when reviewing a contract for approval;
providing criteria for the transportation contract
with a governmental body; providing that Space Florida
may serve as a governmental body or as a contracting
agency for transportation projects within spaceport
territory; requiring each governmental body to submit
a financial audit by an independent certified public
accountant to the department; requiring that the
department monitor each construction site receiving
funding; creating s. 339.2825, F.S.; requiring the
Department of Transportation to submit a summary of
proposed public-private transportation projects to the
Executive Office of the Governor, each legislative
appropriations committee, the President of the Senate, and the Speaker of the House of Representatives; providing criteria for the summary; providing for the department to proceed with a project upon approved by the Governor; prohibiting the Governor from approving a transportation project if a legislative appropriations committee, the President of the Senate, or the Speaker of the House of Representatives objects within a certain period after receipt of the summary; providing for receipt by the department of an unsolicited proposal for certain transportation projects; exempting a public-private partnership agreement involving the lease of a toll facility from the requirements of the approval process; amending s. 348.0004, F.S.; removing provisions qualifying funding received by an authority from a portion of the county gasoline tax funds; amending s. 348.0005, F.S.; providing criteria under which bonds may be issued; providing an exception to the application of certain bond requirements; creating s. 348.0013, F.S., relating to expressway authorities created on or after a specified date; providing that the department is the agent for the purpose of performing all phases of constructing improvements to and extensions of an expressway system; requiring that the Division of Bond Finance and the authority provide certain construction documents to the department; providing for payment and the use of funds for the construction; authorizing the authority to appoint an agent under certain conditions to perform all phases of the project; requiring that an authority identify an expressway project in the authority's work plan and submit the work plan along with its budget; requiring that the work plan include certain information; requiring legislative approval of the authority's budget and work plan; requiring that the department operate and maintain the expressway system; requiring that the costs incurred be reimbursed from revenues of the expressway system; providing that an expressway system is part of the State Highway System; authorizing the authority to fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges; amending s. 348.52, F.S.; authorizing the Tampa-Hillsborough County Expressway Authority to employ certain personnel; amending s. 348.54, F.S.; providing for the powers of the authority with respect to certain lease-purchase agreements; amending s. 348.545, F.S.; conforming cross-references; amending s. 348.56, F.S.; providing criteria for bonds issued on or after a certain date; amending s. 348.555, F.S.; conforming provisions; removing from the list of approved projects for the Tampa-Hillsborough County Expressway System the connector highway linking Lee Roy Selmon Crosstown Expressway to Interstate 4; amending s. 348.57, F.S., relating to refunding bonds; conforming references and provisions; amending s. 348.60, F.S.; providing that the Tampa-Hillsborough County Expressway Authority is a party to lease-purchase agreements between the
department and the authority which are dated on
specified dates; prohibiting the authority from
entering into other lease-purchase agreements or
amending the lease-purchase agreement unless the
department determines an agreement or amendment is
necessary to permit refunding of certain bonds;
providing that the expressway system remains the
property of the authority if the lease-purchase
agreement terminates; providing that the authority
remains obligated to reimburse the department if the
agreement terminates; requiring that the department
operate and maintain the system as the agent of the
authority; creating s. 348.615, F.S.; providing that
the department is the agent for purposes of collecting
tolls for the use of the authority’s expressway
system; authorizing the authority to fix, alter,
charge, and establish tolls, rates, fees, rentals, and
other charges; amending s. 348.753, F.S.; authorizing
the Orlando-Orange County Expressway Authority to
contract with the Division of Bond Finance for certain
financial services; amending s. 348.754, F.S.;
providing that the transportation authority is a party
to specified lease-purchase agreements between the
department and the authority; prohibiting the
authority from entering into other lease-purchase
agreements or amending a specified lease-purchase
agreement; amending s. 348.7543, F.S.; conforming a
cross-reference and revising provisions governing the
issuance of bonds; amending s. 348.7545, F.S.;

conforming a cross-reference; amending s. 348.7546,
F.S.; authorizing the Orlando-Orange County Expressway
Authority to exercise certain powers with respect to
certain portions of the Wekiva Parkway; clarifying
that the condemnation powers or the acquisition of
certain property before a certain date is not
invalidated; requiring that the authority repay
certain expenditures made by the department for the
operation and maintenance of the Orlando-Orange County
Expressway System; requiring that the authority pay
the department certain payments by specified dates;
requiring that all funds paid to the department be
used for construction of the Wekiva Parkway;
prohibiting the authority from requesting the issuance
of certain bonds without approval from the department;
providing restrictions on refunding bonds;
conditioning the department’s obligation of
constructing portions of the Wekiva Parkway upon
certain timely payments by the authority; amending s.
348.7547, F.S.; conforming a cross-reference;
providing that a specified project may be financed
with revenue bonds issued on behalf of the authority;
amending s. 348.755, F.S.; prohibiting the authority
from requesting the issuance of any bonds, except
bonds issued to refund specified bonds; prohibiting
refunding bonds from being issued if the bonds have a
final maturity later than the final maturity of the
bonds refunded or if the refunding bonds provide for a
certain higher debt service; prohibiting the authority
from requesting, without the department's consent, the issuance of any bonds secured by a pledge of any revenues of the authority which is senior to the authority's obligation to reimburse the department; restricting the authority's ability to request the issuance of bonds unless the resolution authorizing the bonds pledges the revenues for certain purposes; providing for the termination of the department's obligations under lease-purchase agreements to pay certain costs of the Orlando-Orange County Expressway System; prohibiting the authority from requesting the issuance of refunding bonds under certain circumstances; amending s. 348.757, F.S.; limiting certain authorized lease-purchase agreements; prohibiting the authority from entering into or amending certain lease-purchase agreements; providing for the termination of the department's obligations under certain lease-purchase agreements; creating s. 348.7585, F.S.; providing that the department is the agent for purposes of collecting tolls for the Orlando-Orange County Expressway System; authorizing the authority to fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges; amending s. 348.9952, F.S.; removing provisions authorizing the Osceola County Expressway Authority to employ a fiscal agent; repealing s. 348.9956, F.S.; relating to the appointment of the department as the agent of the authority for construction; creating s. 348.99565, F.S.; providing that the department is the agent for purposes of performing all phases of constructing improvements and extensions to the Orlando-Orange County Expressway System; requiring that the Division of Bond Finance and the expressway authority provide construction documents to the department; providing for payment and use of funds for the construction; authorizing the authority to appoint an agent under certain conditions to perform all phases of a project; providing guidelines that the authority must follow if it proposes construction of an expressway; requiring legislative approval for the issuance of bonds; requiring the department to operate and maintain the expressway system and authorizing that the department be reimbursed from revenues of the expressway system for costs incurred; authorizing the authority to collect tolls, fees, and other charges; amending s. 369.317, F.S.; providing for the Department of Environmental Protection to have exclusive permitting authority for certain activities associated with the Wekiva Parkway and related transportation facilities; requiring the department to locate the precise corridor and interchanges for the Wekiva Parkway to be located in Seminole County; amending s. 377.809, F.S.; conforming a cross-reference; transferring funds and all future payments of obligated funds in the Toll Facilities Revolving Trust Fund to the State Transportation Trust Fund; requiring that the Florida Transportation Commission conduct a study of the potential for cost savings.
606-013061-12

through certain activities by or on behalf of
expressway authorities; authorizing the commission to
retain experts as necessary to complete the study;
requiring that the department pay the expenses of the
experts; requiring that the commission provide a
report to the Governor and Legislature; providing an
effective date.

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

Section 1. Transfer to the Florida Turnpike Enterprise.—The
governance and control of the Mid-Bay Bridge Authority system,
created pursuant to chapter 200-411, Laws of Florida, is
transferred to the Florida Turnpike Enterprise.
(1) The assets, facilities, tangible and intangible
property and any rights in such property, and any other legal
rights of the authority, including the bridge system operated by
the authority, are transferred to the turnpike enterprise. All
powers of the authority shall succeed to the turnpike
enterprise, and the operations and maintenance of the bridge
system shall be under the control of the turnpike enterprise,
pursuant to this section. Revenues collected on the bridge
system may be considered turnpike revenues and the Mid-Bay
Bridge may be considered part of the turnpike system, if bonds
of the authority are not outstanding. The turnpike enterprise
also assumes all liability for bonds of the bridge authority
pursuant to the provisions of subsection (2). The turnpike
enterprise may review other contracts, financial obligations,
and contractual obligations and liabilities of the authority and
may assume legal liability for such obligations that are
determined to be necessary for the continued operation of the
bridge system.

(2) The transfer pursuant to this section is subject to the
terms and covenants provided for the protection of the holders
of the Mid-Bay Bridge Authority bonds in the lease-purchase
agreement and the resolutions adopted in connection with the
issuance of the bonds. Further, the transfer does not impair the
terms of the contract between the authority and the bondholders,
does not act to the detriment of the bondholders, and does not
diminish the security for the bonds. After the transfer, the
turnpike enterprise shall operate and maintain the bridge system
and any other facilities of the authority in accordance with the
terms, conditions, and covenants contained in the bond
resolutions and lease-purchase agreement securing the bonds of
the authority. The turnpike enterprise shall collect toll
revenues and apply them to the payment of debt service as
provided in the bond resolution securing the bonds and shall
expressly assume all obligations relating to the bonds to ensure
that the transfer will have no adverse impact on the security
for the bonds of the authority. The transfer does not make the
obligation to pay the principal and interest on the bonds a
general liability of the turnpike or pledge the turnpike system
revenues to payment of the bonds. Revenues that are generated by
the bridge system and other facilities of the authority and that
were pledged by the authority to the payment of the bonds remain
subject to the pledge for the benefit of the bondholders. The
transfer does not modify or eliminate any prior obligation of the
Department of Transportation to pay certain costs of the
bridge system from sources other than revenues of the bridge

system. With regard to the authority's current long-term debt of

$16.1 million due to the department as of June 30, 2011, and to

the extent permitted by the bond resolutions and lease-purchase

agreement securing the bonds, the turnpike enterprise shall make

payment annually to the State Transportation Trust Fund, for the

purpose of repaying the authority's long-term debt due to the

department, from any bridge system revenues obtained under this

section which remain after the payment of the costs of

operations, maintenance, renewal, and replacement of the bridge

system; the payment of current debt service; and other payments

required in relation to the bonds. The turnpike enterprise shall

make such annual payments, not to exceed $1 million per year, to

the State Transportation Trust Fund until all remaining

authority long-term debt due to the department has been repaid.

(3) Any remaining toll revenue from the facilities of the

Mid-Day Bridge Authority collected by the Florida Turnpike

Enterprise after meeting the requirements of subsections (1) and

(2) shall be used for the construction, maintenance, or

improvement of any toll facility of the Florida Turnpike

Enterprise within the county or counties in which the revenue

was collected.

Section 2. Section 288.063, Florida Statutes, is repealed.

Section 3. Paragraph (a) of subsection (7) of section

288.0656, Florida Statutes, is amended to read:

288.0656 Rural Economic Development Initiative,—

(7)(a) REDI may recommend to the Governor up to three rural

areas of critical economic concern. The Governor may by

evacutive order designate up to three rural areas of critical
economic concern which will establish these areas as priority
assignments for REDI as well as to allow the Governor, acting
through REDI, to waive criteria, requirements, or similar
provisions of any economic development incentive. Such
incentives shall include, but not be limited to: the Qualified
Target Industry Tax Refund Program under s. 288.106, the Quick
Response Training Program under s. 288.047, the Quick Response
Training Program for participants in the welfare transition
program under s. 288.047(8), transportation projects under s.
339.2821 328.068, the brownfield redevelopment bonus refund
under s. 288.107, and the rural job tax credit program under ss.
212.098 and 220.1895.

Section 4. Paragraph (b) of subsection (6) of section
316.3025, Florida Statutes, is amended to read:

316.3025 Penalties.—

(6)

(b) All penalties imposed and collected under this section
shall be paid to the Chief Financial Officer, who shall credit
the total amount collected to the Highway Safety Operating State
Transportation Trust Fund for use in repairing and maintaining
the general operations of the department roads of this state.

Section 5. Subsection (6) of section 316.545, Florida
Statutes, is amended to read:

316.545 Weight and load unlawful; special fuel and motor
fuel tax enforcement; inspection; penalty; review.—

(6) Any officer or agent collecting the penalties herein
imposed by this section shall cooperate with the owners or
drivers of motor vehicles so as not to delay unduly the
vehicles. All penalties imposed and collected under this section
by any state agency having jurisdiction shall be paid to the
Chief Financial Officer, who shall credit the total amount
thereof to the Highway Safety Operating Trust Fund for use in the general operations of the department,
which shall be used to repair and maintain the roads of this
state and to enforce this section.

Section 6. Section 319.32, Florida Statutes, is amended to
read:

319.32 Fees; service charges; disposition.—
(1) The department shall charge a fee of $70 for each
original certificate of title, except for a certificate of title
for a motor vehicle for hire registered under s. 320.08(6) for
which the title fee shall be $49; $70 for each duplicate copy of
a certificate of title, except for a certificate of title for a
motor vehicle for hire registered under s. 320.08(6) for which
the title fee shall be $49; $2 for each salvage certificate of
title; and $3 for each assignment by a lienholder. The
department shall also charge a fee of $2 for noting a lien on a
title certificate, which fee includes the services of the
subsequent issuance of a corrected certificate or cancellation
of lien when that lien is satisfied. If an application for a
certificate of title is for a vehicle that is required by s.
319.14(1)(b) to have a physical examination, the department
shall charge an additional fee of $40 for the initial
examination and $20 for each subsequent examination. The initial
examination fee shall be deposited into the General Revenue
Fund, and each subsequent examination fee shall be deposited
into the Highway Safety Operating Trust Fund. The physical
examination of the vehicle includes, but is not limited to,
606-01306I-12

dollars of each fee for each applicable original certificate of
title and each applicable duplicate copy of a certificate of
title, after deducting the service charges imposed by s. 215.20,
shall be deposited into the State Transportation Trust Fund. All
other fees collected by the department under this chapter shall
be paid into the General Revenue Fund.

(6) Notwithstanding chapter 116, every county officer
within this state authorized to collect funds provided for in
this chapter shall pay all sums officially received by the
officer into the State Treasury no later than 5 working days
after the close of the business day in which the officer
received the funds. Payment by county officers to the state
shall be made by means of electronic funds transfer.

Section 7. Subsection (4) of section 320.072, Florida
Statutes, is amended to read:

320.072 Additional fee imposed on certain motor vehicle
registration transactions.—

(4) A tax collector or other authorized agent of the
department shall promptly remit 44.5 percent of all moneys
collected pursuant to this section, less any refunds granted
pursuant to subsection (3), to the department to be deposited
into the State Transportation Trust Fund. The remaining 55.5
percent shall be deposited into the General Revenue Fund.

Section 8. Section 320.08, Florida Statutes, is amended to
read:

320.08 License taxes.—Except as otherwise provided in this
section herein, there are hereby levied and imposed annual
license taxes for the operation of motor vehicles, mopeds,
motorized bicycles as defined in s. 316.003(2), tri-vehicles as

606-01306I-12

defined in s. 316.003, and mobile homes, as defined in s.
320.01, which shall be paid to and collected by the department
or its agent upon the registration or renewal of registration of
the following:

(1) MOTORCYCLES AND MOPEDS.—

(a) Any motorcycle: $13.50 flat, of which $3.50 shall be
deposited into the General Revenue Fund.

(b) Any moped: $6.75 flat, of which $1.75 shall be
deposited into the General Revenue Fund.

(c) Upon registration of any motorcycle, motor-driven

cycle, or moped there shall be paid in addition to the license
taxes specified in this subsection a nonrefundable motorcycle
safety education fee in the amount of $2.50. The proceeds of
such additional fee shall be deposited in the Highway Safety
Operating Trust Fund to fund a motorcycle driver improvement
program implemented pursuant to s. 322.025, the Florida
Motorcycle Safety Education Program established in s. 322.025,
or the general operations of the department.

(d) An ancient or antique motorcycle: $8.50 flat, of which
$3.50 shall be deposited into the General Revenue Fund.

(2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—

(a) An ancient or antique automobile, as defined in s.
320.086, or a street rod, as defined in s. 320.0863: $10.25
flat, of which $2.75 shall be deposited into the General Revenue
Fund.

(b) Net weight of less than 2,500 pounds: $19.50 flat, of
which $5 shall be deposited into the General Revenue Fund.

(c) Net weight of 2,500 pounds or more, but less than 3,500
pounds: $30.50 flat, of which $8 shall be deposited into the
General Revenue Fund.

(d) Net weight of 3,500 pounds or more: $44 flat, of which $11.50 shall be deposited into the General Revenue Fund.

(3) TRUCKS.--

(a) Net weight of less than 2,000 pounds: $19.50 flat, of which $5 shall be deposited into the General Revenue Fund.

(b) Net weight of 2,000 pounds or more, but not more than 3,000 pounds: $30.50 flat, of which $8 shall be deposited into the General Revenue Fund.

(c) Net weight more than 3,000 pounds, but not more than 5,000 pounds: $44 flat, of which $11.50 shall be deposited into the General Revenue Fund.

(d) A truck defined as a "goat," or any other vehicle if used in the field by a farmer or in the woods for the purpose of harvesting a crop, including naval stores, during such harvesting operations, and which is not principally operated upon the roads of the state: $10.25 flat, of which $2.75 shall be deposited into the General Revenue Fund. A "goat" is a motor vehicle designed, constructed, and used principally for the transportation of citrus fruit within citrus groves or for the transportation of crops on farms, and which can also be used for the hauling of associated equipment or supplies, including required sanitary equipment, and the towing of farm trailers.

(e) An ancient or antique truck, as defined in s. 320.086: $10.25 flat, of which $2.75 shall be deposited into the General Revenue Fund.

(4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS VEHICLE WEIGHT.—

(a) Gross vehicle weight of 5,001 pounds or more, but less than 6,000 pounds: $60.75 flat, of which $15.75 shall be deposited into the General Revenue Fund.

(b) Gross vehicle weight of 6,000 pounds or more, but less than 8,000 pounds: $87.75 flat, of which $22.75 shall be deposited into the General Revenue Fund.

(c) Gross vehicle weight of 8,000 pounds or more, but less than 10,000 pounds: $103 flat, of which $27 shall be deposited into the General Revenue Fund.

(d) Gross vehicle weight of 10,000 pounds or more, but less than 15,000 pounds: $118 flat, of which $33 shall be deposited into the General Revenue Fund.

(e) Gross vehicle weight of 15,000 pounds or more, but less than 20,000 pounds: $177 flat, of which $46 shall be deposited into the General Revenue Fund.

(f) Gross vehicle weight of 20,000 pounds or more, but less than 26,001 pounds: $251 flat, of which $65 shall be deposited into the General Revenue Fund.

(g) Gross vehicle weight of 26,001 pounds or more, but less than 35,000: $324 flat, of which $84 shall be deposited into the General Revenue Fund.

(h) Gross vehicle weight of 35,000 pounds or more, but less than 44,000 pounds: $405 flat, of which $105 shall be deposited into the General Revenue Fund.

(i) Gross vehicle weight of 44,000 pounds or more, but less than 55,000 pounds: $773 flat, of which $201 shall be deposited into the General Revenue Fund.

(j) Gross vehicle weight of 55,000 pounds or more, but less than 62,000 pounds: $916 flat, of which $238 shall be deposited into the General Revenue Fund.
(k) Gross vehicle weight of 62,000 pounds or more, but less than 72,000 pounds: $1,080 flat, of which $880 shall be deposited into the General Revenue Fund.

(1) Gross vehicle weight of 72,000 pounds or more: $1,322 flat, of which $343 shall be deposited into the General Revenue Fund.

(m) Notwithstanding the declared gross vehicle weight, a truck tractor used within a 150-mile radius of its home address is eligible for a license plate for a fee of $324 flat if:

1. The truck tractor is used exclusively for hauling forestry products; or

2. The truck tractor is used primarily for the hauling of forestry products, and is also used for the hauling of associated forestry harvesting equipment used by the owner of the truck tractor.

Of the fee imposed by this paragraph, $84 shall be deposited into the General Revenue Fund.

(n) A truck tractor or heavy truck, not operated as a for-hire vehicle, which is engaged exclusively in transporting raw, unprocessed, and nonmanufactured agricultural or horticultural products within a 150-mile radius of its home address, is eligible for a restricted license plate for a fee of:

1. If such vehicle’s declared gross vehicle weight is less than 44,000 pounds, $87.75 flat, of which $22.75 shall be deposited into the General Revenue Fund.

2. If such vehicle’s declared gross vehicle weight is 44,000 pounds or more and such vehicle only transports from the point of production to the point of primary manufacture; to the point of assembling the same; or to a shipping point of a rail, water, or motor transportation company, $324 flat, of which $84 shall be deposited into the General Revenue Fund.

Such not-for-hire truck tractors and heavy trucks used exclusively in transporting raw, unprocessed, and nonmanufactured agricultural or horticultural products may be incidentally used to haul farm implements and fertilizers delivered direct to the growers. The department may require any documentation deemed necessary to determine eligibility prior to issuance of this license plate. For the purpose of this paragraph, “not-for-hire” means the owner of the motor vehicle must also be the owner of the raw, unprocessed, and nonmanufactured agricultural or horticultural product, or the user of the farm implements and fertilizer being delivered.

(5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT; SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

(a) A semitrailer drawn by a GVW truck tractor by means of a fifth-wheel arrangement: $13.50 flat per registration year or any part thereof, of which $3.50 shall be deposited into the General Revenue Fund.

2. A semitrailer drawn by a GVW truck tractor by means of a fifth-wheel arrangement: $68 flat per permanent registration, of which $18 shall be deposited into the General Revenue Fund.

(b) A motor vehicle equipped with machinery and designed for the exclusive purpose of well drilling, excavation, construction, spraying, or similar activity, and which is not designed or used to transport loads other than the machinery described above over public roads: $44 flat, of which $11.50
shall be deposited into the General Revenue Fund.

(c) A school bus used exclusively to transport pupils to
and from school or school or church activities or functions
within their own county: $41 flat, of which $11 shall be
deposited into the General Revenue Fund.

(d) A wrecker, as defined in s. 320.01(40), which is used
to tow a vessel as defined in s. 327.02(39), a disabled,
abandoned, stolen-recovered, or impounded motor vehicle as
defined in s. 320.01(38), or a replacement motor vehicle as
defined in s. 320.01(39): $41 flat, of which $11 shall be
deposited into the General Revenue Fund.

(e) A wrecker that is used to tow any nondisabled motor
vehicle, a vessel, or any other cargo unless used as defined in
paragraph (d), as follows:

1. Gross vehicle weight of 10,000 pounds or more, but less
than 15,000 pounds: $118 flat, of which $31 shall be deposited
into the General Revenue Fund.

2. Gross vehicle weight of 15,000 pounds or more, but less
than 20,000 pounds: $177 flat, of which $46 shall be deposited
into the General Revenue Fund.

3. Gross vehicle weight of 20,000 pounds or more, but less
than 26,000 pounds: $251 flat, of which $65 shall be deposited
into the General Revenue Fund.

4. Gross vehicle weight of 26,000 pounds or more, but less
than 35,000 pounds: $324 flat, of which $84 shall be deposited
into the General Revenue Fund.

5. Gross vehicle weight of 35,000 pounds or more, but less
than 44,000 pounds: $405 flat, of which $105 shall be deposited
into the General Revenue Fund.

6. Gross vehicle weight of 44,000 pounds or more, but less
than 55,000 pounds: $772 flat, of which $200 shall be deposited
into the General Revenue Fund.

7. Gross vehicle weight of 55,000 pounds or more, but less
than 62,000 pounds: $915 flat, of which $237 shall be deposited
into the General Revenue Fund.

8. Gross vehicle weight of 62,000 pounds or more, but less
than 72,000 pounds: $1,080 flat, of which $280 shall be
deposited into the General Revenue Fund.

9. Gross vehicle weight of 72,000 pounds or more: $1,322
flat, of which $343 shall be deposited into the General Revenue
Fund.

(f) A hearse or ambulance: $40.50 flat, of which $10.50
shall be deposited into the General Revenue Fund.

(6) MOTOR VEHICLES FOR HIRE.—

(a) Under nine passengers: $17 flat, of which $4.50 shall
be deposited into the General Revenue Fund; plus $1.50 per cwt,
of which 50 cents shall be deposited into the General Revenue
Fund.

(b) Nine passengers and over: $17 flat, of which $4.50
shall be deposited into the General Revenue Fund; plus $2 per
cwt, of which 50 cents shall be deposited into the General
Revenue Fund.

(7) TRAILERS FOR PRIVATE USE.—

(a) Any trailer weighing 500 pounds or less: $6.75 flat per
year or any part thereof, of which $1.75 shall be deposited into
the General Revenue Fund.

(b) Net weight over 500 pounds: $3.50 flat, of which $1
shall be deposited into the General Revenue Fund; plus $1 per
(B) TRAILERS FOR HIRE.—
(a) Net weight under 2,000 pounds: $3.50 flat, of which $1 shall be deposited into the General Revenue Fund; plus $1.50 per

cwt., of which 50 cents shall be deposited into the General
Revenue Fund.
(b) Net weight 2,000 pounds or more: $13.50 flat, of which
$3.50 shall be deposited into the General Revenue Fund; plus
$1.50 per cwt., of which 50 cents shall be deposited into the
General Revenue Fund.

(9) RECREATIONAL VEHICLE-TYPE UNITS.—
(a) A travel trailer or fifth-wheel trailer, as defined by
s. 320.01(1)(b), that does not exceed 35 feet in length: $27
flat, of which $7 shall be deposited into the General Revenue
Fund.
(b) A camping trailer, as defined by s. 320.01(1)(b):
$13.50 flat, of which $3.50 shall be deposited into the General
Revenue Fund.
(c) A motor home, as defined by s. 320.01(1)(b):
1. Net weight of less than 4,500 pounds: $27 flat, of which
$7 shall be deposited into the General Revenue Fund.
2. Net weight of 4,500 pounds or more: $47.25 flat, of
which $12.25 shall be deposited into the General Revenue Fund.
(d) A truck camper as defined by s. 320.01(1)(b):
1. Net weight of less than 4,500 pounds: $27 flat, of which
$7 shall be deposited into the General Revenue Fund.
2. Net weight of 4,500 pounds or more: $47.25 flat, of
which $12.25 shall be deposited into the General Revenue Fund.

(e) A private motor coach as defined by s. 320.01(1)(b):
1. Net weight of less than 4,500 pounds: $27 flat, of which
$7 shall be deposited into the General Revenue Fund.
2. Net weight of 4,500 pounds or more: $47.25 flat, of
which $12.25 shall be deposited into the General Revenue Fund.

(10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;
35 FEET TO 40 FEET.—
(a) Park trailers.—Any park trailer, as defined in s.
320.01(1)(b): $25 flat.
(b) A travel trailer or fifth-wheel trailer, as defined in
s. 320.01(1)(b), that exceeds 35 feet: $25 flat.

(11) MOBILE HOMES.—
(a) A mobile home not exceeding 35 feet in length: $20
flat.
(b) A mobile home over 35 feet in length, but not exceeding
40 feet: $25 flat.
(c) A mobile home over 40 feet in length, but not exceeding
45 feet: $30 flat.
(d) A mobile home over 45 feet in length, but not exceeding
50 feet: $35 flat.
(e) A mobile home over 50 feet in length, but not exceeding
55 feet: $40 flat.
(f) A mobile home over 55 feet in length, but not exceeding
60 feet: $45 flat.
(g) A mobile home over 60 feet in length, but not exceeding
65 feet: $50 flat.
(h) A mobile home over 65 feet in length: $80 flat.

(12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised
motor vehicle dealer, independent motor vehicle dealer, marine
(13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or official license plate: $4 flat, of which $1 shall be deposited into the General Revenue Fund.

(14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor vehicle for hire operated wholly within a city or within 25 miles thereof: $17 flat, of which $4.50 shall be deposited into the General Revenue Fund; plus $2 per cwt., of which 50 cents shall be deposited into the General Revenue Fund.

(15) TRANSPORTER.—Any transporter license plate issued to a transporter pursuant to s. 320.133: $101.25 flat, of which $26.25 shall be deposited into the General Revenue Fund.

Section 9. Section 320.0801, Florida Statutes, is amended to read:

320.0801 Additional license tax on certain vehicles.—

(1) In addition to the license taxes specified in s. 320.08 and in subsection (2), there is hereby levied and imposed an annual license tax of 10 cents for the operation of a motor vehicle, as defined in s. 320.01, and moped, as defined in s. 316.003(77). This tax shall be paid to the department or its agent upon the registration or renewal of registration of the vehicle. Notwithstanding the provisions of s. 320.20, revenues collected from the tax imposed in this subsection shall be deposited in the Emergency Medical Services Trust Fund and used solely for the purpose of carrying out the provisions of ss. 395.401, 395.4015, 395.404, and 395.4045 and s. 11, chapter 87-399, Laws of Florida.

(2) In addition to the license taxes imposed by s. 320.08 and by subsection (1), there is imposed an additional surcharge of $10 on each commercial motor vehicle having a gross vehicle weight of 10,000 pounds or more. This surcharge must be paid to the department or its agent upon the registration or renewal of registration of the commercial motor vehicle. Notwithstanding the provisions of s. 320.20, 50 percent of the revenues collected from the surcharge imposed in this subsection shall be deposited into the State Transportation Trust Fund, and 50 percent shall be deposited in the General Revenue Fund.

Section 10. Section 320.0804, Florida Statutes, is amended to read:

320.0804 Surcharge on license tax; transportation trust fund.—There is hereby levied and imposed on each license tax imposed under s. 320.08, except those set forth in s. 320.08(11), a surcharge in the amount of $4, which shall be collected in the same manner as the license tax and, of this amount, $2 shall be deposited into the State Transportation Trust Fund, and $2 shall be deposited into the General Revenue Fund.

Section 11. Funds that result from increased revenues to the State Transportation Trust Fund derived from sections 6 through 10 of this act must be used as follows:

(1) Beginning in the 2012-2013 fiscal year and annually for 30 years thereafter, $15 million for the purpose of funding any seaport project identified in the 2011-2012 adopted work program of the Department of Transportation, to be known as the Seaport Investment Program. The revenues may be assigned, pledged, or set aside as a trust for the payment of principal or interest on
bonds, tax anticipation certificates, or other forms of
indebtedness issued by an individual port or appropriate local
government having jurisdiction thereof, or collectively by
interlocal agreement among any of the ports, or used to purchase
credit support to permit such borrowings. However, the debt is
not a general obligation of the state. The state covenants with
holders of the revenue bonds or other instruments of
indebtedness issued pursuant to this subsection that it will not
repeal or impair or amend this subsection in any manner that
will materially or adversely affect the rights of holders so
long as bonds authorized by this subsection are outstanding. Any
revenues that are not pledged to the repayment of bonds as
authorized by this section may be used for purposes authorized
under the Florida Seaport Transportation and Economic
Development Program. This revenue source is in addition to any
amounts provided for and appropriated in accordance with ss.
311.07 and 320.20(3) and (4), Florida Statutes. Revenue bonds
shall be issued by the Division of Bond Finance at the request
of the Department of Transportation pursuant to the State Bond
Act.

[2] Beginning in the 2012-2013 fiscal year and annually for
30 years thereafter, $50 million shall be transferred to
Florida's Turnpike Enterprise, to be used in accordance with
Florida Turnpike Enterprise Law.

[3] In the 2012-2013 fiscal year, $5 million shall be
transferred to the Transportation Disadvantaged Trust Fund for
purposes of the Commission for the Transportation Disadvantaged
as provided in chapter 427, Florida Statutes. Beginning in the
2013-2014 fiscal year and annually thereafter, $10 million shall
be transferred to the Transportation Disadvantaged Trust Fund,
to be used as specified in this subsection.

(a) Notwithstanding any other law to the contrary;
(b) The remaining funds must be used annually for
transportation projects within this state for existing or
planned strategic transportation corridors which connect major
markets within this state or between this state and other
states, which focus on job creation, and which increase this
state's viability in the national and global markets.

(5) Pursuant to ss. 339.135(7), Florida Statutes, the
department may amend the work program to add the projects
necessary to implement this section.
Section 12. Section 320.204, Florida Statutes, is repealed.

Section 13. Present subsections (8) through (13) of section 334.30, Florida Statutes, are redesignated as subsections (7) through (12), respectively, and present subsection (7) of that section is amended, to read:

334.30 Public-private transportation facilities.—The Legislature finds and declares that there is a public need for the rapid construction of safe and efficient transportation facilities for the purpose of traveling within the state, and that it is in the public's interest to provide for the construction of additional safe, convenient, and economical transportation facilities.

(7) The department may lend funds from the Toll Facilities Revolving Trust Fund, as outlined in s. 338.251, to private entities that construct projects on the State Highway System containing toll facilities that are approved under this section. To be eligible, a private entity must comply with s. 338.251 and must provide an indication from a nationally recognized rating agency that the project bonds for the project will be investment grade, or must provide credit support such as a letter of credit or other means acceptable to the department, to ensure that the loans will be fully repaid. The state's liability for the funding of a facility is limited to the amount approved for that specific facility in the department's 5-year work program adopted pursuant to s. 339.136.

Section 14. Subsection (10) is added to section 338.165, Florida Statutes, to read:

338.165 Continuation of tolls.—

(10) The department’s Beachline-East Expressway may be transferred by the department and become part of the turnpike system under the Florida Turnpike Enterprise Law. Any funds expended by the Florida Turnpike Enterprise for the acquisition of the Beachline-East Expressway shall be deposited into the State Transportation Trust Fund, and, notwithstanding any other law to the contrary, such funds shall first be allocated by the department to fund the department’s obligation to construct Wekiva Parkway. The term “Wekiva Parkway” means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.

Section 15. Subsection (4) is added to section 338.2275, Florida Statutes, to read:

338.2275 Approved turnpike projects.—

(4) Notwithstanding subsection (1), the department may not issue any bonds to fund the department’s obligation to construct Wekiva Parkway. The term “Wekiva Parkway” means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004, and related transportation facilities.

Section 16. Subsection (3) is added to section 338.250, Florida Statutes, to read:

338.250 Central Florida Beltway Mitigation.—
606-01306r-12

(3) This section does not apply to the Wekiva Parkway or related transportation facilities. The term “Wekiva Parkway” means a limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004.

Section 17. Section 338.251, Florida Statutes, is repealed. Section 18. Paragraph (f) of subsection (1) of section 339.08, Florida Statutes, is amended to read:

339.08 Use of moneys in State Transportation Trust Fund.—

(1) The department shall expend moneys in the State Transportation Trust Fund accruing to the department, in accordance with its annual budget. The use of such moneys shall be restricted to the following purposes:

(f) To pay the cost of economic development transportation projects in accordance with s. 339.2821 339.06.

Section 19. Section 339.139, Florida Statutes, is created to read:

339.139 Transportation debt assessment.—

(1) It is the policy of the state to manage the financing of transportation infrastructure in a manner that ensures the fiscal integrity of the State Transportation Trust Fund.

(2) The department shall provide a debt and debtlike contractual obligations load report to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the legislative appropriations committees in conjunction with the tentative work program

606-01306r-12

required under s. 339.135. The debt and debtlike contractual obligations load report must include the following data on current and planned department commitments that are payable from the State Transportation Trust Fund:

(a) Debt service payments that are required to be made under any resolution for the issuance of bonds secured by a lien on federal highway aid reimbursements or motor fuel and diesel fuel taxes.

(b) Funding for seaports which has been pledged to the payment of principal and interest on bonds issued by the Florida Ports Financing Commission pursuant to s. 320.20.

(c) Commitments of the department to pay the costs of operating, maintaining, repairing, and rehabilitating expressway and bridge systems under the terms of lease-purchase agreements which are enforceable by the holders of bonds issued by expressway and bridge authorities pursuant to chapter 348.

(d) Availability, milestone, and final acceptance payments that are required by public-private partnerships pursuant to s. 334.30 and that are not payments for the cost of operation or maintenance of a facility.

(e) Agreed-on payments to a department contractor for work performed in the current fiscal year for which payment is deferred to a later fiscal year under the provisions of s. 334.30.

(f) Reimbursements to local governments for work performed on a project if the reimbursement is deferred to a later fiscal year under the provisions of s. 339.12.

(g) Loan repayments on state infrastructure bank loans extended to a department district pursuant to s. 339.55.
(3) The department shall manage all levels of debt to ensure that by the beginning of the 2017-2018 fiscal year, not more than 20 percent of total projected available state and federal revenues from the State Transportation Trust Fund, together with any local funds committed to department projects, are committed to the obligations identified in subsection (2) in any year.

(4) If the department believes that a critical project would justify exceeding the limitation established in this section, the department shall notify the Governor, the President of the Senate, the Speaker of the House of Representatives, and the chairs of the legislative appropriations committees. The notification must identify the critical project and the projected impact on the department's total debt load. The department may proceed with the project upon approval of the Governor. If either chair of the legislative appropriations committees, the President of the Senate, or the Speaker of the House of Representatives objects in writing to a proposed project within 14 days after submittal of a department request to exceed debt limits and specifies the reasons for such objection, the Governor may not approve the project.

(5) The department shall prepare a separate report on debt obligations that are secured by and payable solely from pledged revenues. The department shall provide the report on pledged revenue debt to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the legislative appropriations committees in conjunction with the tentative work program required under s. 339.135.

Section 20. Section 339.2821, Florida Statutes, is created to read:

339.2821 Economic development transportation projects.—
(1)(a) The department, in consultation with the Department of Economic Opportunity, may make and approve expenditures and contract with the appropriate governmental body for the direct costs of transportation projects. The Department of Economic Opportunity and the Department of Environmental Protection may formally review and comment on recommended transportation projects, although the department has final approval authority for any project authorized under this section.

(b) As used in this section, the term:
1. "Governmental body" means an instrumentality of the state or a county, municipality, district, authority, board, or commission, or an agency thereof, within which jurisdiction the transportation project is located and which is responsible to the department for the transportation project.

2. "Transportation project" means a transportation facility, as defined in s. 334.03, which the department, in consultation with the Department of Economic Opportunity, deems necessary to facilitate the economic development and growth of the state.

(2) The department, in consultation with the Department of Economic Opportunity, shall review each transportation project for approval and funding. In the review, the department must consider:

(a) The cost per job created or retained considering the amount of transportation funds requested;

(b) The average hourly rate of wages for jobs created;
606-01306I-12

(c) The reliance on any program as an inducement for determining the transportation project's location;
(d) The amount of capital investment to be made by a business;
(e) The demonstrated local commitment;
(f) The location of the transportation project in an enterprise zone as designated in s. 290.0055;
(g) The location of the transportation project in a spaceport territory as defined in s. 331.304;
(h) The unemployment rate of the surrounding area; and
(i) The poverty rate of the community.

The department may contact any agency it deems appropriate for additional information regarding the approval of a transportation project. A transportation project must be approved by the department to be eligible for funding.

(3) (a) The department must approve a transportation project if it determines that the transportation project will:

1. Attract new employment opportunities to the state or expand or retain employment in existing companies operating within the state.
2. Allow for the construction or expansion of a state or federal correctional facility in a county having a population of 75,000 or fewer which creates new employment opportunities or expands or retains employment in the county.
(b) The department must ensure that small and minority businesses have equal access to participate in transportation projects funded pursuant to this section.
(c) In addition to administrative costs and equipment purchases specified in the contract, funds for approved transportation projects may be used for expenses that are necessary for building new, or improving existing, transportation facilities. Funds made available pursuant to this section may not be expended for the relocation of a business from one community to another community in this state unless the department determines that, without the relocation, the business will move outside the state or determines that the business has a compelling economic reason for the relocation, such as creating additional jobs.

(4) A contract between the department and a governmental body for a transportation project must:

(a) Specify that the transportation project is for the construction of a new or expanding business and specify the number of full-time permanent jobs that will result from the project.
(b) Identify the governmental body and require that the governmental body award the construction of the particular transportation project to the lowest and best bidder in accordance with applicable state and federal statutes or rules unless the transportation project can be constructed using existing local governmental employees within the contract period specified by the department.
(c) Require that the governmental body provide the department with quarterly progress reports. Each quarterly progress report must contain:

1. A narrative description of the work completed and whether the work is proceeding according to the transportation project schedule;
606-013061-12

- A description of each change order executed by the
  governmental body;

- A budget summary detailing planned expenditures compared
to actual expenditures; and

- The identity of each small or minority business used as
  a contractor or subcontractor.

(d) Require that the governmental body make and maintain
records in accordance with accepted governmental accounting
principles and practices for each progress payment made for work
performed in connection with the transportation project, each
change order executed by the governmental body, and each payment
made pursuant to a change order. The records are subject to
financial audit as required by law.

(e) Require that the governmental body, upon completion and
acceptance of the transportation project, certify to the
department that the transportation project has been completed in
compliance with the terms and conditions of the contract between
the department and the governmental body and meets the minimum
construction standards established in accordance with s.
336.045.

(f) Specify that the department transfer funds to the
governmental body not more often than quarterly, upon receipt of
a request for funds from the governmental body and consistent
with the needs of the transportation project. The governmental
body shall expend funds received from the department in a timely
manner. The department may not transfer funds unless
construction has begun on the facility of a business on whose
behalf the award was made. A contract totaling less than
$200,000 is exempt from the transfer requirement.

(g) Require that funds be used only on a transportation
project that has been properly reviewed and approved in
accordance with the criteria set forth in this section.

(h) Require that the governing board of the governmental
body adopt a resolution accepting future maintenance and other
attendant costs occurring after completion of the transportation
project if the transportation project is constructed on a county
or municipal system.

(5) For purposes of this section, Space Florida may serve
as the governmental body or as the contracting agency for a
transportation project within spaceport territory as defined by
s. 331.304.

(6) Each governmental body receiving funds under this
section shall submit to the department a financial audit of the
governmental body conducted by an independent certified public
accountant. The department, in consultation with the Department
of Economic Opportunity, shall develop procedures to ensure that
audits are received and reviewed in a timely manner and that
deficiencies or questioned costs noted in the audit are
resolved.

(7) The department shall monitor the construction or
building site for each transportation project that receives
funding under this section, including, but not limited to, the
construction of the business facility, to ensure compliance with
contractual requirements.

Section 21. Section 339.2825, Florida Statutes, is created
to read:

339.2825 Approval of contractor-financed projects.—

(1) Before the department solicits proposals pursuant to s.
334.30 to advance a project programmed in the adopted 5-year
work program or in the 10-year Strategic Intermodal Plan using
funds provided by a public-private partnership or a private
entity to be reimbursed from department funds for the project as
programmed in the adopted work program, the department must:
provide a summary of the proposed project to the Executive
Office of the Governor, the chair of each legislative
appropriations committee, the President of the Senate, and the
Speaker of the House of Representatives. The summary must
include a description of any anticipated commitment by the
department for the years outside the adopted work program, a
description of the anticipated impacts on the department's
overall debt load, and sufficient information to demonstrate
that the project will not cause the department to exceed the
overall debt limitation provided in s. 339.139. The department
may proceed with the project upon approval of the Governor. If
the chair of either legislative appropriations committee, the
President of the Senate, or the Speaker of the House of
Representatives objects to the proposed project in writing
within 14 days after receipt of the summary, the Governor may
not approve the project.

(2) If the department receives an unsolicited proposal
pursuant to s. 334.30 to advance a project programmed in the
adopted 5-year work program or in the 10-year Strategic
Intermodal Plan using funds provided by public-private
partnerships or private entities to be reimbursed from
department funds for the project as programmed in the adopted
work program, the department must provide a summary of the
proposed project to the Executive Office of the Governor, the
chair of each legislative appropriations committee, the
President of the Senate, and the Speaker of the House of
Representatives before the department advertises receipt of the
proposal as provided in s. 334.30. The summary must include a
description of any anticipated commitments by the department for
the years outside the adopted work program, a description of any
anticipated impacts on the department's overall debt load, and
sufficient information to demonstrate that the project will not
cause the department to exceed the overall debt limitation
provided in s. 339.14. The department may not accept the
unsolicited proposal, advertise receipt of the unsolicited
proposal, or solicit other proposals for the same project
purpose without the approval of the Executive Office of the
Governor. If the chair of either legislative appropriations
committee, the President of the Senate, or the Speaker of the
House of Representatives objects to the proposed project in
writing within 14 days after receipt of the summary, the
Executive Office of the Governor may not approve the proposed
project.

(3) This section does not apply to a public-private
partnership agreement authorized in s. 334.30(2)(a).

Section 22. Paragraph (j) of subsection (2) of section
348.0004, Florida Statutes, is amended to read:

348.0004 Purposes and powers.—

(2) Each authority may exercise all powers necessary,
appurtenant, convenient, or incidental to the carrying out of
its purposes, including, but not limited to, the following
rights and powers:

(j) To pledge, hypothecate, or otherwise encumber all or
any part of the revenues, tolls, rates, fees, rentals, or other charges or receipts of the authority, including all or any portion of county gasoline tax funds received by the authority pursuant to the terms of any lease-purchase agreement between the authority and the department, as security for all or any of the obligations of the authority.

Section 23. Subsection (1) of section 348.0005, Florida Statutes, is amended, and subsection (3) is added to that section, to read:

348.0005 Bonds.—

(1) Bonds may be issued on behalf of an authority as provided by the State Bond Act. Bonds may not be issued under this section unless the resolution authorizing the bonds and pledging the revenues of a facility requires that the revenues of the facility be deposited into appropriate accounts in such sums as are sufficient to pay the costs of operation and maintenance of any facility for the current fiscal year as set forth in the annual budget of the authority before any revenues of the facility are applied to the payment of interest or principal owing or that may become owing on such bonds.

(3) The provisions of subsection (2) do not apply to any authority formed on or after July 1, 2012.

Section 24. Section 348.0013, Florida Statutes, is created to read:

348.0013 Department to construct, operate, and maintain facilities.—

(1) Notwithstanding any other provision of law to the contrary, this section applies to any authority formed on or after July 1, 2012.

(2) The department is the agent of each authority for the purpose of performing all phases of a project, including, but not limited to, constructing improvements and extensions to an expressway system and for the completion of the construction. The division and the authority shall provide to the department complete copies of the documents, agreements, resolutions, contracts, and instruments relating to the construction and shall request that the department perform the construction work, including the planning, surveying, design, and actual construction of the completion, extensions, and improvements to the expressway system. After the issuance of bonds to finance the construction of an expressway system or improvements to an expressway system, the division shall transfer to the credit of an account of the department in the State Treasury the necessary funds for construction. The department shall proceed with construction and use the funds for the purpose authorized and as otherwise provided by law for the construction of roads and bridges. The authority may alternatively, with the consent and approval of the department, appoint as its agent a local agency certified by the department to administer federal aid projects in accordance with federal law for the purpose of performing all phases of a project.

(3) An authority that desires to construct an expressway shall identify the expressway project in a work plan and submit the work plan along with its budget. The work plan must include a finance plan that demonstrates the financial feasibility of the expressway project, including the authority's ability to reimburse the department for all costs of operation and maintenance of the project from the revenues of the authority's...
expressway system. Legislative approval of the authority's budget and work plan is required before bonds may be issued on behalf of the authority to finance the construction of the expressway project. The department shall operate and maintain the expressway system, and the costs incurred by the department for operation and maintenance shall be reimbursed from revenues of the expressway system. Each expressway system constructed under the provisions of this section is a part of the State Highway System as defined in s. 334.03.

(4) An authority subject to this section may fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges for the authority's facilities, as otherwise provided in this part.

Section 25. Subsection (4) of section 348.52, Florida Statutes, is amended, and subsection (7) is added to that section, to read:

348.52 Tampa-Hillsborough County Expressway Authority. The authority may employ an executive & secretary, an executive director, its own counsel and legal staff, and such legal, financial, and other professional consultants, technical experts, engineers, and employees, permanent or temporary, as it may require and may determine the qualifications and fix the compensation of such persons, firms, or corporations. The authority may contract with the Division of Bond Finance of the State Board of Administration for any financial services authorized herein.

(6) Notwithstanding the provisions of subsection (4), no employee of the Tampa-Hillsborough County Expressway Authority shall be compensated at a rate exceeding the salary rate of the Executive Director of Florida's Turnpike Enterprise.

Section 26. Subsection (5) of section 348.54, Florida Statutes, is amended to read:

348.54 Powers of the authority. Except as otherwise limited herein, the authority shall have the power:

(5) To enter into and make lease-purchase agreements as provided in s. 348.60 for terms not exceeding 40 years, or until all bonds secured by a pledge thereunder, and all refundings thereof, are fully paid as to both principal and interest, whichever is longer. The authority is a party to a lease-purchase agreement between the department and the authority dated November 18, 1997, as supplemented by a supplemental lease-purchase agreement dated February 7, 2002, and a second supplemental lease-purchase agreement dated June 23, 2005. The authority may not enter into other lease-purchase agreements with the department and may not amend the existing agreement in a manner that expands or increases the department's obligations, unless the department determines that the agreement or amendment is necessary to permit the refunding of bonds issued before July 1, 2012. The department's obligations under the lease-purchase agreement, as supplemented, terminate upon the earlier of:

(a) The defeasance, redemption, or payment in full of the authority's bonds issued and outstanding as of July 1, 2012;
(b) The date to which the purchasers of the authority bonds have consented; or
(c) The date on which termination of the department's obligations will occur under the terms of the memorandum of agreement dated October 26, 2010, between the department and the authority.
606-013061-12

Section 27. Section 348.545, Florida Statutes, is amended to read:

348.545 Facility improvement; bond financing authority.—

Pursuant to s. 11(6), Art. VII of the State Constitution, the Legislature hereby approves for bond financing by the Tampa-Hillsborough County Expressway Authority improvements to toll collection facilities, interchanges to the legislatively approved expressway system, and any other facility appurtenant, necessary, or incidental to the approved system. Subject to terms and conditions of applicable revenue bond resolutions and covenants, such costs may be financed in whole or in part by revenue bonds issued pursuant to s. 348.56(4)(1a) or (b), whether currently issued or issued in the future, or by a combination of such bonds.

Section 28. Subsections (8), (10), (11), and (12) are added to section 348.56, Florida Statutes, to read:

348.56 Bonds of the authority.—

(9) Notwithstanding any other provision of law to the contrary, on and after July 1, 2012, the authority may not, without the department’s consent, request the issuance of any bonds secured by a pledge of any revenues of the authority which is senior to, or on a parity with, the authority’s obligation to fully reimburse the department for the costs of operation, maintenance, repair, and rehabilitation of the expressway system paid by the department, except that the authority may request the issuance of bonds secured by a senior pledge for the purpose of refunding any authority bonds issued and outstanding as of July 1, 2012. Refunding bonds authorized by this subsection may not be issued if such bonds have a final maturity later than the final maturity of the bonds refunded or if the refunding bonds provide for higher debt service in any year than the debt service that is currently paid on such bonds.

(10) Notwithstanding any other provision of law to the contrary, on and after July 1, 2012, the authority may not request the issuance of any bonds, except bonds issued to refund bonds issued before July 1, 2012, which provide any rights against the department which may be enforced by the holders of such bonds or debt. Refunding bonds authorized by this subsection may not be issued if the bonds have a final maturity later than the final maturity of the bonds refunded or if the refunding bonds provide for higher debt service in any year than the debt service that is currently paid on such bonds. The obligations of the department under any lease-purchase agreement with the authority, including any obligation to pay any cost of operation, maintenance, repair, or rehabilitation of the expressway system, terminate upon the earlier of:

(a) The defeasance or payment of all authority bonds issued before July 1, 2012, and authority bonds issued to refund such bonds;

(b) The earlier date to which the purchasers of the authority bonds have consented; or

(c) The date on which termination of the department’s obligations will occur under the terms of the memorandum of agreement dated October 26, 2010, between the department and the authority.

(11) Beginning July 1, 2012, except for bonds issued to refund bonds issued before that date, bonds may not be issued under this section unless the resolution authorizing the bonds...
and pledging the revenues of the expressway system requires that
the revenues of the expressway system be deposited into
appropriate accounts in such sums as are sufficient to pay the
costs of operation and maintenance of the expressway system for
the current fiscal year as set forth in the annual budget of the
authority before any revenues of the expressway system are
applied to the payment of interest or principal owing or that
may become owing on such bonds.

(12) Paragraph (1)(b) does not apply in any fiscal year in
which the department's obligations under the lease-purchase
agreement between the department and authority have not been
terminated as provided in s. 348.60 or in which the authority
has not fully reimbursed the department for the amounts
expended, advanced, or paid to the authority in prior fiscal
years for the costs of operation, maintenance, repair, and
rehabilitation of the expressway system. During any such fiscal
year, bonds may be issued only on behalf of the authority
pursuant to the State Bond Act.

Section 29. Section 348.565, Florida Statutes, is amended to read:

348.565 Revenue bonds for specified projects.—The existing
facilities that constitute the Tampa-Hillsborough County
Expressway System are hereby approved to be refinanced by
bond revenues issued by the Division of Bond Finance of the
State Board of Administration pursuant to s. 11(d) 114(e), Art.
VII of the State Constitution and s. 348.56 the State Bond Act
or by revenue bonds issued by the authority pursuant to s.
348.56(1)(b). In addition, the following projects of the Tampa-
Hillsborough County Expressway Authority are approved to be
financed or refinanced by the issuance of revenue bonds in
accordance with this part and s. 11(f), Art. VII of the State
Constitution:

1. Brandon area feeder roads.
2. Capital improvements to the expressway system,
   including safety and operational improvements and toll
collection equipment.
4. The connector highway linking the Lee Roy Selmon
Crosstown Expressway to Interstate 4.

Section 30. Subsection (1) of section 348.57, Florida
Statutes, is amended to read:

348.57 Refunding bonds.—
(1) Subject to public notice as provided in s. 348.54, the
authority may request or provide is authorized to provide by
resolution for the issuance from time to time of bonds pursuant
to s. 348.56 348.56(1)(b) for the purpose of refunding any bonds
then outstanding regardless of whether the bonds being refunded
were issued by the authority pursuant to this chapter or on
behalf of the authority pursuant to the State Bond Act. The
authority may further request or provide is further authorized
by resolution for the issuance of bonds pursuant to s.
348.56 for the combined purpose of:

(a) Paying the cost of constructing, reconstructing,
    improving, extending, repairing, maintaining and operating the
    expressway system.

(b) Refunding bonds then outstanding. The authorization,
sale and issuance of such obligations, the maturities and other
details thereof, the rights and remedies of the holders thereof,
and the rights, powers, privileges, duties, and obligations of
the authority with respect to the same are shall be governed by
the foregoing provisions of this part insofar as the same may be
applicable.

Section 31. Subsections (7) and (8) are added to section
348.60, Florida Statutes, to read:
348.60 Lease-purchase agreements.—
(7) The authority is a party to a lease-purchase agreement
between the department and the authority dated November 18,
1997, as supplemented by a supplemental lease-purchase agreement
dated February 7, 2002, and a second supplemental lease-purchase
agreement dated June 23, 2005. The authority may not enter into
any other lease-purchase agreement, or amend the lease-purchase
agreement, unless the department determines that such an
agreement or amendment is necessary to permit the refunding of
bonds issued before July 1, 2012.
(8) Upon the earlier of the defeasance or payment of the
authority bonds issued before July 1, 2012, and any bonds issued
to refund the bonds, or the earlier date to which the purchasers
of the authority bonds have consented:
(a) The obligations of the department under the lease-
purchase agreement with the authority, including any obligation
to pay any cost of operation, maintenance, repair, or
rehabilitation of the expressway system, terminates;
(b) The lease-purchase agreement terminates;
(c) The expressway system remains the property of the
authority and may not be transferred to the department;
(d) The authority remains obligated to reimburse the
department for the amounts paid by the department from a source
other than revenues of the expressway system for any cost of
operation, maintenance, repair, or rehabilitation of the
expressway system; and
(e) The department shall collect tolls for the use of the
system as the agent of the authority as provided in this part.
Section 32. Section 348.615, Florida Statutes, is created
to read:
348.615 Department to collect tolls.—
(1) The department is the agent of the authority for the
purpose of collecting tolls for the use of the authority's
expressway system. The department must be reimbursed for the
costs of collecting such charges from the revenues of the
expressway system. The department may modify its rules regarding
toll collection procedures and the imposition of administrative
charges applicable to the authority's toll facilities. This
section does not limit the authority of the department under any
other provision of law or under any agreement entered into
before July 1, 2012.
(2) The authority may fix, alter, charge, and establish
tolls, rates, fees, rentals, and other charges for the
authority's facilities, as otherwise provided in this part.
Section 33. Paragraph (a) of subsection (4) of section
348.753, Florida Statutes, is amended and subsection (5) is
added to this section read:
348.753 Orlando-Orange County Expressway Authority.—
(4)(a) The authority may employ an executive secretary, an
executive director, its own counsel and legal staff, technical
experts, architects, engineers, and employees, permanent or
temporary, as it may require and may determine the
qualifications and fix the compensation of such persons, firms, or corporations and may employ a fiscal agent or agents, provided, however, that the authority shall solicit sealed proposals from at least three persons, firms, or corporations for the performance of any services as fiscal agents. The authority may contract with the Division of Bond Finance of the State Board of Administration for any financial services authorized in this section. The authority may delegate to one or more of its agents or employees such of its power as it deems necessary to carry out the purposes of this part, subject always to the supervision and control of the authority. Members of the authority may be removed from their office by the Governor for misconduct, malfeasance, misfeasance, or nonfeasance in office.

(5) Notwithstanding the provisions of subsection (4), no employee of the Orlando-Orange County Expressway Authority shall be compensated at a rate exceeding the salary rate of the Executive Director of Florida's Turnpike Enterprise.

Section 34. Paragraph (e) of subsection (2) of section 348.754, Florida Statutes, is amended to read:

348.754 Purposes and powers.—

(2) The authority is hereby granted, and shall have and may exercise all powers necessary, appurtenant, convenient or incidental to the carrying out of the aforesaid purposes, including, but without being limited to, the following rights and powers:

(e) To enter into and make lease-purchase agreements with the department for terms not exceeding 40 years, or until any bonds secured by a pledge of rentals thereunder, and any

refundings thereof, are fully paid as to both principal and interest, whichever is longer. The authority is a party to a lease-purchase agreement between the department and the authority dated December 23, 1985, as supplemented by a first supplement to the lease-purchase agreement dated November 25, 1986, and a second supplement to the lease-purchase agreement dated October 27, 1988. The authority may not enter into other lease-purchase agreements with the department and may not amend the existing agreement in a manner that expands or increases the department's obligations, unless the department determines that the agreement or amendment is necessary to permit the refunding of bonds issued before July 1, 2012.

Section 35. Section 348.7543, Florida Statutes, is amended to read:

348.7543 Improvements, bond financing authority for.—

Pursuant to s. 11(f), Art. VII of the State Constitution, the Legislature hereby approves for bond financing by the Orlando-Orange County Expressway Authority improvements to toll collection facilities, interchanges to the legislatively approved expressway system, and any other facility appurtenant, necessary, or incidental to the approved system. Subject to terms and conditions of applicable revenue bond resolutions and covenants, such costs may be financed in whole or in part by revenue bonds issued pursuant to s. 349.755, 349.7551(e) or (d), whether currently issued or issued in the future, or by a combination of such bonds.

Section 36. Section 348.7545, Florida Statutes, is amended to read:

348.7545 Western Beltway Part C, construction authorized;
606-013061-12

financing.—Notwithstanding s. 338.2275, the Orlando-Orange County Expressway Authority is authorized to exercise its condemnation powers, construct, finance, operate, own, and maintain that portion of the Western Beltway known as the Western Beltway Part C, extending from Florida’s Turnpike near Ocoee in Orange County southerly through Orange and Osceola Counties to an interchange with I-4 near the Osceola-Polk County line, as part of the authority’s 20-year capital projects plan. This project may be financed with any funds available to the authority for such purpose or revenue bonds issued by the Division of Bond Finance of the State Board of Administration on behalf of the authority pursuant to s. 11, Art. VII of the State Constitution and the State Bond Act, ss. 215.57-215.83. This project may be refinanced with bonds issued by the authority pursuant to s. 348.755 348.755(1)-(4).

Section 37. Section 348.7546, Florida Statutes, is amended to read:

348.7546 Wekiva Parkway, construction authorized; financing.—Notwithstanding s. 338.2275,

(1) The Orlando-Orange County Expressway Authority is hereby authorized to exercise its condemnation powers and to construct, finance, operate, own, and maintain those portions of the Wekiva Parkway which are identified by agreement between the authority and the department and which are included as part of the authority’s long-range capital improvement plan. The “Wekiva Parkway” means any limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group which were adopted January 16, 2004. This project may be financed with any funds available to the authority for such purpose or revenue bonds issued on behalf of the authority under s. 11, Art. VII of the State Constitution and s. 348.755 348.755(1)-(4). This section does not invalidate the exercise by the authority of its condemnation powers or the acquisition of any property for the Wekiva Parkway before July 1, 2012.

(2) Notwithstanding any other provision of law to the contrary, in order to ensure that funds are available to the department for its portion of the Wekiva Parkway, beginning July 1, 2012, the authority shall repay the expenditures by the department for costs of operation and maintenance of the Orlando-Orange County Expressway System by annual transfer to the credit of an account of the department in the State Treasury from toll revenues of the Orlando-Orange County Expressway System, or other funds available to the authority, after payment of the debt service on all bonds issued by or on behalf of the authority pursuant to this part on or before July 1, 2012, or bonds issued to refund the bonds, and such other costs as are required to be paid under the terms of the bond resolutions under which such bonds were issued. The authority shall pay the department $10 million on July 1, 2012, and shall make annual payments of $20 million on each successive July 1 until the department has been fully reimbursed for all costs of the Orlando-Orange County Expressway System which were paid, advanced, or reimbursed to the authority by the department, with a final payment in the amount of the balance remaining.
authority fails to make a payment to the department as required
in this subsection, the authority shall raise tolls, defer
projects, or reduce its administrative and other expenses until
it is current in such payments. Notwithstanding any other law to
the contrary, the funds paid to the department pursuant to this
subsection shall be allocated by the department for construction
of the Wekiva Parkway.

(3) Notwithstanding any other provision of law to the
contrary, on and after July 1, 2012, the authority may not,
without the department’s consent, request the issuance of any
bonds secured by a pledge of any authority revenues which is
senior to, or on a parity with, the authority’s obligation to
make the annual payments to the department required under this
section, except that the authority may request the issuance of
bonds secured by a senior pledge for the purpose of refunding
any authority bonds issued and outstanding as of July 1, 2012.
Refunding bonds authorized by this subsection may not be issued
if such bonds have a final maturity later than the final
maturity of the bonds refunded or if the refunding bonds provide
for higher debt service in any year than the debt service that
is currently paid on such bonds.

(4) The department’s obligation to construct its portions
of the Wekiva Parkway is contingent upon the timely payment by
the authority of the annual payments required under this
section and receipt of all required environmental
permits and approvals by the Federal Government.

Section 39. Section 348.7547, Florida Statutes, is amended
to read:

348.7547 Maitland Boulevard Extension and Northwest Beltway

Part A Realignment construction authorized; financing.—
Notwithstanding s. 338.2275, the Orlando-Orange
Expressway Authority is hereby authorized to exercise its
condemnation powers, construct, finance, operate, own, and
maintain the portion of State Road 414 known as the Maitland
Boulevard Extension and the realigned portion of the Northwest
Beltway Part A as part of the authority’s long-range capital
improvement plan. The Maitland Boulevard Extension will extend
from the current terminus of State Road 419 at U.S. 441 west to
State Road 429 in west Orange County. The realigned portion of
the Northwest Beltway Part A will run from the point at or near
where the Maitland Boulevard Extension will connect with State
Road 429 and will proceed to the west and then north resulting
in the northern terminus of State Road 429 moving farther west
before reconnecting with U.S. 441. However, under no
circumstances shall the realignment of the Northwest Beltway
Part A conflict or contradict with the alignment of the Wekiva
Parkway as defined in s. 348.7546. This project may be financed
with any funds available to the authority for such purpose or
revenue bonds issued by or on behalf of the authority under s
11, Art. VII of the State Constitution and s. 348.755

348.755(4)(B).

Section 39. Subsections (6), (7), (8), and (9) are added to section 348.755, Florida Statutes, to read:

348.755 Bonds of the authority.—

(6) Notwithstanding any other provision of law to the
contrary, on and after July 1, 2012, the authority may not
request the issuance of any bonds, except bonds issued to refund
bonds issued before July 1, 2012, which provide any rights
against the department which may be enforced by the holders of such bonds or debt. Refunding bonds authorized by this subsection may not be issued if the bonds have a final maturity later than the final maturity of the bonds refunded or if the refunding bonds provide for higher debt service in any year than the debt service that is currently paid on such bonds. Upon the earlier of the defeasance or payment of all authority bonds issued before July 1, 2012, or the defeasance or payment of the authority bonds issued to refund such bonds, or such earlier date to which the purchasers of the authority bonds have consented, the obligations of the department under any lease-purchase agreement with the authority, including any obligation to pay any cost of operation, maintenance, repair, or rehabilitation of the Orlando-Orange County Expressway System, terminate.

(7) Notwithstanding any other provision of law to the contrary, on and after July 1, 2012, the authority may not, without the department’s consent, request the issuance of any bonds secured by a pledge of any revenues of the authority which is senior to, or on a parity with, the authority’s obligation to fully reimburse the department for the costs of operation, maintenance, repair, and rehabilitation of the Orlando-Orange County Expressway System paid by the department, except that the authority may request the issuance of bonds secured by a senior pledge for the purpose of refunding any authority bonds issued and outstanding as of July 1, 2012. Refunding bonds authorized by this subsection may not be issued if the bonds have a final maturity later than the final maturity of the bonds refunded or if the refunding bonds provide for higher debt service in any year than the debt service that is currently paid on the bonds.

(8) Beginning July 1, 2012, the authority may not issue bonds, except bonds issued to refund bonds issued before such date, unless the resolution authorizing the bonds and pledging the revenues of the Orlando-Orange County Expressway System requires that the revenues of the expressway system be deposited into appropriate accounts in such sums as are sufficient to pay the costs of operation and maintenance of the Orlando-Orange County Expressway System for the current fiscal year as set forth in the annual budget of the authority before any revenues of the Orlando-Orange County Expressway System are applied to the payment of interest or principal owing or that may become owing on such bonds.

(9) Paragraphs (i)(b) and (d) do not apply in any fiscal year in which the department’s obligations under the lease-purchase agreement between the department and authority have not been terminated as provided in a. 348.757 or in which the authority has not fully reimbursed the department for all amounts expended, advanced, or paid to the authority in prior fiscal years for the costs of operation, maintenance, repair, and rehabilitation of the expressway system. During any such fiscal year, bonds may be issued only on behalf of the authority pursuant to the State Bond Act.

Section 40. Subsections (8) and (9) are added to section 348.757, Florida Statutes, to read:

348.757 Lease-purchase agreement.—

(8) The only lease-purchase agreement authorized by this section is the lease-purchase agreement between the department and the authority dated December 23, 1985, as supplemented by a
first supplement to the lease-purchase agreement dated November 25, 1986, and a second supplement to the lease-purchase agreement dated October 27, 1988. The authority may not enter into any other lease-purchase agreements with the department and may not amend the existing agreement in a manner that expands the scope of the department's obligations, unless the department determines the agreement or amendment is necessary to permit the refunding of bonds issued before July 1, 2012.

(9) The department's obligations under the lease-purchase agreement between the department and the authority dated December 23, 1985, as supplemented by a first supplement to the lease-purchase agreement dated November 25, 1986, and a second supplement to the lease-purchase agreement dated October 27, 1988, terminate upon the earlier of the defeasance, redemption, or payment in full of the authority's bonds issued and outstanding as of July 1, 2012, or bonds to refund such bonds, or such earlier date to which the purchasers of the authority bonds have consented.

Section 41. Section 348.7585, Florida Statutes, is created to read:

348.7585 Department to collect tolls.—
(1) The department is the agent of the authority for the purpose of collecting tolls for the use of the authority's expressway system. The department shall be reimbursed from the revenues of the expressway system for the costs of collecting the tolls. The department may modify its rules regarding toll collection procedures and the imposition of administrative charges to be applicable to the authority's toll facilities. This section does not limit the authority of the department under any other provision of law or under any agreement entered into before July 1, 2012.

(2) The authority may fix, alter, charge, and establish tolls, rates, fees, rentals, and other charges for the authority's facilities, as otherwise provided in this section.

Section 42. Paragraph (a) of subsection (4) of section 348.9952, Florida Statutes, is amended to read:
348.9952 Osceola County Expressway Authority.—
(4)(a) The authority may employ an executive secretary, an executive director, its own counsel and legal staff, technical experts, engineers, and other employees, permanent or temporary, as it may require, and may determine the qualifications and fix the compensation of such persons, firms, or corporations. Additionally, the authority may employ a fiscal agent or agents. However, the authority shall solicit sealed proposals from at least three persons, firms, or corporations for the performance of any services as fiscal agents. The authority may delegate to one or more of its agents or employees such of its power as it deems necessary to carry out the purposes of this part, subject always to the supervision and control of the authority.

Section 43. Section 348.9956, Florida Statutes, is repealed.

Section 44. Section 348.99565, Florida Statutes, is created to read:
348.99565 Department to construct, operate, and maintain facilities.—
(1) The department is the agent of the authority for the purpose of performing all phases of a project, including, but not limited to, constructing improvements and extensions to the
expressway system. The division and the authority shall provide
to the department complete copies of all documents, agreements,
resolutions, contracts, and instruments relating to the project
and shall request that the department perform the construction
work, including the planning, surveying, design, and actual
construction of the completion, extensions, and improvements to
the expressway system. After the issuance of bonds to finance
construction of any improvements or additions to the expressway
system, the division shall transfer to the credit of an account
of the department in the State Treasury the necessary funds for
construction. The department shall proceed with construction and
use the funds for the purpose authorized and as provided by law
for the construction of roads and bridges. The authority may
alternatively, with the consent and approval of the department,
appoint as its agent a local agency certified by the department
to administer federal aid projects in accordance with federal
law for the purpose of performing all phases of a project.

(2) If the authority desires to construct improvements or
extensions to the expressway system, it shall identify the
expressway improvement project in a work plan and submit the
work plan with its budget. The work plan must include a finance
plan that demonstrates the financial feasibility of the
expressway project, including the authority's ability to
reimburse the department for all costs of operation and
maintenance of the improvements or extensions from the revenues
of the expressway system. Legislative approval of the
authority's budget and work plan is required before bonds may be
issued on behalf of the authority to finance the construction of
the improvements or extensions. The department shall operate and

maintain the expressway system, and the costs incurred by the
department for operation and maintenance shall be reimbursed
from revenues of the expressway system. The expressway system
shall be part of the State Highway System as defined in s.
334.03.

(3) The authority may fix, alter, charge, and establish
tolls, rates, fees, rentals, and other charges for the
authority's facilities, as otherwise provided in this part.

Section 45. Subsection (2) of section 369.317, Florida
Statutes, is amended, and subsection (9) is added to that
section, to read:

369.317 Wekiva Parkway.—

(2) The Wekiva Parkway and related transportation
facilities shall follow the design criteria contained in the
recommendations of the Wekiva River Basin Area Task Force
adopted by reference by the Wekiva River Basin Coordinating
Committee in its final report of March 16, 2004, and the
recommendations of the Wekiva Coordinating Committee contained
in its final report of March 16, 2004, subject to reasonable
environmental, economic, and engineering considerations. For
those activities associated with the Wekiva Parkway and related
transportation facilities which require authorization pursuant
to part IV of chapter 373, the Department of Environmental
Protection is the exclusive permitting authority.

(9) In Seminole County, the Department of Transportation
shall locate the precise corridor and interchanges for the
Wekiva Parkway consistent with the legislative intent expressed
in other provisions of this act.

Section 46. Paragraph (a) of subsection (4) of section
606-013061-12

377.809, Florida Statutes, is amended to read:

377.809 Energy Economic Zone Pilot Program.—

(4)(a) Beginning July 1, 2012, all the incentives and
benefits provided for enterprise zones pursuant to state law
shall be available to the energy economic zones designated
pursuant to this section on or before July 1, 2010. In order to
provide incentives, by March 1, 2012, each local governing body
that has jurisdiction over an energy economic zone must, by
local ordinance, establish the boundary of the energy economic
zone, specify applicable energy-efficiency standards, and
determine eligibility criteria for the application of state and
local incentives and benefits in the energy economic zone.
However, in order to receive benefits provided under s. 288.106,
a business must be a qualified target industry business under s.
288.106 for state purposes. An energy economic zone’s boundary
may be revised by local ordinance. Such incentives and benefits
include those in ss. 212.08, 212.096, 220.181, 220.182, 220.183,
288.106, and 624.5105 and the public utility discounts provided
in s. 290.007(8). The exemption provided in s. 212.08(5)(c)
shall be for renewable energy as defined in s. 377.803. For
purposes of this section, any applicable requirements for
employee residency for higher refund or credit thresholds must
be based on employee residency in the energy economic zone or an
enterprise zone. A business in an energy economic zone may also
be eligible for funding under ss. 288.047 and 445.003, and a
transportation project in an energy economic zone shall be
provided priority in funding under s. 339.2821 288.063. Other
projects shall be given priority ranking to the extent
practicable for grants administered under state energy programs.

Section 47. The funds in the Toll Facilities Revolving
Trust Fund and all future payments of obligated funds shall be
deposited into the State Transportation Trust Fund to be
expended for the purposes specified in s. 339.08, Florida
Statutes.

Section 48. The Florida Transportation Commission shall
conduct a study of the potential for cost savings that might be
realized through increased efficiencies through the sharing of
resources for the accomplishment of design, construction, and
maintenance activities by or on behalf of expressway authorities
in the state. The commission may retain such experts as are
reasonably necessary to complete the study, and the Department
of Transportation shall pay the expenses of such experts. The
commission shall complete the study and provide a written report
of its findings and conclusions to the Governor, the President
of the Senate, the Speaker of the House of Representatives, and
the chairs of each of the appropriations committees by December

Section 49. This act shall take effect July 1, 2012.
CIP-3: Short-Term Project Explanation

Purpose, Need, Scope, Relationship of Project to Agency Objectives:

BARTOW DISTRICT OFFICE HVAC REPLACEMENT (CHILLER SYSTEM)

Option 1 - Replacement of the existing roof top units with comparable units: Option 1 would require the initial purchase of the system totaling $540,000 with an initial estimated electric operating cost of $300,000 in 2012 based on an analysis of actual utility bills. The purchase of a second comparable system is assumed to be needed 16 years later due to the limited life expectancy of 15 years for this type of unit. Total projected costs for Option 1 would be approximately $16M over a 25-year period for equipment purchases, annual electric operating costs and estimated annual maintenance / repair costs.

Option 2 - Replacement of the existing roof top units with a 350-ton chiller water cooled system: Option 2 would require the initial purchase of the chiller system totaling $1,587,375 with an initial estimated electric operating cost of $260,000 in 2012 based on actual utility bills. With the chiller system, there will be no need to purchase another system within 25 years due to its reliable performance and longer life expectancy. Total projected costs for Option 2 would be approximately $14.4M over a 25-year period for the equipment purchase, annual electric operating costs and estimated annual maintenance / repair costs.

Including estimated maintenance and repair costs, Option 2 is the more cost effective option. Over 25 years it is estimated that the Department will spend $1.6M (10.2%) less with Option 2 compared with Option 1. Further, Option 2 is better for the environment than Option 1. The chiller system is expected to reduce Green House Gas Emissions (10 percent reduction by 2012).

<table>
<thead>
<tr>
<th>Comparison of Option 1 to Option 2 over 25 years</th>
</tr>
</thead>
<tbody>
<tr>
<td>Estimated Operating Costs / Maintenance &amp; Repair</td>
</tr>
<tr>
<td>Option 1 - replace roof top units: $16,058,130</td>
</tr>
<tr>
<td>Option 2 - chiller system: $14,423,012</td>
</tr>
<tr>
<td>Option 2 - cost reduction: ($1,635,118) -10.2%</td>
</tr>
</tbody>
</table>

PROJECT FUNDING SUMMARY:

Option 2: Change to Chiller System
FY 2012/2013 - Budget is requested for the construction and other related costs ............ $1,587,375
<table>
<thead>
<tr>
<th>SEAPORT GRANTS</th>
<th>Sum of Amt 2013</th>
<th>Sum of Amt 2014</th>
<th>Sum of Amt 2015</th>
<th>Sum of Amt 2016</th>
<th>Sum of Amt 2017</th>
<th>Sum of Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>ACQUISITION OF SEAPORT TRADE DATA INFORMATION</td>
<td>$115,446,664</td>
<td>$68,566,184</td>
<td>$34,346,622</td>
<td>$15,320,086</td>
<td>$60,994,453</td>
<td>$294,674,011</td>
</tr>
<tr>
<td>BREVARD-CANAVERAL PORT AUTHORITY WEST TURN BASIN CHANNEL WIDENING</td>
<td>$370,000</td>
<td>$370,000</td>
<td>$370,000</td>
<td>$370,000</td>
<td>$370,000</td>
<td>$1,850,000</td>
</tr>
<tr>
<td>DW SEAPORTS BOX</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>JAXPORT-ICTF INTERMODAL CONTAINER TRANSFER FACILITY</td>
<td>$10,000,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$10,000,000</td>
</tr>
<tr>
<td>JAXPORT-TALLEYRAND RECONSTRUCTION OF WHARF/ BULKHEADS-PH2/CONCRETE</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>PORT CANAVERAL ACCESS INTERSECTION IMPROVEMENTS @ SR 401</td>
<td>$1,000,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>PORT CANAVERAL CONTAINER N. CARGO 5 &amp; 6 AND TERMINAL</td>
<td>$2,416,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$2,416,000</td>
</tr>
<tr>
<td>PORT CANAVERAL NORTH SIDE DEVELOPMENT CONTAINER YARD EXPANSION</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>PORT EVERGLADES NEW BULKHEAD AT BERTHS 9 AND 10</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>PORT EVERGLADES ON-PORT RAIL AND ICTF</td>
<td>$12,000,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$12,000,000</td>
</tr>
<tr>
<td>PORT EVERGLADES SOUTHPORT TURNING NOTCH EXPANSION</td>
<td>$13,314,688</td>
<td>$</td>
<td>$4,716,000</td>
<td>$</td>
<td>$9,000,000</td>
<td>$27,032,688</td>
</tr>
<tr>
<td>PORT EVERGLADES SPANGLER BLVD BYPASS ROAD TO US-1/SR-5</td>
<td>$</td>
<td>$</td>
<td>$1,262,809</td>
<td>$</td>
<td>$1,262,809</td>
<td>$1,262,809</td>
</tr>
<tr>
<td>PORT MANATEE CAPITAL IMPROVEMENT'S COLD STORAGE WAREHOUSE</td>
<td>$425,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$425,000</td>
</tr>
<tr>
<td>PORT OF FERNANDINA PIER EXTENSION</td>
<td>$1,425,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,425,000</td>
</tr>
<tr>
<td>PORT OF FT PIERCE TAYLOR CREEK DREDGING PHASE II</td>
<td>$1,300,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,300,000</td>
<td>$1,300,000</td>
</tr>
<tr>
<td>PORT OF MIAMI FROM PORT OF MIAMI (POM) TO POST PANAMAX CRANES</td>
<td>$1,055,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,055,000</td>
<td>$1,055,000</td>
</tr>
<tr>
<td>PORT OF MIAMI SOUTH FISHERMAN'S CHANNEL</td>
<td>$25,846,756</td>
<td>$17,500,000</td>
<td>$</td>
<td>$</td>
<td>$43,346,756</td>
<td>$43,346,756</td>
</tr>
<tr>
<td>PORT OF PALM BEACH PORT-WIDE SLIP REDEVELOPMENT</td>
<td>$6,018,020</td>
<td>$4,682,500</td>
<td>$3,301,000</td>
<td>$</td>
<td>$14,011,520</td>
<td>$14,011,520</td>
</tr>
<tr>
<td>PORT OF PANAMA CITY</td>
<td>$500,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$500,000</td>
<td>$500,000</td>
</tr>
<tr>
<td>PORT OF PANAMA CITY CONTAINER YARD EXPANSION PHASE II</td>
<td>$525,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$525,000</td>
<td>$525,000</td>
</tr>
<tr>
<td>PORT OF PANAMA CITY DISTRIBUTION WAREHOUSE</td>
<td>$1,000,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>PORT OF PANAMA CITY DREDGING</td>
<td>$</td>
<td>$</td>
<td>$1,500,000</td>
<td>$</td>
<td>$1,500,000</td>
<td>$1,500,000</td>
</tr>
<tr>
<td>PORT OF PENSACOLA BERTH 6 REHAB</td>
<td>$1,950,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,950,000</td>
<td>$1,950,000</td>
</tr>
<tr>
<td>PORT OF TAMPA</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>PORT OF TAMPA CONTAINER YARD IMPROVEMENTS</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,500,000</td>
<td>$1,500,000</td>
<td>$1,500,000</td>
</tr>
<tr>
<td>PORT OF TAMPA PORT INFRASTRUCTURE IMPROVEMENTS</td>
<td>$3,367,400</td>
<td>$15,090,338</td>
<td>$</td>
<td>$</td>
<td>$3,367,400</td>
<td>$15,090,338</td>
</tr>
<tr>
<td>SEAPORT (FSTED) DISTRICTWIDE BOX</td>
<td>$14,644,813</td>
<td>$14,650,088</td>
<td>$14,630,000</td>
<td>$14,830,000</td>
<td>$19,781,165</td>
<td></td>
</tr>
<tr>
<td>SEAPORT RESERVE FOR PORTS</td>
<td>$1,761,165</td>
<td>$18,000,000</td>
<td>$</td>
<td>$</td>
<td>$19,781,165</td>
<td>$19,781,165</td>
</tr>
<tr>
<td>SEAPORT SYSTEM PLAN IMPLEMENTATION</td>
<td>$324,655</td>
<td>$300,000</td>
<td>$300,000</td>
<td>$300,000</td>
<td>$300,000</td>
<td>$1,524,655</td>
</tr>
<tr>
<td>ST PETERSBURG PORT REHABILITATION - WHARF STRUCTURAL REPAIRS</td>
<td>$300,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$300,000</td>
<td>$300,000</td>
</tr>
<tr>
<td>STRATEGIC INTERMODAL SYSTEM (SEAPORT)</td>
<td>$28,000,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$1,794,453</td>
<td>$29,794,453</td>
</tr>
<tr>
<td>TALLEYRAND MARINE TERMINAL WHARF/BULKHEAD RECONSTRUCTION IMPROVEMENTS</td>
<td>$2,549,000</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$2,549,000</td>
<td>$2,549,000</td>
</tr>
</tbody>
</table>
Meeting called to order and roll called.

Opening remarks and comments by Chairman Benacquisto

TED Spreadsheet Revisions

Skip Martin, Professional Staff

Line 18

Line 18 a

Line 19 f

Lines c,d,e,f,g

Line 36

Senator Latvala

Senator Bullard

Senator Margolis

Spreadsheet: Department of State

Line 207, page 35

Line 208

Senator Gaetz speaking on line 191

Senator Bullard

Chair Benacquisto

Senator Fasano

Senator Norman

Senator Margolis

Chair Benacquisto

Senator Gaetz

Senator Fasano on Economy

Senator Margolis

Senator Bennett

Chair Benacquisto

Suzie Carey, Professional Staff. Spreadsheet on Highway Safety & Motor Vehicles.

Line 125 d

Mr. Demian Pogavorella representing FAVACA

Senator Fasano on Economy

Senator Margolis

Senator Bennett

Chair Benacquisto

Suzie Carey, Professional Staff

Mr. Stephen Fielder, DHSMV

Spreadsheet: Department of Military Affairs

Reynold Meyer, Profession Staff on conforming bills

Florida Housing Finance Corporation

Mr. Steve Auger, Executive Director of Florida Housing Finance

Proviso Language

Public Speakers

Jammie Ross, President - Florida Housing Coalition (Sadowski Coalition)

Chair Benacquisto

Meeting Adjourned.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date: 2/9/12

Topic: TED Budget

Name: Steve Auger

Job Title: Executive Director, Florida Housing

Address: 227 W. Bronough St., Ste 5000

City: Tallahassee

State: FL

Zip: 32301

Bill Number: Conforming Bill

Amendment Barcode: (if applicable)

Phone: 850-488-4197

E-mail: steve.auger@flhaffordable.org

Speaking: [ ] For [ ] Against [ ] Information

Representing: Florida Housing Finance Corporation

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Feb 8, 2012

Meeting Date

Topic Affordable Housing

Bill Number (if applicable)

Name Dorene Banker

Amendment Barcode (if applicable)

Job Title Legislative Director

Address 2425 Torreya Dr

Phone 850-509-3631

City Tallahassee

E-mail dorene@floridalegal.org

Zip 32312

Speaking: ☑ For ☐ Against ☐ Information

Affordable Housing (Sadowski Coalition)

Representing Florida Legal Services, Inc.

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☑ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date: 2-9-12

Topic: Affordable Housing

Name: Adam Corey
Job Title: Lobbyist

Address: 215 S Monroe Street #601
          Tallahassee, FL 32301

Speaking: □ For  □ Against  [X] Information
Representing: Coalition for Affordable Housing Developers

Bill Number: (if applicable)
Amendment Barcode: (if applicable)
Phone: ____________________________
E-mail: Acorey@gunster.com

Appearing at request of Chair: □ Yes  □ No  Lobbyist registered with Legislature: [X] Yes  □ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date: 2/9/2012

Topic: AFFORDABLE HOUSING

Bill Number: __________ (if applicable)

Name: DANA FARMER

Amendment Barcode: __________ (if applicable)

Job Title: DR. LEGISLATIVE & PUBLIC AFFAIRS

Address: 2728 Centerview Dr, Ste 102

Phone: 850.488.9071

Tallahassee, FL 32301

E-mail: danaf@disabilityrightsflorida.org

Speaking: [ ] For [ ] Against [ ] Information

Representing: DISABILITY RIGHTS FLORIDA (SADDOWSKI TRUST FUND)

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [ ] Yes [ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
Date: 2/19/12

Name: Steven Fielder

Address: 2900 Apalachee Pkwy

Street: Tall

City: Tallahassee

State: FL

Zip: 32309

Phone: 617-3195

E-mail: 

Job Title: 

Speaking: [ ] For  [ ] Against  [X] Information

Appearing at request of Chair: [ ]

Subject: 

Representing: DHSMV

Lobbyist registered with Legislature: [X] Yes  [ ] No

Pursuant to s. 11.061, Florida Statutes, state, state university, or community college employees are required to file the first copy of this form with the Committee, unless appearance has been requested by the Chair as a witness or for informational purposes.

If designated employee: Time: from ________ _______ m. to ________ _______ m.
2/9/2012

Meeting Date

Topic SADOWSKI TRUST FUND

Name JOSÉ L. GONZÁLEZ

Job Title VP OF GOV'T. AFFAIRS

Address 516 N. ADAMS ST

TALLAHASSEE, FL 32301

Phone 224-7173

E-mail J6002AEZ@AIF.COM

Speaking: ☑ For ☐ Against ☑ Information

Representing AIF

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☑ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date 2-8-12

Topic Affordable Housing Funding/Staff/Staff

Bill Number (if applicable)

Name MARK HENDRICKSON

Amendment Barcode (if applicable)

Job Title

Address 1404 Alban

Phone 850.671.5601

State FL

E-mail 2DOG416@GMAIL.COM

Zip

Speaking: ☐ For ☐ Against ☐ Information

Representing Florida Association of Local Housing Finance Authorities

Appearing at request of Chair: ☐ Yes ☒ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic Affordable Housing

Name Sheila Hopkins

Job Title Associate Director

Address 201 W. Park Ave

City Tallahassee

State FL

Zip

Bill Number (if applicable)

Amendment Barcode (if applicable)

Phone 205-6826

E-mail shopkins@flanet.org

Speaking: □ For □ Against □ Information

Representing Florida Catholic Conference

Appearing at request of Chair: □ Yes □ No

Lobbyist registered with Legislature: □ Yes □ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date 2/8/12

Topic Housing Funding

Name Troy Price

Job Title Public Policy Representative

Address 200 S. Monroe St

Tallahassee FL 32301

City State Zip

Phone (850) 224-1400

E-mail Troy@FloridaRealtors.org

Bill Number (if applicable)

Amendment Barcode (if applicable)

Speaking: □ For □ Against □ Information

Representing Florida Realtors

Appearing at request of Chair: □ Yes □ No

Lobbyist registered with Legislature: □ Yes □ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

2/8/12

Topic

FINA 26

Bill Number

(if applicable)

Name

Terrence Forcader

Amendment Barcode

(if applicable)

Job Title

Executive Director

Phone

353-3103

Address

1020 E Lafayette St

E-mail

Terrence@forcader.org

31301

City

State

Zip

Speaking:

☐ For  ☐ Against  ☐ Information

Representing

FLEC

Appearing at request of Chair:  ☐ Yes  ☐ No

Lobbyist registered with Legislature:  ☑ Yes  ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic

Affordable Housing

Bill Number

(if applicable)

Name

Eric Peote

Amendment Barcode

(if applicable)

Job Title

Asst Leg Dir

Phone

9229300

Address

100 S Monroe

E-mail


City

State

Zip

Speaking:

☑ For

☑ Against

☐ Information

Representing

Florida Assoc. Counties

Appearing at request of Chair:

☐ Yes

☐ No

Lobbyist registered with Legislature:

☐ Yes

☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date  Feb 7, 2012

Topic  Affordable Housing/Sadowski Trust Fund

Name  Jamie Ross

Job Title  President

Address  1104 Mor Binhan Street
          Tallahassee, FL 32301

Phone  850-212-0587

E-mail  jamieross@aoal.com

Speaking:  ☐ For  ☐ Against  ☑ Information

Representing  Florida Housing Coalition (Sadowski Coalition)

Appearing at request of Chair:  ☐ Yes  ☑ No

Lobbyist registered with Legislature:  ☑ Yes  ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

2/9

Topic
Florida Housing Finance Corp

Bill Number
Budget

(if applicable)

Amendment Barcode

(if applicable)

Name
Cory_RADIUS

Job Title
Lobbyist

Address
Street

City

State

Zip

Phone
621-6746

E-mail
Cory@revlaw.com

Speaking:

[ ] For
[ ] Against
[ ] Information

Representing
Pinnacle Housing

Appearing at request of Chair:
[ ] Yes
[ ] No

Lobbyist registered with Legislature:
[ ] Yes
[ ] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/9/12
Meeting Date

Topic AFFORDABLE HOUSINC

Name LARRY WILLIAMS

Job Title ATTORNEY

Address 215 S. MUNAVE SUITE 601

TALLAHASSEE

City

State

Zip

Phone (850) 521-1950

E-mail

Speaking: □ For □ Against □ Information

Representing COALITION OF AFFORDABLE HOUSINC

 Appearing at request of Chair: □ Yes □ No

Lobbyist registered with Legislature: □ Yes □ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
Topic: Regional Workforce Boards
Name: Cynthia Lorenzo
Job Title: Interim Executive Director
Address: 107 East Madison Street
          Tallahassee, FL 32399
Bill Number: SB 1398
Phone: (850) 458-2398
E-mail: 
Speaking: ☑️ For  ☐ Against  ☐ Information
Representing: Department of Economic Opportunity
Appearing at request of Chair: ☐ Yes   ☑️ No
Lobbyist registered with Legislature: ☑️ Yes  ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE
APPEARANCE RECORD
(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

Topic WorkForce Boards

Name Eric Poole

Job Title Asst. Leg. Dir.

Address 600 S Monroe
            Tallahassee, Fl 32399

Street

City State Zip

Bill Number 1398

Amendment Barcode

Phone 927-9300

E-mail

Speaking: ☐ For ☐ Against ☐ Information

Representing Florida Assoc. of Counties

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date 2-9-12

Topic Regional Workforce Boards

Name Chris Hart

Job Title President/CEO

Address 1580 Waldo Palmer

Street Tallahassee

City FL

State 32308

Zip

Bill Number 1398

(If applicable)

Amendment Barcode

(If applicable)

Phone 921-3645

E-mail chartasworkforceflorida.com

Speaking: ☑ For ☐ Against ☐ Information

Representing Workforce Florida

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☑ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date

2/9/2012

Topic

Bill Number 1416

Name  BRIAN PITTS

Amendment Barcode

Job Title  TRUSTEE

(if applicable)

Address  1119 NEWTON AVNUE SOUTH

Phone 727-897-9291

City  SAINT PETERSBURG

E-mail JUSTICE2JESUS@YAHOO.COM

State  FLORIDA

Zip  33705

Speaking:  For  Against  Information

Representing  JUSTICE-2-JESUS

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date 02/09/12

Topic Unemployment

Bill Number 1416

Name Rick Templin

Amendment Barcode (if applicable)

Job Title ____________________________

Phone 850-224-6926

Address 135 S. Monroe

E-mail ______________________________

Tallahassee FL 32301

Representing Florida AFL-CIO

Speaking: ☑ For ☐ Against ☐ Information

Appearing at request of Chair: ☑ Yes ☐ No

Lobbyist registered with Legislature: ☑ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
2/9/12

Meeting Date

Topic: Unemployment Compensation

Name: David Daniel

Job Title: 

Address: 311 East Park Avenue

Street: TLH

City: FL

State: 32301

Zip: 

Phone: 224-5081

E-mail: 

Speaking: ☑️For  ☐Against  ☐Information

Representing: FL, Assoc. of Professional Employer Organizations

Appearing at request of Chair: ☐Yes  ☐No

Lobbyist registered with Legislature: ☑️Yes  ☐No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date 2/9/2012

Topic ________________________________

Bill Number 1416

Name BRIAN PITTS

Amendment Barcode ____________________

Job Title TRUSTEE

(if applicable)

Address 1119 NEWTON AVNUE SOUTH

Phone 727-897-9291

SAINT PETERSBURG FLORIDA 33705

E-mail JUSTICE2JESUS@YAHOO.COM

City State Zip

Speaking: □ For □ Against ✓ Information

Representing JUSTICE-2-JESUS

Appearing at request of Chair: □ Yes ✓ No

Lobbyist registered with Legislature: □ Yes ✓ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
<table>
<thead>
<tr>
<th><strong>THE FLORIDA SENATE</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>APPEARANCE RECORD</strong></td>
</tr>
<tr>
<td>(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Meeting Date</strong></th>
<th>03/09/2012</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Topic</strong></th>
<th>Unemployment Compensation</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Bill Number</strong></th>
<th>SB 1416 (if applicable)</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Name</strong></th>
<th>Cynthia Lorenzo</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Job Title</strong></th>
<th>Interim Executive Director</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Address</strong></th>
<th>107 East Madison Street</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Phone</strong></th>
<th>(850) 245-7298</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>E-mail</strong></th>
<th></th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Speaking</strong></th>
<th>Yes For, No Against, Information</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Representing</strong></th>
<th>Department of Economic Opportunity</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Appearing at request of Chair</strong></th>
<th>Yes No</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th><strong>Lobbyist registered with Legislature</strong></th>
<th>Yes No</th>
</tr>
</thead>
</table>

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

*This form is part of the public record for this meeting.*
THE FLORIDA SENATE
APPEARANCE RECORD
(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date 1/9/2012

Topic ____________________________________________ Bill Number __________________________ (if applicable)

Name BRIAN PITTS

Job Title TRUSTEE

Address 1119 NEWTON AVNUE SOUTH

                   SAINT PETERSBURG     FLORIDA    33705

Street

City

State

Zip

Phone 727-897-9291

E-mail JUSTICE2JESUS@YAHOO.COM

Speaking: ☐ For   ☐ Against   ☑ Information

Representing JUSTICE-2-JESUS

Appearing at request of Chair: ☐ Yes   ☑ No

Lobbyist registered with Legislature: ☐ Yes   ☑ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.