SB 676 by Benacquisto; (Identical to H 0621) Voluntary Contributions to End Breast Cancer

SB 956 by Simpson; (Identical to H 0257) Freight Logistics Zones

SB 1214 by Latvala; (Compare to H 5401) Economic Development

CS/SB 1246 by CM, Detert; Individuals with Disabilities
### COMMITTEE MEETING EXPANDED AGENDA

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, TOURISM, AND ECONOMIC DEVELOPMENT**

Senator Latvala, Chair  
Senator Clemens, Vice Chair

**MEETING DATE:** Thursday, March 19, 2015  
**TIME:** 9:30 a.m.—12:00 noon  
**PLACE:** 301 Senate Office Building

**MEMBERS:** Senator Latvala, Chair; Senator Clemens, Vice Chair; Senators Brandes, Detert, Diaz de la Portilla, Gibson, Hukill, Sachs, and Thompson

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<th>BILL NO. and INTRODUCER</th>
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| 1   | SB 676                 | Voluntary Contributions to End Breast Cancer; Requiring the application forms for motor vehicle registration and renewal of registration to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization and used for specified purposes; requiring an application form for a driver license or identification card to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization, etc. | TR 03/05/2015 Favorable  
ATD 03/19/2015  
FP |
|     | SB 956                 | Freight Logistics Zones; Authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones, etc. | CA 03/10/2015 Favorable  
ATD 03/19/2015  
FP |
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<td>3</td>
<td>SB 1214 Latvala</td>
<td>Economic Development; Requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a detailed analysis of the retention of Major League Baseball spring training baseball franchises; requiring a project that requires funding that falls into a specified range to be approved by the Legislative Budget Commission before final approval by the Governor; revising the requirements for projects eligible for receipt of funds from the Quick Action Closing Fund, etc.</td>
<td>CM 03/10/2015 Favorable ATD 03/19/2015 AP</td>
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<td>4</td>
<td>CS/SB 1246 Commerce and Tourism / Detert</td>
<td>Individuals with Disabilities; Requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the department to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system, etc.</td>
<td>CM 03/10/2015 Fav/CS ATD 03/19/2015 FP</td>
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5 Review and Discussion of Fiscal Year 2015-2016 Budget Issues Relating to:

- Department of Economic Opportunity
- Division of Emergency Management, Executive Office of the Governor
- Department of Highway Safety and Motor Vehicles
- Department of Military Affairs
- Department of State
- Department of Transportation
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Other Related Meeting Documents
I. **Summary:**

SB 676 authorizes the Department of Highway Safety and Motor Vehicles (DHSMV) to collect a voluntary contribution of $1 or more per applicant through motor vehicle registration, driver license, and identification card forms for the Florida Breast Cancer Coalition Research Foundation, Inc.

The cost to redesign and develop the new application forms is $55,040, which will be partially offset by the FBCF’s $20,000 application fees. The DHSMV will absorb the remaining $35,040 in expenditures.

The bill provides an effective date of July 1, 2015.

II. **Present Situation:**

**Voluntary Contributions**

The voluntary contributions process provides the opportunity for citizens to make a donation by checking a box on a form when registering a vehicle or renewing a registration, as well as applying for a new or replacement driver license or identification card. ¹

An organization that desires to receive a voluntary contribution must be specifically authorized by Florida Statutes. Section 320.023, F.S., establishes requirements for organizations seeking to establish a voluntary contribution on motor vehicle registration application forms, and s. 322.081, F.S., establishes similar requirements for driver license and identification card applications. Both sections require the following:

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¹ Sections 320.02(8), (14), and (15) and 328.72(11) and (16), F.S., provide motor vehicle registration applicants with 26 options for voluntary contributions. Section 322.08(7), F.S., provides driver license applicants with 19 options for voluntary contributions.
- A request for the voluntary contribution being sought, describing the voluntary contribution in general terms;
- An application fee\(^2\), not to exceed $10,000, to defray the DHSMV’s cost for reviewing the application and developing the voluntary contribution check off, if authorized;
- A marketing strategy outlining short-term and long-term marketing plans for the contribution; and
- A financial analysis outlining the anticipated revenues and the planned expenditures of the revenues to be derived from the contributions.

This information must be submitted to the DHSMV at least 90 days before the next regular session of the Legislature convenes.

**Florida Breast Cancer Foundation (FBCF)**

The FBCF is a not-for-profit statewide organization dedicated to ending breast cancer through advocacy, education, and research.\(^3\) The FBCF is best known for their role in the passage of the “Mary Brogan Breast and Cervical Cancer Treatment Act” and the “End Breast Cancer” specialty license plate that funds research and education throughout Florida.\(^4\) The FBCF created the Florida Breast Cancer Coalition Research Foundation, Inc. to receive funds from the “End Breast Cancer” specialty plate, which received annual use fees from approximately 19,000 specialty plates in 2014.\(^5\)\(^6\)

The DHSMV has reviewed the FBCF’s submitted application requirements\(^7\), and has approved the FBCF to pursue legislation to create a voluntary contribution check-off on motor vehicle registration and driver license renewal notices.\(^8\)

### III. Effect of Proposed Changes:

The bill authorizes the DHSMV to include language permitting a voluntary contribution of $1 or more per applicant to “End Breast Cancer” on motor vehicle registration and registration renewal forms and forms for original, renewal, or replacement driver licenses or identification cards. Such contributions will be distributed by DHSMV to the Florida Breast Cancer Coalition Research Foundation, Inc., to be used for breast cancer research and education.

The bill takes effect July 1, 2015.

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\(^2\) State funds may not be used to pay the application fee.
\(^4\) Id.
\(^5\) Id.
\(^7\) In accordance with ss. 320.023 and 322.081, F.S.
\(^8\) Letter from Terry L. Rhodes, Executive Director, Department of Highway Safety and Motor Vehicles (Jan. 12, 2015) (on file with the Senate Committee on Transportation).
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 SB 676, individuals may choose to donate to the Florida Breast Cancer Coalition Research Foundation, Inc., which will benefit that organization.

C. **Government Sector Impact:**

The cost to redesign and develop the new application forms is $55,040, which will be partially offset by the FBCF’s $20,000 application fee. The DHSMV will absorb the remaining $35,040 in expenditures.\(^9\)

VI. **Technical Deficiencies:**

None.

VII. **Related Issues:**

None.

VIII. **Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 320.02 and 322.08.

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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.

______________________________
This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.
A bill to be entitled
An act relating to voluntary contributions to End Breast Cancer; amending s. 320.02, F.S.; requiring the application forms for motor vehicle registration and renewal of registration to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization and used for specified purposes; amending s. 322.08, F.S.; requiring an application form for a driver license or identification card to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization; providing an effective date.

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

Section 1. Paragraph (u) is added to subsection (15) of section 320.02, Florida Statutes, to read:

320.02 Registration required; application for registration; forms.—
(15) The application form for motor vehicle registration and renewal of registration must include language permitting a voluntary contribution of $1 or more per applicant to End Breast Cancer. Such contributions shall be distributed by the department to the Florida Breast Cancer Coalition Research Foundation, Inc., an organization not-for-profit under s. 501(c)(3) of the Internal Revenue Code, and shall be used for breast cancer research and education.

For the purpose of applying the service charge provided in s. 215.20, contributions received under this subsection are not income of a revenue nature.

Section 2. Subsection (7) of section 322.08, Florida Statutes, is amended to read:

322.08 Application for license; requirements for license and identification card forms.—
(7) The application form for an original, renewal, or replacement driver license or identification card must include language permitting the following:
(a) A voluntary contribution of $1 per applicant, which contribution shall be deposited into the Health Care Trust Fund for organ and tissue donor education and for maintaining the organ and tissue donor registry.
(b) A voluntary contribution of $1 per applicant, which shall be distributed to the Florida Council of the Blind.
(c) A voluntary contribution of $2 per applicant, which shall be distributed to the Hearing Research Institute, Incorporated.
(d) A voluntary contribution of $1 per applicant, which shall be distributed to the Juvenile Diabetes Foundation International.
(e) A voluntary contribution of $1 per applicant, which shall be distributed to the Children’s Hearing Help Fund.
(f) A voluntary contribution of $1 per applicant, which shall be distributed to Family First, a nonprofit organization.
(g) A voluntary contribution of $1 per applicant to Stop Heart Disease, which shall be distributed to the Florida Heart...
A voluntary contribution of $1 per applicant to Senior Vision Services, which shall be distributed to the Florida Association of Agencies Serving the Blind, Inc., a not-for-profit organization. (i) A voluntary contribution of $1 per applicant for services for persons with developmental disabilities, which shall be distributed to The Arc of Florida. (j) A voluntary contribution of $1 to the Ronald McDonald House, which shall be distributed each month to Ronald McDonald House Charities of Tampa Bay, Inc. (k) Notwithstanding s. 322.081, a voluntary contribution of $1 per applicant, which shall be distributed to the League Against Cancer/La Liga Contra el Cancer, a not-for-profit organization. (l) A voluntary contribution of $1 per applicant to Prevent Child Sexual Abuse, which shall be distributed to Lauren’s Kids, Inc., a nonprofit organization. (m) A voluntary contribution of $1 per applicant, which shall be distributed to Prevent Blindness Florida, a not-for-profit organization, to prevent blindness and preserve the sight of the residents of this state. (n) Notwithstanding s. 322.081, a voluntary contribution of $1 per applicant to the state homes for veterans, to be distributed on a quarterly basis by the department to the State Homes for Veterans Trust Fund, which is administered by the Department of Veterans’ Affairs. (o) A voluntary contribution of $1 per applicant to the Disabled American Veterans, Department of Florida, which shall be distributed quarterly to Disabled American Veterans, Department of Florida, a nonprofit organization. (p) A voluntary contribution of $1 per applicant for Autism Services and Supports, which shall be distributed to Achievement Centers for Children, Inc., Autism Services Fund. (q) A voluntary contribution of $1 per applicant to Support Our Troops, which shall be distributed to Support Our Troops, Inc., a Florida not-for-profit organization. (r) A voluntary contribution of $1 or more per applicant, which shall be distributed to the Auto Club Group Traffic Safety Foundation, Inc., a not-for-profit organization. (s) Notwithstanding s. 322.081, a voluntary contribution of $1 per applicant to aid the homeless. Contributions made pursuant to this paragraph shall be deposited into the Grants and Donations Trust Fund of the Department of Children and Families and used by the State Office on Homelessness to supplement grants made under s. 420.622(4) and (5), provide information to the public about homelessness in the state, and provide literature for homeless persons seeking assistance. (t) A voluntary contribution of $1 or more per applicant to End Breast Cancer, which shall be distributed to the Florida Breast Cancer Coalition Research Foundation, Inc., a not-for-profit organization. A statement providing an explanation of the purpose of the trust funds shall also be included. For the purpose of applying the service charge provided under s. 215.20, contributions received under paragraphs (b)-(t) are not income of a revenue nature.
Section 3. This act shall take effect July 1, 2015.
I. Summary:

SB 956 allows a county or counties to designate a “freight logistics zone,” which is defined as a grouping of activities and infrastructure associated with freight transportation and related services within a defined area around an intermodal logistics center. The county or counties must adopt a strategic plan that includes a map depicting the geographic area or areas of the zone and identifies existing infrastructure and resources within or near the zone.

A project within a zone may be eligible for priority funding or incentives from state economic development programs under parts I, III, and V of ch. 288, F.S. Eligibility for priority status will be based on an evaluation of the project.

The bill has an indeterminate fiscal impact on state government. The bill does not have mandatory funding requirements for freight logistics zone projects. However, projects within freight logistics zones may be eligible for priority in state incentive programs relating to zones available through the Department of Economic Opportunity (DEO) or the projects may be given priority consideration in the Florida Department of Transportation’s development of the state’s Five-Year Tentative Work Program. The funding of these projects is ultimately subject to meeting program eligibility requirements and the availability of funds provided through legislative appropriations in the annual General Appropriations Act. The bill also has an indeterminate fiscal impact on local governments for the costs associated with the optional designation of a freight logistics zone.

The bill provides an effective date of July 1, 2015.
II. Present Situation:

The Florida Department of Transportation

The Florida Department of Transportation (FDOT) is pursuing a goal to develop a coordinated multi-modal transportation system for freight movement in Florida. The Office of Freight, Logistics, and Passenger Operations within FDOT emphasizes freight mobility through the development and implementation of a freight planning process that maximizes the use of the existing government- and privately-owned transportation resources.¹

Freight Mobility and Trade Plan

The Legislature, in 2012, emphasized the importance of freight mobility to the state’s economic growth by directing the FDOT to develop a Freight Mobility and Trade Plan by July 1, 2013.² The plan will assist in making freight mobility investments that contribute to the economic growth of the state and enhance the integration of the transportation system between transportation modes throughout the state.³ The plan must propose transportation-related policies and investments that promote:

- The flow of trade through the state’s seaports and airports and recapture cargo shipped through seaports and airports in other states;
- The development of intermodal logistic centers in the state;
- The development of manufacturing industries in the state; and
- The implementation of compressed natural gas, liquefied natural gas, and propane energy policies that reduce transportation costs for businesses and residents in the state.⁴

The FDOT must also emphasize freight issues and needs in all appropriate transportation plans.⁵

Intermodal Logistics Center Infrastructure Program

Additionally, in 2012, the Legislature created the Intermodal Logistics Center Infrastructure Program⁶ within the FDOT to provide funds for roads, rail facilities, or other means for the shipment of goods through a seaport.⁷ The FDOT must provide up to $5 million annually for the program and must include projects the program proposes to fund in its tentative work program, which is developed to allocate state and federal funding for transportation related projects.⁸ In selecting a project for funding, the FDOT must consider a number of statutory criteria and

² Chapter 2012-174, s. 23, L.O.F.; s. 334.044(33), F.S.
³ Section 334.044(33), F.S.; See also Florida Logistics website, available at http://www.freightmovesflorida.com/ (last visited Mar. 6, 2015).
⁴ Id. at (a).
⁵ Id. at (b)
⁶ Section 311.101(2), F.S., defines “intermodal logistics center” as a “facility or group of facilities serving as a point of intermodal transfer of freight in a specific area physically separated from a seaport where activities relating to transport, logistics, goods distribution, consolidation, or value-added activities are carried out and whose activities and services are designed to support or be supported by conveyance of shipping through one or more [of Florida’s 17 seaports].”
⁷ Chapter 2012-174, s. 12, L.O.F.; s. 311.101(1), F.S.
⁸ See s. 339.135(4), F.S.
consult with the DEO.⁹ The FDOT must fund up to 50 percent of project costs for selected projects.¹⁰

**Strategic Intermodal System**

Lastly, in 2012, the Legislature required the FDOT Secretary to designate a planned facility as part of the Strategic Intermodal System (SIS) upon the request of the facility.¹¹ A requesting facility must meet the criteria established by the FDOT; meet the definition of “intermodal logistics center;”¹² and must have been designated in a local comprehensive plan or local government development order as an intermodal logistics center or equivalent planning term.¹³ Designation as part of the SIS makes the facility eligible to receive funding for transportation capacity improvements.¹⁴

**Moving Ahead for Progress in the 21st Century Act (MAP-21)**

At the federal level, in 2012, the Moving Ahead for Progress in the 21st Century Act recommended that states develop plans for the immediate and long-range planning activities and investments of the state with respect to freight.¹⁵ The act also provides up to 95 percent federal matching funds for certain projects that are identified in state freight plans and that improve the movement of freight.¹⁶

**Economic Development Incentive Programs, Ch. 288, F.S.**

**Part I: General Provisions**

Current law provides a number of economic development incentives in various forms, including tax refunds, tax credits, tax exemptions, cash grants, and infrastructure funding. The most frequently utilized incentives include the qualified target industry tax refund,¹⁷ quick action closing fund,¹⁸ brownfield redevelopment bonus refund,¹⁹ high impact performance incentive grant,²⁰ and quick response training.²¹ These incentives are administered by the DEO and are generally designed to promote job creation within certain target industries in Florida; accordingly, awards for these incentives are based on job creation, wage, and economic benefit (return on investment) projections for each entity that applies for the incentives. Additionally, recipient businesses are generally contractually required to meet specific milestones before incentive payments begin.

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⁹ Section 311.101(3),(4), F.S.
¹⁰ Id. at (6).
¹¹ Chapter 2012-174, s. 58, L.O.F.; s. 339.63(5), F.S.
¹² Supra note 6.
¹³ Section 339.63(5), F.S.
¹⁴ See s. 339.61(1), F.S.
¹⁵ P.L. 112-141, s. 1118 (July 6, 2012).
¹⁶ Id. at s. 1116.
¹⁷ Section 288.106, F.S.
¹⁸ Section 288.1088, F.S.
¹⁹ Section 288.107, F.S.
²⁰ Section 288.108, F.S.
Part III: Foreign Trade Zones

Part III of ch. 288, F.S., authorizes any corporation or government agency to apply to the federal government to establish a foreign trade zone in or adjacent to a port of entry of the United States pursuant to the Foreign Trade Zones Act of 1934. A foreign trade zone is a designated location where U.S.-based companies can take advantage of special procedures that delay, avoid, or reduce duties, quotas, or certain ad valorem taxes on merchandise held in the zone. These advantages are designed to lower the costs of U.S.-based businesses that are engaged in international trade. There are currently 22 foreign trade zones in Florida, each of which is managed by a local government entity. Beyond the authority to establish and operate a zone in accordance with federal law, part III of ch. 288, F.S., does not contain any state-level economic development incentives specifically for projects located in a foreign trade zone.

Part V: Export Finance

Part V of ch. 288, F.S., creates the Florida Export Finance Corporation (FEFC), a not-for-profit corporation, to help small and medium-sized Florida businesses expand international trade and job opportunities for Florida’s workforce. While the FEFC provides information and technical and consulting assistance to certain small and medium-sized Florida exporters, its primary service is through providing loan guarantees for exported goods. The FEFC will guarantee a loan to an exporter only after a commercial lender has denied an exporter’s loan request. The maximum amount of guarantee the FEFC will provide is $500,000 and may not exceed 90 percent of the value of the loan. The FEFC is also a member of the city/state program of the Export-Import Bank of the United States and offers Florida exporters access to U.S. government export assistance programs offered by the Export-Import Bank and the Small Business Administration. Beyond loan guarantees for small and medium-sized exporters and access to U.S. government export assistance programs, the FEFC does not provide any business incentives under part V of ch. 288, F.S.

III. Effect of Proposed Changes:

Section 1 creates s. 311.103, F.S., to provide for the designation of freight logistics zones in Florida. A “freight logistics zone” is defined as a grouping of activities and infrastructure associated with freight transportation and related services within a defined area around an

26 Id. at 75.
intermodal logistics center as defined in s. 311.101(2), F.S. A county, or two or more contiguous counties, is authorized to designate one or more geographic areas within its jurisdiction as a zone. The bill does not limit the size, number, or scope of the geographic areas that may be designated as zones.

A strategic plan adopted by the county or counties must accompany the designation and must include a map depicting the geographic area or areas to be included within the designation. The strategic plan must also identify:

- Existing or planned freight facilities or logistics clusters within the zone;
- Existing transportation infrastructure and workforce availability within or near the zone;
- Any public workforce training providers available for a business seeking to locate or expand within the zone;
- Any local, state, or federal freight movement plans within or near the zone; and
- Local government incentives to encourage new or expanding development or redevelopment within the zone.

Lastly, the strategic plan must include documentation that it is consistent with local government comprehensive plans and, if necessary, long-range transportation plans of a metropolitan planning organization.

A project within a zone that is consistent with the FDOT Freight and Mobility Trade Plan may be eligible for priority in state funding and incentive programs relating to zones, including applicable programs identified in parts I, III, and V of ch. 288, F.S. Current incentives under part I of ch. 288, F.S., do not provide a system of priority treatment to determine incentive awards. As explained in the Present Situation above, incentive awards are determined based on job creation, wage, and economic benefit calculations for each project. Additionally, neither foreign trade zones under part III of ch. 288, F.S., nor the FEFC under part V of ch. 288, F.S., provide state-level development incentives or funding beyond the loan guarantee program for exporters by the FEFC. The priority status of a project in a zone as provided in the bill, will likely be inapplicable for any federal government funding or incentives provided through foreign trade zones or the FEFC.

To determine funding or incentive program eligibility, a project within a zone will be evaluated based on the following criteria:

- The presence of an existing or planned intermodal logistics center within the zone.
- Whether the project serves a strategic state interest.
- Whether the project facilitates the cost-effective and efficient movement of goods.
- The extent to which the project contributes to economic activity.
- The extent to which the project efficiently interacts with and supports the transportation network.
- The amount of investment or commitments made by the owner or developer of the existing or proposed facility.
- The extent to which the county or counties have commitments with private sector businesses planning to locate operations with the zone.

27 Supra note 6.
• Demonstrated local financial support and commitment to the project.

It is unclear how the bill will be administered. For example, the bill does not indicate which state agency or department will evaluate projects to determine whether the project will receive priority for funding or incentives. Presumably, once a project in a zone meets eligibility requirements under any of the incentive or funding programs in parts I, III, and V of ch. 288, F.S., and also meets the criteria for evaluating projects described above, priority of that project over other projects not within a zone is authorized. However, once a pool of eligible projects within zones is identified, no process for prioritizing projects within the pool is provided in the bill.

Section 2 provides an effective date of July 1, 2015.

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:

Indeterminate.

B. Private Sector Impact:

Under SB 956 a business located in a zone may be eligible for priority in state funding and incentives programs related to zones. With respect to programs under part I of ch. 288, F.S., a business may be required to meet the evaluation criteria established under the bill in addition to the particular funding or incentive program’s requirements under part I of ch. 288, F.S.

Additionally, the FDOT indicated that projects within zones may be given priority consideration for funding during the development of the Five-Year Tentative Work Program.28

The bill may also promote growth of the freight industry and related businesses.

C. Government Sector Impact:

Counties choosing to designate a freight logistics zone must develop a strategic plan adopted by the county which is consistent with the local government’s comprehensive plan and consistent with the metropolitan planning organization’s long-range transportation plan. Local government financial support and commitment, are to be identified in the required strategic plans.

The bill may further the development of a coordinated multi-modal transportation system for freight movement throughout Florida, thereby facilitating statewide economic development.

The Florida Department of Highway Safety and Motor Vehicles determined that there would be no impact to the agency.\(^{29}\)

The FDOT notes that the bill could result in adjustments to projects currently planned in the Five-Year Work Program to the extent that local partners reprioritize projects and seek to advance freight and logistics projects not currently funded in the Five-Year Work Program.\(^{30}\)

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 311.103 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.
A bill to be entitled
An act relating to freight logistics zones; creating
s. 311.103, F.S.; defining the term "freight logistics
zone"; authorizing a county or two or more contiguous
counties to designate a geographic area or areas
within its jurisdiction as a freight logistics zone;
requiring the adoption of a strategic plan which must
include certain information; providing that certain
projects within freight logistics zones may be
eligible for priority in state funding and certain
incentive programs; providing evaluation criteria for
freight logistics zones; providing an effective date.

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

Section 1. Section 311.103, Florida Statutes, is created to
read:
311.103 Designation of state freight logistics zones.—
(1) As used in this section, the term "freight logistics
zone" means a grouping of activities and infrastructure
associated with freight transportation and related services
within a defined area around an intermodal logistics center as
defined in s. 311.101(2).
(2) A county, or two or more contiguous counties, may
designate a geographic area or areas within its jurisdiction as
a freight logistics zone. The designation must be accompanied by
a strategic plan adopted by the county or counties. At a
minimum, the strategic plan must include, but is not limited to:
(a) A map depicting the geographic area or areas to be

Page 1 of 3
CODING: Words struck are deletions; words underlined are additions.
including applicable programs identified in parts I, III, and V of chapter 288.

(4) When evaluating projects within a designated freight logistics zone for purposes of determining funding or incentive program eligibility under this section, consideration must be given to:

(a) The presence of an existing or planned intermodal logistics center within the freight logistics zone.

(b) Whether the project serves a strategic state interest.

(c) Whether the project facilitates the cost-effective and efficient movement of goods.

(d) The extent to which the project contributes to economic activity, including job creation, increased wages, and revenues.

(e) The extent to which the project efficiently interacts with and supports the existing or planned transportation network.

(f) The amount of investment or commitments made by the owner or developer of the existing or proposed facility.

(g) The extent to which the county or counties have commitments with private sector businesses planning to locate operations within the freight logistics zone.

(h) Demonstrated local financial support and commitment to the project, including in-kind contributions.

Section 2. This act shall take effect July 1, 2015.
SB 1214 makes a number of changes to the state’s economic development programs, by providing more flexibility in some programs, and increasing transparency and accountability across the economic development programs. Specifically, the bill:

- Standardizes the economic development application and evaluation processes.
- Specifies incentive project approval by the amount of required funding, as follows:
  - The Governor may approve projects requiring less than $2 million without legislative approval.
  - The Governor must give 10 days’ notice to the Legislative Budget Commission (LBC) for projects between $2 million and $7.5 million.
  - The Governor must wait on LBC approval before taking action on any projects requiring $7.5 million or more.
  - Projects of $5 million or greater with any waivers of program requirements require LBC approval.
  - This application approval process applies to:
    - The Quick Action Closing (QAC) Fund;
    - The Qualified Target Industry Business (QTI) Tax Refund;
    - The High-Impact Business Performance Grants;
    - The Qualified Defense Contractor and Space Flight Business Tax Refund Program (QDSC);
    - The Innovation Incentive Program;
    - The Brownfield Redevelopment Bonus Refund; and
    - The Local Government Distressed Area Matching Grant Program.
- Mandates that contracts requiring capital investment in the state must oblige that the investment remain in the state for the duration of the contract.
- Limits the contract term to 10 years, except for projects receiving $20 million or more in total state incentives.
• Requires that contracts with job creation performance conditions require applicants to use the workforce information systems implemented by Career Source Florida.

• Requires advance notice of any proposed amendment to a contract, with a 3-day notice to the Legislature, except for a proposed amendment that would reduce the projected ROI by 0.50 or more, which requires a 10-day legislative consultation period. Amendments that reduce the project’s ROI must include a proportionate reduction in the award amount.

• Requires that the average private sector wage requirement reflects the wages in the local area where the business is located.

• Extends the date applicants can be certified under the QDSC Program until June 30, 2020.

• Makes the following changes to the QAC Fund:
  o The economic benefit ratio required for a project to qualify has been lowered from 5 to 1, to 4 to 1;
  o The number of qualifying project criteria allowed to be waived is limited to two;
  o The criteria that the incentive be an inducement to the project’s location or expansion in this state may not be waived;
  o That no payments may be made to a qualifying project until required performance goals have been achieved; and
  o Provides that a waiver of the annual wage requirement may not be below 100 percent of the average private sector wage in the area, and that a ROI waiver cannot be below 2 to 1.

• Makes the following changes to the QTI Program:
  o Permits businesses in brownfield or rural areas to receive 100 percent of the total tax refunds allowed, if local financial support is waived;
  o Permits businesses to receive a prorated award if at least 90 percent of agreed-to higher wage requirements are met; and
  o Permits the DEO to grant 60 day extensions for applicants to claim tax refunds.

• Requires that the appointment of the President of Enterprise Florida, Inc., (EFI) is subject to Senate confirmation, and prohibits the EFI President from engaging in lobbying efforts in Florida, in a manner similar to other state agency heads. The bill applies these changes to presidents appointed or reappointed after July 1, 2015.

• Amends the terms “cumulative capital investment” and “fixed capital investment” to exclude any state or local funds from being counted toward the total investment, in certain programs, and clarifies that the state’s investment for purposes of determining “economic benefits” includes all state funds spent or forgone to benefit the business.

• Requires the Office of Economic Development and Research (EDR) and the Office of Program Policy Analysis and Government Accountability (OPPAGA) to review the baseball spring training program and the Microfinance Loan and Guarantee programs.

The extension of the Qualified Defense Contractor and Space Flight tax refund program to allow the Department of Economic Opportunity (DEO) to certify applications through June 30, 2020, will have an impact to state revenues. The Revenue Estimating Impact Conference has not yet reviewed the bill. The DEO has indicated that it has sufficient resources to administratively implement the bill.

The bill provides an effective date of July 1, 2015.
II. Present Situation:

Florida Economic Development Incentives

Florida has a number of incentive programs intended to promote economic development in the state. These programs are collectively referred to as the economic development “toolkit” and come in a variety of forms including tax credits, tax refunds, tax exemptions, and cash grants. The toolkit is used to incentivize highly competitive projects to remain, locate, or expand in the state. Enterprise Florida, Inc. (EFI), a public-private partnership between businesses and the state, acts as the principal economic development organization for Florida. The state is responsible for oversight and administration of tax refund claims and performance reviews, processing incentive payments, and local financial support. After EFI has made the initial steps in the economic development incentive process, the Department of Economic Opportunity (DEO) begins its own processes. The DEO is responsible for evaluating project applications and has a role in the approval process. Following final approval by the DEO, the Governor, and in some cases the Legislative Budget Commission, the business enters into an agreement or contract with the DEO concerning the incentives. Most contracts require certain performance measures to be met before any incentive funds are paid out. Two notable exceptions are the Quick Action Closing Fund and the Innovation Incentive Program. Incentive programs that pay out before performance requirements are met have contractual provisions to recapture funds and impose sanctions if performance measures are not met as scheduled. The Office of Economic Development and Research (EDR) and the Office of Public Policy Analysis and Government Accountability (OPPAGA) are required to review and report on the economic development toolkit programs as well as some other programs related to economic development in ch. 288, F.S.

Economic Development Programs with Tax Refunds

Qualified Target Industry Business Tax Refund

The Qualified Target Industry Business Tax Refund (QTI) was established in 1995, in s. 288.106, F.S., with the purpose of attracting high wage jobs to the state. The tax refunds are made to qualified, pre-approved businesses creating jobs in target industries. The target industries are identified by the DEO for criteria including future growth, stability, high wages, market and resource independence, industrial base diversification, and positive economic impact. Approved QTI projects have contractual performance measures with specific milestones to be verified prior to payment of any tax refunds. This incentive requires 20 percent of the award to come from the local government. The program is funded through a specific annual appropriation.\(^1\) The program shares a $35 million cap, per fiscal year, with the Qualified Defense and Space Contractor Tax Refund. The DEO reported that $55.3 million in maximum awards was approved in Fiscal Year 2013-14.\(^2\) Additionally the department reported that of the 1,110

\(^1\) Section. 288.095, F.S.

\(^2\) The amount approved in any fiscal year may exceed the statutory cap, but payments in any fiscal year will not exceed the cap.
contracts executed from the beginning of the program to June 30, 2014, 322 contracts are active and 122 contracts were successfully completed.\(^3\)

**Qualified Defense Contractor and Space Flight Business Tax Refund**

Also known as the Qualified Defense and Space Contractor (QDSC) Tax Refund, the program was established in 1996, in s. 288.1045, F.S., and is designed to attract high wage jobs in the space and defense industries. The QDSC tax refunds are made to qualified and approved businesses bidding on new or securing existing defense or space contracts. As with the QTI refund, 20 percent of the award comes from the local government. As with other programs, the QDSC tax refunds are awarded after contractual performance-based milestones are met and verified by the state. Since June 30, 2014, no new applicants may be certified as eligible under statute. The program is funded through a specific annual appropriation. The program shares a $35 million cap, per fiscal year with the QTI Tax Refund. The DEO reported that $3.2 million in maximum rewards was approved in Fiscal Year 2013-2014. Additionally, the DEO reported that of the 28 contracts executed from the beginning of the program to June 30, 2014, five contracts are active and five contracts were successfully completed.\(^4\)

**Brownfield Redevelopment Bonus Refund**

The Brownfield Redevelopment Bonus Refund was established in 1997, in s. 288.107, F.S., to improve economic activity in designated Brownfield areas. These areas are designated by the respective community for the presence or perceived presence of economic blight or environmental contamination. As with the QTI and QDSC programs, the Brownfield program requires 20 percent of the award to come from the local government. As with other programs, the Brownfield program requires performance-based contracts and specific milestones to be met in order for a project to receive awards. The Brownfield program offers a bonus for any tax refund awarded to a QTI qualified business for job creation, if that job creation occurred in a Brownfield area. The program is funded through a specific annual appropriation. The DEO reported that $2.6 million in maximum rewards was approved in Fiscal Year 2013-2014, with an additional $875,000 in maximum awards for the Brownfield Bonus with QTI. Additionally, the department reported that of the 59 contracts executed from the beginning of the program to June 30, 2014, 33 contracts are active and 9 contracts were successfully completed. For the Brownfield Bonus with QTI, there are 103 contracts executed in the same timeframe with 40 active contracts and 6 completed.\(^5\)

**Economic Development Programs with Tax Credits**

**Capital Investment Tax Credit**

The Capital Investment Tax Credit (CITC) became effective in 1998, in s. 220.191, F.S., and its purpose is to attract and grow capital-intensive industries in Florida. Eligible projects must be in designated high-impact portions of certain sectors, determined by the DEO, including clean energy, biomedical technology, financial services, information or silicon technology, or

\(^4\) Id.
\(^5\) See supra note 3.
transportation equipment manufacturing. The project could also be a corporate headquarters facility. The DEO reports that the value of credits claimed is often lower than the value of credits approved because the company’s tax liability may be lower than the value of the credits, and most often, because the credits can only be used to offset a portion of the incremental new tax liability attributable to a project. There is no cap for this program. The DEO reported that $7.2 million in tax credits were claimed in 2013. The DEO also reported that there have been 37 approvals or certifications for CITC projects through June 30, 2013 (numbers from 2014 were not reported), with 32 being active and five having been terminated.  

**Entertainment Industry Financial Incentive Program**

The Entertainment Industry Financial Incentive Program was established in 2003, in s. 288.1245, F.S., to develop and sustain the workforce and infrastructure for film, digital media, and entertainment productions. This program offers transferable tax credits for expenditures related to qualified productions on a first-come, first-served basis. Currently the Office of Film and Entertainment has committed all of the state’s tax credits (under this program), certifying 351 projects to receive $296 million. The Entertainment Industry Sales Tax Exemption Program, in s. 288.1258, F.S., is a related program.

**Economic Development Programs with Cash Grants**

**High-Impact Business Performance Grants**

Also known as the High-Impact Performance Incentive (HIPI), the program was established in 1997, in s. 288.108, F.S. HIPI is a grant reserved for projects operating in the same high-impact sectors as in the CITC program. The cash grant is performance based and paid in two installments. First, upon operational commencement, and the second upon full operational commencement as determined in contract. The program has an annual cap of $30 million. The DEO reports that $10.6 million in grant incentives was approved in Fiscal Year 2013-14. The DEO also reports that of the 14 contracts executed from the beginning of the program to June 30, 2014, seven contracts are active and three contracts were successfully completed. This program authorizes the recapture of funds if a business fails to meet its performance measures.

**Quick Action Closing Fund**

The Quick Action Closing (QAC) Fund was established in 1999, in s. 288.1088, F.S. The program is designed to be a competitive “deal closing” tool for negotiations where the state’s other incentives are not enough to incentivize a business to remain, locate, or expand in the state. All QAC Fund projects have a performance based contract requiring specific scheduled milestones and annual compliance requirements. The program authorizes sanctions and penalties for failure to perform. The program is funded by a specific annual appropriation, and has no cap. The DEO reports that $44.7 million in grant incentives was approved in Fiscal Year 2013-14.

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6. See supra note 3, at 12-13, 22.


8. See supra note 3, at 12 and 17.
Additionally, the report stated that 144 contracts have been executed through June 30, 2014, with 106 active contracts and ten successfully completed contracts.9

**Innovation Incentive Program**

The Innovation Incentive Program (IIP) was created in 2006, in s. 288.1089, F.S. The program is designed to empower the state to compete effectively for research and development, innovation business, or alternative and renewable energy projects. The program creates long-term investments, made by the state, in industry clusters critical to the state’s future economic diversification. The projects have contractual performance measures and milestones that must be achieved before grant payment. The contracts also include a reinvestment portion, requiring recipients to reinvest a portion of royalty revenues earned back to the state for investment in existing state trust funds. The DEO reports that as of 2013, nine companies have been awarded funds of $455.7 million, not including the Scripps Florida Grant ($310 million).10

**Local Government Distressed Area Matching Grant Program**

The Local Government Distressed Area Matching Grant (LGDAMG) Program was established in 2010, in s. 288.0659, F.S. The program goal is to improve economic activity and enhance job creation in distressed communities. The grant is administered as a contract between the state and the local government. The state’s funds, a $50,000 maximum, are passed through to the business.11

**Other Economic Development Programs**

**Professional Sports Facilities**

Florida offers state funding to pay for a facility for a professional sports franchise, under certain circumstances. Local governments, non-profit and for-profit entities may apply to the program. The program is reviewed by the EDR and the OPPAGA on a schedule required by s. 288.001, F.S. The state extends the program for the retention of Major League Baseball spring training baseball franchises in s. 288.11631, F.S.

**Microfinance Programs**

The state has two separate microfinance programs, the Microfinance Loan Program12 and the Microfinance Guarantee Program.13 The loan program is designed to make short-term, fixed-rate microloans for business management training, business development training, and technical assistance to entrepreneurs and newly established or growing small businesses for startup costs, working capital, and the acquisition of materials, supplies, furniture, fixtures, and equipment. The intent of the program is to enable entrepreneurs and small businesses to access private financing after completing the program. The guarantee program is intended to stimulate access to credit for entrepreneurs and small businesses by providing targeted guarantees to their loans.

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9 See supra note 3, at 12 and 17.
10 See supra note 3, at 19.
11 See supra note 3, at 12.
12 Section 288.9934, F.S.
13 Section 288.9935, F.S.
III. Effect of Proposed Changes:

Definition Changes

Section 1 of the bill amends the definition for “cumulative capital investment” for purposes of the state’s capital investment tax credit. The definition is amended to prohibit the inclusion of any state or local funds used for capital investment, including funds appropriated to public or private entities, when calculating the total capital investment made in connection with a qualifying project.

Under current law, a qualifying project’s “cumulative capital investment” is used to determine the maximum percentage of the annual corporate income tax liability or premium tax liability generated by the project against which the capital investment tax credit may be imposed. This term is also used in the Innovation Incentive Program (program) when determining if a business is qualified to receive incentives under the program.

Section 3 amends the definition of “economic benefits” as used in ch. 288, F.S., which currently means the direct, indirect and induced gains in the state revenues as a percentage of the state’s investment. The current definition includes state grants, tax exemptions, tax refunds, tax grants, and other state incentives when calculating the state’s investment, to be used as a measure of economic gain in state revenue as a percentage of the state’s investment. The amended definition includes “all state funds spent or forgone to benefit the business, including state funds appropriated to public and private entities.”

The amended definition will change the calculation of “economic benefits” when used as a metric for the following programs and reports:

- The state’s economic development programs evaluation;
- The economic development incentive application process;
- The return on investment reporting for economic development programs;
- The Qualified Target Industry Tax Refund Program;
- The High-Impact Business Performance Grants;
- The Quick Action Closing Fund;
- The Entertainment Industry Financial Incentive Program;
- The annual incentives report required of Enterprise Florida, Inc., (EFI) for all of the economic development incentive programs marketed by EFI; and
- The evaluation of the Microfinance Loan Program and the Microfinance Guarantee Program.

Economic Development Incentive Application and Evaluation

Section 4 amends the Economic Development Incentive Application process under s. 288.061, F.S. The bill directs the DEO to create a uniform application form for incentive applications beginning January 1, 2016. The bill requires the form to include at minimum:

- The applicant’s federal employee identification number, reemployment assistance account number, and state sales tax registration number (if these are unavailable at the time of application)

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14 Section 220.191, F.S.
15 Section 288.1089, F.S.
application, they must be submitted before disbursing any incentive payments or granting any tax credits or refunds);

- The applicant’s signature;
- The location in the state where the project will be located;
- The anticipated commencement date of the project;
- A description of the business activity, product, or research and development undertaken by the applicant, and the 6-digit North American Industry Classification System (NAICS) code for all activities included in the project; and
- An attestation verifying that the information in the application is true and accurate.

The bill creates a uniform evaluation process, by which the DEO will review and evaluate each incentive application for the economic benefits of the potential award of state incentives proposed for the project. The bill directs the EDR to include guidelines for the application of the model established to calculate the economic benefits. Current law allows the EDR to use an amended version of the term “economic benefits” for the purposes of this requirement. The bill requires that the amended definition must reflect the changes made by the bill in s. 288.005, F.S., namely that the calculation for the state’s investment include all state funds spent or forgone to benefit the business, including state funds appropriated to public and private entities.

The bill requires that the department’s evaluation of an application must also include the following:

- A financial analysis of the company including information on liens, pending or ongoing litigation, credit ratings, and regulatory filings;
- A review of any independent evaluations of the company;
- A review of the historical market performance of the company;
- A review of the latest audit of the company’s financial statement and related auditor management letter;
- A review of any other audits related to the internal controls or management of the company;
- A review of performance in connection with past incentives; and
- Any other review deemed necessary by the department.

The bill creates a uniform approval process for economic incentive applications for potential projects under any of the following programs:

- The Local Government Distressed Area Matching Grant Program;
- The Qualified Defense Contractor and Space Flight Business Tax Refund Program;
- The Qualified Target Industry Business Tax Refund;
- The Brownfield Redevelopment Bonus Refund;
- The High-Impact Business Performance Grants;
- The Quick Action Closing Fund; and
- The Innovation Incentive Program.

The bill provides a specific approval process for economic incentive applications. Within 10 days of receiving a complete application, the DEO gives a project recommendation for approval or disapproval to the Governor. Recommendations must include a justification for that recommendation and the proposed performance conditions the project must meet to receive incentive funds. The Governor may approve any project that requires less than $2 million
without consulting the Legislature. For projects that require funding of at least $2 million and up to $7.5 million, the Governor must provide a written description and evaluation to the Legislative Budget Commission (LBC) at least 10 days before final approval of the project. If the chair or vice chair of the LBC, the President of the Senate, or the Speaker of the House of Representatives advises the Governor in writing that the action exceeds executive authority or is contrary to legislative intent, the Governor and the DEO shall suspend all actions until the LBC or the Legislature make a determination on the project. Any project requiring funding of $7.5 million or more must be approved by the LBC before final approval by the Governor.

Current law provides that potential projects businesses submit applications for under these programs only require approval from the executive director of the DEO, except for the Innovation Incentive Program (IIP) and the Quick Action Closing Fund (QAC). The IIP requires that projects must be approved by the LBC. The QAC Fund allows projects receiving under $2 million in funding to be approved by the Governor. Projects receiving between $2 million and $5 million in QAC funds require legislative consultation and projects exceeding $5 million in funding is subject to approval by the LBC.

The bill clarifies that, upon certification, an applicant and the DEO will enter into contract. The bill requires that any contract that requires capital investment to be made by the applicant must also require that capital investment to remain in this state for the duration of the contract. The bill requires that the contract term is not to exceed 10 years. Under current law, project terms are written into each contract but are not limited by statute. The bill provides that the department may enter into successive agreements for a project after the first 10 year term, providing that each successive contract is contingent upon the successful completion of the previous contract. The bill does not impose the term restriction on contracts that have a total of $20 million or more of combined state incentives. The bill requires that if the contract has any performance conditions related to job creation, the contract must require the applicant to use the workforce information systems implemented by CareerSource Florida, Inc., (formerly Workforce Florida, Inc.) required by s. 445.011, F.S.

The bill requires that any proposed changes to the contract by the DEO must be provided to the Legislature in writing. This notice will be given 3-business days before the changes, and 10 days for changes that result in reducing the projected economic benefits by 0.50 or more or below any statutorily required level for receipt of funds. Any such changes must also include a proportionate reduction in the award amount. As with the original contract approval process, the chair or vice-chair of the LBC, the Senate President, or the Speaker of the House of Representatives may object to the changes in writing. If there is an objection, the Governor and the DEO will suspend all actions until the LBC or the Legislature make a determination on the project.

The Qualified Defense Contractor and Space Flight Business Tax Refund

Section 5 amends the Qualified Defense Contractor and Space Flight Business Tax Refund Program. The bill amends the term “average wage in the area” to be the “average private sector wage in the area” and amends the definition to be an average of all private sector wages and

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16 Section 288.1045, F.S.
salaries in the county or standard metropolitan area where the business is located. Current law defines the term as the average of all wages and salaries in the state, county, or metropolitan area where the business is located.

Additionally, the bill also amends the extension granted by the DEO for applicants applying for the QDSC tax refund to submit performance information. The bill limits the extension to up to 60 days, up from 30 days in current law.

The bill allows applicants to be certified as qualified for this program until June 30, 2020. Under current law, no applicants may be certified as qualified after June 30, 2014, but tax refund agreements in existence on that date may continue in accordance with their terms.

**The Qualified Target Industry Tax Refund**

Section 6 makes changes to the Tax Refund Program for Qualified Target Industry Businesses (QTI). The bill amends the definition for “average annual private sector wage in the area” to exclude the statewide private sector wage, it must be the average private sector wages and salaries in the county or standard metropolitan area where the business is located. The bill allows an applicant exercising the local financial support exemption option to be eligible for 100 percent of the total funds allowed under the program. Under current law, an applicant exercising the local financial support exemption option is not eligible for more than 80 percent of the total tax refunds allowed under the program. The bill clarifies the application and approval process for the program including that in order to qualify, the created jobs must have an average annual wage at least 115 percent of the average private sector wage in the area where the business is located. Current law allows the statewide private sector wage to be used in place of the average private sector wage in the area where the business is located.

The bill also makes changes to the annual claim of the tax refund. Under current law, additional tax refund payments are available to applicants for each job created with a higher annual average wage than the minimum requirement of 115 percent. These “bonuses” are awarded at 150 percent of the average private sector wage (an additional $1,000 tax refund per job) and at 200 percent of the average private sector wage (an additional $2,000 tax refund per job). A prorated tax refund, with a 5 percent penalty, can be awarded if the business achieves 80 percent of its projected employment in the tax refund agreement and at least 90 percent of the average wage paid by the business specified in the tax agreement as long as it is not less than 115 percent of the average private sector wage in the area at the time of certification. The law requires that in order to claim the bonus, businesses must still meet the 90 percent mark for the prorated tax refund. The bill creates an additional requirement that the businesses must still meet 90 percent of the annual average wage, but that the annual average wage cannot be lower than 135 percent of the annual private sector wage for the 150 percent of the average private sector wage bonus, and it cannot be lower than 180 percent of the average private sector wage for the 200 percent of the average private sector wage bonus.

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17 Section 288.106(4), F.S.  
18 Section 288.106(6), F.S.
The bill also amends the extension granted by the DEO for applicants applying for the QTI tax refund to submit performance information. The bill limits the extension to up to 60 days, up from 30 days in current law.

**The Brownfield Redevelopment Bonus Refunds**

Section 7 of the bill amends the Brownfield Redevelopment Bonus Refunds. The bill clarifies the term “eligible business” and the term “fixed capital investment” when used as a criteria for participation in the refund. The bill prohibits an eligible business from including state funds used for capital investment as part of the $2 million minimum fixed capital investment the business must make in order to receive bonus refunds.

**The Quick Action Closing Fund**

Section 8 amends the Quick Action Closing (QAC) Fund. The bill lowers the required economic benefit ratio for a project to qualify to 4 to 1, down from 5 to 1 under current law. The bill amends the term “area wide or statewide private sector average wage” to be “average private sector wage” and defines it as the average of all private sector wages in the county or standard metropolitan area in which the project is located.

The bill amends the process and requirements of any waivers of criteria granted to projects. Under current law, in order to be eligible for QAC funds a project must:

- Be in an industry as referenced in s. 288.106, F.S., (the QTI Tax Refund program);
- Have a positive economic benefit ratio of at least 5 to 1;
- Be an inducement to the project’s location or expansion in the state;
- Pay an average annual wage of at least 125 percent of the area-wide or statewide private sector average wage; and
- Be supported by the local community in which the project is to be located.

If the local government and EFI request a waiver, it must be submitted to the DEO in writing with an explanation of why the request is justified. The DEO, if approving the request, must state it in writing with an explanation for the approval. The bill prohibits the department from waiving more than two of the criteria. The bill clarifies that when considering a waiver, the DEO determines the existence of extraordinary circumstances. The bill prohibits criteria from being waived if the project’s economic benefit ratio would be below 2 to 1, or the average annual wage would be below 100 percent of the average private sector wage in the area. Additionally, the bill prohibits waiver of the criteria that the incentive be an inducement to the project’s retention, location, or expansion in this state.

The bill clarifies that when the DEO is evaluating QAC proposals, the minimum and maximum number of full-time equivalent jobs created by the facility should be used for evaluation purposes.

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19 Section 288.107, F.S.
20 Section 288.1088, F.S.
The bill strikes requirements related to the approval process for QAC applications. This reflects the changes made by the bill in s. 288.061, F.S., (see bill section 4 above).

The bill specifies additional conditions for payments from the QAC Fund. No payments may be made to the business until the scheduled goals have been achieved. The bill requires additional items to be in the contract, including the minimum and maximum amount of funds that may be awarded and the minimum and maximum number of jobs that will be created.

The Innovation Incentive Program

Section 9 amends the Innovation Incentive Program. The term “average private sector wage” is amended to be “average private sector wage in the area” and now restricts the definition to the average of all private sector wages in the county or standard metropolitan area where the project is located. Under current law the definition could be the statewide average wage in the private sector.

Currently, the Governor must consult with the Legislature before approving an award, and may not release funds until approval by the LBC. The bill requires the Governor to approve or deny the award consistent with the new approval thresholds established in s. 288.061, F.S., by section 4 of the bill.

The President of Enterprise Florida, Inc.

Section 10 amends s. 288.905, F.S., concerning the President of Enterprise Florida, Inc., (EFI). The bill requires that the president, appointed by the Board of Directors of EFI, will be subject to Senate confirmation. The bill prohibits a former president of EFI, for a period of 2 years after vacating the office, from receiving compensation for representing certain entities before the legislative or executive branch of the state’s government. This prohibition applies only if the entity applied for, received, or negotiated with EFI for the receipt of state funds, regardless of whether or not any state funds were received.

Section 11 provides that the changes made in section 10 of the bill only apply to EFI presidents appointed, or reappointed, on or after July 1, 2015.

Reporting and Miscellaneous Changes

Section 2 requires the EDR and the OPPAGA to include in their evaluations of economic development programs required in s. 288.0001, F.S., an analysis of the state’s retention of Major League Baseball spring training franchises with the analysis of the Sports Development program. These evaluations will be done by January 1, 2018, and every 3 years thereafter.

Section 12 changes the evaluation of the Microfinance Loan Program and Microfinance Guarantee Program in s. 288.9937, F.S., to give new duties to the OPPAGA. The bill also divides the analytical duties between the OPPAGA and the EDR, with the OPPAGA responsible

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21 Section 288.1089, F.S.
22 This program provides state funding for the acquisition, construction, reconstruction, or renovation of a facility for a new or retained professional sports franchise. See ss. 288.1162 and 288.11625, F.S.
for identifying inefficiencies in the programs and making recommendations for changes, and the
EDR responsible for evaluating economic benefits, job creation, changes in personal income, and
any impact on the state’s gross domestic product from direct, indirect, or induced effects of the
state’s investment.

The bill changes the submission date of these reports from January 1, 2018 to January 15, 2018.

Section 13 provides an effective date of July 1, 2015.

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:

Indeterminate.

C. Government Sector Impact:

Under SB 1214, the extension of the Qualified Defense Contractor and Space Flight tax
refund program to allow the Department of Economic Opportunity (DEO) to certify
applications through June 30, 2020, will have an impact to state revenues. The Revenue
Estimating Impact Conference has not yet reviewed the bill.

The provisions of the bill that revise the Qualified Targeted Industry Business Tax
Refund Program may increase state tax refunds awarded to businesses. Specifically these
provisions permit businesses in brownfield or rural areas to receive 100 percent of the
total tax refunds allowed if the local financial support is waived; and permit businesses to
receive a prorated award if certain wage requirements are met. The impact is dependent
on the use of these incentives and is indeterminate.
The DEO has indicated that it has sufficient resources to administratively implement the bill.\textsuperscript{23}

VI. **Technical Deficiencies:**

None.

VII. **Related Issues:**

None.

VIII. **Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 220.191, 288.0001, 288.005, 288.061, 288.1045, 288.106, 288.107, 288.1088, 288.1089, 288.905, and 288.9937

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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\textsuperscript{23} Conversation with Bill Wilson, Legislative and Cabinet Affairs, Department of Economic Opportunity (DEO) (Mar. 2, 2015).
Appropriations Subcommittee on Transportation, Tourism, and Economic Development (Latvala) recommended the following:

**Senate Amendment (with title amendment)**

Delete line 886

and insert:

Section 13. Present subsection (6) of section 288.061, Florida Statutes, is redesignated as subsection (7), and a new subsection (6) is added to that section, to read:

288.061 Economic development incentive application

process.—

(6)(a) The department is authorized to execute contracts
and agreements that obligate the state to make payments from appropriations in the current or a future fiscal year for incentive programs specified in this paragraph. The total amount of actual or projected funds approved for payment by the department based on actual project performance and the schedule of payments for each incentive contract or agreement may not exceed a combined total of $50 million in any fiscal year for all of the following:

1. The Local Government Distressed Area Matching Grant Program established under s. 288.0659.
2. The qualified defense contractor and space flight business tax refund program established under s. 288.1045.
3. The qualified target industry businesses tax refund program established under s. 288.106.
4. The brownfield redevelopment bonus refund program established under s. 288.107.
5. The high-impact business performance grant program established under s. 288.108.
6. The Quick Action Closing Fund projects established under s. 288.1088, with the exception of those projects with funds held in escrow as of June 30, 2015, which are being paid out of the Quick Action Closing Fund Escrow Account under s. 288.095.
7. The Innovation Incentive Program established under s. 288.1089.

(b) The funding limitation under paragraph (a) may only be waived by the Legislature in the General Appropriations Act or other legislation.

(c) The department shall provide notice, including an updated description and evaluation, to the Legislature upon the
final execution of each contract or agreement.

(d) By January 2 of each year, the department shall provide to the Legislature a list of projected payments for the following fiscal year and, by March 1 of each year, the department shall provide to the Legislature a list of claims actually filed for payment in the following fiscal year. The department may not make a scheduled payment under a contract or agreement for a given fiscal year until the department has validated that the applicant has met the performance requirements of the contract or agreement. The department may only make payments to the applicant and not to a third party. Any funds appropriated for scheduled payments in a fiscal year which are unexpended by June 30 of that year shall revert in accordance with s. 216.301 and may not be transferred to an escrow account.

(e) The Legislature shall annually appropriate in the General Appropriations Act an amount estimated to be sufficient to satisfy scheduled payments in the coming fiscal year. If the amount appropriated by the Legislature proves insufficient to satisfy the scheduled payments, the department shall pay the unfunded claims from the appropriation for the next fiscal year. By March 1 of each year, the department shall notify the legislative appropriations committees of any such anticipated shortfall for the current fiscal year and of the amount it estimates will be needed to pay claims during the next fiscal year.

Section 14. Section 288.095, Florida Statutes, is amended to read:

288.095 Economic Development Trust Fund.—
(1) The Economic Development Trust Fund is created within the Department of Economic Opportunity. Moneys deposited into the fund must be used only to support the authorized activities and operations of the department. Moneys credited to the trust fund consist of local financial support funds; funds transferred from Enterprise Florida, Inc., which were held in an escrow account on June 30, 2015, for an approved Quick Action Closing Fund project; and interest earnings.

(2) There is created, within the Economic Development Trust Fund, the Economic Development Incentives Account. The Economic Development Incentives Account consists of moneys transferred from local governments as local financial support appropriated to the account for purposes of the tax incentives programs authorized under ss. 288.1045, 288.106, and 288.107 local financial support provided under ss. 288.1045 and 288.106. Moneys in the Economic Development Incentives Account may be used only to pay tax refunds and make other payments authorized under s. 288.1045, s. 288.106, or s. 288.107, and may only be expended pursuant to Legislative appropriation or an approved amendment to the department’s operating budget pursuant to chapter 216. Notwithstanding s. 216.301, and pursuant to s. 216.351, any balance in the account at the end of a fiscal year remains in the account and is available for carrying out the purposes of the account shall be subject to the provisions of s. 216.301(1)(a).

(3)(a) There is created, within the Economic Development Trust Fund, the Quick Action Closing Fund Escrow Account. The Quick Action Closing Fund Escrow Account consists of moneys transferred from Enterprise Florida, Inc., which were held in an
escrow account on June 30, 2015, for approved Quick Action
Closing Fund contracts or agreements. Moneys in the Quick Action
Closing Fund Escrow Account may be used only for the purpose of
making payments authorized under s. 288.1088 for projects
authorized by these contracts or agreements. A continuing
appropriation category shall be established to make payments
from the account. If an approved Quick Action Closing Fund
project is terminated, the department shall submit a budget
amendment to place the budget authority associated with the
terminated award into reserve. The funds associated with the
terminated award shall immediately revert to the State Economic
Enhancement and Development Trust Fund. The continuing
appropriation category expires on June 30, 2029.

(b) Notwithstanding s. 216.301, and pursuant to s. 216.351,
any balance in the account at the end of a fiscal year remains
in the account and is available for carrying out the purposes of
the account. Any interest earnings in the account revert to the
State Economic Enhancement and Development Trust Fund on June 30
of each fiscal year. The Quick Action Closing Fund Escrow
Account expires on June 30, 2029, and any funds remaining in the
account shall revert to the State Economic Enhancement and
Development Trust Fund. The department may approve applications
for certification pursuant to ss. 288.1045(3) and 288.106.
However, the total state share of tax refund payments may not
exceed $35 million.

(b) The total amount of tax refund claims approved for
payment by the department based on actual project performance
may not exceed the amount appropriated to the Economic
Development Incentives Account for such purposes for the fiscal
year. Claims for tax refunds under ss. 288.1045 and 288.106 shall be paid in the order the claims are approved by the department. In the event the Legislature does not appropriate an amount sufficient to satisfy the tax refunds under ss. 288.1045 and 288.106 in a fiscal year, the department shall pay the tax refunds from the appropriation for the following fiscal year. By March 1 of each year, the department shall notify the legislative appropriations committees of the Senate and House of Representatives of any anticipated shortfall in the amount of funds needed to satisfy claims for tax refunds from the appropriation for the current fiscal year.

(c) Moneys in the Economic Development Incentives Account may be used only to pay tax refunds and make other payments authorized under s. 288.1045, s. 288.106, or s. 288.107.

(4)(d) The department may adopt rules necessary to carry out the provisions of this subsection, including rules providing for the use of moneys in the Economic Development Incentives Account and for the administration of the Economic Development Incentives Account and the Quick Action Closing Fund Escrow Account.

Section 15. By July 10, 2015, Enterprise Florida, Inc., shall transfer any funds held in an escrow account on June 30, 2015, for approved Quick Action Closing Fund contracts or agreements to the Quick Action Closing Fund Escrow Account within the Economic Development Trust Fund.

Section 16. Paragraphs (a), (c), (e), and (f) of subsection (2), paragraph (h) of subsection (3), and paragraph (e) of subsection (5) of section 288.1045, Florida Statutes, are amended to read:
288.1045 Qualified defense contractor and space flight business tax refund program.—

(2) GRANTING OF A TAX REFUND; ELIGIBLE AMOUNTS.—

(a) There shall be allowed, from the Economic Development Trust Fund, a refund to a qualified applicant for the amount of eligible taxes certified by the department which were paid by such qualified applicant. The total amount of refunds for all fiscal years for each qualified applicant shall be determined pursuant to subsection (3). The annual amount of a refund to a qualified applicant shall be determined pursuant to subsection (5).

(c) Contingent upon an annual appropriation by the Legislature, The department may not approve not more in tax refunds than the amount appropriated to the Economic Development Trust Fund for tax refunds, for a fiscal year than the amount specified in s. 288.061 pursuant to subsection (5) and s. 288.095.

(e) After entering into a tax refund agreement pursuant to subsection (4), a qualified applicant may:

1. Receive refunds from the account for corporate income taxes due and paid pursuant to chapter 220 by that business beginning with the first taxable year of the business which begins after entering into the agreement.

2. Receive refunds from the account for the following taxes due and paid by that business after entering into the agreement:
   a. Taxes on sales, use, and other transactions paid pursuant to chapter 212.
   b. Intangible personal property taxes paid pursuant to chapter 199.
c. Excise taxes paid on documents pursuant to chapter 201.

d. Ad valorem taxes paid, as defined in s. 220.03(1)(a) on June 1, 1996.

e. State communications services taxes administered under chapter 202. This provision does not apply to the gross receipts tax imposed under chapter 203 and administered under chapter 202 or the local communications services tax authorized under s. 202.19.

However, a qualified applicant may not receive a tax refund pursuant to this section for any amount of credit, refund, or exemption granted such contractor for any of such taxes. If a refund for such taxes is provided by the department, which taxes are subsequently adjusted by the application of any credit, refund, or exemption granted to the qualified applicant other than that provided in this section, the qualified applicant shall reimburse the department Economic Development Trust Fund for the amount of such credit, refund, or exemption. A qualified applicant must notify and tender payment to the department within 20 days after receiving a credit, refund, or exemption, other than that provided in this section.

(f) Any qualified applicant who fraudulently claims this refund is liable for repayment of the refund to the department Economic Development Trust Fund plus a mandatory penalty of 200 percent of the tax refund which shall be deposited into the General Revenue Fund. Any qualified applicant who fraudulently claims this refund commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
DETERMINATION.—

(h) The department may not certify any applicant as a qualified applicant when the value of tax refunds to be included in that letter of certification exceeds the available amount of authority to certify a new business in any fiscal year businesses as determined pursuant to s. 288.061(6) in s. 288.095(3). A letter of certification that approves an application must specify the maximum amount of a tax refund that is to be available to the contractor for each fiscal year and the total amount of tax refunds for all fiscal years.

(5) ANNUAL CLAIM FOR REFUND.—

(e) The total amount of tax refunds approved by the department under this section in any fiscal year may not exceed the amount authorized under s. 288.061(6) and 288.095(3).

Section 17. Paragraph (k) of subsection (2), paragraphs (a), (d), (e), and (g) of subsection (3), paragraph (e) of subsection (4), and paragraphs (d) and (g) of subsection (6) of section 288.106, Florida Statutes, are amended to read:

288.106 Tax refund program for qualified target industry businesses.—

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

(k) “Local financial support exemption option” means the option to exercise an exemption from the local financial support requirement available to an applicant whose project is located in a brownfield area, a rural city, or a rural community. Any applicant that exercises this option is not eligible for more than 80 percent of the total tax refunds allowed such applicant under this section.

(3) TAX REFUND; ELIGIBLE AMOUNTS.—
(a) There shall be allowed, from the account, a refund to a qualified target industry business for the amount of eligible taxes certified by the department that were paid by the business. The total amount of refunds for all fiscal years for each qualified target industry business must be determined pursuant to subsection (4). The annual amount of a refund to a qualified target industry business must be determined pursuant to subsection (6).

(d) After entering into a tax refund agreement under subsection (5), a qualified target industry business may:

1. Receive refunds from the account for the following taxes due and paid by that business beginning with the first taxable year of the business that begins after entering into the agreement:
   a. Corporate income taxes under chapter 220.
   b. Insurance premium tax under s. 624.509.

2. Receive refunds from the account for the following taxes due and paid by that business after entering into the agreement:
   a. Taxes on sales, use, and other transactions under chapter 212.
   b. Intangible personal property taxes under chapter 199.
   c. Excise taxes on documents under chapter 201.
   d. Ad valorem taxes paid, as defined in s. 220.03(1).
   e. State communications services taxes administered under chapter 202. This provision does not apply to the gross receipts tax imposed under chapter 203 and administered under chapter 202 or the local communications services tax authorized under s. 202.19.

(e) However, a qualified target industry business may not
receive a refund under this section for any amount of credit, refund, or exemption previously granted to that business for any of the taxes listed in paragraph (d). If a refund for such taxes is provided by the department, which taxes are subsequently adjusted by the application of any credit, refund, or exemption granted to the qualified target industry business other than as provided in this section, the business shall reimburse the department account for the amount of that credit, refund, or exemption. A qualified target industry business shall notify and tender payment to the department within 20 days after receiving any credit, refund, or exemption other than one provided in this section.

(g) A qualified target industry business that fraudulently claims a refund under this section:

1. Is liable for repayment of the amount of the refund to the department account, plus a mandatory penalty in the amount of 200 percent of the tax refund which shall be deposited into the General Revenue Fund.

2. Commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) APPLICATION AND APPROVAL PROCESS.—

(e) The department may not certify any target industry business as a qualified target industry business if the value of tax refunds to be included in that letter of certification exceeds the available amount of authority to certify a new business in any fiscal year businesses as determined pursuant to s. 288.061(6) in s. 288.095(3). However, Except as provided in paragraph (2)(k), if the commitments of local financial support represent less than 20 percent of the eligible tax refund
payments, or to otherwise preserve the viability and fiscal integrity of the program, the department may certify a qualified target industry business to receive tax refund payments of less than the allowable amounts specified in paragraph (3)(b). A letter of certification that approves an application must specify the maximum amount of tax refund that will be available to the qualified industry business in each fiscal year and the total amount of tax refunds that will be available to the business for all fiscal years.

(6) ANNUAL CLAIM FOR REFUND.—

(d) A tax refund may not be approved for a qualified target industry business unless the required local financial support has been paid into the account for that refund. Except as provided in paragraph (2)(k), if the local financial support provided is less than 20 percent of the approved tax refund, the tax refund must be reduced. In no event may the tax refund exceed an amount that is equal to 5 times the amount of the local financial support received. Further, funding from local sources includes any tax abatement granted to that business under s. 196.1995 or the appraised market value of municipal or county land conveyed or provided at a discount to that business. The amount of any tax refund for such business approved under this section must be reduced by the amount of any such tax abatement granted or the value of the land granted, and the limitations in subsection (3) and paragraph (4)(e) must be reduced by the amount of any such tax abatement or the value of the land granted. A report listing all sources of the local financial support shall be provided to the department when such support is paid to the account.
(g) The total amount of tax refund claims approved by the department under this section in any fiscal year **must not** exceed the amount authorized under s. 288.061(6) or 288.095(3).

Section 18. Subsection (2) and paragraphs (d), (e), and (i) of subsection (4) of section 288.107, Florida Statutes, are amended to read:

288.107 Brownfield redevelopment bonus refunds.—

(2) BROWNFIELD REDEVELOPMENT BONUS REFUND.—Bonus refunds shall be approved by the department as specified in the final order and allowed from the account as follows:

(a) A bonus refund of $2,500 shall be allowed to any qualified target industry business as defined in s. 288.106 for each new Florida job created in a brownfield area eligible for bonus refunds which is claimed on the qualified target industry business’s annual refund claim authorized in s. 288.106(6).

(b) A bonus refund of up to $2,500 shall be allowed to any other eligible business as defined in subparagraph (1)(d)2. for each new Florida job created in a brownfield area eligible for bonus refunds which is claimed under an annual claim procedure similar to the annual refund claim authorized in s. 288.106(6). The amount of the refund shall be equal to 20 percent of the average annual wage for the jobs created.

(4) PAYMENT OF BROWNFIELD REDEVELOPMENT BONUS REFUNDS.—

(d) After entering into a tax refund agreement as provided in s. 288.106 or other similar agreement for other eligible businesses as defined in paragraph (1)(e), an eligible business may receive brownfield redevelopment bonus refunds from the account pursuant to s. 288.106(3)(d).

(e) An eligible business that fraudulently claims a refund...
under this section:

1. Is liable for repayment of the amount of the refund to the department account, plus a mandatory penalty in the amount of 200 percent of the tax refund, which shall be deposited into the General Revenue Fund.

2. Commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(i) The total amount of the bonus refunds approved by the department under this section in any fiscal year must not exceed the total amount specified in s. 288.061(6) appropriated to the Economic Development Incentives Account for this purpose for the fiscal year. In the event that the Legislature does not appropriate an amount sufficient to satisfy projections by the department for brownfield redevelopment bonus refunds under this section in a fiscal year, the department shall, not later than July 15 of such year, determine the proportion of each brownfield redevelopment bonus refund claim which shall be paid by dividing the amount appropriated for tax refunds for the fiscal year by the projected total of brownfield redevelopment bonus refund claims for the fiscal year. The amount of each claim for a brownfield redevelopment bonus tax refund shall be multiplied by the resulting quotient. If, after the payment of all such refund claims, funds remain in the Economic Development Incentives Account for brownfield redevelopment tax refunds, the department shall recalculate the proportion for each refund claim and adjust the amount of each claim accordingly.

Section 19. Subsection (4) of section 288.108, Florida Statutes, is amended to read:

288.108 High-impact business.—
(4) AUTHORITY TO APPROVE QUALIFIED HIGH-IMPACT BUSINESS PERFORMANCE GRANTS.—

(a) The total amount of active performance grants scheduled for payment by the department in any single fiscal year may not exceed the amount specified in s. 288.061(6) lesser of $30 million or the amount appropriated by the Legislature for that fiscal year for qualified high-impact business performance grants. If the scheduled grant payments are not made in the year for which they were scheduled in the qualified high-impact business agreement and are rescheduled as authorized in paragraph (3)(e), they are, for purposes of this paragraph, deemed to have been paid in the year in which they were originally scheduled in the qualified high-impact business agreement.

(b) If the Legislature does not appropriate an amount sufficient to satisfy the qualified high-impact business performance grant payments scheduled for any fiscal year, the department shall, not later than July 15 of that year, determine the proportion of each grant payment which may be paid by dividing the amount appropriated for qualified high-impact business performance grant payments for the fiscal year by the total performance grant payments scheduled in all performance grant agreements for the fiscal year. The amount of each grant scheduled for payment in that fiscal year must be multiplied by the resulting quotient. All businesses affected by this calculation must be notified by August 1 of each fiscal year. If, after the payment of all the refund claims, funds remain in the appropriation for payment of qualified high-impact business performance grants, the department shall recalculate the
proportion for each performance grant payment and adjust the amount of each claim accordingly.

Section 20. Subsection (4) of section 288.1088, Florida Statutes, is amended to read:

288.1088 Quick Action Closing Fund.—

(4) Funds appropriated by the Legislature for purposes of implementing this section shall be placed in reserve and may only be released pursuant to the legislative consultation and review requirements set forth in this section.

Section 21. Subsection (2) of section 288.1201, Florida Statutes, is amended to read:

288.1201 State Economic Enhancement and Development Trust Fund.—

(2) The trust fund is established for use as a depository for funds to be used for the purposes specified in subsection (1). Moneys to be credited to the trust fund shall consist of documentary stamp tax proceeds as specified in law, local financial support funds, interest earnings, reversions specified in law, and cash advances from other trust funds. Funds shall be expended only pursuant to legislative appropriation or an approved amendment to the department’s operating budget pursuant to the provisions of chapter 216.

Section 22. This act shall take effect July 1, 2015.

=============== TITLE AMENDMENT ===============

And the title is amended as follows:

Delete lines 140 - 141

and insert:

report to certain persons; amending s. 288.061, F.S.;
authorizing the department to execute specified contracts and agreements from current or future fiscal year appropriations for specified incentive programs; prohibiting the total amount of actual or projected funds approved for a specified payment by the department from exceeding a specified amount in any fiscal year for certain programs; providing that the specified funding limitation may only be waived by the Legislature in the General Appropriations Act or other legislation; requiring the department to provide specified notice to the Legislature upon the final execution of each contract or agreement; requiring the department to provide to the Legislature a list of projected payments for the following fiscal year and a list of claims actually filed for payment in the following fiscal year by specified dates; prohibiting the department from making a scheduled payment under a contract or agreement for a given fiscal year until the department has validated that the applicant has met the performance requirements of the contract or agreement; providing that the department may only make payments to the applicant; providing for reversion of specified funds that are unexpended by a specified date in a fiscal year; requiring the Legislature to annually appropriate in the General Appropriations Act an amount estimated to sufficiently satisfy scheduled payments in a fiscal year; requiring the department to pay unfunded claims if the amount appropriated by the Legislature proves insufficient to satisfy the
scheduled payments in a fiscal year; requiring the
department to notify the legislative appropriations
committees of any anticipated shortfall for the
current fiscal year and of the amount it estimates
will be needed to pay claims during the next fiscal
year; amending s. 288.095, F.S.; providing that moneys
credited to the Economic Development Trust Fund
consist of specified funds and interest earnings;
restricting the use of moneys in the Economic
Development Incentives Account; providing that any
balance in the account at the end of the fiscal year
remains in the account and is available for carrying
out the purposes of the account; creating the Quick
Action Closing Fund Escrow Account within the Economic
Development Trust Fund; restricting the use of moneys
in the Quick Action Closing Fund Escrow Account;
providing for the establishment of a continuing
appropriation category to make payments from the
account; requiring the department to submit a
specified budget amendment in certain circumstances;
requiring the reversion of specified funds to the
State Economic Enhancement and Development Trust Fund
in certain circumstances; establishing an expiration
date for the continuing appropriation category;
providing for reversion of specified funds to the
State Economic Enhancement and Development Trust Fund
in certain circumstances; providing that any balance
in the account at the end of the fiscal year remains
in the account and is available for carrying out the
purposes of the account; providing for the reversion of any interest earnings in the account to the State Economic Enhancement and Development Trust Fund on a specified date of each fiscal year; providing for expiration of the Quick Action Closing Fund Escrow Account and reversion of the funds remaining in the account; authorizing the department to adopt rules; requiring Enterprise Florida, Inc., to transfer any funds held in an escrow account for approved Quick Action Closing Fund contracts or agreements to the Quick Action Closing Fund Escrow Account within the Economic Development Trust Fund by a specified date; amending s. 288.1045, F.S.; conforming provisions to changes made by the act; prohibiting the department from certifying any applicant as a qualified applicant in certain circumstances; amending ss. 288.106, 288.107, 288.108, 288.1088, and 288.1201, F.S.; conforming provisions to changes made by the act; providing an effective date.
A bill to be entitled
An act relating to economic development; amending s. 220.191, F.S.; revising the term "cumulative capital investment"; amending s. 288.001, F.S.; requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a detailed analysis of the retention of Major League Baseball spring training baseball franchises; amending s. 288.005, F.S.; revising the term "economic benefits"; amending s. 288.061, F.S.; requiring the Department of Economic Opportunity to prescribe a specified application form; requiring the incentive application to include specified information; requiring the Office of Economic and Demographic Research to include guidelines for the appropriate application of the department’s internal model in the establishment of the methodology and model it will use to calculate economic benefits; requiring that if the Office of Economic and Demographic Research develops an amended definition of the term "economic benefits," it must reflect a specified requirement; prohibiting the department from attributing to the business any capital investment made by a business using state funds; requiring the department’s evaluation of the application to include specified information; requiring the department to recommend to the Governor approval or disapproval of a project that will receive funds from specified programs; requiring the department, in recommending a project, to include justification for the project and proposed performance conditions that the project must meet to obtain incentive funds; authorizing the Governor to approve a project without consulting the Legislature if the requested funding is less than a specified amount; requiring the Governor to provide a written description and evaluation of the project to specified persons during a specified timeframe; requiring the recommendation to include proposed payment and performance conditions that the project must meet in order to obtain incentive funds and to avoid sanctions; requiring the Governor to instruct the department to immediately suspend an action or proposed action until the Legislative Budget Commission or the Legislature makes a determination on the project in certain circumstances; requiring a project that requires funding that falls into a specified range to be approved by the Legislative Budget Commission before final approval by the Governor; requiring a project that requires at least a specified amount of funds and that provides a waiver of program requirements to be approved by the Legislative Budget Commission before final approval by the Governor; requiring a project that requires at least a specified amount of funds and that provides a waiver of program requirements to be approved by the Governor; requiring the department to issue a letter certifying the applicant as qualified for an award upon approval; specifying the funding sources authorized within the definition of the term "project"; requiring the department and the applicant...
to enter into an agreement or contract upon certification; requiring any agreement or contract that requires capital investment to be made by the business to also require that such investment remain in the state for the duration of the agreement or contract; prohibiting an agreement or contract from having a term of longer than 10 years; authorizing the department to enter into a successive agreement or contract for a specified project under certain circumstances; providing that the restriction on duration of the agreement or contract does not apply in certain circumstances; requiring the agreement or contract to require that the applicant use the workforce information systems in certain circumstances; requiring the department to provide notice, with a written description and evaluation, to the Legislature of any proposed amendment to an agreement or contract; requiring the department to provide notice of the proposed change to specified persons in order to provide an opportunity for review; providing that a proposed amendment to an agreement or contract which reduces projected economic benefits calculated at the time the agreement or contract was executed by a specified amount or more or that results in an economic benefit ratio below a specified level is subject to specified notice and objection procedures; requiring the Governor to instruct the department to immediately suspend an action or proposed action until the Legislative Budget Commission or Legislature makes a determination on the project in certain circumstances; amending s. 288.1045, F.S.; revising the term “average wage in the area”; conforming a provision to a change made by the act; increasing the number of days the department may extend the filing date; extending the future expiration of an applicant for a tax refund; amending s. 288.106, F.S.; conforming provisions to changes made by the act; revising the definition of the term “local financial support exemption option” to remove a limit on the allowable percentage of total tax refunds; increasing the number of days the department may extend the filing date; revising the limitations on the average private sector wage paid by the business; amending s. 288.107, F.S.; revising the term “eligible business”; defining the term “fixed capital investment”; amending s. 288.108, F.S.; revising the requirements for projects eligible for receipt of funds from the Quick Action Closing Fund; conforming a provision to a change made by the act; requiring a specified request to be transmitted in writing to the department with an explanation of the specific justification for the request; requiring a decision to be stated in writing with an explanation of the reason for approving the request if the department approves the request; prohibiting the department from waiving more than a specified amount of criteria; revising the information that the department must include in an evaluation of an individual proposal for high-impact
Section 1. Paragraph (b) of subsection (1) of section 288.005, Florida Statutes, is amended to read:

(b) “Cumulative capital investment” means the total capital investment in land, buildings, and equipment made in connection with a qualifying project during the period from the beginning of construction of the project to the commencement of operations. The term does not include any state or local funds, including funds appropriated to public or private entities, used for capital investment.

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

Section 2. Paragraph (e) of subsection (2) of section 288.001, Florida Statutes, is amended to read:

(2) The Office of Economic and Demographic Research and OPPAGA shall provide a detailed analysis of economic development programs as provided in the following schedule:

(e) Beginning January 1, 2018, and every 3 years thereafter, an analysis of the Sports Development Program established under s. 288.11625 and the retention of Major League Baseball spring training baseball franchises under s. 288.11631.

Section 3. Subsection (1) of section 288.005, Florida Statutes, is amended to read:

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

CODING: Words **stricken** are deletions; words _underlined_ are additions.
(1) "Economic benefits" means the direct, indirect, and induced gains in state revenues as a percentage of the state's investment. The state's investment includes all state funds spent or forgone to benefit the business, including state funds appropriated to public and private entities, state grants, tax exemptions, tax refunds, tax credits, and other state incentives.

Section 4. Section 288.061, Florida Statutes, is amended to read:

288.061 Economic development incentive application process.—

(1) Beginning January 1, 2016, the department shall prescribe a form upon which an application for an incentive must be made. At a minimum, the incentive application must include all of the following:

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

(b) The applicant’s signature.

(c) The location in this state at which the project is or will be located.

(d) The anticipated commencement date of the project.

(e) A description of the type of business activity, product, or research and development undertaken by the applicant, including the six-digit North American Industry Classification System code for all activities included in the project.

(f) An attestation verifying that the information provided on the application is true and accurate.

Upon receiving a submitted economic development incentive application, the Division of Strategic Business Development of the department of Economic Opportunity and designated staff of Enterprise Florida, Inc., shall review the application to ensure that the application is complete, whether and what type of state and local permits may be necessary for the applicant’s project, whether it is possible to waive such permits, and what state incentives and amounts of such incentives may be available to the applicant. The department shall recommend to the executive director to approve or disapprove an applicant business. If review of the application demonstrates that the application is incomplete, the executive director shall notify the applicant business within the first 5 business days after receiving the application.

Upon receiving a submitted economic development incentive application, the Division of Strategic Business Development of the department of Economic Opportunity and designated staff of Enterprise Florida, Inc., shall review the application to ensure that the application is complete, whether and what type of state and local permits may be necessary for the applicant’s project, whether it is possible to waive such permits, and what state incentives and amounts of such incentives may be available to the applicant. The department shall recommend to the executive director to approve or disapprove an applicant business. If review of the application demonstrates that the application is incomplete, the executive director shall notify the applicant business within the first 5 business days after receiving the application.

Upon receiving a submitted economic development incentive application, the Division of Strategic Business Development of the department of Economic Opportunity and designated staff of Enterprise Florida, Inc., shall review the application to ensure that the application is complete, whether and what type of state and local permits may be necessary for the applicant’s project, whether it is possible to waive such permits, and what state incentives and amounts of such incentives may be available to the applicant. The department shall recommend to the executive director to approve or disapprove an applicant business. If review of the application demonstrates that the application is incomplete, the executive director shall notify the applicant business within the first 5 business days after receiving the application.

Upon receiving a submitted economic development incentive application, the Division of Strategic Business Development of the department of Economic Opportunity and designated staff of Enterprise Florida, Inc., shall review the application to ensure that the application is complete, whether and what type of state and local permits may be necessary for the applicant’s project, whether it is possible to waive such permits, and what state incentives and amounts of such incentives may be available to the applicant. The department shall recommend to the executive director to approve or disapprove an applicant business. If review of the application demonstrates that the application is incomplete, the executive director shall notify the applicant business within the first 5 business days after receiving the application.

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(4) The department’s evaluation of the application must also include all of the following:

(a) A financial analysis of the company, including information regarding liens and pending or ongoing litigation, credit ratings, and regulatory filings.

(b) A review of any independent evaluations of the company.

(c) A review of the historical market performance of the company.

(d) A review of the latest audit of the company’s financial statement and the related auditor management letter.

(e) A review of any other audits that are related to the internal controls or management of the company.

(f) A review of performance in connection with past incentives.

(g) Any other review deemed necessary by the department.

(5)(a) Unless as provided in paragraph (b), within 10 business days after the department receives a complete economic development incentive application, the executive director shall approve or disapprove the application, and issue a letter of certification to the applicant which includes a justification of that decision, unless the business

3. Any project that requires funding in the amount of $7.5 million, the Governor shall provide a written recommendation and the proposed performance conditions that the project must meet to obtain incentive funds.

1. The Governor may approve a project without consulting the Legislature for a project that requires less than $2 million in funding.

2. Except as provided in subparagraph 4., for any project that requires funding in the amount of at least $2 million and up to $7.5 million, the Governor shall provide a written description and evaluation of the project to the chair and vice chair of the Legislative Budget Commission at least 10 days before giving final approval for the project. The recommendation must include proposed payment and performance conditions that the project must meet in order to obtain incentive funds and to avoid sanctions. If the chair or vice chair of the Legislative Budget Commission, the President of the Senate, or the Speaker of the House of Representatives advises the Governor, in writing, that his or her planned or proposed action exceeds the delegated authority of the Governor or is contrary to legislative policy or intent, the Governor shall instruct the department to immediately suspend any action planned or proposed until the Legislative Budget Commission or the Legislature makes a determination on the project.

3. Any project that requires funding in the amount of $7.5 million.
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4. Any project that requires funding in the amount of $5 million or greater must be approved by the Legislative Budget Commission before final approval by the Governor.

(c) Upon approval of a project under paragraph (b), the department shall issue a letter certifying the applicant as qualified for an award.

(d) For purposes of paragraphs (b) and (c), the term "project" means a project that will receive funds under any one of the following programs:

1. The Local Government Distressed Area Matching Grant Program established by s. 288.0659.

2. The qualified defense contractor and space flight business tax refund program established under s. 288.1045.

3. The qualified target industry business tax refund authorized under s. 288.106.

4. The brownfield redevelopment bonus refund established under s. 288.107.

5. High-impact business performance grants established under s. 288.108.

6. The Quick Action Closing Fund established under s. 288.1088.

7. The Innovation Incentive Program created by s. 288.1089.

(6) Upon certification, the department and the applicant shall enter into an agreement or contract. The *contract* or agreement with the applicant must specify the total amount of the award, the performance conditions that must be met by the business to obtain the award, the schedule for payment, and sanctions that would apply for failure to meet performance conditions. Any agreement or contract that requires capital investment to be made by the business must also require that such investment remain in this state for the duration of the agreement or contract. The department may enter into one agreement or contract covering all of the state incentives that are being provided to the applicant. The duration of an agreement or contract may not exceed 10 years. However, the department may enter into a successive agreement or contract for a specific project to extend the initial 10-year term, provided that each successive agreement or contract is contingent upon the successful completion of the previous agreement or contract. If all of the state incentives for one agreement or contract total $20 million or greater, the restriction on the term of the agreement or contract does not apply. The agreement or contract must provide that release of funds is contingent upon sufficient appropriation of funds by the Legislature.

(b) The release of funds for the incentive or incentives awarded to the applicant depends upon the statutory requirements of the particular incentive program. For any performance conditions that relate to job creation, the agreement or contract must require that the applicant use the workforce information systems implemented under s. 445.011.

(7) The department shall validate contractor performance and report such validation in the annual incentives report required under s. 288.907.

(b) The executive director may not approve an economic development incentive application unless the...
application includes a signed written declaration by the applicant which states that the applicant has read the information in the application and that the information is true, correct, and complete to the best of the applicant’s knowledge and belief.

(b) After an economic development incentive application is approved, the awardee shall provide, in each year that the department is required to validate contractor performance, a signed written declaration. The written declaration must state that the awardee has reviewed the information and that the information is true, correct, and complete to the best of the awardee’s knowledge and belief.

(9) The department shall provide notice, including a written description and evaluation, to the Legislature of any proposed amendment to an agreement or contract. In order to provide an opportunity for review, at least 3 business days before signing an amendment to an agreement or contract, the department shall provide notice of the proposed change to the chair and vice chair of the Legislative Budget Commission, the President of the Senate, and the Speaker of the House of Representatives. However, a proposed amendment to an agreement or contract that reduces the projected economic benefits calculated at the time the agreement or contract was executed by 0.50 or more or that results in an economic benefit ratio below a statutorily required level for receipt of funds is subject to the 10-day notice and objection procedures set forth in this section. Any such amended agreement or contract must also provide for a proportionate reduction in the award amount. If the chair or vice chair of the Legislative Budget Commission,

The department is authorized to adopt rules to implement this section.

Section 5. Paragraph (b) of subsection (1), paragraph (e) of subsection (3), paragraphs (a) and (d) of subsection (5), and subsection (7) of section 288.1045, Florida Statutes, are amended to read:

288.1045 Qualified defense contractor and space flight business tax refund program.—

(1) DEFINITIONS.—As used in this section:

(b) “Average private sector wage in the area” means the average of all private sector wages and salaries in the county, or in the standard metropolitan area in which the business unit is located.

(3) APPLICATION PROCESS; REQUIREMENTS; AGENCY DETERMINATION.—

(e) To qualify for review by the department, the application of an applicant must, at a minimum, establish the following to the satisfaction of the department:

1. The jobs proposed to be provided under the application, pursuant to subparagraph (b)6., subparagraph (c)6., or subparagraph (j)6., must pay an estimated annual average wage
2. The consolidation of a Department of Defense contract must result in a net increase of at least 25 percent in the number of jobs at the applicant’s facilities in this state or the addition of at least 80 jobs at the applicant’s facilities in this state.

3. The conversion of defense production jobs to nondefense employment at the applicant’s facilities in this state.

4. The Department of Defense contract or the space flight business contract cannot allow the business to include the costs of relocation or retooling in its base as allowable costs under a cost-plus, or similar, contract.

5. A business unit of the applicant must have derived not less than 60 percent of its gross receipts in this state from Department of Defense contracts or space flight business contracts over the applicant’s last fiscal year, and must have derived not less than an average of 60 percent of its gross receipts in this state from Department of Defense contracts or space flight business contracts over the 5 years preceding the date an application is submitted pursuant to this section. This subparagraph does not apply to any application for certification based on a contract for reuse of a defense-related facility.

6. The reuse of a defense-related facility must result in the creation of at least 100 jobs at such facility.

7. A new space flight business contract or the consolidation of a space flight business contract must result in net increases in space flight business employment at the applicant’s facilities in this state.
The target industry business's project must result in the creation of at least 10 jobs at the project and, in the case of the project located in a brownfield area, a rural city, or a rural community, in an enterprise zone, or for a manufacturing project designated under s. 376.80, in a rural city, in a rural standard metropolitan area in which the business is located.

The average annual wage, the department shall include only new proposed jobs, and wages for existing jobs shall be excluded from this calculation.

b. The department may waive the average wage requirement at the request of the local governing body recommending the project and Enterprise Florida, Inc. The department may waive the wage requirement for a project located in a brownfield area designated under s. 376.80, in a rural city, in a rural community, in an enterprise zone, or for a manufacturing project at any location in the state if the jobs proposed to be created pay an estimated annual average wage equaling at least 100 percent of the average private sector wage in the area where the business is to be located, only if the merits of the individual project or the specific circumstances in the community in relationship to the project warrant such action. If the local governing body and Enterprise Florida, Inc., make such a recommendation, it must be transmitted in writing with the specific justification for the waiver recommendation must be explained. If the department elects to waive the wage requirement, the waiver must be stated in writing with the reasons for granting the waiver must be explained.

2. The target industry business’s project must result in the creation of at least 10 jobs at the project and, in the case...
of an expansion of an existing business, must result in a net increase in employment of at least 10 percent at the business. At the request of the local governing body recommending the project and Enterprise Florida, Inc., the department may waive this requirement for a business in a rural community or enterprise zone if the merits of the individual project or the specific circumstances in the community in relationship to the project warrant such action. If the local governing body and Enterprise Florida, Inc., make such a request, the request must be transmitted in writing with an explanation of and the specific justification for the request must be explained. If the department elects to grant the request, the grant must be stated in writing and explain and the reason for granting the request must be explained.

3. The business activity or product for the applicant’s project must be within an industry identified by the department as a target industry business that contributes to the economic growth of the state and the area in which the business is located, that produces a higher standard of living for residents of this state in the new global economy, or that can be shown to make an equivalent contribution to the area’s and state’s economic progress.

(6) ANNUAL CLAIM FOR REFUND.—

(a) To be eligible to claim any scheduled tax refund, a qualified target industry business that has entered into a tax refund agreement with the department under subsection (5) must apply by January 31 of each fiscal year to the department for the tax refund scheduled to be paid from the appropriation for the fiscal year that begins on July 1 following the January 31

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(3) CRITERIA.—The minimum criteria for participation in the brownfield redevelopment bonus refund are:

(f) The department, with such assistance as may be required from the Department of Revenue, shall, by June 30 following the scheduled date for submission of the tax refund claim, specify by written order the approval or disapproval of the tax refund claim and, if approved, the amount of the tax refund that is appropriate to be paid to the qualified target industry business for the annual tax refund. The department may grant up to a 60-day extension of this date on the request of the qualified target industry business for the purpose of filing additional information in support of the claim.

Section 7. Paragraph (d) of subsection (1) and paragraph (b) of subsection (3) of section 288.107, Florida Statutes, are amended to read:

288.107 Brownfield redevelopment bonus refunds.—
(1) DEFINITIONS.—As used in this section:
(d) “Eligible business” means:
1. A qualified target industry business as defined in s. 288.106(2); or
2. A business that can demonstrate that it has made a fixed capital investment of at least $2 million in mixed-use business activities, including multiunit housing, commercial, retail, and industrial in brownfield areas eligible for bonus refunds, and that provides benefits to its employees.

(3) CRITERIA.—The minimum criteria for participation in the brownfield redevelopment bonus refund are:

(a) Be in an industry as referenced in s. 288.106.
(b) Pay an average annual wage of at least 125 percent of the average area- or statewide private sector wage in the county or in the standard metropolitan area in which the project is located as determined by the department.
(c) Be an inducement to the project’s location or expansion in the state.
(d) Have a positive economic benefit ratio of at least 4 to 1.
(e) Be supported by the local community in which the project is to be located.
(a) The department and Enterprise Florida, Inc., shall jointly review applications pursuant to s. 288.061 and determine the eligibility of each project consistent with the criteria in subsection (2).

(b) If the local governing body and Enterprise Florida, Inc., decide to request a waiver of the criteria in subsection (2), such request must be transmitted in writing to the department with an explanation of the specific justification for the request. If the department approves the request, the decision must be stated in writing with an explanation of the reason for approving the request.

(c) The department may not waive more than two of the criteria in subsection (2), and a waiver may

Waivers of these criteria may be considered only under the following criteria:

1. If the department determines the existence of extraordinary circumstances;

2. In order to mitigate the impact of the conclusion of the space shuttle program; or

3. In rural areas of opportunity if the project would significantly benefit the local or regional economy.

(d) The criteria in subsection (2) may not be waived if:

a. The economic benefit ratio would be below 2 to 1; or

b. The average annual wage would be below 100 percent of the average private sector wage in the area.

(e) The criteria that the incentive be an inducement to the project’s location or expansion in this state may not be waived.

(f) The department shall evaluate individual proposals for high-impact business facilities. Such evaluation must

include, but need not be limited to:

(a) A description of the type of facility or infrastructure, its operations, and the associated product or service associated with the facility.

(b) The minimum and maximum number of full-time-equivalent jobs that will be created by the facility and the total estimated average annual wages of those jobs or, in the case of privately developed rural infrastructure, the types of business activities and jobs stimulated by the investment.

(c) The cumulative amount of investment to be dedicated to the facility within a specified period.

(d) A statement of any special impacts the facility is expected to stimulate in a particular business sector in the state or regional economy or in the state’s universities and community colleges.

(e) A statement of the role the incentive is expected to play in the decision of the applicant business to locate or expand in this state or for the private investor to provide critical rural infrastructure.

(f) A report evaluating the quality and value of the company submitting a proposal. The report must include:

1. A financial analysis of the company, including an evaluation of the company’s short-term liquidity ratio as measured by its assets to liability, the company’s profitability ratio, and the company’s long-term solvency as measured by its debt-to-equity ratio;

2. The historical market performance of the company;

3. A review of any independent evaluations of the company;
4. A review of the latest audit of the company’s financial statement and the related auditor’s management letter;

and

5. A review of any other types of audits that are related to the internal and management controls of the company.

(2) Within 7 business days after evaluating a project, the department shall recommend to the Governor approval or disapproval of a project for receipt of funds from the Quick Action Closing Fund. In recommending a project, the department shall include proposed performance conditions that the project must meet to obtain incentive funds.

2. The Governor may approve projects without consulting the Legislature for projects requiring less than $2 million in funding.

4. If the chair or vice chair of the Legislative Budget Commission or the President of the Senate or the Speaker of the House of Representatives timely advise the Executive Office of the Governor, in writing, that such action or proposed action exceeds the delegated authority of the Executive Office of the Governor or is contrary to legislative policy or intent, the Executive Office of the Governor shall void the release of funds and instruct the department to immediately change such action or

CODING: Words **strike** are deletions; words **underline** are additions.
The jobs created by the project must pay an estimated annual average wage equaling at least 130 percent of the average private sector wage in the area. The department may waive this wage requirement at the request of Enterprise Florida, Inc., for a project located in a rural area, a brownfield area, or an enterprise zone, when the merits of the individual project or the specific circumstances in the community in relationship to the project warrant such action. A recommendation for waiver by Enterprise Florida, Inc., must include a specific justification for the waiver and be transmitted to the department in writing. If the department elects to waive the wage requirement, the waiver must be stated in writing and the reasons for granting the waiver must be explained.

(b) For an alternative and renewable energy project in this state, the project must:

1. Demonstrate a plan for significant collaboration with an institution of higher education;

2. Provide the state, at a minimum, a cumulative break-even economic benefit within a 20-year period;

3. Include matching funds provided by the applicant or other available sources. The match requirement may be reduced or waivered in rural areas of opportunity or reduced in rural areas, brownfield areas, and enterprise zones;

4. Be located in this state; and

5. Provide at least 35 direct, new jobs that pay an estimated annual average wage that equals at least 130 percent of the average private sector wage in the area.

(7) Upon receipt of the evaluation and recommendation from the department, the Governor shall approve or deny an award pursuant to s. 288.061. In recommending approval of an award, the department shall include proposed performance conditions that the applicant must meet in order to obtain incentive funds and any other conditions that must be met before the receipt of any incentive funds. The Governor shall consult with the President of the Senate and the Speaker of the House of Representatives before giving approval for an award. Upon review and approval of an award by the Legislative Budget Commission, the Executive Office of the Governor shall release the funds.

(b) Additionally, agreements signed on or after July 1, 2009, must include the following provisions:

1. Notwithstanding subsection (4), a requirement that the jobs created by the recipient of the incentive funds pay an annual average wage at least equal to the relevant industry’s annual average wage or at least 130 percent of the average private sector wage in the area, whichever is greater.

2. A reinvestment requirement. Each recipient of an award shall reinvest up to 15 percent of net royalty revenues, including revenues from spin-off companies and the revenues from the sale of stock it receives from the licensing or transfer of
4. A requirement that the recipient submit quarterly reports and annual reports related to activities and performance to the department, according to standardized reporting periods.

5. A requirement for an annual accounting to the department of the expenditure of funds disbursed under this section.

6. A process for amending the agreement.

Section 10. Subsection (1) is amended and subsection (5) is added to section 288.905, Florida Statutes, to read:

288.905 President and employees of Enterprise Florida, Inc.—

(1) The board of directors of Enterprise Florida, Inc., shall appoint a president, subject to confirmation by the Senate, who shall serve at the pleasure of the Governor. The president shall also be known as the "secretary of commerce" and shall serve as the Governor's chief negotiator for business recruitment and business expansion.

(5) For a period of 2 years following vacation of office, a former president may not receive compensation for personally representing before the legislative or executive branch of state government an entity that applied for funding, received state funds, or negotiated with Enterprise Florida, Inc., for the receipt of state funds, regardless of whether the entity actually received any state funds.

Section 11. The changes made to s. 288.905, Florida Statutes, apply only to presidents who are appointed or reappointed on or after July 1, 2015.

Section 12. Section 288.9937, Florida Statutes, is amended to read:

288.9937 Evaluation of programs.—The Office of Economic and Demographic Research and the Office of Program Policy Analysis...
and Government Accountability shall analyze and evaluate the economic benefits, as defined in s. 288.005, of the first 3 years of the Microfinance Loan Program and the Microfinance Guarantee Program. The analysis by the Office of Economic and Demographic Research must also determine the economic benefits, as defined in s. 288.005, evaluate the number of jobs created, the increase or decrease in personal income, and the impact on state gross domestic product from the direct, indirect, and induced effects of the state’s investment. The analysis by the Office of Program Policy Analysis and Government Accountability must also identify any inefficiencies in the programs and provide recommendations for changes to the programs. Each office shall submit a report to the President of the Senate and the Speaker of the House of Representatives by January 15, 2018. This section expires January 31, 2018.

Section 13. This act shall take effect July 1, 2015.
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 Subcommittee on Transportation, Tourism, and Economic Development

BILL: CS/SB 1246
INTRODUCER: Commerce and Tourism Committee and Senator Detert
SUBJECT: Individuals with Disabilities
DATE: March 18, 2015

Please see Section IX. for Additional Information:
COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1246 creates the Florida Unique Abilities Partner 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 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 public with a 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 a 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, 2016.

The DEO indicates that $200,000 will be needed to implement the bill in Fiscal Year 2015-2016; see Section V.
The bill provides an effective date of July 1, 2015.

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 10.3 percent of individuals between the ages of 18 to 64 have a disability.¹ Individuals who have a disability participate in the labor force at a lower rate than those who do not have a disability. Approximately 18.2 percent of individuals who have a disability in Florida are employed, while 60.5 percent of those in Florida who do not have a disability are engaged in employment.²

Corporate Social Responsibility and Consumer Response

Corporate social responsibility is now a standard practice in the business world.³ Corporate social responsibility is defined as a company’s sense of responsibility toward the community and environment,⁴ 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, such as product donations and employee volunteer hours.⁵ 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.⁶

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 business that are committed to making a positive social and environmental impact.⁷ Consumers are becoming “more deliberate and purposeful” in their

shopping decisions by patronizing businesses that have similar values to their own. 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. People may even base their employment decisions on such values.

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 Division of Vocational Rehabilitation and Division of 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 due to the:

- Employment of individuals who have a disability;
- Contributions to disability organizations; or
- Establishment of a program that contributes to the independence of individuals who have a disability.

At a minimum, to qualify for the designation, a business must:
on the information provided, the DEO must notify the nominated business and provide the business the qualifying criteria asserted in the nomination. If a business does not decline the nomination within 30 days of receipt of the notification, it will be designated a Florida Unique Abilities Partner.

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.

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 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 provides a list of businesses, by county, that currently have the Florida Unique Abilities Partners designation and provides information on the eligibility requirements for the designation. At least once a year, the DEO must publish on its website best practices for businesses to facilitate the inclusion of individuals who have a disability. The Agency for Persons with Disabilities must provide on its website a link to the DEO website for the Florida Unique Abilities Partner program. On the Employ Florida Marketplace, the DEO must identify the employers that have a designation as a Florida Unique Abilities Partner.

The DEO is required to provide a list of businesses that have a designation as a Florida Unique Abilities Partner to VISIT Florida 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, 2016.

Section 2 provides an effective date of July 1, 2015.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The mandate restrictions do not apply because the bill does not affect counties and municipalities.

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11 VISIT Florida is statutorily referred to as the Florida Tourism Industry Marketing Corporation. s. 288.1226, F.S.
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 CS/SB 1246, a business that receives a designation may experience greater patronage due to the designation.
Local or national disability organizations may receive additional donations from businesses seeking a designation under the program.

C. Government Sector Impact:
According to the DEO, the bill will cost a minimum of $200,000 in FY 2015-2016, and $100,000 in subsequent years. These costs are associated with staff time to develop the program, process applications, determine compliance, and designate businesses. IT staff time is also required to create, maintain, and update the website that is required by the bill. The DEO believes the specific amount of FTE needed will be based on the number of businesses participating.\(^\text{12}\)

VI. Technical Deficiencies:
None.

VII. Related Issues:
The bill directs the DEO to adopt rules to administer the program.

Under the Americans with Disabilities Act (ADA), employers are prohibited from inquiring about whether a person has a disability or the nature of a disability prior to employment.\(^\text{13}\) However, an employer may inquire about the applicant’s ability to perform job-related functions. Upon employment, an employer may require a medical examination it is required of all employees, is job-related, and consistent with business necessity. Any medical information

\(^{12}\) The Department of Economic Opportunity, *Senate Bill 1246 Analysis* (March 5, 2015) (on file with the Senate Appropriations Subcommittee on Transportation, Tourism, and Economic Development).

\(^{13}\) See 42 U.S.C. s. 12112.
obtained from the medical examination must be maintained in a separate file. If an employee requests a reasonable accommodation, an employer is permitted to request documentation sufficient to substantiate the need for the reasonable accommodation.\textsuperscript{14}

VIII. Statutes Affected:

This bill creates an unnumbered section 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.)

\textbf{CS by Commerce on March 10, 2015:}

- Directs the DEO to accept nominations for the Florida Unique Abilities Partner designation from members of the community in which the business is located, in lieu of submission of an application by the business.
- Requires the DEO review nominations for the Florida Unique Abilities Partner program to determine if the nominations meet the requirements of the program.
- Requires the DEO to notify a nominated business of its nomination and the qualifying criteria asserted in the nomination, and give a nominated business the opportunity to decline a nomination.
- Prohibits the DEO from requiring a business to provide personally identifiable information about its employees.
- Deletes the requirement that the DEO must partner with the Florida Tourism Industry Marketing Corporation (VISIT Florida) to create a marketing campaign and requirement that VISIT Florida has a link from its website to the DEO’s website.
- Requires the DEO to provide VISIT Florida a list of Florida Unique Abilities Partners for consideration for use in any marketing campaigns.

B. Amendments:

None.

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Appropriations Subcommittee on Transportation, Tourism, and Economic Development (Detert) recommended the following:

"Senate Amendment (with title amendment)"

Delete lines 40 - 164

and insert:

Section 1. Florida Unique Abilities Partner program.—

(1) CREATION AND PURPOSE.—The Department of Economic Opportunity shall establish the Florida Unique Abilities Partner program to designate a business entity as a Florida Unique Abilities Partner if the business entity demonstrates commitment, through employment or support, to the independence
of individuals who have a disability. The department shall consult with the Agency for Persons with Disabilities, the Division of Vocational Rehabilitation of the Department of Education, the Division of Blind Services of the Department of Education, and CareerSource Florida, Inc., in creating the program.

(2) DEFINITIONS.—As used in this section, the term:
   (a) “Department” means the Department of Economic Opportunity.
   (b) “Individuals who have a disability” means 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.

(3) DESIGNATION.—
   (a) A business entity may apply to the department to be designated as a Florida Unique Abilities Partner, based on the business entity’s achievements in at least one of the following categories:
      1. Employment of individuals who have a disability.
      2. Contributions to local or national disability organizations.
      3. Contributions to or the establishment of a program that contributes to the independence of individuals who have a disability.
   (b) As an alternative to application by a business entity, the department must consider nominations from members of the community where the business entity is located. The nomination must identify the business entity’s achievements in at least one
of the categories provided in paragraph (a).

(c) The name, location, and contact information of the business entity must be included in the business entity’s application or nomination.

(d) The department shall adopt procedures for the application, nomination, and designation processes for the Florida Unique Abilities Partner program. Designation as a Florida Unique Abilities Partner does not establish or involve licensure, does not affect the substantial interests of a party, and does not constitute a final agency action. The Florida Unique Abilities Partner program and designation are not subject to chapter 120, Florida Statutes.

(4) ELIGIBILITY AND AWARD.—In determining the eligibility for the designation of a business entity as a Florida Unique Abilities Partner, the department shall consider, at a minimum, the following criteria:

(a) For a designation based on an application by a business:

  1. A business entity must certify that it employs at least one individual who has a disability. Such employees must be residents of this state and must have been employed by the business entity for at least 9 months before the business entity’s application for the designation. The department may not require the employer to provide personally identifiable information about its employees;

  2. A business entity must certify that it has made contributions to local and national disability organizations or contributions in support of individuals who have a disability. Contributions may be accomplished through financial or in-kind
contributions, including employee volunteer hours. Contributions must be documented by providing copies of written receipts or letters of acknowledgment from recipients 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; or

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

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

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

1. The department shall determine whether the nominee, based on the information provided by the nominating person or entity, meets the requirements of paragraph (a). The department may request additional information from the nominee.
2. If the nominee meets the requirements, the department shall provide notice, including the qualification criteria provided in the nomination, to the nominee regarding the nominee’s eligibility to be awarded a designation as a Florida Unique Abilities Partner.

3. The nominee shall be provided 30 days from the receipt of the notice to certify that the information in the notice is true and accurate and accept the nomination; or to decline the nomination. After 30 days, if the nomination has not been accepted, the department may not award the designation. If the nominee accepts the nomination, the department shall award the designation. If the nominee declines the nomination, the department may not award the designation.

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

(6) LOGO DEVELOPMENT.—

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

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

(7) WEBSITE.—The department shall maintain a website for the program. At a minimum, the website must provide: a list of business entities, by county, that currently have the Florida Unique Abilities Partner designation, updated quarterly; information regarding the eligibility requirements for the designation and the method of application or nomination; and best practices for business entities 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 to employ or support individuals who have a disability.

(8) INTERAGENCY COLLABORATION.—
(a) The Agency for Persons with Disabilities shall provide a link on its website to the department’s website for the Florida Unique Abilities Partner program.
(b) On a quarterly basis, the department shall provide the Florida Tourism Industry Marketing Corporation with a current list of all businesses that are designated as Florida Unique Abilities Partners. The Florida Tourism Industry Marketing Corporation must consider the Florida Unique Abilities Partner program in the development of marketing campaigns, and specifically in any targeted marketing campaign for individuals who have a disability or their families.
(c) The department and CareerSource Florida, Inc., shall identify employment opportunities posted by business entities
that currently have the Florida Unique Abilities Partner
designation on the workforce information system under s.
445.011, Florida Statutes.

(9) REPORT.—
(a) By January 1, 2016, the department shall provide a
report to the President of the Senate and the Speaker of the
House of Representatives on the status of the implementation of
this section, including the adoption of rules, development of
the logo, and development of application procedures.
(b) Beginning in 2016 and each year thereafter, the
department’s annual report required under s. 20.60, Florida
Statutes, must describe in detail the progress and use of the
program. At a minimum, the report must include the following
information for the most recent year: the number of applications
and nominations received; the number of nominations accepted and
declined; designations awarded; annual certifications; use of
information provided under subsection (8); and any other
information deemed necessary to evaluate the program.

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

Section 2. For the 2015-2016 fiscal year, the sums of
$100,000 in recurring funds and $100,000 in nonrecurring funds
from the State Economic Enhancement and Development 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.
And the title is amended as follows:

Delete lines 5 - 36

and insert:

Florida Unique Abilities Partner program; defining terms; authorizing a business entity to apply to the department for designation; requiring the department to consider nominations of business entities for designation; requiring the department to adopt procedures for application and designation processes; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the
department’s website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department and CareerSource Florida, Inc., to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; providing report requirements; requiring the department to adopt rules; providing appropriations; providing an effective date.
Appropriations Subcommittee on Transportation, Tourism, and Economic Development (Detert) recommended the following:

Senate Substitute for Amendment (119544) (with title amendment)

Delete lines 40 - 164 and insert:

Section 1. Florida Unique Abilities Partner program.—

(1) CREATION AND PURPOSE.—The Department of Economic Opportunity shall establish the Florida Unique Abilities Partner program to designate a business entity as a Florida Unique Abilities Partner if the business entity demonstrates
commitment, through employment or support, to the independence of individuals who have a disability. The department shall consult with the Agency for Persons with Disabilities, the Division of Vocational Rehabilitation of the Department of Education, the Division of Blind Services of the Department of Education, and CareerSource Florida, Inc., in creating the program.

(2) DEFINITIONS.—As used in this section, the term:
(a) “Department” means the Department of Economic Opportunity.
(b) “Individuals who have a disability” means 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.

(3) DESIGNATION.—
(a) A business entity may apply to the department to be designated as a Florida Unique Abilities Partner, based on the business entity’s achievements in at least one of the following categories:
1. Employment of individuals who have a disability.
2. Contributions to local or national disability organizations.
3. Contributions to or the establishment of a program that contributes to the independence of individuals who have a disability.
(b) As an alternative to application by a business entity, the department must consider nominations from members of the community where the business entity is located. The nomination
must identify the business entity’s achievements in at least one of the categories provided in paragraph (a).

(c) The name, location, and contact information of the business entity must be included in the business entity’s application or nomination.

(d) The department shall adopt procedures for the application, nomination, and designation processes for the Florida Unique Abilities Partner program. Designation as a Florida Unique Abilities Partner does not establish or involve licensure, does not affect the substantial interests of a party, and does not constitute a final agency action. The Florida Unique Abilities Partner program and designation are not subject to chapter 120, Florida Statutes.

(4) ELIGIBILITY AND AWARD.—In determining the eligibility for the designation of a business entity as a Florida Unique Abilities Partner, the department shall consider, at a minimum, the following criteria:

(a) For a designation based on an application by a business:

1. A business entity must certify that it employs at least one individual who has a disability. Such employees must be residents of this state and must have been employed by the business entity for at least 9 months before the business entity’s application for the designation. The department may not require the employer to provide personally identifiable information about its employees;

2. A business entity must certify that it has made contributions to local and national disability organizations or contributions in support of individuals who have a disability.
Contributions may be accomplished through financial or in-kind contributions, including employee volunteer hours. Contributions must be documented by providing copies of written receipts or letters of acknowledgment from recipients 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; or

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

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

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

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

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

3. The nominee shall be provided 30 days from the receipt of the notice to certify that the information in the notice is true and accurate and accept the nomination; or to decline the nomination. After 30 days, if the nomination has not been accepted, the department may not award the designation. If the nominee accepts the nomination, the department shall award the designation. If the nominee declines the nomination, the department may not award the designation.

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

(6) LOGO DEVELOPMENT.—

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

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

(7) WEBSITE.—The department shall maintain a website for the program. At a minimum, the website must provide: a list of business entities, by county, that currently have the Florida Unique Abilities Partner designation, updated quarterly; information regarding the eligibility requirements for the designation and the method of application or nomination; and best practices for business entities 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 to employ or support individuals who have a disability.

(8) INTERAGENCY COLLABORATION.—
(a) The Agency for Persons with Disabilities shall provide a link on its website to the department’s website for the Florida Unique Abilities Partner program.

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

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

(9) REPORT.—
(a) By January 1, 2016, the department shall provide a report to the President of the Senate and the Speaker of the House of Representatives on the status of the implementation of this section, including the adoption of rules, development of the logo, and development of application procedures.

(b) Beginning in 2016 and each year thereafter, the department’s annual report required under s. 20.60, Florida Statutes, must describe in detail the progress and use of the program. At a minimum, the report must include the following information for the most recent year: the number of applications and nominations received; the number of nominations accepted and declined; designations awarded; annual certifications; use of information provided under subsection (8); and any other information deemed necessary to evaluate the program.

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

Section 2. For the 2015-2016 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.
And the title is amended as follows:

Delete lines 5 - 36

and insert:

Florida Unique Abilities Partner program; defining terms; authorizing a business entity to apply to the department for designation; requiring the department to consider nominations of business entities for designation; requiring the department to adopt procedures for application and designation processes; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with
Disabilities to provide a link on its website to the department’s website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department and CareerSource Florida, Inc., to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; providing report requirements; requiring the department to adopt rules; providing appropriations; providing an effective date.
Florida Senate - 2015 CS for SB 1246

By the Committee on Commerce and Tourism; and Senator Detert

A bill to be entitled An act relating to individuals with disabilities; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining the term "individuals who have a disability"; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the department’s website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information;

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

Section 1. (1) The Department of Economic Opportunity shall establish the Florida Unique Abilities Partner program to designate a business entity as a Florida Unique Abilities Partner if the business entity demonstrates commitment, through employment and support, to the independence of individuals who have a disability. The department shall consult with the Agency for Persons with Disabilities, the Division of Vocational Rehabilitation of the Department of Education, the Division of Blind Services of the Department of Education, and CareerSource Florida in creating the program. As used in this section, the term "individuals who have a disability" means 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.

(2) A business entity may apply to the Department of Economic Opportunity to be designated as a Florida Unique Abilities Partner, based on the business entity’s achievements in at least one of the following categories:

CODING: Words stricken are deletions; words underlined are additions.
(a) Employment of individuals who have a disability.

(b) Contributions to local or national disability organizations or the establishment of a program that contributes to the independence of individuals who have a disability.

(3) As an alternative to application by a business entity, the Department of Economic Opportunity must consider nominations from members of the community in which the business entity is located. The nomination must identify the business entity’s achievements in one or both of the categories as provided in subsection (2).

(4) The Department of Economic Opportunity shall adopt procedures for the application and designation processes for the Florida Unique Abilities Partner program. Designation as a Florida Unique Abilities Partner does not establish or involve licensure, does not affect the substantial interests of a party, and does not constitute a final agency action. The Florida Unique Abilities Partner program and designation are not subject to chapter 120, Florida Statutes.

(5) In determining the eligibility for the designation of a business entity as a Florida Unique Abilities Partner, the Department of Economic Opportunity must consider, at a minimum, the following criteria:

(a) For a designation based on an application by a business:

1. A business entity must certify that it employs at least one individual who has a disability. Such employees must be residents of this state and must have been employed by the business entity for at least 9 months before the business entity’s application for the designation. The department may not require the employer to provide personally identifiable information about its employees; or

2. A business entity must certify that it has made contributions to local and national disability organizations or contributions in support of individuals who have a disability. Contributions may be accomplished through financial or in-kind contributions, including employee volunteer hours, or accomplished through the establishment of a program that contributes to the independence of individuals who have a disability. Contributions must be documented by providing copies of written receipts or letters of acknowledgment from recipients 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.

(b) For a designation based upon receipt of a nomination of a business entity, the Department of Economic Opportunity shall determine whether the nominee, based on the information provided by the nominating person or entity, meets the requirements of paragraph (a). If the designee appears to meet the requirements, the Department of Economic Opportunity shall provide notice to the nominee, including the qualification criteria asserted in the nomination. The nominee shall be provided 30 days from the receipt of the notice to decline the nomination. After 30 days, if the nomination has not been declined, the business must be awarded the designation.

(6) After an initial designation as a Florida Unique Abilities Partner, a business entity must certify each year that it continues to meet the criteria for the designation. If a
business entity does not submit yearly certification of continued eligibility, the Department of Economic Opportunity shall remove the designation. A business entity may elect to discontinue its use of the designation at any time by notifying the department of such decision.

(7) The Department of Economic Opportunity, in consultation with members of the disability community, must develop a logo that identifies a business entity that is designated as a Florida Unique Abilities Partner.

(8) The Department of Economic Opportunity must adopt guidelines and requirements for use of the logo, including how the logo may be used in advertising. The department may allow a business entity to display a Florida Unique Abilities Partner logo upon designation. A business entity that has not been designated as a Florida Unique Abilities Partner or has elected to discontinue its designated status may not display the logo.

(9) The Department of Economic Opportunity must maintain a website that provides the public with a list of business entities, by county, which currently have the Florida Unique Abilities Partner designation and which provides information regarding the eligibilities for the designation. At least once a year, the department must publish on its website the best ways for business entities to facilitate the inclusion of individuals who have a disability. The Agency for Persons with Disabilities must provide a link on its website to the department’s website that makes available the information on the Florida Unique Abilities Partner program and designation.

(10) On a quarterly basis, the Department of Economic Opportunity must provide the Florida Tourism Industry Marketing Corporation with a current list of all businesses that are designated as Florida Unique Abilities Partners. The Florida Tourism Industry Marketing Corporation must consider the Florida Unique Abilities Partner program in the development of marketing campaigns, and specifically in any targeted marketing campaign for individuals who have a disability or their families.

(11) The Department of Economic Opportunity shall identify employment opportunities posted by business entities that currently have the Florida Unique Abilities Partner designation on the workforce information system under s. 445.011, Florida Statutes.

(12) By January 1, 2016, the Department of Economic Opportunity must provide a report to the President of the Senate and the Speaker of the House of Representatives on the status of the implementation of this section, including the adoption of rules, development of the logo, and development of application procedures.

(13) The Department of Economic Opportunity shall adopt rules to administer this section.

Section 2. This act shall take effect July 1, 2015.
<table>
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<th>LINE #</th>
<th>AGENCY / DEPARTMENT</th>
<th>SENATE SUBCOMMITTEE'S PROPOSAL</th>
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<tr>
<td>1</td>
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<td>2</td>
<td>1100002 Startup Recurring Fixed Capital Outlay (DEBT SERVICE/OTHER)</td>
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<td>3</td>
<td>1801020 Resource Transfer from Reemployment Assistance to Information Systems and Support Services - Add Department's LBR transfers 12 positions, salary rate and associated operating budget authority to the Information Systems &amp; Support Services (IS&amp;S5) budget entity from the Reemployment Assistance Program budget entity. Nets to zero with Issue #1802020. Governor's Recommendation does not include funding requested for additional Salaries &amp; Benefits budget authority to support overtime and on-call payments ($150,000).</td>
<td>12.00 - 805,832 805,832</td>
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<tr>
<td>4</td>
<td>1801030 Resource Transfer from Workforce Development to Finance and Administration - Add Department's LBR transfers four vacant positions, salary rate and associated operating budget authority to the Finance and Administration budget entity from the Workforce Development budget entity. This realignment will centralize the management and monitoring of contracts and grant agreements within the department. Nets to zero with Issue #1802030. Governor's Recommendation does not include funding requested for additional Salaries &amp; Benefits budget authority to support overtime and on-call payments ($4,324).</td>
<td>4.00 - 209,788 209,788</td>
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<td>1802020 Resource Transfer from Reemployment Assistance to Information Systems and Support Services - Deduct Companion issue to Issue #1801020 - nets to zero.</td>
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<td>6</td>
<td>1802030 Resource Transfer from Workforce Development to Finance and Administration - Deduct Companion issue to Issue #1801030 - nets to zero.</td>
<td>(4.00) (209,788) (209,788)</td>
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<tr>
<td>7</td>
<td>1803010 Division of Community Development Budget Restructure - Add Department's LBR consolidates the two budget entities in the Community Development Program by transferring 39 positions, salary rate, and all of the operating budget authority in the base budget to the Housing and Community Development budget entity from the Community Planning budget entity. Nets to zero with Issue #1804010.</td>
<td>39.00 1,674,326 6,496,993 8,371,319</td>
</tr>
<tr>
<td>8</td>
<td>1804010 Division of Community Development Budget Restructure - Deduct Companion issue to Issue #1803010 - nets to zero.</td>
<td>(39.00) (1,674,326) (6,496,993) (8,371,319)</td>
</tr>
<tr>
<td>9</td>
<td>2000100 Realign Budget Authority to More Accurately Reflect Program Expenditures - Deduct Realigns base budget funding for the: Florida Sports Foundation to increase transparency ($2.7 million); and the initial skills assessment and training activities to reflect program administration and funding realignment ($1.5 million). Nets to zero with Issue # 2000020.</td>
<td>- (4,700,000) (4,700,000)</td>
</tr>
<tr>
<td>10</td>
<td>2000200 Realign Budget Authority to More Accurately Reflect Program Expenditures - Add Companion issue to Issue # 2000100 - nets to zero.</td>
<td>- 4,700,000 4,700,000</td>
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<tr>
<td>14</td>
<td>2503080</td>
<td>Direct Billing for Administrative Hearings</td>
</tr>
<tr>
<td>16</td>
<td>30010C0</td>
<td>Increased Workload for Data Center to Support an Agency</td>
</tr>
<tr>
<td>17</td>
<td>33G0020</td>
<td>Management Position Reductions - Efficiencies</td>
</tr>
<tr>
<td>18</td>
<td>330C400</td>
<td>Contract Savings</td>
</tr>
<tr>
<td>19</td>
<td>34F0010</td>
<td>Small Cities Community Development Block Grant Funds to Federal Grants Trust Fund</td>
</tr>
<tr>
<td>20</td>
<td>34F0020</td>
<td>Small Cities Community Development Block Grant Funds to Federal Grants Trust Fund</td>
</tr>
<tr>
<td>21</td>
<td>3402050</td>
<td>Initial Skills Assessment and Training Fund Realignment</td>
</tr>
<tr>
<td>22</td>
<td>3402150</td>
<td>Initial Skills Assessment and Training Fund Realignment</td>
</tr>
<tr>
<td>27</td>
<td>35201C0</td>
<td>Provide Additional Funding to Support Department-Wide Information Technology Needs</td>
</tr>
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<td>Row #</td>
<td>ISSUE CODE</td>
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<tr>
<td></td>
<td>36328C0</td>
<td>Reemployment Assistance Benefits Support Positions</td>
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<td></td>
<td>36340C0</td>
<td>Increase Operations for Community Development</td>
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<td>36350C0</td>
<td>Reemployment Assistance Fraud Prevention Detection</td>
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<td>4100500</td>
<td>Grants and Aids - Professional Sports Development</td>
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<td>Economic Development Incentive Payments</td>
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<td></td>
<td>4200420</td>
<td>Establish and Market a Statewide Business Brand for Florida</td>
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<td>4200900</td>
<td>Florida Sports Foundation - Increase Current Funding Level</td>
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<td>4200910</td>
<td>Florida Sports Foundation - Continuation Funding</td>
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<tr>
<td></td>
<td>4300200</td>
<td>Visit Florida - Maintain &amp; Increase Current Funding Level</td>
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<tr>
<td></td>
<td>4400100</td>
<td>Space Florida - Maintain Current Funding Level</td>
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<td>40A</td>
<td>Cecil Spaceport Landside Infrastructure</td>
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<td>Row #</td>
<td>ISSUE CODE</td>
<td>AGENCY / DEPARTMENT</td>
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<tr>
<td>42</td>
<td>4500100</td>
<td>Continue Funding to Support the Institute for the Commercialization of Public Research (ICPR)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Department's LBR provides $5.5 million of recurring SEED trust funds, above the $1 million in the base budget for the ICPR - total of $6.5 million. This issue continues the FY 2014-15 funding for the Institute's ongoing operations at $1.5 million and provides $5 million (an increase of $1 million from FY 2014-15) for seed stage funds to be allocated by the ICPR.</td>
</tr>
<tr>
<td>43</td>
<td>4600000</td>
<td>Economic Development Projects and Initiatives</td>
</tr>
<tr>
<td>43A</td>
<td></td>
<td>Miami-Dade Economic and Advisory Trust - South Dade Culinary Project</td>
</tr>
<tr>
<td>43B</td>
<td></td>
<td>EFI - Increase International Trade with South Africa</td>
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<tr>
<td>43C</td>
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<td>Sankofa Project - Black Cultural Tourism</td>
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<td>43D</td>
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<td>Tampa Innovation Alliance</td>
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<td>43E</td>
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<td>Hispanic Business Initiative Fund</td>
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<td>43F</td>
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<td>Modern Pentathlon</td>
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<td>43G</td>
<td></td>
<td>Pasco County Economic Development Council - Aeronautical Use and Feasibility Study</td>
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<td>43H</td>
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<td>EFI - Africa Trade Expansion Program</td>
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<td>Scraps Florida</td>
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<td>43J</td>
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<td>Miami Boat Show Relocation</td>
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<td>43K</td>
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<td>Defense Reinvestment Grants</td>
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<td>43L</td>
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<td>BioEnergy Partnership</td>
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<td>43N</td>
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<td>City of South Bay Grant - Inland Logistics Center</td>
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<td>43O</td>
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<td>Manufacturers Association of Florida - Florida Makes Program</td>
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<td>43P</td>
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<td>Las Ferias De Las Americas Festival</td>
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<td>43Q</td>
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<td>Tampa Bay Innovation Center - St. Petersburg Center for Innovation</td>
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<td>44</td>
<td>4601000</td>
<td>Economic Development Incubator Projects</td>
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<td>44A</td>
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<td>Project Runway at Florida Atlantic University</td>
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<tr>
<td>44B</td>
<td></td>
<td>Emerging Technology-Based Entrepreneurship and Innovation at Miami-Dade College</td>
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<td>44C</td>
<td></td>
<td>International Consortium for Advanced Manufacturing Research</td>
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<td>44D</td>
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<td>Treasure Coast Education Research and Development Authority - Food Business Incubator</td>
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<td>44E</td>
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<td>West End Tech Center</td>
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<tr>
<td>45</td>
<td>4900010</td>
<td>Transfer Marketing Activities of Office of Film and Entertainment to Enterprise Florida - Deduct</td>
</tr>
<tr>
<td>46</td>
<td>4900020</td>
<td>Transfer Marketing Activities of Office of Film and Entertainment to Enterprise Florida - Add</td>
</tr>
<tr>
<td>47</td>
<td>4900200</td>
<td>Qualified Television Revolving Loan Fund Contingent upon passage of substantive legislation</td>
</tr>
<tr>
<td>48</td>
<td>5000130</td>
<td>Strategic Business Development (SBD) - Provide Additional Funding for Contracted Services</td>
</tr>
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<td></td>
<td>Department's LBR provides additional recurring state trust funds to cover projected contractual services expenditures in the SBD budget entity. In the base budget, there is $592,532 in the G/A - Contracted Services appropriation category; this issue requests a total of would increase the appropriation in that category to $1,090,342. In FY 2014-15, the department requested that $250,000 be allocated to this category from the Economic Development Tools lump sum, for a total of $842,532. Governor's Recommendation did not include additional funding for the Office of Film and Entertainment to contract for promotional advertising items for events, festivals, and trade shows ($37,900).</td>
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<tr>
<td>49</td>
<td>6100120</td>
<td>Community Resiliency Program Continuation Funding</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Provides additional budget authority to spend available federal funds to continue a five year project (started in FY 2011-12) to integrate adaptation to potential sea level rise into current planning mechanisms including local comprehensive plans, hazard mitigation plans, and post-disaster redevelopment plans.</td>
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</table>
### SUBCOMMITTEE ON TRANSPORTATION, TOURISM AND ECONOMIC DEVELOPMENT APPROPRIATIONS

<table>
<thead>
<tr>
<th>Row #</th>
<th>ISSUE CODE</th>
<th>ISSUE</th>
<th>AGENCY / DEPARTMENT</th>
<th>SENATE SUBCOMMITTEE’S PROPOSAL</th>
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<tr>
<td>50</td>
<td>6100300</td>
<td>Increase Funding for Technical Planning and Assistance</td>
<td>Provides additional state trust funds (funded with Doc Stamp revenues) to continue to provide technical assistance to Florida communities to promote economic development initiatives and implement growth management requirements. Historically, much of the technical assistance funding has been used for direct grants to small and rural local governments in support of their planning efforts. The department has also used these funds to create and implement the Competitive Florida Partnership Program. This issue maintains the amount appropriated in FY 2014-15 with nonrecurring state trust funds.</td>
<td>-</td>
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<tr>
<td>52</td>
<td>6400100</td>
<td>Housing and Community Development Projects</td>
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<td>Metropolitan Ministries Pasco Transitional Housing</td>
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<td>1,491,458</td>
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<td></td>
<td>Rebuilding Together of Miami-Dade, Inc.</td>
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<td>250,000</td>
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<td>52C</td>
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<td>City of Milton Riverwalk</td>
<td>-</td>
<td>688,173</td>
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<td>52D</td>
<td></td>
<td>Port St. Joe - Vessel Manufacturing</td>
<td>-</td>
<td>1,000,000</td>
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<tr>
<td>52E</td>
<td></td>
<td>City of Opa-Locka - Multi-Purpose Cultural Facility</td>
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<td>Suizworld Center for Women &amp; Families</td>
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<td>1,200,000</td>
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<td>52G</td>
<td></td>
<td>Northeast Florida Youth Soccer Academy and Training Grounds</td>
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<td>52H</td>
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<td>Pahokee Marina Enhancements</td>
<td>-</td>
<td>1,300,000</td>
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<td>52I</td>
<td></td>
<td>Charles Adams Floating Museum - Jacksonville</td>
<td>-</td>
<td>500,000</td>
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<tr>
<td>52J</td>
<td></td>
<td>Miami Design District - Public Infrastructure Improvements</td>
<td>-</td>
<td>1,500,000</td>
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<td>52K</td>
<td></td>
<td>Clearwater Marine Aquarium</td>
<td>-</td>
<td>1,500,000</td>
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<td>52L</td>
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<td>Steinhatchee Community Center and Pier Improvement Project</td>
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<td>52M</td>
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<td>Glades County Gateway Logistics and Manufacturing Training Center</td>
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<td>52N</td>
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<td>City of Bradenton Tournament Sports Park</td>
<td>-</td>
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<td>Beacon Street Homeless Housing Ministries - Largo</td>
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<td>52P</td>
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<td>Clearwater Homeless Emergency Project</td>
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<td>Boynton Womens Club - Repairs and Restoration</td>
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<td>140,000</td>
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<td>52R</td>
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<td>Subsidence Community Redevelopment Agencies (Contingent upon passage of substantive legislation)</td>
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<td>52S</td>
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<td>East Orange Park Recreational Center</td>
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<td>52T</td>
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<td>Temple Terrace - Youth Sports Complex</td>
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<td>52U</td>
<td></td>
<td>Temple Terrace - Family Recreational Complex</td>
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<td>52V</td>
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<td>Punta Gorda Vietnam War Memorial</td>
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<td>150,000</td>
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<td>52W</td>
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<td>Veterans Progress Villas</td>
<td>-</td>
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<td>52X</td>
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<td>Forest Capital Hall Renovation Project</td>
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<td>The WOW Center Miami</td>
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<td>52Z</td>
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<td>All Children’s Hospital Pediatric Research Zone</td>
<td>-</td>
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<td>52AA</td>
<td></td>
<td>Town of Affair Grant - Garbage Truck</td>
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<td>100,000</td>
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<td>52AB</td>
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<td>Field of Dreams - West Melbourne</td>
<td>-</td>
<td>200,000</td>
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<td>53</td>
<td>6300030</td>
<td>State Small Business Credit Initiative</td>
<td>Provides budget authority to continue to spend federal funds to administer Florida’s State Small Business Credit Initiative (SSBCI).</td>
<td>-</td>
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<tr>
<td>54</td>
<td>6400040</td>
<td>Establish Additional Operating Budget Authority for Recurring Community Development Block Grant (CDBG) Program</td>
<td>Technical issue that provides additional recurring operating budget authority to enable the department to spend available federal funds for the CDBG Program. The additional operating budget authority does not reflect an increase in the level of funds that Florida expects to receive.</td>
<td>-</td>
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<tr>
<td>55</td>
<td>6507400</td>
<td>Affordable Housing Programs</td>
<td>Department’s LBR reflects the Florida Housing Finance Corporation’s (FHFC) request to spend all revenues available in the State Housing Trust Fund for affordable housing programs that include: State Apartment Incentive Loan (SAIL) Program, Homeownership Assistance Program (HAP) and Predevelopment Loan Program (PLP). Governor’s Recommendation includes a $12.4 million sweep from the State Housing Trust Fund to the General Revenue Fund.</td>
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<td>Row #</td>
<td>ISSUE CODE</td>
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<tr>
<td>56</td>
<td>6507600</td>
<td>State Housing Initiatives Partnership (SHIP) Program</td>
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<td>Department's LBR reflects FHFC's request to spend all revenues</td>
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<td></td>
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<td>available in the Local Government Housing Trust Fund for the State</td>
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<td></td>
<td>Housing Initiatives Partnership (SHIP) Program.</td>
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<td>Governor's Recommendation provides $30 million for the SHIP</td>
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<td>Program and sweeps $165.3 million from the trust fund to the General</td>
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<td>Revenue Fund. The Governor's recommended implementing bill</td>
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<td>language requires the SHIP funding to be spent exclusively on down</td>
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<td>payment assistance activities, except for the funding that must be</td>
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<td>spent to rehabilitate housing for very-low-income households</td>
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<td>pursuant to s. 420.9075(5)(e)(2), F.S.</td>
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<td>7000020</td>
<td>Strategic Business Development Litigation - Provide Funding To</td>
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<td>Contract With Outside Legal Counsel</td>
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<td>Provides nonrecurring state trust funds (SEED, Tourism Promotional,</td>
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<td></td>
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<td>and International Trade and Promotion trust funds) to contract for</td>
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<td>outside legal assistance for litigation related to the repayment of</td>
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<td>economic development incentive funds provided to Digital Domain.</td>
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<td>59</td>
<td>8000100</td>
<td>Workforce Development Projects</td>
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<td>59A</td>
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<td>Non-Custodial Parent Program - Hernando County</td>
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<td>59B</td>
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<td>Employ Miami-Dade Project</td>
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<td>59C</td>
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<td>The Circus Arts Conservatory</td>
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<td>59D</td>
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<td>SANT LA - Haitian Neighborhood Center - Community Financial</td>
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<td>Independence</td>
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<td>59E</td>
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<td>CareerSource Pinellas - Advanced Manufacturing Skills Development</td>
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<td>59F</td>
<td></td>
<td>Manassas Goodwill - Persons with Disabilities Pilot Project</td>
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<td>59G</td>
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<td>Home Builders Institute (PACT) - Veterans Job Training</td>
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<td>59H</td>
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<td>Florida Goodwill Association</td>
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<td>59I</td>
<td></td>
<td>Goodwill Industries of South Florida</td>
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<td>59J</td>
<td></td>
<td>Caribbean Chamber Student Entrepreneurship - Student Internships</td>
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<td>59K</td>
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<td>Manufacturing Academy and Apprenticeship / Internship Program</td>
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<td>60</td>
<td>8100100</td>
<td>Quick Response Training (QRT) Program - Maintain Current</td>
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<td>Funding Level</td>
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<td>Provides additional General Revenue funds to maintain the funding</td>
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<td>for the QRT program at the amount appropriated in FY 2014-15 ($12</td>
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<td>million) with nonrecurring P &amp; I funds. The need for GR funding in</td>
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<td>this issue is related to other requests to use P &amp; I funds in Issues</td>
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<td>#36328C0, #36350C0, #8100500 and #8100900.</td>
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<td>61</td>
<td>8100500</td>
<td>Supplemental Nutrition Assistance Program (SNAP)</td>
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<td></td>
<td>Department's Amended LBR provides recurring P &amp; I funds to meet the</td>
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<tr>
<td></td>
<td></td>
<td>projected federal match requirements for the SNAP Employment and</td>
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<tr>
<td></td>
<td></td>
<td>Training Program. The U.S. Department of Agriculture provides states</td>
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<tr>
<td></td>
<td></td>
<td>funding to operate a training program for SNAP (formerly known as</td>
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<td></td>
<td></td>
<td>food stamps) participants. Depending on state economic conditions,</td>
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<tr>
<td></td>
<td></td>
<td>Able Bodied Adults without Dependents (ABAWDs) may be required to</td>
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<tr>
<td></td>
<td></td>
<td>participate in work activities in order to receive SNAP assistance.</td>
<td></td>
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<td></td>
<td></td>
<td>Due to the national recession, Florida has operated a &quot;voluntary&quot;</td>
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<tr>
<td></td>
<td></td>
<td>training program since 2009. Because economic conditions have</td>
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<td></td>
<td></td>
<td>improved in Florida, it is expected that the program will become</td>
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<td></td>
<td></td>
<td>mandatory on January 1, 2016. The department projects that an</td>
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<td></td>
<td></td>
<td>additional $2.1 million is needed (on top of the $1 million included</td>
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<td></td>
<td></td>
<td>for the voluntary program in the base budget) to operate a mandatory</td>
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<tr>
<td></td>
<td></td>
<td>program for six months during FY 2015-16.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>62</td>
<td>8100900</td>
<td>Reemployment Assistance Additional Resources</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Row #</td>
<td>AGENCY / DEPARTMENT</td>
<td>ISSUE</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
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<tr>
<td></td>
<td></td>
<td>CODE</td>
<td>FTE</td>
<td>REC GR</td>
</tr>
<tr>
<td>63</td>
<td>Workforce State Training Fund</td>
<td>8101100</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>64</td>
<td>Maintenance and Repair</td>
<td>990M000</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>65</td>
<td>Reed Act Projects - Statewide</td>
<td>080903</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>66</td>
<td>Total</td>
<td></td>
<td>1,618.50</td>
<td>2,921,410</td>
</tr>
<tr>
<td>67</td>
<td>Highway Safety</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>69</td>
<td>Startup (OPERATING)</td>
<td>1100001</td>
<td>4,414.00</td>
<td>-</td>
</tr>
<tr>
<td>70</td>
<td>Realign Budget Authority to More Accurately Reflect Expenditures - Deduct</td>
<td>2000400</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>71</td>
<td>Realign Budget Authority to More Accurately Reflect Expenditures - Add</td>
<td>2000410</td>
<td>-</td>
<td>138,238</td>
</tr>
<tr>
<td>72</td>
<td>Provide Funding for the Florida Highway Patrol Conducted Electrical Weapon (TASER) Replacement</td>
<td>2401030</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>73</td>
<td>Replacement of Pursuit Vehicles with 100,000 Miles for the Florida Highway Patrol</td>
<td>2401520</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>74</td>
<td>Replacement of Non-Pursuit Vehicles per Department of Management Services Criteria</td>
<td>2401530</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>75</td>
<td>Direct Billing for Administrative Hearings</td>
<td>2503080</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>76</td>
<td>Provide Funding for Digital In-Car Camera System Maintenance</td>
<td>3000260</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>77</td>
<td>Florida Highway Patrol Auxiliary - Uniforms, Equipment and Training</td>
<td>3001040</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Row #</td>
<td>ISSUE CODE</td>
<td>ISSUE</td>
<td>FTE</td>
<td>REC GR</td>
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</tr>
<tr>
<td>78</td>
<td>3001A00</td>
<td>Establish New Hire Rates for Motorist Services Driver Licenses Examiners and Other Field Office Classes Department's Amended LBR provides recurring state trust funds to increase Salaries and Benefits authority, and associated salary rate ($3,647,165), to increase starting salaries for new hires, and bring salaries for existing employees up to the new hiring rates, for Driver License Examiners and other field office staff. In FY 2013-14, the starting salary for a Driver License Examiner was $23,483 and the turnover rate was 21.97 percent. Requested funding would raise the starting salary to $30,000 for those positions.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>79</td>
<td>3001A10</td>
<td>Provide Trooper Overtime Pay Provides recurring state trust funds to continue funding overtime pay for FHP troopers who accrue overtime hours for court appearances during non-scheduled work hours.</td>
<td></td>
<td>1,000,000</td>
</tr>
<tr>
<td>80</td>
<td>3002A00</td>
<td>Trooper Recruitment and Retention Plan Department's Amended LBR provides recurring state trust funds to increase Salaries and Benefits authority, and associated salary rate, to extend the competitive market pay additive ($5,000, plus benefits) to sworn employees in Hillsborough, Orange, Pinellas, Duval, Marion and Escambia counties. Currently, sworn employees residing in and assigned to Lee, Collier and Monroe counties receive the competitive market pay additive.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>82</td>
<td>30011C0</td>
<td>Decreased Workload for Data Center to Support an Agency Statewide issue to adjust the department’s base budget to align with the projected data center billing for FY 2015-16.</td>
<td></td>
<td>(423,236)</td>
</tr>
<tr>
<td>83</td>
<td>3008200</td>
<td>Provide Increased Funding for Additional License Plate Purchases Provides nonrecurring state trust funds to replace license plates that have reached the end of the ten-year life cycle. In FY 2009-10, the department converted from a 6-year to a 10-year license plate renewal cycle. FY 2015-16 is the second full year of the new replacement cycle.</td>
<td></td>
<td>3,120,000</td>
</tr>
<tr>
<td>84</td>
<td>3007500</td>
<td>Motorcycle Safety Education Program</td>
<td></td>
<td>300,000</td>
</tr>
<tr>
<td>85</td>
<td>3008300</td>
<td>Provide Funding for the Official Florida Driver's Handbook</td>
<td></td>
<td>300,000</td>
</tr>
<tr>
<td>86</td>
<td>36115C0</td>
<td>Motorist Modernization Phase I Provides funding to continue the Motorist Modernization Phase I project that will replace the current Motorist Services driver credentialing systems.</td>
<td></td>
<td>8,390,396</td>
</tr>
<tr>
<td>89</td>
<td>990M000</td>
<td>Maintenance and Repair</td>
<td></td>
<td></td>
</tr>
<tr>
<td>90</td>
<td>080016</td>
<td>Special Projects &amp; Improvements - Administrative Services Provides maintenance and repairs to the Neil Kirkman Building.</td>
<td></td>
<td>3,581,500</td>
</tr>
<tr>
<td>91</td>
<td>083643</td>
<td>Maintenance, Repairs and Construction - Statewide Provides maintenance, repairs and construction of the FHP’s state owned facilities and associated facility system groups in order to meet life safety, environmental and federal requirements.</td>
<td></td>
<td>1,790,625</td>
</tr>
<tr>
<td>92</td>
<td></td>
<td>Total HIGHWAY SAFETY</td>
<td>4,414.00</td>
<td>450,310,969</td>
</tr>
<tr>
<td>93</td>
<td></td>
<td>MILITARY AFFAIRS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>94</td>
<td>1100001</td>
<td>Startup (OPERATING)</td>
<td>459.00</td>
<td>18,405,749</td>
</tr>
<tr>
<td>96</td>
<td>2000100</td>
<td>Realignment of Expenditures - Deduct Provides a realignment of appropriation within the Federal Law Enforcement Trust Fund to more accurately realign the budget with anticipated expenditures.</td>
<td>(25,000)</td>
<td>(100,000)</td>
</tr>
<tr>
<td>97</td>
<td>2000200</td>
<td>Realignment of Expenditures - Add Provides a realignment of appropriation within the Federal Law Enforcement Trust Fund to more accurately realign the budget with anticipated expenditures.</td>
<td>25,000</td>
<td>100,000</td>
</tr>
<tr>
<td>Row #</td>
<td>AGENCY / DEPARTMENT</td>
<td>ISSUE CODE</td>
<td>ISSUE</td>
<td>FTE</td>
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<tr>
<td>98</td>
<td>24010C0</td>
<td>Information Technology Infrastructure Replacement</td>
<td>Provides additional budget authority to expend federal funds to replace computer equipment and purchase additional equipment based on federal Life Cycle Replacement guidelines.</td>
<td></td>
</tr>
<tr>
<td>99</td>
<td>2402010</td>
<td>Additional Equipment - Camp Blanding</td>
<td>Provides additional budget authority to expend federal funds to purchase equipment for the maintenance of the Camp Blanding Joint Training Center.</td>
<td></td>
</tr>
<tr>
<td>100</td>
<td>2402110</td>
<td>Additional Equipment - Cooperative Agreement Program Support</td>
<td>Provides additional budget authority to expend federal funds to purchase additional equipment to support the training mission at Camp Blanding Joint Training Center.</td>
<td></td>
</tr>
<tr>
<td>102</td>
<td>30011C0</td>
<td>Decreased Workload for Data Center to Support an Agency</td>
<td>Statewide issue to adjust the department's base budget to align with the projected data center billing for FY 2015-16.</td>
<td>(240)</td>
</tr>
<tr>
<td>104</td>
<td>4100061</td>
<td>Increase National Guard Tuition Assistance</td>
<td>Provides additional recurring funding for the Education Dollars for Duty Program for National Guard troops.</td>
<td>200,000</td>
</tr>
<tr>
<td>105</td>
<td>4200500</td>
<td>Forward March Program</td>
<td>Provides nonrecurring funding to continue the Forward March Program which provides job-readiness services at selected armories around the state for WAGES recipients and other qualifying young adults, ages 18 to 21.</td>
<td></td>
</tr>
<tr>
<td>106</td>
<td>4200600</td>
<td>About Face Program</td>
<td>Provides funding the About Face Program which supports summer and after-school training and life preparation skills for socioeconomically disadvantaged and at-risk youth ages 13-17.</td>
<td></td>
</tr>
<tr>
<td>109</td>
<td>4500000</td>
<td>Worker Compensation For State Active Duty</td>
<td>Provides funding to reimburse the Department of Financial Services’ Division of Risk Management for worker's compensation payments made to members of the Florida National Guard who were injured or disabled while on state active duty.</td>
<td></td>
</tr>
<tr>
<td>110</td>
<td>5003050</td>
<td>Minor Repairs To Camp Blanding Structures</td>
<td>Provides funding to revitalize facilities that the Camp Blanding Joint Training Center.</td>
<td></td>
</tr>
<tr>
<td>111</td>
<td>990M000</td>
<td>Maintenance And Repair</td>
<td></td>
<td></td>
</tr>
<tr>
<td>112</td>
<td>086920</td>
<td>Design/Build-Flagler Armory</td>
<td>Provides for nonrecurring funds to serve as the required state match to federal funds for the construction of the Flagler armory.</td>
<td></td>
</tr>
<tr>
<td>113</td>
<td>086937</td>
<td>Ready Centers Revitalization Plan</td>
<td>Agency's request provides for funding for the 4 remaining armories on the Armory Renovation Priority List. Senate proposal provides funding for the Wauchula Armory.</td>
<td></td>
</tr>
<tr>
<td>114</td>
<td>990S000</td>
<td>Special Purpose</td>
<td></td>
<td></td>
</tr>
<tr>
<td>115</td>
<td>083643</td>
<td>Maintenance/Repair/Construction-Statewide</td>
<td>Provides nonrecurring funds to maintain and repair armories which have been renovated by the Florida Armory Revitalization Program.</td>
<td></td>
</tr>
<tr>
<td>116</td>
<td>086999</td>
<td>Federal Grants Trust Fund-Minor Construction</td>
<td>Provides budget authority to expend federal grant revenues as they become available throughout the fiscal year.</td>
<td></td>
</tr>
<tr>
<td>117</td>
<td>Total</td>
<td>MILITARY AFFAIRS</td>
<td>459.00</td>
<td>18,605,509</td>
</tr>
<tr>
<td>118</td>
<td>DEPT OF STATE</td>
<td></td>
<td>408.00</td>
<td>52,466,231</td>
</tr>
<tr>
<td>120</td>
<td>1100001</td>
<td>Startup (OPERATING)</td>
<td></td>
<td></td>
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<td>Row #</td>
<td>ISSUE CODE</td>
<td>ISSUE</td>
<td>AGENCY / DEPARTMENT</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
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<td></td>
<td></td>
<td></td>
<td>FTE</td>
</tr>
<tr>
<td>127</td>
<td>2401500</td>
<td>Replacement of Motor Vehicles</td>
<td>Provides nonrecurring funding from the Grants &amp; Donations Trust Fund to purchase 2 new vehicles (Ford Explorers) to replace 5 older, higher mileage vehicles (3 trucks, 1 cargo van, and 1 Explorer) used by department's archaeologists that travel throughout the state.</td>
<td>-</td>
</tr>
<tr>
<td>129</td>
<td>2503080</td>
<td>Direct Billing for Administrative Hearings</td>
<td>Statewide issue to adjust the base budget to the agency's allocated payment to Division of Administrative Hearings (DOAH). The allocated share is based on the actual number of hearing hours utilized by the department in FY 2013-14.</td>
<td>(6,966)</td>
</tr>
<tr>
<td>132</td>
<td>3D00900</td>
<td>Fund Shift Position From Federal Grants Trust Fund To Grants And Donations Trust Fund - Add</td>
<td>Shifts funding from a federal to a state trust fund to appropriately fund an existing Museum support position. See companion Issue #3D01000.</td>
<td>1.00</td>
</tr>
<tr>
<td>133</td>
<td>3D01000</td>
<td>Fund Shift Position from Federal Grants Trust Fund to Grants And Donations Trust Fund - Deduct</td>
<td>Shifts funding from a federal to a state trust fund to appropriately fund an existing Museum support position. This position, which produces, installs, and maintains permanent, temporary and traveling artifact exhibits, does not align with activities of the federal arts grant.</td>
<td>(1.00)</td>
</tr>
<tr>
<td>134</td>
<td>3D07100</td>
<td>Convert .5 Full Time Equivalent to Full Time Equivalent Positions - Add</td>
<td>Conversion of 4 part-time positions (.5 FTE each) to 2 full-time equivalent positions in Division of Cultural Affairs. See companion Issue #3D07200.</td>
<td>2.00</td>
</tr>
<tr>
<td>135</td>
<td>3D07200</td>
<td>Convert .5 Full Time Equivalent to Full Time Equivalent Positions - Deduct</td>
<td>Conversion of 4 part-time positions (.5 FTE each) to 2 full-time equivalent positions.</td>
<td>(2.00)</td>
</tr>
<tr>
<td>137</td>
<td>30011C0</td>
<td>Decreased Workload for Data Center to Support an Agency</td>
<td>Statewide issue to adjust the department's base budget to align with the projected data center billing for FY 2015-16.</td>
<td>(76,111)</td>
</tr>
<tr>
<td>138</td>
<td>3003140</td>
<td>Additional Staff for Historical Programs</td>
<td>Requests 2 FTE to conduct archaeological surveys of state's coastline and submerged lands to manage the state's submerged, prehistoric, and historic resources. Authorized in Ch. 267, F.S.</td>
<td>2.00</td>
</tr>
<tr>
<td>139</td>
<td>33G0020</td>
<td>Management Position Reductions - Efficiencies</td>
<td>Eliminates 3 positions (FTE) throughout the department to create administrative and operational efficiencies. Includes department technology and administrative support and corporations regulatory functions.</td>
<td>(3.00)</td>
</tr>
<tr>
<td>140</td>
<td>33V0290</td>
<td>Administrative Code and Weekly Expense Category Reduction</td>
<td>Reduces Division of Library &amp; Information Services Expense budget to align with Division's expenses.</td>
<td>-</td>
</tr>
<tr>
<td>141</td>
<td>3408300</td>
<td>Transfer to Land Acquisition Trust Fund for Water and Land Conservation Constitutional Amendment</td>
<td></td>
<td>(3,661,271)</td>
</tr>
<tr>
<td>142</td>
<td>3408320</td>
<td>Transfer from General Revenue for Water and Land Conservation Constitutional Amendment</td>
<td></td>
<td>3,661,271</td>
</tr>
<tr>
<td>143</td>
<td>3408360</td>
<td>Transfer from Grants and Donations Trust Fund for Water and Land Conservation Constitutional Amendment</td>
<td></td>
<td>645,719</td>
</tr>
<tr>
<td>Row #</td>
<td>ISSUE CODE</td>
<td>AGENCY / DEPARTMENT</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
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<td></td>
<td>FTE</td>
<td>REC GR</td>
</tr>
<tr>
<td>144</td>
<td>3408460</td>
<td>Transfer to General Revenue for Water and Land Conservation Constitutional Amendment</td>
<td></td>
<td></td>
</tr>
<tr>
<td>146</td>
<td>4100300</td>
<td>Design Expansion of Archaeological Collection Facility</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>147</td>
<td>4100500</td>
<td>Additional Operating Capital Outlay Budget</td>
<td>10,000</td>
<td>10,000</td>
</tr>
<tr>
<td>148</td>
<td>4200100</td>
<td>Additional Contracted Services Budget</td>
<td>-</td>
<td>55,000</td>
</tr>
<tr>
<td>149</td>
<td>4800100</td>
<td>Department Wide Litigation Expenses</td>
<td>-</td>
<td>250,000</td>
</tr>
<tr>
<td>150</td>
<td>4800200</td>
<td>Tenant Improvement Reimbursement</td>
<td>-</td>
<td>147,372</td>
</tr>
<tr>
<td>152</td>
<td>4900100</td>
<td>Cultural and Museum Grants (General Program Support)</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>153</td>
<td>4900100</td>
<td>Other Cultural and Museum Grants</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>153A</td>
<td>4900600</td>
<td>Florida African American Heritage Preservation Network</td>
<td>350,000</td>
<td>-</td>
</tr>
<tr>
<td>153B</td>
<td>7200000</td>
<td>Actor's Playhouse Performing Arts Program - Miami-Dade</td>
<td>225,000</td>
<td>-</td>
</tr>
<tr>
<td>153C</td>
<td>7900050</td>
<td>Florida Holocaust Museum - St Petersburg</td>
<td>750,000</td>
<td>-</td>
</tr>
<tr>
<td>155</td>
<td>4900400</td>
<td>Florida Humanities Council</td>
<td>-</td>
<td>500,000</td>
</tr>
<tr>
<td>156</td>
<td>4900800</td>
<td>Holocaust Documentation and Education Center</td>
<td>-</td>
<td>257,000</td>
</tr>
<tr>
<td>Row #</td>
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<td>ISSUE</td>
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<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
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<td>FTE</td>
</tr>
<tr>
<td>157</td>
<td>5400000</td>
<td>Cultural (Fine Arts) Endowment Grants</td>
<td>Provides funding for grants to qualifying cultural sponsoring organizations for operating resources. Grant awards are $240,000 of state funds for $360,000 of local matching funds; the total $600,000 is invested and the interest can be used to fund operations. The Secretary of State's approved list includes 8 eligible recipient organizations totaling $1,920,000. There is no funding in the base budget for this grant program.</td>
<td>960,000</td>
</tr>
<tr>
<td>158</td>
<td>5600000</td>
<td>Library Cooperative Grant Program</td>
<td>Provides matching grants of up to $400,000 to library cooperatives for required maintenance of statewide catalog of library materials to promote resource sharing among libraries. The library co-op local match is 10%. There is no funding in the base budget for this grant program.</td>
<td>-</td>
</tr>
<tr>
<td>160</td>
<td>5703000</td>
<td>Increased Funding for State Aid to Libraries</td>
<td>Provides funding to local governments to establish or continue developing free library service to Florida residents. Recurring GR funding of $22,296,834 and federal funding of $2,400,606 is in the base budget for this grant program.</td>
<td>-</td>
</tr>
<tr>
<td>161</td>
<td>9400100</td>
<td>Reimbursements to Counties for Special Elections</td>
<td>Provides nonrecurring funding for reimbursements to counties for the cost of special elections involving legislative or congressional offices, and other offices under certain circumstances pursuant to s. 100.102, F.S.</td>
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<td>162</td>
<td>990G000</td>
<td>Cultural Facilities Grants (FCO)</td>
<td>Provides funding for Cultural Facilities Grants up to $500,000 for acquisition, construction, or renovation of cultural facilities. Grants are available to counties, municipalities, or qualifying non-profit, tax exempt Florida corporation. Provides funding towards the Secretary of State's approved list includes 51 projects totaling $18,839,581. There is no funding in the base budget for this grant program.</td>
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<td>163</td>
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<td>Other Cultural Facilities Grants (FCO)</td>
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<td>163A</td>
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<td>Tampa Theatre Capital Improvement Plan</td>
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<td>Clearwater Historical Society Museum</td>
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<td>Camp Gordon Johnston WWII Museum</td>
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<td>Mahaffey Theater Acoustical Renovation</td>
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<td>Norton Museum</td>
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<td>Tampa Bay History Center</td>
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<td>164</td>
<td>7400000</td>
<td>Historic Preservation Grants (Small Matching Grants)</td>
<td>Provides nonrecurring funding for the small matching Historic Preservation Grants program (up to $50,000) to assist in the identification, excavation, protection and rehabilitation of historic and archeological sites in the state. Local match is 1:1. The Secretary of State’s approved list includes 57 projects totaling $1,906,974. Recurring GR funding of $1,500,000 is in the base budget for this grant program. Grantee awards are funded top-down at the full request until the appropriation is depleted.</td>
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<td>Historic Preservation - Acquisition, Restoration (Special Category Grants) (FCO)</td>
<td>Provides funding for grants up to $350,000 available to state agencies, cities, counties, units of local governments, and non-profit organization. Projects types include acquisition and development, survey and planning, communication education, National Register nomination, historical markers, main street start-ups and special statewide projects. The Secretary of State's approved list includes 55 projects totaling $13,246,828. There is no funding in the base budget for this grant program.</td>
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<td>Holocaust Memorial - Miami Beach</td>
<td>Other Historic Preservation - Acquisition, Restoration (Spec Cat Grants) (FCO)</td>
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<td>American Legion Post Building Restoration - Key West</td>
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<td>Ma Barker House - Marion</td>
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<td>Restoration of St. Marks Lighthouse - Wakulla</td>
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<td>Library Construction Grants (FCO)</td>
<td>Provides funding for grants up to $500,000 for the construction of new public library facilities, or for remodeling or expansion of existing public library facilities. Grants are available to counties, municipalities, or special tax districts that establish and maintain a public library and provide free public library service. The Secretary of State's approved list includes 4 projects totaling $2 million. There is no funding in the base budget for this grant program.</td>
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<td>167</td>
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<td>Other Library Construction Grants</td>
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<td>168</td>
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<td>East Lake Library Expansion</td>
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<td>1100001</td>
<td>Startup (OPERATING)</td>
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<td>171</td>
<td>1803040</td>
<td>Realign Base - Deduct</td>
<td>Aligns budget authority between budget entities, program components, or appropriation categories within the department to operating expenditures.</td>
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<td>172</td>
<td>1803050</td>
<td>Realign Base - Add</td>
<td>Aligns budget authority between budget entities, program components, or appropriation categories within the department to operating expenditures.</td>
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<td>173</td>
<td>1805030</td>
<td>Realign Existing Positions between Budget Entitles - Deduct</td>
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<td>Realign Existing Positions between Budget Entities - Add</td>
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<td>175</td>
<td>1805050</td>
<td>Realign Existing Positions between Program Components Within Same Budget Entity - Deduct</td>
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<td>Realign Existing Positions between Program Components within Same Budget Entity - Add</td>
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<td>177</td>
<td>2401170</td>
<td>Replacement Equipment for Materials And Testing Laboratories</td>
<td>Provides nonrecurring funding for the replacement of equipment in the State Materials Laboratory in Gainesville. The equipment being replaced is outdated, obsolete, or is no longer functional or supported by vendors.</td>
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<td>178</td>
<td>2403100</td>
<td>Additional Equipment for The Materials and Testing Laboratories</td>
<td>Provides nonrecurring funding for specialized equipment for the State Materials Laboratory in Gainesville. This equipment will analyze pavement drainage capabilities.</td>
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<td>Direct Billing for Administrative Hearings</td>
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<td>180</td>
<td>30010C0</td>
<td>Increased Workload for Data Center to Support an Agency</td>
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<td>181</td>
<td>30011C0</td>
<td>Decreased Workload for Data Center to Support an Agency</td>
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<td>182</td>
<td>3001080</td>
<td>Enhanced Traffic Law Enforcement for State Road 93 - Alligator Alley</td>
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<td>183</td>
<td>3200140</td>
<td>Transportation Disadvantaged Managed Care</td>
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<td>Management Position Reductions - Efficiencies</td>
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<td>Vacant Position Reductions</td>
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<td>Construction Material Acceptance Certification - Deduct</td>
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<td>190</td>
<td>36233C0</td>
<td>Transportation Work Program Integration Initiative</td>
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<td>191</td>
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<td>Contract Funds Management (CFM) System Maintenance</td>
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<td>Permit Application System</td>
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<td>193</td>
<td>36250C0</td>
<td>Construction Material Acceptance Certification</td>
<td>Provides funding for the third year of a four year program to replace the department’s Laboratory Information Management System (LIMS), the business application used to support the department’s responsibility to ensure the quality of materials and workmanship on all construction projects through materials sampling, testing, and acceptance.</td>
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<td>195</td>
<td>36340C0</td>
<td>Legal Discovery And Public Records Automation</td>
<td>Provides recurring funding to purchase 50 additional software licenses and associated 100 GB of data storage for the Symantec Cherwell Legal Discovery Automation appliance. This software is used to search FDOT’s email system and file storage arrays for documents relevant to Public Records requests and ongoing litigation.</td>
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<td>196</td>
<td>36341C0</td>
<td>Claims Management Database</td>
<td>Provides recurring funding to replace the Time Matters claims management system in the Office of the General Counsel with a new system developed by the department’s Office of Information Systems.</td>
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<td>197</td>
<td>36342C0</td>
<td>Geospatial Roadway Data Strategic Framework</td>
<td>Provides funding for the first year of a three-year project to replace the Roadway Characteristics Inventory. This system serves multiple data needs related to the physical, operation, maintenance, and administrative properties of the transportation infrastructure.</td>
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<td>198</td>
<td>36343C0</td>
<td>Econstruction Paperless Workflow Initiative</td>
<td>Provides funding for equipment and software to support the eConstruction Initiative which moves the construction management process to a paperless environment through the use of collaborative sharing sites, mobile devices, digital signatures form automation, and Electronic Final Plans As-Built.</td>
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<tr>
<td>199</td>
<td>5503900</td>
<td>Support For Construction Management</td>
<td>Requests additional budget to develop, alongside other states, an Internet-based software application for Construction &amp; Materials Management. By joining this effort, DOT can avoid higher costs that DOT would incur if it had to develop this tool independently.</td>
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<td>200</td>
<td>5505500</td>
<td>Buildings and Grounds - Maintenance and Repair</td>
<td>Provides budget authority for operational maintenance and repairs for the department's buildings and grounds. This funding will support preventative and general maintenance for 842 DOT-owned facilities and structures including offices, warehouses, maintenance yards, parking lots, vehicle shops, operations centers and materials laboratories. this does not include toll facilities and weigh stations supported through the Transportation Work Program.</td>
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<td>201</td>
<td>6002400</td>
<td>Support for Transportation Disadvantaged</td>
<td>Provides additional nonrecurring budget authority to align budget with projected revenues for the Transportation Disadvantaged Program. The additional budget brings the total program funding to $50,874,904. Funding will support up to 353,000 trips for older adults, persons with disabilities, persons of low income, and at-risk children.</td>
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<td>202</td>
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<td>Code Corrections:</td>
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<td>203</td>
<td>080002</td>
<td>Minor Repairs/Improvements - State</td>
<td>Provides nonrecurring Fixed Capital Outlay funding to address fire, environmental, health, and safety code issues, and ADA requirements.</td>
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<td>204</td>
<td>990E000</td>
<td>Environmental Projects:</td>
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<td>205</td>
<td>Environmental Site Restoration</td>
<td>088763</td>
<td>Provides nonrecurring Fixed Capital Outlay funding to continue environmental site restoration work to clean up soil and groundwater contamination per state and federal requirements.</td>
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<td>206</td>
<td>Support Facilities:</td>
<td>990F000</td>
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<tr>
<td>207</td>
<td>Minor Repairs/Improvements -State</td>
<td>080002</td>
<td>Provides nonrecurring Fixed Capital Outlay funding for minor repairs and maintenance of DOT district facilities.</td>
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<tr>
<td>208</td>
<td>Cocoa Operations Center-Repairs/Renovations/Additions</td>
<td>088745</td>
<td>Provides nonrecurring Fixed Capital Outlay funding for construction or modifications of DOT facilities. Includes $12 million for year 2 costs for the Cocoa Brevard Operations Center. Total cost for the 3-year build out plan is $21.9 million (prior yr. funding was $2 million).</td>
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<tr>
<td>209</td>
<td>Transportation Work Program</td>
<td>990T000</td>
<td>Provides nonrecurring Fixed Capital Outlay funding to support the design, construction, and maintenance of the state's transportation systems including roadways, seaports, airports, public transit facilities, and railways. The Governor's Recommended Budget reflects a December 2014 snapshot of the Work Program. The Senate's budget proposal will reflect the most recent revenue estimates and project costs. DOT's Preliminary Tentative Work Program released on Feb 17, 2015 is $10.3 million plus $166.4 million for debt service for FY 2015-16 and a projected cumulative 5-year Work Program Plan totaling $40.34 billion (debt service excluded) for FYs 2015-16 through 2019-20. The following categories represent the Transportation Work Program: Agency LBR: $7,476,111,304 Governor's Recs: $9,132,658,778</td>
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**Senate Subcommittee's Proposal**

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<td>239D</td>
<td>US 19 Revitalization Program - Pasco</td>
<td>-</td>
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<tr>
<td>239E</td>
<td>Citrus Grove Road from US 27 to Turnpike - Lake</td>
<td>-</td>
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<tr>
<td>239F</td>
<td>CR 466A Phase 3 Right of Way - Lake</td>
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<td>239G</td>
<td>Whiting Aviation Park - Santa Rosa</td>
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<tr>
<td>239H</td>
<td>The Underline Linear Park and Urban Trail - Miami-Dade</td>
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<td>239I</td>
<td>Williamson Blvd Road - Volusia</td>
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<tr>
<td>239J</td>
<td>City of Belle Glade Gateway Redevelopment Roadway Improvement - Palm Beach</td>
<td>-</td>
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<tr>
<td>239K</td>
<td>City of Sebring US 27 Lighting - Highlands</td>
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<tr>
<td>239L</td>
<td>Port of Panama City Industrial Basin Improvements - Bay</td>
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<tr>
<td>239M</td>
<td>Burnt Store Road - Charlotte</td>
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<tr>
<td>239N</td>
<td>Ludlam Trail Corridor Improvements Phase 2 - Miami-Dade</td>
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<td>239O</td>
<td>Glades Area Street Resurfacing/Reconstruction Phase 2 - Palm Beach</td>
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<td>239P</td>
<td>City of North Miami Beach - NE 163rd Str/NE 35th Ave Texas U Turn</td>
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<td>239Q</td>
<td>Miami Lakes Greenways and Trails Master Plan Implementation</td>
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<td>239R</td>
<td>White Springs ED-175/CR 136 Mixed Use Site Development Plan</td>
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<td>239S</td>
<td>114th Street Pedestrian Bridge, Sunny Isles - Miami-Dade</td>
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<td>239T</td>
<td>Clearwater SR 60 Alternative Water Transportation - Pinellas</td>
<td>-</td>
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<td>239U</td>
<td>Commercial Jet Aviation Training Center - Hendry</td>
<td>-</td>
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<tr>
<td>239V</td>
<td>Britt Road Bridge Replacement Project - Martin</td>
<td>-</td>
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<tr>
<td>239W</td>
<td>Village of Tequesta Transportation Alternatives - Palm Beach</td>
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<tr>
<td>239X</td>
<td>St. Johns River Ferry - Phase II</td>
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<td>-</td>
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<tr>
<td>239Y</td>
<td>Black Creek Trail Segment B - Miami Beach</td>
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<td>240 088866</td>
<td>Traffic Engineering Consultants</td>
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<td>241 088967</td>
<td>Local Government Reimbursement</td>
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<td>242 088876</td>
<td>Toll Operation Contracts</td>
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<td>243 088920</td>
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<td>Startup Recurring Fixed Capital Outlay (DEBT SERVICE)</td>
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<td>246 089070</td>
<td>Debt Service (increase)</td>
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<td>DEPT OF TRANSPORTATION</td>
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**EOG, DIVISION OF EMERGENCY MANAGEMENT**

<table>
<thead>
<tr>
<th>ISSUE CODE</th>
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<tr>
<td>1100001</td>
<td>Startup (OPERATING)</td>
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<tr>
<td>1100002</td>
<td>Startup Recurring Fixed Capital Outlay:</td>
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<td>G/A - FCO - Emergency Management Critical Facility Needs</td>
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**Division's Amended LBR adjusts the base budget across multiple appropriation categories and funds to accurately reflect recurring expenditures with appropriate state and federal funding sources.**

**Realignment Budget Authority to More Accurately Reflect Program Expenditures - Deduct**

**Realignment Budget Authority to More Accurately Reflect Program Expenditures - Add**

**Decreased Workload for Data Center to Support an Agency**

Statewide issue to adjust the department's base budget to align with the projected data center billing for FY 2015-16.
<table>
<thead>
<tr>
<th>Row #</th>
<th>AGENCY / DEPARTMENT</th>
<th>ISSUE</th>
<th>CODE</th>
<th>ISSUE</th>
<th>FTE</th>
<th>REC GR</th>
<th>NR GR</th>
<th>ALL TRUST</th>
<th>ALL FUNDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>257</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Management Position Reductions - Efficiencies</td>
<td>53G0020</td>
<td>Eliminates 8 FTE and associated salary rate and Salaries and Benefits operating budget authority to create administrative and operational efficiencies. As of February 28, 2015, 13 of the division's 157 positions are vacant.</td>
<td>(8.00)</td>
<td>-</td>
<td>-</td>
<td>(451,644)</td>
<td>(451,644)</td>
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<tr>
<td>258</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Open Federally Declared Disasters - Funding to Communities</td>
<td>5701000</td>
<td>-</td>
<td>-</td>
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<td>245,841,018</td>
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<tr>
<td>259</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Open Federally Declared Disasters - State Management Costs</td>
<td>5701500</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>15,153,881</td>
<td>15,153,881</td>
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<tr>
<td>260</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Continue Other Personal Services to Assist with County Emergency Management Accreditation</td>
<td>570A040</td>
<td>Provides additional state funds for DEM to continue to provide guidance and technical assistance to counties seeking Emergency Management Accreditation. Currently, five jurisdictions are fully accredited and DEM projects that an additional 15 jurisdictions will become accredited by June 30, 2016.</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>210,240</td>
<td>210,240</td>
</tr>
<tr>
<td>261</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Additional Trust Fund Spending Authority for Open Emergency Management Performance Grants</td>
<td>570B040</td>
<td>Governor's Recommendation provides additional budget authority to spend available federal funds to create an online special needs registry, as required by law, and purchase up to 15 Functional Needs Shelter Supplies (FNSS) kits. FNSS kits include durable medical goods (wheelchairs, walkers, canes, medical beds, etc.); emergency power, air conditioning and dehumidification equipment; and a medical refrigerator. DEM currently has 14 FNSS kits.</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>926,476</td>
<td>926,476</td>
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<tr>
<td>263</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Purchase of Portable Radiation Detection Equipment</td>
<td>570B060</td>
<td>Provides additional state funds to purchase 190 radiation detectors to replace aging and outdated equipment used by individuals responding to a radiation release from a nuclear power plant. There are five nuclear reactors in Florida located at three sites (Crystal River, St. Lucie, and Turkey-Point - Miami) and two reactors located in Alabama near the state line. Revenues collected from nuclear power companies support the additional authority requested.</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>133,000</td>
<td>133,000</td>
</tr>
<tr>
<td>266</td>
<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
<td>Statewide Emergency Alert and Notification System</td>
<td>570E080</td>
<td>Governor's Recommendation provides state trust funds to deploy a vendor-hosted &quot;mass notification&quot; system to provide voice call, text, email, TDD/TTY alerts of imminent or actual hazards. The system would be required to integrate with existing systems, including the Emergency Alert System and the Integrated Public Alert and Warning System. The system will have the capability to automatically disseminate weather warnings from the National Weather Service and geographically target specific areas for real-time location based mobile device alerts. $3.5 million of recurring funds are needed for the system's annual license agreement. $1 million of nonrecurring funds are needed for the initial configuration of the statewide system and the development of the notification hierarchy between the state, counties, municipalities and citizens.</td>
<td>-</td>
<td>-</td>
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</tr>
<tr>
<td>Row #</td>
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<td>SENATE SUBCOMMITTEE'S PROPOSAL</td>
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</tr>
<tr>
<td>268</td>
<td>570E100</td>
<td><strong>Additional Trust Fund Spending Authority for Residential Construction Mitigation</strong>&lt;br&gt;Governor's Recommendation provides nonrecurring state trust funds to expand hurricane loss mitigation activities. Section 215.559, F.S., directs the Legislature to annually appropriate $10 million from the Florida Hurricane Catastrophe (CAT) Fund to DEM: $7 million for programs to improve the wind resistance of residences and mobile homes; public education concerning Florida Building Code cooperative programs; and other efforts to prevent or reduce losses or reduce the cost of rebuilding after a disaster. $3 million in the base budget is provided to retrofit existing facilities used as public hurricane shelters. This issue provides authority to spend $4.5 million of accumulated cash from prior year distributions to: promote public education and public information about wind mitigation; and provide hazard mitigation upgrades to eligible applicants through a competitive grant process. Governor has proposed conforming bill language to allow funds to be used for all types of mitigation programs, not just programs to improve wind resistance.</td>
<td>FTE</td>
<td>REC GR</td>
<td>NR GR</td>
<td>ALL TRUST</td>
<td>ALL FUNDS</td>
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<tr>
<td>270</td>
<td>149.00</td>
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<td>271</td>
<td>Grand Total</td>
<td>13,501.50</td>
<td>70,832,432</td>
<td>40,867,568</td>
<td>12,068,455,874</td>
<td>12,180,155,874</td>
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</tbody>
</table>
The moneys contained herein are appropriated from the named funds to the Department of Agriculture and Consumer Services, Department of Environmental Protection, Fish and Wildlife Conservation Commission and the Department of Transportation as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

TRANSPORTATION, DEPARTMENT OF

Funds in Specific Appropriations 1869 through 1884, 1890 through 1895, 1909 through 1917, 1920 through 1929, and 1970 through 1981 are provided from the named funds to the department to fund the five year Work Program developed pursuant to provisions of section 339.135, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

Funds provided in Specific Appropriations 1858A through 1858D from the Land Acquisition Trust Fund in the Department of Transportation are contingent upon Senate Bills 576, 578, 580, 582, 584 and 586, or similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.

TRANSPORTATION SYSTEMS DEVELOPMENT

PROGRAM: TRANSPORTATION SYSTEMS DEVELOPMENT

1868 SPECIAL CATEGORIES
GRANTS AND AIDS - TRANSPORTATION DISADVANTAGED

In an effort to address unmet transportation needs, the Commission for the Transportation Disadvantaged shall establish a separate grant program for eligible Community Transportation Coordinators that can demonstrate such need. The Commission shall establish this grant program no later than August 31, 2015.

FLORIDA RAIL ENTERPRISE

1894 FIXED CAPITAL OUTLAY
RAIL DEVELOPMENT/GRANTS

From the funds in Specific Appropriation 1894, $10,000,000 is provided for Quiet Zone improvements in response to the use of locomotive horns at highway-rail grade crossings. The department shall create a grant program for quiet zones requested by local agencies to provide funding of up to 50 percent of the nonfederal and nonprivate share of the total costs of any qualifying quiet zone capital improvement project.

The department will coordinate and work closely with local, state, and federal agencies to provide technical support to local agencies in the development of quiet zone plans. Local agencies may apply for grant funds after its quiet zone plan is approved by the department.

The Department of Transportation will monitor crossing incidents at approved quiet zone locations and have the right to revoke the quiet zone(s) at any time if a significant deterioration in safety results from quiet zone implementation.

TRANSPORTATION SYSTEMS OPERATIONS

PROGRAM: HIGHWAY OPERATIONS

1911 FIXED CAPITAL OUTLAY
SMALL COUNTY OUTREACH PROGRAM (SCOP)

From the funds in Specific Appropriation 1911, $9,000,000 is appropriated for transportation projects within a rural area of opportunity designated pursuant to section 288.0656(7), Florida Statutes.

1914 FIXED CAPITAL OUTLAY
TRANSPORTATION HIGHWAY MAINTENANCE CONTRACTS

From the funds in Specific Appropriation 1914, an amount not less than $8,400,000 in state revenues shall be used for the Road Ranger program. Road Ranger services provided through sponsorships, local contributions or federal funds are not restricted.
From the funds in Specific Appropriation 1914, the Department of Transportation may contract with non-profit youth organizations in Florida to perform work on the state highway system. All non-profit youth organizations providing services under contract with the Department of Transportation must certify to the department that all participating youth are Florida residents. In order to maintain continuity and quality, the department shall give preference to those youth organizations with which it has previously contracted for such services.

The department is specifically limited to an expenditure level of $2,000,000 for any contract with a single youth organization or for any group of contracts with two or more youth organizations that have the same registered agent or substantially similar officers and directors. The department shall not supplement these funds from any source in the absence of express legislative authority.

1927  FIXED CAPITAL OUTLAY
      ECONOMIC DEVELOPMENT TRANSPORTATION
      PROJECTS - ROAD FUND

From the funds in Specific Appropriation 1927, a portion of the funds shall be allocated as follows:

- City of Fernandina Beach N. Fletcher Rd - Nassau.................. 1,000,000
- Lake Worth Park of Commerce - Palm Beach.......................... 2,500,000
- Opa Locka Airport Development - Miami-Dade......................... 1,000,000
- US 19 Revitalization Program - Pasco................................ 500,000
- Citrus Grove Road from US 27 to Turnpike - Lake.................... 1,000,000
- CR 466A Phase 3 Right of Way - Lake................................ 2,500,000
- Weems Ross Aviation Park - Palm Beach............................. 2,000,000
- The Underline Linear Park and Urban Trail - Miami-Dade........... 2,000,000
- Williamson Blvd Road - Volusia...................................... 2,500,000
- City of Belle Glade Gateway Redevelopment Roadway Improvement - Palm Beach.................................................... 506,000
- City of Sebring US 27 Lightening - Highlands........................ 1,000,000
- Port of Panama City Industrial Basin Improvements - Bay........... 1,000,000
- Burnt Store Road -Charlotte........................................ 1,000,000
- Ludlam Trail Corridor Improvements Phase 2 - Miami-Dade.......... 3,000,000
- Glades Area Street Resurfacing/Reconstruction Phase 2 - Palm Beach................................................................. 1,000,000
- City of North Miami Beach-NE 163rd Str/NE 35th Ave U-Turn...... 1,000,000
- Miami Lakes Greenways and Trails Master Plan Implementation.... 400,000
- White Springs RD I-75/CR 136 Mixed Use Site Development Plan... 250,000
- 174th Street Pedestrian Bridge, Sunny Isles - Miami-Dade........ 1,000,000
- Clearwater SR 60 Alternative Water Transportation - Pinellas.... 300,000
- Commercial Jet Aviation Training Center - Hendry.................. 3,000,000
- Britt Road Bridge Replacement Project - Martin................... 1,500,000
- Village of Tequesta Transportation Alternatives - Palm Beach.... 200,000
- St Johns River Ferry Phase II...................................... 1,000,000
- Black Creek Trail Segment B - Miami-Dade........................... 200,000

FLORIDA'S TURNPIKE SYSTEMS

FLORIDA'S TURNPIKE ENTERPRISE

1970  FIXED CAPITAL OUTLAY
      TRANSPORTATION HIGHWAY MAINTENANCE
      CONTRACTS

From the funds in Specific Appropriation 1970, an amount not less than $2,560,000 in state revenues shall be used for the Road Ranger program. Road Ranger services provided through sponsorships, local contributions or federal funds are not restricted.

From the funds in Specific Appropriation 1970, the Department of Transportation may contract with non-profit youth organizations in Florida to perform work on the state highway system. All non-profit youth organizations providing services under contract with the Department of Transportation must certify to the department that all participating youth are Florida residents. In order to maintain continuity and quality, the department shall give preference to those youth organizations with which it has previously contracted for such services.

The department is specifically limited to an expenditure level of $2,000,000 for any contract with a single youth organization or for any group of contracts with two or more youth organizations that have the same registered agent or substantially similar officers and directors. The department shall not supplement these funds from any source in the
absence of express legislative authority.
The moneys contained herein are appropriated from the named funds to Administered Funds, Department of Business and Professional Regulation, Department of Citrus, Department of Economic Opportunity, Department of Financial Services, Executive Office of the Governor, Department of Highway Safety and Motor Vehicles, Legislative Branch, Department of the Lottery, Department of Management Services, Department of Military Affairs, Public Service Commission, Department of Revenue and the Department of State as the amounts to be used to pay the salaries, other operational expenditures and fixed capital outlay of the named agencies.

ECONOMIC OPPORTUNITY, DEPARTMENT OF

From the funds in Specific Appropriations +++++ through ++++++, any expenditure from the Temporary Assistance for Needy Families (TANF) Block Grant must be expended in accordance with the requirements and limitations of Part A of Title IV of the Social Security Act, as amended, or any other applicable federal requirement or limitation. Before any funds are released by the Department of Children and Families, each provider shall identify the number of clients to be served and certify their eligibility under Part A of Title IV of the Social Security Act. Funds may not be released for services to any clients except those so identified and certified.

The department head or a designee must certify that controls are in place to ensure that such funds are expended in accordance with the requirements and limitations of federal law and that reporting requirements of federal law are met. It is the responsibility of any entity to which such funds are appropriated to obtain the required certification prior to any expenditure of funds.

From the funds in Specific Appropriations +++++ through ++++++, no federal or state funds shall be used to pay for space being leased by a Regional Workforce Board, CareerSource Florida, or the Department of Economic Opportunity if it has been determined by whichever entity is the lessor that there is no longer a need for the leased space. All leases, and performance and obligations under the leases, are subject to and contingent upon an annual appropriation by the Florida Legislature. In the event that such annual appropriation does not occur, or in the alternative, there is either a reduction in funding from the prior annual appropriation or the entity which is the lessee determines that the annual appropriation is insufficient to meet the requirements of the leases, then the lessee has the right to terminate the lease upon written notice by the lessee and the lessee shall have no further obligations under the contracts.

PROGRAM: EXECUTIVE DIRECTION AND SUPPORT SERVICES

EXECUTIVE LEADERSHIP

2172 SPECIAL CATEGORIES
GRANTS AND AIDS - CONTRACTED SERVICES

Funds provided in Specific Appropriation 2172 from the State Economic Enhancement and Development Trust Fund, the Tourism Promotional Trust Fund, and the Florida International Trade and Promotion Trust Fund, shall only be used to represent the state's interest in the Digital Domain Media Group, Inc., bankruptcy action.

PROGRAM: WORKFORCE SERVICES

WORKFORCE DEVELOPMENT

From the funds in Specific Appropriations +++++ through ++++++, the Department of Economic Opportunity must determine if any funds provided for specific workforce programs, projects, or initiatives are not an allowable use of federal funds. If the department finds that any workforce program, project, or initiative for which funds are specifically appropriated in this act is not an allowable use of federal funds, the department must notify the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

When allocating full-time equivalent (FTE) positions to individual regional workforce boards, the Department of Economic Opportunity must ensure that workforce services are effectively and efficiently provided throughout the state. The department is authorized to reallocate any FTE position allocated to a regional workforce board that has been or becomes vacant for more than 180 days. When reallocating a vacant FTE position, the department must give priority to a regional workforce
board that would use the FTE position to provide additional services to veterans.

2196A SPECIAL CATEGORIES
GRANTS AND AIDS - WORKFORCE PROJECTS

Funds provided in Specific Appropriation 2196A from the XXX fund shall be allocated as follows:

INSERT LIST

The Department of Economic Opportunity shall directly contract with the entities allocated funds from Specific Appropriation 2196A.

2197 SPECIAL CATEGORIES
NON CUSTODIAL PARENT PROGRAM

Funds provided in Specific Appropriation 2197 from the Welfare Transition Trust Fund are provided to continue and expand the Gulf Coast Jewish Family and Community Services' Non Custodial Parent Employment Program in Miami-Dade, Pinellas, Pasco, Hillsborough, and Hernando counties, allocated as follows: Miami-Dade County - $666,000; Pinellas, Pasco, and Hillsborough counties - $750,000; and Hernando County - $209,000. CareerSource Pinellas shall administer the funds.

2199 SPECIAL CATEGORIES
GRANTS AND AIDS - REGIONAL WORKFORCE BOARDS

Funds provided in Specific Appropriation 2199 from the Welfare Transition Trust Fund are allocated for workforce services based on a plan approved by CareerSource Florida. The plan must maximize funds distributed directly to the regional workforce boards, and must identify any funds allocated for state-level and discretionary initiatives. The plan must equitably distribute funds to the boards based on anticipated client caseloads and the ability of the state to meet performance standards, including federal work participation rate requirements, and prioritize services provided to one-parent families. Copies of the proposed allocation must be provided to the Governor's Office of Policy and Budget, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

From the funds provided in Specific Appropriation 2199, any expenditures by a regional workforce board for "outreach," "advertising," or "public relations" must have a direct program benefit and must be consistent in strict accordance with all applicable federal regulations and guidance. A regional workforce board must obtain prior approval from the Department of Economic Opportunity before purchasing promotional items, including but not limited to caps, blankets, clothing, and memorabilia, models, gifts, and souvenirs, which exceed $5,000 for outreach purposes.

Funds in Specific Appropriation 2199 may not be used directly or indirectly to pay for meals, food, or beverages for board members, staff, or employees of regional workforce boards, CareerSource Florida, or the Department of Economic Opportunity except as expressly authorized by state law. Preapproved, reasonable, and necessary per diem allowances and travel established in section 112.061, Florida Statutes, shall be in compliance with all applicable federal and state requirements. Funds in Specific Appropriation 2196 may not be used for entertainment costs and recreational activities for board members, staff, or employees.

Funds in Specific Appropriation 2199 may not be used for any contract exceeding $25,000 between a regional workforce board and a member of that board that has any relationship with the contracting vendor, unless the contract has been reviewed by the Department of Economic Opportunity and CareerSource Florida.

CAREERSOURCE FLORIDA

2215A SPECIAL CATEGORIES
QUICK RESPONSE TRAINING

The funds provided from the State Economic Enhancement and Development Trust Fund in Specific Appropriation 2215A are provided to CareerSource Florida to market and promote the Quick Response Training Program.

PROGRAM: COMMUNITY DEVELOPMENT

HOUSING AND COMMUNITY DEVELOPMENT
2233A SPECIAL CATEGORIES
GRANTS AND AIDS - HOUSING AND COMMUNITY
DEVELOPMENT PROJECTS

Funds provided in Specific Appropriation 2233A from the XXX fund shall be allocated as follows:

INSERT LIST

The Department of Economic Opportunity shall directly contract with the entities allocated funds from Specific Appropriation 2233A.

FLORIDA HOUSING FINANCE CORPORATION

2240 SPECIAL CATEGORIES
GRANTS AND AIDS - HOUSING FINANCE CORPORATION (HFC) - AFFORDABLE HOUSING PROGRAMS

From the funds in Specific Appropriation 2240, $XXX is provided to fund the construction or rehabilitation of units through the State Apartment Incentive Loan (SAIL) Program. Each SAIL development that receives an award from these funds and will be targeted to families, elderly persons, and persons who are homeless pursuant to section 420.007 (3), Florida Statutes, must include not less than 5 percent and no more than 10 percent of its units designed, constructed, and targeted for persons with a disabling condition as defined in section 420.0004 (7), Florida Statutes. Each development shall be required to enter into an agreement with at least one designated supportive services lead agency, such as the Local Center for Independent Living, the Agency for Persons with Disabilities, or any other such agency approved by the Florida Housing Finance Corporation (FHFC), for the purpose of coordinating services and housing for persons with disabilities.

From the funds in Specific Appropriation 2240, $XXX is provided to fund a competitive grant program for housing developments designed, constructed, and targeted for persons with developmental disabilities as defined in section 393.063, Florida Statutes. Private nonprofit organizations whose primary mission includes serving persons with developmental disabilities as defined in section 393.063, Florida Statutes, shall be eligible for these grant funds. Housing projects funded with these grants may include community residential homes as defined in section 419.001, Florida Statutes, or individual housing units, and may include new construction and renovation of existing housing units. In evaluating proposals for these funds, the FHFC shall consider the extent to which funds from local and other sources will be used by the applicant to leverage the grant funds provided under this section; employment opportunities and supports that will be available to residents of the proposed housing; a plan for residents to effectively and efficiently access community-based services, resources, and amenities; and partnerships with other supportive services agencies.

2241 SPECIAL CATEGORIES
GRANTS AND AIDS - HOUSING FINANCE CORPORATION (HFC) - STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM

From the funds in Specific Appropriation 2241, each local government must use a minimum of 20 percent of its allocation to serve persons with special needs as defined in section 420.0004, Florida Statutes. Before this portion of the allocation is released by the Florida Housing Finance Corporation (FHFC), a local government must certify that it will meet this requirement through existing approved strategies in the local assistance plan or submit a new local housing assistance plan strategy for this purpose to the FHFC for approval to ensure that it meets these specifications. The first priority of these special needs funds must be to serve persons with developmental disabilities as defined in section 393.063, Florida Statutes, with an emphasis on home modifications, including technological enhancements and devices, which will allow homeowners to remain independent in their own homes and maintain their homeownership.

From the funds in Specific Appropriation 2241, $4 million shall be used to provide services to homeless persons. Of the $4 million, $3,800,000 shall be transferred to the Department of Children and Families to implement the provisions of section 420.622, Florida Statutes, and $200,000 shall be used by the Department of Economic Opportunity to provide training and technical assistance regarding affordable housing to designated lead agencies of homeless assistance
continuums of care.

PROGRAM: STRATEGIC BUSINESS DEVELOPMENT

STRATEGIC BUSINESS DEVELOPMENT

2246 LUMP SUM ECONOMIC DEVELOPMENT TOOLS

Funds provided in Specific Appropriation 2246 are provided for the Qualified Target Industry (QTI) Tax Refund, Qualified Defense Contractor and Space Flight Business Tax Refund, QTI Tax Refund - Brownfield Redevelopment Bonus, Brownfield Redevelopment Tax Refund, High Impact Performance Incentive Grant, Quick Action Closing, Innovation Incentive, Local Government Distressed Area Matching Grant programs, and transportation facilities, and only for projects that meet the eligibility requirements of law. These funds shall not be released for any other purpose and may only be disbursed when projects meet the contracted performance requirements. Funds provided in Specific Appropriation 2246 from the Economic Development Trust Fund represent local matching funds.

2247 SPECIAL CATEGORIES GRANTS AND AIDS - INSTITUTE FOR THE COMMERCIALIZATION OF PUBLIC RESEARCH

From the funds provided in the State Economic Enhancement and Development Trust Fund in Specific Appropriation 2247, $1,500,000 is provided for on-going operations of the Institute for the Commercialization of Public Research (ICPR) and $5,000,000 is provided for seed stage funds to be allocated by the ICPR.

2249 SPECIAL CATEGORIES GRANTS AND AIDS - ADVOCATING INTERNATIONAL RELATIONSHIPS

The recurring funds provided in Specific Appropriation 2249 from the Florida International Trade and Promotion Trust Fund are allocated as follows:

CAMACOL - Florida Trade and Exhibition Center................. 400,000
Southeast US/Japan Association & Florida/Korea Economic Cooperation Committee......................... 200,000

The Department of Economic Opportunity shall directly contract with these entities.

2249A SPECIAL CATEGORIES ECONOMIC DEVELOPMENT PROJECTS

Funds provided in Specific Appropriation 2249A from XX fund shall be allocated as follows:

INSERT LIST

The Department of Economic Opportunity shall directly contract with the entities allocated funds from Specific Appropriation 2249A.

2251 SPECIAL CATEGORIES GRANTS AND AIDS - ENTERPRISE FLORIDA PROGRAM

From the International Trade and Promotion Trust Fund in Specific Appropriation 2251, $XXX is allocated for international programs, and $XXX is allocated to maintain Florida’s international offices.

From the funds in Specific Appropriation 2251 from the State Economic Enhancement and Development Trust Fund, $5,000,000 is contingent upon interest earnings generated in the state treasury’s Quick Action Closing Fund Escrow Account and funds available from terminated Quick Action Closing Fund projects.

2252 SPECIAL CATEGORIES GRANTS AND AIDS - MILITARY BASE PROTECTION

Funds in Specific Appropriation 2252 are allocated as follows:

Military Base Protection.................................. 150,000
Defense Reinvestment...................................... 850,000
2254 SPECIAL CATEGORIES
GRANTS AND AIDS - VISIT FLORIDA

From the funds provided in Specific Appropriation 2254 from the State Economic Enhancement and Development Trust Fund, $1,000,000 shall be used to market the state to veterans as a permanent home, and disseminate information to improve veterans' knowledge of and access to benefits in Florida.

2256 SPECIAL CATEGORIES
GRANTS AND AIDS - SPACE FLORIDA

From the funds in Specific Appropriation 2256, $1,000,000 of recurring funds from the State Economic Enhancement and Development Trust Fund is provided to support collaborative research, development, and commercialization of projects related to aerospace and other technology and life sciences as further described through a Memorandum of Understanding (MOU) which Space Florida has entered into with the State of Israel.

From the funds in Specific Appropriation 2256, $1,500,000 of recurring funds from the State Economic Enhancement and Development Trust Fund shall be used to market and promote the space tourism industry in the State of Florida. Funds may also be used to support marketing and promotion initiatives undertaken by businesses engaged in or relating to the space tourism industry in the State of Florida, which shall include but not be limited to Spaceflight entities as defined in section 331.501, Florida Statutes, and entities related to launch and landing sites or launch and landing facilities. No later than February 3, 2015, Space Florida shall submit a report to the Governor, the chair of the Senate Appropriations Committee, the chair of the House Appropriations Committee, and the Department of Economic Opportunity which shall include at a minimum: an overview of the marketing initiatives executed; consumer reach of the marketing initiatives executed; methods, strategies, and messages utilized; total expenditures; and total impact achieved, financial and otherwise, to the space tourism industry in the State of Florida.

Funds in Specific Appropriation 2256 may not be used directly or indirectly to pay for the development of space launch facilities at the Shiloh site prior to the submission of a report by Space Florida that summarizes the findings of the Federal Aviation Administration's completed Environmental Impact Study of the site. The report must be submitted to the Governor, the Cabinet, the President of the Senate, and the Speaker of the House. The study and the report must be reviewed by the Florida Department of Environmental Protection prior to submission and Space Florida must include that department's comments on the Environmental Impact Study in the report.

GOVERNOR, EXECUTIVE OFFICE OF THE

PROGRAM: EMERGENCY MANAGEMENT

EMERGENCY PREVENTION, PREPAREDNESS AND RESPONSE

The Division of Emergency Management must submit quarterly status reports on the outstanding obligations for each open federally declared disaster event to the Executive Office of the Governor, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee.

2564 SPECIAL CATEGORIES
GRANTS AND AIDS - STATE AND FEDERAL
DISASTER RELIEF OPERATIONS - ADMINISTRATIVE

From the funds provided in Specific Appropriation 2564, $250,000 is allocated to contract with a not-for-profit corporation to conduct a statewide public education campaign on television and radio to promote hurricane preparedness. Funds must be matched on a 3 to 1 basis for this purpose.

2567 SPECIAL CATEGORIES
GRANTS AND AIDS - PUBLIC ASSISTANCE

From the funds in Specific Appropriation 2567, up to $107,321 from the Grants and Donations Trust Fund is provided to the Division of Emergency Management to reimburse the Federal Emergency Management Agency for public assistance funds deobligated from Pahokee Marina projects on
behalf of the City of Pahokee.

2574 SPECIAL CATEGORIES
GRANTS AND AIDS - HURRICANE LOSS MITIGATION

Grants and Donations Trust Funds in the following Specific Appropriations reflect the transfer of $7,000,000 of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to section 215.555(7), Florida Statutes, as follows:

Salaries and Benefits (SA #2552).............................................. 57,918
Other Personal Services (SA #2553)............................................. 214,717
Expenses (SA #2554).................................................................. 188,430
Operating Capital Outlay (SA #2556)............................................. 7,500
Contracted Services (SA #2559)..................................................... 138,447
Risk Management Services (SA #2563)......................................... 548
Transfer to DMS - Human Resources Services (SA #2576)........... 296
State Data Center - Agency for State Technology (SA #2580).... 1,441
Grants and Aids - Hurricane Loss Mitigation (SA # 2574).... 6,384,280
Indirect Costs.............................................................................. 6,424

These funds must be used for Hurricane Loss Mitigation programs as specified in section 215.559, Florida Statutes. The funds allocated in section 215.559(2)(a), Florida Statutes, must be distributed directly to Tallahassee Community College for the uses described in section 215.559(2)(b), Florida Statutes.

2581 GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY EMERGENCY MANAGEMENT CRITICAL FACILITY NEEDS

Funds in Specific Appropriation 2581 from the Grants and Donations Trust Fund reflect the transfer of $3,000,000 of mitigation funds from the Hurricane Catastrophe Fund pursuant to 215.555(7)(c), Florida Statutes. These funds shall be used to retrofit existing facilities used as public hurricane shelters as specified in section 215.559(1)(b), Florida Statutes.

HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF

PROGRAM: FLORIDA HIGHWAY PATROL

HIGHWAY SAFETY

2602 SPECIAL CATEGORIES
OVERTIME

From the funds in Specific Appropriation 2602, the Department of Highway Safety and Motor Vehicles shall allocate funds as necessary to efficient management, overtime activities of the Florida Highway Patrol. These activities include, but are not limited to, the State Overtime Action Response (SOAR) Program and the Incidental and Court overtime programs.

PROGRAM: KIRKMAN DATA CENTER

INFORMATION TECHNOLOGY

2657 SPECIAL CATEGORIES
CONTRACTED SERVICES

From the funds in Specific Appropriation 2657, $7,966,000 of nonrecurring funds from the Highway Safety Operating Trust Fund is provided to the Department of Highway Safety and Motor Vehicles to contract for project support and staff augmentation to continue the Motorist Modernization project. These funds will be placed in reserve. Contingent upon the submission of detailed operational work and project spending plans, the department is authorized to submit a budget amendment(s) to request release of the funds pursuant to the provisions in chapter 216, Florida Statutes.

MILITARY AFFAIRS, DEPARTMENT OF

PROGRAM: READINESS AND RESPONSE

MILITARY READINESS AND RESPONSE

2945 FIXED CAPITAL OUTLAY
DESIGN/BUILD - FLAGLER ARMORY

From the funds in Specific Appropriation 2945, $2,857,000 from nonrecurring funds from the General Revenue Fund is provided for the design and construction of a new armory in Flagler County.

2946 FIXED CAPITAL OUTLAY
   FLORIDA READINESS CENTERS REVITALIZATION
   PLAN - STATEWIDE

From the funds in Specific Appropriation 2946, $2,600,000 from nonrecurring funds from the General Revenue Fund is provided for the restoration and revitalization of the Wauchula Armory.

FEDERAL/STATE COOPERATIVE AGREEMENTS

2966 SPECIAL CATEGORIES
   CONTRACTED SERVICES

From the nonrecurring general revenue funds in Specific Appropriation 2966, $750,000 is provided for the Forward March Program and $1,250,000 is provided for the About Face Program.

STATE, DEPARTMENT OF

Funds provided in Specific Appropriations 3054 through ++++++ from the Land Acquisition Trust Fund in the Department of State are contingent upon Senate Bills 576, 578, 580, 582, 584 and 586, or similar legislation to implement Article X, section 28 of the Florida Constitution, becoming law.

PROGRAM: ELECTIONS

ELECTIONS

3078 SPECIAL CATEGORIES
   GRANTS AND AIDS - FEDERAL ELECTION
   ACTIVITIES (HELP AMERICA VOTE ACT)

Funds in Specific Appropriation 3078 shall be distributed to county supervisors of elections to be used for election administration activities such as voter education; pollworker training; standardizing elections results reporting; or other federal election administrative activities as approved by the Department of State.

County supervisors of elections will receive funds only after providing the Department of State a detailed description of the programs that will be implemented. Funds distributed to county supervisors of elections require a certification from the county that matching funds will be provided in an amount equal to fifteen percent of the amount to be received from the state.

Before a county supervisor of elections receives funds for any software or hardware technology, including, but not limited to, any emerging technology that enhances or facilitates the delivery of absentee ballots, the casting and counting of valid votes, voting system audits or recount processes, or the certification of accurate and complete official election results, the software or technology must first be certified or approved, whichever is applicable, by the Department of State. Additionally, before the supervisor can receive funds for emerging or enhancing technology, the county supervisor of elections and the chairperson of the county governing body must certify that the county has purchased and made available sufficient equipment for casting and counting ballots to meet the needs of the county electors, including reducing the wait time at the polls during the early voting period and on election day for the next regularly scheduled general election.

To be eligible, a county must segregate federal funds and required county matching dollars in a separate account established to hold only such funds. Funds in this account must be used only for the activities for which the funds were received. Funds shall remain in the account to be used for the same purposes for subsequent years or until such funds are expended. Supervisors of elections shall report to the Department of State any unspent funds remaining on June 30 of each fiscal year.

PROGRAM: HISTORICAL RESOURCES

HISTORICAL RESOURCES PRESERVATION AND EXHIBITION

3088 SPECIAL CATEGORIES
GRANTS AND AIDS - HISTORIC PRESERVATION

GRANTS

From the funds in Specific Appropriation 3088, $1,500,000 of recurring general revenue funds are provided for the 2015-2016 Small Matching Grants ranked list, as provided on the Department of State website.

3092A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS - SPECIAL CATEGORIES -
ACQUISITION, RESTORATION OF HISTORIC
PROPERTIES

From the funds in Specific Appropriation 3092A, $2,106,547 of nonrecurring general revenue funds is provided for the 2015-2016 Special Category Grants ranked list, as provided on the Department of State website.

The remaining nonrecurring general revenue funds of $1,104,000 in Specific Appropriation 3092A shall be allocated as follows:

Holocaust Memorial - Miami Beach.......................... 300,000
American Legion Post Building Restoration - Key West....... 154,000
Ma Barker House - Marion.................................. 400,000
Restoration of St. Marks Lighthouse - Wakulla............... 250,000

PROGRAM: LIBRARY AND INFORMATION SERVICES

LIBRARY, ARCHIVES AND INFORMATION SERVICES

3112A FIXED CAPITAL OUTLAY
LIBRARY CONSTRUCTION GRANTS

From the funds in Specific Appropriation 3112A, $2,000,000 of nonrecurring general revenue funds is provided for the 2015-2016 Library Construction grant list in its entirety, as provided on the Department of State website.

The remaining nonrecurring general revenue funds in Specific Appropriation 3112A shall be allocated for the East Lake Library Expansion.

PROGRAM: CULTURAL AFFAIRS

CULTURAL AFFAIRS

3116A AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - CULTURAL GRANTS

From the funds in Specific Appropriation 3116A, $200,000 of nonrecurring general revenue funds are provided for the Actor's Playhouse Performing Arts Program in the City of Coral Gables.

3118 SPECIAL CATEGORIES
GRANTS AND AIDS - CULTURAL AND MUSEUM
GRANTS

From the funds in Specific Appropriation 3118, $5,000,000 of recurring general revenue funds is provided for the 2015-2016 General Program Support ranked list in its entirety, as provided on the Department of State website.

3118B SPECIAL CATEGORIES
GRANTS AND AIDS - FLORIDA AFRICAN-AMERICAN
HERITAGE PRESERVATION NETWORK

From the nonrecurring funds in Specific Appropriation 3118B, the African-American Heritage Network shall...

3123A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS - SPECIAL CATEGORIES -
CULTURAL FACILITIES PROGRAM

From the funds in Specific Appropriation 3123A, $13,841,874 of
nonrecurring general revenue funds are provided for the 2015-2016 Cultural Facilities ranked list, as provided on the Department of State website.

The remaining nonrecurring general revenue funds of $4,304,340 shall be allocated as follows:

<table>
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<tr>
<th>Project Description</th>
<th>Amount</th>
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<tr>
<td>Tampa Theatre Capital Improvement Plan</td>
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<td>Clearwater Historical Society Museum</td>
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<td>Camp Gordon Johnston WWII Museum</td>
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<td>Norton Museum</td>
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<td>Mahaffey Theater Acoustical Renovation</td>
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<td>Tampa Bay History Center</td>
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