Florida House of Representatives - 2002 CS/HB 1451 By the Fiscal Responsibility Council and Representatives Davis, Haridopolos, Allen, Needelman and Kosmas

A bill to be entitled 1 2 An act relating to the gualified defense 3 contractor tax refund program; amending s. 288.1045, F.S.; revising a definition; revising 4 a qualification criterion; providing an 5 effective date. 6 7 8 Be It Enacted by the Legislature of the State of Florida: 9 Section 1. Paragraph (e) of subsection (1) and 10 paragraph (e) of subsection (3) of section 288.1045, Florida 11 12 Statutes, are amended to read: 288.1045 Qualified defense contractor tax refund 13 14 program.--(1) DEFINITIONS.--As used in this section: 15 "Department of Defense contract" means a 16 (e) competitively bid Department of Defense contract or 17 subcontract or a competitively bid federal agency contract or 18 19 subcontract issued on behalf of the Department of Defense for manufacturing, assembling, fabricating, research, development, 20 or design with a duration of 2 or more years, but excluding 21 2.2 any contract to provide goods, improvements to real or 23 tangible property, or services directly to or for any 24 particular military base or installation in this state. The 25 term includes contracts or subcontracts for products or services for military use which contracts or subcontracts are 26 27 approved by the United States Department of Defense, the 28 United States Department of State, or the United States Coast 29 Guard. (3) APPLICATION PROCESS; REQUIREMENTS; AGENCY 30 DETERMINATION. --31

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(e) To qualify for review by the office, the 1 2 application of an applicant must, at a minimum, establish the 3 following to the satisfaction of the office: 4 The jobs proposed to be provided under the 1. 5 application, pursuant to subparagraph (b)6. or subparagraph (c)6., must pay an estimated annual average wage equaling at б 7 least 115 percent of the average wage in the area where the 8 project is to be located. The consolidation of a Department of Defense 9 2. contract must result in a net increase of at least 25 percent 10 11 in the number of jobs at the applicant's facilities in this 12 state or the addition of at least 80 jobs at the applicant's 13 facilities in this state. 14 The conversion of defense production jobs to 3. nondefense production jobs must result in net increases in 15 16 nondefense employment at the applicant's facilities in this 17 state. The Department of Defense contract cannot allow the 18 4. business to include the costs of relocation or retooling in 19 20 its base as allowable costs under a cost-plus, or similar, 21 contract. 22 5. A business unit of the applicant must have derived not less than 60 70 percent of its gross receipts in this 23 state from Department of Defense contracts over the 24 25 applicant's last fiscal year, and must have derived not less 26 than an average of 60 80 percent of its gross receipts in this 27 state from Department of Defense contracts over the 5 years 28 preceding the date an application is submitted pursuant to 29 this section. This subparagraph does not apply to any application for certification based on a contract for reuse of 30 31 a defense-related facility.

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1       6. The reuse of a defense-related facility must result         2       in the creation of at least 100 jobs at such facility.         3       Section 2. This act shall take effect upon becoming a         1aw.       1aw.         5       6         7       7         8       7         9       7         10       7         11       7         12       7         13       7         14       7         15       7         16       7         17       7         18       7         19       7         20       7         21       7         22       7         23       7         24       7         25       7         26       7         27       7         28       7         29       7         30       7         31       7         32       7         33       7         34       7         35       7         36       7 <th></th> <th>1</th> <th></th>		1	
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