



Committee on Urban & Local Affairs

ACTION PACKET

**Wednesday, March 19, 2008
8:30 A.M.
306 HOB**

**Marco Rubio
Speaker**

**Julio Robaina
Chair**

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Julio Robaina (Chair)	X		
Thomas Anderson	X		
Oscar Braynon II	X		
Larry Cretul	X		
Don Davis			X
Joseph Gibbons	X		
Eduardo Gonzalez	X		
Michael Grant	X		
Matthew Meadows	X		
James Waldman	X		
Totals:	9	0	1

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

Summary:

Committee on Urban & Local Affairs

Wednesday March 19, 2008 08:30 am

HB 171	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 933	Favorable	Yeas: 9	Nays: 0
HJR 949	Temporarily Deferred		
HB 1031	Favorable	Yeas: 7	Nays: 0
HB 1077	Favorable	Yeas: 8	Nays: 0
HB 1083	Favorable	Yeas: 8	Nays: 1
HB 1211	Favorable	Yeas: 9	Nays: 0
HB 1225	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 1257	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 1365	Favorable With Amendments (1)	Yeas: 8	Nays: 0
HB 1531	Temporarily Deferred		

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COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 171 : Firefighter and Municipal Police Pensions

Favorable With Amendments (1)

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez			X		
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Appearances:

Firefighter and Municipal Police Pensions

Gary Rainey (Lobbyist) - Proponent

Florida Professional Firefighters

10171 NW 10th Street

Pembroke Pines FL 33029

Phone: 305-525-7722

Firefighter and Municipal Police Pensions

Patricia Shoemaker. Benefits Administrator (State Employee) - Information Only

Police & Fire Pension Office, Division of Retirement

Tallahassee FL

Phone: 850-922-0667

Firefighter and Municipal Police Pensions

Kraig Conn (Lobbyist) - Opponent

Florida League of Cities

301 S Bronough

Tallahassee FL 32309

Phone: 222-9684

Firefighter and Municipal Police Pensions

Buddy Dewar - Proponent

Past President, Florida State Firefighters Association

206 W College Avenue

Tallahassee FL 32301

Phone: 850-566-8733

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

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Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

Firefighter and Municipal Police Pensions

Randy Touchton, Government Relations Representative (Lobbyist) - Proponent

Florida Professional Firefighters Association

345 W Madison Street

Tallahassee FL 32303

Phone: 850-224-7333

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. 171

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 —

1 Council/Committee hearing bill: Committee on Urban & Local
2 Affairs

3 Representative(s) Hooper offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:
7 Section 1. Paragraph (c) of subsection (4) and paragraph (a) of
8 subsection (8) of section 175.032, Florida Statutes, are amended
9 to read:

10 175.032 Definitions.--For any municipality, special fire
11 control district, chapter plan, local law municipality, local
12 law special fire control district, or local law plan under this
13 chapter, the following words and phrases have the following
14 meanings:

15 (4) "Creditable service" or "credited service" means the
16 aggregate number of years of service, and fractional parts of
17 years of service, of any firefighter, omitting intervening years
18 and fractional parts of years when such firefighter may not have
19 been employed by the municipality or special fire control
20 district, subject to the following conditions:

21 (c) Credited service under this chapter shall be provided
22 only for service as a firefighter, as defined in subsection (8),

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23 or for military service and shall not include credit for any
24 other type of service. A municipality may, by local ordinance,
25 or a special fire control district may, by resolution, provide
26 for the purchase of credit for military service prior to
27 employment as well as for prior service as a firefighter for
28 some other employer as long as a firefighter is not entitled to
29 receive a benefit for such other prior service as a firefighter.
30 For purposes of determining credit for prior service as a
31 firefighter, in addition to service as a firefighter in this
32 state, credit may be given for federal, other state, or county
33 service, as long as such prior firefighter service is recognized
34 by the Division of State Fire Marshal as provided under chapter
35 633. The firefighter shall provide proof to the board of
36 trustees that such service is equivalent to the definition of
37 firefighter under subsection (8).

38 (8) (a) "Firefighter" means any person employed solely by a
39 constituted fire department of any municipality or special fire
40 control district who is certified as a firefighter as a
41 condition of employment in accordance with the provisions of s.
42 633.35 and whose duty it is to extinguish fires, to protect
43 life, or to protect property. "Firefighter" includes all
44 certified supervisory and command personnel whose duties
45 include, in whole or in part, the supervision, training,
46 guidance, and management responsibilities of full-time
47 firefighters, part-time firefighters, or auxiliary firefighters
48 but does not include part-time firefighters or auxiliary
49 firefighters. However, for purposes of this chapter only,
50 "firefighter" also includes public safety officers who are
51 responsible for performing both police and fire services, who
52 are certified as police officers or firefighters, and who are
53 certified by their employers to the Chief Financial Officer as

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54 participating in this chapter prior to October 1, 1979.
55 Effective October 1, 1979, public safety officers who have not
56 been certified as participating in this chapter shall be
57 considered police officers for retirement purposes and shall be
58 eligible to participate in chapter 185. Any plan may provide
59 that the fire chief shall have an option to participate, or not,
60 in that plan.

61 Section 2. Paragraph (a) of subsection (1) and subsection
62 (7) of section 175.061, Florida Statutes, are amended to read:

63 175.061 Board of trustees; members; terms of office;
64 meetings; legal entity; costs; attorney's fees.--For any
65 municipality, special fire control district, chapter plan, local
66 law municipality, local law special fire control district, or
67 local law plan under this chapter:

68 (1) In each municipality and in each special fire control
69 district there is hereby created a board of trustees of the
70 firefighters' pension trust fund, which shall be solely
71 responsible for administering the trust fund. Effective October
72 1, 1986, and thereafter:

73 (a) The membership of the board of trustees for a chapter
74 plan shall consist of five members, two of whom, unless
75 otherwise prohibited by law, shall be legal residents of the
76 municipality or special fire control district, who shall be
77 appointed by the governing body of the municipality or special
78 fire control district, and two of whom shall be full-time
79 firefighters as defined in s. 175.032 who shall be elected by a
80 majority of the active firefighters who are members of such
81 plan. With respect to any chapter plan or local law plan that,
82 on January 1, 1997, allowed retired firefighters to vote in such
83 elections, retirees may continue to vote in such elections. The
84 fifth member shall be chosen by a majority of the previous four

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85 members as provided for herein, and such person's name shall be
86 submitted to the governing body of the municipality or special
87 fire control district. Upon receipt of the fifth person's name,
88 the governing body of the municipality or special fire control
89 district shall, as a ministerial duty, appoint such person to
90 the board of trustees as its fifth member. The fifth member
91 shall have the same rights as each of the other four members
92 appointed or elected as herein provided, shall serve as trustee
93 for a period of 2 years, and may succeed himself or herself in
94 office. Each resident member shall serve as trustee for a period
95 of 2 years, unless sooner replaced by the governing body at
96 whose pleasure he or she shall serve, and may succeed himself or
97 herself as a trustee. Each firefighter member shall serve as
98 trustee for a period of 2 years, unless he or she sooner leaves
99 the employment of the municipality or special fire control
100 district as a firefighter, whereupon a successor shall be chosen
101 in the same manner as an original appointment. Each firefighter
102 may succeed himself or herself in office. The terms of office of
103 the appointed and elected members of the board may be amended by
104 municipal ordinance, special act of the Legislature, or
105 resolution adopted by the governing body of the special fire
106 control district to extend the terms of office from 2 years to 4
107 years. The length of the terms of office shall be the same for
108 all board members.

109 (7) The board of trustees may, upon written request by the
110 retiree of the plan, or by a dependent, when authorized by the
111 retiree or the retiree's beneficiary, authorize the plan
112 administrator to withhold from the monthly retirement payment
113 those funds that are necessary to pay for the benefits being
114 received through the governmental entity from which the employee
115 retired, to pay the certified bargaining agent of the

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116 governmental entity, and to make any payments for child support
117 or alimony. Further, the board of trustees may, upon the written
118 request of the retiree of the plan, authorize the plan
119 administrator to withhold from the retirement payment those
120 funds that are necessary to pay for premiums for accident,
121 health, and long-term care insurance for the retiree and the
122 retiree's spouse and dependents. A retirement plan does not
123 incur any liability for participation in this permissive program
124 if its actions are taken in good faith.

125 Section 3. Subsection (1) of section 175.071, Florida
126 Statutes, is amended to read:

127 175.071 General powers and duties of board of
128 trustees.--For any municipality, special fire control district,
129 chapter plan, local law municipality, local law special fire
130 control district, or local law plan under this chapter:

131 (1) The board of trustees, subject to the fiduciary
132 standards in ss. 112.656, 112.661, and 518.11 and the Code of
133 Ethics in ss. 112.311-112.3187, may:

134 (a) Invest and reinvest the assets of the firefighters'
135 pension trust fund in annuity and life insurance contracts of
136 life insurance companies in amounts sufficient to provide, in
137 whole or in part, the benefits to which all of the participants
138 in the firefighters' pension trust fund shall be entitled under
139 the provisions of this chapter and pay the initial and
140 subsequent premiums thereon.

141 (b) Invest and reinvest the assets of the firefighters'
142 pension trust fund in:

143 1. Time or savings accounts of a national bank, a state
144 bank insured by the Bank Insurance Fund, or a savings, building,
145 and loan association insured by the Savings Association
146 Insurance Fund which is administered by the Federal Deposit

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147 Insurance Corporation or a state or federal chartered credit
148 union whose share accounts are insured by the National Credit
149 Union Share Insurance Fund.

150 2. Obligations of the United States or obligations
151 guaranteed as to principal and interest by the government of the
152 United States.

153 3. Bonds issued by the State of Israel.

154 4. Bonds, stocks, or other evidences of indebtedness
155 issued or guaranteed by a corporation organized under the laws
156 of the United States, any state or organized territory of the
157 United States, or the District of Columbia, provided:

158 a. The corporation is listed on any one or more of the
159 recognized national stock exchanges or on the National Market
160 System of the NASDAQ Stock Market and, in the case of bonds
161 only, holds a rating in one of the three highest classifications
162 by a major rating service; and

163 b. The board of trustees shall not invest more than 5
164 percent of its assets in the common stock or capital stock of
165 any one issuing company, nor shall the aggregate investment in
166 any one issuing company exceed 5 percent of the outstanding
167 capital stock of that company or the aggregate of its
168 investments under this subparagraph at cost exceed 50 percent of
169 the assets of the fund.

170

171 This paragraph shall apply to all boards of trustees and
172 participants. However, in the event that a municipality or
173 special fire control district has a duly enacted pension plan
174 pursuant to, and in compliance with, s. 175.351, and the
175 trustees thereof desire to vary the investment procedures
176 herein, the trustees of such plan shall request a variance of
177 the investment procedures as outlined herein only through a

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178 municipal ordinance, special act of the Legislature, or
179 resolution by the governing body of the special fire control
180 district; where a special act, or a municipality by ordinance
181 adopted prior to July 1, 1998, permits a greater than 50-percent
182 equity investment, such municipality shall not be required to
183 comply with the aggregate equity investment provisions of this
184 paragraph. Notwithstanding any other provision of law to the
185 contrary, nothing in this section may be construed to take away
186 any preexisting legal authority to make equity investments that
187 exceed the requirements of this paragraph. The board of trustees
188 may invest up to 25 ~~40~~ percent of plan assets in foreign
189 securities.

190 (c) Issue drafts upon the firefighters' pension trust fund
191 pursuant to this act and rules and regulations prescribed by the
192 board of trustees. All such drafts shall be consecutively
193 numbered, be signed by the chair and secretary or by two
194 individuals designated by the board who are subject to the same
195 fiduciary standards as required for the board of trustees under
196 this subsection, and state upon their faces the purpose for
197 which the drafts are drawn. The treasurer or depository of each
198 municipality or special fire control district shall retain such
199 drafts when paid, as permanent vouchers for disbursements made,
200 and no money shall be otherwise drawn from the fund.

201 (d) Convert into cash any securities of the fund.

202 (e) Keep a complete record of all receipts and
203 disbursements and of the board's acts and proceedings.

204 Section 4. Paragraph (b) of subsection (2) of section
205 175.091, Florida Statutes, is amended to read:

206 175.091 Creation and maintenance of fund.--For any
207 municipality, special fire control district, chapter plan, local

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208 law municipality, local law special fire control district, or
209 local law plan under this chapter:

210 (2) Member contribution rates may be adjusted as follows:

211 (b) Firefighter member contributions may be increased by
212 consent of the members' collective bargaining representative or,
213 if none, by majority consent of firefighter members of the fund
214 to provide greater benefits. Such increases in the firefighters'
215 contributions may be less but shall not exceed the percent of
216 payroll increase in total required contributions identified in
217 the actuarial impact statement provided in conjunction with the
218 pension benefit improvement as required under s. 112.63.
219

220 Nothing in this section shall be construed to require adjustment
221 of member contribution rates in effect on the date this act
222 becomes a law, including rates that exceed 5 percent of salary,
223 provided that such rates are at least one-half of 1 percent of
224 salary.

225 Section 5. Subsection (1) of section 175.101, Florida
226 Statutes, is amended to read:

227 175.101 State excise tax on property insurance premiums
228 authorized; procedure.--For any municipality, special fire
229 control district, chapter plan, local law municipality, local
230 law special fire control district, or local law plan under this
231 chapter:

232 (1) Each municipality or special fire control district in
233 this state described and classified in s. 175.041, having a
234 lawfully established firefighters' pension trust fund or
235 municipal fund or special fire control district fund, by
236 whatever name known, providing pension benefits to firefighters
237 as provided under this chapter, may assess and impose on every
238 insurance company, corporation, or other insurer now engaged in

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239 or carrying on, or who shall hereinafter engage in or carry on,
240 the business of property insurance as shown by the records of
241 the Office of Insurance Regulation of the Financial Services
242 Commission an excise tax in addition to any lawful license or
243 excise tax now levied by each of the municipalities or special
244 fire control districts, respectively, amounting to 1.85 percent
245 of the gross amount of receipts of premiums from policyholders
246 on all premiums collected on property insurance policies
247 covering property within the corporate limits of such
248 municipalities or within the legally defined boundaries of
249 special fire control districts, respectively. Whenever the
250 boundaries of a special fire control district that has lawfully
251 established a firefighters' pension trust fund encompass a
252 portion of the corporate territory of a municipality that has
253 also lawfully established a firefighters' pension trust fund,
254 that portion of the tax receipts attributable to insurance
255 policies covering property situated both within the municipality
256 and the special fire control district shall be given to the fire
257 service provider. For the purpose of this section, the
258 boundaries of a special fire control district shall be deemed to
259 include an area that has been annexed until the completion of
260 the 4-year period provided for in s. 171.093(4), or other
261 agreed-upon extension, or when a special fire control district
262 is providing services pursuant to a interlocal agreement
263 executed pursuant to s. 171.093(3). The agent shall identify the
264 fire service provider on the property owner's application for
265 insurance. Remaining revenues collected pursuant to this chapter
266 shall be distributed to the municipality or special fire control
267 district according to the location of the insured property.
268

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269 This section also applies to any municipality consisting of a
270 single consolidated government which is made up of a former
271 county and one or more municipalities, consolidated pursuant to
272 the authority in s. 3 or s. 6(e), Art. VIII of the State
273 Constitution, and to property insurance policies covering
274 property within the boundaries of the consolidated government,
275 regardless of whether the properties are located within one or
276 more separately incorporated areas within the consolidated
277 government, provided the properties are being provided fire
278 protection services by the consolidated government. This section
279 also applies to any municipality, as provided in s.
280 175.041(3)(c), which has entered into an interlocal agreement to
281 receive fire protection services from another municipality
282 participating under this chapter. The excise tax may be levied
283 on all premiums collected on property insurance policies
284 covering property located within the corporate limits of the
285 municipality receiving the fire protection services, but will be
286 available for distribution to the municipality providing the
287 fire protection services.

288

289 Section 6. Paragraph (c) of subsection (1) of section
290 175.171, Florida Statutes, is amended to read:

291 175.171 Optional forms of retirement income.--For any
292 municipality, special fire control district, chapter plan, local
293 law municipality, local law special fire control district, or
294 local law plan under this chapter:

295 (1) In lieu of the amount and form of retirement income
296 payable in the event of normal or early retirement as specified
297 in s. 175.162, a firefighter, upon written request to the board
298 of trustees and subject to the approval of the board of
299 trustees, may elect to receive a retirement income or benefit of

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300 equivalent actuarial value payable in accordance with one of the
301 following options:

302 (c) Such other amount and form of retirement payments or
303 benefits as, in the opinion of the board of trustees, will best
304 meet the circumstances of the retiring firefighter.

305 1. The firefighter upon electing any option of this
306 section will designate the joint pensioner or beneficiary (or
307 beneficiaries) to receive the benefit, if any, payable under the
308 plan in the event of his or her death, and will have the power
309 to change such designation from time to time, but any such
310 change shall be deemed a new election and will be subject to
311 approval by the board of trustees. Such designation will name a
312 joint pensioner or one or more primary beneficiaries where
313 applicable. If a firefighter has elected an option with a joint
314 pensioner or beneficiary and his or her retirement income
315 benefits have commenced, the firefighter may thereafter change
316 the designated joint pensioner or beneficiary, but only if the
317 board of trustees consents to such change and if the joint
318 pensioner last previously designated by the firefighter is alive
319 when the firefighter files with the board of trustees a request
320 for such change.

321 2. The consent of a firefighter's joint pensioner or
322 beneficiary to any such change shall not be required.

323 3. The board of trustees may request such evidence of the
324 good health of the joint pensioner that is being removed as it
325 may require and the amount of the retirement income payable to
326 the firefighter upon designation of a new joint pensioner shall
327 be actuarially redetermined taking into account the age and sex
328 of the former joint pensioner, the new joint pensioner, and the
329 firefighter. Each such designation will be made in writing on a
330 form prepared by the board of trustees and on completion will be

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331 filed with the board of trustees. In the event that no
332 designated beneficiary survives the firefighter, such benefits
333 as are payable in the event of the death of the firefighter
334 subsequent to his or her retirement shall be paid as provided in
335 s. 175.181.

336 4. Notwithstanding the provisions of this paragraph, the
337 retired firefighter may change his or her designation of joint
338 annuitant or beneficiary up to two times as provided in s.
339 175.333 without the approval of the board of trustees or the
340 prior joint annuitant or beneficiary. The retiree does not have
341 to provide proof of good health of the joint annuitant or
342 beneficiary being removed, and the joint annuitant or
343 beneficiary does not have to be living.

344 Section 7. Section 175.361, Florida Statutes, is amended
345 to read:

346 175.361 Termination of plan and distribution of fund.--For
347 any municipality, special fire control district, chapter plan,
348 local law municipality, local law special fire control district,
349 or local law plan under this chapter, the plan may be terminated
350 by the municipality or special fire control district. Upon
351 termination of the plan by the municipality or special fire
352 control district for any reason or because of a transfer,
353 merger, or consolidation of governmental units, services, or
354 functions as provided in chapter 121, or upon written notice by
355 the municipality or special fire control district to the board
356 of trustees that contributions under the plan are being
357 permanently discontinued, the rights of all employees to
358 benefits accrued to the date of such termination and the amounts
359 credited to the employees' accounts are nonforfeitable. The fund
360 shall be ~~apportioned~~ and distributed in accordance with the
361 following procedures:

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362 (1) The board of trustees shall determine the date of
363 distribution and the asset value required to fund all the
364 nonforfeitable benefits to be distributed, after taking into
365 account the expenses of such distribution. The board shall
366 inform the municipality or special fire control district if
367 additional assets are required, in which event such municipality
368 or special fire control district shall continue to financially
369 support the plan until all nonforfeitable benefits have been
370 funded.

371 (2) The board of trustees shall determine the method of
372 distribution of the asset value, that is, whether distribution
373 shall be by payment in cash, by the maintenance of another or
374 substituted trust fund, by the purchase of insured annuities, or
375 otherwise, for each firefighter entitled to benefits under the
376 plan as specified in subsection (3).

377 (3) The board of trustees shall distribute ~~apportion~~ the
378 asset value as of the date of termination in the manner set
379 forth in this subsection, on the basis that the amount required
380 to provide any given retirement income shall mean the
381 actuarially computed single-sum value of such retirement income,
382 except that if the method of distribution determined under
383 subsection (2) involves the purchase of an insured annuity, the
384 amount required to provide the given retirement income shall
385 mean the single premium payable for such annuity. The actuarial
386 single sum value shall not be less than the employee's
387 accumulated contributions to the plan, with interest if provided
388 by the plan, less the value of any plan benefits previously paid
389 to the employee.

390 ~~(a) Apportionment shall first be made in respect of each~~
391 ~~retired firefighter receiving a retirement income hereunder on~~
392 ~~such date, each person receiving a retirement income on such~~

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393 ~~date on account of a retired (but since deceased) firefighter,~~
394 ~~and each firefighter who has, by such date, become eligible for~~
395 ~~normal retirement but has not yet retired, in the amount~~
396 ~~required to provide such retirement income, provided that, if~~
397 ~~such asset value is less than the aggregate of such amounts,~~
398 ~~such amounts shall be proportionately reduced so that the~~
399 ~~aggregate of such reduced amounts will be equal to such asset~~
400 ~~value.~~

401 ~~(b) If there is any asset value remaining after the~~
402 ~~apportionment under paragraph (a), apportionment shall next be~~
403 ~~made in respect of each firefighter in the service of the~~
404 ~~municipality or special fire control district on such date who~~
405 ~~has completed at least 10 years of credited service, in the~~
406 ~~firefighters' pension trust fund for at least 10 years, and who~~
407 ~~is not entitled to an apportionment under paragraph (a), in the~~
408 ~~amount required to provide the actuarial equivalent of the~~
409 ~~accrued normal retirement income, based on the firefighter's~~
410 ~~credited service and earnings to such date, and each former~~
411 ~~participant then entitled to a benefit under the provisions of~~
412 ~~s. 175.211 who has not by such date reached his or her normal~~
413 ~~retirement date, in the amount required to provide the actuarial~~
414 ~~equivalent of the accrued normal retirement income to which he~~
415 ~~or she is entitled under s. 175.211; provided that, if such~~
416 ~~remaining asset value is less than the aggregate of the amounts~~
417 ~~apportioned hereunder, such latter amounts shall be~~
418 ~~proportionately reduced so that the aggregate of such reduced~~
419 ~~amounts will be equal to such remaining asset value.~~

420 ~~(c) If there is any asset value after the apportionments~~
421 ~~under paragraphs (a) and (b), apportionment shall lastly be made~~
422 ~~in respect of each firefighter in the service of the~~
423 ~~municipality or special fire control district on such date who~~

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424 ~~is not entitled to an apportionment under paragraphs (a) and (b)~~
425 ~~in the amount equal to the firefighter's total contributions to~~
426 ~~the plan to date of termination; provided that, if such~~
427 ~~remaining asset value is less than the aggregate of the amounts~~
428 ~~apportioned hereunder, such latter amounts shall be~~
429 ~~proportionately reduced so that the aggregate of such reduced~~
430 ~~amounts will be equal to such remaining asset value.~~

431 (4)~~(d)~~ In the event that there is asset value remaining
432 after the full distribution ~~apportionment~~ specified in
433 subsection (3), and after the payment of any expenses incurred
434 with such distribution ~~paragraphs (a), (b), and (c),~~ such excess
435 shall be returned to the municipality or special fire control
436 district, less return to the state of the state's contributions,
437 provided that, if the excess is less than the total
438 contributions made by the municipality or special fire control
439 district and the state to date of termination of the plan, such
440 excess shall be divided proportionately to the total
441 contributions made by the municipality or special fire control
442 district and the state.

443 (5)~~(4)~~ The board of trustees shall distribute, in
444 accordance with the manner of distribution determined under
445 subsection (2), the amounts determined ~~apportioned~~ under
446 subsection (3).

447
448 If, after a period of 24 months after the date on which the plan
449 terminated or the date on which the board received written
450 notice that the contributions thereunder were being permanently
451 discontinued, the municipality or special fire control district
452 or the board of trustees of the firefighters' pension trust fund
453 affected has not complied with all the provisions in this
454 section, the Department of Management Services ~~division~~ shall

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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455 effect the termination of the fund in accordance with this
456 section.

457 Section 8. Paragraph (c) of subsection (5) of section
458 185.02, Florida Statutes, is amended to read:

459 185.02 Definitions.--For any municipality, chapter plan,
460 local law municipality, or local law plan under this chapter,
461 the following words and phrases as used in this chapter shall
462 have the following meanings, unless a different meaning is
463 plainly required by the context:

464 (5) "Creditable service" or "credited service" means the
465 aggregate number of years of service and fractional parts of
466 years of service of any police officer, omitting intervening
467 years and fractional parts of years when such police officer may
468 not have been employed by the municipality subject to the
469 following conditions:

470 (c) Credited service under this chapter shall be provided
471 only for service as a police officer, as defined in subsection
472 (11), or for military service and shall not include credit for
473 any other type of service. A municipality may, by local
474 ordinance, provide for the purchase of credit for military
475 service occurring prior to employment as well as prior service
476 as a police officer for some other employer as long as the
477 police officer is not entitled to receive a benefit for such
478 other prior service as a police officer. For purposes of
479 determining credit for prior service as a police officer, in
480 addition to service as a police officer in this state, credit
481 may be given for federal, other state, or county service, as
482 long as such prior police service is recognized by the Criminal
483 Justice Standards and Training Commission within the Department
484 of Law Enforcement as provided under chapter 943. The police
485 officer shall provide proof to the board of trustees that such

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186 service is equivalent to the definition of police officer under
487 subsection (11).

488 Section 9. Paragraph (a) of subsection (1) and subsection
489 (6) of section 185.05, Florida Statutes, are amended to read:

490 185.05 Board of trustees; members; terms of office;
491 meetings; legal entity; costs; attorney's fees.--For any
492 municipality, chapter plan, local law municipality, or local law
493 plan under this chapter:

494 (1) In each municipality described in s. 185.03 there is
495 hereby created a board of trustees of the municipal police
496 officers' retirement trust fund, which shall be solely
497 responsible for administering the trust fund. Effective October
498 1, 1986, and thereafter:

499 (a) The membership of the board of trustees for chapter
500 plans shall consist of five members, two of whom, unless
501 otherwise prohibited by law, shall be legal residents of the
502 municipality, who shall be appointed by the legislative body of
503 the municipality, and two of whom shall be police officers as
504 defined in s. 185.02 who shall be elected by a majority of the
505 active police officers who are members of such plan. With
506 respect to any chapter plan or local law plan that, on January
507 1, 1997, allowed retired police officers to vote in such
508 elections, retirees may continue to vote in such elections. The
509 fifth member shall be chosen by a majority of the previous four
510 members, and such person's name shall be submitted to the
511 legislative body of the municipality. Upon receipt of the fifth
512 person's name, the legislative body of the municipality shall,
513 as a ministerial duty, appoint such person to the board of
514 trustees as its fifth member. The fifth member shall have the
515 same rights as each of the other four members appointed or
516 elected as herein provided, shall serve as trustee for a period

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517 of 2 years, and may succeed himself or herself in office. Each
518 resident member shall serve as trustee for a period of 2 years,
519 unless sooner replaced by the legislative body at whose pleasure
520 the member shall serve, and may succeed himself or herself as a
521 trustee. Each police officer member shall serve as trustee for a
522 period of 2 years, unless he or she sooner leaves the employment
523 of the municipality as a police officer, whereupon ~~the~~
524 ~~legislative body of the municipality shall choose a successor~~
525 shall be chosen in the same manner as an original appointment.
526 Each police officer may succeed himself or herself in office.
527 The terms of office of the appointed and elected members of the
528 board may be amended by municipal ordinance or special act of
529 the Legislature to extend the terms of office from 2 years to 4
530 years. The length of the terms of office shall be the same for
531 all board members.

532 (6) The board of trustees may, upon written request by the
533 retiree of the plan, or by a dependent, when authorized by the
534 retiree or the retiree's beneficiary, authorize the plan
535 administrator to withhold from the monthly retirement payment
536 those funds that are necessary to pay for the benefits being
537 received through the governmental entity from which the employee
538 retired, to pay the certified bargaining agent of the
539 governmental entity, and to make any payments for child support
540 or alimony. Further, the board of trustees may, upon the written
541 request of the retiree of the plan, authorize the plan
542 administrator to withhold from the retirement payment those
543 funds that are necessary to pay for premiums for accident,
544 health, and long-term care insurance for the retiree and the
545 retiree's spouse and dependents. A retirement plan does not
546 incur any liability for participation in this permissive program
547 if its actions are taken in good faith.

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548 Section 10. Subsection (1) of section 185.06, Florida
549 Statutes, is amended to read:

550 185.06 General powers and duties of board of
551 trustees.--For any municipality, chapter plan, local law
552 municipality, or local law plan under this chapter:

553 (1) The board of trustees, subject to the fiduciary
554 standards in ss. 112.656, 112.661, and 518.11 and the Code of
555 Ethics in ss. 112.311-112.3187, may:

556 (a) Invest and reinvest the assets of the retirement trust
557 fund in annuity and life insurance contracts of life insurance
558 companies in amounts sufficient to provide, in whole or in part,
559 the benefits to which all of the participants in the municipal
560 police officers' retirement trust fund shall be entitled under
561 the provisions of this chapter, and pay the initial and
562 subsequent premiums thereon.

563 (b) Invest and reinvest the assets of the retirement trust
564 fund in:

565 1. Time or savings accounts of a national bank, a state
566 bank insured by the Bank Insurance Fund, or a savings and loan
567 association insured by the Savings Association Insurance Fund
568 which is administered by the Federal Deposit Insurance
569 Corporation or a state or federal chartered credit union whose
570 share accounts are insured by the National Credit Union Share
571 Insurance Fund.

572 2. Obligations of the United States or obligations
573 guaranteed as to principal and interest by the United States.

574 3. Bonds issued by the State of Israel.

575 4. Bonds, stocks, or other evidences of indebtedness
576 issued or guaranteed by a corporation organized under the laws
577 of the United States, any state or organized territory of the
578 United States, or the District of Columbia, provided:

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579 a. The corporation is listed on any one or more of the
580 recognized national stock exchanges or on the National Market
581 System of the NASDAQ Stock Market and, in the case of bonds
582 only, holds a rating in one of the three highest classifications
583 by a major rating service; and

584 b. The board of trustees shall not invest more than 5
585 percent of its assets in the common stock or capital stock of
586 any one issuing company, nor shall the aggregate investment in
587 any one issuing company exceed 5 percent of the outstanding
588 capital stock of the company or the aggregate of its investments
589 under this subparagraph at cost exceed 50 percent of the fund's
590 assets.

591

592 This paragraph shall apply to all boards of trustees and
593 participants. However, in the event that a municipality has a
594 duly enacted pension plan pursuant to, and in compliance with,
595 s. 185.35 and the trustees thereof desire to vary the investment
596 procedures herein, the trustees of such plan shall request a
597 variance of the investment procedures as outlined herein only
598 through a municipal ordinance or special act of the Legislature;
599 where a special act, or a municipality by ordinance adopted
600 prior to July 1, 1998, permits a greater than 50-percent equity
601 investment, such municipality shall not be required to comply
602 with the aggregate equity investment provisions of this
603 paragraph. Notwithstanding any other provision of law to the
604 contrary, nothing in this section may be construed to take away
605 any preexisting legal authority to make equity investments that
606 exceed the requirements of this paragraph. The board of trustees
607 may invest up to 25 ~~40~~ percent of plan assets in foreign
608 securities.

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509 (c) Issue drafts upon the municipal police officers'
610 retirement trust fund pursuant to this act and rules and
611 regulations prescribed by the board of trustees. All such drafts
612 shall be consecutively numbered, be signed by the chair and
613 secretary or by two individuals designated by the board who are
614 subject to the same fiduciary standards as required for the
615 board of trustees under this subsection, and state upon their
616 faces the purposes for which the drafts are drawn. The city
617 treasurer or other depository shall retain such drafts when
618 paid, as permanent vouchers for disbursements made, and no money
619 shall otherwise be drawn from the fund.

620 (d) Finally decide all claims to relief under the board's
621 rules and regulations and pursuant to the provisions of this
622 act.

623 (e) Convert into cash any securities of the fund.

624 (f) Keep a complete record of all receipts and
625 disbursements and of the board's acts and proceedings.

626 Section 11. Paragraph (b) of subsection (2) of section
627 185.07, Florida Statutes, is amended to read:

628 185.07 Creation and maintenance of fund.--For any
629 municipality, chapter plan, local law municipality, or local law
630 plan under this chapter:

631 (2) Member contribution rates may be adjusted as follows:

632 (b) Police officer member contributions may be increased
633 by consent of the members' collective bargaining representative
634 or, if none, by majority consent of police officer members of
635 the fund to provide greater benefits. Such increases in the
636 police officers' contributions may be less but shall not exceed
637 the percent of payroll increase in total required contributions
638 identified in the actuarial impact statement provided in

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639 conjunction with the pension benefit improvement as required
640 under s. 112.63.

641

642 Nothing in this section shall be construed to require adjustment
643 of member contribution rates in effect on the date this act
644 becomes a law, including rates that exceed 5 percent of salary,
645 provided that such rates are at least one-half of 1 percent of
646 salary.

647 Section 12. Paragraph (c) is added to subsection (1) of
648 section 185.161, Florida Statutes, to read:

649 185.161 Optional forms of retirement income.--For any
650 municipality, chapter plan, local law municipality, or local law
651 plan under this chapter:

652 (1)

653 (c) Notwithstanding the provisions in paragraph (b), the
654 retired police officer may change his or her designation of
655 joint annuitant or beneficiary up to two times as provided in s.
656 185.341 without the approval of the board of trustees or the
657 prior joint annuitant or beneficiary. The retiree does not have
658 to provide proof of good health of the joint annuitant or
659 beneficiary being removed, and the joint annuitant or
660 beneficiary does not have to be living.

661 Section 13. Section 185.37, Florida Statutes, is amended
662 to read:

663 185.37 Termination of plan and distribution of fund.--For
664 any municipality, chapter plan, local law municipality, or local
665 law plan under this chapter, the plan may be terminated by the
666 municipality. Upon termination of the plan by the municipality
667 for any reason, or because of a transfer, merger, or
668 consolidation of governmental units, services, or functions as
669 provided in chapter 121, or upon written notice to the board of

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570 trustees by the municipality that contributions under the plan
671 are being permanently discontinued, the rights of all employees
672 to benefits accrued to the date of such termination or
673 discontinuance and the amounts credited to the employees'
674 accounts are nonforfeitable. The fund shall be ~~apportioned and~~
675 distributed in accordance with the following procedures:

676 (1) The board of trustees shall determine the date of
677 distribution and the asset value required to fund all the
678 nonforfeitable benefits to be distributed, after taking into
679 account the expenses of such distribution. The board shall
680 inform the municipality if additional assets are required, in
681 which event such municipality shall continue to financially
682 support the plan until all nonforfeitable benefits have been
683 funded.

684 (2) The board of trustees shall determine the method of
685 distribution of the asset value, that is, whether distribution
686 shall be by payment in cash, by the maintenance of another or
687 substituted trust fund, by the purchase of insured annuities, or
688 otherwise, for each police officer entitled to benefits under
689 the plan, as specified in subsection (3).

690 (3) The board of trustees shall distribute ~~apportion~~ the
691 asset value as of the date of termination in the manner set
692 forth in this subsection, on the basis that the amount required
693 to provide any given retirement income shall mean the
694 actuarially computed single-sum value of such retirement income,
695 except that if the method of distribution determined under
696 subsection (2) involves the purchase of an insured annuity, the
697 amount required to provide the given retirement income shall
698 mean the single premium payable for such annuity. The actuarial
699 single sum value shall not be less than the employee's
700 accumulated contributions to the plan, with interest if provided

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701 by the plan, less the value of any plan benefits previously paid
702 to the employee.

703 ~~(a) Apportionment shall first be made in respect of each~~
704 ~~retired police officer receiving a retirement income hereunder~~
705 ~~on such date, each person receiving a retirement income on such~~
706 ~~date on account of a retired (but since deceased) police~~
707 ~~officer, and each police officer who has, by such date, become~~
708 ~~eligible for normal retirement but has not yet retired, in the~~
709 ~~amount required to provide such retirement income, provided~~
710 ~~that, if such asset value is less than the aggregate of such~~
711 ~~amounts, such amounts shall be proportionately reduced so that~~
712 ~~the aggregate of such reduced amounts will be equal to such~~
713 ~~asset value.~~

714 ~~(b) If there is any asset value remaining after the~~
715 ~~apportionment under paragraph (a), apportionment shall next be~~
716 ~~made in respect of each police officer in the service of the~~
717 ~~municipality on such date who has completed at least 10 years of~~
718 ~~credited service, in the municipal police officers' retirement~~
719 ~~trust fund for at least 10 years, and who is not entitled to an~~
720 ~~apportionment under paragraph (a), in the amount required to~~
721 ~~provide the actuarial equivalent of the accrued normal~~
722 ~~retirement income, based on the police officer's credited~~
723 ~~service and earnings to such date, and each former participant~~
724 ~~then entitled to a benefit under the provisions of s. 185.19 who~~
725 ~~has not by such date reached his or her normal retirement date,~~
726 ~~in the amount required to provide the actuarial equivalent of~~
727 ~~the accrued normal retirement income to which he or she is~~
728 ~~entitled under s. 185.19, provided that, if such remaining asset~~
729 ~~value is less than the aggregate of the amounts apportioned~~
730 ~~hereunder, such latter amounts shall be proportionately reduced~~

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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731 ~~so that the aggregate of such reduced amounts will be equal to~~
732 ~~such remaining asset value.~~

733 ~~(c) If there is an asset value after the apportionments~~
734 ~~under paragraphs (a) and (b), apportionment shall lastly be made~~
735 ~~in respect of each police officer in the service of the~~
736 ~~municipality on such date who is not entitled to an~~
737 ~~apportionment under paragraphs (a) and (b) in the amount equal~~
738 ~~to the police officer's total contributions to the plan to date~~
739 ~~of termination, provided that, if such remaining asset value is~~
740 ~~less than the aggregate of the amounts apportioned hereunder,~~
741 ~~such latter amounts shall be proportionately reduced so that the~~
742 ~~aggregate of such reduced amounts will be equal to such~~
743 ~~remaining asset value.~~

744 ~~(4)(d)~~ In the event that there is asset value remaining
745 after the full distribution ~~apportionment~~ specified in
746 subsection (3), and after the payment of any expenses incurred
747 with such distribution paragraphs (a), (b), and (c), such excess
748 shall be returned to the municipality, less return to the state
749 of the state's contributions, provided that, if the excess is
750 less than the total contributions made by the municipality and
751 the state to date of termination of the plan, such excess shall
752 be divided proportionately to the total contributions made by
753 the municipality and the state.

754 ~~(5)(4)~~ The board of trustees shall distribute, in
755 accordance with the manner of distribution determined under
756 subsection (2), the amounts determined ~~apportioned~~ under
757 subsection (3).

758
759 If, after a period of 24 months after the date on which the plan
760 terminated or the date on which the board received written
761 notice that the contributions thereunder were being permanently

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762 discontinued, the municipality or the board of trustees of the
763 municipal police officers' retirement trust fund affected has
764 not complied with all the provisions in this section, the
765 Department of Management Services ~~division~~ shall effect the
766 termination of the fund in accordance with this section.

767 Section 14. This act shall take effect July 1, 2008

768

769

770

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

771

772 Remove the entire title and insert:

773 An act relating to firefighter and municipal police pensions;
774 amending s. 175.032, F.S.; revising the definition of
775 "creditable service" for purposes of determining credit for
776 prior service as a firefighter; revising the definition of
777 "firefighter"; amending s. 175.061, F.S.; authorizing the terms
778 of office for the board of trustees of the firefighters' pension
779 trust fund to be revised under certain circumstances;
780 authorizing the firefighters' pension trust fund plan
781 administrator to withhold funds to pay for premiums for
782 accident, health, and long-term care insurance for the retiree
783 and the retiree's spouse and dependents; providing an exemption
784 from liability under certain circumstances; amending s. 175.071,
785 F.S.; requiring the board of trustees to perform its powers
786 subject to certain fiduciary standards and ethics provisions;
787 increasing the percentage of assets of the firefighters' pension
788 trust fund that the board of trustees may invest in foreign
789 securities; authorizing certain individuals to sign drafts
790 issued upon the firefighters' pension trust fund; amending s.
791 175.091, F.S.; providing guidelines for the adjustment of
792 firefighter member contribution rates; amending s. 175.101,

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793 F.S.; clarifying boundaries of a special fire control district
794 for purposes of assessment and imposition of the excise tax on
795 property insurance premiums; amending s. 175.1015, F.S.;
796 amending s. 175.171, F.S.; authorizing retired firefighters to
797 change their designation of joint annuitant or beneficiary up to
798 two times without the approval of the board of trustees or the
799 prior joint annuitant or beneficiary; amending s. 175.361, F.S.;
800 revising fund distribution procedures with respect to plan
801 termination; providing that the Department of Management
802 Services shall effect the termination of the fund; amending s.
803 185.02, F.S.; revising the definition of "creditable service"
804 for purposes of determining credit for prior service as a police
805 officer; amending s. 185.05, F.S.; revising municipal police
806 officers' retirement trust fund board of trustee selection
807 procedures; authorizing the terms of office for the board of
708 trustees of the municipal police officers' retirement trust fund
809 to be revised under certain circumstances; authorizing the plan
810 administrator to withhold funds to pay for premiums for
811 accident, health, and long-term care insurance for the retiree
812 and the retiree's spouse and dependents; providing an exemption
813 from liability under certain circumstances; amending s. 185.06,
814 F.S.; requiring the board of trustees to perform its powers
815 subject to certain fiduciary standards and ethics provisions;
816 increasing the percentage of assets of the municipal police
817 officers' retirement trust fund that the board of trustees may
818 invest in foreign securities; authorizing certain individuals to
819 sign drafts issued upon the municipal police officers'
820 retirement trust fund; amending s. 185.07, F.S.; providing
821 guidelines for the adjustment of police officer member
822 contribution rates; amending s. 185.085, F.S.; amending s.
723 185.161, F.S.; authorizing retired police officers to change

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824 their designation of joint annuitant or beneficiary up to two
825 times without the approval of the board of trustees or the prior
826 joint annuitant or beneficiary; amending s. 185.37, F.S.;
827 revising fund distribution procedures with respect to plan
828 termination; providing that the Department of Management
829 Services shall effect the termination of the fund; providing an
830 effective date.

831

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 933 : Indian Trail Improvement District, Palm Beach County

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez	X				
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 9		Total Nays: 0			

Appearances:

Indian Trail Improvement District
 James L. Watt (Lobbyist) - Information Only
 Indian Trail Improvement District
 324 Royal Palm Way, Suite 300
 Palm Beach FL 33480
 Phone: 561-655-0620

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HJR 949 : Maximum Ad Valorem Tax Limitation; Voter-Approved Exception

Temporarily Deferred

Appearances:

Maximum Ad Valorem Tax Limitation; Voter-Approved Exception
John Hallman, President, Hallman & Associates (Lobbyist) - Proponent
Cut Property Taxes Now, Inc.
P. O. Box 216
Boca Raton FL 33432
Phone: 561-715-7203

Maximum Ad Valorem Tax Limitation; Voter-Approved Exception
Kraig Conn (Lobbyist) - Opponent
Florida League of Cities
301 S Bronough
Tallahassee FL 32302
Phone: 850-222-9684

Maximum Ad Valorem Tax Limitation; Voter-Approved Exception
Douglas Buck (Lobbyist) - Proponent
Florida Home Builders Association
201 E Park Avenue
Tallahassee FL 32301
Phone: 850-224-4316

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB
HB 1031 : Lee County

<input checked="" type="checkbox"/> Favorable	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul			X		
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez			X		
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 1077 : West Villages Improvement District, Sarasota County

<input checked="" type="checkbox"/> Favorable	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson			X		
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez	X				
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 1083 : Port of Palm Beach District, Palm Beach County

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez	X				
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)		X			
Total Yeas: 8		Total Nays: 1			

Appearances:

Port of Palm Beach District
 Jeff Sharkey (Lobbyist) - Proponent
 Port of Palm Beach
 106 E College Avenue
 Tallahassee FL 32301
 Phone: 850-224-1660

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 1211 : Shawano Water Control District, Palm Beach County

<input checked="" type="checkbox"/> Favorable	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez	X				
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 9		Total Nays: 0			

Appearances:

Shawano Water Control District
 James L. Watt (Lobbyist) - Information Only
 Shawano Water Control District
 324 Royal Palm Way, Suite 300
 Palm Beach FL 33480
 Phone: 561-655-0620

COMMITTEE MEETING REPORT

Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 1225 : Hillsborough County

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez			X		
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. **1225**

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 _____

1 Council/Committee hearing bill: Committee on Urban & Local
2 Affairs

3 Representative(s) Glorioso offered the following:
4

5 **Amendment**

6 Remove line(s) 27-28 and insert:
7 history records check. All costs
8
9

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB
HB 1257 : Broward County

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez			X		
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 8 Total Nays: 0					

Appearances:

Broward County
 Randy Touchton, Government Relations Representative (Lobbyist) (State Employee) - Proponent
 Florida Professional Firefighters Association
 345 W Madison
 Tallahassee FL 32303
 Phone: 850-224-7333

Broward County
 Joe Benavides, President Frontline Group (Lobbyist) - Proponent
 Broward Fire Fighters
 905 S Federal High3way
 Ft. Llauderdale FL
 Phone: 954-931-9881

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1257

COUNCIL/COMMITTEE ACTION

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

Council/Committee hearing bill: Committee on Urban and Local Affairs

Representative Seiler offered the following:

Amendment

Remove line 441-466 and insert:

November 84, 2008, in accordance with the provisions of law relating to elections currently enforced in Broward County. In this election, procedures prescribed in sections 101.6101-101.6107, Florida Statutes, may not be used. The ballot language of the title and question shall be as follows:

SHALL LANDS WITHIN BROWARD COUNTY BE SERVED BY THE BROWARD INDEPENDENT FIRE DISTRICT

Shall there be created the Broward Independent Fire District to provide fire and rescue services to certain lands and residents within those lands, where the municipal government for the lands has agreed to join the district?

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

21 The district may charge user fees, impact fees, special
22 assessments, and levy property taxes up to 3.75 mills on
23 jurisdictional lands, and shall provide one standard for fire
24 and rescue services to be provided by the closest responder,
25 regardless of municipal boundaries within its jurisdiction.

26

27 Yes

28 No

29 Section 15. This act shall take effect upon approval by a
30 majority vote of those qualified electors of Broward County
31 voting in a referendum to be called by the Supervisor of
32 Elections of Broward County on November ~~8~~4, 2008, except that

33

34

35

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 1365 : Tindall Hammock Irrigation and Soil Conservation District, Broward County

<input checked="" type="checkbox"/> Favorable With Amendments (1)	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Oscar Braynon II	X				
Larry Cretul	X				
Don Davis			X		
Joseph Gibbons	X				
Eduardo Gonzalez			X		
Michael Grant	X				
Matthew Meadows	X				
James Waldman	X				
Julio Robaina (Chair)	X				
Total Yeas: 8 Total Nays: 0					

Appearances:

Tindall Hammock Irrigation & Soil Conservation District
 Dave Ericks (Lobbyist) - Proponent
 Tindall Hammock
 205 S Adam Street
 Tallahassee FL 32301
 Phone: 850-224-0990

COMMITTEE MEETING REPORT
Committee on Urban & Local Affairs

3/19/2008 8:30:00AM

Location: 306 HOB

HB 1531 : Sebring Airport Authority, Highlands County

Temporarily Deferred

Committee meeting was reported out: Wednesday, March 19, 2008 12:24:39PM