

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**COMMERCE AND TOURISM**  
**Senator Detert, Chair**  
**Senator Thompson, Vice Chair**

**MEETING DATE:** Tuesday, October 20, 2015  
**TIME:** 9:00—11:00 a.m.  
**PLACE:** *Toni Jennings Committee Room*, 110 Senate Office Building

**MEMBERS:** Senator Detert, Chair; Senator Thompson, Vice Chair; Senators Bean, Hutson, Latvala, Richter, and Ring

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 366</b> Soto (Compare S 364)	Sales and Use Tax Exemption for Hybrid Vehicles; Exempting the sale of a hybrid vehicle from the sales and use tax; defining the term "hybrid vehicle", etc.  CM 10/20/2015 Favorable FT AP	Favorable Yeas 6 Nays 0
2	<b>SB 388</b> Detert	Individuals with Disabilities; Requiring the Department of Economic Opportunity, in consultation with other entities, to create the Florida Unique Abilities Partner Program; defining terms; authorizing a business entity to apply to the department for designation; authorizing the department to allow a designated business entity to display a logo, etc.  CM 10/20/2015 Favorable ATD FP	Favorable Yeas 6 Nays 0

Other Related Meeting Documents

**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.)

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Prepared By: The Professional Staff of the Committee on Commerce and Tourism

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BILL: SB 366

INTRODUCER: Senator Soto

SUBJECT: Sales and Use Tax Exemption for Hybrid Vehicles

DATE: October 19, 2015

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Harmsen	McKay	CM	<b>Favorable</b>
2.			FT	
3.			AP	

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**I. Summary:**

SB 366 provides an exemption from the sales and use tax for hybrid vehicles sold in Florida for 5 years. “Hybrid vehicles” are defined in the bill as motor vehicles that draw propulsion energy from a combination of onboard internal combustion or heat engine that uses combustible fuel and a rechargeable energy-storage system.

The Revenue Estimating Conference determined that the bill will reduce state and local revenues by \$49 million in Fiscal Year 2016-2017, with a recurring impact of \$53.5 million.

**II. Present Situation:**

Hybrid electric vehicles split their power sources between an electric motor, internal combustion engine, e.g., a gas or diesel engine, and a rechargeable battery that is charged by recaptured energy from braking.<sup>1</sup> Hybrid vehicles are distinct from plug-in hybrid electric, extended range electric, battery electric (full electric), or hydrogen fuel cell-powered vehicles. Plug-in hybrid and extended range electric cars rely largely on batteries that can be charged by plugging in to an electric outlet, but once the battery is depleted, the cars rely on a gas generator or gas engine for power.<sup>2</sup> A battery electric vehicle relies exclusively on batteries charged by electricity from the utility grid.<sup>3</sup> A hydrogen fuel cell vehicle relies on polymer electrolyte membrane fuel cells to convert hydrogen fuel and oxygen to electricity for power.<sup>4</sup>

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<sup>1</sup> National Conference of State Legislatures, *Transportation Energy for the Future: A Guide for Policymakers*, 20-21 (March 2012) available at: <http://www.ncsl.org/documents/energy/tranenergyfuture.pdf> (last visited October 19, 2015).

<sup>2</sup> Go Electric Drive, *FAQ Plug-in Electric Vehicles*, available at: <http://www.goelectricdrive.org/faq-glossary/plug-in-electric-vehicles> (last visited October 19, 2015).

<sup>3</sup> *Id.*

<sup>4</sup> U.S. Department of Energy, *Fuel Cell Vehicles*, available at: <https://www.fueleconomy.gov/feg/fuelcell.shtml> (last visited October 19, 2015).

Hybrid vehicle sales grew steadily from the technology's 1999 introduction in the U.S. until the 2013 peak at 495,530 annual sales.<sup>5</sup> In 2014, hybrid car sales dropped to 451,702, representing 2.75 percent of total U.S. vehicle sales.<sup>6</sup> In total, 570,475 electric vehicle were sold in 2014, including, e.g., plug-in electric cars.<sup>7</sup> The drop in hybrid vehicle sales may be partially explained by the 2011 introduction of plug-in electric and battery electric vehicles, which grew from .14 percent of total U.S. vehicle sales in 2011 to .72 percent in 2014.<sup>8</sup> Additionally, the newer battery technology qualifies for federal tax credits, while the traditional hybrid technology tax credit expired in 2010.

As of October 1, 2015, there were 37,111 Inherently Low-Emission Vehicles (ILEV)<sup>9</sup> registered with the Florida Department of Highway Safety and Motor Vehicles (FDHSMV).<sup>10</sup>

The top-selling hybrid car in the U.S. in 2014 has an estimated combined city and highway fuel economy of 50 miles per gallon (mpg).<sup>11,12</sup> Other popular hybrid vehicles' average combined city and highway fuel economies range from 29 mpg to 45 mpg,<sup>13</sup> while the average gas mileage for all new cars and trucks sold in the U.S. in 2013 was 24.1 mpg.<sup>14</sup>

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<sup>5</sup> David Block, John Harrison, Paul Brooker, *Report on Electric Vehicle Sales for 2014 and Future Projections*, 2-3 (March 30, 2015) available at: <http://fsec.ucf.edu/en/publications/pdf/FSEC-CR-1998-15.pdf> (last visited October 19, 2015).

<sup>6</sup> Electric Drive Transportation Association, *Electric Drive Sales Dashboard*, available at: <http://electricdrive.org/index.php?ht=d/sp/i/20952/pid/20952> (last visited October 19, 2015). Brad Tuttle, *Why This Might be the Beginning of the End for the Toyota Prius*, *Fortune.com* (January 6, 2015) available at: <http://fortune.com/2015/01/06/why-this-might-be-the-beginning-of-the-end-for-the-toyota-prius/> (last visited October 19, 2015).

<sup>7</sup> Electric Drive Transportation Association, *Electric Drive Sales Dashboard*, available at: <http://electricdrive.org/index.php?ht=d/sp/i/20952/pid/20952> (last visited October 16, 2015).

<sup>8</sup> David Block, ET AL., *supra* note 5, at 4.

<sup>9</sup> An ILEV vehicle has been certified by the Federal Government as meeting specific emissions standards, addressed in 40 C.F.R. § 88.311-93. Generally, hybrid vehicles are classified as ILEV vehicles. *See, e.g., U.S. Environmental Protection Agency, Draft List of Eligible Low-Emission and Energy Efficient Vehicles using the Hybrid-to-Gasoline Vehicle Comparison Methodology as of December 19, 2014*, available at: [http://www.flhsmv.gov/dmv/epa\\_low\\_emission\\_list.pdf](http://www.flhsmv.gov/dmv/epa_low_emission_list.pdf) (last visited October 19, 2015).

<sup>10</sup> Conversation with the Florida Department of Highway Safety and Motor Vehicles (October 13, 2015).

<sup>11</sup> The Toyota Prius sold 122,776 units in the U.S. in 2014. U.S. Department of Energy, Alternative Fuels Data Center, *U.S. HEV Sales by Model*, available at: <http://www.afdc.energy.gov/data/10301> (last visited October 19, 2015).

<sup>12</sup> U.S. Department of Energy, *Compare Side-by-Side, 2014 Toyota Prius*, available at: <https://www.fueleconomy.gov/feg/Find.do?action=sbs&id=34489> (last visited October 19, 2015).

<sup>13</sup> The Buick LaCrosse eAssist averages 29 mpg, and the Honda Civic Hybrid, 45 mpg. *See, HybridCars.com, Most Fuel-Efficient Hybrids*, available at: <http://www.hybridcars.com/top-hybrid-cars-list/>, last visited October 19, 2015). U.S. Department of Energy, *Compare Side-by-side, 2014 Buick LaCrosse E-Assist*, available at: <https://www.fueleconomy.gov/feg/Find.do?action=sbs&id=34379&id=34719&id=34317&id=33838> (last visited October 19, 2015).

<sup>14</sup> This figure is not yet available for 2014. U.S. Environmental Protection Agency, *Light-Duty Automotive Technology, Carbon Dioxide Emissions, and Fuel Economy Trends: 1975-2014*, (October 2014), available at: <http://www3.epa.gov/otaq/fetrends.htm> (last visited October 19, 2015).

## Incentives and Policies To Promote Hybrid Vehicles

### *Florida*

Section 316.0741, F.S., authorizes hybrid vehicles that are certified and labeled<sup>15</sup> in accordance with federal regulations to be driven in High-Occupancy Vehicle (HOV) lanes at any time, regardless of the number of passengers in the car. In addition, properly labeled hybrid vehicles are exempt from tolls on I-95 Express.<sup>16</sup> As of October 1, 2015, the FDHSMV granted 16,287 vehicles an HOV lane certification sticker.<sup>17</sup> Pursuant to 23 U.S. Code, s. 166, this benefit will expire in 2017.

From 2006 through 2010, hydrogen-powered vehicles were eligible for a sales tax rebate under Florida law.<sup>18</sup> However, no tax rebates were granted under this law.<sup>19</sup>

### *Federal*

The U.S. Energy Policy Act of 2005 provided a federal income tax credit of up to \$3,400 for the purchase of new hybrid vehicles, but this credit began to phase out after the first 60,000 qualifying hybrid vehicles per manufacturer were purchased, and fully expired in 2010.<sup>20</sup> Congress switched its focus to plug-in hybrid vehicles in the 2009 American Recovery and Reinvestment Act, which instituted a tax credit for the purchase of a new, plug-in electric vehicle.<sup>21</sup> The base amount of the tax credit is \$2,500, plus \$417 for each kilowatt (kWh) per hour of battery capacity in excess of 4 kWh, with a maximum tax credit amount of \$7,500 per vehicle.<sup>22</sup> The plug-in vehicle tax credit will begin to phase out after a manufacturer has sold 200,000 eligible vehicles.

### *Other States*

At least 37 states and the District of Columbia have some form of incentive to promote hybrid, alternative fuel, zero-emission, and plug-in vehicle purchases.<sup>23</sup> The most popular incentives are HOV lane exemptions, financial incentives, free parking in specific areas, and utility rate reductions. Only one other state, Colorado, currently provides a tax credit for the purchase of a

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<sup>15</sup> Section 316.0741(5), F.S. requires the Florida Department of Transportation to issue HOV lane designation decals to eligible hybrid vehicles. The FDOT is permitted to charge up to \$5.00 per year for the decal.

<sup>16</sup> 95 Express Registration Process and Forms, available at: <http://www.95express.com/pages/usage-guidelines/registration-process-forms> (last visited October 19, 2015).

<sup>17</sup> Conversation with the Florida Department of Highway Safety and Motor Vehicles (October 13, 2015).

<sup>18</sup> See Ch. 2006-230, *Laws of Florida*; s. 212.08(7)(ccc), F.S.(2006).

<sup>19</sup> Conversation with the Florida Department of Revenue (October 15, 2015).

<sup>20</sup> Virginia McConnell and Tom Turrentine, *Should Hybrid Vehicles Be Subsidized?* at 2, Backgrounder Resources for the Future and National Energy Policy Institute, (July 2010), available at: <http://www.rff.org/files/sharepoint/WorkImages/Download/RFF-BCK-McConnellTurrentine-Hybrids.pdf> (last visited October 19, 2015).

<sup>21</sup> U.S. Environmental Protection Agency, *American Recovery and Reinvestment Act of 2009: A Guide to Renewable Energy and Energy Efficiency Opportunities for Local and Tribal Governments*, at 15 (February 27, 2009), available at: [http://www3.epa.gov/statelocalclimate/documents/pdf/local\\_guide\\_to\\_arra.pdf](http://www3.epa.gov/statelocalclimate/documents/pdf/local_guide_to_arra.pdf) (last visited October 19, 2015).

<sup>22</sup> Virginia McConnell and Tom Turrentine, *supra*, note 17 at 19.

<sup>23</sup> National Conference of State Legislatures, *State Efforts Promote Hybrid and Electric Vehicles*, (June 29, 2015) available at: <http://www.ncsl.org/research/energy/state-electric-vehicle-incentives-state-chart.aspx> (last visited October 19, 2015).

traditional hybrid vehicle.<sup>24</sup> The remaining state tax incentive laws apply only to plug-in electric vehicles, zero-emission vehicles, or vehicles that use exclusively alternative fuel.

Conversely, some states assess a hybrid or electric car fee to make up for lost revenue from gas tax that high mileage vehicle owners no longer proportionately contribute to as a result of their improved gas mileage vehicles.<sup>25</sup>

### **Florida Sales and Use Tax**

Florida levies a 6 percent state sales and use tax, which applies to the sale or rental of most tangible personal property, admissions, rental of transient accommodations, rental of commercial real estate, and a limited number of services. Chapter 212, F.S., contains statutory provisions that authorize the levy and collection of Florida's sales and use tax, as well as the exemptions and credits applicable to certain items or uses under specified circumstances. There are currently more than 200 different exemptions, exclusions, deductions, and credits from the state sales and use tax.<sup>26</sup>

In addition to the state tax, s. 212.055, F.S., authorizes counties to impose eight local discretionary sales surtaxes on all transactions occurring in the county subject to the state tax imposed by ch. 212, F.S. The discretionary sales surtax is based on the tax rate imposed in the county where the taxable goods or services are sold or delivered into.

### **III. Effect of Proposed Changes:**

**Section 1** of the bill creates a sales tax exemption for the sale of hybrid vehicles.

The bill further defines "hybrid vehicles" as motor vehicles that draw propulsion energy from onboard sources of stored energy, consisting of both:

- An internal combustion or a heat engine that uses combustible fuel, and
- A rechargeable energy-storage system.

Therefore, plug-in electric hybrids and full battery electric vehicles are not eligible for this tax exemption. However, both new and used hybrid vehicles will qualify for the sales tax exemption under this bill. Standard gasoline or diesel engine cars that are converted to qualify as a hybrid vehicle prior to their sale will also qualify.

Under the bill, this exemption will run for 5 years and expire on June 30, 2021.

**Section 2** of the bill provides an effective date of July 1, 2016.

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<sup>24</sup> *Id.* at 3.

<sup>25</sup> *Id.*

<sup>26</sup> Florida Revenue Estimating Conference, *Florida Tax Handbook*, (2015), available at: <http://edr.state.fl.us/Content/revenues/reports/tax-handbook/taxhandbook2015.pdf> (last visited October 19, 2015).

**IV. Constitutional Issues:****A. Municipality/County Mandates Restrictions:**

Article VII, s. 18 of the Florida Constitution, governs laws that require counties and municipalities to spend funds or that limit their ability to raise revenue or receive state tax revenues.

Subsection (b) of Article VII, s. 18 of the Florida Constitution provides that, except upon approval by each house of the Legislature by two-thirds vote of its membership, the Legislature may not enact, amend, or repeal any general law if the anticipated effect of doing so would be to reduce the authority that municipalities or counties have to raise revenue in the aggregate, as such authority existed on February 1, 1989. However, these requirements do not apply to laws that have an insignificant fiscal impact, which for FY 2016-2017, is \$2,012,772.30 or less.<sup>27,28,29</sup>

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

None.

**C. Trust Funds Restrictions:**

None.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

The Revenue Estimating Conference determined that this bill will reduce state and local revenues by \$49 million in Fiscal Year 2016-2017m with a recurring impact of \$53.5 million.

**B. Private Sector Impact:**

The sales tax exemption may entice some consumers to purchase hybrid vehicles versus traditional vehicles, electric vehicles, or plug-in electric vehicles.

Sellers of hybrid vehicles may experience an increase in sales of hybrid vehicles in reaction to enactment of this sales tax exemption.

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<sup>27</sup> FLA. CONST. art. VII, s. 18(d).

<sup>28</sup> An insignificant fiscal impact is the amount not greater than the average statewide population for the applicable fiscal year times \$0.10. See Florida Senate Committee on Community Affairs, *Interim Report 2012-115: Insignificant Impact*, (September 2011), available at: <http://www.flsenate.gov/PublishedContent/Session/2012/InterimReports/2012-115ca.pdf> (last accessed October 2, 2015).

<sup>29</sup> Based on the Demographic Estimating Conference's population adopted on July 9, 2015. The conference packet can be found at: <http://edr.state.fl.us/Content/conferences/population/ConferenceResults.pdf> (last accessed October 19, 2015).

C. Government Sector Impact:

The Department of Revenue reports that the bill will have an insignificant fiscal impact on the Department.<sup>30</sup>

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 212.08 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.

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

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<sup>30</sup> Department of Revenue, *SB 366 Agency Bill Analysis* (October 12, 2015) (on file with the Senate Committee on Commerce and Tourism).

By Senator Soto

14-00540-16

2016366\_\_

A bill to be entitled

An act relating to a sales and use tax exemption for hybrid vehicles; amending s. 212.08, F.S.; exempting the sale of a hybrid vehicle from the sales and use tax; defining the term "hybrid vehicle"; providing for expiration; providing an effective date.

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

Section 1. Paragraph (ooo) is added to subsection (7) of section 212.08, Florida Statutes, to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any entity by this chapter do not inure to any transaction that is otherwise taxable under this chapter when payment is made by a representative or employee of the entity by any means, including, but not limited to, cash, check, or credit card, even when that representative or employee is subsequently reimbursed by the entity. In addition, exemptions provided to any entity by this subsection do not inure to any transaction that is otherwise taxable under this chapter unless the entity has obtained a sales tax exemption certificate from the department or the entity obtains or provides other documentation as required by the department. Eligible purchases or leases made

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

14-00540-16

2016366\_\_

with such a certificate must be in strict compliance with this subsection and departmental rules, and any person who makes an exempt purchase with a certificate that is not in strict compliance with this subsection and the rules is liable for and shall pay the tax. The department may adopt rules to administer this subsection.

(ooo) Hybrid vehicles.—The sale of a hybrid vehicle is exempt from the tax imposed by this chapter. As used in this paragraph, the term "hybrid vehicle" means a motor vehicle that draws propulsion energy from onboard sources of stored energy which are both an internal combustion or a heat engine using combustible fuel and a rechargeable energy-storage system. This paragraph expires June 30, 2021.

Section 2. This act shall take effect July 1, 2016.

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





## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Rules, *Vice Chair*  
Appropriations Subcommittee on Criminal and  
Civil Justice  
Environmental Preservation and Conservation  
Finance and Tax  
Judiciary

### JOINT COMMITTEE:

Joint Committee on Public Counsel Oversight

### SENATOR DARREN SOTO

*Minority Caucus Rules Chair*

14th District

October 8, 2015

The Honorable Nancy C. Detert  
Committee on Commerce and Tourism  
310 Knott Building  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Chair Detert,

I respectfully request that Senate Bill 366, Sales and Use Tax Exemption for Hybrid Vehicles, be placed on the agenda as soon as possible. Senate Bill 366 provides a definition for "hybrid vehicle." This bill also amends subsection (7) of section 212.08 of the Florida Statutes, to create an exemption to the sale of a hybrid vehicle from the sales and use tax.

Thank you for your consideration. Should you have any questions or concerns, please feel free to contact me at 850-487-5014.

Sincerely,

A handwritten signature in cursive script that reads "Darren M. Soto".

Darren M. Soto  
State Senator, District 14

Cc: Todd McKay, Staff Director  
Patty Blackburn, Committee Administrative Assistant

#### REPLY TO:

- Kissimmee City Hall, 101 North Church Street, Suite 305, Kissimmee, Florida 34741 (407) 846-5187 FAX: (407) 846-5188
- 220 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5014

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**ANDY GARDINER**  
President of the Senate

**GARRETT RICHTER**  
President Pro Tempore

**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.)

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Prepared By: The Professional Staff of the Committee on Commerce and Tourism

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BILL: SB 388

INTRODUCER: Senator Detert

SUBJECT: Individuals with Disabilities

DATE: October 19, 2015

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	McKay	McKay	CM	<b>Favorable</b>
2.			ATD	
3.			FP	

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**I. Summary:**

SB 388 creates the Florida Unique Abilities Partner designation program to recognize business entities that:

- Employ individuals who have a disability;
- Contribute to organizations that support the independence of individuals who have a disability; or
- Establish or contribute to the establishment of a program that contributes to the independence of individuals who have a disability.

A business that receives the designation must annually re-certify that it continues to meet the criteria for the designation.

The bill requires the Department of Economic Opportunity (DEO) to:

- Work with state agencies and CareerSource Florida, Inc., to create the program;
- Work with disability organizations to develop a logo for the program;
- Maintain a website that provides the list of businesses that have been designated as a Florida Unique Abilities Partner;
- Identify businesses with the designation on the Employ Florida Marketplace system;
- Provide VISIT Florida the list of businesses that have been designated as a Florida Unique Abilities Partner for consideration for use in any marketing campaigns, especially those targeting individuals who have a disability or their families; and
- Report to the Legislature on its progress in implementing the program by January 1, 2017, and then annually thereafter on the program's progress.

For Fiscal Year 2016-2017, the bill appropriates \$100,000 in recurring funds and \$100,000 in nonrecurring funds from the Special Employment Security Administration Trust Fund to fund

the development, implementation, and administration of the Florida Unique Abilities Partner program.

## II. Present Situation:

According to the United States Census Bureau, individuals who have a disability make up approximately 13.4 percent of the population of Florida, and 10.1 percent of individuals ages 18 to 64 (working age) have a disability.<sup>1</sup> In 2014, over 20 percent of working aged individuals who have a disability lived below the federal poverty line in Florida, compared with 14.8 percent of individuals without a disability.<sup>2</sup>

Individuals who have a disability experience significant disparities in employment and participation in the workforce.<sup>3</sup> For example, 17.9 percent of individuals who have a disability are employed in Florida, while over 61 percent of those who do not have a disability are employed.<sup>4</sup> The trend is similar nationally with a 10.2 percent unemployment rate for individuals who have a disability and a 5.0 percent unemployment rate for individuals without a disability.<sup>5</sup> According to the National Disability Institute (NDI), many of these individuals would like to find employment, but are concerned if they earn more money it will cause them to lose disability and health benefits.<sup>6</sup>

### Corporate Social Responsibility and Consumer Response

Corporate social responsibility is now a standard practice in the business world.<sup>7</sup> Corporate social responsibility is defined as a company's sense of responsibility toward the community and environment,<sup>8</sup> which may be expressed through support of issues, such as ethical supply sourcing or a contribution to, or support for, social issues and programs. In 2013, corporations in the United States gave approximately \$18.7 billion, consisting of both cash and non-cash donations,

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<sup>1</sup> U.S. Department of Commerce, U.S. Census Bureau, American Fact Finder, *Selected Social Characteristics in the United States, 2014 American Community Survey 1-year Estimates*, Report DP02, searchable database available at <http://factfinder.census.gov/> (last visited Sept. 29, 2015).

<sup>2</sup> U.S. Department of Commerce, U.S. Census Bureau, American Fact Finder, *Selected Economic Characteristics for the Civilian Noninstitutionalized Population by Disability Status, 2013, American Community Survey 1-year Estimates*, Report S1811, searchable database available at <http://factfinder.census.gov/> (last visited Sept. 29, 2015).

<sup>3</sup> American Institutes for Research, *An Uneven Playing Field: The Lack of Equal Pay for People with Disabilities*, p. 2, December 2014, available at [http://www.air.org/sites/default/files/Lack%20of%20Equal%20Pay%20for%20People%20with%20Disabilities\\_Dec%2014.pdf](http://www.air.org/sites/default/files/Lack%20of%20Equal%20Pay%20for%20People%20with%20Disabilities_Dec%2014.pdf) (last visited Sept. 29, 2015).

<sup>4</sup> Supra note 2.

<sup>5</sup> U.S. Department of Labor, Bureau of Labor Statistics, *Table A-6. Employment Status of the Civilian Population by Sex, Age, and Disability Status, not seasonally adjusted*, (for the period of Aug. 2014 to Aug. 2015), available at <http://www.bls.gov/news.release/empsit.t06.htm> (last visited Sept. 29, 2015).

<sup>6</sup> National Disability Institute with support from the Florida Development Disabilities Council, *The Changing Face of Benefits Knowledge for Successful Employment and Asset Development*, p. 1, March 2013, available at [http://www.realeconomicimpact.org/data/files/other%20documents/changing\\_face\\_of\\_benefits\\_2013.pdf.pdf](http://www.realeconomicimpact.org/data/files/other%20documents/changing_face_of_benefits_2013.pdf.pdf) (last visited Sept. 29, 2015).

<sup>7</sup> Illia, Laura et al., *Communicating Corporate Social Responsibility to a Cynical Public*, MIT SLOAN MANAGEMENT REVIEW, Feb. 21, 2013, available at [http://sloanreview.mit.edu/article/communicating-corporate-social-responsibility-to-a-cynical-public/?use\\_credit=db34fbf0a135038c9c9102e028c614be](http://sloanreview.mit.edu/article/communicating-corporate-social-responsibility-to-a-cynical-public/?use_credit=db34fbf0a135038c9c9102e028c614be) (last visited Sept. 29, 2015).

<sup>8</sup> BusinessDictionary.com, available at <http://www.businessdictionary.com/definition/corporate-social-responsibility.html> (last visited Sept. 29, 2015).

such as product donations and employee volunteer hours.<sup>9</sup> Corporate philanthropy is considered advantageous to a business because it provides the company with a bolstered public image, improved community relations, and increased employee morale.<sup>10</sup>

Studies suggest that people value businesses that support causes that are important to them. A recent Nielsen survey found that 55 percent of global respondents indicated a willingness to pay extra for goods and services from businesses that are committed to making a positive social and environmental impact.<sup>11</sup> Consumers are becoming “more deliberate and purposeful” in their shopping decisions by patronizing businesses that have similar values to their own.<sup>12</sup> Consumers are also more likely to be loyal to those brands that share their values or are engaged in the support of those causes that are important to them.<sup>13</sup> People may even base their employment decisions on such values.<sup>14</sup>

### III. Effect of Proposed Changes:

**Section 1** of the bill creates the Florida Unique Abilities Partner program to be administered by the Department of Economic Opportunity (DEO). The purpose of the program is to recognize businesses that demonstrate a commitment to the independence of individuals who have a disability. The DEO must consult with the Agency for Persons with Disabilities, the Divisions of Vocational Rehabilitation and Blind Services of the Department of Education, and CareerSource Florida, Inc., in creating the program.

The bill defines “individuals who have a disability” as persons who have a physical or intellectual impairment that substantially limits one or more major life activities; persons who have a history or record of such an impairment; or persons who are perceived by others as having such an impairment.

In order to be designated as a Florida Unique Abilities Partner, a business must submit an application to the DEO, indicating that the business would qualify for the designation by:

- Employing individuals who have a disability;
- Contributing to local or national disability organizations; or
- Contributing to or establishing a program that contributes to the independence of individuals who have a disability.

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<sup>9</sup> Adams, Susan, *America's Most Generous Companies*, FORBES, July 15, 2014, available at <http://www.forbes.com/sites/susanadams/2014/07/15/americas-most-generous-companies/> (last visited Sept. 29, 2015).

<sup>10</sup> Montini, Laura, *Corporate Altruism Is on the Rise (Infographic)*, INC., Aug. 17, 2014, available at <http://www.inc.com/laura-montini/infographic/the-benefits-of-community-service.html> (last visited Mar. 24, 2015).

<sup>11</sup> The Nielsen Company, *Doing Well by Doing Good* (June 2014), available at <http://www.nielsen.com/content/dam/corporate/us/en/reports-downloads/2014%20Reports/global-corporate-social-responsibility-report-june-2014.pdf> (last visited Sept. 29, 2015).

<sup>12</sup> Solomon, Micah, *Six Customer Trends That Will Build or Break Your Business As We Enter 2015*, FORBES, Dec. 25, 2014, available at <http://www.forbes.com/sites/micahsolomon/2014/12/25/six-deep-customer-trends-that-will-build-or-break-your-business-as-we-enter-2015/> (last visited Sept. 29, 2015).

<sup>13</sup> Irwin, Julie, *Ethical Consumerism Isn't Dead, It Just Needs Better Marketing*, HARVARD BUSINESS REVIEW, Jan. 12, 2015, available at <https://hbr.org/2015/01/ethical-consumerism-isnt-dead-it-just-needs-better-marketing> (last visited Sept. 29, 2015).

<sup>14</sup> Supra note 11.

At a minimum, to qualify for the designation, a business must:

- Employ at least one Florida resident, who has a disability, for at least 9 months before applying for the designation; the DEO may not require the employer to provide any personally identifiable information about its employees;
- Make a financial or in-kind contribution, including employee volunteer hours, to a local or national disability organization or a contribution in support of individuals who have a disability;<sup>15</sup> or
- Establish or contribute to the establishment of a program that contributes to the independence of individuals who have a disability.<sup>16</sup>

The DEO may also consider nominations from members of the community regarding a local business entity's qualification for designation as a Florida Unique Abilities Partner. The nomination must identify the business entity's achievements in one or more of the above-referenced categories.

A business must annually certify that it continues to meet the requirements to be designated a Florida Unique Abilities Partner. Failure to submit the annual certification will result in the removal of the business' designation. A business may elect to discontinue its use of the designation by notifying the DEO of such decision.

The DEO must adopt procedures for the application, nomination and designation processes for the Florida Unique Abilities Partner program. The bill specifies that the DEO's designation under this program does not constitute final agency action, and therefore is not subject to the Florida Administrative Procedures Act in ch. 120, F.S.

The bill directs the DEO, in partnership with the disability community, to develop a logo that may be used to identify a business that has been designated as a Florida Unique Abilities Partner. The DEO is responsible for developing guidelines and requirements for the use and display of the Florida Unique Abilities Partner program logo. A business that has not received the designation or has elected to discontinue its designation may not display the logo.

The DEO must maintain a website that, at a minimum, provides:

- The list of businesses, by county, that currently have the Florida Unique Abilities Partners designation, updated quarterly;
- Information on the eligibility requirements for the designation and the methods of application and nomination; and
- Best practices for businesses to facilitate the inclusion of individuals who have a disability, updated annually.

The website may provide links to the websites of organizations or other resources that will aid business entities in the employment or support individuals who have a disability. The Agency for

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<sup>15</sup> Contributions must be documented by providing copies of written receipts, program materials or letters of acknowledgment from recipients, volunteers, or donees. A business entity with 100 or fewer employees must make a financial or in-kind contribution of at least \$1,000, and a business entity with more than 100 employees must make a financial or in-kind contribution of at least \$5,000.

<sup>16</sup> *Id.*

Persons with Disabilities must provide a link to the DEO website for the Florida Unique Abilities Partner program on its website. On the Employ Florida Marketplace website or successor system, the DEO and CareerSource, Florida, Inc., must identify the employers that currently have a designation as a Florida Unique Abilities Partner designation.

The DEO is required to provide a list of businesses that have a designation as a Florida Unique Abilities Partner to VISIT Florida<sup>17</sup> on a quarterly basis. VISIT Florida must consider using the program and the designees in marketing campaigns, including campaigns that target individuals who have a disability or their families.

The DEO must report its progress in implementing the Florida Unique Abilities Partner program to the Legislature by January 1, 2017. Beginning in 2017, the DEO must describe the progress and use of the program in its annual report required under s. 20.60, F.S.<sup>18</sup>

**Section 2** amends s. 20.60, F.S., to add the Florida Unique Abilities Partner program to the list of programs the DEO must include in its annual report.

**Section 3** provides an appropriation to the DEO to develop, implement, and administer the Florida Unique Abilities Partner program in Fiscal Year 2016-2017 (*See* Section V).

**Section 4** provides an effective date of July 1, 2016, unless the bill expressly provides otherwise.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

#### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Under the Unique Abilities Partner program a business that receives a designation may experience greater patronage due to the designation. Local or national disability

<sup>17</sup> VISIT Florida is statutorily referred to as the Florida Tourism Industry Marketing Corporation. *See* s. 288.1226, F.S.

<sup>18</sup> The DEO's annual report is due to the Legislature on November 1 of each year.

organizations may receive additional donations from businesses seeking a designation under the program.

**C. Government Sector Impact:**

The bill appropriates \$100,000 in recurring funds and \$100,000 in nonrecurring funds from the Special Employment Security Administration Trust Fund.

According to the DEO, there will be costs associated with staff time to develop the program, process applications, determine compliance, and designate businesses, and also staff time for IT personnel to create, maintain, and update the website that is required by the bill.<sup>19</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 20.60 of the Florida Statutes.

This bill creates an unnumbered section 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.

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

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<sup>19</sup> The Department of Economic Opportunity, *2015 Senate Bill Analysis for Senate Bill 1246* (Mar. 5, 2015), which included substantively similar provisions (on file with the Senate Commerce and Tourism Committee).

By Senator Detert

28-00549-16

2016388\_\_

1 A bill to be entitled  
 2 An act relating to individuals with disabilities;  
 3 requiring the Department of Economic Opportunity, in  
 4 consultation with other entities, to create the  
 5 Florida Unique Abilities Partner Program; defining  
 6 terms; authorizing a business entity to apply to the  
 7 department for designation; requiring the department  
 8 to consider nominations of business entities for  
 9 designation; requiring the department to adopt  
 10 procedures for application, nomination, and  
 11 designation processes; establishing criteria for a  
 12 business entity to be designated as a Florida Unique  
 13 Abilities Partner; requiring a business entity to  
 14 certify that it continues to meet the established  
 15 criteria for designation each year; requiring the  
 16 department to remove the designation if a business  
 17 entity does not submit yearly certification of  
 18 continued eligibility; authorizing a business entity  
 19 to discontinue its designated status; requiring the  
 20 department, in consultation with the disability  
 21 community, to develop a logo for business entities  
 22 designated as Florida Unique Abilities Partners;  
 23 requiring the department to adopt guidelines and  
 24 requirements for the use of the logo; authorizing the  
 25 department to allow a designated business entity to  
 26 display a logo; prohibiting the use of a logo if a  
 27 business entity does not have a current designation;  
 28 requiring the department to maintain a website with  
 29 specified information; requiring the Agency for

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30 Persons with Disabilities to provide a link on its  
 31 website to the department's website for the program;  
 32 requiring the department to provide the Florida  
 33 Tourism Industry Marketing Corporation with certain  
 34 information; requiring the department and CareerSource  
 35 Florida, Inc., to identify employment opportunities  
 36 posted by business entities that receive the Florida  
 37 Unique Abilities Partner designation on the workforce  
 38 information system; requiring a report to the  
 39 Legislature; providing report requirements; requiring  
 40 the department to adopt rules; amending s. 20.60,  
 41 F.S.; revising requirements for the department's  
 42 annual report to conform to changes made by the act;  
 43 providing appropriations; providing effective dates.  
 44

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

46  
 47 Section 1. Florida Unique Abilities Partner Program.—  
 48 (1) CREATION AND PURPOSE.—The Department of Economic  
 49 Opportunity shall establish the Florida Unique Abilities Partner  
 50 Program to designate a business entity as a Florida Unique  
 51 Abilities Partner if the business entity demonstrates  
 52 commitment, through employment or support, to the independence  
 53 of individuals who have a disability. The department shall  
 54 consult with the Agency for Persons with Disabilities, the  
 55 Division of Vocational Rehabilitation of the Department of  
 56 Education, the Division of Blind Services of the Department of  
 57 Education, and CareerSource Florida, Inc., in creating the  
 58 program.

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59 (2) DEFINITIONS.—As used in this section, the term:  
 60 (a) “Department” means the Department of Economic  
 61 Opportunity.  
 62 (b) “Individuals who have a disability” means persons who  
 63 have a physical or intellectual impairment that substantially  
 64 limits one or more major life activities, persons who have a  
 65 history or record of such an impairment, or persons who are  
 66 perceived by others as having such an impairment.  
 67 (3) DESIGNATION.—  
 68 (a) A business entity may apply to the department to be  
 69 designated as a Florida Unique Abilities Partner, based on the  
 70 business entity’s achievements in at least one of the following  
 71 categories:  
 72 1. Employment of individuals who have a disability.  
 73 2. Contributions to local or national disability  
 74 organizations.  
 75 3. Contributions to, or the establishment of, a program  
 76 that contributes to the independence of individuals who have a  
 77 disability.  
 78 (b) As an alternative to application by a business entity,  
 79 the department must consider nominations from members of the  
 80 community where the business entity is located. The nomination  
 81 must identify the business entity’s achievements in at least one  
 82 of the categories provided in paragraph (a).  
 83 (c) The name, location, and contact information of the  
 84 business entity must be included in the business entity’s  
 85 application or nomination.  
 86 (d) The department shall adopt procedures for the  
 87 application, nomination, and designation processes for the

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88 Florida Unique Abilities Partner Program. Designation as a  
 89 Florida Unique Abilities Partner does not establish or involve  
 90 licensure, does not affect the substantial interests of a party,  
 91 and does not constitute a final agency action. The Florida  
 92 Unique Abilities Partner Program and designation are not subject  
 93 to chapter 120, Florida Statutes.  
 94 (4) ELIGIBILITY AND AWARD.—In determining the eligibility  
 95 for the designation of a business entity as a Florida Unique  
 96 Abilities Partner, the department shall consider, at a minimum,  
 97 the following criteria:  
 98 (a) For a designation based on an application by a business  
 99 entity, the business entity must certify that:  
 100 1. It employs at least one individual who has a disability.  
 101 Such employees must be residents of this state and must have  
 102 been employed by the business entity for at least 9 months  
 103 before the business entity’s application for the designation.  
 104 The department may not require the employer to provide  
 105 personally identifiable information about its employees;  
 106 2. It has made contributions to local and national  
 107 disability organizations or contributions in support of  
 108 individuals who have a disability. Contributions may be  
 109 accomplished through financial or in-kind contributions,  
 110 including employee volunteer hours. Contributions must be  
 111 documented by providing copies of written receipts or letters of  
 112 acknowledgment from recipients or donees. A business entity with  
 113 100 or fewer employees must make a financial or in-kind  
 114 contribution of at least \$1,000, and a business entity with more  
 115 than 100 employees must make a financial or in-kind contribution  
 116 of at least \$5,000; or

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117 3. It has established, or has contributed to the  
 118 establishment of, a program that contributes to the independence  
 119 of individuals who have a disability. Contributions must be  
 120 documented by providing copies of written receipts, a summary of  
 121 the program, program materials, or letters of acknowledgment  
 122 from program participants or volunteers. A business entity with  
 123 100 or fewer employees must make a financial or in-kind  
 124 contribution of at least \$1,000 in the program, and a business  
 125 entity with more than 100 employees must make a financial or in-  
 126 kind contribution of at least \$5,000.

127  
 128 A business entity that applies to the department to be  
 129 designated as a Florida Unique Abilities Partner shall be  
 130 awarded the designation upon meeting the requirements of this  
 131 section.

132 (b) For a designation based upon receipt of a nomination of  
 133 a business entity:

134 1. The department shall determine whether the nominee,  
 135 based on the information provided by the nominating person or  
 136 entity, meets the requirements of paragraph (a). The department  
 137 may request additional information from the nominee.

138 2. If the nominee meets the requirements, the department  
 139 shall provide notice, including the qualification criteria  
 140 provided in the nomination, to the nominee regarding the  
 141 nominee's eligibility to be awarded a designation as a Florida  
 142 Unique Abilities Partner.

143 3. The nominee shall be provided 30 days after receipt of  
 144 the notice to certify that the information in the notice is true  
 145 and accurate and accept the nomination, to provide corrected

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146 information for consideration by the department and indicate an  
 147 intention to accept the nomination, or to decline the  
 148 nomination. If the nominee accepts the nomination, the  
 149 department shall award the designation. The department may not  
 150 award the designation if the nominee declines the nomination or  
 151 has not accepted the nomination within 30 days of receiving  
 152 notice.

153 (5) ANNUAL CERTIFICATION.—After an initial designation as a  
 154 Florida Unique Abilities Partner, a business entity must certify  
 155 each year that it continues to meet the criteria for the  
 156 designation. If the business entity does not submit the yearly  
 157 certification of continued eligibility, the department shall  
 158 remove the designation. The business entity may elect to  
 159 discontinue its designation status at any time by notifying the  
 160 department of such decision.

161 (6) LOGO DEVELOPMENT.—

162 (a) The department, in consultation with members of the  
 163 disability community, shall develop a logo that identifies a  
 164 business entity that is designated as a Florida Unique Abilities  
 165 Partner.

166 (b) The department shall adopt guidelines and requirements  
 167 for the use of the logo, including how the logo may be used in  
 168 advertising. The department may allow a business entity to  
 169 display a Florida Unique Abilities Partner logo upon  
 170 designation. A business entity that has not been designated as a  
 171 Florida Unique Abilities Partner or has elected to discontinue  
 172 its designated status may not display the logo.

173 (7) WEBSITE.—The department shall maintain a website for  
 174 the program. At a minimum, the website must provide a list of

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175 business entities, by county, which currently have the Florida  
 176 Unique Abilities Partner designation, updated quarterly;  
 177 information regarding the eligibility requirements for the  
 178 designation and the method of application or nomination; and  
 179 best practices for business entities to facilitate the inclusion  
 180 of individuals who have a disability, updated annually. The  
 181 website may provide links to the websites of organizations or  
 182 other resources that will aid business entities to employ or  
 183 support individuals who have a disability.

184 (8) INTERAGENCY COLLABORATION.—

185 (a) The Agency for Persons with Disabilities shall provide  
 186 a link on its website to the department's website for the  
 187 Florida Unique Abilities Partner Program.

188 (b) On a quarterly basis, the department shall provide the  
 189 Florida Tourism Industry Marketing Corporation with a current  
 190 list of all businesses that are designated as Florida Unique  
 191 Abilities Partners. The Florida Tourism Industry Marketing  
 192 Corporation must consider the Florida Unique Abilities Partner  
 193 Program in the development of marketing campaigns, and  
 194 specifically in any targeted marketing campaign for individuals  
 195 who have a disability or their families.

196 (c) The department and CareerSource Florida, Inc., shall  
 197 identify employment opportunities posted by business entities  
 198 that currently have the Florida Unique Abilities Partner  
 199 designation on the workforce information system under s.  
 200 445.011, Florida Statutes.

201 (9) REPORT.—

202 (a) By January 1, 2017, the department shall provide a  
 203 report to the President of the Senate and the Speaker of the

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204 House of Representatives on the status of the implementation of  
 205 this section, including the adoption of rules, development of  
 206 the logo, and development of application procedures.

207 (b) Beginning in 2017 and each year thereafter, the  
 208 department's annual report required under s. 20.60, Florida  
 209 Statutes, must describe in detail the progress and use of the  
 210 program. At a minimum, the report must include, for the most  
 211 recent year: the number of applications and nominations  
 212 received; the number of nominations accepted and declined; the  
 213 number of designations awarded; annual certifications; the use  
 214 of information provided under subsection (8); and any other  
 215 information deemed necessary to evaluate the program.

216 (10) RULES.—The department shall adopt rules to administer  
 217 this section.

218 Section 2. Effective January 1, 2017, paragraph (b) of  
 219 subsection (10) of section 20.60, Florida Statutes, is amended  
 220 to read:

221 20.60 Department of Economic Opportunity; creation; powers  
 222 and duties.—

223 (10) The department, with assistance from Enterprise  
 224 Florida, Inc., shall, by November 1 of each year, submit an  
 225 annual report to the Governor, the President of the Senate, and  
 226 the Speaker of the House of Representatives on the condition of  
 227 the business climate and economic development in the state.

228 (b) The report must incorporate annual reports of other  
 229 programs, including:

230 1. The displaced homemaker program established under s.

231 446.50.

232 2. Information provided by the Department of Revenue under

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s. 290.014.

3. Information provided by enterprise zone development agencies under s. 290.0056 and an analysis of the activities and accomplishments of each enterprise zone.

4. The Economic Gardening Business Loan Pilot Program established under s. 288.1081 and the Economic Gardening Technical Assistance Pilot Program established under s. 288.1082.

5. A detailed report of the performance of the Black Business Loan Program and a cumulative summary of quarterly report data required under s. 288.714.

6. The Rural Economic Development Initiative established under s. 288.0656.

7. The Florida Unique Abilities Partner Program.

Section 3. For the 2016-2017 fiscal year, the sums of \$100,000 in recurring funds and \$100,000 in nonrecurring funds from the Special Employment Security Administration Trust Fund are appropriated to the Department of Economic Opportunity, for the purpose of funding the development, implementation, and administration of the Florida Unique Abilities Partner Program created by this act.

Section 4. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2016.



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Governmental Oversight and Accountability, *Chair*  
Appropriations Subcommittee on Finance and  
Tax, *Vice Chair*  
Appropriations  
Appropriations Subcommittee on Transportation,  
Tourism, and Economic Development  
Banking and Insurance  
Commerce and Tourism  
Judiciary  
Rules

### JOINT COMMITTEES:

Joint Legislative Auditing Committee  
Joint Select Committee on Collective Bargaining

SENATOR JEREMY RING  
29th District

October 20, 2015

The Honorable Nancy Detert, Chair  
Committee on Commerce and Tourism  
310 Knott Building  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Dear Chairwoman Detert:

Please accept this letter as a formal request to be excused from the Committee on Commerce and Tourism meeting, which is scheduled for 9:00am on October 20th. I have to be on the West Coast for business meetings that cannot be changed. I apologize for any inconvenience this may have caused you or the committee.

If you need further information, please do not hesitate to contact me or my staff.

Sincerely,

Handwritten signature of Senator Jeremy Ring.

Senator Jeremy Ring  
District 29

Handwritten signature of Nancy Detert.

cc: Todd McKay, Staff Director  
Patty Blackburn, Committee Administrative Assistant

### REPLY TO:

- 5790 Margate Boulevard, Margate, Florida 33063 (954) 917-1392 FAX: (954) 917-1394
- 405 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5029

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

DON GAETZ  
President of the Senate

GARRETT RICHTER  
President Pro Tempore

# CourtSmart Tag Report

**Room:** EL 110

**Case No.:**

**Type:**

**Caption:** Senate Commerce Committee (Part B) **Judge:**

**Started:** 10/20/2015 9:01:29 AM

**Ends:** 10/20/2015 9:07:08 AM **Length:** 00:05:40

9:01:38 AM SB 366  
9:02:16 AM questions  
9:02:20 AM Senator Thompson with a question  
9:03:02 AM Soto with response  
9:03:17 AM Senator Detert with a question  
9:03:31 AM no debate  
9:03:36 AM Role  
9:03:51 AM Bill reported favorably  
9:04:00 AM Senator Thompson recognizes Senator Detert  
9:04:13 AM Senate Bill 388  
9:05:08 AM Questions  
9:05:10 AM Senator Hutson with a question  
9:05:33 AM Senator Detert with response  
9:05:50 AM No appearance cards  
9:05:54 AM No debate  
9:05:57 AM Senator Detert closes on SB 388  
9:06:13 AM Roll called  
9:06:29 AM SB 388 reported favorably  
9:06:44 AM Meeting adjourned