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# **Committee on Infrastructure**

**Monday, March 19, 2007  
2:00 – 5:00 PM  
404 HOB**

**Committee Action**

**Marco Rubio  
Speaker**

**Rep. Mike Davis  
Chair**

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

### Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Mike Davis (Chair)	X		
Susan Bucher	X		
Greg Evers	X		
Richard Glorioso	X		
Ed Hooper	X		
Jimmy Patronis	X		
Scott Randolph	X		
Michael Scionti			X
Nicholas Thompson	X		
<b>Totals:</b>	<b>8</b>	<b>0</b>	<b>1</b>

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 61 : Recovering, Towing, or Storing Vehicles and Vessels

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)			X		
<b>Total Yeas: 7</b>		<b>Total Nays: 0</b>			

### Appearances:

Mike Seamon, Executive Director (Lobbyist) - Proponent  
Professional Wrecker Operators of Florida  
4718 Edgewater Drive  
Orlando FL 32804  
Phone: (407) 402-1040

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 61

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure

2 Representative Machek offered the following:

3

4 **Amendment**

5 Remove line 223 and insert:

6 for notification of owners, lienholders, insurance companies and  
7 any other persons of record by certified mail is not more than  
8 the lesser of \$100 or 30 percent of the unpaid

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 239 : Driver License Restrictions

Unfavorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher		X			
Greg Evers		X			
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis		X			
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson		X			
Mike Davis (Chair)	X				
<b>Total Yeas: 4</b>		<b>Total Nays: 4</b>			

### Appearances:

Nancy Moreau, Legislative Liaison (Lobbyist) - Proponent  
Florida Pediatric Society  
1895 Vineland Lane  
Tallahassee FL 32317  
Phone: (850) 942-7031

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 239

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N) 3/19/07
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Infrastructure

2 Representative Skidmore offered the following:

3

4 **Amendment**

5 Remove line(s) 17-23 and insert:

6 (4) A person who holds a driver's license who has not  
7 attained 18 years of age shall not operate a motor vehicle with  
8 more than two passengers in the vehicle who have not attained 18  
9 years of age for a period of 12 months after the date of  
10 licensure or until attaining the age of 18, unless any  
11 additional passenger or passengers who have not attained 18  
12 years of age are siblings or children of the driver, whether  
13 related by whole or half blood, by affinity, or by adoption.

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 259 : Affordable Housing

Favorable With Amendments (2)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher		X			
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 7</b>		<b>Total Nays: 1</b>			

### Appearances:

Ruth Melton (Lobbyist) - Proponent  
Florida School Boards Association  
203 South Monroe Street  
Tallahassee FL 32308  
Phone: (850) 414-2578

Mobile Home Relocation  
C. Scott Dudley (Lobbyist) - Opponent  
Florida League of Cities  
301 S. Bronough Street  
Tallahassee FL 32302  
Phone: (850) 222-9684

Mobile Homes  
Eric Poole, Government Liaison (Lobbyist) - Opponent  
Florida Association Counties  
100 Monroe Street  
Tallahassee FL 32301  
Phone: (850) 922-4300

Mobile Home Fair Compensation/Exit Plan  
Susan Starkey (General Public) - Proponent  
6591 Orange Drive  
Davie FL 33314  
Phone: (954) 797-1030

Nancy Stewart (Lobbyist) - Proponent  
FMO Federation of Manufactured Home Owners of Florida  
1566 Village Square Boulevard  
Tallahassee FL 32309  
Phone: (850) 385-7805

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# **COMMITTEE MEETING REPORT**

## **Committee on Infrastructure**

**3/19/2007 2:00:00PM**

**Location:** 404 HOB

Lori Killinger, Director of Government Relations (Lobbyist) - Proponent

Florida Manufactured Housing Association

Phone: (850) 907-9111

Mobile Park Housing Accountability

Brian Pitts, Co-owner (General Public) - Information Only

Justice-2-Jesus

1119 Newton Avenue South

St. Petersburg FL 33705

Phone: (727) 897-9291

**Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM**



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 259

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N) 3/19/07  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Attkisson offered the following:

4 **Amendment (with title amendment)**

5 Remove line 225 and insert:

6 (6) A pilot program is established to provide homeownership down  
 7 payment assistance to eligible teachers. In order to assist in  
 8 the recruitment and retention of

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

12 Remove line 18 and insert:

13 amending s. 420.9075, F.S.; creating a pilot program to provide  
 14 down payment

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 259

COUNCIL/COMMITTEE ACTION

ADOPTED                                    — (Y/N)  
ADOPTED AS AMENDED                   — (Y/N)  
ADOPTED W/O OBJECTION               — (Y/N)  
FAILED TO ADOPT                       — (Y/N)  
WITHDRAWN                               — (Y/N)  
OTHER                                     \_\_\_\_\_

3/19/07

1 Council/Committee hearing bill: Infrastructure  
2 Representative Attkisson offered the following:

**Amendment (with title amendment)**

Remove line(s) 502-515 and insert:

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

Remove line 53 and insert:

specified time period; providing

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 331 : Pedestrian Safety

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

### Appearances:

Karen Williams Seel, Commissioner (General Public) - Proponent  
Pinellas County Commission  
315 Court Street  
Clearwater FL 33755  
Phone: (727) 464-3278

Brian Smith, Executive Director (General Public) - Opponent  
Pinellas County Metropolitan Planning Organization (MPO)  
600 Cleveland Street, Suite 750  
Clearwater FL 33755  
Phone: (727) 464-8200

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 331

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Kriseman offered the following:

**Amendment**

5 Remove line(s) 35 - 46 and insert:

6 right turn, but shall stop and remain stopped if a pedestrian is  
 7 either in the crosswalk or steps into the crosswalk and yield  
 8 the right-of-way to ~~pedestrians and~~ other traffic proceeding as  
 9 directed by the signal at the intersection, except that  
 10 municipal and county authorities may prohibit any such right  
 11 turn against a steady red signal at any intersection, which  
 12 prohibition shall be effective when a sign giving notice thereof  
 13 is erected in a location visible to traffic approaching the  
 14 intersection.

15 b. The driver of a vehicle on a one-way street that  
 16 intersects another one-way street on which traffic moves to the  
 17 left shall stop in obedience to a steady red signal, but may  
 18 then make a left turn into the one-way street, but shall stop  
 19 and remain stopped if a pedestrian is either in the crosswalk or  
 20 steps into the crosswalk and yield the right-of-way to  
 21 ~~pedestrians and~~ other traffic proceeding as

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# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 443 : Child Passenger Safety

Favorable With Amendments (2)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

### Appearances:

Child Safety Seats

Nancy Moreau, Legislative Liaison (Lobbyist) - Proponent

Florida Pediatric Society  
1895 Vineland Lane  
Tallahassee FL 32317  
Phone: (850) 942-7031

Child Passenger Safety

Sarah Rothell (Lobbyist) - Proponent

Florida Medical Association  
123 South Adams Street  
Tallahassee FL 32301  
Phone: (850) 224-6496

Child Passenger Restraints

Elaine Fusco (General Public) - Proponent

Junior Leagues of Florida  
10210 S. Tropical Trail  
Merritt Island FL 32952  
Phone: (321) 773-1885

Jack Levine (General Public) - Proponent

P.O. Box 1227  
Tallahassee FL 32302  
Phone: (850) 567-5252

David Cullen (General Public) - Proponent

Advocacy Institute for Children  
1674 University Parkway, #296  
Sarasota FL  
Phone: (941) 351-6595

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 443

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

3/19/07

1 Council/Committee hearing bill: Infrastructure

2 Representative Glorioso offered the following:

3  
4  
5  
6  
7  
8  
9  
10

**Amendment**

Remove line 114 and insert:

must be used; however, for children under 8 years of age who  
are over 4 feet 9 inches in height, a seat belt consisting of a  
lap belt and a shoulder belt may be used.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 443

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	<input checked="" type="radio"/> (Y/N) 3/19/07
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Infrastructure

2 Representative Glorioso offered the following:

3

4 **Amendment**

5 Remove line 134 and insert:

6 the child is over 65 inches in height or the vehicle does not

7 have a rear seat or the rear seat is being

8

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 681 : Driving Under the Influence

Favorable With Amendments (3)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson			X		
Mike Davis (Chair)	X				
<b>Total Yeas: 7</b>		<b>Total Nays: 0</b>			

### Appearances:

Matthew Bower (General Public) - Proponent  
Mothers Against Drunk Driving (MADD)  
7430 N. Tamiami Trail  
Sarasota FL 34243  
Phone: (941) 355-7778

Sandra Lambert (State Employee) - Information Only  
Department of Highway Safety & Motor Vehicles  
2900 Apalachee Parkway  
Tallahassee FL  
Phone: (850) 617-2600

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. |(for drafter's use only)

Bill No. 681

COUNCIL/COMMITTEE ACTION

ADOPTED                                    — (Y/N)  
ADOPTED AS AMENDED                   — (Y/N)  
ADOPTED W/O OBJECTION               — (Y)N 3/19/07  
FAILED TO ADOPT                       — (Y/N)  
WITHDRAWN                               — (Y/N)  
OTHER                                      \_\_\_\_\_

1 Council/Committee hearing bill:     Infrastructure  
2 Representative                        offered the following:  
3  
4       **Amendment**  
5       Remove lines 26 - 32 and insert:  
6       ~~3. For a second conviction, By mandatory placement for a~~  
7 ~~period of at least 1 year, at the convicted person's sole~~  
8 ~~expense, of an ignition interlock device approved by the~~  
9 ~~department in accordance with s. 316.1938 upon all vehicles that~~  
10 ~~are individually or jointly leased or owned and routinely~~  
11 ~~operated by the convicted person, when the convicted person~~  
12 ~~qualifies for a permanent or restricted license for:.~~ The  
13       a. At least 6 months for a first conviction when the  
14 convicted person has been referred to a substance abuse  
15 treatment provider, as provided in subsection (5).  
16       b. At least one year for a second conviction.  
17  
18

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 681

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)	
ADOPTED AS AMENDED	—	(Y/N)	
ADOPTED W/O OBJECTION	—	<input checked="" type="radio"/> (Y) (N)	3/19/07
FAILED TO ADOPT	—	(Y/N)	
WITHDRAWN	—	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative offered the following:

3  
 4 **Amendment**  
 5 Remove lines 78 - 80 and insert:  
 6 and routinely operated by the convicted person for up to one  
 7 year ~~6 months~~ for the first offense and for at least 2 years for  
 8 a second offense, when the convicted person qualifies for a  
 9

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. <sup>3</sup>/<sub>2</sub> (for drafter's use only)

Bill No. 681

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	(Y)N	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure

2 Representative Simmons offered the following:

3

4 **Amendment**

5 Remove line(s) 45 and 46 and insert:

6 restricted license. ~~The installation of such device may not~~

7 ~~occur before July 1, 2003.~~

8

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# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 903 : Special License Plates

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher		X			
Greg Evers				X	
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 6</b>		<b>Total Nays: 1</b>			

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 903

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure

2 Representative Cretul offered the following:

3  
4 **Amendment (with title amendment)**

5 Remove lines 19-93 and insert  
6 killed while serving in the Armed Forces of the United States.  
7 The license plate shall be officially designated as the Gold  
8 Star license plate and shall be developed and issued as provided  
9 in this section.

10 (1) The Gold Star license plate must bear the colors and  
11 design approved by the department in cooperation with supporters  
12 of the license plate. The word "Florida" must appear at the top  
13 of the plate, and the words "Gold Star Family" must appear at  
14 the bottom of the plate. The plate shall bear a unique design  
15 that includes the symbol for a fallen servicemember, a gold star  
16 with blue fringe on a white background with a red border. The  
17 symbol shall be no larger than 3 inches by 3 inches and shall be  
18 placed in a conspicuous place to the left of the identifying  
19 number of the plate, which identifying number shall consist of  
20 no more than six alphanumeric characters.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

21        (2) This section shall not be implemented until such time  
22 as the state has, through a licensing agreement or otherwise,  
23 received such license or other permission as may be required to  
24 implement this section. The designs of the initial and  
25 subsequent editions of the Gold Star license plate, except any  
26 part of the designs owned by others and licensed to the state,  
27 shall be owned solely by the state for its exclusive use and  
28 control, except as authorized by the department. The department  
29 may take such steps as may be necessary to give notice of and  
30 protect such right, including the copyright or copyrights.  
31 However, such steps shall be cumulative of the ownership and  
32 exclusive use and control established by this subsection as a  
33 matter of law, and no person shall reproduce or otherwise use  
34 such designs except as authorized by the department.

35        (3) (a) Each owner or lessee of an automobile or truck for  
36 private use, truck weighing not more than 7,999 pounds, or  
37 recreational vehicle as specified in s. 320.08(9)(c) or (d),  
38 which automobile, truck, or vehicle is not used for hire or  
39 commercial use, who is a resident of this state and who meets  
40 the qualifications provided in subsection (4) shall, upon  
41 application therefor to the department and payment of the  
42 license tax and appropriate fees established in this chapter, be  
43 issued a Gold Star license plate. Each initial application for a  
44 Gold Star license plate must be accompanied by proof that the  
45 applicant meets the requirements provided in subsection (4).

46        (b) The surviving spouse and the surviving parents meeting  
47 the requirements in subsection (4) shall each, upon application  
48 therefore, be issued the Gold Star license plate for one vehicle  
49 per household free of charge. Renewal decals for the plate  
50 issued under this paragraph shall be issued at no cost.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

51 (4) (a) 1. The Gold Star license plate shall be issued only  
52 to family members of a servicemember who resided in Florida at  
53 the time of the death of the servicemember.

54 2. To qualify for issuance of a Gold Star license plate,  
55 the applicant must be directly related to a fallen servicemember  
56 as spouse, legal mother or father, or stepparent who is  
57 currently married to the mother or father of the fallen  
58 servicemember.

59 3. A servicemember is deemed to have been killed while in  
60 service as listed by the United States Department of Defense and  
61 may be verified from documentation directly from the Department  
62 of Defense or from its subordinate agencies, such as the Coast  
63 Guard, Reserve, or National Guard.

64 (b) The applicant must provide documentation of the fact  
65 that the servicemember was killed while serving and proof of  
66 relationship to the servicemember to the tax collector or  
67 license plate agent before being issued a Gold Star license  
68 plate. The tax collector or license plate agent may waive the  
69 requirement for such documentation and proof if he or she has  
70 actual knowledge of the family relationship and that the  
71 servicemember was killed while serving.

72 (5) An eligible family member may request a Gold Star  
73 license plate at any time during his or her registration period.  
74 If such a license plate is to replace a current valid license  
75 plate, the license plate shall be issued with appropriate  
76 renewal decals attached.

77 Section 2. This act shall take effect October 1, 2007.

78  
79 ===== T I T L E A M E N D M E N T =====

80 Remove line 6 and insert:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

81 servicemembers who have been killed while serving in the

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# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 935 : United States Marine Corps License Plate

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Susan Bucher			X		
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)			X		
<b>Total Yeas: 6</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 959 : South Florida Regional Transportation Authority

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)			X		
<b>Total Yeas: 7</b>		<b>Total Nays: 0</b>			

### Appearances:

Dave Ericks (Lobbyist) - Proponent  
South Florida Regional Transportation Authority  
205 South Adams Street  
Tallahassee FL 32301

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 961 : Pub. Rec./Land Acquisition by South Florida Regional Transportation Authority

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)			X		
<b>Total Yeas: 7</b>		<b>Total Nays: 0</b>			

### Appearances:

Dave Ericks (Lobbyist) - Proponent  
South Florida Regional Transportation Authority  
205 South Adams Street  
Tallahassee FL 32301

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 973 : Specialty License Plates

Favorable With Amendments (3)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher		X			
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 7</b>		<b>Total Nays: 1</b>			

### Appearances:

James Powell, VP of Aquatic Program (General Public) - Proponent

Wildlife Trust

1601 3rd Street, South

St. Petersburg FL 34240

Phone: (727) 418-9136

Julie Rowland, Legislative Specialist (Lobbyist) (State Employee) - Proponent

Florida Fish and Wildlife Conservation Commission

620 S. Meridian Street

Tallahassee FL 32399

Phone: (850) 487-3795

Recipient of Proposed Fees

Brett Boston, Executive Director (General Public) - Proponent

Wildlife Foundation of Florida

Bryant Building

Tallahassee FL

Phone: (850) 922-1066

Marianne Gengenbach (Lobbyist) - Proponent

The Nature Conservancy

Peggy Mathews (Lobbyist) - Proponent

Citizens for Florida Waterways & American Watercraft Association

1520 Big Sky Way

Tallahassee FL 32317

Phone: (850) 877-3848

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 973

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)  
 ADOPTED AS AMENDED — (Y/N)  
 ADOPTED W/O OBJECTION — (Y/N)  
 FAILED TO ADOPT — (Y/N)  
 WITHDRAWN — (Y/N)  
 OTHER \_\_\_\_\_

3/19/07

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Boyd offered the following:

**Amendment**

Remove line(s) 22-62 and insert:

6 license plate as provided in this section. The word "Florida"  
 7 must appear at the top of the plate, and the words "Protect  
 8 Florida Springs" must appear at the bottom of the plate.

9 (b) The proceeds of the Protect Florida Springs license  
 10 plate annual use fee shall be forwarded to the Wildlife  
 11 Foundation of Florida, Inc., a citizen support organization  
 12 created pursuant to s. 372.0215, which shall administer the  
 13 funds. Wildlife Foundation of Florida shall retain all funds to  
 14 reimburse expenditures incurred to comply with s. 320.08053.  
 15 Thereafter, the funds shall be used as follows:

16 1. Up to 10 percent of the funds may be used for  
 17 administrative costs directly associated with springs education  
 18 programs, conservation, and grant administration.

19 2. Up to 15 percent of the funds may be used for  
 20 continuing promotion and marketing of the license plate.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

21        3. At least 55 percent of the annual fees shall be used  
22 for competitive grants awarded by an advisory granting committee  
23 with highest priority given to community-based springs programs  
24 and projects specifically related to education, outreach, and  
25 springs conservation. The competitive grants shall be  
26 administered and approved by the Board of Directors of the  
27 Wildlife Foundation of Florida, Inc. The advisory granting  
28 committee shall be composed of nine members, including one  
29 representative each from the Florida Fish and Wildlife  
30 Conservation Commission, the Department of Environmental  
31 Protection, the Department of Health, the Department of  
32 Community Affairs, and the Department of Agriculture and  
33 Consumer Services and two citizen representatives and two  
34 representatives from nonprofit stakeholder groups.

35        4. The remaining funds shall be distributed as approved by  
36 and accountable to the Board of Directors of the Wildlife  
37 Foundation of Florida, Inc., to support activities contributing  
38 to springs education, outreach, and conservation.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 973

COUNCIL/COMMITTEE ACTION

ADOPTED —  (Y)  (N)

ADOPTED AS AMENDED — (Y/N)

ADOPTED W/O OBJECTION — (Y/N)

FAILED TO ADOPT — (Y/N)

WITHDRAWN — (Y/N)

OTHER \_\_\_\_\_

3/19/07

1 Council/Committee hearing bill: Infrastructure

2 Representative Boyd offered the following:

3

4 **Amendment (with directory and title amendments)**

5 Between line(s) 15 and 16, insert:

6 (x) Florida Sheriffs Youth Ranches license plate, \$25 ~~\$20~~.

7

8

9 ===== D I R E C T O R Y A M E N D M E N T =====

10 Remove line(s) 11 and 12 and insert:

11 Section 1. Paragraph (x) of subsection (4) of section

12 320.08056, Florida Statutes, is amended, and paragraph (iii) is

13 added to that subsection, to read:

14

15

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

17 Remove lines 2-6 and insert:

18 An act relating to specialty license plates; amending s.

19 320.08056, F.S.; revising the Florida Sheriffs Youth Ranches

20 license plate annual use fee; establishing an annual use fee for

21 the Protect Florida Springs license plate; amending s.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

22 320.08058, F.S.; creating a Protect Florida Springs license  
23 plate; providing for the distribution of use fees received from  
24 the sale of the plates; providing an

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

Bill No. 973

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

3/19/07

1 Council/Committee hearing bill: Infrastructure

2 Representative Boyd offered the following:

3

4 **Amendment**

5 Remove line 63 and insert:

6 Section 3. This act shall take effect October 1, 2007.

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

**Location:** 404 HOB

**HB 975 : Specialty License Plates**

*Temporarily Deferred*

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 985 : Transportation

Favorable With Amendments (8)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

### Appearances:

C. Scott Dudley (Lobbyist) - Proponent

Florida League of Cities  
301 S. Bronough Street  
Tallahassee FL 32302  
Phone: (850) 222-9684

Howard Glassman (Lobbyist) - Proponent

Metropolitan Planning Organization Advisory Council  
605 Suwannee Street  
Tallahassee FL 32399  
Phone: (850) 414-4062

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

**Amendment (with and title amendment)**

Between lines 488 and 489 insert:

Section 8. Subsection (2), paragraph (e), section 212.055, Florida Statutes, is amended to read:

212.055 Discretionary sales surtaxes; legislative intent; authorization and use of proceeds.--

(2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.--

(e) School districts, counties, and municipalities receiving proceeds under the provisions of this subsection may pledge such proceeds for the purpose of servicing new bond indebtedness incurred pursuant to law. Local governments may use the services of the Division of Bond Finance of the State Board of Administration pursuant to the State Bond Act to issue any bonds through the provisions of this subsection. ~~In no case may a jurisdiction issue bonds pursuant to this subsection more frequently than once per year.~~ Counties and municipalities may join together for the issuance of bonds authorized by this subsection.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

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

Remove line 28 and insert:

retirement benefits; amending s. 212.055, F.S., deleting a  
prohibition against local governments issuing certain bonds  
secured by revenues from local infrastructure taxes more than  
once a year; amending s. 215.615, F.S.; revising

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N) 3/19/07
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Evers offered the following:

3

4 **Amendment (with title amendment)**

5 Between lines 574 and 575 insert:

6 Section 9. Section 316.2123, Florida Statutes, is amended  
 7 to read:

8 (1) The operation of an ATV, as defined in s. 317.0003,  
 9 upon the public roads or streets of this state is prohibited,  
 10 except that an ATV may be operated during the daytime on an  
 11 unpaved roadway where the posted speed limit is less than 35  
 12 miles per hour ~~by a licensed driver or by a minor under the~~  
 13 ~~supervision of a licensed driver. The operator must provide~~  
 14 ~~proof of ownership pursuant to chapter 317 upon request by a law~~  
 15 ~~enforcement officer.~~

16 (2) A county is exempt from this section if the governing  
 17 body of the county, by majority vote, following a noticed public  
 18 hearing, votes to exempt the county from this section.  
 19 Alternatively, a county may, by majority vote after such a  
 20 hearing, designate certain unpaved roadways where an ATV may be  
 21 operated during the daytime so long as each such designated

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

22 roadway has a posted speed limit of less than 35 miles per hour  
23 and is appropriately marked to indicate permissible ATV use.

24 (3) Any ATV operation that is permitted under subsection  
25 (1) or subsection (2) may be undertaken only by a licensed  
26 driver or a minor who is under the direct supervision of a  
27 licensed driver. The operator must provide proof of ownership  
28 under chapter 317 upon request by a law enforcement officer.

29  
30 ===== T I T L E A M E N D M E N T =====

31 Remove line 34 and insert:  
32 amending s. 316.2123, providing for authorized daytime ATV use  
33 on designated roads; amending s. 316.605, F.S.; providing height  
34 and placement

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

**Amendment**

Remove lines 577-739 and insert:

316.605 Licensing of vehicles.--

(1) Every vehicle, at all times while driven, stopped, or parked upon any highways, roads, or streets of this state, shall be licensed in the name of the owner thereof in accordance with the laws of this state unless such vehicle is not required by the laws of this state to be licensed in this state and shall, except as otherwise provided in s. 320.0706 for front-end registration license plates on truck tractors and s. 320.086(5) which exempts display of license plates on described former military vehicles, display the license plate or both of the license plates assigned to it by the state, one on the rear and, if two, the other on the front of the vehicle, each to be securely fastened to the vehicle outside the main body of the vehicle not higher than 60 inches and not lower than 12 inches from the ground and, no more than 24 inches to the left or right of the centerline of the vehicle, and in such manner as to

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

22 prevent the plates from swinging, and all letters, numerals,  
23 printing, writing, and other identification marks upon the  
24 plates regarding the word "Florida," the registration decal, and  
25 the alphanumeric designation shall be clear and distinct and  
26 free from defacement, mutilation, grease, and other obscuring  
27 matter, so that they will be plainly visible and legible at all  
28 times 100 feet from the rear or front. Vehicle license plates  
29 shall be affixed and displayed in such a manner that the letters  
30 and numerals shall be read from left to right parallel to the  
31 ground. No vehicle license plate may be displayed in an inverted  
32 or reversed position or in such a manner that the letters and  
33 numbers and their proper sequence are not readily identifiable.  
34 Nothing shall be placed upon the face of a Florida plate except  
35 as permitted by law or by rule or regulation of a governmental  
36 agency. No license plates other than those furnished by the  
37 state shall be used. However, if the vehicle is not required to  
38 be licensed in this state, the license plates on such vehicle  
39 issued by another state, by a territory, possession, or district  
40 of the United States, or by a foreign country, substantially  
41 complying with the provisions hereof, shall be considered as  
42 complying with this chapter. A violation of this subsection is a  
43 noncriminal traffic infraction, punishable as a nonmoving  
44 violation as provided in chapter 318.

45 Section 10. Paragraph (b) of subsection (3) of section  
46 316.650, Florida Statutes, is amended to read:

47 316.650 Traffic citations.--

48 (3)

49 (b) If a traffic citation is issued pursuant to s.  
50 316.1001, a traffic enforcement officer may deposit the original  
51 and one copy of such traffic citation or, in the case of a

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

52 traffic enforcement agency that has an automated citation  
53 system, may provide an electronic facsimile with a court having  
54 jurisdiction over the alleged offense or with its traffic  
55 violations bureau within 45 days after the date of issuance of  
56 the citation to the violator. If the person cited for the  
57 violation of s. 316.1001 makes the election provided by s.  
58 318.14(12) and pays the \$25 fine or such other amount as imposed  
59 by the governmental entity owning the applicable toll facility,  
60 plus the amount of the unpaid toll that is shown on the traffic  
61 citation directly to the governmental entity that issued the  
62 citation, or on whose behalf the citation was issued, in  
63 accordance with s. 318.14(12), the traffic citation will not be  
64 submitted to the court, the disposition will be reported to the  
65 department by the governmental entity that issued the citation,  
66 or on whose behalf the citation was issued, and no points will  
67 be assessed against the person's driver's license.

68 Section 11. Subsection (12) of section 318.14, Florida  
69 Statutes, is amended to read:

70 318.14 Noncriminal traffic infractions; exception;  
71 procedures.--

72 (12) Any person cited for a violation of s. 316.1001 may,  
73 in lieu of making an election as set forth in subsection (4) or  
74 s. 318.18(7), elect to pay a his or her fine of \$25, or such  
75 other amount as imposed by the governmental entity owning the  
76 applicable toll facility, plus the amount of the unpaid toll  
77 that is shown on the traffic citation directly to the  
78 governmental entity that issued the citation or on whose behalf  
79 the citation was issued, within 30 days after the date of  
80 issuance of the citation. Any person cited for a violation of s.  
81 316.1001 who does not elect to pay the fine imposed by the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

82 governmental entity owning the applicable toll facility, plus  
83 the amount of the unpaid toll that is shown on the traffic  
84 citation directly to the governmental entity that issued the  
85 citation, or on whose behalf the citation was issued, as  
86 described in this subsection ~~section~~ shall have an additional 45  
87 days after the date of the issuance of the citation in which to  
88 request a court hearing or to pay the civil penalty and  
89 delinquent fee, if applicable, as provided in s. 318.18(7),  
90 either by mail or in person, in accordance with subsection (4).

91 Section 12. Subsection (7) of section 318.18, Florida  
92 Statutes, is amended to read:

93 318.18 Amount of civil penalties.--The penalties required  
94 for a noncriminal disposition pursuant to s. 318.14 are as  
95 follows:

96 (7) Mandatory \$100 fine ~~one hundred dollars~~ for each a  
97 violation of s. 316.1001 plus the amount of the unpaid toll  
98 shown on the traffic citation for each citation issued. The  
99 clerk of the court shall forward \$25 of the \$100 fine received,  
100 plus the amount of the unpaid toll that is shown on the  
101 citation, to the governmental entity that issued the citation,  
102 or on whose behalf the citation was issued,. If a plea  
103 arrangement is reached prior to the date set for a scheduled  
104 evidentiary hearing and adjudication is withheld, there shall be  
105 a mandatory fine assessed per citation of not less than \$50 and  
106 not more than \$100, plus the amount of the unpaid toll for each  
107 citation issued. The clerk of the court shall forward \$25 of the  
108 fine imposed, plus the amount of the unpaid toll that is shown  
109 on the citation, to the governmental entity that issued the  
110 citation, or on whose behalf the citation was issued. The court  
111 shall have specific authority to consolidate issued citations

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

112 for the same defendant for the purpose of sentencing and  
113 aggregate jurisdiction. In addition, the department shall  
114 suspend for 60 days the driver's license of a person who is  
115 convicted of 10 violations of s. 316.1001 within a 36-month  
116 period. However, a person may elect to pay \$30 to the clerk of  
117 the court, in which case adjudication is withheld, and no points  
118 are assessed under s. 322.27. Upon receipt of the fine, the  
119 clerk of the court must retain \$5 for administrative purposes  
120 and must forward the \$25 to the governmental entity that issued  
121 the citation. Any funds received by a governmental entity for  
122 this violation may be used for any lawful purpose related to the  
123 operation or maintenance of a toll facility.

124 Section 13. Section 320.061, Florida Statutes, is amended  
125 to read:

126 320.061 Unlawful to alter motor vehicle registration  
127 certificates, license plates, mobile home stickers, or  
128 validation stickers or to obscure license plates; penalty.--  
129 No person shall alter the original appearance of any  
130 registration license plate, mobile home sticker, validation  
131 sticker, or vehicle registration certificate issued for and  
132 assigned to any motor vehicle or mobile home, whether by  
133 mutilation, alteration, defacement, or change of color or in any  
134 other manner. No person shall apply or attach any substance,  
135 reflective matter, illuminated device, spray, coating, covering,  
136 or other material onto or around any license plate that  
137 interferes with the legibility, angular visibility, or  
138 detectability of any feature or detail on the license plate or  
139 interferes with the ability to photograph or otherwise record  
140 any feature or detail on the license plate. Any person who  
141 violates the provisions of this subsection commits section is

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

142 | ~~guilty of~~ a misdemeanor of the second degree, punishable as  
143 | provided in s. 775.082 or s. 775.083.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N) 3/19/07
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

4 **Amendment (with title amendment)**

5 Between line 774 and 775 insert:

6 Section 15. Subsection (4) of section 332.14, Florida  
 7 Statutes, is amended to read:

8 332.14 Secure Airports for Florida's Economy Council.--

9 (4) The council shall adopt bylaws governing the manner in  
 10 which the business of the council will be conducted. The bylaws  
 11 shall specify the procedure by which the chair of the council is  
 12 elected. The council shall meet at the call of its chair, at the  
 13 request of a majority of its membership, or at such times as may  
 14 be prescribed in its bylaws. However, the council must meet at  
 15 least twice a year. Except for subsection (3), paragraphs  
 16 (d), (e), and (f), all members of the council are voting members.  
 17 A majority of voting members of the council constitutes a quorum  
 18 for the purpose of transacting the business of the council. A  
 19 vote of the majority of the members present is sufficient for  
 20 any action of the council, except that a member representing the  
 21 Department of Transportation, the Department of Community

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4 (for drafter's use only)

22 Affairs, the Department of Law Enforcement, or the Office of  
23 Tourism, Trade, and Economic Development may ~~vote to overrule~~  
24 any action of the council approving a project pursuant to  
25 paragraph (7) (a). The bylaws of the council may require a  
26 greater vote for a particular action.

27

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

29 Remove line 81 and insert:  
30 of September 11, 2001; amending s. 332.14, F.S., making certain  
31 members of the Secure Airports for Florida's Economy Council  
32 non-voting members; amending s. 336.025, F.S.; deleting

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N) 3/19/07
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

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4 **Amendment (with Title amendments)**

5 Remove lines 897-928 and insert:

6 Section 19. Subsection (3) is added to section 338.161,  
 7 Florida Statutes, to read:

8 338.161 Authority of department to advertise and promote  
 9 electronic toll collection.--

10 (3) The department is authorized to incur expenses and  
 11 advertise or promote electronic toll collection through  
 12 agreements with private or public entities that provide for  
 13 additional uses of the department's electronic toll collection  
 14 products and services in service plazas on the turnpike system,  
 15 where the department has determined it can increase non-toll  
 16 revenues or add convenience or other value for its customers.

17 Section 20. Subsection (1) of section 338.2275, Florida  
 18 Statutes, is amended to read:

19 338.2275 Approved turnpike projects.--

20 (1) Legislative approval of the department's tentative  
 21 work program that contains the turnpike project constitutes

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5 (for drafter's use only)

22 approval to issue bonds as required by s. 11(f), Art. VII of the  
23 State Constitution. No more than \$9 billion of bonds may be  
24 outstanding to fund approved turnpike projects. Turnpike  
25 ~~projects approved to be included in future tentative work~~  
26 ~~programs include, but are not limited to, projects contained in~~  
27 ~~the 2003-2004 tentative work program. A maximum of \$4.5 billion~~  
28 ~~of bonds may be issued to fund approved turnpike projects.~~

29 Section 22. Section 338.2275, Florida Statutes, is amended  
30 to read:

31 338.2275 Approved turnpike projects.--

32 ~~(3) Subject to verification of economic feasibility by the~~  
33 ~~department in accordance with s. 338.221(8), the department~~  
34 ~~shall acquire the assets and assume the liabilities of the~~  
35 ~~Sawgrass Expressway as a candidate project from the Broward~~  
36 ~~County Expressway Authority. The agreement to acquire the~~  
37 ~~Sawgrass Expressway shall be subject to the terms and covenants~~  
38 ~~of the Broward County Expressway Authority Bond Series 1984 and~~  
39 ~~1986A lease purchase agreements and shall not act to the~~  
40 ~~detriment of the bondholders nor decrease the quality of the~~  
41 ~~bonds. The department shall provide for the cost of operations~~  
42 ~~and maintenance expenses and for the replacement of future~~  
43 ~~Broward County gasoline tax funds pledged for the payment of~~  
44 ~~principal and interest on such bonds. The department shall~~  
45 ~~repay, to the extent possible, Broward County gasoline tax funds~~  
46 ~~used since July 6, 1988, for debt service on such bonds. For the~~  
47 ~~purpose of calculating the economic feasibility of this project,~~  
48 ~~the department is authorized to exclude operations and~~  
49 ~~maintenance expenses accumulated between July 6, 1988, and the~~  
50 ~~date of the agreement. Upon performance of all terms of the~~

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5 (for drafter's use only)

51 ~~agreement between the parties, the Sawgrass Expressway will~~  
52 ~~become a part of the turnpike system.~~

53 (3) ~~(4)~~ Bonds may not be issued to fund a turnpike project  
54 until the department has made a final determination that the  
55 project is economically feasible in accordance with s. 338.221,  
56 based on the most current information available.

57 Section 21. Subsection (3) of section 338.231, Florida  
58 Statutes, is amended to read:

59 338.231 Turnpike tolls, fixing; pledge of tolls and other  
60 revenues.--The department shall at all times fix, adjust,  
61 charge, and collect such tolls for the use of the turnpike  
62 system as are required in order to provide a fund sufficient  
63 with other revenues of the turnpike system to pay the cost of  
64 maintaining, improving, repairing, and operating such turnpike  
65 system; to pay the principal of and interest on all bonds issued  
66 to finance or refinance any portion of the turnpike system as  
67 the same become due and payable; and to create reserves for all  
68 such purposes.

69 (3) (a) The department shall publish a proposed change in  
70 the toll rate for the use of an existing toll facility, in the  
71 manner provided for in s. 120.54, which will provide for public  
72 notice and the opportunity for a public hearing before the  
73 adoption of the proposed rate change. When the department is  
74 evaluating a proposed turnpike toll project under s. 338.223 and  
75 has determined that there is a high probability that the project  
76 will pass the test of economic feasibility predicated on  
77 proposed toll rates, the toll rate that is proposed to be  
78 charged after the project is constructed must be adopted during  
79 the planning and project development phase of the project, in  
80 the manner provided for in s. 120.54, including public notice

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5 (for drafter's use only)

81 and the opportunity for a public hearing. For such a new  
82 project, the toll rate becomes effective upon the opening of the  
83 project to traffic.

84 (b) The department may also fix, adjust, charge, and  
85 collect transaction fees, and collection fees related to tolls  
86 not paid at the time the toll is incurred. The department shall  
87 publish its proposed fees in the manner provided for in s.  
88 120.54, which will provide for public notice and the opportunity  
89 for a public hearing before the adoption of the proposed fees.  
90 Any fee so established will be added to the unpaid toll amount  
91 due and payable to the department.

92  
93 ===== T I T L E A M E N D M E N T =====

94 Remove line 107 insert:  
95 338.231, F.S. providing the Department of Transportation rule  
96 making authority to set fees related to unpaid tolls; amending  
97 s. 339.175, F.S.; revising intent; providing the method of

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5A(for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

3/19/07

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

3

4 **Amendment to Amendment No. 5**

5 Remove lines 6-16 and insert:

6 Section 19. Subsection (3) is added to section 338.161,  
 7 Florida Statutes, to read:

8 338.161 Authority of department or toll agencies to  
 9 advertise and promote electronic toll collection; expanded uses  
 10 of electronic toll collection system; studies authorized.--

11 (3) (a) The department or any toll agency created by  
 12 statute may incur expenses to advertise or promote its  
 13 electronic toll collection system to consumers on or off the  
 14 turnpike or toll system.

15 (b) If the department or any toll agency created by  
 16 statute finds that it can increase nontoll revenues or add  
 17 convenience or other value for its customers, the department or  
 18 toll agency may enter into agreements with any private or public  
 19 entity allowing the use of its electronic toll collection system  
 20 to pay parking fees for vehicles equipped with a transponder or  
 21 similar device. The department or toll agency may initiate

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5A (for drafter's use only)

22 feasibility studies of additional future uses of its electronic  
23 toll collection system and make recommendations to the  
24 Legislature to authorize such uses.

25

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 6 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

3  
 4 **Amendment** Remove lines 750-757 and insert:

5 (c) When federal funds are not available, the department  
 6 may fund up to 80 percent of master planning and eligible  
 7 aviation development projects at publicly owned, publicly  
 8 operated airports. If federal funds are available, the  
 9 department may fund up to 80 percent of the nonfederal share of  
 10 such projects. Such funding is limited to airports that have no  
 11 scheduled commercial service.  
 12

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7a (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)	3/19/07
ADOPTED AS AMENDED	—	(Y/N)	
ADOPTED W/O OBJECTION	—	(Y/N)	(w/1 objection)
FAILED TO ADOPT	—	(Y/N)	
WITHDRAWN	—	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Glorioso offered the following:

3  
 4 **Substitute Amendment for Amendment No. 7** with title  
 5 amendment

6  
 7 Between lines 896 and 897 insert:

8 Section 19. section 338.155, Florida Statutes, is amended  
 9 to read:

10 338.155 Payment of toll on toll facilities required;  
 11 exemptions.—

12 (1) No persons are permitted to use any toll facility without  
 13 payment of tolls, except employees of the agency operating the  
 14 toll project when using the toll facility on official state  
 15 business, state military personnel while on official military  
 16 business, handicapped persons as provided in this section,  
 17 persons exempt from toll payment by the authorizing resolution  
 18 for bonds issued to finance the facility, and persons exempt on  
 19 a temporary basis where use of such toll facility is required as  
 20 a detour route. Any law enforcement officer operating a marked  
 21 official vehicle is exempt from toll payment when on official

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7a (for drafter's use only)

22 law enforcement business. Any law enforcement officer operating  
23 an unmarked official vehicle may be exempt from toll payment  
24 when on official law enforcement business at the discretion of  
25 the toll authority. Any person operating a fire vehicle when on  
26 official business or a rescue vehicle when on official business  
27 is exempt from toll payment. Any person participating in the  
28 funeral procession of a law enforcement officer or firefighter  
29 killed in the line of duty is exempt from toll payment. The  
30 secretary, or the secretary's designee, may suspend the payment  
31 of tolls on a toll facility when necessary to assist in  
32 emergency evacuation. The failure to pay a prescribed toll  
33 constitutes a noncriminal traffic infraction, punishable as a  
34 moving violation pursuant to s. 318.18. The department is  
35 authorized to adopt rules relating to guaranteed toll accounts.

36  
37 ===== T I T L E A M E N D M E N T =====

38 Remove line 98 and insert:  
39 the surety bond; amending s. 338.155, F.S.; providing for any  
40 law enforcement officer operating an official vehicle to be  
41 exempt from toll payments when on official law enforcement  
42 business; amending s. 338.161, F.S.; providing for



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 8 (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
 ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
 ADOPTED W/O OBJECTION \_\_\_\_\_  (Y)  (N) 3/19/07  
 FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
 WITHDRAWN \_\_\_\_\_ (Y/N)  
 OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Infrastructure

2 Representative Patronis offered the following:

3

4 **Amendment** with title amendment

5

6 Between lines 1679 and 1680 insert:

7 Section 23. section 339.282, Florida Statutes, is created  
8 to read:

9 339.282 Transportation concurrency incentives. -The  
 10 Legislature finds that allowing private-sector entities to  
 11 finance, construct, and improve public transportation facilities  
 12 can provide significant benefits to the citizens of this state  
 13 by facilitating transportation of the general public without the  
 14 need for additional public tax revenues. In order to encourage  
 15 the more efficient and proactive provision of transportation  
 16 improvements by the private sector, if a developer or property  
 17 owner voluntarily contributes right-of-way and physically  
 18 constructs or expands a state transportation facility or segment  
 19 and such construction or expansion improves traffic flow,  
 20 capacity, of safety, the voluntary contribution may be applied  
 21 as a credit for that property owner or developer against any

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 8 (for drafter's use only)

22 future transportation concurrency requirement pursuant to  
23 chapter 163, provided such contributions and credits are set  
24 forth in a legally binding agreement executed by the property  
25 owner or developer, the local government within whose  
26 jurisdiction the facility is located, and the department. If  
27 the developer or property owner voluntarily contributes right-  
28 of-way and physically constructs or expands a local government  
29 facility or segment and such construction or expansion meets the  
30 requirements in this section and in a legally binding agreement  
31 between the property owner or developer and the applicable local  
32 government, the contribution to the local government collector  
33 and the arterial system may be applied as credit against any  
34 future transportation concurrency requirements pursuant to  
35 chapter 163.

36  
37

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

39 Remove line 134 and insert:

40 Incentive Program; creating s. 339.282, F.S.; providing  
41 transportation concurrency incentives; amending s. 339.55, F.S.;  
42 providing for

43

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 8a (for drafter's use only)

Bill No. 985

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N) 3/19/07  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Infrastructure  
2 Representative Glorioso offered the following:

3  
4 **Amendment** to Amendment No. 8

5  
6 Remove line 34 and insert:

7  
8 future transportation concurrency requirements within the  
9 jurisdiction pursuant to

10

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# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

**Location:** 404 HOB

**HB 1143 : Century Commission for a Sustainable Florida**

*Temporarily Deferred*

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 1225 : Motor Vehicle Manufacturers, Importers, Distributors, and Dealers

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

### Appearances:

Kelly Mallette (Lobbyist) - Proponent  
Auto Nation  
106 E. College Avenue, Suite 1450  
Tallahassee FL 32301  
Phone: (850) 224-3427

Warranty Parts Pricing  
Wade Hoppig (Lobbyist) - Opponent  
Alliance of Automobile Manufacturers  
710 N. Ride Road  
Tallahassee FL 32303  
Phone: (850) 222-7500

Motor Vehicle Dealers  
David Ramba (Lobbyist) - Proponent  
Florida Automobile Dealers Association  
Tallahassee FL  
Phone: (850) 222-5702

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 1375 : Affordable Housing

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers				X	
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
<b>Total Yeas: 7</b>		<b>Total Nays: 0</b>			

### Appearances:

Richard Pinsky (Lobbyist) - Proponent  
Public Housing Authorities  
811 Forest Hill Boulevard  
W. Palm Beach FL

Affordable Housing Accountability  
Brian Pitts, Co-owner (General Public) - Information Only  
Justice-2-Jesus  
1119 Newton Avenue South  
St. Petersburg FL 33705  
Phone: (727) 897-9291

Gabe Sheheane (Lobbyist) - Proponent  
Florida Chamber of Commerce  
Tallahassee FL  
Phone: (850) 284-8335

Jeffrey Sharkey, President, Capitol Alliance Group (Lobbyist) - Proponent  
Florida Workforce Housing Alliance  
106 East College Avenue, Suite 640  
Tallahassee FL 32301  
Phone: (850) 224-1660

Wellington Meffert, General Counsel (Lobbyist) - Proponent  
Florida Housing Finance Corp.  
227 North Bronough St., Suite 5000  
Tallahassee FL 32301  
Phone: (850) 488-4197

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1375

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	<input checked="" type="radio"/> (Y/N)	3/19/07
ADOPTED W/O OBJECTION	___	(Y/N)	
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure

2 Representative(s) M. Davis offered the following:

3  
4 **Amendment (with directory and title amendments)**

5 Remove everything after the enacting clause and insert:

6  
7 Section 1. Paragraphs (a), (b), (f), and (j) of subsection  
8 (6) of section 163.3177, Florida Statutes, are amended to read:

9 163.3177 Required and optional elements of comprehensive  
10 plan; studies and surveys.--

11 (6) In addition to the requirements of subsections (1)-(5)  
12 and (12), the comprehensive plan shall include the following  
13 elements:

14 (a) A future land use plan element designating proposed  
15 future general distribution, location, and extent of the uses of  
16 land for residential uses, commercial uses, industry,  
17 agriculture, recreation, conservation, education, public  
18 buildings and grounds, other public facilities, and other  
19 categories of the public and private uses of land. Counties are  
20 encouraged to designate rural land stewardship areas, pursuant  
21 to the provisions of paragraph (11)(d), as overlays on the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 future land use map. Each future land use category must be  
23 defined in terms of uses included, and must include standards to  
24 be followed in the control and distribution of population  
25 densities and building and structure intensities. The proposed  
26 distribution, location, and extent of the various categories of  
27 land use shall be shown on a land use map or map series which  
28 shall be supplemented by goals, policies, and measurable  
29 objectives. The future land use plan shall be based upon  
30 surveys, studies, and data regarding the area, including the  
31 amount of land required to accommodate anticipated growth; the  
32 projected population of the area; the character of undeveloped  
33 land; the availability of water supplies, public facilities, and  
34 services; the need for redevelopment, including the renewal of  
35 blighted areas and the elimination of nonconforming uses which  
36 are inconsistent with the character of the community; the  
37 compatibility of uses on lands adjacent to or closely proximate  
38 to military installations; the need for affordable housing  
39 adjacent to or closely proximate to employment centers; and, in  
40 rural communities, the need for job creation, capital  
41 investment, and economic development that will strengthen and  
42 diversify the community's economy. The future land use plan may  
43 designate areas for future planned development use involving  
44 combinations of types of uses for which special regulations may  
45 be necessary to ensure development in accord with the principles  
46 and standards of the comprehensive plan and this act. The future  
47 land use plan element shall include criteria to be used to  
48 achieve the compatibility of adjacent or closely proximate lands  
49 with military installations. If the local government elects to  
50 provide transportation concurrency exceptions for trips  
51 associated with affordable housing, the future land use plan

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

52 element shall include criteria used to determine how the local  
53 government will determine what qualifies as affordable housing  
54 adjacent to or closely proximate to employment centers. In  
55 addition, for rural communities, the amount of land designated  
56 for future planned industrial use shall be based upon surveys  
57 and studies that reflect the need for job creation, capital  
58 investment, and the necessity to strengthen and diversify the  
59 local economies, and shall not be limited solely by the  
60 projected population of the rural community. The future land use  
61 plan of a county may also designate areas for possible future  
62 municipal incorporation. The land use maps or map series shall  
63 generally identify and depict historic district boundaries and  
64 shall designate historically significant properties meriting  
65 protection. For coastal counties, the future land use element  
66 must include, without limitation, regulatory incentives and  
67 criteria that encourage the preservation of recreational and  
68 commercial working waterfronts as defined in s. 342.07. The  
69 future land use element must clearly identify the land use  
70 categories in which public schools are an allowable use. When  
71 delineating the land use categories in which public schools are  
72 an allowable use, a local government shall include in the  
73 categories sufficient land proximate to residential development  
74 to meet the projected needs for schools in coordination with  
75 public school boards and may establish differing criteria for  
76 schools of different type or size. Each local government shall  
77 include lands contiguous to existing school sites, to the  
78 maximum extent possible, within the land use categories in which  
79 public schools are an allowable use. The failure by a local  
80 government to comply with these school siting requirements will  
81 result in the prohibition of the local government's ability to

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

82 amend the local comprehensive plan, except for plan amendments  
83 described in s. 163.3187(1)(b), until the school siting  
84 requirements are met. Amendments proposed by a local government  
85 for purposes of identifying the land use categories in which  
86 public schools are an allowable use are exempt from the  
87 limitation on the frequency of plan amendments contained in s.  
88 163.3187. The future land use element shall include criteria  
89 that encourage the location of schools proximate to urban  
90 residential areas to the extent possible and shall require that  
91 the local government seek to collocate public facilities, such  
92 as parks, libraries, and community centers, with schools to the  
93 extent possible and to encourage the use of elementary schools  
94 as focal points for neighborhoods. For schools serving  
95 predominantly rural counties, defined as a county with a  
96 population of 100,000 or fewer, an agricultural land use  
97 category shall be eligible for the location of public school  
98 facilities if the local comprehensive plan contains school  
99 siting criteria and the location is consistent with such  
100 criteria. Local governments required to update or amend their  
101 comprehensive plan to include criteria and address compatibility  
102 of adjacent or closely proximate lands with existing military  
103 installations in their future land use plan element shall  
104 transmit the update or amendment to the department by June 30,  
105 2006.

106 (b)1. A traffic circulation element consisting of the  
107 types, locations, and extent of existing and proposed major  
108 thoroughfares and transportation routes, including bicycle and  
109 pedestrian ways. The traffic circulation element shall reflect  
110 how the pattern of development of the future land use element  
111 and map impact the transportation system. This may include, but

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

112 is not limited to, consideration of appropriate land use mixes  
113 that will affect trip lengths, such as impact of housing  
114 locations to employment centers.

115       2. Transportation corridors, as defined in s. 334.03, may  
116 be designated in the traffic circulation element pursuant to s.  
117 337.273. If the transportation corridors are designated, the  
118 local government may adopt a transportation corridor management  
119 ordinance.

120       (f)1. A housing element consisting of standards, plans,  
121 and principles to be followed in:

122       a. The provision of housing for all current and  
123 anticipated future residents of the jurisdiction.

124       b. The elimination of substandard dwelling conditions.

125       c. The structural and aesthetic improvement of existing  
126 housing.

127       d. The provision of adequate sites for future housing,  
128 including housing for low-income, very low-income, and moderate-  
129 income families, mobile homes, and group home facilities and  
130 foster care facilities, with supporting infrastructure and  
131 public facilities.

132       e. The provision of ~~for~~ relocation housing and  
133 identification of historically significant and other housing for  
134 purposes of conservation, rehabilitation, or replacement.

135       f. The formulation of housing implementation programs.

136       g. The creation or preservation of affordable housing to  
137 minimize the need for additional local services and avoid the  
138 concentration of affordable housing units only in specific areas  
139 of the jurisdiction.

140       h. The provision of housing adjacent to or closely  
141 proximate to employment centers that reduce trip lengths and is

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

142 affordable to the employees and persons served by the employment  
143 center.

144  
145 The goals, objectives, and policies of the housing element must  
146 be based on the data and analysis prepared on housing needs,  
147 including the affordable housing needs assessment. State and  
148 federal housing plans prepared on behalf of the local government  
149 must be consistent with the goals, objectives, and policies of  
150 the housing element. Local governments are encouraged to utilize  
151 job training, job creation, and economic solutions to address a  
152 portion of their affordable housing concerns.

153       2. To assist local governments in housing data collection  
154 and analysis and assure uniform and consistent information  
155 regarding the state's housing needs, the state land planning  
156 agency shall conduct an affordable housing needs assessment for  
157 all local jurisdictions on a schedule that coordinates the  
158 implementation of the needs assessment with the evaluation and  
159 appraisal reports required by s. 163.3191. Each local government  
160 shall utilize the data and analysis from the needs assessment as  
161 one basis for the housing element of its local comprehensive  
162 plan. The agency shall allow a local government the option to  
163 perform its own needs assessment, if it uses the methodology  
164 established by the agency by rule.

165       3. The housing element shall contain goals and policies to  
166 guide the local government in facilitating private and public  
167 provision of affordable housing to serve the residents and  
168 workforce with consideration given to recommendations by the  
169 affordable housing advisory committee pursuant to s. 420.9076,  
170 if applicable.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

- 171 (j) For each unit of local government within an urbanized  
172 area designated for purposes of s. 339.175, a transportation  
173 element, which shall be prepared and adopted in lieu of the  
174 requirements of paragraph (b) and paragraphs (7)(a), (b), (c),  
175 and (d) and which shall address the following issues:
- 176 1. Traffic circulation, including major thoroughfares and  
177 other routes, including bicycle and pedestrian ways.
  - 178 2. All alternative modes of travel, such as public  
179 transportation, pedestrian, and bicycle travel.
  - 180 3. Parking facilities.
  - 181 4. Aviation, rail, seaport facilities, access to those  
182 facilities, and intermodal terminals.
  - 183 5. The availability of facilities and services to serve  
184 existing land uses and the compatibility between future land use  
185 and transportation elements.
  - 186 6. The capability to evacuate the coastal population prior  
187 to an impending natural disaster.
  - 188 7. Airports, projected airport and aviation development,  
189 and land use compatibility around airports.
  - 190 8. An identification of land use densities, building  
191 intensities, and transportation management programs to promote  
192 public transportation systems in designated public  
193 transportation corridors so as to encourage population densities  
194 sufficient to support such systems.
  - 195 9. An identification of how the pattern of development of  
196 the future land use element and map impact the transportation  
197 system. This may include, but not be limited to, consideration  
198 of appropriate land use mixes that will affect trip lengths,  
199 such as impact of housing locations to employment centers.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

200       ~~10.9-~~ May include transportation corridors, as defined in  
201 s. 334.03, intended for future transportation facilities  
202 designated pursuant to s. 337.273. If transportation corridors  
203 are designated, the local government may adopt a transportation  
204 corridor management ordinance.

205       Section 2. Subsection (5) of section 163.31771, Florida  
206 Statutes, is amended to read:

207       163.31771 Accessory dwelling units.--

208       (5) Each accessory dwelling unit allowed by an ordinance  
209 adopted under this section shall apply toward satisfying the  
210 affordable housing component of the housing element in the local  
211 government's comprehensive plan under s. 163.3177(6)(f). The  
212 local government may elect to not apply transportation  
213 concurrency and impact fee requirements on accessory units that  
214 are subject to a recorded land use restriction agreement  
215 restricting the unit's use to affordable housing.

216       Section 3. Subsection (5) of section 163.3180, Florida  
217 Statutes, is amended to read:

218       163.3180 Concurrency.--

219       (5)(a) The Legislature finds that under limited  
220 circumstances dealing with transportation facilities,  
221 countervailing planning and public policy goals may come into  
222 conflict with the requirement that adequate public facilities  
223 and services be available concurrent with the impacts of such  
224 development. The Legislature further finds that often the  
225 unintended result of the concurrency requirement for  
226 transportation facilities is the discouragement of urban infill  
227 development and redevelopment. Such unintended results directly  
228 conflict with the goals and policies of the state comprehensive  
229 plan and the intent of this part. Therefore, exceptions from the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

230 concurrency requirement for transportation facilities may be  
231 granted as provided by this subsection.

232 (b) A local government may grant an exception from the  
233 concurrency requirement for transportation facilities if the  
234 proposed development is otherwise consistent with the adopted  
235 local government comprehensive plan and is a project that  
236 promotes public transportation, provides affordable housing in  
237 close proximity to employment centers, or is located within an  
238 area designated in the comprehensive plan for:

- 239 1. Urban infill development,
- 240 2. Urban redevelopment,
- 241 3. Downtown revitalization, or
- 242 4. Urban infill and redevelopment under s. 163.2517.

243 (c) The Legislature also finds that developments located  
244 within urban infill, urban redevelopment, existing urban  
245 service, or downtown revitalization areas or areas designated as  
246 urban infill and redevelopment areas under s. 163.2517 which  
247 pose only special part-time demands on the transportation system  
248 should be excepted from the concurrency requirement for  
249 transportation facilities. A special part-time demand is one  
250 that does not have more than 200 scheduled events during any  
251 calendar year and does not affect the 100 highest traffic volume  
252 hours.

253 (d) The Legislature finds that where residential units are  
254 placed in close proximity to places of employment to reduce the  
255 burden on transportation facilities, and where the units are  
256 developed in a manner to be affordable to the workforce of that  
257 employment center, local governments should consider the  
258 systemwide benefits to the transportation system and may exempt  
259 trips associated with the residential units from concurrency if

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

260 locating additional residential units in specific areas will  
261 reduce long trip length burdens on the larger transportation  
262 system.

263 (e)-(d) A local government shall establish guidelines in  
264 the comprehensive plan for granting the exceptions authorized in  
265 paragraphs (b), and (c), and (d) and subsections (7) and (15)  
266 which must be consistent with and support a comprehensive  
267 strategy adopted in the plan to promote the purpose of the  
268 exceptions.

269 (f)-(e) The local government shall adopt into the plan and  
270 implement strategies to support and fund mobility within the  
271 designated exception area, including alternative modes of  
272 transportation. The plan amendment shall also demonstrate how  
273 strategies will support the purpose of the exception and how  
274 mobility within the designated exception area will be provided.  
275 In addition, the strategies must address urban design;  
276 appropriate land use mixes, including intensity and density; and  
277 network connectivity plans needed to promote urban infill,  
278 redevelopment, or downtown revitalization. The comprehensive  
279 plan amendment designating the concurrency exception area shall  
280 be accompanied by data and analysis justifying the size of the  
281 area.

282 (g)-(f) Prior to the designation of a concurrency exception  
283 area, the Department of Transportation shall be consulted by the  
284 local government to assess the impact that the proposed  
285 exception area is expected to have on the adopted level-of-  
286 service standards established for Strategic Intermodal System  
287 facilities, as defined in s. 339.64, and roadway facilities  
288 funded in accordance with s. 339.2819. Further, the local  
289 government shall, in cooperation with the Department of

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290 Transportation, develop a plan to mitigate any impacts to the  
291 Strategic Intermodal System, including, if appropriate, the  
292 development of a long-term concurrency management system  
293 pursuant to subsection (9) and s. 163.3177(3)(d). The exceptions  
294 may be available only within the specific geographic area of the  
295 jurisdiction designated in the plan. Pursuant to s. 163.3184,  
296 any affected person may challenge a plan amendment establishing  
297 these guidelines and the areas within which an exception could  
298 be granted.

299 ~~(h)(g)~~ Transportation concurrency exception areas existing  
300 prior to July 1, 2005, shall meet, at a minimum, the provisions  
301 of this section by July 1, 2006, or at the time of the  
302 comprehensive plan update pursuant to the evaluation and  
303 appraisal report, whichever occurs last.

304 Section 4. Paragraph (p) is added to subsection (1) of  
305 section 163.3187, Florida Statutes, to read:

306 163.3187 Amendment of adopted comprehensive plan.--

307 (1) Amendments to comprehensive plans adopted pursuant to  
308 this part may be made not more than two times during any  
309 calendar year, except:

310 (p) Notwithstanding the provisions of s. 163.3184(3)-(6),  
311 any local government may identify in its comprehensive plan the  
312 types of housing development and conditions under which it will  
313 expedite consideration of amendments consistent with the local  
314 housing incentive strategies identified in s. 420.9076 and  
315 authorized by the local government. At least 30 days prior to  
316 adopting a plan amendment pursuant to this subsection, the local  
317 government shall notify the state land planning agency of its  
318 intent to adopt such an amendment, and the notice shall include  
319 the local government's evaluation related to site suitability

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320 and availability of facilities and services. The public notice  
321 of the hearing required by s. 163.3184(15)(e) shall include a  
322 statement that the local government intends to utilize the  
323 expedited adoption process authorized by this subsection. Such  
324 amendments shall require only a single public hearing before the  
325 governing board, which shall be an adoption hearing as described  
326 in s. 163.3184(7), and the state land planning agency shall  
327 issue its notice of intent pursuant to s. 163.3184(8) within 30  
328 days after determining that the amendment package is complete.  
329 Any further proceedings shall be governed by ss. 163.3184(9)-  
330 (16).

331 Section 5. Section 193.018, Florida Statutes, is created  
332 to read:

333 193.018 Affordable Housing Property Tax Relief  
334 Initiative.--

335 (1) For the purpose of assessing just valuation of  
336 affordable housing properties that have a land use restriction  
337 recorded with the local clerk of the court that requires  
338 affordability, as provided in this subsection, for a period of  
339 at least 20 years the actual rental income from rent-restricted  
340 units in each property shall be recognized by the property  
341 appraiser for assessment purposes, and a rental income approach  
342 pursuant to s. 193.011(7) shall be used for assessment of the  
343 following affordable housing properties:

344 (a) Properties that are funded and rent restricted by the  
345 United States Department of Housing and Urban Development under  
346 s. 8 of the United States Housing Act of 1937 that is used to  
347 provide affordable housing serving eligible persons as defined  
348 by s. 159.603(7) and elderly persons, extremely-low-income  
349 persons, and very-low-income persons as defined by s.

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350 420.0004(7), (8), and (15) and that has undergone financial  
351 restructuring as provided in s. 501, Title V, Subtitle A of the  
352 Multifamily Assisted Housing Reform and Affordability Act of  
353 1997;

354 (b) Multifamily, farmworker, or elderly rental properties  
355 that are funded and rent restricted by the Florida Housing  
356 Finance Corporation under ss. 420.5087 and 420.5089 and  
357 420.5095, and the State Housing Initiatives Partnership Program  
358 under ss. 420.9072 and 420.9075, s. 42 of the Internal Revenue  
359 Code, 26 U.S.C. s. 42; the HOME Investment Partnership Program  
360 under the Cranston-Gonzalez National Affordable Housing Act, 42  
361 U.S.C. ss. 12741 et seq.; or the Federal Home Loan Banks'  
362 Affordable Housing Program established pursuant to the Financial  
363 Institutions Reform, Recovery and Enforcement Act of 1989, Pub.  
364 L. No. 101-73; or

365 (c) Multifamily residential rental properties of 10 or  
366 more units that are certified as being deed restricted by the  
367 local public housing agency as having 100 percent of its units  
368 providing affordable housing to extremely-low-income persons,  
369 low-income persons, moderate-income persons, and very-low-income  
370 persons, as defined by s. 420.0004(8), (10), (11), and (15).

371 (2) Properties used for affordable housing which have  
372 received a low-income housing tax credit from the Florida  
373 Housing Finance Corporation, as authorized by s. 420.5099, shall  
374 be assessed with the rental income approach under s. 193.011(7)  
375 and, consistent with s. 420.5099(5) and (6), pursuant to this  
376 section, the following assumptions shall apply:

377 (a) The tax credits granted and the financing generated by  
378 the tax credits may not be considered as income to the property.

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379 (b) The actual rental income from rent-restricted units in  
380 each property shall be recognized by the property appraiser as  
381 the real rents for assessing just value.

382 (c) Any costs paid for by tax credits and costs paid for  
383 by additional financing proceeds received under chapter 420 may  
384 not be included in the valuation of the property.

385 (3) If an extended low-income housing agreement is filed  
386 in the official public records of the county in which an  
387 affordable housing property serving extremely-low-income  
388 persons, low-income persons, moderate-income persons, and very-  
389 low-income persons, as defined in s. 420.0004(8), (10), (11),  
390 and (15), is located, the agreement and any recorded amendment  
391 or supplement thereto shall be considered a land use regulation  
392 and a limitation on the highest and best use of the property  
393 during the term of the agreement, amendment, or supplement.

394 Section 6. Section 193.0185, Florida Statutes, is created  
395 to read:

396 193.0185 Assessment of improvements on lands used by a  
397 community land trust to provide affordable housing.--As used in  
398 this section, the term "community land trust" means a nonprofit  
399 entity that is qualified as charitable under s. 501(c)(3) of the  
400 Internal Revenue Code and has as one of its purposes the  
401 acquisition of land to be held in perpetuity for the primary  
402 purpose of providing affordable homeownership through the  
403 conveyance of structural improvements located on such land,  
404 subject to a ground lease having a term of 99 years, while  
405 retaining a preemptive option to purchase any structural  
406 improvements on the land at a price determined by a formula that  
407 is designed to ensure that the improvements remain affordable to  
408 persons who meet the income limits in s. 420.0004(8), (10),

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409 (11), or (15). In assessing property for ad valorem taxation  
410 under s. 193.011, an improvement used for affordable housing on  
411 land owned by a community land trust and subject to such a  
412 ground lease shall be assessed under the following criteria:

413 (1) The amount a willing purchaser would pay a willing  
414 seller shall be limited to the amount determined by the formula  
415 in the ground lease.

416 (2) If the ground lease and all amendments and supplements  
417 thereto, or a memorandum documenting how such lease and  
418 amendments or supplements restrict the price at which the  
419 improvements may be sold, is recorded and filed in the official  
420 public records of the county in which the leased land is  
421 located, the lease and any amendments or supplements shall be  
422 deemed a land use regulation during the term of the lease as  
423 amended or supplemented.

424 Section 7. Section 196.1978, Florida Statutes, is amended  
425 to read:

426 196.1978 Affordable housing property exemption.--Property  
427 used to provide affordable housing serving eligible persons as  
428 defined by s. 159.603(7) and persons meeting income limits  
429 specified in s. 420.0004(8), (10), (11), and (15), which  
430 property is owned entirely by a nonprofit entity that is a  
431 corporation not for profit pursuant to chapter 617 or a Florida  
432 limited partnership formed, the sole general partner of which is  
433 a corporation not for profit pursuant to chapter 617, that which  
434 is qualified as charitable under s. 501(c)(3) of the Internal  
435 Revenue Code and which complies with Rev. Proc. 96-32, 1996-1  
436 C.B. 717, shall be considered property owned by an exempt entity  
437 and used for a charitable purpose, and those portions of the  
438 affordable housing property which provide housing to individuals

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439 with incomes as defined in s. 420.0004(10) and (15) shall be  
440 exempt from ad valorem taxation to the extent authorized in s.  
441 196.196. All property identified in this section shall comply  
442 with the criteria for determination of exempt status to be  
443 applied by property appraisers on an annual basis as defined in  
444 s. 196.195. The Legislature intends that any property owned by a  
445 limited liability company or limited partnership which is  
446 disregarded as an entity for federal income tax purposes  
447 pursuant to Treasury Regulation 301.7701-3(b)(1)(ii) shall be  
448 treated as owned by its sole member.

449 Section 8. Subsection (2) of section 420.504, Florida  
450 Statutes, is amended to read:

451 420.504 Public corporation; creation, membership, terms,  
452 expenses.--

453 (2) The corporation is constituted as a public  
454 instrumentality, and the exercise by the corporation of the  
455 power conferred by this act is considered to be the performance  
456 of an essential public function. The corporation shall  
457 constitute an agency for the purposes of s. 120.52. The  
458 corporation is a state agency for purposes of s. 159.807(4)(a).  
459 The corporation is subject to chapter 119, subject to exceptions  
460 applicable to the corporation, and to the provisions of chapter  
461 286; however, the corporation shall be entitled to provide  
462 notice of internal review committee meetings for competitive  
463 proposals or procurement to applicants by mail, ~~or facsimile,~~ or  
464 publication on an Internet website, rather than by means of  
465 publication. The corporation is not governed by chapter 607 or  
466 chapter 617, but by the provisions of this part. If for any  
467 reason the establishment of the corporation is deemed in

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468 violation of law, such provision is severable and the remainder  
469 of this act remains in full force and effect.

470 Section 9. Section 420.506, Florida Statutes, is amended  
471 to read:

472 420.506 Executive director; agents and employees.-- The  
473 appointment and removal of an executive director shall be by the  
474 Secretary of Community Affairs, with the advice and consent of  
475 the corporation's board of directors. The executive director  
476 shall employ legal and technical experts and such other agents  
477 and employees, permanent and temporary, as the corporation may  
478 require, and shall communicate with and provide information to  
479 the Legislature with respect to the corporation's activities.  
480 The board is authorized, notwithstanding the provisions of s.  
481 216.262, to develop and implement rules regarding the employment  
482 of employees of the corporation and service providers, including  
483 legal counsel. ~~The corporation is authorized to enter into a~~  
484 ~~lease agreement with the Department of Management Services or~~  
485 ~~the Department of Community Affairs for the lease of state~~  
486 ~~employees from such entities, wherein an employee shall retain~~  
487 ~~his or her status as a state employee but shall work under the~~  
488 ~~direct supervision of the corporation, and shall retain the~~  
489 ~~right to participate in the Florida Retirement System.~~ The board  
490 of directors of the corporation is entitled to establish travel  
491 procedures and guidelines for employees of the corporation. The  
492 executive director's office and the corporation's files and  
493 records must be located in Leon County.

494 Section 10. Section 420.5061, Florida Statutes, is amended  
495 to read:

496 420.5061 Transfer of agency assets and  
497 liabilities.--~~Effective January 1, 1998, all assets and~~

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498 ~~liabilities and rights and obligations, including any~~  
499 ~~outstanding contractual obligations, of the agency shall be~~  
500 ~~transferred to~~ The corporation is the as legal successor in all  
501 respects to the agency, and the corporation is shall thereupon  
502 become obligated to the same extent as the agency under any  
503 existing agreements existing on December 31, 1997, and is be  
504 entitled to any rights and remedies previously afforded the  
505 agency by law or contract, including specifically the rights of  
506 the agency under chapter 201 and part VI of chapter 159. The  
507 ~~corporation is a state agency for purposes of s. 159.807(4)(a).~~  
508 Effective January 1, 1998, all references under Florida law to  
509 the agency are deemed to mean the corporation. The ~~corporation~~  
510 ~~shall transfer to the General Revenue Fund an amount which~~  
511 ~~otherwise would have been deducted as a service charge pursuant~~  
512 ~~to s. 215.20(1) if the Florida Housing Finance Corporation Fund~~  
513 ~~established by s. 420.508(5), the State Apartment Incentive Loan~~  
514 ~~Fund established by s. 420.5087(7), the Florida Homeownership~~  
515 ~~Assistance Fund established by s. 420.5088(4), the HOME~~  
516 ~~Investment Partnership Fund established by s. 420.5089(1), and~~  
517 ~~the Housing Predevelopment Loan Fund established by s.~~  
518 ~~420.525(1) were each trust funds.~~ For purposes of s. 112.313,  
519 the corporation is deemed to be a continuation of the agency,  
520 and the provisions thereof are deemed to apply as if the same  
521 entity remained in place. Any employees of the agency and agency  
522 board members covered by s. 112.313(9)(a)6. shall continue to be  
523 entitled to the exemption in that subparagraph, notwithstanding  
524 being hired by the corporation or appointed as board members of  
525 the corporation. ~~Effective January 1, 1998, all state property~~  
526 ~~in use by the agency shall be transferred to and become the~~  
527 ~~property of the corporation.~~

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528 Section 11. Subsection (30 of section 420.507 is hereby  
529 amended, and subsection (46) is added to section 420.507,  
530 Florida Statutes, to read:

531 420.507 Powers of the corporation.--The corporation shall  
532 have all the powers necessary or convenient to carry out and  
533 effectuate the purposes and provisions of this part, including  
534 the following powers which are in addition to all other powers  
535 granted by other provisions of this part:

536 (30) To prepare and submit ~~to the secretary of the~~  
537 ~~department~~ a budget request for purposes of the corporation,  
538 which request shall, notwithstanding the provisions of chapter  
539 216 and in accordance with s. 216.351, contain a request for  
540 operational expenditures and ~~separate requests for other~~  
541 authorized corporation programs. The request shall not be  
542 required to contain information on the number of employees,  
543 salaries, or any classification thereof, and the approved  
544 operating budget therefor need not comply with s. 216.181(8)-  
545 (10). ~~The secretary is authorized to include within the~~  
546 ~~department's budget request the corporation's budget request in~~  
547 ~~the form as authorized by this section.~~

548 (46) To require, as a condition of financing a multifamily  
549 rental project, that an agreement be recorded in the official  
550 records of the county where the real property is located, which  
551 requires that the project be used for housing defined as  
552 affordable in s. 420.0004(3) by persons defined in 420.0004(8),  
553 (10), (11), and (15). Such an agreement is a state land use  
554 regulation that limits the highest and best use of the property  
555 within the meaning of s. 193.011(2).

556 Section 12. Subsection (9) of section 420.5087, Florida  
557 Statutes is created to read:

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558           420.5087 State Apartment Incentive Loan Program.--There is  
559 hereby created the State Apartment Incentive Loan Program for  
560 the purpose of providing first, second, or other subordinated  
561 mortgage loans or loan guarantees to sponsors, including for-  
562 profit, nonprofit, and public entities, to provide housing  
563 affordable to very-low-income persons.

564           (9) The corporation is authorized to use program funds for  
565 the purposes of s. 420.5094. If the board of directors of the  
566 corporation funds community development financial institution  
567 pursuant to 420.5094, it shall provide an annual report to the  
568 Legislature on the impacts of the program.

569           Section 13. Section 420.5094, Florida Statutes is created  
570 to read:

571           420.5094 The Florida Housing Preservation Bridge Loan  
572 Program--.

573           (1) The Legislature finds and declares that preserving  
574 affordable multifamily rental and mobile home park housing for  
575 low income families is essential to Florida's economy and the  
576 well being of all of its citizens; that the State of Florida  
577 lacks sufficient resources to preserve substantial numbers of  
578 multifamily rental properties and mobile home parks that  
579 currently provide affordable housing to thousands of Floridians;  
580 and that there are state and national community development  
581 financial institutions with established experience in securing  
582 and deploying public, private, and philanthropic capital to  
583 preserve affordable housing; therefore, the Legislature finds a  
584 need to use state funds to leverage public, private, and  
585 philanthropic capital to preserve affordable rental housing and  
586 mobile home parks.

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587       (2) There is created the Florida Housing Preservation  
588 Bridge Loan Program for the purpose of establishing a revolving  
589 bridge loan program to preserve mobile home parks and affordable  
590 multifamily rental housing for low-income persons and families.

591       (3) For purposes of this section, the following definitions  
592 apply:

593       (a) "Bridge loan" means short term financing of up to 3  
594 years for acquisition, rehabilitation, or predevelopment costs  
595 necessary to stabilize or position a property for permanent  
596 financing.

597       (b) "Eligible project" means an expiring use property,  
598 mobile home park, or other nonregulated affordable multifamily  
599 property.

600       (c) "Expiring use property" means a property that has  
601 income restrictions on its use to benefit low-income persons and  
602 families, which restrictions will terminate within two years of  
603 the application for funding.

604       (4) To be eligible to receive funds under this program, an  
605 entity shall:

606       (a) Be certified by the U.S. Department of the Treasury as  
607 a community development financial institution;

608       (b) Be a qualified 501(c)3 organization under the Internal  
609 Revenue Code;

610       (c) Possess a demonstrated record and ability to  
611 effectively deploy financing for community development purposes;

612       (d) Demonstrate knowledge and experience in lending to  
613 acquire, develop, and rehabilitate affordable housing;

614       (e) Demonstrate knowledge and experience in raising  
615 matching capital from private, public and philanthropic sources;

616       (f) Have statewide lending operations;

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617 (g) Demonstrate experience and capacity to provide  
618 directly or through contracts with other entities, technical  
619 assistance to developers;

620 (h) Document established and proven underwriting policies,  
621 risk management ratings, portfolio management and servicing  
622 systems;

623 (i) Have an independent financial audit for prior years;  
624 and

625 (j) Meet requirements established by rule.

626 (5) A community development financial institution that  
627 receives state funds under this program shall create a revolving  
628 affordable housing preservation bridge loan fund to make loans  
629 to eligible projects. Multifamily rental properties which are  
630 affordable to low-income persons and families without rental  
631 restrictions but which will institute rental restrictions as a  
632 condition of this funding, may be funded after expiring use  
633 properties and mobile home park projects are funded.

634 (6) The corporation shall establish a funding process and  
635 selection criteria by rule or by issuing a request for proposals  
636 to select entities for funding.

637 (a) The corporation may reject any and all applicants;

638 (b) The corporation may establish a review committee by  
639 rule and shall make recommendations to the board regarding  
640 program participation selection. The board shall determine the  
641 final ranking for participation based on the scores received in  
642 the ranking, further review of the applications, and the  
643 recommendations of the review committee. The board shall approve  
644 or reject applicants and shall determine the tentative funding  
645 amount available to each applicant. The final funding amount  
646 shall be determined by rule.

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647 (7) Prior to providing any assistance, the corporation and  
648 the participant shall execute an agreement that requires the  
649 participant to comply with all other terms and conditions of  
650 assistance.

651 (8) In the event of fraud, mismanagement, or noncompliance  
652 with the applicable statutes, rules, or terms and conditions of  
653 the agreement on the part of the participant, the corporation  
654 may:

655 (a) Require changes in the agreement;

656 (b) Reduce or terminate funding;

657 (c) Require repayment of any funding that has been  
658 distributed;

659 (d) Revoke the participation in the program; or

660 (e) Take such other actions as the corporation deems  
661 appropriate.

662 (9) A participant shall submit such financial and activity  
663 reports and data at such times, in such forms, as required by  
664 the corporation to ensure compliance and to evaluate the  
665 participant's performance in this program.

666 (10) The corporation may adopt rules pursuant to ss.  
667 120.536(1) and 120.54 to implement the provisions of this  
668 section.

669 (11) The corporation may use a maximum of two percent of  
670 the annual program appropriation for administration and  
671 compliance monitoring.

672 Section 14. Section 420.5095, Florida Statutes, is amended  
673 to read:

674 420.5095 Community Workforce Housing Innovation Pilot  
675 Program.--

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676 (1) The Legislature finds and declares that recent rapid  
677 increases in the median purchase price of a home and the cost of  
678 rental housing have far outstripped the increases in median  
679 income in the state, preventing essential services personnel  
680 from living in the communities where they serve and thereby  
681 creating the need for innovative solutions for the provision of  
682 housing opportunities for essential services personnel.

683 (2) The Community Workforce Housing Innovation Pilot  
684 Program is created to provide affordable rental and home  
685 ownership community workforce housing for essential services  
686 personnel affected by the high cost of housing, using regulatory  
687 incentives and state and local funds to promote local public-  
688 private partnerships and leverage government and private  
689 resources.

690 (3) For purposes of this section, the following  
691 definitions apply:

692 (a) "Workforce housing" means housing affordable to  
693 natural persons or families whose total annual household income  
694 does not exceed 140 percent of the area median income, adjusted  
695 for household size, or 150 percent of area median income,  
696 adjusted for household size, in areas of critical state concern  
697 designated under s. 380.05, for which the Legislature has  
698 declared its intent to provide affordable housing, and areas  
699 that were designated as areas of critical state concern for at  
700 least 20 consecutive years prior to removal of the designation.

701 (b) "Essential services personnel" means persons in need  
702 of affordable housing who are employed in occupations or  
703 professions in which they are considered essential services  
704 personnel, as defined by each county and eligible municipality

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705 within its respective local housing assistance plan pursuant to  
706 s. 420.9075(3)(a).

707 (c) "Public-private partnership" means any form of  
708 business entity that includes substantial involvement of at  
709 least one county, one municipality, or one public sector entity,  
710 such as a school district or other unit of local government in  
711 which the project is to be located, and at least one private  
712 sector for-profit or not-for-profit business or charitable  
713 entity, and may be any form of business entity, including a  
714 joint venture or contractual agreement.

715 (4) The Florida Housing Finance Corporation is authorized  
716 to provide Community Workforce Housing Innovation Pilot Program  
717 loans to an applicant for new construction or rehabilitation of  
718 workforce housing in eligible areas. The corporation shall  
719 establish a funding process and selection criteria by rule or  
720 request for proposals. This funding is intended to be used with  
721 other public and private sector resources.

722 (5)(a) The corporation shall provide by rule for the  
723 establishment of a review committee composed of corporation  
724 staff and, in addition, may include three private citizens  
725 representing the areas of housing or real estate development,  
726 banking, community planning, or other areas related to the  
727 development or financing of workforce affordable housing. The  
728 review and selection process shall include a process for curing  
729 minor errors in the applications. The corporation shall  
730 establish by rule a scoring system for evaluation and  
731 competitive ranking of applications submitted in this program,  
732 including, but not limited to, the following criteria:

733 1. Private and public sector entities' involvement as  
734 partners in the project.

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- 735        2. The sponsor's agreement to reserve at least:  
736        a. Eighty percent of the units in the project for persons  
737 or families who have incomes that do not exceed 140 percent of  
738 the area median income adjusted for household size. In areas of  
739 critical state concern designated under s. 380.05, for which the  
740 Legislature has declared its intent to provide affordable  
741 housing, and in areas that were designated as areas of critical  
742 state concern for at least 20 consecutive years prior to removal  
743 of the designation, the area median income served may not exceed  
744 150 percent of area median income, adjusted for household size;  
745 or  
746        b. Fifty percent of the units in the project for essential  
747 services personnel.  
748        3. Projects requiring the most effective use of the  
749 community workforce housing loan.  
750        4. Contributions to the project.  
751        5. Local government comprehensive planning, zoning,  
752 permitting, and other regulatory and financial incentives that  
753 promote workforce housing or commitment to be innovative with  
754 existing regulatory incentive structures to promote workforce  
755 housing.  
756        6. Proximity to employment centers and transportation  
757 facilities.  
758        7. Project feasibility.  
759        8. Economic viability of the project.  
760        9. Commitment of first mortgage financing.  
761        10. The sponsor's prior affordable housing development and  
762 management experience.  
763        11. The sponsor's ability to proceed with construction.  
764        (b) The corporation may reject any and all applications.

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765 (c) The corporation may approve and reject applications  
766 for the purpose of achieving geographic and demographic  
767 targeting.

768 (d) The review committee established pursuant to this  
769 subsection shall make recommendations to the board of directors  
770 of the corporation regarding program participation under the  
771 Community Workforce Housing Innovation Pilot Program.

772 (e) The corporation board shall make the final ranking and  
773 the decisions regarding which applicants shall become program  
774 participants based on the scores received in the competitive  
775 ranking, further review of applications, and the recommendations  
776 of the review committee. The corporation board shall approve or  
777 reject applications for loans and shall determine the tentative  
778 loan amount available to each applicant selected for  
779 participation in the program. The maximum loan amount shall be  
780 determined pursuant to rule adopted by the corporation.

781 (6)~~(5)~~ The corporation shall provide incentives for local  
782 governments in eligible areas to use local affordable housing  
783 funds, such as those from the State Housing Initiatives  
784 Partnership Program, to assist in meeting the affordable housing  
785 needs of persons eligible under this program. Local governments  
786 are authorized to utilize State Housing Initiatives Partnership  
787 Program funds for residents with incomes up to 140 percent of  
788 the area median income in workforce housing projects funded  
789 under this program and 150 percent in areas of critical state  
790 concern designated under s. 380.05, for which the Legislature  
791 has declared its intent to provide affordable housing, and in  
792 areas that were designated as areas of critical state concern  
793 for at least 20 consecutive years prior to removal of the  
794 designation.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

795        ~~(7)(6)~~ Funding shall be targeted to innovative projects in  
796 areas where:

797        (a) The disparity between the area median income and the  
798 median sales price for a single-family home is greatest; ~~and~~  
799 ~~for projects in areas where~~

800        (b) The population growth as a percentage rate of increase  
801 is greatest; and

802        (c) There is a demonstrated need for workforce housing for  
803 essential services personnel and . ~~The corporation may also fund~~  
804 ~~projects in areas where~~ innovative regulatory and financial  
805 incentives are made available.

806  
807 The corporation shall fund at least one eligible project in as  
808 many counties as possible and make every effort to fund projects  
809 in every region of the state.

810        ~~(8)(7)~~ Projects shall receive priority consideration for  
811 funding where:

812        (a) The local jurisdiction has adopted, or is committed to  
813 adopting, ~~adopts~~ appropriate regulatory incentives, local  
814 contributions or financial strategies, or other funding sources  
815 to promote the development and ongoing financial viability of  
816 such projects. Local incentives include such actions as  
817 expediting review of development orders and permits, supporting  
818 development near transportation hubs and major employment  
819 centers, and adopting land development regulations designed to  
820 allow flexibility in densities, use of accessory units, mixed-  
821 use developments, and flexible lot configurations. Financial  
822 strategies include such actions as promoting employer-assisted  
823 housing programs, providing tax increment financing, and  
824 providing land.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

825 (b) Projects are innovative and include new construction  
826 or rehabilitation, mixed-income housing, or commercial and  
827 housing mixed-use elements and those that promote homeownership.  
828 The program funding shall not exceed the costs attributable to  
829 the portion of the project that is set aside to provide housing  
830 for the targeted population.

831 (c) Projects that set aside at least 80 percent of units  
832 for workforce housing and at least 50 percent for essential  
833 services personnel and for projects that require the least  
834 amount of program funding compared to the overall housing costs  
835 for the project.

836 ~~(9)-(8)~~ Notwithstanding the provisions of s. 163.3184(3)-  
837 (6), any local government comprehensive plan amendment to  
838 implement a Community Workforce Housing Innovation Pilot Program  
839 project found consistent with the provisions of this section  
840 shall be expedited as provided in this subsection. At least 30  
841 days prior to adopting a plan amendment pursuant to this  
842 subsection, the local government shall notify the state land  
843 planning agency of its intent to adopt such an amendment, and  
844 the notice shall include its evaluation related to site  
845 suitability and availability of facilities and services. The  
846 public notice of the hearing required by s. 163.3184(15)(e)  
847 shall include a statement that the local government intends to  
848 utilize the expedited adoption process authorized by this  
849 subsection. Such amendments shall require only a single public  
850 hearing before the governing board, which shall be an adoption  
851 hearing as described in s. 163.3184(7), and the state land  
852 planning agency shall issue its notice of intent pursuant to s.  
853 163.3184(8) within 30 days after determining that the amendment  
854 package is complete. Any further proceedings shall be governed

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

855 by ss. 163.3184(9)-(16). Amendments proposed under this section  
856 are not subject to the restriction of s. 163.3187(1) limiting  
857 the adoption of a comprehensive plan amendment to no more than  
858 two times during any calendar year.

859 (10) The processing of approvals of development orders or  
860 development permits, as defined in s. 163.3164(7) and (8), for  
861 affordable housing projects shall be expedited.

862 (11)-(9) The corporation shall award loans with interest  
863 rates set at 1 to 3 percent, which may be made forgivable when  
864 long-term affordability is provided and when at least 80 percent  
865 of the units are set aside for workforce housing and at least 50  
866 percent of the units are set aside for essential services  
867 personnel.

868 (12)-(10) All eligible applications shall:

869 (a) For home ownership, limit the sales price of a  
870 detached unit, townhome, or condominium unit to not more than 90  
871 ~~80~~ percent of the median sales price for that type of unit in  
872 that county, or the statewide median sales price for that type  
873 of unit, whichever is higher, and require that all eligible  
874 purchasers of home ownership units occupy the homes as their  
875 primary residence.

876 (b) For rental units, restrict rents for all workforce  
877 housing serving those with incomes at or below 120 percent of  
878 area median income at the appropriate income level using the  
879 restricted rents for the federal low-income housing tax credit  
880 program and, for workforce housing units serving those with  
881 incomes above 120 percent of area median income, restrict rents  
882 to those established by the corporation, not to exceed 30  
883 percent of the maximum household income adjusted to unit size.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

884 (c) Demonstrate that the applicant is a public-private  
885 partnership in an agreement, contract, partnership agreement,  
886 memorandum of understanding, or other written instrument signed  
887 by all the project partners.

888 (d) Have grants, donations of land, or contributions from  
889 the public-private partnership or other sources collectively  
890 totaling at least 10 15 percent of the total development cost or  
891 \$2 million, whichever is less. Such grants, donations of land,  
892 or contributions must be evidenced by a letter of commitment, an  
893 agreement, contract, deed, memorandum of understanding, or other  
894 written instrument only at the time of application. Grants,  
895 donations of land, or contributions in excess of 10 15 percent  
896 of the development cost shall increase the application score.

897 (e) Demonstrate how the applicant will use the regulatory  
898 incentives and financial strategies outlined in paragraph (7)(a)  
899 and subsection (13) from the local jurisdiction in which the  
900 proposed project is to be located. The corporation may consult  
901 with the Department of Community Affairs in evaluating the use  
902 of regulatory incentives by applicants.

903 (f) Demonstrate that the applicant possesses title to or  
904 site control of land and evidences availability of required  
905 infrastructure.

906 ~~(g) Demonstrate the applicant's affordable housing~~  
907 ~~development and management experience.~~

908 ~~(h) Provide any research or facts available supporting the~~  
909 ~~demand and need for rental or home ownership workforce housing~~  
910 ~~for eligible persons in the market in which the project is~~  
911 ~~proposed.~~

912 (13) Local governments are authorized to make available to  
913 approved Community Workforce Housing Innovation Pilot Program

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

914 projects workforce housing incentives to promote the financial  
915 viability, successful development, and ongoing maintenance of  
916 these housing developments, including, but not limited to:

917 (a) Impact fees may be reduced by 50 percent, may be  
918 waived entirely, or may be deferred by the local government, or  
919 an applicant may be provided with an alternative method of fee  
920 payment.

921 (b) Increased density levels or higher density per acre  
922 may be allowed.

923 (c) The infrastructure capacity in the local comprehensive  
924 plan for affordable housing may be reserved for these  
925 communities.

926 (d) Additional affordable residential units in residential  
927 zoning districts may be allowed.

928 (e) Open space and setback requirements for affordable  
929 housing may be reduced by 50 percent.

930 (f) Zero-lot-line configurations may be allowed.

931 (g) Trips associated with affordable housing in close  
932 proximity of employment centers may be exempt from  
933 transportation concurrency pursuant to s. 163.3180(5)(d).

934 (h) Local transportation infrastructure funding may be  
935 prioritized by local metropolitan planning organizations.

936 (i) Local State Housing Initiatives Partnership program  
937 funds may be used to support construction of workforce housing  
938 projects and down payment assistance for residents with incomes  
939 that do not exceed 120 percent of the area median income  
940 residing in such projects.

941 (j) Tax increment financing may be made available to  
942 workforce housing projects to assist in maintaining long term  
943 affordability of the units.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

944        ~~(14)-(11)~~ Projects may include manufactured housing  
945 constructed after June 1994 and installed in accordance with  
946 mobile home installation standards of the Department of Highway  
947 Safety and Motor Vehicles.

948        ~~(15)-(12)~~ The corporation may adopt rules pursuant to ss.  
949 120.536(1) and 120.54 to implement the provisions of this  
950 section.

951        ~~(16)-(13)~~ The corporation may use a maximum of 2 percent of  
952 the annual program appropriation for administration and  
953 compliance monitoring.

954        (14) The corporation shall review the success of the  
955 Community Workforce Housing Innovation Pilot Program to  
956 ascertain whether the projects financed by the program are  
957 useful in meeting the housing needs of eligible areas. The  
958 corporation shall submit its report and any recommendations  
959 regarding the program to the Governor, the Speaker of the House  
960 of Representatives, and the President of the Senate not later  
961 than 2 months after the end of the corporation's fiscal year.

962        Section 15. Subsection (1) of section 420.513, Florida  
963 Statutes, is amended to read:

964        420.513 Exemption from taxes and eligibility as  
965 investment.--

966        (1) The property of the corporation, the transactions and  
967 operations thereof, the income therefrom, and the bonds of the  
968 corporation issued under this act, together with all notes,  
969 mortgages, security agreements, letters of credit, or other  
970 instruments that arise out of or are given to secure the  
971 repayment of bonds issued in connection with the financing of  
972 any housing ~~development~~ under this part, and all notes,  
973 mortgages, security agreements, letters of credit, or other

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

974 instruments that arise out of or are given to secure the  
975 repayment of loans issued in connection with the financing of  
976 any housing under this part, as well as the interest thereon and  
977 income therefrom, regardless of the status of any party thereto  
978 as a private party, shall be exempt from taxation by the state  
979 and its political subdivisions. The exemption granted by this  
980 subsection shall not apply to any tax imposed by chapter 220 on  
981 interest, income, or profits on debt obligations owned by  
982 corporations.

983 Section 16. Subsections (1) and (2) of section 420.606,  
984 Florida Statutes, are amended to read:

985 420.606 Training and technical assistance program.--

986 (1) LEGISLATIVE FINDINGS.--In addition to the legislative  
987 findings set forth in s. 420.6015, the Legislature finds and  
988 declares that:

989 (a) Housing in economically declining or distressed areas  
990 is frequently substandard and is often unaffordable to very-low-  
991 income persons and low-income persons.†

992 (b) Recent rapid increases in the median purchase price of  
993 homes and the cost of rental housing have far outstripped the  
994 increases in median income in the state, preventing essential  
995 services personnel from living in the communities where they  
996 serve and thereby creating the need for innovative solutions for  
997 the provision of housing opportunities for essential services  
998 personnel.

999 (c) ~~(b)~~ Community-based organizations often have limited  
1000 experience in development of quality housing for very-low-income  
1001 persons and low-income persons in economically declining or  
1002 distressed areas.† and

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1003        (d) The private market should be encouraged to provide  
1004 affordable rental and home ownership housing for essential  
1005 services personnel affected by the high cost of housing.  
1006 Technical assistance should address development costs through  
1007 promoting local public-private partnerships that leverage  
1008 government and private resources.

1009        (e)-(e) The staffs and board members of community-based  
1010 organizations need additional training in housing development as  
1011 well as technical support to assist them in gaining the  
1012 experience they need to better serve their communities.

1013        (f)-(d) The staffs of state and regional agencies and local  
1014 governments, whether directly involved in the production of  
1015 affordable housing or acting in a supportive role, can better  
1016 serve the goals of state and local governments if their  
1017 expertise in housing development is expanded.

1018        (2) PURPOSE.--The purpose of this section is to provide  
1019 community-based organizations and staff of state and local  
1020 governments with the necessary training and technical assistance  
1021 to meet the needs of very-low-income persons, low-income  
1022 persons, and moderate-income persons for standard, affordable  
1023 housing and for workforce housing in those areas where housing  
1024 costs have severely limited housing affordability.

1025        Section 17. Subsections (2), (4), and (5) of section  
1026 420.9076, Florida Statutes, are amended, and subsection (8) is  
1027 added to that section, to read:

1028        420.9076 Adoption of affordable housing incentive  
1029 strategies; committees.--

1030        (2) The governing board of a county or municipality shall  
1031 appoint the members of the affordable housing advisory committee  
1032 by resolution. Pursuant to the terms of any interlocal

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1033 agreement, a county and municipality may create and jointly  
1034 appoint an advisory committee to prepare a joint plan. The  
1035 ordinance adopted pursuant to s. 420.9072 which creates the  
1036 advisory committee or the resolution appointing the advisory  
1037 committee members must provide for eleven ~~nine~~ committee members  
1038 and their terms. The committee must include:

1039 (a) One citizen who is actively engaged in the residential  
1040 home building industry in connection with affordable housing.

1041 (b) One citizen who is actively engaged in the banking or  
1042 mortgage banking industry in connection with affordable housing.

1043 (c) One citizen who is a representative of those areas of  
1044 labor actively engaged in home building in connection with  
1045 affordable housing.

1046 (d) One citizen who is actively engaged as an advocate for  
1047 low-income persons in connection with affordable housing.

1048 (e) One citizen who is actively engaged as a for-profit  
1049 provider of affordable housing.

1050 (f) One citizen who is actively engaged as a not-for-  
1051 profit provider of affordable housing.

1052 (g) One citizen who is actively engaged as a real estate  
1053 professional in connection with affordable housing.

1054 (h) One citizen who actively serves on the local planning  
1055 agency pursuant to s. 163.3174.

1056 (i) One citizen who resides within the jurisdiction of the  
1057 local governing body making the appointments.

1058 (j) One citizen who represents employers within the  
1059 jurisdiction.

1060 (k) One citizen who represents essential services  
1061 personnel, as defined in the local housing assistance plan.  
1062

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1063 If a county or eligible municipality whether due to its small  
1064 size, the presence of a conflict of interest by prospective  
1065 appointees, or other reasonable factor, is unable to appoint a  
1066 citizen actively engaged in these activities in connection with  
1067 affordable housing, a citizen engaged in the activity without  
1068 regard to affordable housing may be appointed. Local governments  
1069 that receive the minimum allocation under the State Housing  
1070 Initiatives Partnership Program may elect to appoint an  
1071 affordable housing advisory committee with fewer than eleven  
1072 representatives if they are unable to find representatives that  
1073 meet the criteria of paragraphs (a)-(k).

1074 (4) Biennially, the advisory committee shall review the  
1075 established policies and procedures, ordinances, land  
1076 development regulations, and adopted local government  
1077 comprehensive plan of the appointing local government and shall  
1078 recommend specific actions or initiatives to encourage or  
1079 facilitate affordable housing while protecting the ability of  
1080 the property to appreciate in value. Such recommendations may  
1081 include the modification or repeal of existing policies,  
1082 procedures, ordinances, regulations, or plan provisions; the  
1083 creation of exceptions applicable to affordable housing; or the  
1084 adoption of new policies, procedures, regulations, ordinances,  
1085 or plan provisions. At a minimum, each advisory committee shall  
1086 submit a report to the local governing body that includes make  
1087 recommendations on, and every two years thereafter evaluates the  
1088 implementation of, affordable housing incentives in the  
1089 following areas:

1090 (a) The processing of approvals of development orders or  
1091 permits, as defined in s. 163.3164(7) and (8), for affordable

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1092 housing projects is expedited to a greater degree than other  
1093 projects.

1094 (b) The modification of impact-fee requirements, including  
1095 reduction or waiver of fees and alternative methods of fee  
1096 payment for affordable housing.

1097 (c) The allowance of flexibility in densities ~~increased~~  
1098 ~~density levels~~ for affordable housing.

1099 (d) The reservation of infrastructure capacity for housing  
1100 for very-low-income persons, and low-income persons and moderate  
1101 income.

1102 (e) The allowance of affordable accessory residential  
1103 units in residential zoning districts.

1104 (f) The reduction of parking and setback requirements for  
1105 affordable housing.

1106 (g) The allowance of flexible lot configurations,  
1107 including zero-lot-line configurations for affordable housing.

1108 (h) The modification of street requirements for affordable  
1109 housing.

1110 (i) The establishment of a process by which a local  
1111 government considers, before adoption, policies, procedures,  
1112 ordinances, regulations, or plan provisions that increase the  
1113 cost of housing.

1114 (j) The preparation of a printed inventory of locally  
1115 owned public lands suitable for affordable housing.

1116 (k) The support of development near transportation hubs  
1117 and major employment centers and mixed-use developments.

1118  
1119 The advisory committee recommendations may ~~must~~ also include  
1120 other affordable housing incentives identified by the advisory  
1121 committee. Local governments that receive the minimum allocation

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1122 under the State Housing Initiatives Partnership Program shall  
1123 perform the initial review, but may elect to not perform the  
1124 biennial review.

1125 (5) The approval by the advisory committee of its local  
1126 housing incentive strategies recommendations and its review of  
1127 local government implementation of previously recommended  
1128 strategies must be made by affirmative vote of a majority of the  
1129 membership of the advisory committee taken at a public hearing.  
1130 Notice of the time, date, and place of the public hearing of the  
1131 advisory committee to adopt final local housing incentive  
1132 strategies recommendations must be published in a newspaper of  
1133 general paid circulation in the county. Such notice must contain  
1134 a short and concise summary of the local housing incentives  
1135 strategies recommendations to be considered by the advisory  
1136 committee. The notice must state the public place where a copy  
1137 of the tentative advisory committee recommendations can be  
1138 obtained by interested persons.

1139 (6) Within 90 days after the date of receipt of the local  
1140 housing incentive strategies recommendations from the advisory  
1141 committee, the governing body of the appointing local government  
1142 shall adopt an amendment to its local housing assistance plan to  
1143 incorporate the local housing incentive strategies it will  
1144 implement within its jurisdiction. The amendment must include,  
1145 at a minimum, the local housing incentive strategies required in  
1146 s. 420.9071(16). The local government must consider the  
1147 strategies specified in paragraphs (4)(a)-~~(j)~~ (k) as recommended  
1148 by the advisory committee.

1149 (8) The advisory committee may perform other  
1150 responsibilities at the request of the local government,  
1151 including:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1152 (a) The provision of mentoring services to affordable  
1153 housing partners, including developers, banking institutions,  
1154 employers, and others to identify available incentives, assist  
1155 with applications for funding requests, and develop partnerships  
1156 between various parties.

1157 (b) The creation of best practices for development of  
1158 affordable housing in the community.

1159 Section 18. Section 624.46226, Florida Statutes, is  
1160 created to read:

1161 624.46226 Public housing authorities self-insurance funds;  
1162 exemption for taxation and assessments.--

1163 (1) Any two or more public housing authorities in this  
1164 state as defined in chapter 421 may also create a self-insurance  
1165 fund pursuant to s. 624.4622 for the purpose of self-insuring  
1166 real or personal property of every kind and every interest in  
1167 such property against loss or damage from any hazard or cause  
1168 and against any loss consequential to such loss or damage,  
1169 provided all the provisions of s. 624.4622 are met.

1170 (2) Any public housing authority as defined in chapter 421  
1171 in the state that is a member of a self-insurance fund pursuant  
1172 to this section shall be exempt from the taxes and assessments  
1173 imposed under ss. 624.509 and 627.351.

1174 Section 19. This act shall take effect July 1, 2007.

1175  
1176 ===== D I R E C T O R Y A M E N D M E N T =====

1177 Remove line(s) and insert:

1178  
1179  
1180 ===== T I T L E A M E N D M E N T =====

1181 Remove line(s) 3-83 and insert:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1182 163.3177, F.S.; revising elements of local government  
1183 comprehensive plans relating to future land use,  
1184 transportation, and housing; amending s. 163.31771, F.S.;  
1185 providing options for accessory dwelling units; amending  
1186 s. 163.3180, F.S.; authorizing local governments to grant  
1187 an exception from the concurrency requirement for  
1188 transportation facilities; authorizing local governments  
1189 to exempt certain trips from the concurrency requirement;  
1190 amending s. 163.3187, F.S.; authorizing local governments  
1191 to identify the types of housing development and  
1192 conditions under which it will expedite consideration of  
1193 amendments to comprehensive plans; providing amendment  
1194 notice requirements; requiring a public hearing; creating  
1195 s. 193.018, F.S.; creating the Affordable Housing Property  
1196 Tax Relief Initiative; providing criteria to be used in  
1197 assessing just valuation of certain affordable housing  
1198 properties serving extremely-low-income persons, low-  
1199 income persons, moderate-income persons, and very-low-  
1200 income persons; providing assessment guidelines;  
1201 authorizing certain agreements to be considered a land use  
1202 regulation and a limitation on the highest and best use of  
1203 the property; creating s. 193.0185, F.S.; providing  
1204 assessment criteria for improvements used for permanently  
1205 affordable housing subject to a 99-year ground lease;  
1206 amending s. 196.1978, F.S.; revising an affordable housing  
1207 property exemption to require that the owner be a  
1208 corporation not for profit or a limited partnership the  
1209 sole general partner of which is such a corporation;  
1210 expanding scope of exemption; amending s. 420.504, F.S.;  
1211 providing that the corporation is a state agency for

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1212 purposes of the state allocation pool; authorizing the  
1213 corporation to provide notice of internal review committee  
1214 meetings by publication on an Internet website; providing  
1215 that the corporation is not governed by certain provisions  
1216 relating to corporations not for profit; amending s.  
1217 420.506, F.S.; deleting a provision relating to lease of  
1218 certain state employees; amending s. 420.5061, F.S.;  
1219 deleting obsolete provisions; removing a provision  
1220 requiring all assets and liabilities and rights and  
1221 obligations of the Florida Housing Finance Agency to be  
1222 transferred to the corporation; providing that the  
1223 corporation is the legal successor to the agency; removing  
1224 a provision requiring the corporation to make transfers to  
1225 certain trust funds; removing a provision requiring all  
1226 state property in use by the agency to be transferred to  
1227 and become the property of the corporation; amending s.  
1228 420.507, F.S.; deleting submittal of the corporation  
1229 budget to the secretary; providing the corporation the  
1230 power to require that an agreement be recorded in the  
1231 official records of the county where the real property is  
1232 located; amending s. 420.5087, F.S.; authorizing use of  
1233 program funds; creating s. 420.5094, F.S.; creating the  
1234 Florida Housing preservation Bridge Loan Program;  
1235 establishing legislative findings; providing definitions;  
1236 providing eligibility criteria; providing for agreements;  
1237 requiring reports; authorizing rule making; authorizing  
1238 use of funds for administration and monitoring; amending  
1239 s. 420.5095, F.S.; removing pilot status of the Community  
1240 Workforce Housing Innovation Program; requiring the  
1241 corporation to establish a review committee for the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

1242 program; providing for membership; requiring the  
1243 corporation to establish a scoring system for evaluation  
1244 and competitive ranking of applications; providing powers  
1245 and duties of the committee; requiring the corporation  
1246 board to make the final ranking and program participant  
1247 decision; revising which projects may receive priority  
1248 consideration for funding; requiring the processing of  
1249 certain approvals of development orders or development  
1250 permits to be expedited; providing applicant requirements;  
1251 authorizing certain incentives to be offered by local  
1252 governments for program participants; amending s.

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COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_  (Y)  (N) 3/19/07  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

1 Council/Committee hearing bill: Infrastructure  
2 Representative M. Davis offered the following:

3  
4 **Amendment to Amendment (1) by Representative M. Davis (with**  
5 **title amendment)**

6 Remove line(s) 556 - 568 and insert:

7  
8

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

10 Remove line(s) 1232 - 1233 and insert:  
11 located; creating s. 420.5094, F.S.; creating the

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 1457 : Recreational Vehicle Dealers and Manufacturers

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher			X		
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph	X				
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)			X		
<b>Total Yeas: 6</b>		<b>Total Nays: 0</b>			

### Appearances:

Marc Dunbar (Lobbyist) - Proponent  
Florida RV Trade Association  
215 S. Monroe Street  
Tallahassee FL 32301  
Phone: (850) 222-3533

Sherry P. Perkins (General Public) - Proponent  
Tri-Am RV Center, Inc.  
5459 NE Jacksonville Road  
Ocala FL 34479  
Phone: (352) 209-2706

Dell M. Sanders (General Public) - Proponent  
J.D. Sanders RV Center  
12380 NW Highway 441  
Alachua FL 32615  
Phone: (386) 462-3039

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Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

**Location:** 404 HOB

Elwin J. Duplantis, General Manager (General Public) - Proponent

Leisure Tyme RV

6428 Pensacola Boulevard

Pensacola FL 32505

Phone: (850) 476-6848

Lance Wilson, Executive Director (General Public) - Proponent

Florida RV Trade Association

10510 Gibsonton Drive

Riverview FL

Phone: (813) 741-0488

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1457

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Gardiner offered the following:

4 **Amendment (with directory and title amendments)**

5 Delete everything after the enacting clause and insert:

7 Section 1. Section 320.3201, Florida Statutes, is created to  
8 read:

9 320.3201 Legislative intent.--

10 (1) It is the intent of the Legislature to protect the  
 11 public health, safety, and welfare of the citizens of the state  
 12 by regulating the relationship between recreational vehicle  
 13 dealers and manufacturers, maintaining competition, and  
 14 providing consumer protection and fair trade.

15 (2) It is the intent of the Legislature that this act is  
 16 to be applied to manufacturer/dealer agreements entered into  
 17 after the effective date.

18 Section 2. Section 320.3202, Florida Statutes, is created  
19 to read:

20 320.3202 Definitions.--As used in ss. 320.3201-320.3211,  
 21 the term:

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22       (1) "Area of sales responsibility" means the geographical  
23 area agreed to by the dealer and the manufacturer in the  
24 manufacturer/dealer agreement in which the dealer has the  
25 exclusive right to display or sell the manufacturer's new  
26 recreational vehicles of a particular line-make.

27       (2) "Dealer" means any person, firm, corporation, or  
28 business entity licensed or required to be licensed pursuant to  
29 s. 320.771.

30       (3) "Distributor" means any person, firm, corporation, or  
31 business entity that purchases new recreational vehicles for  
32 resale to dealers.

33       (4) "Factory campaign" means an effort on the part of a  
34 warrantor to contact recreational vehicle owners or dealers in  
35 order to address a part or equipment issue.

36       (5) "Family member" means a spouse or a child, grandchild,  
37 parent, sibling, niece, or nephew or the spouse thereof.

38       (6) "Line-make" means a specific series of recreational  
39 vehicle products that:

40       (a) Are identified by a common series trade name or  
41 trademark;

42       (b) Are targeted to a particular market segment, as  
43 determined by their decor, features, equipment, size, weight,  
44 and price range;

45       (c) Have lengths and interior floor plans that distinguish  
46 the recreational vehicles from recreational vehicles with  
47 substantially the same decor, equipment, features, price, and  
48 weight; and

49       (d) Belong to a single, distinct classification of  
50 recreational vehicle product type having a substantial degree of  
51 commonality in the construction of the chassis, frame, and body.

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52 (7) "Manufacturer" means any person, firm, corporation, or  
53 business entity that engages in the manufacturing of  
54 recreational vehicles.

55 (8) "Manufacturer/dealer agreement" means a written  
56 agreement or contract entered into between a manufacturer and a  
57 dealer which fixes the rights and responsibilities of the  
58 parties and pursuant to which the dealer sells new recreational  
59 vehicles.

60 (9) "Proprietary part" means any part manufactured by or  
61 for and sold exclusively by the manufacturer.

62 (10) "Recreational vehicle" means the types of motor  
63 vehicle or motor vehicles defined by s. 320.01(1)(b).

64 (11) "Transient customer" means a customer who is  
65 temporarily traveling through a dealer's area of sales  
66 responsibility.

67 (12) "Warrantor" means any person, firm, corporation, or  
68 business entity that gives a warranty in connection with a new  
69 recreational vehicle or parts, accessories, or components  
70 thereof. Such term does not include service contracts,  
71 mechanical or other insurance, or extended warranties sold for  
72 separate consideration by a dealer or other person not  
73 controlled by a manufacturer.

74 (13) "Department" means the Department of Highway Safety  
75 and Motor Vehicles.

76 Section 3. Section 320.3203, Florida Statutes, is created  
77 to read:

78 320.3203 Requirement for a written manufacturer/dealer  
79 agreement; area of sales responsibility.--

80 (1) A manufacturer or distributor may not sell a  
81 recreational vehicle in the state to or through a dealer without

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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82 having entered into a manufacturer/dealer agreement which is  
83 signed by both parties.

84 (2) The manufacturer shall designate in the  
85 manufacturer/dealer agreement the area of sales responsibility  
86 exclusively assigned to a dealer and shall not change such area  
87 or establish another dealer for the same line-make in such area  
88 during the duration of the agreement.

89 (3) The area of sales responsibility may not be subject to  
90 review or change before 1 year after the execution of the  
91 manufacturer/dealer agreement.

92 (4) A motor vehicle dealer may not sell a new recreational  
93 vehicle in this state without having entered into a  
94 manufacturer/dealer agreement and may not sell outside of its  
95 designated area of sales responsibility.

96 (5) (a) Notwithstanding subsection (4), a dealer may sell  
97 outside of its designated area of responsibility if the dealer  
98 obtains a supplemental license pursuant to s. 320.771(7) and  
99 meets one of the following conditions:

100 1. For sales within another dealer's designated area of  
101 sales responsibility, the dealer must obtain in advance of the  
102 off-premise sale a written agreement signed by the dealer, the  
103 manufacturer of the recreational vehicles to be sold at the off-  
104 premise sale, and the dealer in whose designated area of sales  
105 responsibility the off-premise sale will occur. The written  
106 agreement must:

107 a. Designate the recreational vehicles to be sold;  
108 b. Set forth the time period for the off-premise sale; and  
109 c. Affirmatively authorize the sale of the recreational  
110 vehicles.

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111 2. The off-premise sale is not located within any dealer's  
112 designated area of sales responsibility and is in conjunction  
113 with a public vehicle show.

114 3. The off-premise sale is in conjunction with a public  
115 vehicle show in which more than 35 dealers are participating and  
116 is predominantly funded by manufacturers.

117 (b) For the purposes of this subsection, "public vehicle  
118 show" means an event sponsored by an organization approved under  
119 section 501(c)(6) of the Internal Revenue Code which has the  
120 purpose of promoting the welfare of the recreational vehicle  
121 industry and is located at a site:

122 1. That will be used to display and sell recreational  
123 vehicles;

124 2. That is not used for off-premise sales for more than 10  
125 days in a calendar year; and

126 3. That is not the location set forth on any dealer's  
127 license as its place of business.

128 Section 4. Section 320.3204, Florida Statutes, is created  
129 to read:

130 320.3204 Sales of recreational vehicles by manufacturer or  
131 distributor.--Sales of recreational vehicles by manufacturers or  
132 distributors shall be in accordance with published prices,  
133 charges, and terms of sale in effect at any given time. The  
134 manufacturer must sell products on the same basis, with respect  
135 to all rebates, discounts, and programs, to all competing  
136 dealers similarly situated.

137 Section 5. Section 320.3205, Florida Statutes, is created  
138 to read:

139 320.3205 Termination, cancellation, and nonrenewal of a  
140 manufacturer/dealer agreement.--

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141 (1) (a) A manufacturer, directly or through any officer,  
142 agent, or employee, may not terminate, cancel, or fail to renew  
143 a manufacturer/dealer agreement without good cause, and, upon  
144 renewal, may not require additional inventory stocking  
145 requirements or increased retail sales targets in excess of the  
146 market growth in the dealer's area of responsibility.

147 (b) The manufacturer has the burden of showing good cause.  
148 For purposes of determining whether there is good cause for a  
149 proposed action by a manufacturer, all of the following factors  
150 must be considered:

151 1. The extent of the affected dealer's penetration in the  
152 relevant market area.

153 2. The nature and extent of the dealer's investment in its  
154 business.

155 3. The adequacy of the dealer's service facilities,  
156 equipment, parts, supplies, and personnel.

157 4. The effect of the proposed action on the community.

158 5. The extent and quality of the dealer's service under  
159 recreational vehicle warranties.

160 6. The failure to follow agreed-upon procedures or  
161 standards related to the overall operation of the dealership.

162 7. The dealer's performance under the terms of its  
163 manufacturer/dealer agreement.

164 (c) Except as provided in this section, a manufacturer  
165 shall provide a dealer at least 120 days' prior written notice  
166 of termination, cancellation, or nonrenewal of the  
167 manufacturer/dealer agreement.

168 1. The notice shall state all reasons for termination,  
169 cancellation, or nonrenewal and shall further state that if,  
170 within 30 days following receipt of the manufacturer's notice,

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171 the dealer provides to the manufacturer a written notice of  
172 intent to cure all claimed deficiencies, the dealer will then  
173 have 120 days after the date of the manufacturer's notice to  
174 rectify the deficiencies. If the deficiencies are rectified  
175 within 120 days, the manufacturer's notice shall be void. If the  
176 dealer fails to provide the notice of intent to cure  
177 deficiencies in the prescribed time period, the termination,  
178 cancellation, or nonrenewal shall take effect 30 days after the  
179 dealer's receipt of the manufacturer's notice unless the dealer  
180 has new and untitled inventory on hand which may be disposed of  
181 pursuant to (3).

182 2. The notice period may be reduced to 30 days if the  
183 grounds for termination, cancellation, or nonrenewal are due to:

184 a. Conviction of or plea of nolo contendere to a felony of  
185 a dealer or one of its owners;

186 b. The abandonment or closing of the business operations  
187 of the dealer for 10 consecutive business days unless the  
188 closing is due to an act of God, strike, labor difficulty, or  
189 other cause over which the dealer has no control;

190 c. A significant misrepresentation by the dealer; or

191 d. A suspension or revocation of the dealer's license, or  
192 refusal to renew the dealer's license, by the department.

193 3. The notice provisions of this paragraph shall not apply  
194 if the reason for termination, cancellation, or nonrenewal is  
195 insolvency, the occurrence of an assignment for the benefit of  
196 creditors, or bankruptcy.

197 (2) A dealer may terminate its manufacturer/dealer  
198 agreement with or without cause at any time by giving 30 days'  
199 written notice to the manufacturer. The dealer has the burden of

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200 showing good cause. Any of the following items shall be deemed  
201 good cause for a proposed action by a dealer:

202 (a) Conviction of or plea of nolo contendere to a felony  
203 of a manufacturer or one of its subsidiary companies.

204 (b) The business operations of the manufacturer have been  
205 abandoned or closed for 10 consecutive business days, unless the  
206 closing is due to an act of God, strike, labor difficulty, or  
207 other cause over which the manufacturer has no control.

208 (c) A significant misrepresentation by the manufacturer.

209 (d) A violation of ss. 320.3201-320.3211.

210 (e) A declaration by the manufacturer of bankruptcy,  
211 insolvency, or the occurrence of an assignment for the benefit  
212 of creditors or bankruptcy.

213 (3) If the manufacturer/dealer agreement is terminated,  
214 canceled, or not renewed by the manufacturer or by the dealer  
215 for cause, the manufacturer shall, at the election of the dealer  
216 and within 30 days of termination, cancellation, or nonrenewal,  
217 repurchase:

218 (a) All new recreational vehicles, as classified as "new"  
219 for titling purposes by s. 319.001(8), acquired from the  
220 manufacturer which have not been used except for demonstration  
221 purposes, altered, or damaged at 100 percent of the net invoice  
222 cost, including transportation, less applicable rebates and  
223 discounts to the dealer. In the event any of the vehicles  
224 repurchased are damaged, the amount due to the dealer shall be  
225 reduced by the cost to repair the vehicle. Damage prior to  
226 delivery to the dealer will not disqualify repurchase under this  
227 subsection;

228 (b) All current and undamaged manufacturer's accessories  
229 and proprietary parts sold to the dealer for resale, if

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230 accompanied by the original invoice, at 105 percent of the  
231 original net price paid to the manufacturer to compensate the  
232 dealer for handling, packing, and shipping the parts; and

233 (c) Any functioning diagnostic equipment, special tools,  
234 current signage, and other equipment and machinery at 100  
235 percent of the dealer's net cost plus freight, destination,  
236 delivery, and distribution charges and sales taxes, if any,  
237 provided it was purchased by the dealer within 5 years before  
238 termination and upon the manufacturer's request and can no  
239 longer be used in the normal course of the dealer's ongoing  
240 business. The manufacturer shall pay the dealer within 30 days  
241 after receipt of the returned items.

242 Section 6. Section 320.3206, Florida Statutes, is created  
243 to read:

244 320.3206 Transfer of ownership; family succession.--

245 (1) If a dealer desires to make a change in its ownership  
246 by the sale of the business assets, stock transfer, or  
247 otherwise, the dealer must give the manufacturer 30 days'  
248 written notice before the closing, including all supporting  
249 documentation as may be reasonably required by the manufacturer.  
250 The manufacturer shall not refuse consent to the proposed change  
251 or sale and may not disapprove or withhold approval of the  
252 change or sale unless the manufacturer can show that its  
253 decision is based on the manufacturer's reasonable criteria,  
254 which may include the prospective transferee's business  
255 experience, moral character, financial qualifications, and any  
256 criminal record.

257 (2) If the manufacturer rejects a proposed change or sale,  
258 the manufacturer shall give written notice of its reasons to the  
259 dealer within 30 days after receipt of the dealer's notification

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260 and complete documentation. If the manufacturer does not give  
261 notice of rejection, the change or sale shall be deemed  
262 approved.

263 (3) The manufacturer has the burden of showing that its  
264 rejection of the transfer or sale is reasonable.

265 (4) It is unlawful for any manufacturer to fail to provide  
266 a dealer an opportunity to designate, in writing, a family  
267 member as a successor to the dealership in the event of the  
268 death, incapacity, or retirement of the dealer. It shall be  
269 unlawful to prevent or refuse to honor the succession to a  
270 dealership by a family member of the deceased, incapacitated, or  
271 retired dealer unless the manufacturer has provided to the  
272 dealer written notice of its objections within 30 days after  
273 receipt of the dealer's modification of the dealer's succession  
274 plan. Grounds for objection shall be lack of creditworthiness,  
275 conviction of a felony, lack of required licenses or business  
276 experience, or other condition that makes the succession  
277 unreasonable under the circumstances. The manufacturer has the  
278 burden of showing the unreasonableness of the succession.  
279 However, no family member may succeed to a dealership if the  
280 succession involves, without the manufacturer's consent, a  
281 relocation of the business or an alteration of the terms and  
282 conditions of the manufacturer/dealer agreement.

283 Section 7. Section 320.3207, Florida Statutes, is created  
284 to read:

285 320.3207 Warranty obligations.--

286 (1) Each warrantor shall:

287 (a) Specify in writing to each of its dealers obligations,  
288 if any, for preparation, delivery, and warranty service on its  
289 products;

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290 (b) Compensate the dealer for warranty service required of  
291 the dealer by the warrantor; and

292 (c) Provide the dealer the schedule of compensation to be  
293 paid and the time allowances for the performance of such work  
294 and service.

295  
296 In no event shall the schedule of compensation fail to include  
297 reasonable compensation for diagnostic work as well as warranty  
298 labor.

299 (2) Time allowances for the diagnosis and performance of  
300 warranty labor shall be reasonable for the work to be performed.  
301 The warrantor shall authorize the dealer to undertake warranty  
302 repairs without prior approval if the repairs require less than  
303 3 hours of labor. In no event shall the compensation of a dealer  
304 for warranty labor be less than the lowest retail labor rates  
305 actually charged by the dealer for like nonwarranty labor as  
306 long as such rates are reasonable.

307 (3) The warrantor shall reimburse the dealer for warranty  
308 parts at actual wholesale cost plus a minimum 30-percent  
309 handling charge and the cost, if any, of freight to return  
310 warranty parts to the warrantor.

311 (4) Warranty audits of dealer records may be conducted by  
312 the warrantor on a reasonable basis, and dealer claims for  
313 warranty compensation shall not be denied except for cause, such  
314 as performance of nonwarranty repairs, material noncompliance  
315 with warrantor's published policies and procedures, lack of  
316 material documentation, fraud, or misrepresentation.

317 (5) The dealer must submit warranty claims within 45 days  
318 after completing work.

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319 (6) The dealer must notify the warrantor verbally or in  
320 writing if the dealer is unable to perform material or  
321 repetitive warranty repairs as soon as is reasonably possible.

322 (7) The warrantor must disapprove warranty claims in  
323 writing within 30 days after the date of submission by the  
324 dealer in the manner and form prescribed by the warrantor.  
325 Claims not specifically disapproved in writing within 30 days  
326 shall be construed to be approved and must be paid within 45  
327 days.

328 (8) It is a violation of ss. 320.3201-320.3211 for any  
329 warrantor to:

330 (a) Fail to perform any of its warranty obligations with  
331 respect to a recreational vehicle and its components;

332 (b) Fail to include, in written notices of factory  
333 campaigns to recreational vehicle owners and dealers, the  
334 expected date by which necessary parts and equipment, including  
335 tires and chassis or chassis parts, will be available to dealers  
336 to perform the campaign work. The warrantor may ship parts to  
337 the dealer to effect the campaign work, and, if such parts are  
338 in excess of the dealer's requirements, the dealer may return  
339 unused parts to the warrantor for credit after completion of the  
340 campaign;

341 (c) Fail to compensate any of its dealers for authorized  
342 repairs effected by the dealer of merchandise damaged in  
343 manufacture or transit to the dealer, if the carrier is  
344 designated by the warrantor, factory branch, distributor, or  
345 distributor branch;

346 (d) Fail to compensate any of its dealers for authorized  
347 warranty service in accordance with the schedule of compensation

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348 provided to the dealer pursuant to this section if performed in  
349 a timely and competent manner;

350 (e) Intentionally misrepresent in any way to purchasers of  
351 recreational vehicles that warranties with respect to the  
352 manufacture, performance, or design of the vehicle are made by  
353 the dealer either as warrantor or cowarrantor; or

354 (f) Require the dealer to make warranties to customers in  
355 any manner related to the manufacture of the recreational  
356 vehicle.

357 (9) It is a violation of ss. 320.3201-320.3211 for any  
358 dealer to:

359 (a) Fail to perform predelivery inspection functions, if  
360 required, in a competent and timely manner;

361 (b) Fail to perform warranty service work authorized by  
362 the warrantor in a reasonably competent and timely manner on any  
363 transient customer's vehicle of the same line-make without good  
364 cause; or

365 (c) Misrepresent the terms of any warranty.

366 (10) (a) Notwithstanding the terms of any  
367 manufacturer/dealer agreement, it is a violation of ss.  
368 320.3201-320.3211 for any warrantor to fail to indemnify and  
369 hold harmless its dealer against any losses or damages to the  
370 extent such losses or damages are caused by the negligence or  
371 willful misconduct of the warrantor. The dealer shall not be  
372 denied indemnification for failing to discover, disclose, or  
373 remedy a defect in the design or manufacturing of the  
374 recreational vehicle. The dealer shall provide to the warrantor  
375 a copy of any suit in which allegations are made that come  
376 within this subsection within 10 days after receiving such suit.

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377 (b) Notwithstanding the terms of any manufacturer/dealer  
378 agreement, it is a violation of ss. 320.3201-320.3211 for any  
379 dealer to fail to indemnify and hold harmless its warrantor  
380 against any losses or damages to the extent such losses or  
381 damages are caused by the negligence or willful misconduct of  
382 the dealer. The warrantor shall provide to the dealer a copy of  
383 any suit in which allegations are made that come within this  
384 subsection within 10 days after receiving such suit.

385 Section 8. Section 320.3208, Florida Statutes, is created  
386 to read:

387 320.3208 Inspection and rejection by the dealer.--

388 (1) Whenever a new recreational vehicle is damaged prior  
389 to transit to the dealer or is damaged in transit to the dealer  
390 when the carrier or means of transportation has been selected by  
391 the manufacturer or distributor, the dealer shall:

392 (a) Notify the manufacturer or distributor of the damage  
393 within such additional time as specified in the  
394 manufacturer/dealer agreement; and

395 (b) Either:

396 1. Request from the manufacturer or distributor  
397 authorization to replace the components, parts, and accessories  
398 damaged or otherwise correct the damage; or

399 2. Reject the vehicle within the timeframe set forth in  
400 subsection (3).

401  
402 If the manufacturer or distributor refuses or fails to authorize  
403 repair of such damage within 10 days after receipt of  
404 notification or if the dealer rejects the recreational vehicle  
405 because of damage, ownership of the new recreational vehicle  
406 shall revert to the manufacturer or distributor.

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407       (2) The dealer will exercise due care in custody of the  
408 damaged recreational vehicle, but the dealer shall have no other  
409 obligations, financial or otherwise, with respect to that  
410 recreational vehicle.

411       (3) The timeframe for inspection and rejection by the  
412 dealer shall be part of the manufacturer/dealer agreement and  
413 shall not be less than 3 business days after the physical  
414 delivery of the recreational vehicle.

415       (4) Any recreational vehicle that has, at the time of  
416 delivery to the dealer, an unreasonable amount of miles on its  
417 odometer, as determined by the dealer, may be subject to  
418 rejection by the dealer and reversion of the vehicle to the  
419 manufacturer or distributor.

420       Section 9. Section 320.3209, Florida Statutes, is created  
421 to read:

422       320.3209 Coercion of dealer prohibited.--

423       (1) A manufacturer or distributor may not coerce or  
424 attempt to coerce a dealer to:

425       (a) Purchase a product that the dealer did not order;

426       (b) Enter into an agreement with the manufacturer or  
427 distributor;

428       (c) Take any action which is unfair or unreasonable to the  
429 dealer; or

430       (d) Require a dealer to enter into an agreement that  
431 requires the dealer to submit its disputes to binding  
432 arbitration or otherwise waive rights or responsibilities under  
433 ss. 320.3201-320.3211.

434       (2) As used in this section, the term "coerce" includes,  
435 but is not limited to, threatening to terminate, cancel, or not  
436 renew a manufacturer/dealer agreement without good cause or

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437 threatening to withhold product lines or delay product delivery  
438 as an inducement to amending the manufacturer/dealer agreement.

439 Section 10. Section 320.3210, Florida Statutes, is created  
440 to read:

441 320.3210 Civil dispute resolution; mediation; relief.--

442 (1) A dealer, manufacturer, distributor, or warrantor  
443 injured by another party's violation of ss. 320.3201-320.3211  
444 may bring a civil action in circuit court to recover actual  
445 damages. The court shall award attorney's fees and costs to the  
446 prevailing party in such an action. Venue for any civil action  
447 authorized by this section shall exclusively be in the county in  
448 which the dealership is located. In an action involving more  
449 than one dealer, venue may be in any county in which a dealer  
450 that is party to the action is located.

451 (2) (a) Prior to bringing suit under this section, the  
452 party bringing suit for an alleged violation shall serve a  
453 written demand for mediation upon the offending party.

454 (b) The demand for mediation shall be served upon the  
455 offending party via certified mail at the address stated within  
456 the agreement between the parties. In the event of a civil  
457 action between two dealers, the demand shall be mailed to the  
458 address on the dealer's license filed with the department.

459 (c) The demand for mediation shall contain a brief  
460 statement of the dispute and the relief sought by the party  
461 filing the demand.

462 (d) Within 20 days after the date a demand for mediation  
463 is served, the parties shall mutually select an independent  
464 certified mediator and meet with that mediator for the purpose  
465 of attempting to resolve the dispute. The meeting place shall be  
466 in this state in a location selected by the mediator. The

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467 mediator may extend the date of the meeting for good cause shown  
468 by either party or upon stipulation of both parties.

469 (e) The service of a demand for mediation under this  
470 subsection shall stay the time for the filing of any complaint,  
471 petition, protest, or action under ss. 320.3201-320.3211 until  
472 representatives of both parties have met with a mutually  
473 selected mediator for the purpose of attempting to resolve the  
474 dispute. If a complaint, petition, protest, or action is filed  
475 before that meeting, the court shall enter an order suspending  
476 the proceeding or action until the meeting has occurred and may,  
477 upon written stipulation of all parties to the proceeding or  
478 action that they wish to continue to mediate under this  
479 subsection, enter an order suspending the proceeding or action  
480 for as long a period as the court considers appropriate. A  
481 suspension order issued under this paragraph may be revoked upon  
482 motion of any party or upon motion of the court.

483 (f) The parties to the mediation shall bear their own  
484 costs for attorney's fees and divide equally the cost of the  
485 mediator.

486 (3) In addition to the remedies provided in this section  
487 and notwithstanding the existence of any additional remedy at  
488 law, a dealer is authorized to make application to a circuit  
489 court for the grant, upon a hearing and for cause shown, of a  
490 temporary or permanent injunction, or both, restraining any  
491 person from acting as a dealer without being properly licensed  
492 pursuant s. 320.771, from violating or continuing to violate any  
493 of the provisions of ss. 320.3201-320.3211, or from failing or  
494 refusing to comply with the requirements of ss. 320.3201-  
495 320.3211. Such injunction shall be issued without bond. A single

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496 act in violation of the provisions of ss. 320.3201-320.3211  
497 shall be sufficient to authorize the issuance of an injunction.

498 Section 11. Section 320.3211, Florida Statutes, is created  
499 to read:

500 320.3211 Penalties.--

501 (1) The department shall, as it deems necessary, either  
502 suspend or revoke any license issued under s. 320.771 upon a  
503 finding that the dealer violated any provision of ss. 320.3201-  
504 320.3211. The department is authorized to assess, impose, levy,  
505 and collect by legal process fines, in an amount not to exceed  
506 \$1,000 for each violation, against any individual if it finds  
507 that he or she has violated any provision of ss. 320.3201-  
508 320.3211. Such individual is entitled to an administrative  
509 hearing pursuant to chapter 120 to contest the action or fine  
510 levied, or about to be levied, upon him or her.

511 (2) In addition to the civil and administrative remedies,  
512 a person who violates any provision of ss. 320.3201-320.3211  
513 commits a misdemeanor of the second degree, punishable as  
514 provided in s. 775.082 or s. 775.083.

515 Section 12. Section 320.8225, Florida Statutes, is amended  
516 to read:

517 320.8225 Mobile home manufacturer's and recreational  
518 vehicle manufacturer's, distributor's, and importer's license.--

519 (1) LICENSE REQUIRED.--Any person who engages in the  
520 business of a mobile home manufacturer or recreational vehicle  
521 manufacturer, distributor, or importer in this state, or who  
522 manufactures mobile homes or recreational vehicles out of state  
523 which are ultimately offered for sale in this state, shall  
524 obtain annually a license for each factory location in this  
525 state and for each factory location out of state which

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526 manufactures mobile homes or recreational vehicles or  
527 distributes or imports recreational vehicles for sale in this  
528 state, prior to distributing mobile homes or recreational  
529 vehicles for sale in this state.

530 (2) APPLICATION.--The application for a license shall be  
531 in the form prescribed by the department and shall contain  
532 sufficient information to disclose the identity, location, and  
533 responsibility of the applicant. The application shall also  
534 include a copy of the warranty and a complete statement of any  
535 service agreement or policy to be utilized by the applicant, any  
536 information relating to the applicant's solvency and financial  
537 standing, and any other pertinent matter commensurate with  
538 safeguarding the public. The department may prescribe an  
539 abbreviated application for renewal of a license if the licensee  
540 had previously filed an initial application pursuant to this  
541 section. The application for renewal shall include any  
542 information necessary to bring current the information required  
543 in the initial application.

544 (3) FEES.--Upon making initial application, the applicant  
545 shall pay to the department a fee of \$300. Upon making renewal  
546 application, the applicant shall pay to the department a fee of  
547 \$100. Any applicant for renewal who has failed to submit his or  
548 her renewal application by October 1 shall pay a renewal  
549 application fee equal to the original application fee. No fee is  
550 refundable. All fees shall be deposited into the General Revenue  
551 Fund.

552 (4) NONRESIDENT.--Any person applying for a license who is  
553 not a resident of this state shall have designated an agent for  
554 service of process pursuant to s. 48.181.

555 (5) REQUIREMENT OF ASSURANCE.--

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556 (a) Annually, prior to the receipt of a license to  
557 manufacture mobile homes, the applicant or licensee shall submit  
558 a surety bond, cash bond, or letter of credit from a financial  
559 institution, or a proper continuation certificate, sufficient to  
560 assure satisfaction of claims against the licensee for failure  
561 to comply with appropriate code standards, failure to provide  
562 warranty service, or violation of any provisions of this  
563 section. The amount of the surety bond, cash bond, or letter of  
564 credit shall be \$50,000. Only one surety bond, cash bond, or  
565 letter of credit shall be required for each manufacturer,  
566 regardless of the number of factory locations. The surety bond,  
567 cash bond, or letter of credit shall be to the department, in  
568 favor of any retail customer who shall suffer loss arising out  
569 of noncompliance with code standards or failure to honor or  
570 provide warranty service. The department shall have the right to  
571 disapprove any bond or letter of credit that does not provide  
572 assurance as provided in this section.

573 (b) Annually, prior to the receipt of a license to  
574 manufacture, distribute, or import recreational vehicles, the  
575 applicant or licensee shall submit a surety bond, or a proper  
576 continuation certificate, sufficient to assure satisfaction of  
577 claims against the licensee for failure to comply with  
578 appropriate code standards, failure to provide warranty service,  
579 or violation of any provisions of this section. The amount of  
580 the surety bond shall be \$10,000 per year. The surety bond shall  
581 be to the department, in favor of any retail customer who shall  
582 suffer loss arising out of noncompliance with code standards or  
583 failure to honor or provide warranty service. The department  
584 shall have the right to disapprove any bond which does not  
585 provide assurance as provided in this section.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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586 (c) The department shall adopt rules pursuant to chapter  
587 120 consistent with this section in providing assurance of  
588 satisfaction of claims.

589 (d) The department shall, upon denial, suspension, or  
590 revocation of any license, notify the surety company of the  
591 licensee, in writing, that the license has been denied,  
592 suspended, or revoked and shall state the reason for such  
593 denial, suspension, or revocation.

594 (e) Any surety company which pays any claim against the  
595 bond of any licensee shall notify the department, in writing,  
596 that it has paid such a claim and shall state the amount of the  
597 claim.

598 (f) Any surety company which cancels the bond of any  
599 licensee shall notify the department, in writing, of such  
600 cancellation, giving reason for the cancellation.

601 (6) LICENSE YEAR.--A license issued to a mobile home  
602 manufacturer or recreational vehicle manufacturer, distributor,  
603 or importer entitles the licensee to conduct the business of a  
604 mobile home or recreational vehicle manufacturer for a period of  
605 1 year from October 1 preceding the date of issuance.

606 (7) DENIAL OF LICENSE.--The department may deny a mobile  
607 home manufacturer's or recreational vehicle manufacturer's,  
608 distributor's, or importer's license on the ground that:

609 (a) The applicant has made a material misstatement in his  
610 or her application for a license.

611 (b) The applicant has failed to comply with any applicable  
612 provision of this chapter.

613 (c) The applicant has failed to provide warranty service.

614 (d) The applicant or one or more of his or her principals  
615 or agents has violated any law, rule, or regulation relating to

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

616 the manufacture or sale of mobile homes or recreational  
617 vehicles.

618 (e) The department has proof of unfitness of the  
619 applicant.

620 (f) The applicant or licensee has engaged in previous  
621 conduct in any state which would have been a ground for  
622 revocation or suspension of a license in this state.

623 (g) The applicant or licensee has violated any of the  
624 provisions of the National Mobile Home Construction and Safety  
625 Standards Act of 1974 or any rule or regulation of the  
626 Department of Housing and Urban Development promulgated  
627 thereunder.

628  
629 Upon denial of a license, the department shall notify the  
630 applicant within 10 days, stating in writing its grounds for  
631 denial. The applicant is entitled to a public hearing and may  
632 request that such hearing be held within 45 days of denial of  
633 the license. All proceedings shall be pursuant to chapter 120.

634 (8) REVOCATION OR SUSPENSION OF LICENSE.--The department  
635 shall suspend or, in the case of a subsequent offense, shall  
636 revoke any license upon a finding that the licensee violated any  
637 provision of this chapter or any other law of this state  
638 regarding the manufacture, warranty, or sale of mobile homes or  
639 recreational vehicles. When any license has been revoked or  
640 suspended by the department, it may be reinstated if the  
641 department finds that the former licensee has complied with all  
642 applicable requirements of this chapter and an application for a  
643 license is refiled pursuant to this section.

644 (9) CIVIL PENALTIES; PROCEDURE.--In addition to the  
645 exercise of other powers provided in this section, the

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

646 department is authorized to assess, impose, levy, and collect by  
647 legal process a civil penalty, in an amount not to exceed \$1,000  
648 for each violation, against any licensee if it finds that a  
649 licensee has violated any provision of this section or has  
650 violated any other law of this state having to do with dealing  
651 in motor vehicles. Any licensee shall be entitled to a hearing  
652 pursuant to chapter 120 should the licensee wish to contest the  
653 fine levied, or about to be levied, upon him or her.

654 Section 13. If any provision of this act or the  
655 application thereof to any person or circumstance is held  
656 invalid, the invalidity shall not affect other provisions or  
657 applications of the act which can be given effect without the  
658 invalid provision or application and, to this end, the  
659 provisions of this act are declared severable.

660 Section 13. This act shall take effect ~~July~~ October 1,  
661 2007.

662  
663 ===== T I T L E A M E N D M E N T =====

664 Remove line 43 and insert:  
665 amending s.320.8225, F.S.; providing licensure requirements for  
666 distributors and importers; providing for severability;  
667 providing an effective date.

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

HB 1491 : Community Development Districts

Favorable With Amendments (3)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Susan Bucher	X				
Greg Evers	X				
Richard Glorioso	X				
Ed Hooper	X				
Jimmy Patronis	X				
Scott Randolph			X		
Michael Scionti			X		
Nicholas Thompson	X				
Mike Davis (Chair)	X				
	<b>Total Yeas: 7</b>	<b>Total Nays: 0</b>			

### Appearances:

Rheb Harbison (Lobbyist) - Proponent  
Villages of Lake Sumter, Inc.  
215 South Monroe Street, Suite 500  
Tallahassee FL 32301  
Phone: (850) 224-1585

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

HB 1491

COUNCIL/COMMITTEE ACTION

ADOPTED                                    — (Y/N)  
ADOPTED AS AMENDED                   — (Y/N)  
ADOPTED W/O OBJECTION               — (Y/N)  
FAILED TO ADOPT                       — (Y/N)  
WITHDRAWN                               — (Y/N)  
OTHER                                     —

3/19/07

1 Council/Committee hearing bill: Infrastructure

2 Representative Attkisson offered the following:

3

4 **Amendment**

5 On line 347 after "approval," insert: inter local agreement

6

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2 (for drafter's use only)

HB 1491

COUNCIL/COMMITTEE ACTION

ADOPTED                                   \_\_\_ (Y/N)  
ADOPTED AS AMENDED                   \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION               \_\_\_  (Y/N) 3/19/07  
FAILED TO ADOPT                       \_\_\_ (Y/N)  
WITHDRAWN                               \_\_\_ (Y/N)  
OTHER                                    \_\_\_

1 Council/Committee hearing bill: Infrastructure

2 Representative Attkisson offered the following:

3

4 **Amendment**

5 On line 377, delete or, and insert: and

6

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3 (for drafter's use only)

HB 1491

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)	
ADOPTED AS AMENDED	___	(Y/N)	
ADOPTED W/O OBJECTION	___	<input checked="" type="radio"/> (Y/N)	3/19/07
FAILED TO ADOPT	___	(Y/N)	
WITHDRAWN	___	(Y/N)	
OTHER	_____		

1 Council/Committee hearing bill: Infrastructure  
 2 Representative Attkisson offered the following:

3  
4 **Amendment (with title amendment)**

5 Between lines 394 & 395, insert:

6 (b) The board may vote to adopt such rules only when all  
7 of the following conditions exist:

8 1. The district's geographic area contains no homeowners'  
9 associations as defined in s. 720.301(9);

10 2. The district was in existence on the effective date of  
11 this subsection, or is located within a development that  
12 consists of multiple developments of regional impact and a  
13 Florida Quality Development;

14 3. For residential districts, the majority of the board  
15 has been elected by qualified electors pursuant to the  
16 provisions of s. 190.006; and

17 4. The declarant in any applicable declarations of  
18 covenants and restrictions has provided the board with a written  
19 agreement that such rules may be adopted. A memorandum of the  
20 agreement shall be recorded in the public records.

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# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

**Location:** 404 HOB

**HB 1583 : Outdoor Advertising Signs**

*Temporarily Deferred*

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Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM



# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

Location: 404 HOB

### Summary:

#### Committee on Infrastructure

Monday March 19, 2007 02:00 pm

HB 61	Favorable With Amendments (1)	Yeas: 7	Nays: 0
HB 239	Unfavorable	Yeas: 4	Nays: 4
HB 259	Favorable With Amendments (2)	Yeas: 7	Nays: 1
HB 331	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 443	Favorable With Amendments (2)	Yeas: 8	Nays: 0
HB 681	Favorable With Amendments (3)	Yeas: 7	Nays: 0
HB 903	Favorable With Amendments (1)	Yeas: 6	Nays: 1
HB 935	Favorable	Yeas: 6	Nays: 0
HB 959	Favorable	Yeas: 7	Nays: 0
HB 961	Favorable	Yeas: 7	Nays: 0
HB 973	Favorable With Amendments (3)	Yeas: 7	Nays: 1
HB 975	Temporarily Deferred		
HB 985	Favorable With Amendments (8)	Yeas: 8	Nays: 0
HB 1143	Temporarily Deferred		
HB 1225	Favorable	Yeas: 8	Nays: 0
HB 1375	Favorable With Amendments (1)	Yeas: 7	Nays: 0

Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM

# COMMITTEE MEETING REPORT

## Committee on Infrastructure

3/19/2007 2:00:00PM

**Location:** 404 HOB

HB 1457 Favorable With Amendments (1) Yeas: 6 Nays: 0

HB 1491 Favorable With Amendments (3) Yeas: 7 Nays: 0

HB 1583 Temporarily Deferred

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Committee meeting was reported out: Monday, March 19, 2007 8:18:52PM