Selection From: 01/24/2024 - Appropriations Committee on Agriculture, Environment, and General Govt. (4:00 PM - 5:45 PM)
Customized

2024 Regular Session
01/26/2024 3:38 PM

Agenda Order

Tab 2	**SB 1638** by **Hutson**; (Compare to H 01417) Funding for Environmental Resource Management

Tab 3	**SB 366** by **Yarborough**; (Compare to CS/H 00081) Gas Safety

376606	D	S	RCS	AEG, Yarborough	Delete everything after	01/25 01:58 PM

Tab 4	**SB 7020** by **JU**; (Identical to CS/H 00513) Delivery of Notices

Tab 5	**SB 650** by **Rodriguez**; (Identical to H 00803) Alternative Fuel Fleet Vehicle Rebates

Tab 6	**SB 632** by **Simon**; (Identical to H 00087) Taking of Bears

502114	A	S	RCS	AEG, Simon	Delete L.21 - 30:	01/24 06:33 PM

The Florida Senate

COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS COMMITTEE ON AGRICULTURE, ENVIRONMENT, AND GENERAL GOVERNMENT
Senator Brodeur, Chair
Senator Berman, Vice Chair

MEETING DATE: Wednesday, January 24, 2024
TIME: 4:00—5:45 p.m.
PLACE: *Toni Jennings Committee Room,* 110 Senate Building

MEMBERS: Senator Brodeur, Chair; Senator Berman, Vice Chair; Senators Boyd, Garcia, Grall, Mayfield, Osgood, Polsky, Rodriguez, and Trumbull

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	Review and Discussion of Fiscal Year 2024-2025 Budget Issues Relating to: Department of Agriculture and Consumer Services Department of Citrus Department of Environmental Protection Fish and Wildlife Conservation Commission Department of Business and Professional Regulation Department of Financial Services Office of Financial Regulation Offices of Insurance Regulation Florida Gaming Control Commission Department of Lottery Department of Management Services Division of Administrative Hearings Florida Commission of Human Relations Public Employees Relations Commission Public Service Commission Department of Revenue		Discussed
2	**SB 1638** Hutson (Compare H 1417)	Funding for Environmental Resource Management; Creating, subject to appropriation, the Local Trail Management Grant Program within the Department of Environmental Protection for a specified purpose; requiring the Department of Revenue to distribute, on a monthly basis, a specified percentage of the revenue share payments received under the 2021 gaming compact; creating the Water Quality Work Program within the Department of Environmental Protection, etc. AEG 01/24/2024 Favorable FP	Favorable Yeas 10 Nays 0
3	**SB 366** Yarborough (Compare CS/H 81)	Gas Safety; Increasing the maximum penalty per violation to which a person may be subject to for any violations of part I of ch. 368, F.S.; increasing the maximum authorized civil penalty for any related series of violations, etc. RI 01/09/2024 Favorable AEG 01/24/2024 Fav/CS FP	Fav/CS Yeas 10 Nays 0

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
4	**SB 7020** Judiciary (Compare H 513)	Delivery of Notices; Revising the definition of the term "registered mail" for purposes of construction of the Florida Statutes; defining the term "return receipt requested" for purposes of construction of the Florida Statutes, etc. AEG 01/24/2024 Favorable FP	Favorable Yeas 10 Nays 0
5	**SB 650** Rodriguez (Identical H 803)	Alternative Fuel Fleet Vehicle Rebates; Renaming the natural gas fuel fleet vehicle rebate program as the alternative fuel fleet vehicle rebate program; revising the program to include rebates for certain fleet vehicles powered by alternative fuels, rather than only for fleet vehicles fueled by natural gas; requiring such fleet vehicles to comply with specified emission standards, etc. EN 01/10/2024 Favorable AEG 01/24/2024 Favorable FP	Favorable Yeas 10 Nays 0
6	**SB 632** Simon (Identical H 87)	Taking of Bears; Citing this act as the "Self Defense Act"; providing for the taking of bears without certain permits or authorizations under specified conditions; prohibiting certain possession, sale, and disposal of such bears; requiring the disposal of such bears by the Fish and Wildlife Conservation Commission, etc. EN 01/10/2024 Favorable AEG 01/24/2024 Fav/CS FP	Fav/CS Yeas 6 Nays 4
	Other Related Meeting Documents		

Senate Appropriations Committee on Agriculture, Environment, and General Government

FY 2024-2025 Committee Budget Proposal

Budget Spreadsheet

Senator Brodeur, Chair
Senator Berman, Vice Chair

January 24, 2024

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
1		**AGRICULTURE & CONSUMER SERVICES**								1
2	**1100001**	**Startup (OPERATING)**	**3,710.25**	**117,439,152**		**146,423,857**		**2,395,278,170**	**2,659,141,179**	2
3	1800100	Transfer Position(S) From Executive Direction	(1.00)	(64,240)					(64,240)	3
4	1800110	Transfer Position(S) To Agricultural Environmental Services	1.00	64,240					64,240	4
5	1800310	Transfer Position(S) From Fruit And Vegetables To Administration - Add	1.00					100,146	100,146	5
6	1800320	Transfer Position(S) From Fruit And Vegetables To Administration - Deduct	(1.00)					(54,755)	(54,755)	6
7	2401000	Replacement Equipment		6,000,000	6,000,000	3,426,023	3,426,023	3,000,000	12,426,023	7
8	2401500	Replacement Of Motor Vehicles		1,667,157	1,667,157			2,959,269	4,626,426	8
9	2402000	Additional Equipment						445,000	445,000	9
10	2402400	Additional Equipment - Motor Vehicles						559,920	559,920	10
11	2402500	Replacement Equipment - Boats, Motors, And Trailers						457,200	457,200	11
12	2503080	Direct Billing for Administrative Hearings						28,735	28,735	12
13	3400100	Fund Shift Salaries And Benefits Authority - Deduct						(2,087,755)	(2,087,755)	13
14	3400110	Fund Shift Salaries And Benefits Authority - Add		2,087,755					2,087,755	14
15	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness		1,868,793	1,868,793				1,868,793	15
16	36250C0	Enterprise Data Communications		979,700					979,700	16
17	36255C0	Information Technology Operations		4,562,000					4,562,000	17
18	36280C0	Information Technology Security Enhancements		1,566,346	264,722				1,566,346	18
19	36290C0	Department Cloud Services		1,736,364					1,736,364	19
20	4900180	FFS Urban & Community Forestry Assistance Program Grant						1,316,333	1,316,333	20
21	4900270	Mollusk Survey Program						1,406,780	1,406,780	21
22	4900280	Fertilizer Rate Study		6,000,000	6,000,000				6,000,000	22
23	4900450	Disaster Recovery And Relief Supplemental Funding						500,000	500,000	23
24	4900500	Agricultural Marketing Orders - Cotton						355,000	355,000	24
25	4900700	FAPC - Cattle Enhancement Board Research & Promotion (SF 1184)						350,000	350,000	25
26	4900730	Farm Share Program (SF 2159)		6,500,000	6,500,000				6,500,000	26
27	4900740	Indian River Lagoon Drone Clam & Oyster Seeding (SF 3058)		500,000	500,000				500,000	27
28	4900760	Soil Regeneration and Conservation		350,000	350,000				350,000	28
	4900850	Miami-Dade Animal Services Spay/Neuter Initiative (SF 1435)		250,000	250,000				250,000	0
29	4900870	Mosquito Control Programs						1,029,000	1,029,000	29
30	4900910	Increase Operating Costs						1,645,780	1,645,780	30
31	4901060	Increase Contracted Services - Executive Direction						1,000,000	1,000,000	31
32	4901065	Transfer General Revenue to Ag Emergency Eradication TF		15,600,000	15,600,000				15,600,000	32
33	4901130	Citrus Crop Decline Supplemental Funding		4,000,000	4,000,000				4,000,000	33
34	4902A00	Increase On-Call Fees						793,973	793,973	34
35	4904007	Support for Food Banks							-	35
36		*Cutting Edge Food Bank (SF 3321)*		150,000	150,000				150,000	36
37		*Closing the Kosher Meal Gap (SF 1173)*		400,000	400,000				400,000	37
38		*Feeding Rural North Florida Hurricane Response (SF 2256)*		232,638	232,638				232,638	38
39		*Florida Children's Initiative Food Security/Nature Deficit Project (SF 3193)*		500,000	500,000				500,000	39
40	4904045	Feeding Florida (SF 2695)		6,500,000	6,500,000				6,500,000	40
41	4904060	Florida Green Jobs Youth Initiative (SF 3196)		985,000	985,000				985,000	41
42	4906600	Citrus Health Response Program						7,843,102	7,843,102	42
43	4906700	Emergency Food Distribution Program						33,171,847	33,171,847	43
44	4908710	Citrus Research		22,500,000	22,500,000			3,000,000	25,500,000	44
45	4908715	Citrus Nursery Equipment		1,000,000	1,000,000				1,000,000	45
46	6201000	Citrus Canker Eradication Judgements		5,531,800	5,531,800				5,531,800	46
47	082002	Conservation And Rural Land Protection Easements And Agreements		300,000,000	300,000,000				300,000,000	47

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
48	082010	Hickory Sink Strategic Ecosystem (SF 2061)		500,000	500,000				500,000	48
49	083045	Land Acquisition - Southern Gardens Greenhouses		6,500,000	6,500,000				6,500,000	49
50	083612	Planning, Design, And Engineering		360,000	360,000				360,000	50
51	083621	Okeechobee Restoration Agricultural Projects		10,200,000	10,200,000				10,200,000	51
52	083622	Roads, Bridges, And Stream Crossing Maintenance - Division Of Forestry		7,000,000	7,000,000				7,000,000	52
53	083626	Reforestation		4,000,000	4,000,000				4,000,000	53
54	083643	Maintenance, Repairs And Construction - Statewide		6,985,400	6,985,400				6,985,400	54
55	083703	Maintenance And Repairs State Farmers' Markets - Statewide		3,662,811	3,662,811				3,662,811	55
56	083715	Code And Life Safety - State Farmers' Markets - Statewide						665,000	665,000	56
57	083781	Repair/Replacement/Renovations - Diagnostic Labs						850,000	850,000	57
58	083791	Replace Forestry Stations - Statewide						3,113,600	3,113,600	58
59	087571	Facilities Construction And Major Renovations		177,000,000	177,000,000				177,000,000	59
60	080143	Citrus Recovery Loan Program		7,500,000	7,500,000				7,500,000	60
61	140010	Mote Marine Aquaculture Technology/Training/Ed (SF 1142)		1,000,000	1,000,000				1,000,000	61
62	140032	Local Food Banks							-	62
63		*Bring Hope Home - Volusia (SF 1673)*		615,000	615,000				615,000	63
64		*Treasure Coast Food Bank (SF 2537)*		1,250,000	1,250,000				1,250,000	64
65		*Feeding Rural North Florida (SF 2254)*		350,000	350,000				350,000	65
66		*Feeding the Rural Western Panhandle (SF 3160)*		2,000,000	2,000,000				2,000,000	66
67		*Feeding South Florida - Access to Nutritional Agriculture (SF 3211)*		1,000,000	1,000,000				1,000,000	67
68	140040	Orange County AgTech Farmbot (SF 2857)		100,000	100,000				100,000	68
69	140075	Winter Park Solar Awnings Sustainability Initiative (SF 1548)		400,000	400,000				400,000	69
70	145550	Ag Promotion/Education Facilities							-	70
71		*Arcadia All-Florida Championship Rodeo*		3,000,000	3,000,000				3,000,000	71
72		*Charlotte County Fair Association*		1,880,200	1,880,200				1,880,200	72
73		*Greater Jacksonville Agricultural Fair*		3,750,000	3,750,000				3,750,000	73
74		*Hardee County Fairgrounds*		768,000	768,000				768,000	74
75		*Hardee County Climate Controlled Fair Facility (SF 3085)*		1,000,000	1,000,000				1,000,000	75
76		*Northeast Florida Fair Association*		990,000	990,000				990,000	76
77		*South Florida AgriCenter and Emergency Shelter (SF 3442)*		1,000,000	1,000,000				1,000,000	77
78		*Suwannee County Ag Complex and Coliseum*		1,000,000	1,000,000				1,000,000	78
79	146556	United States Department Of Energy Special Projects						2,000,000	2,000,000	79
80	**Total**	**AGRICULTURE & CONSUMER SERVICES**	**3,710.25**	**752,718,116**	**624,611,521**	**149,849,880**	**3,426,023**	**2,459,726,345**	**3,362,294,341**	80
81										81
82		**DEPARTMENT OF CITRUS**								82
83	**1100001**	**Startup (OPERATING)**	**28.00**	**5,650,000**				**21,633,399**	**27,283,399**	83
84	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness		525,000	525,000				525,000	84
85	4400000	Increased Advertising Promotional Campaigns		5,000,000	5,000,000				5,000,000	85
86	4900010	Citrus Recovery Program		2,000,000	2,000,000				2,000,000	86
87	4900030	Citrus Pest Management		2,700,000	2,700,000				2,700,000	87
88	**Total**	**DEPARTMENT OF CITRUS**	**28.00**	**15,875,000**	**10,225,000**	**-**	**-**	**21,633,399**	**37,508,399**	88
89										89
90		**ENVIRONMENTAL PROTECTION**								90
91	**1100001**	**Startup (OPERATING)**	**3,117.50**	**19,932,165**		**150,804,528**		**326,554,319**	**497,291,012**	91
92	**1100002**	**Startup Recurring Fixed Capital Outlay (DEBT SERVICE/OTHER)**		**10,000,000**		**480,564,504**		**6,085,330**	**496,649,834**	92
93	1800440	Transfer Responders From Regulatory District Offices To Emergency Response - Deduct	(17.00)					(2,050,929)	(2,050,929)	93
94	1800450	Transfer Responders From Regulatory District Offices To Emergency Response - Add	17.00					2,050,929	2,050,929	94

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
95	1800460	Transfer Positions And Funding From Regulatory District Offices To Water Resource Management - Deduct	(4.00)					(416,604)	(416,604)	95
96	1800470	Transfer Positions And Funding From Regulatory District Offices To Water Resource Management - Add	4.00					416,604	416,604	96
97	2400450	Replacement Of Vessels						350,000	350,000	97
98	2401500	Replacement Of Motor Vehicles		50,000	50,000	350,000	350,000	2,753,000	3,153,000	98
99	2503080	Direct Billing for Administrative Hearings						(27,008)	(27,008)	99
100	3000100	Increased Workload For Regulatory District Offices	8.00					934,991	934,991	100
101	3000160	Increase Staff - Water Policy And Ecosystems Restoration	2.00			204,169	11,112		204,169	101
102	3000180	Increase Operations - Air Resources Management						100,000	100,000	102
103	3000210	Increase Staff - Recreation And Parks	5.00			856,955	28,165	100,000	956,955	103
104	3000240	Increase Staff - Environmental Assessment And Restoration	4.00			414,970	22,224		414,970	104
105	3000260	Increase Overtime - Law Enforcement						33,600	33,600	105
106	3000270	Increased Workload - Water Restoration Assistance	4.00	491,908	22,224				491,908	106
107	3000400	Increased Workload - Water Resource Management	5.00					567,785	567,785	107
108	3000410	Onsite Sewage Program - Water Resource Management	41.00	5,123,766	945,000			2,328,425	7,452,191	108
109	3400340	Fund Shift From Water Quality Trust Fund To Solid Waste Trust Fund - Deduct						(509,994)	(509,994)	109
110	3400350	Fund Shift From Water Quality Trust Fund To Solid Waste Trust Fund - Add						509,994	509,994	110
111	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						2,400,000	2,400,000	111
112	36207C0	Disaster Recovery						330,000	330,000	112
113	36220C0	Cloud Ready Applications						205,025	205,025	113
114	36340C0	Permit Lifecycle Unified Management System (PLUMS) - Regulatory Programs						3,452,630	3,452,630	114
115	4100170	Loggerhead Marinelife Center Improving Water Quality and Coastline Cleanliness (SF 1507)		250,000	250,000				250,000	115
116	4100175	Bonefish and Tarpon Trust Restoring Coastal Resilience and Water Quality Phase 2 (SF 2698)		250,000	250,000				250,000	116
117	4400500	One Water Reuse Education and Outreach (SF 1952)		500,000	500,000				500,000	117
118	4400505	Florida Springs Institute - Rainbow River Vessel and Shoreline Study (SF 3651)		250,000	250,000				250,000	118
119	4400510	Florida Gulf Coast University Water School Comprehensive Water Quality Study		25,000,000	25,000,000				25,000,000	119
118	4400550	Expedite Life Track Chairs (SF 3108)		125,600	125,600				125,600	118
119	4500060	Monroe County Reef Protection		650,000	650,000				650,000	119
120	4500130	Operational Funds for South Florida Water Management District		75,000,000	75,000,000				75,000,000	120
121	4500400	Increase Operational Funds for Water Management Districts				3,500,000	3,500,000		3,500,000	121
118	4500440	Water Quality Improvements		10,800,000	10,800,000				10,800,000	118
119	4800230	Increase Grants And Aids - Local Hazardous Waste Collection - Waste Management						100,000	100,000	119
120	4800250	Local Government Cleanup Contracting - Waste Management						2,160,000	2,160,000	120
121	4800260	Storage Tank Compliance Verification - Waste Management						1,010,000	1,010,000	121
122	4800280	Transfer to Department of Agriculture and Consumer Services for Mosquito Control						1,029,000	1,029,000	122
123	4900100	Increase In Rental Costs Associated With Leased Space		310		42,738		317,533	360,581	123
124	5300130	Increase Tenant Broker Commissions - State Lands						300,000	300,000	124
125	6400100	Lake Talquin Dam - Deduct		(340,000)					(340,000)	125
126	6400200	Lake Talquin Dam - Add		500,000					500,000	126
127	6500600	Increase Funding For Americorps						741,000	741,000	127
128	6500800	Increase Funding For Other Personal Services						1,900,000	1,900,000	128
129	99R0000	Reduction In Recurring Fixed Capital Outlay - Non-Debt Service				(32,000,000)			(32,000,000)	129
130	080039	State Park Facility Improvements		20,000,000	20,000,000				20,000,000	130

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
131		*George Crady Bridge Fishing Pier State Park (SF 3387)*		500,000	500,000				500,000	131
132	080167	Lake Apopka				5,000,000	5,000,000		5,000,000	132
133	080524	Dry Cleaning Solvent Contaminated Site Cleanup						7,000,000	7,000,000	133
134	083643	Maintenance, Repairs And Construction - Statewide						4,549,163	4,549,163	134
135	083654	Natural Resource Damage Restoration - Deepwater Horizon Oil Spill						2,720,127	2,720,127	135
136	083045	Southwest Florida Water Management District Pinellas Preserve LLC Land Acquisition (SF 1474)		1,000,000	1,000,000				1,000,000	136
137	083045	Rattlesnake Key Recreational Park (SF 3632)		1,000,000	1,000,000				1,000,000	137
138	086000	Waste Tire Abatement						500,000	500,000	138
139	087127	Natural Resource Damage Restoration - Final Restoration - Deepwater Horizon Oil Spill						69,021,783	69,021,783	139
140	087417	Water Infrastructure Improvements						18,250,000	18,250,000	140
141	087889	Petroleum Tanks Cleanup						195,000,000	195,000,000	141
142	088502	Hazardous Waste Contaminated Site Cleanup						4,000,000	4,000,000	142
143	088964	Total Maximum Daily Loads		20,000,000	20,000,000				20,000,000	143
144	089070	Debt Service				(18,814)			(18,814)	144
145	089080	Debt Service - Save Our Everglades Bonds				1,487			1,487	145
146	089270	Debt Service - Inland Protection Financing Corporation						(6,085,330)	(6,085,330)	146
147	140001	Federal Land And Water Conservation Fund Grants						14,323,172	14,323,172	147
148	140002	Florida Recreation Development Assistance Grants		14,285,629	14,285,629				14,285,629	148
149	140047	Water Projects		165,637,499	165,637,499				165,637,499	149
150	140061	Florida Coastal Zone Management Program						1,285,161	1,285,161	150
151	140065	Flooding And Sea Level Rise Resilience Plan - Statewide						100,000,000	100,000,000	151
152	140017	St. Johns County South Ponte Vedra Beach Nourishment (SF 2476)		750,000	750,000				750,000	152
153	140169	Cape Coral Historic Caloosahatchee Shoreline Preservation and Pier Rebuild (SF 3073)		500,000	500,000				500,000	153
154	140076	Grants And Aid - Non-Point Source (NPS) Management Planning Grants		5,000,000	5,000,000			6,000,000	11,000,000	154
155	140078	Resilient Florida Planning Grants						20,000,000	20,000,000	155
156	140122	Clean Marina						500,000	500,000	156
157	140129	Drinking Water Facility Construction - State Revolving Loan		13,826,660	13,826,660			178,602,483	192,429,143	157
158	140131	Wastewater Treatment Facility Construction		15,900,896	15,900,896			561,857,571	577,758,467	158
159	140134	Solid Waste Management						3,000,000	3,000,000	159
160	140143	Grants And Aid - Water Quality Improvements - Biscayne Bay		20,000,000	20,000,000				20,000,000	160
161	140185	National Recreational Trail Grants						2,600,000	2,600,000	161
162	140550	Miami-Dade Solid Waste Campus (SF 1420)		350,000	350,000				350,000	162
163	140555	Wauchula Demolition of Hazardous Electric Generator Building (SF 3346)		350,000	350,000				350,000	163
162	140694	Local Parks							-	162
163		*Camp Thunderbird Persons with Disabilities Kitchen Renovation (SF 1040)*		500,000	500,000				500,000	163
164		*West Miami Senior Activity Center Development (Phase I)(SF 1096)*		800,000	800,000				800,000	164
165		*Tequesta Regional Park Improvements (SF 1153)*		681,767	681,767				681,767	165
166		*Rosewood Memory Park (SF 1176)*		120,000	120,000				120,000	166
167		*Bonnet Springs Park Expanded Parking (SF 1848)*		1,000,000	1,000,000				1,000,000	167
168		*Lake County Trailhead Facilities at Golden Triangle Regional Park - East Campus (SF 2082)*		500,000	500,000				500,000	168
169		*Tamarac Park Safety and Health Enhancements and Upgrades (SF 2088)*		543,155	543,155				543,155	169
170		*Conservation Florida - Chips Hole Acquisition and Wakulla Springs Protection (SF 2126)*		1,000,000	1,000,000				1,000,000	170

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
171		*Inverness State Trail Connector (SF 2529)*		500,000	500,000				500,000	171
172		*Palm Beach County West Delray Regional Park All Abilities Nature-based Playground (SF 2562)*		1,000,000	1,000,000				1,000,000	172
173		*Cedar Lakes Woods and Gardens Conservation Education Center Construction (SF 2730)*		500,000	500,000				500,000	173
174		*Marie Selby Botanical Gardens Shoreline Restoration and Protection for Historic Spanish Point Campus (SF 2992)*		500,000	500,000				500,000	174
175		*Conservation Florida - Bay Bluffs Park (SF 3169)*		2,200,000	2,200,000				2,200,000	175
176		*Jacksonville Burnett Park Drainage Improvements (SF 3226)*		500,000	500,000				500,000	176
176		*Jupiter Flagship Playground Project - Indian Creek Park (SF 2059)*		350,000	350,000				350,000	176
177		*Miami Robert King High Park Redevelopment (SF 1318)*		350,000	350,000				350,000	177
177		*Wauchula Heritage Park Public Restrooms Improvement (SF3622)*		350,000	350,000				350,000	177
177	140895	Grants And Aids - Innovative Technologies		10,000,000	10,000,000				10,000,000	177
178	141115	Grants And Aids - Florida Keys Area Of Critical State Concern		20,000,000	20,000,000				20,000,000	178
179	141117	Everglades Restoration		43,000,000	43,000,000	200,000,000	200,000,000		243,000,000	179
180	141118	Northern Everglades And Estuaries Protection		41,650,000	41,650,000				41,650,000	180
181	141132	Grants And Aids - Reef Protection And Tire Abatement						3,500,000	3,500,000	181
182	141138	Grants And Aids - Alternative Water Supply		20,000,000	20,000,000				20,000,000	182
183	143276	Small County Wastewater Treatment Grants						8,000,000	8,000,000	183
184	143278	Grants And Aids - Sewer Overflow And Stormwater Reuse Municipal Grants (OSG) Program		300,000	300,000			1,500,000	1,800,000	184
185	146081	Grants And Aids - Harmful Algal Blooms Management		5,000,000	5,000,000				5,000,000	185
186	146082	Grants And Aids - Suwannee River Water Management District Facilities Refurbishments		4,500,000	4,500,000				4,500,000	186
187	149941	Grants And Aids - Indian River Lagoon Water Quality Improvement Projects		25,000,000	25,000,000				25,000,000	187
188	149934	Grants And Aids - Caloosahatchee River Water Quality Improvement Projects		25,000,000	25,000,000				25,000,000	188
189	141122	C-51 Reservoir		50,000,000	50,000,000				50,000,000	189
190	149949	Grants and Aids -Water Supply Grant Program		50,000,000	50,000,000				50,000,000	190
191	149950	Grants And Aid - Wastewater Grant Program						135,000,000	135,000,000	191
192	149952	Drinking Water - Lead Restoration						143,482,000	143,482,000	192
193	149953	Drinking Water - Emerging Contaminants						27,631,000	27,631,000	193
194	149954	Wastewater - Emerging Contaminants						7,175,000	7,175,000	194
195	**Total**	**ENVIRONMENTAL PROTECTION**	**3,186.50**	**733,529,355**	**698,788,430**	**809,720,537**	**208,911,501**	**1,863,137,760**	**3,406,387,652**	195
196										196
197		**FISH & WILDLIFE**								197
198	**1100001**	**Startup (OPERATING)**	**2,177.50**	**66,016,036**		**116,518,943**		**235,796,959**	**418,331,938**	198
199	2001060	Realignment Of Grant Spending Authority - Deduct						(1,788,027)	(1,788,027)	199
200	2001070	Realignment Of Grant Spending Authority - Add						1,788,027	1,788,027	200
201	2401500	Replacement Of Motor Vehicles				240,000	240,000	1,960,000	2,200,000	201
202	2401530	Replacement Of Heavy Duty Equipment				400,000	400,000		400,000	202
203	2401540	Replacement Equipment - Heavy Duty Vehicles Supporting Management In The Wildlife Corridor				890,000	890,000		890,000	203
204	2402500	Replacement Equipment - Boats, Motors, And Trailers		2,730,000	2,730,000	620,000	620,000	2,550,000	5,900,000	204
205	2402610	New Equipment For Grant Support						1,093,300	1,093,300	205
206	2402630	New Heavy Duty Motor Vehicles And Equipment Supporting Management In The Wildlife Corridor				3,475,000	3,475,000		3,475,000	206
207	2403000	Replacement Of Patrol Vehicles		3,000,000	3,000,000				3,000,000	207
208	2503080	Direct Billing for Administrative Hearings						(39,322)	(39,322)	208
209	3000700	Additional Administrative Services And Support Personnel	9.00					788,706	788,706	209

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
210	3409980	Fund Shift From Federal Grants Trust Fund To Marine Resources Conservation Trust Fund - Deduct						(667,362)	(667,362)	210
211	3409990	Fund Shift From Federal Grants Trust Fund To Marine Resources Conservation Trust Fund - Add						667,362	667,362	211
212	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						769,360	769,360	212
213	36281C0	Enhanced Cybersecurity						346,702	346,702	213
214	4002000	Bass Hatchery Operations And Maintenance		220,000	220,000				220,000	214
215	4201000	Getting Kids Outdoors	3.00					743,254	743,254	215
##	4400450	East Lake Tohopekaliga Hydrilla Management (SF 3257)		2,665,600	2,665,600				2,665,600	##
215	4400640	Miccosukee Cultural Tree Island Restoration (SF 3519)		250,000	250,000				250,000	215
216	4402620	Central Florida Zoo & Botanical Gardens Security Infrastructure Enhancement Project (SF 2129)		225,000	225,000				225,000	216
217	4402625	Weeki Wachee River Submerged Aquatic Vegetation (SAV) Restoration Project (SF 3201)		480,000	480,000				480,000	217
218	4402626	North Lake Tohopekaliga Vegetation Reduction (SF 3247)		1,280,000	1,280,000				1,280,000	218
219	4402640	National Deer Association/Southeastern Deer Partnership Field to Fork Program and CWD Education (SF 1379)		200,000	200,000				200,000	219
220	4402690	Monroe County Marine Emergency Response Vessels (SF 1035)		1,100,500	1,100,500				1,100,500	220
221	44002695	Miccosukee Tribe Invasive Constrictor Control Operation (SF 3517)		200,000	200,000				200,000	221
221	4402330	Wildlife Disease And Mortality Response	4.00					1,612,435	1,612,435	221
222	4501000	Implementing The Wildlife Corridor - Management On Wildlife Management Area Additions	4.00			473,920	200,268		473,920	222
223	5000400	Turn The Tide: Regional Management For Resilient Saltwater Fisheries	3.00					363,631	363,631	223
224	6502200	Derelict Vessel Removal						580,000	580,000	224
225	6503700	Law Enforcement Body Worn Cameras		805,000	805,000				805,000	225
226	7005410	Loggerhead Marinelife Center Lifesaving Water Treatment System for Sick or Injured Sea Turtles (SF 1390)		250,000	250,000				250,000	226
227	8104300	Cooperative Endangered Species Conservation Fund Grant Projects						300,000	300,000	227
228	8104400	Wildlife Restoration Grant Projects						3,250,000	3,250,000	228
229	8106000	Final Natural Resource Damage Restoration - Deepwater Horizon Oil Spill						4,877,650	4,877,650	229
230	8106200	National Fish And Wildlife Foundation Projects - Deepwater Horizon Oil Spill						540,800	540,800	230
231	8106500	Restore Act Projects						172,915	172,915	231
232	080059	Fishing Pier Access Replacement And Renovation Program						3,000,000	3,000,000	232
233	080956	Facilities Repairs And Maintenance		754,125	754,125				754,125	233
234	082800	Boating Infrastructure						4,000,000	4,000,000	234
235	083045	Land Acquisition						732,500	732,500	235
236	083648	Facility Construction And Repair		432,783	432,783				432,783	236
237	084010	Palm Beach County Public Recreational Shooting Park						4,465,000	4,465,000	237
238	084130	Wildlife Management Area Facilities Maintenance, Repairs, And Construction						3,584,436	3,584,436	238
239	084140	Chronic Wasting Disease Biosafety Septic-To-Sewer Conversion		765,908	765,908				765,908	239
240	084230	Fish And Wildlife Research Institute Facility Repairs		3,017,360	3,017,360				3,017,360	240
241	084370	Shooting Sports Facilities Maintenance, Repairs, And Construction				660,000	660,000	5,940,000	6,600,000	241
242	087126	National Fish And Wildlife Foundation - Deepwater Horizon Oil Spill						1,737,390	1,737,390	242

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

	Agency / Department		FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
243	087127	Natural Resource Damage Restoration - Final Restoration - Deepwater Horizon Oil Spill						39,000,000	39,000,000	243
244	087571	Facilities Construction And Major Renovations		2,211,369	2,211,369				2,211,369	244
245	088130	Remove Accessibility Barriers - Statewide		2,400,000	2,400,000				2,400,000	245
246	089300	Florida Bass Conservation Center		764,427	764,427				764,427	246
247	140037	Jacksonville Zoo and Gardens Manatee River (SF 2420)		500,000	500,000				500,000	247
248	140504	Central Florida Zoo & Botanical Gardens Accreditation Renovation (SF 2128)		1,000,000	1,000,000				1,000,000	248
249	140154	Vero Beach City Marina South Complex (SF 2586)		1,000,000	1,000,000				1,000,000	249
250	140175	Coastal Conservation Association Hatchery (SF 1043)		350,000	350,000				350,000	250
250	140500	Museum of Discovery and Science MODS-Advancing Wildlife Corridor Through Education & Workforce (SF 2648)		500,000	500,000				500,000	250
251	140505	Jackson County - Lake Seminole Howell's Boat Landing Improvements (SF 2947)		786,150	786,150				786,150	251
252	140507	Florida Wildlife Interactive Education Center (SF 3064)		500,000	500,000				500,000	252
253	140018	Naples Pier Rebuild Project (SF 3499)		5,000,000	5,000,000				5,000,000	253
254	140004	Artificial Fishing Reef Construction Program						600,000	600,000	254
255		Florida Keys Artificial Reef		10,000,000	10,000,000				10,000,000	255
256	140060	Derelict Vessel Removal Program						3,885,881	3,885,881	256
257	140270	Florida Boating Improvement Program						3,034,919	3,034,919	257
258	140660	Pelican Harbor Seabird Station Phase 2 (SF 1656)		750,000	750,000				750,000	258
259	141113	Grants And Aids - Final Natural Resource Damage Restoration - Deepwater Horizon Oil Spill - Fixed Capital Outlay						462,500	462,500	259
260	**Total**	**FISH & WILDLIFE**	**2,200.50**	**110,154,258**	**44,138,222**	**123,277,863**	**6,485,268**	**326,149,016**	**559,581,137**	260
261										261
262		**DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION**								262
263	**1100001**	**Startup (OPERATING)**	**1,570.25**	**1,392,017**				**178,904,375**	**180,296,392**	263
264	160F110	Transfer Appropriations Between Appropriation Categories - Deduct						(1,700)	(1,700)	264
265	160F120	Transfer Appropriations Between Appropriation Categories - Add						1,700	1,700	265
266	1601A10	Realignment Of Salary Rate And Salaries And Benefits Budget Authority - Deduct						(606,100)	(606,100)	266
267	1601A20	Realignment Of Salary Rate And Salaries And Benefits Budget Authority - Add						606,100	606,100	267
268	1800250	Combine Customer Contact Center And Central Intake Unit Budget Entities Into One New Budget Entity - Deduct	(200.50)					(17,972,273)	(17,972,273)	268
269	1800260	Combine Customer Contact Center And Central Intake Unit Budget Entities Into One New Budget Entity - Add	200.50					17,972,273	17,972,273	269
270	2002200	Realign Budget Authority From Expenses To Acquisition Of Motor Vehicles - Deduct						(5,000)	(5,000)	270
271	2002210	Realign Budget Authority From Expenses To Acquisition Of Motor Vehicles - Add						5,000	5,000	271
272	2005030	Realign Budget Authority From Contracted Services To Acquisition Of Motor Vehicles - Deduct						(8,000)	(8,000)	272
273	2005040	Realign Budget Authority From Contracted Services To Acquisition Of Motor Vehicles - Add						8,000	8,000	273
274	2401500	Replacement Of Motor Vehicles						155,056	155,056	274
275	2402400	Additional Equipment - Motor Vehicles						45,000	45,000	275
276	2405500	Law Enforcement Equipment						56,710	56,710	276
277	2503080	Direct Billing For Administrative Hearings						12,513	12,513	277
278	3001450	Other Personal Services (OPS) Staff For Application Processing In The Bureau Of Licensing - Division Of Alcoholic Beverages And Tobacco						1,122,294	1,122,294	278

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
279	3003700	Staffing For The Division Of Regulation To Address Increases In Inspections And Complaints Due To License Growth	5.00					509,308	509,308	279
280	3003800	Additional Resources To Address Board Office Workload In The Division Of Professions	2.00					220,968	220,968	280
281	3003900	Staffing For License Application Processing In The Division Of Drugs, Devices And Cosmetics	1.00					82,112	82,112	281
282	33V0100	Reduce Other Personal Services (OPS) Appropriation						(30,000)	(30,000)	282
283	33V0300	Reduce General Revenue Funding - Florida Business Information Portal		(30,764)					(30,764)	283
284	33V0310	Reduce Expenses Appropriation						(15,000)	(15,000)	284
285	33V0320	Reduce General Revenue Transfer		(325,103)					(325,103)	285
286	33V4570	Efficiency Savings On Mileage Reimbursements Due To The Purchase Of Additional Vehicles For Hotel And Restaurant Inspection Staff						(49,453)	(49,453)	286
287	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						1,000,000	1,000,000	287
288	36225C0	Staffing For Cybersecurity And Help Desk In The Division Of Technology	2.00					263,728	263,728	288
289	3801550	Law Enforcement Training						108,750	108,750	289
290	3802010	Law Enforcement Recruitment - Training Program						15,000	15,000	290
291	4000040	In-State Tourism Marketing Campaign (SF 3392)		500,000	500,000				500,000	291
292	4005300	Increase Examination Testing Services						900,342	900,342	292
293	4005400	Security Services And Enhancements For Department Of Business And Professional Regulation Offices						250,000	250,000	293
294	**Total**	**DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION**	**1,580.25**	**1,536,150**	**500,000**	**-**	**-**	**183,551,703**	**185,087,853**	294
295										295
296		**FL GAMING CONTROL COMM**								296
297	**1100001**	**Startup (OPERATING)**	**188.00**					**28,331,129**	**28,331,129**	297
298	160M030	Realignment Of Lease Or Lease Purchase Equipment - Add						22,000	22,000	298
299	160M040	Realignment Of Lease Or Lease Purchase Equipment - Deduct						(22,000)	(22,000)	299
300	1800070/ 2000050	Transfer Positions And Funding From Pari Mutuel Wagering To Other Budget Entities - Add	5.00					398,959	398,959	300
301	1800080/ 2000060	Transfer Positions And Funding From Pari Mutuel Wagering To Other Budget Entities - Deduct	(5.00)					(398,959)	(398,959)	301
302	2402400	Additional Equipment - Motor Vehicles						250,804	250,804	302
303	2404160	Law Enforcement Equipment - Slers Radios And Accessories						73,924	73,924	303
304	2503080	Direct Billing For Administrative Hearings						(124)	(124)	304
305	3000600	Provide Additional Staffing Resources For Law Enforcement	8.00					1,125,472	1,125,472	305
306	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						398,140	398,140	306
307	36001C0	Licensing And Enforcement System						9,750,000	9,750,000	307
308	4200010	Contracted Legal Services						500,000	500,000	308
309	4200020	Additional Resources For Operating Capital Outlay						10,000	10,000	309
310	5000020/ 5200A10	Additional Resources Needed For Reclassified Positions/ Salary Rate And Benefits Adjustment For Law Enforcement						166,357	166,357	310
311	**Total**	**FL GAMING CONTROL COMM**	**196.00**	**-**	**-**	**-**	**-**	**40,605,702**	**40,605,702**	311
312										312
313		**FINANCIAL SERVICES**								313
314	**1100001**	**Startup (OPERATING)**	**1,949.50**	**25,700,479**				**322,832,773**	**348,533,252**	314
315	2000830	Realign Budget Authority Between Categories - State Fire Marshal - Add						70,000	70,000	315
316	2000840	Realign Budget Authority Between Categories - State Fire Marshal - Deduct						(70,000)	(70,000)	316

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
317	24010C0	Information Technology Infrastructure Replacement						2,689,216	2,689,216	317
318	2401110	Replacement Of Fire And Arson Equipment - Unmanned Aerial Systems						101,300	101,300	318
319	2401400	Replacement Of Scientific Laboratory Equipment - Arson Lab						363,000	363,000	319
320	2401540	Replacement Of Statewide Response Vehicles						696,435	696,435	320
321	2402000	Additional Equipment						300,000	300,000	321
322	2402400	Additional Equipment - Motor Vehicles						375,802	375,802	322
323	2402520	Fire And Arson Equipment - Robotic Operating Platform Enhancement						231,000	231,000	323
324	2503080	Direct Billing For Administrative Hearings						34,620	34,620	324
325	3000030	Increase Staffing For Public Assistance Fraud Special Investigative Unit	5.00					374,069	374,069	325
326	3000050	Additional Funding For Division Of Risk Management Contracted Legal Services - Office Of The Attorney General Category						322,000	322,000	326
327	3000230	Staffing/Workload- Safety Specialist	2.00					190,670	190,670	327
328	3000260	Emergency Preparedness & Response	1.00					217,308	217,308	328
329	3000960	Staffing/Workload- Monitoring & Audits	3.00					272,737	272,737	329
330	3001010	Increased Staffing For Funeral And Cemetery Investigations	2.00					174,713	174,713	330
331	3001020	Additional Resources To Enhance Licensing, Consumer Services And Protection Within The Department Of Financial Services	10.00					820,756	820,756	331
332	3001190	Insurance Fraud - Financial Crimes, Leadership, And Best Practices Training For Law Enforcement Personnel						497,500	497,500	332
333	30054C0	Risk Management Insurance Management System Re-Procurement						186,205	186,205	333
334	33V1150	Eliminate Excess Insurance Coverage						(14,052,500)	(14,052,500)	334
335	3400380	Fund Shift From Special Dis Trust Fund - Deduct						(300,000)	(300,000)	335
336	3400390	Fund Shift To Workers Comp Admin Trust Fund - Add						300,000	300,000	336
337	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						5,718,230	5,718,230	337
338	36103C0	Vendor Payment Registration System						1,550,000	1,550,000	338
339	36105C0	Flair Replacement						46,925,681	46,925,681	339
340	36105C1	Planning, Accounting, And Ledger Management Contract Contingency						3,000,000	3,000,000	340
341	36209C0	Local Area Network Equipment Replacement						1,553,102	1,553,102	341
342	36224C0	Establish Cyber-Security Program						300,000	300,000	342
343	36226C0	Collateral Administration Program						1,500,000	1,500,000	343
344	36311C0	Unclaimed Property Risk Management Solution						365,475	365,475	344
345	36315C0	Replace Continuing Education System						630,000	630,000	345
346	36336C0	Computer Enhancements For Law Enforcement Personnel						330,000	330,000	346
347	36338C0	Service of Process Analytics						720,000	720,000	347
348	36340C0	Workers' Compensation Mainframe Migration						1,500,000	1,500,000	348
349	36342C0	Cloud-Based Digital Evidence Storage System						743,940	743,940	349
350	4000050	Additional Expense Authority Due To Inflation						895,238	895,238	350
351	4000080	Transfer To University Of Miami - Sylvester Comprehensive Cancer Center - Florida Firefighter Cancer Research (SF 1683)						500,000	500,000	351
352	4000210	Grants and Aids Local Government Fire Services							-	352
353		*Carr/Clarksville Volunteer Fire Department Fire Engine (SF 2923)*						600,000	600,000	353
354		*Clewiston Replacement Fire Truck (SF 3515)*		1,400,000	1,400,000				1,400,000	354
355		*Crystal River Ladder Truck (SF 2320)*						350,000	350,000	355
356		*Davie Fire Rescue Ambulance (SF 1868)*						637,500	637,500	356
357		*Fort Meade Fire Command Vehicle (SF 3107)*		200,000	200,000				200,000	357
358		*Fort Meade Fire Department Safety Equipment (SF 3101)*		250,000	250,000				250,000	358

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
359		*Gainesville Regional Mobile Command/Hazmat Asset (SF 1815)*						350,000	350,000	359
360		*Gretna Fire and Rescue Department Rapid Response Vehicle (SF 2292)*		239,000	239,000				239,000	360
361		*Hamilton County Fire Equipment Upgrade (SF ????)*		470,000	470,000				470,000	361
362		*Hardee County Fire Rescue Self-Contained Breathing Apparatus (SF 3088)*		550,000	550,000				550,000	362
363		*Hardee County Fire Rescue Tanker Truck (SF 3087)*		350,000	350,000				350,000	363
364		*Islamorada Fire Rescue Marine Emergency Response Vessels (SF 2888)*		300,000	300,000				300,000	364
365		*Marco Island Fire Rescue Vessel (SF 3509)*		345,000	345,000				345,000	365
366		*Mental Health Services for Police Officers and Firefighters (SF 2742)*						250,000	250,000	366
367		*Miami-Dade Fire Rescue - Telehandler Replacement (SF 1697)*						87,500	87,500	367
368		*North America Vehicle Rescue Association - Florida Challenges (SF 2770)*		450,000	450,000				450,000	368
369		*Palm Beach County Fire Rescue Water Vessels for Hazard Mitigation (SF 2544)*						385,000	385,000	369
370		*Sunrise Fire Rescue Regional Highway Response Equipment (SF 2204)*		400,000	400,000				400,000	370
371		*West Palm Beach Fire Department Contaminant Reduction Project (SF 1684)*						116,000	116,000	371
372	4000350	Increase Expense For Rent Increase						1,258,738	1,258,738	372
373	4000360	Additional Contracted Services Budget						500,000	500,000	373
374	4000430	Increase Contracted Services For Investigations						93,000	93,000	374
375	4000670	Increase Contracted Medical Services - Medical Bill Review						765,000	765,000	375
376	4000760	Division Of Risk Management Increase For Medical Case Management						1,350,000	1,350,000	376
377	4000830	Routine Maintenance And Repair						440,000	440,000	377
378	4000840	Arson Training Containers						80,000	80,000	378
379	140085	Grants and Aids to Local Governments - Fixed Capital Outlay							-	379
380		*Clay County Fire Station #15 (SF 1827)*						450,000	450,000	380
381		*Collier County EMS/Fire Station #74 (SF 3444)*		2,500,000	2,500,000				2,500,000	381
382		*Deltona New Fire Station (SF 1826)*						350,000	350,000	382
383		*Everglades Fire Station 106 Apparatus and Airboat Storage Facility (SF 2762)*		580,500	580,500				580,500	383
384		*Fort Meade Fire House Construction, Rehab & Hardening (SF 3100)*		500,000	500,000				500,000	384
385		*Hardee County Fire Rescue Station No. 1 and Training Facility (SF 3310)*		500,000	500,000				500,000	385
386		*Hernando County Public Safety Training Center (SF 2527)*		350,000	350,000				350,000	386
387		*Historic Fire Service Training Tower Restoration (SF 2879)*						327,000	327,000	387
388		*Lauderdale-By-The-Sea Public Safety Facility Design (SF 2144)*						1,000,000	1,000,000	388
389		*Lauderdale Lakes Fire Station Walk-in Triage Phase (SF 1672)*						389,000	389,000	389
390		*New Port Richey Fire Station #2 Construction Project (SF 2171)*		1,120,000	1,120,000				1,120,000	390
391		*Orange City Fire and Rescue Station (SF 2859)*		975,000	975,000				975,000	391
392		*Palm Harbor Fire Rescue Emergency Generators (SF 2175)*		200,000	200,000				200,000	392
393		*Parkland Fire Rescue and Alarm Control Panel Improvements (SF 2871)*		250,000	250,000				250,000	393
394		*Pinellas Suncoast Fire and Rescue Station #27 (SF ????)*		500,000	500,000				500,000	394

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
395		*Ponce Inlet Fire Station Backup Generator Replacement (SF 1830)*						35,000	35,000	395
396		*Port St. Joe - Fire and Police Public Safety Facility as part of the New Government Complex (SF 3300)*		500,000	500,000				500,000	396
397		*Riviera Beach Design and Demolition of Existing Fire Station on Singer Island (SF 1854)*						500,000	500,000	397
398		*St. Johns County Central Public Safety Station (SF 2468)*		500,000	500,000				500,000	398
399		*Union County Fire Rescue Station (SF 2514)*						750,000	750,000	399
400		*Wakulla County Shell Point - US 98 Fire Rescue Facility (SF 2125)*						500,000	500,000	400
401		*West Tampa Fire Rescue Station Upgrades (SF 2146)*						750,000	750,000	401
402	080960	State Fire And Arson Investigative Projects						126,500	126,500	402
403	080990	State Fire College-Building Repair And Maintenance						5,150,000	5,150,000	403
404	**Total**	**FINANCIAL SERVICES**	**1,972.50**	**39,129,979**	**13,429,500**	**-**	**-**	**400,449,508**	**439,579,487**	404
405										405
406		**OFFICE OF INSURANCE REGULATION**								406
407	**1100001**	**Startup (OPERATING)**	**310.00**					**43,818,905**	**43,818,905**	407
408	2402400	Additional Equipment - Motor Vehicles						93,190	93,190	408
409	36260C0	Office Of Insurance Regulation - Software Upgrade						100,000	100,000	409
410	36280C0	Office Of Insurance Regulation - Increase Contracted Services For Staff Augmentation						1,000,000	1,000,000	410
411	4000900	Office Of Insurance Regulation - Contracted Services For Reinsurance Expert						250,000	250,000	411
412	4000910	Office Of Insurance Regulation - Mitigation Research Contract						200,000	200,000	412
413	**Total**	**OFFICE OF INSURANCE REGULATION**	**310.00**	**-**	**-**	**-**	**-**	**45,462,095**	**45,462,095**	413
414										414
415		**OFFICE OF FINANCIAL REGULATION**								415
416	**1100001**	**Startup (OPERATING)**	**364.00**					**51,770,445**	**51,770,445**	416
417	3000060	Staffing/Workload Increase - Office Of Financial Regulation - Securities - Bureau Of Registration	2.00					360,637	360,637	417
418	36339C0	Office Of Financial Regulation (OFR) - Regulatory Enforcement And Licensing (REAL) System Replacement						5,000,000	5,000,000	418
419	**Total**	**OFFICE OF FINANCIAL REGULATION**	**366.00**	**-**	**-**	**-**	**-**	**57,131,082**	**57,131,082**	419
420										420
421		**DEPARTMENT OF THE LOTTERY**								421
422	**1100001**	**Startup (OPERATING)**	**424.50**					**224,258,463**	**224,258,463**	422
423	2000070	Transfer Positions Between Budget Entities - Deduct	(3.50)					(284,020)	(284,020)	423
424	2000080	Transfer Positions Between Budget Entities - Add	3.50					284,020	284,020	424
425	2000210	Transfer Of Operating Capital Outlay To Salary Incentive Payments - Deduct						(8,000)	(8,000)	425
426	2000220	Transfer Of Operating Capital Outlay To Salary Incentive Payments - Add						8,000	8,000	426
427	3007100	Increase To Lottery Other Personal Services Base						309,737	309,737	427
428	3007200	Additional Law Enforcement Positions	2.00					335,464	335,464	428
429	3007400	Sales Staffing Increase	5.00					579,937	579,937	429
430	3007600	Retailer Contracting Staffing Increase	3.00					244,687	244,687	430
431	3007700	Convert .50 Fte To Full-Time	0.50					31,867	31,867	431
432	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						725,000	725,000	432
433	36255C0	Redundant Data Circuits						393,933	393,933	433
434	36256C0	Removal Of Aged Network Wiring						1,250,000	1,250,000	434
435	36257C0	Security Case Management System						300,000	300,000	435
436	4100400	Banking Services Contract						120,000	120,000	436

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
437	4100500	Increased Operating Costs						691,470	691,470	437
438	5000290	Upgrade Door Reader Badging System						15,797	15,797	438
439	5000300	Bond Floor Study						75,000	75,000	439
440	5000310	Tenant Broker Commission Fees						496,385	496,385	440
441	5000800	Increase For Leases						880,464	880,464	441
442	**Total**	**DEPARTMENT OF THE LOTTERY**	**435.00**	**-**	**-**	**-**	**-**	**230,708,204**	**230,708,204**	442
443										443
444		**DEPARTMENT OF MANAGEMENT SERVICES**								444
445	**1100001**	**Startup (OPERATING)**	**1,021.50**	**95,285,644**				**587,764,626**	**683,050,270**	445
446	**1100002**	**Startup Recurring Fixed Capital Outlay (DEBT SERVICE/OTHER)**						**22,818,356**	**22,818,356**	446
447	20008C0	Realign Budget Authority To Cloud Computing Services Category - Deduct						(29,000)	(29,000)	447
448	20009C0	Realign Budget Authority To Cloud Computing Services Category - Add						29,000	29,000	448
449	2401010	Replacement Of Real Estate Development And Management Services Equipment						250,000	250,000	449
450	2401030	Replacement Of Retirement Benefits Administration Equipment						70,000	70,000	450
451	24020C0	Infrastructure Replacement Expenses - Florida Commission On Human Relations						75,240	75,240	451
452	2503080	Direct Billing For Administrative Hearings		93,917				22,380	116,297	452
453	3000010	Additional Staffing For The Division Of Telecommunications	1.00					129,279	129,279	453
454	3000040	Division Of Retirement - Other Personal Services						100,000	100,000	454
455	3000090	Operations And Maintenance Of Buildings	3.00					274,077	274,077	455
456	3002210	Additional Staffing For State Purchasing - Myfloridamarketplace (MFMP)	2.00					210,276	210,276	456
457	3009740	Executive Direction And Support Services - Other Personal Services (OPS)						130,714	130,714	457
458	3306000	Reduce Excess Budget Authority						(597)	(597)	458
459	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness						10,573,208	10,573,208	459
460	36121C0	Control Device Refresh - Florida Facilities Pool		2,158,500	2,158,500				2,158,500	460
461	36324C0	Additional Resources For Myfloridamarketplace (MFMP) Utilization						574,200	574,200	461
462	4000050	Increase To E-911 Distributions To Counties Wireless And Prepaid Wireless						13,166,734	13,166,734	462
463	4000070	Increase Payment Of Employer's Contribution To Health Savings Account						300,000	300,000	463
464	4000600	Margate 800MHz Radio Tower Repair Upgrades (SF 1308)		300,000	300,000				300,000	464
465		Taylor County 911 Communications Equipment Replacement (SF 2214)		525,000	525,000				525,000	465
466		Bradford County SLERS Radio Equipment Replacement and Upgrade (SF 2694)		350,000	350,000				350,000	466
467	4000610	Miami-Dade County Cybersecurity Enhancements IT Department (SF 1886)		637,500	637,500				637,500	467
468	4000820	Post Payment Claims Audit Services						383,000	383,000	468
469	4001100	Death Match Look Back						85,000	85,000	469
470	40014C0	Statewide Law Enforcement Radio System (SLERS) Staff Augmentation And Independent Verification And Validation Services						1,669,899	1,669,899	470
471	4100050	Department Of Management Services Administrative Assessment		1,476,512					1,476,512	471
472	4100080	Prescription Drug Claims Administration						440,602	440,602	472
473	4100090	Additional Resources For The Division Of Telecommunications		6,000,000					6,000,000	473

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
474	4100280	Public Employees Relations Commission Outside Legal Counsel						500,000	500,000	474
475	4100910	Transfer To The Department of Financial Services						1,600,000	1,600,000	475
476	4102000	Increase State Utility Payments Category						2,000,000	2,000,000	476
477	4105600	Increases/Decreases In General Revenue Funded Pensions And Benefits		45,178					45,178	477
478	42022C0	Increase To Statewide Law Enforcement Radio System Tower Leases		575,495					575,495	478
479	4300210	Realign Budget Authority In The Division Of Telecommunications - Add						8,971,945	8,971,945	479
480	4300270	Realign Budget Authority In The Division Of Telecommunications - Deduct						(8,971,945)	(8,971,945)	480
481	4400620	Fiscally Constrained Counties E-Rate Telecommunications		1,000,000	1,000,000				1,000,000	481
482	4400635	E-Rate Special Construction Projects		1,000,000	1,000,000				1,000,000	482
483	4700900	Telecommunications Management Consulting Services						178,166	178,166	483
484	081010	Compliance With The Americans With Disabilities Act						1,100,000	1,100,000	484
485	081400	Life Safety Code Compliance Projects Statewide - DMS Mgd						1,000,000	1,000,000	485
486	083400	Statewide Capital Depreciation - General - DMS Mgd		70,224,736	70,224,736				70,224,736	486
487	089070	Debt Service						(2,086,797)	(2,086,797)	487
488	089978	Statewide Law Enforcement Radio System Towers Relocation/Reconstruction - DMS Mgd		2,000,000	2,000,000				2,000,000	488
489	089979	Statewide Law Enforcement Radio System Towers Mitigation/Replacement - DMS Mgd		5,000,000	5,000,000				5,000,000	489
490	140085	Haines City Fiber Resiliency and Connectivity (SF 2093)		500,000	500,000				500,000	490
491	140085	Jupiter Community Web-Cams (SF 2047)		411,245	411,245				411,245	491
492	140085	Lee County Public Safety Towers (SF 3223)		500,000	500,000				500,000	492
493	**Total**	**DEPARTMENT OF MANAGEMENT SERVICES**	**1,027.50**	**188,083,727**	**84,606,981**	**-**	**-**	**643,328,363**	**831,412,090**	493
494										494
495		**ADMINISTRATIVE HEARINGS**								495
496	**1100001**	**Startup (OPERATING)**	**216.00**					**34,016,189**	**34,016,189**	496
497	2301900	Building Rental For Privately Owned Office Space						180,990	180,990	497
498	3001000	Additional Administrative Law Judge Positions	24.00					4,656,298	4,656,298	498
499	3001100	Additional Administrative Staff	3.00					225,878	225,878	499
500	**Total**	**ADMINISTRATIVE HEARINGS**	**243.00**	**-**	**-**	**-**	**-**	**39,079,355**	**39,079,355**	500
501										501
502		**PUBLIC SERVICE COMMISSION**								502
503	**1100001**	**Startup (OPERATING)**	**272.00**					**30,665,503**	**30,665,503**	503
504	2401500	Replacement Of Motor Vehicles						39,500	39,500	504
505	2503080	Direct Billing for Administrative Hearings						(6,529)	(6,529)	505
506	**Total**	**PUBLIC SERVICE COMMISSION**	**272.00**	**-**	**-**	**-**	**-**	**30,698,474**	**30,698,474**	506
507										507
508		**DEPARTMENT OF REVENUE**								508
509	**1100001**	**Startup (OPERATING)**	**5,011.75**	**234,068,868**				**447,842,726**	**681,911,594**	509
510	160F380	Reapproval of Budget Amend - 5% TR from GTA to ISP - Add		183,582				340,938	524,520	510
511	160F390	Reapproval of Budget Amend - 5% TR from GTA to ISP - Deduct		(183,582)				(340,938)	(524,520)	511
512	160F400	Reapproval of Budget Amendment - TR from GTA to EXE Direction Salaries - Deduct		(76,219)				(32,665)	(108,884)	512
513	160F410	Reapproval of Budget Amendment - TR from GTA to EXE Direction Salaries - Add		76,219				32,665	108,884	513
514	1608070	Reapproval of Budget Amendment - Rate & Position transfer GTA & ISP - Deduct	(7.00)						-	514
515	1608080	Reapproval of Budget Amendment - Rate & Position transfer GTA & ISP - Add	7.00						-	515

FY 2024-2025 Appropriations Committee on Agriculture, Environment, and General Government Budget Spreadsheet

		Agency / Department	FY 2024-25 Committee Budget							
	Issue Code	Issue Title	FTE	GR	NR GR	LATF	NR LATF	Other TF	All Funds	
516	1608090	Reapproval of Budget Amendment - Rate & Position transfer GTA & EXE Direction - Deduct	(1.00)						-	516
517	1608100	Reapproval of Budget Amendment - Rate & Position transfer GTA & EXE Direction - Add	1.00						-	517
518	2000250	Realignment Of Department Of Economic Opportunity - Reemployment Tax Contract Cost Increase - Add						1,131,328	1,131,328	518
519	2000260	Realignment Of Department Of Economic Opportunity - Reemployment Tax Contract Cost Increase - Deduct						(1,131,328)	(1,131,328)	519
520	2000310	Realignment of Tool To Monitor Infrastructure Replacement - Add		745,454					745,454	520
521	2000320	Realignment of Tool To Monitor Infrastructure Replacement - Deduct		(745,454)					(745,454)	521
522	2000330	Realignment of Migrate PTO Oracle System to Cloud - Add		387,597					387,597	522
523	2000340	Realignment of Migrate PTO Oracle System to Cloud - Deduct		(387,597)					(387,597)	523
524	2503080	Direct Billing for Administrative Hearings		354,740				688,043	1,042,783	524
525	3000090	Natural Gas Motor Fuel Implementation		221,064	221,064				221,064	525
526	3000240	Attorney General Compensation Increases		231,911					231,911	526
527	3002000	Aid To Local Governments - Aerial Photography/Mapping (SF 1533)		1,408,348	1,408,348				1,408,348	527
528	3600PC0	Florida Planning, Accounting, And Ledger Management (PALM) Readiness		1,550,720	1,550,720			274,560	1,825,280	528
529	36206C0	Annual Agency-Wide Risk Assessment		275,000					275,000	529
530	36211C0	Automate Application Security Testing		316,210				83,400	399,610	530
531	36212C0	Implement Agency Wide Virtual Assistant		125,127				215,978	341,105	531
532	36213C0	Replace Existing Information Technology (IT) Platform		641,760				250,000	891,760	532
533	36285C0	Contact Center Cost Increase		102,699				164,309	267,008	533
534	36314C0	Child Support Automated Management System (CAMS) Transition To Sap S/4		11,763,429	11,763,429			34,834,891	46,598,320	534
535	36321C0	Suntax Migration To Hana		2,841,148				775,463	3,616,611	535
536	36322C0	Electronic File And Pay System		4,872,344	4,515,506				4,872,344	536
537	4200A30	General Tax Administration Salary Deficit In Federal Reemployment Tax Contract						267,063	267,063	537
538	4201A30	CSP Partner Agency Discretionary Double Budget		56,464				115,405	171,869	538
539	4300100	Economic And Market Database Subscription		70,440					70,440	539
540	4300300	Private Contract Wage Inflation - Child Support						929,208	929,208	540
541	4300400	Increased Expense Costs for Postage		494,032				316,805	810,837	541
542	4300500	Child Support Security Guards		255,735				496,428	752,163	542
543	4400150	Child Support Partner Agency Indirect Costs						464,834	464,834	543
544	4400350	Our Children Have Rights Parent Education and Engagement Program - Child Custody & Co-parenting (SF 3183)		325,000	325,000				325,000	544
545	4600210	Litigation Of Centrally Assessed Railroad And Private Carlines		319,260	319,260				319,260	545
546	5006080	Continuation Of Emergency Distribution To Counties						600,000	600,000	546
547	52M0540	Fiscally Constrained Counties - Ad Valorem Tax		72,378,820					72,378,820	547
548	**Total**	**DEPARTMENT OF REVENUE**	**5,011.75**	**332,673,119**	**20,103,327**	**-**	**-**	**488,319,113**	**820,992,232**	548
549	**Grand Total**		**20,539**	**2,173,699,704**	**1,496,402,981**	**1,082,848,280**	**218,822,792**	**6,829,980,119**	**10,086,528,103**	549

The Florida Senate

BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Agriculture, Environment, and General Government

BILL:	SB 1638
INTRODUCER:	Senator Hutson
SUBJECT:	Funding for Environmental Resource Management
DATE:	January 23, 2024 REVISED:

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Reagan	Betta	AEG	**Favorable**
2.			FP	

I. Summary:

SB 1638 dedicates the revenues from the 2021 gaming compact between the Seminole Tribe of Florida and the State of Florida to the acquisition and management of conservation lands and the identification and prioritization of critical clean water infrastructure investments. Specifically, the bill sets forth the following distribution of compact revenues:

- Thirty-two percent for land acquisition, with funds distributed to the Incidental Trust Fund within the Department of Agriculture and Consumer Services (DACS) for conservation easements and land acquisitions, with priority to land within the Florida wildlife corridor.
- Thirty-two percent for land management, with funds distributed to state land managers for the management of state-owned uplands and removal of invasive exotics, which is further subdivided as follows:
  - Nine percent to the Internal Improvement Trust Fund within the Department of Environmental Protection (DEP) for the purpose of implementing the Local Trail Management Grant Program.
  - Nine percent to the State Park Trust Fund within the DEP for land management activities within the state park system.
  - Twenty-seven percent to the Incidental Trust Fund within the DACS for land management activities.
  - Fifty-five percent to the State Game Trust Fund within the Fish and Wildlife Conservation Commission (FWC) for land management activities.
- Thirty-two percent for water quality, with funds distributed to the Water Protection and Sustainability Program Trust Fund within the DEP to implement the Water Quality Work Program, which is created in the bill to establish a five-year work plan for the Water Quality Revolving Loan Fund.

Additionally, the bill provides the following appropriations from the trust funds to which the compact revenues are distributed, contingent upon such distributions being made:

- For land acquisition: $128 million in recurring funds from the Incidental Trust Fund in the DACS for conservation easements and land acquisitions.

- For land management:
  - $5 million in nonrecurring funds from the State Game Trust Fund in FWC to the Institute of Food and Agricultural Sciences (IFAS) at the University of Florida to perform a study of state agencies' upland land management activities.
  - $11,520,000 in nonrecurring funds from the Internal Improvement Trust Fund in the DEP to implement the Local Trail Management Program.
  - $11,520,000 in nonrecurring funds from the State Park Trust Fund in the DEP for state park land management activities.
  - $34,560,000 in nonrecurring funds from the Incidental Trust Fund in the DACS for land management activities.
  - $65,400,000 in nonrecurring funds from the State Game Trust Fund in the FWC for land management activities.
- For water quality:
  - $5 million in nonrecurring funds from the Water Protection and Sustainability Trust Fund in the DEP to contract with the Water School at Florida Gulf Coast University (Water School) to set criteria and priorities for the five-year work plan.
  - $25 million in nonrecurring funds from the Water Protection and Sustainability Trust Fund in the DEP to contract with the Water School for a study to analyze impaired water bodies, including upstream sources, to determine the root causes of such impairment.

The bill takes effect upon becoming a law.

II. Present Situation:

2021 Gaming Compact

Gaming compacts are regulated by the Federal Indian Gaming Regulatory Act, s. 25 U.S.C. 2701, et seq., and ch. 285, part II, F.S. The State of Florida (state) entered into a gaming compact with the Seminole Tribe of Florida (Seminole Tribe) on April 7, 2010 (the 2010 Compact). In ch. 2021-268, Laws of Florida (CS/SB 2A), the Legislature ratified a new Gaming Compact between the Seminole Tribe and the state, which was executed by Governor Ron DeSantis and the Seminole Tribe on April 23, 2021, as amended on May 17, 2021 (the 2021 Compact). The 2021 Compact was approved by the United States Department of the Interior on August 6, 2021, and became effective upon the publication of notice in the Federal Register. The 2021 Compact supersedes the 2010 Compact.

Revenue Sharing under the 2021 Gaming Compact

The 2021 Compact establishes a guarantee minimum payment period for the first five years of the compact. During the five year period, the Seminole Tribe is to make guaranteed minimum revenue share payments as specified, to total $2.5 billion. The revenue share payments must be paid by the Seminole Tribe to the state as follows:

- Percentage payments for slots, raffles, drawings, and new games range from 12 percent of net win[1] up to $2 billion, to 25 percent of net win greater than $3.5 billion.

[1] The term "Net Win" is defined in the 2010 Gaming Compact and the 2021 Gaming Compact as "the total receipts from the play of all Covered Games less all prize payouts and free play or promotional credits issued by the Tribe." See 2021 Gaming Compact Part III, Section T, available at https://www.seminolecompact.com/ (last visited Jan. 22, 2024).

- Percentage payments for table games range from 15 percent of net win up to $1 billion, to 25 percent of net win greater than $2 billion.
- Percentage payment for tribal sports betting is 13.75 percent of net win excluding the net win received by the Seminole Tribe on pari-mutuel sports betting.
- Percentage payment for pari-mutuel sports betting is 10 percent of net win received by the Seminole Tribe on pari-mutuel sports betting.
- The Seminole Tribe's guaranteed minimum revenue share payment is $400 million per year for the first five years.
- At the end of the third year of the five year guaranteed minimum payment period, if the total revenue share payments are less than $1.5 billion, the Seminole Tribe must pay the difference to the state.
- At the end of the fifth year of the five year guaranteed minimum payment period, if the total revenue share payments are less than $2.5 billion, the Seminole Tribe must pay the difference to the state.

The specific revenue share payment amounts paid by the Seminole Tribe to the state will be calculated as outlined in the chart below in accordance with the 2021 Compact.

SUMMARY OF REVENUE SHARE PAYMENTS -2021 Gaming Compact (Revenue Share Payments by the Seminole Tribe to the State)
Net Win - Slots, Raffles and Drawings; New Games, if Authorized by the State
$0-2B: 12%;
$2-2.5B: 17.5%
$2.5-3B: 20%
$3-3.5B: 22.5%
$3.5B+: 25%
Net Win - Slots, Raffles and Drawings; New Games, if Authorized by the State
$0-1B: 15%;
$1-1.5B: 17.5%
$1.5-2B: 22.5%
$2B+: 25%
Net Win – Sports Betting
Guaranteed Minimum Compact Term Payment of $2.5B (Two billion, five hundred million dollars) (includes all Revenue Share Payments for the first five years of the 2021 Gaming Compact)

Litigation

The State of Florida began receiving Indian Gaming payments pursuant to the 2021 Compact in October of 2021. The U.S. District Court for the District of Columbia set aside federal approval of the 2021 Compact on November 22, 2021. The Seminole Tribe of Florida continued revenue sharing with the State of Florida through February 2022, after which time they discontinued all payments. Between October 2021 and February 2022, the state received five payments of $37.5 million, totaling $187.5 million[2]

[2] *See* the review of the Indian Gaming Revenues by the Revenue Estimating Conference/Impact Conference at http://www.edr.state.fl.us/Content/conferences/Indian-gaming/IndianGamingSummary.pdf (last visited Jan. 16, 2024). The Office of Economic and Demographic Research (EDR) is a research arm of the Legislature principally concerned with

Litigation relating to the legality of the 2021 Gaming Compact is currently pending in the Florida Supreme Court, challenging actions taken by the Florida Legislature and Governor to expand casino gambling in Florida in violation of the Florida Constitution (specifically Amendment 3 adopted in 2018, now Article X, Section 30 to the Florida Constitution). The challenged actions include execution and ratification of the 2021 Gaming Compact and enactment of implementing legislation, particularly as to sports betting.

In addition, there is a proceeding pending in the U.S. Supreme Court challenging the legality of the 2021 Gaming Compact, but that court has not yet determined to accept the case.

Conservation Lands

Article X, section 18 of the Florida Constitution requires that "the fee interest in real property held by an entity of the state and designated for natural resources conservation purposes as provided by general law shall be managed for the benefit of the citizens of this state…"[3]

Conservation Land Management

The Board of the Internal Improvement Trust Fund (board) is charged with the management, control, supervision, conservation, and protection of all lands owned by, or which may hereafter inure to, the state or any of its agencies, departments, boards or commissions.[4] Section 253.034, F.S., specifies that state lands acquired pursuant to ch. 259, F.S., are required to be managed to ensure the conservation of the state's plant and animal species and to ensure the accessibility of state lands for the benefit and enjoyment of all people of the state, both present and future.[5] Additionally, all lands acquired and managed under ch. 259, F.S., are required to be managed in a manner that provides the greatest combination of benefits to the public and to the resources, for public outdoor recreation which is compatible with the conservation and protection of public lands, and for the purposes for which the lands were acquired.[6]

The board is authorized to enter into leases or similar instruments for the use, benefit, and possession of public lands by agencies which may properly use and possess such lands for the benefit of the state.[7] The Fish and Wildlife Conservation Commission is the main land management entity for the state. The Department of Agriculture and Consumer Services (DACS) and the DEP also manage state lands.[8]

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forecasting economic and social trends that affect policy making, revenues, and appropriations. At the request of the legislative committees or other members of an estimating conference, EDR conducts impact assessments of proposed policy changes. Often, EDR's estimates are incorporated in the committee bill analysis or fiscal note. In some cases, committees will request EDR to take a particular proposal to a consensus estimating conference to obtain an impact estimate that is formally agreed to by both houses of the Legislature and by the Governor's Office.

[3] FLA. CONST. art. X, s. 18.

[4] Section 253.03, F.S.

[5] Section 253.034(5)(a), F.S.

[6] Section 259.032(7), F.S.; s. 259.032(7)(a)2, F.S., provides that "such management may include, but not be limited to, the following public recreational uses: fishing, hunting, camping, bicycling, hiking, nature study, swimming, boating, canoeing, horseback riding, diving, model hobbyist activities, birding, sailing, jogging, and other related outdoor activities compatible with the purposes for which the lands were acquired."

[7] Section 253.03(2), F.S.

[8] See Land Management Uniform Accounting Council Annual Report (last visited Jan. 22, 2024).

Each manager of conservation lands is required to submit a land management plan to the division at least every 10 years.[9] The land management plan must contain, at a minimum, all of the following elements:

- A physical description of the land.
- A quantitative data description of the land which includes an inventory of forest and other natural resources; exotic and invasive plants; hydrological features; infrastructure, including recreational facilities; and other significant land, cultural, or historical features.
- A detailed description of each short-term and long-term land management goal, the associated measurable objectives, and the related activities that are to be performed to meet the land management objectives.
- A schedule of land management activities which contains short-term and long-term land management goals and the related measurable objective and activities.
- A summary budget for the scheduled land management activities of the land management plan. For state lands containing or anticipated to contain imperiled species habitat, the summary budget shall include any fees anticipated from public or private entities for projects to offset adverse impacts to imperiled species or such habitat, which fees shall be used solely to restore, manage, enhance, repopulate, or acquire imperiled species habitat. [10] The summary budget is required to be prepared in such a manner that it facilitates computing an aggregate of land management costs for all state-managed lands using the following categories:
    - Resource management;
    - Administration;
    - Support;
    - Capital improvements;
    - Recreation visitor services; and
    - Law enforcement activities.[11]

Each land management plan is required to provide a desired outcome, describe both short-term and long-term management goals, and include measurable objectives to achieve those goals.[12] Short-term goals are required to be achievable within a two-year planning period, and long-term goals are required to be achievable within a 10-year planning period.[13] These short-term and long-term management goals are the basis for all subsequent land management activities.[14]

Short-term and long-term management goals must include measurable objectives for the following, as appropriate:

- Habitat restoration and improvement.
- Public access and recreational opportunities.
- Hydrological preservation and restoration.
- Sustainable forest management.

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[9] Section 253.034(5), F.S.
[10] *Id*.
[11] Section 259.037(3)(a), F.S.
[12] Section 253.034(5)(a), F.S.
[13] *Id*.
[14] *Id*.

- Exotic and invasive species maintenance and control.
- Capital facilities and infrastructure.
- Cultural and historical resources.
- Imperiled species habitat maintenance, enhancement, restoration, or population restoration.[15]

Land management plans are required to be updated every 10 years on a rotating basis.[16] Each manager of conservation lands is required to update a land management plan whenever the manager proposes to add new facilities or make substantive land use or management changes that were not addressed in the approved plan, or within one year of the addition of significant new lands.[17]

Regional land management review teams are required to evaluate the extent to which the existing management plan provides sufficient protection to threatened or endangered species, unique or important natural or physical features, geological or hydrological functions, or archaeological features, and the extent to which the land is being managed for the purposes for which it was acquired and the degree to which actual management practices, including public access, are in compliance with the adopted management plan.[18]

If the land management review team determines that reviewed lands are not being managed for the purposes for which they were acquired or in compliance with the adopted land management plan, management policy statement, or management prospectus, or if the managing agency fails to address the review findings in the updated management plan, the department is required to provide the review findings to the board, and the managing agency must report to the board its reasons for managing the lands as it has.[19] The manager of the land is required to consider the findings and recommendations of the land management review team in finalizing the 10-year update of the land management plan.[20]

By July 1 of each year, each governmental agency and each private entity designated to manage lands is required to report to the department on the progress of funding, staffing, and resource management of every project for which the agency or entity is responsible.[21] The use or possession of any such lands that is not in accordance with an approved land management plan is subject to termination by the board.[22]

Rural and Family Lands Protection Program

The Rural and Family Lands Protection Program (RFLPP) within the DACS is an agricultural land preservation program designed to protect agricultural lands through the acquisition of conservation easements. The DACS is authorized to enter into conservation easements for any of the following purposes:

[15] Section 253.034(5)(b), F.S.
[16] Section 253.034(5)(e), F.S.
[17] Section 253.034(5), F.S.
[18] Section 259.036(3), F.S.
[19] Section 259.036(5), F.S.
[20] Section 259.036(2), F.S.
[21] Section 259.032(8), F.S.
[22] Section 253.034(5)(h), F.S.

- Promotion and improvement of wildlife habitat;
- Protection and enhancement of water bodies, aquifer recharge areas, wetlands, and watersheds;
- Perpetuation of open space on lands with significant natural areas; or
- Protection of agricultural lands threatened by conversion to other uses.

The DACS developed a priority list in 2023, which includes a total of 392,670 acres and divides the 258 projects into three tiers.[23]

Florida Greenways and Trails System

In 1995, the Legislature created the Florida Greenways Coordinating Council (FGCC), tasking the FGCC with promoting the creation of a statewide greenways and trails system and designating the Department of Environmental Protection (DEP) as the lead agency of the system.[24] The FGCC published a five-year implementation plan for the Florida Greenways and Trails System (FGTS) in 1998.[25] The plan contained a multiuse recreational Opportunity Trail Map for connecting Florida's greenways and trails, providing a review of existing greenways and trails and making recommendations to complete the system.

In 1999, the Legislature created the Florida Greenways and Trails Council (the Council) as recommended by the 1998 Plan. Among other duties, the Council, then and now, facilitates establishment and expansion of a statewide system of greenways and trails for recreational and conservation purposes, including:

- Recommending priorities for critical links in the FGTS;
- Reviewing recommendations for acquisition funding;
- Reviewing proposals for lands to be designated as part of the FGTS; and
- Recommending updates to the implementation plan for the FGTS.[26]

In 2013, the DEP published the *2013-2017 Florida Greenways and Trails System Plan*, the first update to the FGTS since the 1998 Plan was published.[27] The Office of Greenways and Trails (OGT)[28] within the DEP, using the 1998 Land Trails Opportunity Map, established criteria to help identify priority land trail corridors within the FGTS, as opposed to priority segments, allowing for identification of potential long-distance trail corridors. The multi-county approach assisted in identification of gaps in connectivity across jurisdictional boundaries and in

[23] See *DACS 2023 RFLPP Projects Rankings*, January 8, 2024, (on file with Appropriations Committee on Agriculture, Environment, and General Government).
[24] Chapter 95-260, L.O.F.
[25] Executive Summary available at FDEP, *Connecting Florida Communities with Greenways and Trails Plan: A Summary of the Five Year Implementation Plan for the Florida Greenways and Trails System* (1998), available at 1998FGTSPlanExecutiveSummary_0.pdf (floridadep.gov) (last visited Jan. 16, 2024).
[26] Section 260.0142(4), F.S.
[27] DEP, *Florida Greenways & Trails System Plan 2019-2023*, at p. 6, available at FL-Greenway+Trails-System-Plan-(floridadep.gov) (last visited Jan. 16, 2024).
[28] The OGT is tasked with fulfilling ch. 260, F.S., the Florida Greenways and Trails Act. The Office leads, plans, and facilitates the development of an interconnected FGTS, through coordinated efforts with state and local partners, to compile local trails data from cities, counties, and other land managing entities into one inclusive system. *Id.* at p. 4.

encouraging regional planning to close those gaps.[29] The FGTS Plan and Maps are currently undergoing a third update for the 2024-2028 Fiscal Years.[30]

The DEP is authorized to acquire lands, both public and private, to establish and expand a statewide system of greenways and trails for recreational and conservation purposes, using funds from the Florida Forever Trust Fund distributed to the DEP for acquisition of lands under the Florida Greenways and Trails Program, and to designate lands as part of the FGTS.[31]

Florida Wildlife Corridor

The 2021 Legislature created the Florida Wildlife Corridor Act to "create incentives for conservation and sustainable development while sustaining and conserving green infrastructure that acts as the foundation of the state's economy and quality of life."[32] The Legislature also appropriated $300 million,[33] directing the FDEP to encourage and promote investments in areas that protect and enhance the Wildlife Corridor by establishing a "network of connected wildlife habitats required for the long-term survival of and genetic exchange amongst regional wildlife populations which serves to prevent fragmentation by providing ecological connectivity of the lands needed to furnish adequate habitats and allow safe movement and dispersal."[34]

The Florida Wildlife Corridor (Wildlife Corridor) is statutorily defined as "the conserved lands"[35] and "opportunity areas"[36] defined by the FDEP as priority one, two, and three categories of the Florida Ecological Greenways Network (FEGN).[37] The FEGN "is the primary data layer used to inform the Florida Forever and other state, federal, and regional land acquisition

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[29] DEP, *Florida Greenways & Trails System Plan 2019-2023*, at p. 6, available at FL-Greenway+Trails-System-Plan-(floridadep.gov) (last visited Jan. 16, 2024). The DEP's resulting Land Trails Opportunity Maps are "the state companion to community greenways and trails and bicycle and pedestrian master plans, and [encompass] a combination of paved and unpaved, multiple and single-use trails."

[30] *See* the 2024-2028 FGTS Plan and Maps Update Schedule at DEP, *Florida Greenways and Trails System Plan and Maps*, available at Florida Greenways and Trails System Plan and Maps | Florida Department of Environmental Protection (last visited Jan. 16, 2024).

[31] Chapter 260 and s. 259.105(3)(h), F.S. "Designation" of lands means the identification and inclusion of specific lands and waterways as part of the statewide system of greenways and trails pursuant to a formal public process, including the specific written consent of the landowner when private property is to be used for trail purposes. When the DEP determines that public access is appropriate for greenways and trails, written authorization must be granted by the landowner to the DEP permitting public access to all or a specified part of the landowner's property. Section 260.013(3), F.S. The processes for solicitation, application, evaluation, and selection of lands to be acquired or developed, and for designation of public conservation or recreational lands and waterways and for private lands and waterways, are set out in Fla. Admin. Code R. 62S-1.

[32] Section 259.1055(3), F.S.

[33] Chapter 2021-37. L.O.F., s. 152.

[34] Section 259.1055(4)(g), F.S.

[35] Defined in s. 259.1055(4)(a), F.S., to mean "federal, state, or local lands owned or managed for conservation purposes, including, but not limited to, federal, state, and local parks; federal and state forests; wildlife management areas; wildlife refuges; military bases and airports with conservation lands; properties owned by land trust and managed for conservation; and privately owned land with a conservation easement, including, but not limited to, ranches, forestry operations, and groves."

[36] Section 259.1055(4)(e), F.S., states "[T]hose lands and waters within the Florida wildlife corridor which are not conserved lands and the green spaces within the Florida wildlife corridor which lack conservation status, are contiguous to or between conserved lands, and provide an opportunity to develop the Florida wildlife corridor into a statewide conservation network."

[37] Section 259.1055(4)(d), F.S. For a 2021 layered map reflecting the Wildlife Corridor, Florida Forever Projects and Acquisitions, and FEGN Priority Levels 1-3, *see* the FDEP's map available at Florida Forever and Florida Ecological Greenways Network (FEGN) (floridadep.gov) (last visited Jan. 22, 2024).

programs regarding the most important ecological corridors and intact landscapes across the state for protection of Florida's native wildlife, ecosystem services, and ecological resiliency."[38] The priority-category lands "are the most important for protecting [an] ecologically functional connected statewide network of public and private conservation lands."[39, 40]

The FDEP notes that the existing Wildlife Corridor "encompasses nearly 17.7 million acres – 9.6 million acres (54%) that are already protected and 8.1 million acres (46%) of remaining opportunity areas that do not have conservation status."[41] Further, "There are 1.46 million acres within the Florida Wildlife Corridor opportunity area that are a high priority for conservation through the State's Florida Forever program."[42]

III. Effect of Proposed Changes:

Section 1 creates s. 260.0145, F.S., to, subject to appropriation, establish the Local Trail Management Grant Program within the Department Environmental Protection (DEP). The Local Trail Management Grant Program will provide grants to assist local governments with costs associated with the operation and maintenance of trails within the Florida Greenways and Trails System. The bill provides that a local government may receive multiple grant awards per application cycle.

The DEP is required to give priority to each of the following:

- A local government that provides cost share for the costs associated with the operation and maintenance of the trails, except for trails within fiscally constrained counties or rural areas of opportunity.
- Trails within the Florida wildlife corridor.
- A local government may only use grant funds for the operation and maintenance of trails, including, but not limited to, the purchase of equipment and capital assets; the funding of necessary repairs to ensure the safety of trail users; and other necessary maintenance, such as pressure washing, bush pruning, and clearing debris. A local government may not use grant funds for the planning, design, or construction of trails.

Beginning January 15, 2025, and each January 15 thereafter, the DEP is required to submit a report listing the grants awarded to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must include all of the following information for each grant award:

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[38] FDEP, *Florida Wildlife Corridor*, available at https://floridadep.gov/sites/default/files/Florida_Wildlife_Corridor.pdf (last visited Jan. 22, 2024).

[39] Florida Natural Areas Inventory (FNAI), *Florida Natural Areas Inventory Geospatial Open Data, Summary*, available at FEGN2021 | Florida Natural Areas Inventory (fnai.org) (last visited Jan. 22, 2024). The FNAI provides scientific support to the FDEP.

[40] Section 259.1055(4)(c), F.S., defines the FEGN as "a periodically updated model developed to delineate large connected areas of statewide ecological significance."

[41] Florida Wildlife Corridor Foundation, *About the Corridor*, available at About The Corridor - The Florida Wildlife Corridor (last visited Jan. 22, 2024).

[42] Section 259.105, F.S., sets out the Florida Forever Act. "Florida Forever is Florida's premier conservation and recreation lands acquisition program; a blueprint for conserving Florida' natural and cultural heritage." *See* FDEP, *Florida Forever,"* for additional information, available at Florida Forever | Florida Department of Environmental Protection (last visited Jan. 22, 2024).

- The grant recipient's name.
- A description of the individual components of the trail, a description of the maintenance activities funded.
- The total management cost for the trail components.
- The cost share, if any, provided by the recipient.

Section 2 creates section 380.095, F.S., to provide dedicated funding for conservation lands and clean water infrastructure. The bill provides that the Legislature recognizes that:

- The conservation and preservation of the land and water resources of the state are essential to maintaining the quality of life enjoyed by Floridians and to sustaining and growing a thriving state economy, including legacy industries such as tourism and agriculture.
- Historic investments in land conservation continue to foster the preservation of working farmland and ranchland, allow for the strategic expansion and interconnectivity of the Florida wildlife corridor, and promote the protection of endangered native species, including the Florida panther.
- Funding for the management of conservation lands ensures opportunities for expanded public access to state lands, including state parks, the Florida Greenways and Trails System, and game lands, among others, for recreation; and promotes opportunities to protect such lands from wildfire damage and the infiltration of dangerous nonnative plant and animal species, among other benefits.
- Projections for significant population growth necessitate an additional recurring revenue source for further funding and planning associated with the protection of this state's conservation lands and clean water infrastructure.

The bill dedicates revenues from the 2021 gaming compact between the Seminole Tribe of Florida and the State of Florida to acquire and manage conservation lands and to identify and fund the prioritization of critical clean water infrastructure investments. Specifically the bill provides that, notwithstanding s. 285.710, F.S., on a monthly basis the Department of Revenue shall distribute 96 percent of the revenue share payments received under the compact. The funds shall be kept in a separate account within each trust fund and shall be distributed as follows:

- Thirty-two percent to the Incidental Trust Fund within the Department of Agriculture and Consumer Services (DACS) for conservation easements and land acquisitions. The DACS shall give priority to land within the Florida wildlife corridor.
- Thirty-two percent to state land managers for the management of state-owned uplands and removal of invasive exotics, which must be divided as follows:
  - Nine percent to the Internal Improvement Trust Fund within the DEP for the purpose of implementing the Local Trail Management Grant Program.
  - Nine percent to the State Park Trust Fund within the DEP for land management activities within the state park system.
  - Twenty-seven percent to the Incidental Trust Fund within the DACS for land management activities.
  - Fifty-five percent to the State Game Trust Fund within the Fish and Wildlife Conservation Commission (FWC) for land management activities.
- Thirty-two percent to the Water Protection and Sustainability Program Trust Fund within the DEP to implement the Water Quality Work Program.

The bill provides that state agencies may not use more than 10 percent of their funds for land management for operation capital outlay or capital assets.

Section 3 creates section 403.0676, F.S., to establish the Water Quality Work Program. The program is to provide a comprehensive statewide assessment of critical water quality projects and to include financing options for local governments to implement such projects on a set schedule based upon a data-driven methodology for prioritization.

In order to assist local governments with financing water quality projects, the bill creates a water project revolving loan program within the DEP as part of the Water Quality Work Program. The DEP, subject to appropriation, will provide loans to local governments for projects to construct, upgrade, or expand facilities to provide advanced waste treatment or connect onsite sewage treatment and disposal systems to central sewer facilities. The loans must be interest-free and provided through a promissory note or other form of written agreement evidencing an obligation to repay the borrowed funds to the DEP. The term of the loan is 240 months, commencing 12 months after the execution of the loan agreement. The loans become due and payable in accordance with the terms of the agreement. However, loan payments may be made at any time before the loan is due without penalty, and early repayment is encouraged as other funding sources or revenues become available.

Additionally, the DEP is required to develop a five-year work program for the revolving loan program. The planned funding for the work plan must include funds distributed pursuant to s. 380.095, F.S., and anticipate an additional annual five percent increase from loan repayments. The first year of the work plan must commence July 1, 2025, and include the unexpended balance of funds from the 2024-2025 fiscal year.

The DEP is required to contract with the Water School at Florida Gulf Coast University to develop parameters for project criteria and for setting priorities for the work plan. The Water School shall recommend whether the scope of eligible projects should be expanded and shall provide prioritization criteria based upon an analysis of this state's water resources. The prioritization criteria must:

- Provide a data-driven framework for scoring projects, with consideration given for economic as well as environmental factors, including a consideration of the return on investment; and
- Promote efficiency through cross-jurisdictional planning, such as planning for the construction of wastewater transmission infrastructure concurrently with transportation facility projects.

The Water School may work with the DEP and use readily available data, such as data gathered as part of:

- The plans developed pursuant to s. 403.064(17). F.S.;
- The basin management plans and reports developed under ss. 403.067 and 403.0671, F.S.;
- The assessments and survey data compiled by the Office of Economic and Demographic Research pursuant to s. 403.928, F.S.; and
- The plans developed pursuant to s. 403.086(7), F.S.

The DEP shall, based upon the recommendations provided by the Water School, implement the loan program. The DEP shall create a loan application and set an application deadline and may

request any other information necessary to review and evaluate an application. Once the application deadline has passed, the DEP shall, based upon the qualified applicants, select the list of projects to include within the five-year work plan in accordance with the Water School's recommendations for prioritization.

Additionally, the Water School is required to conduct a study to identify and analyze impaired water bodies, including upstream sources, and determine the root causes of such impairment. At a minimum, the study must include an analysis of the following river basins:

- Apalachicola.
- Caloosahatchee.
- Indian.
- Peace.
- St. Johns.
- St. Lucie.
- Suwannee.

Section 4 amends s. 403.890, F.S., to add the water quality work program as a purpose of the Water Protection and Sustainability Program Trust Fund. The bill requires that funds deposited into or appropriated to the Water Protection and Sustainability Program Trust Fund for the purposes of the water quality revolving loan program be kept in a separate account and may only be used for such purpose and, notwithstanding s. 216.301, F.S., and pursuant to s. 216.351, F.S., any balance in the trust fund at the end of any fiscal year for the water quality revolving loan program must remain in the trust fund at the end of the year and must be available for carrying out the purposes of the program. All moneys in the account not needed on an immediate basis for loans must be invested pursuant to s. 215.49, F.S. The principal and interest of all loans repaid and investment earnings must be deposited into the account.

Section 5 provides that contingent upon funds being distributed to the Fish and Wildlife Conservation Commission pursuant to s. 380.095, F.S., and for the 2024-2025 fiscal year, the sum of $5 million in nonrecurring funds from the State Game Trust Fund within the FWC is appropriated to the Institute of Food and Agricultural Sciences (IFAS) at the University of Florida to perform a study of state agencies' upland land management activities.

The study must include all of the following:

- Recommendations for best management practices for inclusion in the land management plans with regard to the separate missions of the land management agencies and based upon the purposes for which the land is managed.
- A review of land management plans to determine if the 10-year frequency of plan updates is adequate for best management practices.
- A review of the resources of each land management agency to determine current expenditures, including personnel costs, spent on upland management activities.
- A recommendation on the most efficient and effective use of the distribution of funds to the state agencies specified in s. 380.095(2)(b), F.S.

IFAS shall submit a report of the results of the study to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 3, 2025.

Section 6 provides that contingent on the funds being distributed to the DEP pursuant to s. 380.095(2)(c), F.S., and for the 2024-2025 fiscal year:

- The sum of $5 million in nonrecurring funds from the Water Protection and Sustainability Trust Fund within the DEP is appropriated to the Water School at Florida Gulf Coast University to develop a report, including recommendations to implement the five-year work plan for the water project revolving loan program. The recommendations must include a framework for the work plan and any implementing statutory language needed to implement the work plan. The Water School shall submit the report to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 3, 2025.
- The sum of $25 million in nonrecurring funds from the Water Protection and Sustainability Trust Fund within the DEP is appropriated to the Water School at Florida Gulf Coast University to perform the study of impaired river basins.

Section 7 provides that contingent upon funds being distributed to the DEP pursuant to s.380.095(2)(b)1., F.S., and for the 2024-2025 fiscal year, the sum of $11,520,000 in nonrecurring funds from the Internal Improvement Trust Fund within the DEP is appropriated for the purpose of implementing the Local Trail Management Grant Program created pursuant to s. 260.0145, F.S.

Section 8 provides that contingent upon funds being distributed to the DEP pursuant to s.380.095(2)(b)2., F.S., and for the 2024-2025 fiscal year, the sum of $11,520,000 in nonrecurring funds from the State Park Trust Fund within the DEP is appropriated for land management activities as specified in s. 380.095(2)(b)2., F.S.

Section 9 provides that contingent upon funds being distributed to the DACS pursuant to s. 380.095(2)(b)3., F.S., and for the 2024-2025 fiscal year, the sum of $34,560,000 in nonrecurring funds from the Incidental Trust Fund within the DACS is appropriated for land management activities as specified in s. 380.095(2)(b)3., F.S.

Section 10 provides that contingent upon funds being distributed to the FWC pursuant to s. 380.095(2)(b)4., F.S., and for the 2024-2025 fiscal year, the sum of $65,400,000 in nonrecurring funds from the State Game Trust Fund within the FWC is appropriated for control of invasive exotics and upland land management activities pursuant to s. 380.095(2)(b)4., F.S.

Section 11. The bill provides that contingent upon funds being distributed to the DACS pursuant to s. 380.095(2)(a), F.S., and for the 2024-2025 fiscal year, the sum of $128 million in recurring funds from the Incidental Trust Fund within the DACS is appropriated in fixed capital outlay for conservation easements pursuant to s. 570.71, F.S., and land acquisitions pursuant to s. 589.07, F.S.

Section 12 provides that this act shall take effect upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The 96 percent of compact revenues distributed to the various trust funds in the bill, will result in $384 million less distributed to the General Revenue Fund based upon an estimated $400 million in compact payments, which is the minimum amount set in the compact.

The bill provides the following appropriations from the trust funds to which the compact revenues are distributed, contingent upon such distributions being made:

- For land acquisition: $128 million in recurring funds from the Incidental Trust Fund in the DACS for conservation easements and land acquisitions.
- For land management:
  - $5 million in nonrecurring funds from the State Game Trust Fund in FWC to the Institute of Food and Agricultural Sciences (IFAS) at the University of Florida to perform a study of state agencies' upland land management activities.
  - $11,520,000 in nonrecurring funds from the Internal Improvement Trust Fund in the DEP to implement the Local Trail Management Program.

  - $11,520,000 in nonrecurring funds from the State Park Trust Fund in the DEP for state park land management activities.
  - $34,560,000 in nonrecurring funds from the Incidental Trust Fund in the DACS for land management activities.
  - $65,400,000 in nonrecurring funds from the State Game Trust Fund in the FWC for land management activities.
- For water quality:
  - $5 million in nonrecurring funds from the Water Protection and Sustainability Trust Fund in the DEP to contract with the Water School at Florida Gulf Coast University (Water School) to set criteria and priorities for the five-year work plan.
  - $25 million in nonrecurring funds from the Water Protection and Sustainability Trust Fund in the DEP to contract with the Water School for a study to analyze impaired water bodies, including upstream sources, to determine the root causes of such impairment.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 403.890 of the Florida Statutes.

This bill creates the following sections of the Florida Statutes: 260.0145, 380.095, and 403.0676.

This bill creates undesignated sections of law.

IX. Additional Information:

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

None.

B. Amendments:

None.

By Senator Hutson

7-01276A-24 20241638__

A bill to be entitled

An act relating to funding for environmental resource management; creating s. 260.0145, F.S.; creating, subject to appropriation, the Local Trail Management Grant Program within the Department of Environmental Protection for a specified purpose; providing for the administration and prioritization of awards; specifying the authorized and prohibited uses of grant funds; requiring the department to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for the report; creating s. 380.095, F.S.; providing legislative findings and intent; requiring the Department of Revenue to distribute, on a monthly basis, a specified percentage of the revenue share payments received under the 2021 gaming compact; providing requirements for the distributions; creating s. 403.0676, F.S.; creating the Water Quality Work Program within the Department of Environmental Protection; providing the purpose of the program; creating a water quality project revolving loan program within the department for a specified purpose; authorizing the department to provide loans to local governments for certain water projects; providing requirements for and the terms of such loans; requiring the department to develop a 5-year work plan for the water quality project revolving loan program; providing for funding for the program; providing project eligibility requirements; requiring the department to contract with the Water School at

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

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Florida Gulf Coast University for specified purposes; requiring the Water School to provide certain recommendations; requiring the department to implement the loan program based upon the recommendations; requiring the department to create application procedures for the loan program; requiring the Water School, subject to appropriation, to conduct a study to identify and analyze certain impaired water bodies; providing requirements for the study; authorizing the Water School to work with the department and use specified data; amending s. 403.890, F.S.; revising the purposes for which the department must use certain revenues deposited into or appropriated to the Water Protection and Sustainability Program Trust Fund; requiring certain funds to be kept in a separate account and be used only for specified purposes; providing requirements for such funds; providing appropriations to the Institute of Food and Agricultural Sciences (IFAS) at the University of Florida and the Water School for specified purposes; requiring the IFAS and the Water School to submit reports to the Executive Office of the Governor and the Legislature by a specified date; providing an appropriation to the Water School for a specified study; providing appropriations; providing an effective date.

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

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Section 1. Section 260.0145, Florida Statutes, is created to read:

260.0145 Local Trail Management Grant Program.—

(1) Subject to appropriation, the Local Trail Management Grant Program is created within the department to assist local governments with costs associated with the operation and maintenance of trails within the Florida Greenways and Trails System.

(2) A local government may receive multiple grant awards per application cycle.

(3) The department shall give priority to each of the following:

(a) A local government that provides cost share for the costs associated with the operation and maintenance of the trails, except for trails within fiscally constrained counties or rural areas of opportunity.

(b) Trails within the Florida wildlife corridor as defined in s. 259.1055.

(4) A local government may only use grant funds for the operation and maintenance of trails, including, but not limited to, the purchase of equipment and capital assets; the funding of necessary repairs to ensure the safety of trail users; and other necessary maintenance, such as pressure washing, bush pruning, and clearing debris. A local government may not use grant funds for the planning, design, or construction of trails.

(5) Beginning January 15, 2025, and each January 15 thereafter, the department shall submit a report listing the grants awarded pursuant to this section to the Governor, the President of the Senate, and the Speaker of the House of

Representatives in accordance with s. 286.001. The report must include the following information for each grant award: the grant recipient's name, a description of the individual components of the trail, a description of the maintenance activities funded, the total management cost for the trail components, and the cost share, if any, provided by the recipient.

Section 2. Section 380.095, Florida Statutes, is created to read:

380.095 Dedicated funding for conservation lands and clean water infrastructure.—

(1) The Legislature recognizes that the conservation and preservation of the land and water resources of this state are essential to maintaining the quality of life enjoyed by Floridians and to sustaining and growing a thriving state economy, including legacy industries such as tourism and agriculture.

(a) The Legislature recognizes that historic investments in land conservation continue to foster the preservation of working farmland and ranchland, allow for the strategic expansion and interconnectivity of the Florida wildlife corridor, and promote the protection of endangered native species, including the Florida panther.

(b) The Legislature further recognizes that funding for the management of conservation lands ensures opportunities for expanded public access to state lands, including state parks, the Florida Greenways and Trails System, and game lands, among others, for recreation; and promotes opportunities to protect such lands from wildfire damage and the infiltration of

117 dangerous nonnative plant and animal species, among other
118 benefits.
119 (c) Furthermore, the Legislature recognizes that
120 projections for significant population growth necessitate an
121 additional recurring revenue source for further funding and
122 planning associated with the protection of this state's
123 conservation lands and clean water infrastructure.
124 (d) Therefore, the Legislature intends to dedicate revenues
125 from the 2021 gaming compact between the Seminole Tribe of
126 Florida and the State of Florida to acquire and manage
127 conservation lands and to identify and fund the prioritization
128 of critical clean water infrastructure investments.
129 (2) Notwithstanding s. 285.710, on a monthly basis the
130 Department of Revenue shall distribute 96 percent of the revenue
131 share payments received under the compact as defined in s.
132 285.710. The funds shall be kept in a separate account within
133 each trust fund and shall be distributed as follows:
134 (a) Thirty-two percent to the Incidental Trust Fund within
135 the Department of Agriculture and Consumer Services for
136 conservation easements pursuant to s. 570.71 and land
137 acquisitions pursuant to s. 589.07. The Department of
138 Agriculture and Consumer Services shall give priority to land
139 within the Florida wildlife corridor as defined in s. 259.1055.
140 (b) Thirty-two percent to state land managers for the
141 management of state-owned uplands and removal of invasive
142 exotics, which must be divided as follows:
143 1. Nine percent to the Internal Improvement Trust Fund
144 within the Department of Environmental Protection for the
145 purpose of implementing the Local Trail Management Grant Program

146 created pursuant to s. 260.0145.
147 2. Nine percent to the State Park Trust Fund within the
148 Department of Environmental Protection for land management
149 activities within the state park system.
150 3. Twenty-seven percent to the Incidental Trust Fund within
151 the Department of Agriculture and Consumer Services for land
152 management activities.
153 4. Fifty-five percent to the State Game Trust Fund within
154 the Fish and Wildlife Conservation Commission for land
155 management activities.
156
157 For subparagraphs 2., 3., and 4., a land manager may not use
158 more than 10 percent of the distribution for operation capital
159 outlay or capital assets.
160 (c) Thirty-two percent to the Water Protection and
161 Sustainability Program Trust Fund within the Department of
162 Environmental Protection to implement the Water Quality Work
163 Program created pursuant to s. 403.0676.
164 Section 3. Section 403.0676, Florida Statutes, is created
165 to read:
166 403.0676 Water Quality Work Program.—
167 (1) WATER QUALITY WORK PROGRAM.—In light of the state's
168 commitment to protect this state's water resources, and in
169 recognition of the vast number of projects and amount of funding
170 necessary to repair and protect this state's water bodies, the
171 Water Quality Work Program is created within the department. The
172 purpose of the program is to provide a comprehensive statewide
173 assessment of critical water quality projects and to include
174 predictable financing options for local governments to implement

175 such projects on a set schedule based upon a data-driven
176 methodology for prioritization.
177 (2) WATER QUALITY PROJECT REVOLVING LOAN PROGRAM.—In order
178 to assist local governments with financing water quality
179 projects, a water project revolving loan program is created
180 within the department as part of the Water Quality Work Program.
181 (a) The department may, subject to appropriation and in
182 accordance with the 5-year work plan required by subsection (3),
183 provide loans to local governments for projects to construct,
184 upgrade, or expand facilities to provide advanced waste
185 treatment or connect onsite sewage treatment and disposal
186 systems to central sewer facilities.
187 (b) The loans must be interest-free and provided through a
188 promissory note or other form of written agreement evidencing an
189 obligation to repay the borrowed funds to the department.
190 (c) The term of the loan is 240 months, commencing 12
191 months after the execution of the loan agreement.
192 (d) The loans become due and payable in accordance with the
193 terms of the agreement. However, loan payments may be made at
194 any time before the loan is due without penalty, and early
195 repayment is encouraged as other funding sources or revenues
196 become available.
197 (3) FIVE-YEAR WORK PLAN.—In order to assist local
198 governments in planning, the department shall develop a 5-year
199 work plan for the water quality project revolving loan program.
200 The planned funding for the work plan must include funds
201 distributed pursuant to s. 380.095 and anticipate an additional
202 annual 5 percent increase from loan repayments. The first year
203 of the work plan must commence July 1, 2025, and include the

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204 unexpended balance of funds from the 2024-2025 fiscal year.
205 (a) To be eligible for the work plan a project must:
206 1. Connect onsite sewage treatment and disposal systems to
207 existing central sewer facilities; or
208 2. Construct, upgrade, or expand domestic wastewater
209 treatment facilities.
210 (b) The department shall contract with the Water School at
211 Florida Gulf Coast University to develop parameters for project
212 criteria and for setting priorities for the work plan.
213 (c) The Water School shall recommend whether the scope of
214 eligible projects should be expanded and shall provide
215 prioritization criteria based upon an analysis of this state's
216 water resources. The prioritization criteria must:
217 1. Provide a data-driven framework for scoring projects,
218 with consideration given for economic as well as environmental
219 factors, including a consideration of the return on investment;
220 and
221 2. Promote efficiency through cross-jurisdictional
222 planning, such as planning for the construction of wastewater
223 transmission infrastructure concurrently with transportation
224 facility projects.
225 (d) The Water School may work with the department and use
226 readily available data, such as data gathered as part of:
227 1. The plans developed pursuant to s. 403.064(17);
228 2. The basin management plans and reports developed under
229 ss. 403.067 and 403.0671;
230 3. The assessments and survey data compiled by the Office
231 of Economic and Demographic Research pursuant to s. 403.928; and
232 4. The plans developed pursuant to s. 403.086(7).

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233 (e) The department shall, based upon the recommendations
234 provided by the Water School, implement the loan program. The
235 department shall create a loan application and set an
236 application deadline and may request any other information
237 necessary to review and evaluate an application. Once the
238 application deadline has passed, the department shall, based
239 upon the qualified applicants, select the list of projects to
240 include within the 5-year work plan in accordance with the Water
241 School's recommendations for prioritization.
242 (4) WATER QUALITY STUDY.—Subject to appropriation, the
243 Water School shall conduct a study to identify and analyze
244 impaired water bodies, including upstream sources, and determine
245 the root causes of such impairment.
246 (a) At a minimum, the study must include an analysis of the
247 following river basins: Apalachicola, Caloosahatchee, Indian,
248 Peace, St. Johns, St. Lucie, and Suwannee.
249 (b) The Water School may work with the department and shall
250 have access to other state readily available data.
251 Section 4. Present subsection (3) of section 403.890,
252 Florida Statutes, is redesignated as subsection (4), paragraph
253 (d) is added to subsection (1) of that section, and a new
254 subsection (3) is added to that section, to read:
255 403.890 Water Protection and Sustainability Program.—
256 (1) Revenues deposited into or appropriated to the Water
257 Protection and Sustainability Program Trust Fund shall be
258 distributed by the Department of Environmental Protection for
259 the following purposes:
260 (d) The Water Quality Work Program as provided in s.
261 403.0676.

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262 (3) Funds deposited into or appropriated to the Water
263 Protection and Sustainability Program Trust Fund for the
264 purposes of the water quality revolving loan program must be
265 kept in a separate account and may only be used for such purpose
266 and, notwithstanding s. 216.301 and pursuant to s. 216.351, any
267 balance in the trust fund at the end of any fiscal year for the
268 water quality revolving loan program must remain in the trust
269 fund at the end of the year and must be available for carrying
270 out the purposes of the program. All moneys in the account not
271 needed on an immediate basis for loans must be invested pursuant
272 to s. 215.49. The principal and interest of all loans repaid and
273 investment earnings must be deposited into the account.
274 Section 5. (1) Contingent upon funds being distributed to
275 the Fish and Wildlife Conservation Commission pursuant to s.
276 380.095, Florida Statutes, and for the 2024-2025 fiscal year,
277 the sum of $5 million in nonrecurring funds from the State Game
278 Trust Fund within the Fish and Wildlife Conservation Commission
279 is appropriated to the Institute of Food and Agricultural
280 Sciences (IFAS) at the University of Florida to perform a study
281 of state agencies' upland land management activities.
282 (2) The study must include all of the following:
283 (a) Recommendations for best management practices for
284 inclusion in the land management plans with regard to the
285 separate missions of the land management agencies and based upon
286 the purposes for which the land is managed.
287 (b) A review of land management plans to determine if the
288 10-year frequency of plan updates is adequate for best
289 management practices.
290 (c) A review of the resources of each land management

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291 agency to determine current expenditures, including personnel
292 costs, spent on upland management activities.
293 (d) A recommendation on the most efficient and effective
294 use of the distribution of funds to the state agencies specified
295 in s. 380.095(2)(b), Florida Statutes.
296 (3) IFAS shall submit a report of the results of the study
297 to the Executive Office of the Governor, the President of the
298 Senate, and the Speaker of the House of Representatives by
299 January 3, 2025.
300 Section 6. Contingent on the funds being distributed to the
301 Department of Environmental Protection pursuant to s.
302 380.095(2)(c), Florida Statutes, and for the 2024-2025 fiscal
303 year:
304 (1) The sum of $5 million in nonrecurring funds from the
305 Water Protection and Sustainability Trust Fund within the
306 Department of Environmental Protection is appropriated to the
307 Water School at Florida Gulf Coast University to develop a
308 report, including recommendations to implement the 5-year work
309 plan for the water project revolving loan program pursuant to s.
310 403.0676(3), Florida Statutes. The recommendations must include
311 a framework for the work plan and any implementing statutory
312 language needed to implement the work plan. The Water School
313 shall submit the report to the Executive Office of the Governor,
314 the President of the Senate, and the Speaker of the House of
315 Representatives by January 3, 2025.
316 (2) The sum of $25 million in nonrecurring funds from the
317 Water Protection and Sustainability Trust Fund within the
318 Department of Environmental Protection is appropriated to the
319 Water School at Florida Gulf Coast University to perform the

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320 study required by s. 403.0676(4), Florida Statutes.
321 Section 7. Contingent upon funds being distributed to the
322 Department of Environmental Protection pursuant to s.
323 380.095(2)(b)1., Florida Statutes, and for the 2024-2025 fiscal
324 year, the sum of $11,520,000 in nonrecurring funds from the
325 Internal Improvement Trust Fund within the Department of
326 Environmental Protection is appropriated for the purpose of
327 implementing the Local Trail Management Grant Program created
328 pursuant to s. 260.0145, Florida Statutes.
329 Section 8. Contingent upon funds being distributed to the
330 Department of Environmental Protection pursuant to s.
331 380.095(2)(b)2., Florida Statutes, and for the 2024-2025 fiscal
332 year, the sum of $11,520,000 in nonrecurring funds from the
333 State Park Trust Fund within the Department of Environmental
334 Protection is appropriated for land management activities as
335 specified in s. 380.095(2)(b)2., Florida Statutes.
336 Section 9. Contingent upon funds being distributed to the
337 Department of Agriculture and Consumer Services pursuant to s.
338 380.095(2)(b)3., Florida Statutes, and for the 2024-2025 fiscal
339 year, the sum of $34,560,000 in nonrecurring funds from the
340 Incidental Trust Fund within the Department of Agriculture and
341 Consumer Services is appropriated for land management activities
342 as specified in s. 380.095(2)(b)3., Florida Statutes.
343 Section 10. Contingent upon funds being distributed to the
344 Fish and Wildlife Conservation Commission pursuant to s.
345 380.095(2)(b)4., Florida Statutes, and for the 2024-2025 fiscal
346 year, the sum of $65,400,000 in nonrecurring funds from the
347 State Game Trust Fund within the Fish and Wildlife Conservation
348 Commission is appropriated for control of invasive exotics and

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349 upland land management activities pursuant to s.
350 380.095(2)(b)4., Florida Statutes.
351 Section 11. Contingent upon funds being distributed to the
352 Department of Agriculture and Consumer Services pursuant to s.
353 380.095(2)(a), Florida Statutes, and for the 2024-2025 fiscal
354 year, the sum of $128 million in recurring funds from the
355 Incidental Trust Fund within the Department of Agriculture and
356 Consumer Services is appropriated in fixed capital outlay for
357 conservation easements pursuant to s. 570.71, Florida Statutes,
358 and land acquisitions pursuant to s. 589.07, Florida Statutes.
359 Section 12. This act shall take effect upon becoming a law.

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The Florida Senate

Committee Agenda Request

To: Senator Jason Brodeur, Chair
Appropriations Committee on Agriculture, Environment, and General Government

Subject: Committee Agenda Request

Date: January 17, 2024

I respectfully request that **Senate Bill #1638**, relating to Funding for Environmental Resource Management, be placed on the:

☒ committee agenda at your earliest possible convenience.

☐ next committee agenda.

Senator Travis Hutson
Florida Senate, District 7

File signed original with committee office

S-020 (03/2004)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/24/24
Meeting Date

AEG6 Approps
Committee

1638
Bill Number or Topic

Amendment Barcode (if applicable)

Name Rebecca O'Hara

Phone 202 9684

Address PO Box 1757
Street

Email rohara@flcities.com

Talla FL 32302
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing:

Fla. League of Cities

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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1-24-2024
Meeting Date

App Comm on Agriculture, Environment and Gen Gov
Committee

1638
Bill Number or Topic

Amendment Barcode (if applicable)

Name Kurt Wenner - Florida TaxWatch

Phone 850-222-5052

Address 106 N. Bronough
Street

Tallahassee FL 32301
City State Zip

Email kwenner@floridataxwatch.org

Speaking: ☑ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☑ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1/24/2024
Meeting Date

Appropriations Committee on Agriculture, Environment, and General Government
Committee

SB 1638
Bill Number or Topic

Amendment Barcode (if applicable)

Name ELizabeth Alvi (Audubon Florida)

Phone 850-591-9784

Address 308 N. Monroe
Street

Email beth.alvi@audubon.org

Tallahassee FL 32301
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☑ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:

Audubon Florida

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Agriculture, Environment, and General Government

BILL: CS/SB 366

INTRODUCER: Appropriation Committee on Agriculture, Environment, and General Government; and Senator Yarborough

SUBJECT: Gas Safety

DATE: January 26, 2024 REVISED:

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Schrader	Imhof	RI	**Favorable**
2.	Sanders	Betta	AEG	**Fav/CS**
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 366 revises the maximum civil penalties for violations of Florida's Gas Safety Law (part I of ch. 368, F.S.), and rules adopted pursuant to that law, to be substantially similar to the maximum penalties provided under federal pipeline safety regulations. The bill sets the state maximum penalties, until June 30, 2025, to be $266,015 (increased from $25,000) for each violation for each day such violation persists, and $2,660,135, in aggregate, (up from $500,000) for any related series of violations. The bill authorizes the Public Service Commission (PSC) to review the penalties established on an annual basis and revise as necessary in order to maintain its certification with the federal Pipeline and Hazardous Materials Safety Administration.

The bill has an indeterminate, positive impact on state revenues and expenditures. See section V. Fiscal Impact Statement.

The bill has an effective date of July 1, 2024.

II. Present Situation:

Florida Public Service Commission

The PSC is an arm of the legislative branch of government.[1] The role of the PSC is to ensure Florida's consumers receive utility services, including electric, natural gas, telephone, water, and wastewater, in a safe, affordable, and reliable manner.[2] In order to do so, the PSC exercises authority over utilities in one or more of the following areas: rate base or economic regulation; competitive market oversight; and monitoring of safety, reliability, and service issues.[3]

Gas Utilities

The PSC has broad jurisdiction over the rates and service of gas utilities.[4] However, the PSC does not fully regulate municipal gas utilities (utilities owned or operated on behalf of a municipality) or gas districts. The PSC does have jurisdiction over these types of utilities with regard to territorial boundaries and safety.[5] Municipally-owned utility rates and revenues are regulated by their respective local governments or local utility boards.

Municipal Gas Utilities and Special Gas Districts in Florida

A municipal gas utility is a gas utility owned and operated by a municipality. Chapter 366, F.S., provides the majority of gas utility regulations for Florida (along with electric utility regulations). While ch. 366, F.S., does not provide a definition, per se, for a "municipal utility," variations of this terminology and the concept of these types of utilities appear throughout the chapter. Currently, Florida has 27 municipally-owned gas utilities and four special gas districts.[6]

Public Gas Utilities in Florida

There are eight investor-owned natural gas utility companies (gas IOUs) in Florida: Florida City Gas, Florida Division of Chesapeake Utilities, Florida Public Utilities Company (FPUC), FPUC-Fort Meade Division, FPUC-Indiantown Division, Peoples Gas System, Sebring Gas System, and St. Joe Natural Gas Company. Of these eight gas IOUs, five engage in the merchant function servicing residential, commercial, and industrial customers: Florida City Gas, FPUC, FPUC-Fort Meade Division, Peoples Gas System, and St. Joe Natural Gas Company. Florida Division of Chesapeake Utilities, FPUC-Indiantown Division, and Sebring Gas System are only engaged in firm transportation service.[7]

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[1] Section 350.001, F.S.
[2] *See* Florida Public Service Commission, *Florida Public Service Commission Homepage*, http://www.psc.state.fl.us (last visited Jan 16, 2024).
[3] Florida Public Service Commission, *About the PSC*, https://www.psc.state.fl.us/about (last visited Jan 16, 2024).
[4] Section 366.05, F.S.
[5] Florida Public Service Commission (PSC), *About the PSC*, *supra* note 3.
[6] PSC, *2023 Facts and Figures of the Florida Utility Industry*, pg. 13, Apr. 2023 (available at: https://www.floridapsc.com/pscfiles/website-files/PDF/Publications/Reports/General/FactsAndFigures/April%202023.pdf). A "special gas district" is a dependent or independent special district, setup pursuant to ch. 189, F.S., to provide natural gas service. Section 189.012(6), F.S., defines a "special district" as "a unit of local government created for a special purpose, as opposed to a general purpose, which has jurisdiction to operate within a limited geographic boundary and is created by general law, special act, local ordinance, or by rule of the Governor and Cabinet."
[7] *Id* at 14. Firm transportation service is offered to customers under schedules or contracts which anticipate no interruption under almost all operating conditions. *See* Firm transportation service, 18 CFR s. 284.7.

Gas IOU rates and revenues are regulated by the PSC and the utilities must file periodic earnings reports, which allow the PSC to monitor earnings levels on an ongoing basis and adjust customer rates quickly if a company appears to be overearning.[8]

Section 366.041(2), F.S., requires public utilities to provide adequate service to customers. As compensation for fulfilling that obligation, s. 366.06, F.S., requires the PSC to allow the IOUs to recover honestly and prudently invested costs of providing service.[9]

Natural Gas Transmission

Natural gas transmission companies are regulated by the PSC under ch. 368, F.S. The term "natural gas transmission company," as defined in s. 368.103, F.S., "means any person owning or operating for compensation facilities located wholly within this state for the transmission or delivery for sale of natural gas." The term does not include "any person that owns or operates facilities primarily for the local distribution of natural gas or that is subject to the jurisdiction of the Federal Energy Regulatory Commission under the Natural Gas Act, 15 U.S.C. ss. 717 et seq., or any municipalities or any agency thereof, or a special district created by special act to distribute natural gas." Section 368.104, F.S., authorizes the PSC to "fix and regulate rates and services of natural gas transmission companies, including, without limitation, rules and regulations for:"

- Determining customers and services classifications;
- Determining rate applicability; and
- "Ensuring that the provision (including access to transmission) or abandonment of service by a natural gas transmission company is not unreasonably preferential, prejudicial, or unduly discriminatory."

Section 368.105, F.S., provides the procedures for the PSC to set rates and services requirements for natural gas transmission companies in Florida.

Under chapter 368, F.S., the PSC is authorized to inspect intrastate natural gas systems to ensure compliance with rules and regulations regarding safety standards.[10] Currently, Florida has three major pipelines: Florida Gas Transmission Company, Gulfstream Natural Gas System, and Sabal Trail Interstate Pipeline. The state also has two minor pipelines: Gulf South Pipeline Company and Southern Natural Gas.[11]

Pipeline and Hazardous Materials Safety Administration

The Pipeline and Hazardous Materials Safety Administration (PHMSA) is part of the United States Department of Transportation. The PHMSA's purpose is to protect the public and the environment by advancing safe transportation of energy and other essential potentially hazardous

[8] PSC, *2022 Annual Report*, p. 6, *available at*: https://www.floridapsc.com/pscfiles/website-files/PDF/Publications/Reports/General/AnnualReports/2022.pdf (last visited Jan. 16, 2024).
[9] *Id*.
[10] Florida Public Service Commission, *2023 Facts and Figures of the Florida Utility Industry*, *supra* note 6, at 13; ss. 368.03 and 368.05, F.S.
[11] *Id*.

materials. The PHMSA "establishes national policy, sets and enforces standards, educates, and conducts research to prevent incidents." The agency is also involved in preparation of the public and first responders to deal with hazardous materials incidents.[12]

The PHMSA's Office of Pipeline Safety

The PHMSA's Office of Pipeline Safety "is responsible for carrying out a national program to ensure the safe, reliable, and environmentally-sound operation of the nation's natural gas and hazardous liquid pipeline transportation system." As part of this responsibility, the Office of Pipeline Safety:

- Develops, proposes, and implements policy initiatives and regulations regarding operation of pipelines;
- Directs education and outreach efforts to promote adoption and the increased use of pipeline safety programs by state and local governments, pipeline operators, and the public; and
- Administers a national pipeline safety program to support compliance with Federal pipeline safety regulations.[13]

The PHMSA's State Programs

Although the PHMSA has ultimate authority over all federal pipeline safety standards (for both interstate and intrastate pipelines), federal law allows states to assume safety authority over intrastate gas pipelines, hazardous liquid pipelines, and underground natural gas storage through certifications and agreements with the PHMSA.[14] Currently, the District of Columbia, Puerto Rico, and all states except Alaska and Hawaii participate in PHMSA's pipeline safety program.[15] Fourteen states participate in the PHMSA's underground natural gas storage program.[16]

To participate in the PHMSA's state programs, states must adopt the minimum federal pipeline safety regulations—currently under 49 C.F.R. s. 100-199.[17] States are free, however, to adopt more stringent regulations, if they so choose, and still participate in the PHMSA's state programs.[18]

Florida Gas Safety Law

Florida's Gas Safety Law of 1967 (part I of ch. 368, F.S.),[19] authorizes the PSC to establish "rules and regulations covering the design, fabrication, installation, inspection, testing and safety

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[12] Pipeline and Hazardous Materials Safety Administration (PHMSA), *About [PHMSA]*, https://www.phmsa.dot.gov/about-phmsa/phmsas-mission (last visited Jan. 4, 2024).
[13] Pipeline and Hazardous Materials Safety Administration, *Office of Pipeline Safety*, https://www.phmsa.dot.gov/about-phmsa/offices/office-pipeline-safety (last visited Jan. 16, 2024).
[14] Pipeline and Hazardous Materials Safety Administration, *State Programs Overview*, https://www.phmsa.dot.gov/working-phmsa/state-programs/state-programs-overview (last visited Jan. 16, 2024); 49 U.S.C. s. 60105- 60106.
[15] *Id.*
[16] *Id.* Florida is not one of the states participating in the underground natural gas storage program. Pipeline and Hazardous Materials Safety Administration, *Appendix F—State Program Certification/Agreement Status: CY 2023 States Participating in the Federal/State Underground Natural Gas Safety Program*, https://www.phmsa.dot.gov/sites/phmsa.dot.gov/files/2023-11/2023-Appendix-F-State-UNGS-Certification-Agreement-Status.pdf (last visited Jan. 16, 2024).
[17] *Id.*
[18] *Id.*
[19] Sections 368.01-368.061, F.S.

standards for installation, operation and maintenance of gas transmission and distribution systems."[20] Such systems include "gas pipelines, gas compressor stations, gas metering and regulating stations, gas mains, and gas services up to the outlet of the customer's meter set assembly, gas-storage equipment of the closed-pipe type fabricated or forged from pipe or fabricated from pipe and fittings, and gas-storage lines."[21] Section 368.05, F.S., establishes the jurisdiction for the PSC to enforce the Gas Safety Law and authorizes the PSC to adopt rules "covering the design, fabrication, installation, inspection, testing and safety standards for installation, operation and maintenance of gas transmission and distribution systems."

Section 368.061, F.S., establishes the penalties that may be assessed for violations of the Gas Safety Law or the PSC rules implementing the law. The civil penalties authorized under this section are assessed by the PSC and may not exceed $25,000 for each day that a violation exists—up to a maximum aggregate penalty of $500,000 for a related series of violations.[22] The last time these penalties were updated was 1993.[23] These maximum state penalties are significantly less than those authorized by federal law for pipeline safety violations. Currently, as of December 28, 2023, the maximum federal administrative penalty for pipeline safety violations is $266,015 for each day that a violation exists, up to a maximum aggregate penalty of $2,660,135, for a related series of violations.[24]

According to the PSC, the difference in penalties proscribed under federal and Florida law "has been consistently raised by the PHMSA as part of its annual evaluation of the pipeline safety program activities carried out by the [PSC]."[25] If the PHMSA was to determine Florida was not satisfactorily enforcing safety regulation compliance, the PHMSA could reject the PSC's certification after notice and an opportunity for a hearing.[26] With the loss of such certification, the PSC would only be able to conduct safety inspections and identify violations (if an agreement is reached with the PHMSA), but would no longer have the authority to conduct violation enforcement.[27] Instead, the PHMSA would conduct the enforcement of violations.[28]

III. Effect of Proposed Changes:

Section 1 revises the maximum penalties for violations of Florida's Gas Safety Law (part I of ch. 368, F.S.), or rules adopted pursuant to that law, to be $266,015 (increased from $25,000) for each violation for each day such violation persists and $2,660,135 in aggregate (up from $500,000) for any related series of violations until June 30, 2025. This would mirror the maximum fines currently provided under federal law for pipeline safety violations.[29]

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[20] Section 368.03, F.S.
[21] *Id*.
[22] Section 368.061(1), F.S.
[23] *See* ch. 93-035, Laws of Fla.
[24] 49 C.F.R. s. 190.223.
[25] Florida Public Service Commission, *Bill Analysis for SB 366*, Nov. 9, 2023 (on file with the Senate Regulated Industries Committee).
[26] 49 U.SC. s. 60105(f).
[27] 49 U.SC. s. 60105(f); and 49 U.S.C. s. 60106.
[28] Florida Public Service Commission, *Bill Analysis for SB 366*, *supra* note 25 at 2.
[29] On December 28, 2023, the maximum federal fines increased to $266,015 for each day that a violation exists, up to a maximum aggregate penalty of $2,660,135, for a related series of violations. 88 Fed. Reg. 89,560 (Dec. 28, 2023) (codified at 49 C.F.R. s. 190.223).

On or after July 1, 2025, the PSC shall, by rule, annually consider and revise the penalties established based on the Consumer Price Index, penalties established in federal law for pipeline safety violations and it is the intent of the Legislature for the PSC to maintain its pipeline safety violation enforcement certification with the federal Pipeline and Hazardous Materials Safety Administration.

In addition, this section provides the PSC with rulemaking authority to implement the provisions of the bill.

Section 2 provides an effective date of July 1, 2024.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

The bill authorizes the PSC to adopt the maximum penalty for a violation of Florida's Gas Safety law, with consideration for various factors. Article II, section 3 of the State Constitution sets forth the separation of powers doctrine. The Court has held, under this doctrine "[t]he Legislature may not delegate the power to enact a law, or to declare what the law shall be, or to exercise an unrestricted discretion in applying a law; but it may enact a law, complete in itself, designed to accomplish a general public purpose..." The Legislature may authorize an administrative body flexibility in the administration of a program, if some "minimal standards and guidelines" are established. The "specificity of the guidelines will depend on the complexity of the subject."[30]

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

[30] *Avatar Dev. Corp. v. State*, 723 So. 2d 199, 201 (Fla. 1998).

B. Private Sector Impact:

The bill will likely increase the fiscal impact on private sector Gas Safety Law violators in Florida if the PSC raises penalties above the current statutory limit.

C. Government Sector Impact:

The bill has an indeterminate positive impact to state revenues and expenditures.

The bill will likely increase the fiscal impact on local government-owned entities subject to the PSC's jurisdiction if such entities violate Florida's Gas Safety Law and the PSC raises penalties above the current statutory limit.

Per s. 368.061(1), F.S., any penalties assessed may be against real and personal property and are enforceable by the PCS as statutory liens under ch. 85, F.S. Any assessments collected from such penalties are deposited in the General Revenue Fund.

The PSC has indicated only one instance of a violation under s. 368.01-05, F.S., and ch. 25-12, F.A.C.,[31] in the last eight years.[32] The disposition of the one case resulted in a Final Order Approving Joint Settlement Agreement, whereby the parties agreed to a penalty payment of one million dollars.[33]

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 368.061 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

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

CS by Appropriations Committee on Agriculture, Environment, and General Government:
The committee substitute:

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[31] Fla. Admin. Code R. ch. 25-12, *available at* https://www.flrules.org/gateway/ChapterHome.asp?Chapter=25-12 (last visited Jan. 17, 2024).
[32] Email from Lance Watson, Legislative Affairs Director, Public Service Commission, to Michelle Sanders, Legislative Analyst, Senate Appropriations Committee on Agriculture, Environment, and General Government (Jan. 17, 2024) (on file with the Senate Appropriations Committee on Agriculture, Environment, and General Government).
[33] The PSC, Docket No. 150259-GU, Order No. PSC-16-02025-AS-GU, Issued May 19, 2016, *available at* https://www.floridapsc.com/pscfiles/library/filings/2016/03075-2016/03075-2016.pdf

- Increases the state's maximum penalty set forth to match maximum federal pipeline safety fines until June 30, 2025;
- Authorizes the PSC to establish by rule a new maximum penalty with consideration for certain factors beginning July 1, 2025;
- Establishes legislative intent for the PSC to maintain its certification with the Pipeline and Hazardous Materials Safety Administration; and
- Provides the PSC with rulemaking authority.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

376606

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/25/2024	.	
	.	
	.	
	.	

The Appropriations Committee on Agriculture, Environment, and General Government (Yarborough) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (1) of section 368.061, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

368.061 Penalty.—

(1) A ~~Any~~ person who violates ~~any provision of~~ this part, or any regulation issued hereunder, is ~~shall be~~ subject to a

376606

civil penalty not to exceed the following:

(a) Until June 30, 2025, $266,015 ~~$25,000~~ for each violation for each day that such violation persists, except that the maximum civil penalty may ~~shall~~ not exceed $2,660,135 ~~$500,000~~ for any related series of violations.

(b) On or after July 1, 2025, maximum penalties established by the Florida Public Service Commission by rule. In establishing such penalties, the commission shall consider the penalties established in paragraph (a) and make revisions to such penalties based upon consideration of the Consumer Price Index, penalties established in federal law for pipeline safety violations, and the intent of the Legislature that the commission maintain its certification with the Pipeline and Hazardous Materials Safety Administration, or any of its successor agencies, to enforce pipeline safety. The commission shall review the penalties established in this paragraph at least annually and revise as necessary, using the considerations specified in this paragraph.

(4) The commission may adopt rules to implement this section.

Section 2. This act shall take effect July 1, 2024.

========== 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 civil penalties under the Gas Safety Law of 1967; amending s. 368.061, F.S.;

376606

40 increasing, until a specified date, the civil penalty
41 amount for violating the Gas Safety Law of 1967;
42 increasing the maximum authorized civil penalty for
43 any related series of violations during such
44 timeframe; requiring the Florida Public Service
45 Commission, after a date certain and at least annually
46 thereafter, to establish and, if necessary, revise
47 maximum penalties by rule based on specified factors;
48 authorizing the commission to adopt rules; providing
49 an effective date.

By Senator Yarborough

4-00174-24 2024366__

A bill to be entitled

An act relating to gas safety; amending s. 368.061, F.S.; increasing the maximum penalty per violation to which a person may be subject to for any violations of part I of ch. 368, F.S.; increasing the maximum authorized civil penalty for any related series of violations; providing an effective date.

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

Section 1. Subsection (1) of section 368.061, Florida Statutes, is amended to read:

368.061 Penalty.—

(1) A ~~Any~~ person who violates ~~any provision of~~ this part, or any regulation issued hereunder, is ~~shall be~~ subject to a civil penalty not to exceed $257,664 ~~$25,000~~ for each violation for each day that such violation persists, except that the maximum civil penalty may ~~shall~~ not exceed $2,576,627 ~~$500,000~~ for any related series of violations.

Section 2. This act shall take effect July 1, 2024.

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

The Florida Senate

Committee Agenda Request

To: Senator Jason Brodeur, Chair
Appropriations Committee on Agriculture, Environment, and General Government

Subject: Committee Agenda Request

Date: January 10, 2024

I respectfully request that **Senate Bill #366**, relating to Gas Safety, be placed on the:

☐ committee agenda at your earliest possible convenience.

☒ next committee agenda.

Clay Yarborough

Senator Clay Yarborough
Florida Senate, District 4

File signed original with committee office

S-020 (03/2004)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/24/24
Meeting Date

Agriculture, Environment, and General Government
Committee

366
Bill Number or Topic

Amendment Barcode (if applicable)

Name Dale Calhoun

Phone 8506810496

Address 201 S Monroe St Unit A
Street

Tallahassee FL 32301
City *State* *Zip*

Email dale.calhoun@floridagas.prg

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☑ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:

Florida Natural Gas Association

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Agriculture, Environment, and General Government

BILL:	SB 7020
INTRODUCER:	Judiciary Committee
SUBJECT:	Delivery of Notices
DATE:	January 23, 2024 REVISED:

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
	Collazo	Cibula		**JU Submitted as Committee Bill/FAV**
1.	Blizzard	Betta	AEG	**Favorable**
2.			FP	

I. Summary:

SB 7020 amends the statute defining "registered mail" to expand upon the kinds of delivery services that may be used to comply with statutory registered mail requirements in this state.

The bill explicitly provides that registered mail requirements may be satisfied by using not only services offered by the U.S. Postal Service, but also private delivery services, so long as criteria in the bill are met. The effect of the bill is to eliminate ambiguity as to whether other forms of delivery can also demonstrate compliance with statutory registered mail requirements, and to give persons seeking to comply with those requirements greater flexibility in choosing an acceptable form of delivery.

The bill provides that its amendments are remedial in nature and apply retroactively.

The bill has no fiscal impact on state revenues and expenditures.

The bill takes effect upon becoming a law.

II. Present Situation:

Section 1.01, F.S., defines "registered mail" to include "certified mail with return receipt requested."[1] The term is significant because the Florida Statutes contain hundreds of references to "registered mail" (and "certified mail" and "return receipt"), which contemplate the use of services traditionally provided by the U.S. Postal Service to confirm that legal documents (e.g. required notice or service of process) have been delivered to an intended recipient.

[1] Section 1.01(11), F.S.

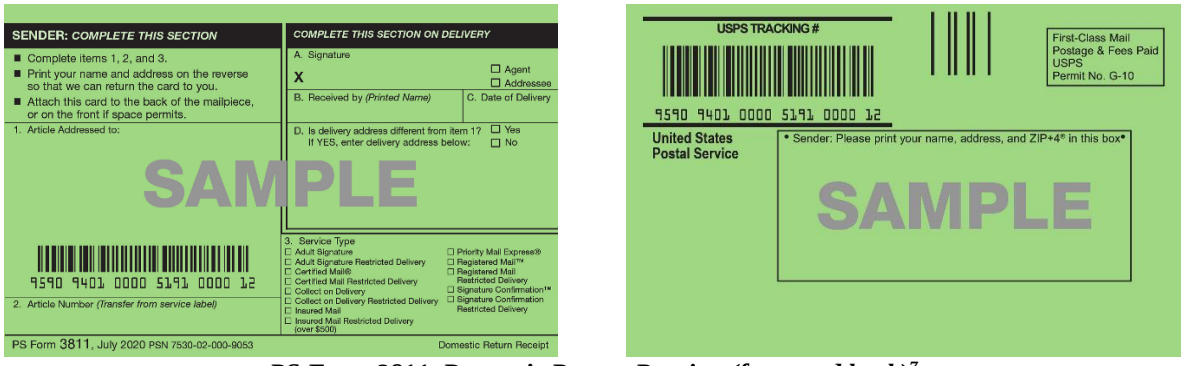
Certified Mail

With respect to the "certified mail" component of registered mail, the U.S. Postal Service will provide the sender (if requested, and for a small fee),[2] a mailing receipt (PS Form 3800, Certified Mail Receipt) as confirmation that an item was sent. Although certified mail does also require a signature from the recipient, it does not provide the sender a return receipt with proof of signature, unless that service is separately requested (see below).[3]

PS Form 3800, Certified Mail Receipt (front and back)[4]

Return Receipt

With respect to the "return receipt" component of registered mail, the U.S. Postal Service will return to the sender (if requested, and for a small fee),[5] a green postcard popularly known as a "Green Card" (PS Form 3811, Domestic Return Receipt) signed by the recipient. The purpose of the Green Card is to provide a sender evidence that an item has been delivered to an intended recipient. Return receipt is also available in electronic form only.[6]



PS Form 3811, Domestic Return Receipt (front and back)[7]

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[2] The fee for Certified Mail is $4.35; the fee for Certified Mail Restricted Delivery is $11.45; the fee for Certified Mail Adult Signature Required is $11.45; and the fee for Certified Mail Adult Signature Restricted Delivery is $11.45. U.S. Postal Service, *Notice 123 (Price List)*, July 9, 2023, https://pe.usps.com/text/dmm300/Notice123.htm.

[3] U.S. Postal Service, *Certified Mail – The Basics*, https://faq.usps.com/s/article/Certified-Mail-The-Basics (last visited Jan. 3, 2024).

[4] *Id.*

[5] The fee for Return Receipt on a hard copy Green Card is $3.55, and for Return Receipt in electronic form is $2.20. U.S. Postal Service, *Notice 123 (Price List)*, July 9, 2023, https://pe.usps.com/text/dmm300/Notice123.htm.

[6] U.S. Postal Service, *Return Receipt – The Basics*, https://faq.usps.com/s/article/Return-Receipt-The-Basics (last visited Jan. 3, 2024).

[7] *Id.*

Traditional Reliance on the U.S. Postal Service

It is unclear from a plain reading of the statutory definition of registered mail whether other forms of delivery, either through the U.S. Postal Service or alternative private delivery services, could also demonstrate compliance with registered mail requirements. For this reason, litigants, contractors, attorneys, and others in this state have traditionally relied upon the U.S. Postal Service certified mail and return receipt services as a kind of "safe harbor" way of satisfying these requirements.

For example, consider a situation where a litigant has delivered a required notice to an opposing party via Federal Express with a signature required; the basic purpose of registered mail requirements, which is to ensure that the recipient actually received the notice on a date certain, has arguably been accomplished. On the other hand, based upon the language in the statute specifically referring to "certified mail with return receipt requested," the opposing party could argue that the definition of registered mail only contemplates delivery via the U.S. Postal Service, not Federal Express. Accordingly, the argument would be that the delivery of the notice via Federal Express does not demonstrate compliance with statutory requirements and is therefore invalid.

This dynamic exists against the backdrop of a changing landscape for U.S. Postal Service practices. On January 16, 2020, the Postal Regulatory Commission approved a U.S. Postal Service request to eliminate return receipts for merchandise service.[8] Although the U.S. Postal Service has not yet eliminated return receipts for other kinds of domestic mail such as legal documents, it could choose to do so in the future.

III. Effect of Proposed Changes:

The bill amends the statute defining "registered mail" to expand upon the kinds of delivery services that may be used to comply with statutory registered mail requirements in this state.

Specifically, the bill amends the definition of "registered mail" to explicitly include any delivery service by the U.S. Postal Service or a private delivery service that is regularly engaged in the delivery of documents which provides proof of mailing or shipping and proof of delivery. Proof of delivery must be established by a receipt that is signed by the addressee or other responsible person at the delivery address.

The bill defines "return receipt requested" to include a delivery confirmation service by the U.S. Postal Service or a private delivery service that is regularly engaged in the mailing or shipping of documents and that confirms delivery by receipt that is signed by the addressee or other responsible person at the delivery address.

The effect of the bill is to eliminate ambiguity as to whether other forms of delivery can also demonstrate compliance with statutory registered mail requirements, and to give persons seeking to comply with those requirements greater flexibility in choosing an acceptable form of delivery.

[8] U.S. Postal Service, *Postal Bulletin 22546* (May 21, 2020), at 15, https://about.usps.com/resources/postal-bulletin.htm.

The bill provides that its amendments to the definition of registered mail are remedial in nature and apply retroactively.

The bill takes effect upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

Generally, remedial and procedural laws may be applied retroactively without violating the Florida Constitution, while substantive laws may not be applied retroactively if they abolish or curtail protected rights or impose unconstitutional obligations.[9] Because the bill clearly provides that it is remedial in nature and intended to apply retroactively, and in any case does not abolish or curtail protected rights or impose unconstitutional obligations, it may be constitutionally applied retroactively.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Private delivery services may see increases in revenue associated with greater use of their services by persons seeking to comply with statutory registered mail requirements.

C. Government Sector Impact:

The U.S. Postal Service may see decreases in revenue associated with reduced use of its services by persons seeking to comply with statutory registered mail requirements.

[9] *Patronis v. United Insurance Company of America*, 299 So. 3d 1152, 1156-57 (Fla. 1st DCA 2020).

State agencies that send out large quantities of mail will have an additional option which may result in a cost savings due to implementation of this bill. For example, the Department of Revenue has requirements in place for issuance of certain child support and tax related documents that are only allowed to be mailed by certified mail.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 1.01 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

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

None.

B. Amendments:

None.

By the Committee on Judiciary

590-01982-24 20247020__

A bill to be entitled

An act relating to the delivery of notices; amending s. 1.01, F.S.; revising the definition of the term "registered mail" for purposes of construction of the Florida Statutes; defining the term "return receipt requested" for purposes of construction of the Florida Statutes; providing for construction and retroactive application; providing an effective date.

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

Section 1. Subsection (11) of section 1.01, Florida Statutes, is amended, and subsection (20) is added to that section, to read:

1.01 Definitions.—In construing these statutes and each and every word, phrase, or part hereof, where the context will permit:

(11) The term ~~words~~ "registered mail" includes ~~include~~ certified mail with return receipt requested. The term also includes any delivery service by the United States Postal Service or a private delivery service that is regularly engaged in the delivery of documents which provides proof of mailing or shipping and proof of delivery. Proof of delivery must be established by a receipt that is signed by the addressee or other responsible person at the delivery address.

(20) The term "return receipt requested" includes a delivery confirmation service by the United States Postal Service or a private delivery service that is regularly engaged in the mailing or shipping of documents and that confirms

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590-01982-24 20247020__

delivery by receipt that is signed by the addressee or other responsible person at the delivery address.

Section 2. The amendments made by this act to s. 1.01, Florida Statutes, are remedial in nature and apply retroactively.

Section 3. This act shall take effect upon becoming a law.

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

1/24/24
Meeting Date

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

7020
Bill Number or Topic

Approps Committee on Ag, Enviro, Gen Gov
Committee

Amendment Barcode (if applicable)

Name FRENCH BROWN

Phone 850-459-0992

Address 106 E. College Ave Suite 1200
Street

Email fbrown@joneswalker.com

TALLAHASSEE FL 32301
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

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☒ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

The Real Property, Probate, and Trust Law Section of the FL Bar

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Agriculture, Environment, and General Government

BILL:	SB 650
INTRODUCER:	Senator Rodriguez
SUBJECT:	Alternative Fuel Fleet Vehicle Rebates
DATE:	January 23, 2024 REVISED:

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Barriero	Rogers	EN	**Favorable**
2.	Blizzard	Betta	AEG	**Favorable**
3.			FP	

I. Summary:

SB 650 expands the state's rebate program for natural gas powered fleet vehicles to also include rebates for hybrid and electric fleet vehicles placed into service on or after July 1, 2024. The bill requires the Department of Agriculture and Consumer Services (DACS) to update its rules by December 31, 2024, to provide for the changes required under this bill. The bill also provides that by October 1, 2026, and each year thereafter that the program is funded, DACS must provide an annual assessment of the use of the rebate program during the previous fiscal year to the Governor and Legislature.

The fiscal impact of the bill is indeterminate. See Section V. Fiscal Impact Statement.

The bill has an effective date of July 1, 2024.

II. Present Situation:

Florida's Natural Gas Fuel Fleet Vehicle Rebate Program

In 2013, the Legislature created the natural gas fuel fleet vehicle rebate program within the Department of Agriculture and Consumer Services (DACS) to help reduce transportation costs and encourage freight mobility investments that contribute to the economic growth of the state.[1]

The program provides a rebate of up to 50 percent of the eligible costs of a natural gas fuel fleet vehicle[2] with a dedicated or bi-fuel natural gas fuel operating system placed into service[3] on or

[1] Ch. 2013-198, s. 17, Laws of Fla.; section 377.810(1), F.S.
[2] "Fleet vehicles" means three or more motor vehicles registered in this state and used for commercial business or governmental purposes. Section 377.810(2)(d), F.S.
[3] "Placed into service" means the date a vehicle is purchased, leased, or converted. Fla. Admin. Code R. 5O-4.001(2)(a).

after July 1, 2013.[4] "Natural gas fuel" includes any liquefied petroleum gas product, compressed natural gas product, or combination thereof used in a motor vehicle.[5] It includes, but is not limited to, all forms of fuel commonly or commercially known or sold as natural gasoline, butane gas, propane gas, or any other form of liquefied petroleum gas, compressed natural gas, or liquefied natural gas.[6] The term does not include natural gas or liquefied petroleum placed in a separate tank of a motor vehicle for cooking, heating, water heating, or electric generation.[7]

Eligible costs under the program include conversion[8] or other incremental costs[9] related to the conversion, purchase, or lease[10] of a natural gas fleet vehicle placed into service on or after July 1, 2013.[11] Costs for project development, fueling stations, or other fueling infrastructure are not covered under the rebate program.[12] To be eligible for a rebate, fleet vehicles must comply with applicable United States Environmental Protection Agency emission standards.[13]

Of the funds available for these rebates, 40 percent is reserved for government applicants, with the remaining funds allocated to commercial applicants.[14] DACS allocates rebates to eligible applicants on a first-come, first-served basis.[15] Eligible applicants may receive a maximum rebate of $25,000 per vehicle, up to a total of $250,000 per applicant per fiscal year.[16] However, between June 1 and June 30 of each fiscal year, applicants who have reached the $250,000 per year maximum may apply for additional funds for vehicles that have not received a rebate.[17]

Each year the program is funded, DACS must provide an annual assessment of the use of the rebate program during the previous fiscal year to the Governor, Legislature, and the Office of Program Policy Analysis and Government Accountability (OPPAGA).[18] The assessment must include, at a minimum, the following information:

- The name of each applicant awarded a rebate;
- The amount of the rebates awarded to each applicant;
- The type and description of each eligible vehicle for which each applicant applied for a rebate; and

[4] Section 377.810(3), F.S.
[5] Section 377.810(2)(f), F.S. "Motor vehicle" means any vehicle, machine, or mechanical contrivance which is propelled by any form of engine or motor which utilizes motor or diesel fuel and is required, or would be required, to be licensed if owned by a resident. Section 206.01(23), F.S.
[6] Section 377.810(2)(f), F.S.
[7] Section 377.810(2)(f), F.S.
[8] "Conversion costs" means the excess cost associated with retrofitting a diesel or gasoline powered motor vehicle to a natural gas fuel powered motor vehicle. Section 377.810(2)(a), F.S.
[9] "Incremental costs" means the excess costs associated with the purchase or lease of a natural gas fuel motor vehicle as compared to an equivalent diesel- or gasoline-powered motor vehicle. Section 377.810(2)(e), F.S.
[10] Leases must be for at least five years. Section 877.810(2)(c), F.S.
[11] Section 377.810(2)(c), F.S.
[12] *Id.*
[13] Section 377.810(3), F.S.
[14] *Id.*
[15] *Id.*
[16] *Id.*
[17] *Id.*
[18] Section 377.810(7), F.S.

- The aggregate amount of funding awarded for all applicants claiming rebates under the program.[19]

Pursuant to s. 377.810(8), F.S., OPPAGA published a report on the rebate program in November 2015.[20] OPPAGA found that in the program's first two years, DACS awarded $9.1 million in rebates for 790 vehicles.[21] Program applicants included both large and small businesses and local governments.[22] Commercial applicants included national delivery services (e.g., FedEx and United Parcel Service), and telecommunication and sanitation companies (e.g., AT&T and Waste Management), as well as smaller, local businesses.[23] Cities, counties, and school districts typically obtained rebates for purchasing natural gas utility trucks, law enforcement vehicles, and school buses.[24]

Electric and Hybrid Vehicles

Electric vehicles (EVs) utilize batteries to store electrical energy, which is then used to power the vehicle's motor.[25] EV batteries are charged by plugging the vehicle into an electric power source. Plug-in hybrid electric vehicles (PHEVs) are powered by an internal combustion engine that can run on conventional or alternative fuels and an electric motor that uses energy stored in batteries. The vehicle can be plugged into an electric power source to charge the batteries. EVs and PHEVs also take advantage of regenerative braking to capture the energy that would otherwise be lost during braking.[26]

Hybrid electric vehicles combine a primary power source, an energy storage system, and an electric motor to achieve a combination of emissions, fuel economy, and range benefits.[27] Hybrid vehicles use less petroleum-based fuel and capture energy created during braking and idling. This collected energy is used to propel the vehicle during normal drive cycles. The batteries supply additional power for acceleration and hill climbing.[28]

Transportation electrification has gained significant momentum in recent years.[29] Global EV sales—including battery EVs and PHEVs—exceeded 10 million in 2022.[30] A total of 14 percent of all new cars sold in 2022 were electric, up from approximately nine percent in 2021 and less than five percent in 2020. EV sales in the United States, which is the third largest market

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[19] *Id.*
[20] OPPAGA, *Natural Gas Rebate Recipients Are Satisfied; Improved Economic Benefits Data Is Needed*, (2015), *available at* https://www.oppaga.fl.gov/Products/ReportDetail?rn=15-09.
[21] *Id.* at 2.
[22] *Id.*
[23] *Id.* at 3.
[24] *Id.*
[25] National Renewable Energy Laboratory (NREL), *Electric and Plug-In Hybrid Electric Fleet Vehicles*, https://www.nrel.gov/transportation/fleettest-electric.html (last visited Jan. 4, 2024).
[26] *Id.*
[27] NREL, *Hybrid Electric Fleet Vehicles*, https://www.nrel.gov/transportation/fleettest-hybrid.html (last visited Jan. 4, 2024).
[28] *Id.*
[29] National Conference of State Legislatures (NCSL), *State Policies Promoting Hybrid and Electric Vehicles*, https://www.ncsl.org/energy/state-policies-promoting-hybrid-and-electric-vehicles (last visited Jan. 4, 2024).
[30] International Energy Agency, *Global EV Outlook 2023*, 8, 14 (2023), *available at* https://iea.blob.core.windows.net/assets/dacf14d2-eabc-498a-8263-9f97fd5dc327/GEVO2023.pdf.

following China and Europe, increased by 55 percent in 2022.[31] U.S. EV sales vary substantially at the state, regional, and local levels, as do government actions and support policies.[32]

In an effort to reduce emissions and diversify fuel sources, many states are promoting the use of alternative fuels such as electricity, natural gas, hydrogen, and biofuels.[33] Forty-five states and the District of Columbia have implemented incentives to promote the adoption of EVs, including PHEVs and battery EVs, either through a specific utility operating in the state or through state legislation.[34] The incentives range from tax credits or rebates to fleet acquisition goals, exemptions from emissions testing or utility time-of-use rate reductions.[35] In addition, in 2021, the federal government issued an executive order providing that all federal fleet purchases must be zero-emission by 2035.[36]

III. Effect of Proposed Changes:

Section 1 amends s. 377.810, F.S., regarding the rebate program for natural gas fuel fleet vehicles. The bill expands the program to include rebates for fleet vehicles powered by alternative fuel. The bill defines "alternative fuel" to include hybrid and electric power sources, as well as fuels covered under the current rebate program (i.e., liquefied petroleum gas products, compressed natural gas products, or any combination thereof).[37] The bill defines "hybrid" as a power source that draws propulsion energy from onboard sources of stored energy in the form of an internal combustion or a heat engine using combustible fuel and a rechargeable energy-storage system to power a motor vehicle. The bill defines "electric" as a power source that uses electricity produced by rechargeable storage batteries to power a motor vehicle.

Currently, conversion costs covered under the rebate program only pertain to the conversion into a natural gas powered motor vehicle.[38] The bill amends the definition of "conversion costs" to include excess costs associated with retrofitting a diesel or gasoline powered motor vehicle to an alternative fuel powered motor vehicle.

The bill provides that the rebate program applies to fleet vehicles with a dedicated alternative fuel operating system placed into service on or after July 1, 2024.

The bill requires the Department of Agriculture and Consumer Services (DACS) to update its rules by December 31, 2024, to provide for the changes required under this bill. The bill also provides that by October 1, 2026, and each year thereafter that the program is funded, DACS must provide an annual assessment of the use of the rebate program during the previous fiscal

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[31] *Id.*
[32] Peter Slowik and Nic Lutsey, *White Paper: The Continued Transition to Electric Vehicles in U.S. Cities*, 2 (2018), *available at* https://theicct.org/wp-content/uploads/2021/06/Transition_EV_US_Cities_20180724.pdf.
[33] NCSL, *State Policies Promoting Hybrid and Electric Vehicles*, https://www.ncsl.org/energy/state-policies-promoting-hybrid-and-electric-vehicles (last visited Jan. 4, 2024).
[34] *Id.*
[35] *Id.*
[36] Office of the White House, *Executive Order on Catalyzing Clean Energy Industries and Jobs Through Federal Sustainability*, s. 102(a)(ii), *available at* https://www.whitehouse.gov/briefing-room/presidential-actions/2021/12/08/executive-order-on-catalyzing-clean-energy-industries-and-jobs-through-federal-sustainability/.
[37] *See* section 377.810(2)(f) and (3), F.S.
[38] Section 377.810(2)(a), F.S.

year to the Governor and Legislature. Consistent with the current requirements, the assessment must include, at a minimum, the following information:

- The name of each applicant awarded a rebate;
- The amount of the rebates awarded to each applicant;
- The type and description of each eligible vehicle for which each applicant applied for a rebate; and
- The aggregate amount of funding awarded for all applicants claiming rebates under the program.[39]

The bill also removes an obsolete provision of s. 377.810, F.S., which required the Office of Program Policy Analysis and Government Accountability to provide a report on the rebate program by January 31, 2016.

Section 2 provides an effective date of July 1, 2024.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

[39] *See* section 377.810(7), F.S.

C. Government Sector Impact:

The bill is likely to have an indeterminate, yet negative fiscal impact on the state. The expansion of the rebate program to include electric and hybrid vehicles is expected to increase rebate applications. The Department of Agriculture and Consumers Services may incur costs to implement the expanded fleet vehicle rebate program and update its rules. If the workload is greater than anticipated, additional resources may be requested in the future.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 377.810 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

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

None.

B. Amendments:

None.

By Senator Rodriguez

40-01080A-24 2024650__

A bill to be entitled

An act relating to alternative fuel fleet vehicle rebates; amending s. 377.810, F.S.; renaming the natural gas fuel fleet vehicle rebate program as the alternative fuel fleet vehicle rebate program; defining and redefining terms; revising the program to include rebates for certain fleet vehicles powered by alternative fuels, rather than only for fleet vehicles fueled by natural gas; requiring such fleet vehicles to comply with specified emission standards; requiring the Department of Agriculture and Consumer Services to adopt rules by a specified date; requiring the department to submit an annual assessment of the program to the Governor and the Legislature by a specified date; removing obsolete language; providing an effective date.

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

Section 1. Section 377.810, Florida Statutes, is reordered and amended to read:

377.810 Alternative ~~Natural gas~~ fuel fleet vehicle rebate program.—

(1) CREATION AND PURPOSE OF PROGRAM.—There is created within the Department of Agriculture and Consumer Services an alternative ~~a natural gas~~ fuel fleet vehicle rebate program. The purpose of the ~~this~~ program is to help reduce transportation costs in this state and encourage freight mobility investments that contribute to the economic growth of the state.

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

40-01080A-24 2024650__

(2) DEFINITIONS.—For purposes of this section, the term:

(b) ~~(a)~~ "Conversion costs" means the excess cost associated with retrofitting a diesel or gasoline powered motor vehicle to an alternative ~~a natural gas~~ fuel powered motor vehicle.

(c) ~~(b)~~ "Department" means the Department of Agriculture and Consumer Services.

(d) "Electric" means a power source that uses electricity produced by rechargeable storage batteries to power a motor vehicle.

(e) ~~(c)~~ "Eligible costs" means the cost of conversion or the incremental cost incurred by an applicant in connection with an investment in the conversion, purchase, or lease lasting at least 5 years, of an alternative fuel ~~a natural gas~~ fleet vehicle placed into service on or after July 1, 2024 ~~2013~~. The term does not include costs for project development, fueling stations, or other fueling infrastructure.

(f) ~~(d)~~ "Fleet vehicles" means three or more motor vehicles registered in this state and used for commercial business or governmental purposes.

(g) "Hybrid" means a power source that draws propulsion energy from onboard sources of stored energy in the form of an internal combustion or a heat engine using combustible fuel and a rechargeable energy-storage system to power a motor vehicle.

(h) ~~(e)~~ "Incremental costs" means the excess costs associated with the purchase or lease of an alternative ~~a natural gas~~ fuel motor vehicle as compared to an equivalent diesel- or gasoline-powered motor vehicle.

(i) "Motor vehicle" has the same meaning as in s. 206.01(23).

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

(a)~~(f)~~ "Alternative ~~Natural gas~~ fuel" means any liquefied petroleum gas product; hybrid, electric, or compressed natural gas product;~~,~~ or combination thereof used in a motor vehicle. The ~~as defined in s. 206.01(23). This~~ term includes, but is not limited to, all forms of fuel commonly or commercially known or sold as natural gasoline, butane gas, propane gas, or any other form of liquefied petroleum gas, compressed natural gas, or liquefied natural gas. The ~~This~~ term does not include natural gas or liquefied petroleum placed in a separate tank of a motor vehicle for cooking, heating, water heating, or electric generation.

(3) ALTERNATIVE ~~NATURAL GAS~~ FUEL FLEET VEHICLE REBATE.—The department shall award rebates for eligible costs ~~as defined in this section~~. Forty percent of the annual allocation must ~~shall~~ be reserved for governmental applicants, with the remaining funds allocated for commercial applicants. A rebate may not exceed 50 percent of the eligible costs of an alternative ~~a natural gas~~ fuel fleet vehicle with a dedicated alternative ~~or bi-fuel natural gas~~ fuel operating system placed into service on or after July 1, 2024 ~~2013~~. An applicant is eligible to receive a maximum rebate of $25,000 per vehicle up to a total of $250,000 per fiscal year. Between June 1 and June 30 of each fiscal year, the department may receive additional applications from applicants that have met the program maximum of $250,000 per fiscal year. Those applicants may apply for additional funds for vehicles that have not received a rebate, for a maximum rebate of $25,000 per vehicle up to a total of $250,000. Governmental applicants shall have preference, and any other remaining funds may be used by commercial applicants. Rebates

must ~~shall~~ be allocated to eligible applicants on a first-come, first-served basis, determined by the date the department receives the application, until all appropriated funds for the fiscal year are expended. All alternative ~~natural gas~~ fuel fleet vehicles eligible for the rebate must comply with applicable United States Environmental Protection Agency emission standards.

(4) APPLICATION PROCESS.—

(a) An applicant seeking to obtain a rebate shall submit an application to the department by a specified date each year as established by department rule. The application must ~~shall~~ require a complete description of all eligible costs, proof of purchase or lease of the vehicle for which the applicant is seeking a rebate, a copy of the vehicle registration certificate, a description of the total rebate sought by the applicant, and any other information deemed necessary by the department. The application form adopted by department rule must include an affidavit from the applicant certifying that all information contained in the application is true and correct.

(b) The department shall determine the rebate eligibility of each applicant in accordance with ~~the requirements of~~ this section and department rule. The total amount of rebates allocated to certified applicants in each fiscal year may not exceed the amount appropriated for the program in the fiscal year. Rebates must ~~shall~~ be allocated to eligible applicants on a first-come, first-served basis, determined by the date the application is received, until all appropriated funds for the fiscal year are expended or the program ends, whichever comes first. The department may not accept incomplete applications

~~submitted to the department will not be accepted~~ and such applications do not secure a place in the first-come, first-served application process.

(5) RULES.—The department shall adopt rules to implement and administer this section by December 31, 2024 ~~2013~~, including rules relating to the forms required to claim a rebate under this section, the required documentation and basis for establishing eligibility for a rebate, procedures and guidelines for claiming a rebate, and the collection of economic impact data from applicants.

(6) PUBLICATION.—The department shall determine and publish on its website on an ongoing basis the amount of available funding for rebates remaining in each fiscal year.

(7) ANNUAL ASSESSMENT.—By October 1, 2026 ~~2014~~, and each year thereafter that the program is funded, the department shall provide an annual assessment of the use of the rebate program during the previous fiscal year to the Governor, the President of the Senate, and the Speaker of the House of Representatives~~, and the Office of Program Policy Analysis and Government Accountability~~. The assessment must ~~shall~~ include, at a minimum, all of the following information:

(a) The name of each applicant awarded a rebate under this section.~~;~~

(b) The amount of the rebates awarded to each applicant.~~;~~

(c) The type and description of each eligible vehicle for which each applicant applied for a rebate.~~; and~~

(d) The aggregate amount of funding awarded for all applicants claiming rebates under this section.

~~(8) REPORT.—By January 31, 2016, the Office of Program~~

~~Policy Analysis and Government Accountability shall release a report reviewing the rebate program to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The review shall include an analysis of the economic benefits resulting to the state from the program.~~

~~(9) EFFECTIVE DATE.—This section shall take effect July 1, 2013.~~

Section 2. This act shall take effect July 1, 2024.

The Florida Senate

Committee Agenda Request

To: Senator Jason Brodeur, Chair
Appropriations Committee on Agriculture, Environment, and General Government

Subject: Committee Agenda Request

Date: January 10, 2024

I respectfully request that **Senate Bill #650**, relating to Alternative Fuel Fleet Vehicle Rebates, be placed on the:

☐ committee agenda at your earliest possible convenience.

☒ next committee agenda.

Senator Ana Maria Rodriguez
Florida Senate, District 40

File signed original with committee office

S-020 (03/2004)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to Senate professional staff conducting the meeting

1/24/24
Meeting Date

Appropriations on Agriculture
Committee

SB 658
Bill Number or Topic

A Ht. Fuel Fleet rebates
Amendment Barcode (if applicable)

Name Lesley Blackner

Phone 561-818-6621

Address 300 South Duval St #505
Street

City State Zip

Email lesleyblackner@gmail.com

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☑ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1/24/2024
Meeting Date

SB 650
Bill Number or Topic

J. Approps Ag, Envt GG
Committee

Amendment Barcode (if applicable)

Name KEYNA CORY

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Street

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TALLAHASSEE FL 32301
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing:

NATIONAL WASTE + RECYCLING ASSN. - FL CHAPTER

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

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S-001 (08/10/2021)

The Florida Senate

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1-24-24
Meeting Date

SB 650
Bill Number or Topic

Appropriations on Ag, Enviro, + Gen Gov
Committee

Amendment Barcode (if applicable)

Name Shirlene Stuckey

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Address 8508 Southminster Ct.
Street

Email gotchacoveredpetsitting@hotmail.com

Tallahassee FL 32311
City State Zip

Speaking: ☑ For ☐ Against ☐ Information **OR** Waive Speaking: ☑ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☑ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

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1.24.24
Meeting Date

SB650
Bill Number or Topic

App on Ag. Enviro Gen. Govt
Committee

Amendment Barcode (if applicable)

Name Katrina Shadix

Phone 7077023576

Address 1011 Seneca Oaks Trail
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Geneva FL 32732
City State Zip

Email Bearwarriorsunited@gmail.com

Speaking: [x] For [ ] Against [ ] Information **OR** Waive Speaking: [x] In Support [ ] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[x] I am appearing without compensation or sponsorship.

[ ] I am a registered lobbyist, representing:

[ ] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1/24/24
Meeting Date

Ag Approps
Committee

SB 650
Bill Number or Topic

Amendment Barcode (if applicable)

Name LISA BACOT

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Tally FL 32302
City State Zip

Speaking: ☑ For ☐ Against ☐ Information **OR** Waive Speaking: ☑ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing: Florida Public Transportation Association

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1-24-24 4-5:45
Meeting Date

AEG 110 sob
Committee

650
Bill Number or Topic

Amendment Barcode (if applicable)

Name DAVID CULLEN

Phone 941-323-2404

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Street

Email CULLENASEA@GMAIL.COM

TALLAHASSEE FL 32303
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☑ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:

SIERRA CLUB FLORIDA

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

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S-001 (08/10/2021)

The Florida Senate

BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Agriculture, Environment, and General Government

BILL: CS/SB 632

INTRODUCER: Appropriation Committee on Agriculture, Environment and General Government; and Senator Simon

SUBJECT: Taking of Bears

DATE: January 26, 2024 REVISED:

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Carroll	Rogers	EN	**Favorable**
2.	Reagan	Betta	AEG	**Fav/CS**
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 632 may be cited as the "Self Defense Act." The bill allows the use of lethal force to take a bear without a permit or other required authorization if a person reasonably believes that using such force is necessary to protect his or her private property or to prevent imminent death or great bodily harm to himself or herself or another on his or her private property.

The bill provides that a person who uses lethal force to take a bear for this reason:

- Is not subject to any administrative, civil, or criminal penalties.
- Must notify the Fish and Wildlife Conservation Commission (FWC) within 24 hours after the taking.
- May not possess, sell, or dispose of the taken bear or its parts.

The bill provides that any bear taken under this section must be disposed of by the FWC. It also authorizes the FWC to adopt rules to implement this section.

The bill has no fiscal impact on state resources or expenditures.

The bill takes effect July 1, 2024.

II. Present Situation:

Florida Fish and Wildlife Conservation Commission

The Florida Constitution grants the FWC the authority to exercise the regulatory and executive powers of the state with respect to wild animal life, freshwater aquatic life, and marine life.[1]

The Legislature is constitutionally prohibited from adopting statutes in conflict with rules adopted by the FWC to execute its authority. However, all licensing fees for taking wild animal life, freshwater aquatic life, and marine life and all penalties for violating the FWC's regulations are prescribed in statute. The Legislature may also enact laws to aid the FWC that are consistent with its constitutionally-conferred powers, except for special laws or general laws of local application relating to hunting and fishing.[2]

Florida Black Bear

The Florida black bear (*Ursus americanus floridanus*) is the only bear that lives in Florida.[3] The Florida black bear is a subspecies of the American black bear (*U. americanus*) that historically ranged throughout Florida, southern Georgia, and southern Alabama.[4] Loss of habitat, persecution, and unregulated hunting prior to the mid-20th century caused a severe reduction in the Florida black bear population and range, with an estimated 300-500 bears remaining in the 1970s.[5] As a result of the population decline, the FWC classified the Florida black bear as a threatened species in 1974.[6] After more than 35 years of strict statewide protection and management, the FWC conducted an evaluation and determined that the Florida black bear was no longer facing a high risk of extinction and removed the Florida black bear from the state threatened list in 2012.[7]

Florida black bears are an ecologically significant species. They are recognized as an umbrella species, because conserving large areas of diverse habitat for bears also conserves habitat for many other species under the "umbrella" of bear conservation.[8] Florida black bears have been an instrumental species in conserving natural habitats and the presence of bears has been cited as justification for land protection efforts in this state. Florida black bears also have a significant impact on plant distribution through seed dispersal and they play an important ecological role as scavengers.[9]

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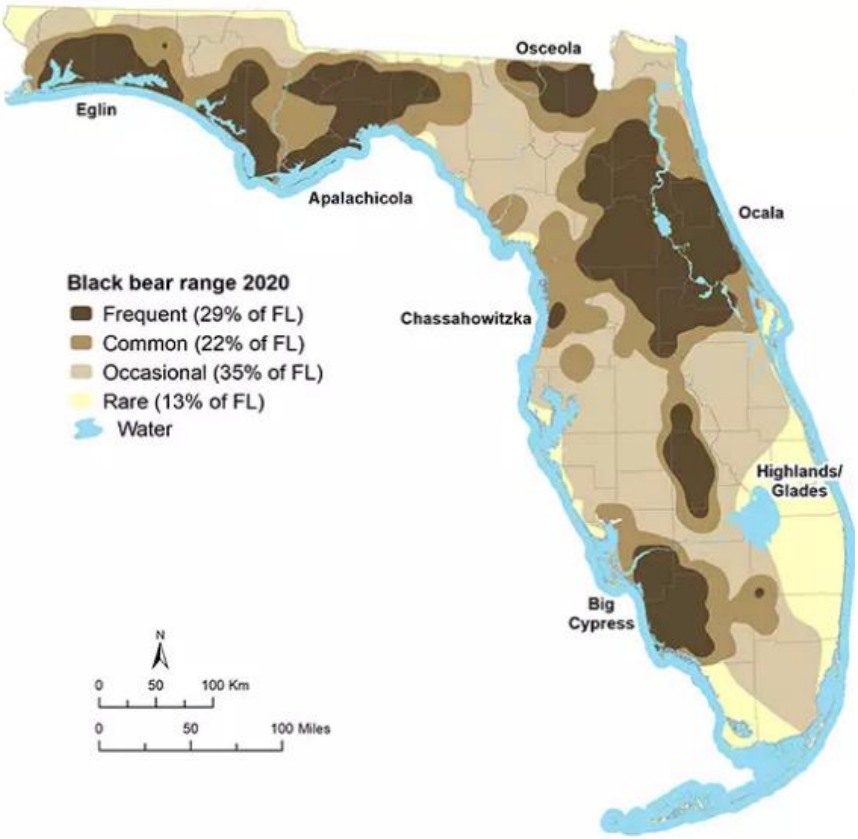
[1] FLA. CONST. art. IV, s. 9.
[2] *Id.*
[3] FWC, *Bear Facts*, https://myfwc.com/wildlifehabitats/wildlife/bear/facts/ (last visited Jan. 4, 2024).
[4] FWC, *Florida Black Bear Management Plan* (2019), 1, *available at* https://myfwc.com/media/21923/2019-florida-black-bear-management-plan.pdf.
[5] *Id.* at 16-17; FWC, *Black Bear Research*, https://myfwc.com/research/wildlife/terrestrial-mammals/bear/ (last visited Jan. 5, 2024).
[6] FWC, *Black Bear Research*.
[7] FWC, *Florida Black Bear Management Plan* at 25.
[8] *Id.* at 8.
[9] *Id.*

Population

Today, the Florida black bear population is comprised of seven distinct sub-populations within the state, including Apalachicola, Eglin, Osceola, Ocala/St. Johns, Chassahowitzka, Highland/Glades, and Big Cypress.[10] During 2014 and 2015, the FWC conducted a statewide population assessment for Florida black bears and found that bear populations increased substantially in certain sub-populations and increased by approximately 53 percent statewide.[11] Although the Florida black bear population is growing and its occupied range is expanding, the populations still only occur in seven relatively disconnected sub-groups across the state.[12] The current state-wide population estimate is 4,050 Florida black bears.[13]



For management purposes, each sub-population is separated into a bear management unit (BMU). A BMU is a geographic location bounded by county or state borders containing one of the seven Florida black bear sub-populations.[14] The goal of establishing BMUs is to provide a defined area within which the FWC can have a community-focused effort to effectively manage and conserve Florida black bears.[15] The FWC manages each BMU to meet specific goals related

[10] *Id.* at xix.
[11] FWC, *Bears by the Numbers*, https://myfwc.com/wildlifehabitats/wildlife/bear/numbers/ (last visited Jan. 5, 2024).
[12] FWC, *Black Bear Research*.
[13] FWC, *Bear Facts*.
[14] FWC, *Bear Management Units*, https://myfwc.com/wildlifehabitats/wildlife/bear/bear-management-units/ (last visited Jan. 5, 2024).
[15] *Id.*

to bear sub-population size, potential habitat, human-bear conflicts, and potential threats, such as vehicle-related mortality.[16]

Florida black bears range from the northeast to the southwest of the state.[17] Some of the sub-populations are small and are impacted by habitat fragmentation, which restricts movement and genetic interchange among sub-populations.[18]

The Florida black bear is adaptable and inhabits a variety of forested habitats but thrives in habitats that provide an annual supply of seasonally available foods, secluded areas for denning, and some degree of protection from humans.[19] The optimal bear habitat in Florida is a thoroughly interspersed mixture of flatwoods, swamps, scrub oak ridges, bayheads, and hammock habitats.[20] Self-sustaining and secure sub-populations of bears are typically found within large, contiguous forested tracts that contain understories of mast[21] or berry-producing shrubs or trees.[22]

Human-Bear Conflicts

As the populations of both humans and bears have expanded in the state, there has been an increase in human-bear conflicts, particularly in residential areas, where bears often search for food.[23] Between 2009 and 2018, the FWC euthanized an average of 38 bears annually due to public safety risks.[24] The FWC found that a majority of the mortalities were associated with bears seeking out unsecured garbage or other human-provided food sources.[25] In 2022, the FWC received 5,907 calls relating to bears,[26] of which 36 percent were considered core complaints.[27]

Bears in close proximity to humans create a range of issues from perceived threats (e.g., seeing a bear on the edge of the forest) to potential threats to public safety (i.e., food conditioned and habituated bears). The FWC has attempted to capture and relocate bears; however, this practice was ineffective as there are few remote places where relocated bears will not encounter humans

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[16] FWC, *Florida Black Bear Management Plan* at 28-29.
[17] FWC, *Current Florida Black Bear Range*, https://myfwc.com/research/wildlife/terrestrial-mammals/bear/current/ (last visited Jan. 5, 2024).
[18] FWC, *Florida Black Bear Management Plan* at 45-46; FWC, *Current Florida Black Bear Range*, https://myfwc.com/research/wildlife/terrestrial-mammals/bear/current/ (last visited Jan. 5, 2024) (Map: black bear range 2020).
[19] *Id.* at 8.
[20] *Id.*
[21] The term "mast" is a general term for edible fruit when eaten by wildlife. Hard mast includes acorn, hickory, pecan, and other nuts while soft mast includes fleshy berries such as palmetto berries, blueberries, and grapes. *Id.* at xvii.
[22] *Id.* at 8.
[23] *Id.* at 29.
[24] *Id.* at 21.
[25] *Id.*
[26] FWC, *Bears by the Numbers*.
[27] "Core complaint" refers to a subset of all the bear-related calls received by FWC that are classified as complaints. Core complaints consist of the following categories: apiary, in building/tent/vehicle, in crops, in feed, in feeder, in garbage, in open garage, in screened porch/patio, property damage, threatened/attacked/killed animal, and threatened/attacked/killed human. Categories of calls related to human-bear interactions that are not classified as core complaints include: animal threatened/attacked/killed bear, dead bear, general question, harvest/hunt, human threatened bear, illegal activity, in area, in hog trap, in tree, in unscreened porch/patio, in yard, misidentified, research, sick/injured bear, unintentionally approached human, and other. FWC, *Bear Management Plan* at xvi.

and that are not already occupied by other bears.[28] Additionally, the FWC found that 70 percent of relocated bears do not remain in the area to which they are moved, and over half repeat conflict behavior even after they are moved. As a result, the FWC's policies place an emphasis on the public's personal responsibility for eliminating attractants and thereby reducing or eliminating conflicts with bears.[29]

In 2015, the FWC adopted a statewide resolution highlighting the importance of securing attractants.[30] That same year, the Legislature increased the penalties for feeding wildlife, with enhanced penalties for repeatedly feeding bears and certain other wildlife.[31] Specifically, the law provided penalties for:

- Feeding wildlife with food or garbage;
- Attracting or enticing wildlife with food or garbage; or
- Allowing the placement of food or garbage in a manner that attracts or entices wildlife.[32]

The FWC also updated its bear feeding rule to allow law enforcement officers to issue notifications to people who have been in contact with the FWC regarding securing their garbage or other attractants and have failed to do so.[33] The notification serves as a formal reminder that the person's actions could be in violation of the law.[34]

Taking of Bears

Through its constitutional authority to regulate wildlife, the FWC has adopted rules to regulate the taking of bears. Generally, under the FWC rule, a person is prohibited from taking, possessing, injuring, shooting, or selling a black bear or its parts or attempting to engage in such conduct.[35] Such conduct is authorized in certain limited circumstances when the FWC issues a permit granting such authorization. Pursuant to its rules, the FWC may issue a permit authorizing the intentional take of a bear when it determines such authorization furthers scientific or conservation purposes which will benefit the survival potential of the species or reduce property damage caused by bears.[36]

The rules specifically state that activities that are eligible for a permit include the collection of scientific data needed for conservation or management of the species, as well as taking bears that are causing property damage when non-lethal options cannot provide practical resolution to the damage, and the FWC cannot capture the bear.[37] Members of the public may use non-lethal means to scare away bears that may be in a person's yard or rifling through trash. Black bears are not considered nuisance animals that can be taken by a property owner.[38]

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[28] *Id.* at 55.
[29] *Id.*
[30] *See* FWC, *Resolution*, *available at* https://myfwc.com/media/7072/11b-blackbearresolution.pdf.
[31] Chapter 2015-161, s. 12, Laws of Fla.
[32] Section 379.412, F.S.
[33] Chapter 68A-4.001, F.A.C.
[34] Dr. Thomas Easton, Director, Division of Habitat and Species Conservation, FWC, *Black Bear Program Update*, slide 23 (April 2017), *available at* https://myfwc.com/media/18754/3b-bearplanupdate.pdf.
[35] Rule 68A-4.009(1), F.A.C.
[36] Rule 68A-4.009(2), F.A.C.
[37] Rule 68A-4.009(2)(a)-(b), F.A.C.
[38] Rule 68A-9.010(1)(b)1., F.A.C.

Under current law, the defense of necessity is the only applicable defense to an illegal take or attempted take of a Florida black bear. The defense of necessity is limited to the following circumstances:

- The defendant reasonably believed that his or her action was necessary to avoid an imminent threat of death or serious bodily injury to himself or herself or others;
- The defendant did not intentionally or recklessly place himself or herself in a situation in which it would be probable that he or she would be forced to choose the criminal conduct;
- There existed no other adequate means to avoid the threatened harm except the criminal conduct;
- The harm sought to be avoided was more egregious that the criminal conduct perpetrated to avoid it; and
- The defendant ceased the criminal conduct as soon as the necessity or apparent necessity for it ended.[39]

Bear hunting in Florida was first regulated in 1936 and continued through 1994 in certain parts of the state. The most recent bear hunt occurred in October 2015, during which the FWC authorized bear hunting in four of the seven BMUs.[40] Each BMU had an established harvest objective, which was based on taking 20 percent of the estimated BMU population and subtracting the annual known mortality.[41] The table below depicts the harvest objectives and actual harvest numbers.[42]

Bear Management Unit	Population Estimate (Estimate Year)	20% of Population Estimate	Known Mortality (3 Year Average)	Harvest Objective	Actual Harvest
East Panhandle	600 ('02)	120	80	40	114
North	550 ('14)	110	10	100	25
Central	1,300 ('14)	260	160	100	143
South	700 ('02)	140	20	80	22
TOTALS	3,150	630	270	320	304

The hunt was authorized to begin October 24, 2015, and the FWC had the ability to close the season using a daily cut-off mechanism both within each BMU and statewide. The hunt was spread across 26 counties and 78 percent of bears were taken on private lands. The East Panhandle and Central BMUs were closed beginning October 25, 2015, while the North and South BMUs were closed beginning October 26, 2015.[43]

[39] Jess Melkun, FWC, *Bears* (email on file with the Senate Committee on Environment and Natural Resources); *McCoy v. State*, 928 So. 2d 503, 506 (Fla. 4th DCA 2006).
[40] FWC, *2015 Florida Black Bear Hunt Summary Report*, 1, *available at* https://myfwc.com/media/13669/2015-florida-black-bear-hunt-report.pdf.
[41] *Id.* at 2.
[42] *Id.* at 3.
[43] *Id.*

According to the FWC, hunting is used as a tool to meet wildlife population objectives, such as slowing population growth rates, rather than to resolve human-bear conflicts, which are better managed by securing items that attract bears.[44]

III. Effect of Proposed Changes:

Section 1 provides that the act may be cited as the "Self Defense Act."

Section 2 creates s. 379.40411, F.S., to provide that the use of lethal force to take a bear without a permit or other required authorization is justified if a person reasonably believes that using such force is necessary to protect himself or herself on his or her private property or to prevent imminent death or great bodily harm to himself or herself or another on his or her private property.

The bill provides that a person who takes a bear because he or she feels threatened and believes that using such force is necessary to protect himself or herself on his or her private property:

- Is not subject to any administrative, civil, or criminal penalties.
- Must notify the FWC within 24 hours after the taking.
- May not possess, sell, or dispose of the taken bear or its parts.

The bill provides that a bear taken under this section must be disposed of by the FWC. It authorizes the FWC to adopt rules to implement this section.

Section 3 provides an effective date of July 1, 2024.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

[44] FWC, *Florida Black Bear General Hunting FAQs*, https://myfwc.com/wildlifehabitats/wildlife/bear/plan-faqs/hunting-faqs/ (last visited Jan. 5, 2024).

E. Other Constitutional Issues:

Article IV, s. 9 of the Florida Constitution establishes the FWC and grants the FWC the regulatory and executive powers of the state concerning wild animal life, freshwater aquatic life, and marine life. The bill may implicate this provision because it specifies that the take of a bear is justified under certain circumstances.

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. Statutes Affected:

This bill creates section 379.40411 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

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

CS by Appropriation Committee on Agriculture, Environment, and General Government:

The committee substitute:

- Provides that the use of lethal force to take a bear without a permit or other required authorization is justified if a person reasonably believes that using such force is necessary to protect himself or herself on his or her private property or to prevent imminent death or great bodily harm to himself or herself or another on his or her private property.
- Removes the provisions that luring a bear with food or attractant or provoking a bear to incite an attack are not applicable to the authorization to take a bear.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

502114

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/24/2024	.	
	.	
	.	
	.	

The Appropriations Committee on Agriculture, Environment, and General Government (Simon) recommended the following:

1 **Senate Amendment (with title amendment)**
2
3 Delete lines 21 - 30
4 and insert:
5 (1) The use of lethal force to take a bear without a permit
6 or authorization required under this chapter is justified if a
7 person reasonably believes that using such force is necessary to
8 protect his or her private property or to prevent imminent death
9 or great bodily harm to himself or herself or another on his or
10 her private property.

502114

11

12 ========== T I T L E A M E N D M E N T ==========

13 And the title is amended as follows:

14 Delete lines 5 - 6

15 and insert:

16 authorizations under specified conditions; providing

17 an exemption from penalties;

By Senator Simon

3-01682-24 2024632__

A bill to be entitled

An act relating to taking of bears; providing a short title; creating s. 379.40411, F.S.; providing for the taking of bears without certain permits or authorizations under specified conditions; providing applicability; providing an exemption from penalties; requiring certain notification of such taking; prohibiting certain possession, sale, and disposal of such bears; requiring the disposal of such bears by the Fish and Wildlife Conservation Commission; requiring the commission to adopt rules; providing an effective date.

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

Section 1. This act may be cited as the "Self Defense Act."

Section 2. Section 379.40411, Florida Statutes, is created to read:

379.40411 Taking of bears; use of lethal force in defense of person.—

(1)(a) The use of lethal force to take a bear without a permit or authorization required under this chapter is justified if a person feels threatened and believes that using such force is necessary to protect himself or herself on his or her private property.

(b) Paragraph (a) does not apply if a person intentionally:

1. Lures a bear with food or attractants for an illegal purpose, including, but not limited to, training dogs to hunt bears; or

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

3-01682-24 2024632__

2. Provokes a bear to incite an attack.

(2) A person who takes a bear in accordance with subsection (1):

(a) Is not subject to any administrative, civil, or criminal penalties.

(b) Must notify the commission within 24 hours after the taking.

(c) May not possess, sell, or dispose of the taken bear or its parts.

(3) A bear taken under this section must be disposed of by the commission.

(4) The commission shall adopt rules to implement this section.

Section 3. This act shall take effect July 1, 2024.

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

The Florida Senate

APPEARANCE RECORD

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1-24-24 4-5:45
Meeting Date

AEG 110 sob
Committee

632
Bill Number or Topic

502114
Amendment Barcode (if applicable)

Name DAVID CULLEN

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City State Zip

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Speaking: ☐ For ☑ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:

SIERRA CLUB FLORIDA

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

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S-001 (08/10/2021)

The Florida Senate

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1-24-24
Meeting Date

632
Bill Number or Topic

Ag, Environment, Gen Gov. Approps
Committee

502114
Amendment Barcode (if applicable)

Name Travis Moore

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St. Petersburg FL 33731
City State Zip

Speaking: ☐ For ☑ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:
Defenders of Wildlife
+ Animal Legal Defense Fund

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

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Meeting Date: 1-24-24

Bill Number or Topic: 632

Committee: AEGG

Amendment Barcode (if applicable): 502114

Name: Chris Doolin

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Tallahassee, Fla 32308
City, State, Zip

Email: cdoolin@doolinandasso.com

Speaking: [X] For [ ] Against [ ] Information **OR** Waive Speaking: [ ] In Support [ ] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[X] I am appearing without compensation or sponsorship.

[X] I am a registered lobbyist, representing: Self

[ ] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

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1/24/24
Meeting Date

Approp Ag & Nat.
Committee

SB 632
Bill Number or Topic

502114
Amendment Barcode (if applicable)

Name Kate MacFall

Phone 850 508-1001

Address 1206 Walton Dr
Street

Tallahassee FL 32312
City State Zip

Email kmacfall@hsus.org

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Humane Society of the United States

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Meeting Date

SB 632
Bill Number or Topic

Appropriations Com. on Ag. Env.
Committee

502114
Amendment Barcode (if applicable)

Name Macie Codina

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Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing: Animal Law Section of the Florida Bar

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

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1-24-24
Meeting Date

632
Bill Number or Topic

Ag, Environ. Gen Govt Approps
Committee

Amendment Barcode (if applicable)

Name TRAVIS MOORE

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St. Petersburg FL 33731
City State Zip

Speaking: ☐ For ☑ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

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☑ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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SB 632
Bill Number or Topic

Appropriations Com. on Ag, Env., & General Gov.
Committee

Amendment Barcode (if applicable)

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City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing: Animal Law Section of the Florida Bar

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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1/24/24
Meeting Date

SB632
Bill Number or Topic

Appropriation Committee on Agriculture
Committee

Amendment Barcode (if applicable)

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Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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The Florida Senate

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1/24/2024
Meeting Date

Senate Appropriations
Committee

SB 632
Bill Number or Topic

Amendment Barcode (if applicable)

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Speaking: ☐ For ☑ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☑ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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The Florida Senate

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1-24-24
Meeting Date

SB 632
Bill Number or Topic

Appropriations on Ag., Envir, & Gen Gov
Committee

Amendment Barcode (if applicable)

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Speaking: ☐ For ☑ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

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☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

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1/24/24
Meeting Date

App. Ag & Nat
Committee

SB 632
Bill Number or Topic

Amendment Barcode (if applicable)

Name Kate MacFall

Phone 850 508-1001

Address 1206 Walk Dr.
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Tallah FL. 32312
City State Zip

Email kmacfall@hsus.org

Speaking: ☐ For ☑ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:

Humane Society of the United States

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

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Meeting Date

App on Ag, Enviro, Gen Govt
Committee

SB632
Bill Number or Topic

Amendment Barcode (if applicable)

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Geneva FL
City State Zip

Email Bearwarriors United@gmail.com

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

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1/24/24
Meeting Date

SB632
Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name Libby Lavette

Phone 850-759-2576

Address 2525 Hartsfield Rd.
Street

Email libbyannlavette@gmail.com

Tallahassee FL 32303
City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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1-24-24
Meeting Date

AEGG
Committee

632
Bill Number or Topic

—
Amendment Barcode (if applicable)

Name Chris Doolin

Phone 850-508-5492

Address 431 Hillcrest St.
Street

TALLA FLA. 32308
City State Zip

Email cdoolin@doolinandasso.com

Speaking: [X] For [ ] Against [ ] Information **OR** Waive Speaking: [ ] In Support [ ] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[✓] I am appearing without compensation or sponsorship.

[✓] I am a registered lobbyist, representing:

Self

[ ] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1-24-24 4-5:45
Meeting Date

AEG 110 sob
Committee

632
Bill Number or Topic

Amendment Barcode (if applicable)

Name DAVID CULLEN

Phone 941-323-2404

Address 816 W THARPE ST
Street

TALLAHASSEE FL 32303
City State Zip

Email CULLENASEA@GMAIL.COM

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☑ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☑ I am a registered lobbyist, representing:

SIERRA CLUB FLORIDA

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/24/24
Meeting Date

632
Bill Number or Topic

Agriculture, Environment, & General Government
Committee

Amendment Barcode (if applicable)

Name META CALDER, League of Women Voters

Phone 850-228-5900

Address 320 RAVINE DR
Street

Email metacalder@gmail.com

TALLAHASSEE FL 32312-1150
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☑ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☑ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/24/24
Meeting Date

SB 632
Bill Number or Topic

Appropriations Com. on Ag., Env, Gen Gov.
Committee

Amendment Barcode (if applicable)

Name Ashley Landwerlen (pronounced Land-were-len) Phone 808-542-7121

Address 300 S Duval St unit 509
Street

Email ANL22G@fsu.edu

Tallahassee FL 32301
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

CourtSmart Tag Report

Room: SB 110 **Case No.:** **Type:**
Caption: Senate Appropriations Committee on Agriculture, Environment, and General Government **Judge:**

Started: 1/24/2024 4:00:19 PM
Ends: 1/24/2024 5:40:20 PM **Length: 01:40:02**

4:00:24 PM	Sen. Brodeur (Chair)
4:01:17 PM	Tab 1 - Review and Discussion of Fiscal Year 2024-2025 Budget Issues
4:01:55 PM	Sen. Brodeur
4:06:08 PM	Sen. Brodeur
4:09:06 PM	Sen. Brodeur
4:09:52 PM	S 366
4:09:56 PM	Sen. Yarborough
4:10:40 PM	Sen. Brodeur
4:10:50 PM	Am. 376606
4:10:52 PM	Sen. Yarborough
4:11:19 PM	S 366 (cont.)
4:11:30 PM	Dale Calhoun, Florida Natural Gas Association (Waives in Support)
4:11:39 PM	Sen. Yarborough
4:12:09 PM	S 7020
4:12:14 PM	Sen. Yarborough
4:12:34 PM	French Brown, The Real Property, Probate, and trust Law Section of the Florida Bar (Waives in Support)
4:13:14 PM	S 1638
4:13:21 PM	Sen. Hutson
4:16:09 PM	Rebecca O'Hara, Florida League of Cities (Waives in Support)
4:16:16 PM	Kurt Wenner, Florida TaxWatch
4:17:58 PM	Elizabeth Alvi, Audobon Florida (Waives in Support)
4:18:11 PM	Sen. Burman
4:18:45 PM	Sen. Mayfield
4:19:27 PM	Sen. Brodeur
4:19:52 PM	Sen. Hutson
4:20:49 PM	Sen. Brodeur
4:21:01 PM	S 632
4:21:05 PM	Sen. Simon
4:21:36 PM	Am. 502114
4:21:40 PM	Sen. Simon
4:22:08 PM	Sen. Polsky
4:22:37 PM	Sen. Simon
4:23:00 PM	Sen. Polsky
4:23:09 PM	Sen. Simon
4:23:20 PM	Sen. Polsky
4:23:35 PM	Sen. Simon
4:23:51 PM	Sen. Burman
4:24:21 PM	Sen. Simon
4:24:28 PM	Sen. Brodeur
4:24:38 PM	Sen. Simon
4:25:47 PM	Sen. Burman
4:26:19 PM	Sen. Simon
4:26:43 PM	Sen. Polsky
4:27:13 PM	Sen. Simon
4:27:26 PM	David Cullen, Sierra Club Florida
4:28:53 PM	Travis Moore, Defenders of Wildlife and Animal Legal Defense Fund
4:31:16 PM	Chris Doolin
4:32:14 PM	Kate McFall, Humane Society of the United States
4:33:18 PM	Macie Codina, Animal Law Section of the Florida Bar (Waives Against)
4:33:32 PM	Sen. Polsky
4:35:17 PM	Sen. Simon
4:36:23 PM	S 632 (cont.)

4:36:29 PM Sen. Polsky
4:36:57 PM Sen. Simon
4:37:13 PM Sen. Polsky
4:37:30 PM Sen. Simon
4:37:40 PM Sen. Polsky
4:37:58 PM Sen. Simon
4:38:33 PM Sen. Polsky
4:39:07 PM Sen. Simon
4:39:53 PM Sen. Polsky
4:40:01 PM Sen. Simon
4:40:07 PM Sen. Polsky
4:40:28 PM Sen. Simon
4:40:40 PM Sen. Polsky
4:41:03 PM Sen. Simon
4:41:27 PM Sen. Polsky
4:41:29 PM Sen. Burman
4:41:48 PM Sen. Simon
4:41:54 PM Sen. Burman
4:42:10 PM Sen. Simon
4:42:50 PM Sen. Burman
4:43:07 PM Sen. Simon
4:43:16 PM Sen. Burman
4:43:44 PM Sen. Simon
4:44:44 PM Sen. Burman
4:45:23 PM Sen. Simon
4:45:31 PM Sen. Osgood
4:46:10 PM Sen. Simon
4:46:32 PM Sen. Osgood
4:46:56 PM Sen. Simon
4:47:07 PM Sen. Garcia
4:47:35 PM Sen. Simon
4:47:50 PM Sen. Garia
4:47:55 PM Sen. Simon
4:48:08 PM T. Moore
4:49:20 PM Macie Codina, Animal Law Section of the Florida Bar (Waives Against)
4:50:54 PM Leslie Blackner
4:55:18 PM Tim Adams
4:58:16 PM Shirlene Stuckey
5:00:36 PM Kate McFall, Humane Society of the United States
5:04:07 PM Katrina Shadix
5:10:33 PM Sen. Brodeur
5:10:35 PM K. Shadix
5:11:31 PM Sen. Brodeur
5:11:43 PM Libby Larette
5:14:32 PM Chris Dooley
5:19:59 PM David Cullen, Sierra Club Florida (Waiving Against)
5:20:01 PM Meta Calder League of Women Voters (Waives Against)
5:20:09 PM Ashley Landwerlen (Waives Against)
5:20:13 PM Sen. Polsky
5:23:49 PM Sen. Burman
5:26:02 PM Sen. Trumbull
5:29:03 PM Sen. Boyd
5:31:28 PM Sen. Rodriguez
5:32:10 PM Sen. Brodeur
5:33:48 PM Sen. Simon
5:37:53 PM Sen. Brodeur
5:38:00 PM S 650
5:38:03 PM Sen. Rodriguez
5:38:46 PM Lesley Blackner (Waives in Support)
5:38:50 PM Kena Cory, National Waste and Recycling Association, Florida Chapter (Waives in Support)
5:38:55 PM Shirlene Stuckey (Waives in Support)
5:38:58 PM Katrina Shadix (Waives in Support)

5:39:00 PM Lisa Bacoa, Florida Public Transportation Association (Waives in Support)
5:39:08 PM David Cullen, Sierra Club Florida (Waives in support)
5:39:14 PM Sen. Rodriguez