

Finance and Tax Subcommittee

Wednesday, April 3, 2013 1:30 p.m. Morris Hall

ACTION PACKET

Finance & Tax Subcommittee 4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

Summary:

Finance & Tax Subcommittee

Wednesday April 03, 2013 01:30 pm

CS/HB 321	Favorable With Committee Substitute	Yeas:	14	Nays:	2
HB 421 Te	mporarily Deferred				
CS/HB 647	Favorable With Committee Substitute	Yeas:	17	Nays:	0
CS/HB 885	Favorable	Yeas:	15	Nays:	0
CS/HB 1171	Favorable	Yeas:	14	Nays:	0
PCB FTSC 13-	-08 Favorable With Amendments	Yeas:	15	Nays:	1
PCS for HB 13	881 Favorable	Yeas:	8	Nays: 7	,

Print Date: 4/3/2013 5:27 pm Page 1 of 12

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

Print Date: 4/3/2013 5:27 pm

Attendance:

	Present	Absent	Excused
Ritch Workman (Chair)	×		
Janet Adkins	×		
Lori Berman	X		
Halsey Beshears	X		
Michael Bileca			X
Matthew Caldwell	×		
Bill Hager			X
George Moraitis, Jr.	X		
Jared Moskowitz	X		
Daniel Raulerson	X		
Michelle Rehwinkel Vasilinda	X		
David Richardson	X		
José Rodríguez	X		
David Santiago	Х		
Richard Stark	X		
John Tobia	X		
Carlos Trujillo			X
James Waldman	×		
Totals:	15	0	3

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

CS/HB 321: Growth Management

X Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman		X			
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda			X		
David Richardson	x				
José Rodríguez		X			
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujilio	X				
James Waldman	X				
Ritch Workman (Chair)	X				
	Total Yeas: 14	Total Nays: 2			

Appearances:

Leticia M. Adams, Director of Infrastructure Policy - Waive In Support Florida Chamber of Commerce 136 S. Bronough Street Tallahassee FL 32301 Phone: 850-544-6866

Eric Poole, Asst. Legislative Director - Opponent Florida Association of Counties 100 South Monroe Street Tallahassee fi

Brain Pitts - Information Only Justice-2-Jesus 1119 Newton Avenue South Saint Petersburg FL 33705 Phone: 727-897-9291

Charles Pattison, President - Opponent 1000 Friends of Florida 308 North Monroe Street Tallahassee FL 32301 Phone: 222-6277

Print Date: 4/3/2013 5:27 pm Page 3 of 12

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

CS/HB 321: Growth Management (continued)

Appearances: (continued)

David Cruz, Legislative Advocate (Lobbyist) - Opponent Florida League of Cities P.O. Box 1757 Tallahassee FL 32302

Print Date: 4/3/2013 5:27 pm Leagis ® Page 4 of 12

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

HB 421 : Delinquent Real Property Taxes

X Temporarily Deferred

Appearances:

Brian Pitts - Information Only Justice-2-Jesus 1119 Newton Avenue South Saint Petersburg FL 33705 Phone: 727-897-9291

Phone: 305-372-9200

Shelia Annerson - Opponent Brokers - Commercial Property Services 4931 SW 128th Street Ocala FL 34473

Print Date: 4/3/2013 5:27 pm Page 5 of 12

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

CS/HB 647: Rental Car Sales and Use Tax Surcharges

X Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
	Total Yeas: 17	Total Nays: ()		

Appearances:

Edgar Castro (Lobbyist) - Proponent Zip Car, Inc. 2000 Ponce de Leon Coral Gables FL 33134 Phone: 305-333-0649

Brian Pitts - Information Only Justice-2-Jesus 1119 Newton Avenue South Saint Petersburg FL 33705 Phone: 727-897-9291

Doug Bell (Lobbyist) - Proponent Avis Rental Car/Budget Rental 215 South Monroe Street Tallahassee FL

Phone: 222-3533

David Roberts (Lobbyist) - Proponent Cars to Go

106 E. College Avenue Tallahassee FL 32301 Phone: 850-224-9634

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

CS/HB 885 : Independent Special Fire Control Districts

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca			X		
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia			X		
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				

Total Nays: 0

Total Yeas: 15

Appearances:

Brian Pitts - Information Only

Justice-2-Jesus

1119 Newton Avenue South Saint Petersburg FL 33705 Phone: 727-897-9291

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

CS/HB 1171 : St. Lucie and Martin Counties

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager				X	
George Moraltis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X	,			
Michelle Rehwinkel Vasilinda				X	
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark			X		
John Tobia			X		
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
	Total Yeas: 14	Total Nays: 0			

Appearances:

Joe McCann (Lobbyist) - Proponent Martin County 403 East Park Avenue Tallahassee FL 32301

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

PCB FTSC 13-08 : Relating to Property Tax

X Favorable With Amendmer	ns				
	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X		-		
Bill Hager			Х		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda		X			
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo			Х		
James Waldman	X				
Ritch Workman (Chair)	X				
	Total Yeas: 15	Total Nays:	1		

Appearances:

Amber Hughes (Lobbyist) - Proponent Florida League of Cities P.O. Box 1757 Tallahassee FL

Phone: 850-701-3621

Davin Suggs, Senior Legilative Advocate (Lobbyist) - Proponent

Florida Association of Counties 100 South Monroe Street

Tallahassee FL

Phone: 850-320-2635

Brian Pitts - Proponent Justice-2-Jesus

1119 Newton Avenue South Saint Petersburg FL 33705 Phone: 727-464-3341

Eli Nortelus (Lobbyist) - Proponent Sagemont Global Learning, Inc.

106 East College Avenue Tallahassee FL 32311 Phone: 850-577-6756

Print Date: 4/3/2013 5:27 pm

Leagis ® Page 9 of 12

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

PCB FTSC 13-08 : Relating to Property Tax (continued)

Appearances: (continued)

Loren Levy, General Counsel (Lobbyist) - Proponent Property Appraisers Association of Florida 1828 Riggins Road Tallahassee FL 32308

Phone: 850-219-0220

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Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 1381: Relating to Administrative Review of Property Taxes

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman		X			
Halsey Beshears	X				
Michael Bileca			X		
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz		X			
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda		X			
David Richardson		X			
José Rodríguez		X			
David Santiago	X				
Richard Stark		X			
John Tobia			X		
Carlos Trujillo	X				
James Waldman		X			
Ritch Workman (Chair)	X				

Appearances:

Loren Levy, General Counsel (Lobbyist) - Opponent Property Appraisers Association of Florida 1828 Riggins Road Tallahassee FL 32308

Chris Doolin, Consultant (Lobbyist) - Information Only Small County Coalition/Small School Districts 1118-B Thomasville Road Tallahassee FL 32303 Phone: 850-244-3180

Sara Cucchi, Property Taxpayer - Information Only 17603 Crawley Road Odessa FL 335566

Phone: 813-926-1045

Phone: 850-219-0220

Davin Suggs, Senior Legilative Advocate (Lobbyist) - Information Only Florida Association of Counties

PO Box 549 Tallahassee FL Phone: 488-5857

Finance & Tax Subcommittee

4/3/2013 1:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 1381: Relating to Administrative Review of Property Taxes (continued)

Appearances: (continued)

Ken Burke - Opponent
Pinellas Clerk of Courts Florida Clerks & Controllers
315 Court Street
Clearwater FL 33756
Phone: 727-464-3341

Carey Baker, Lake County Property Appraiser - Opponent Florida Association of Property Appraisers 2302 Sandridge Eustis FL Phone: 352-406-2329

Denise Dymond Lyn - Opponent 307 North Apopka Avenue Inverness FL 34450 Phone: 352-726-9400

Dave Ericks (Lobbyist) - Opponent Broward County Property Appraisers 205 S. Adams Street Tallahassee FL 32301 Phone: 850-224-0880

Shelia Anderson - Proponent 4931 SW 128th Street Ocala FL 34473

Phone: 305-372-9200

Eddy Labrador, Director, Intergovernmental Affairs Professional Standards (Lobbyist) - Opponent Broward County
115 S. Andrews Avenue, Room 426
Ft. Lauderdale FL 33301
Phone: 954-357-7575

Print Date: 4/3/2013 5:27 pm Page 12 of 12

COMMITTEE/SUBCOMMI	TTEE ACTION
ADOPTED	$\Lambda(\Lambda)$ N)
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	

Committee/Subcommittee hearing bill: Finance & Tax Subcommittee Representative Waldman offered the following:

Amendment (with title amendment)

Between lines 19 and 20, insert:

Section 1. Subsection (1) of section 125.35, Florida Statutes, is amended to read:

125.35 County authorized to sell real and personal property and to lease real property.—

- (1) (a) The board of county commissioners is expressly authorized to sell and convey any real or personal property, and to lease real property, belonging to the county, whenever the board determines that it is to the best interest of the county to do so, to the highest and best bidder for the particular use the board deems to be the highest and best, for such length of term and such conditions as the governing body may in its discretion determine.
- (b) Notwithstanding the provisions of paragraph (a), the board of county commissioners, under such terms and conditions as negotiated by the board, is expressly authorized to:

- 1. Negotiate the lease of an airport or seaport facility;
- 2. Modify or extend an existing lease of real property for an additional term not to exceed 25 years, where the improved value of the lease has an appraised value in excess of \$20 million; or
- 3. Lease <u>or license</u> a professional sports franchise facility financed by revenues received pursuant to s. 125.0104 or s. 212.20, which facility may include commercial development ancillary to the professional sports franchise if such ancillary commercial development is located on property that is part of or contiguous to the professional sports franchise facility; under such terms and conditions as negotiated by the board.

TITLE AMENDMENT

Remove line 2 and insert:

An act relating to community development; amending s. 125.35, F.S.; authorizing boards of county commissioners to include certain commercial developments in lease agreements related to professional sports franchise facilities; amending s.

COMMITTEE/SUBCOMM	ITTEE ACTION
ADOPTED	<u> </u>
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	
Committee/Subcommittee	hearing bill: Finance & Tax Subcommittee
Representative Trujillo	o offered the following:
Amendment (with ti	itle amendment)
Remove lines 20-30) and insert:
registered member of a	car sharing service. For purposes of this
section, a "car sharing	g service" is a membership based
organization or busines	ss which requires the payment of an
application fee or memb	pership fee and provides member access to
<u>vehicles:</u>	
1. Only at unsta	affed locations;
2. 24 hours a da	ıy, seven days a week;
3. Only through	decentralized automated means including,
but not limited to, sma	artphone applications and electronic
membership cards;	
4. On hourly or	shorter increments;
5. Only for a si	ingle trip which begins upon the initial

the vehicle to a designated area; and

member access into the vehicle and which ends upon the return of

Bill No. CS/HB 647 (2013)

20	Amen	dment 6.		t addi	tiona:	l char	ges f	or fue	l and	auto	insurance
21	used	durin	ig the	single	trip	_					
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26				THE SECT AND NOT THE THE	gane have held first bill b	d 80 th 60 pm pm			100 Sec. 600 CO. 100-		
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28		Remov	e line	4 and	linse	ct:					
29	term	"car	sharin	g serv	ice";						

851699 - h647 line 20 Trujillo 1.docx Published On: 4/2/2013 8:01:19 PM Page 2 of 2

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CITXB ΦΤΣΧ 13-08 α1 ∴ ∈ COMMITTEE/SUBCOMMITTEE AMENDMENT

PCB Name: PCB FTSC 13-08 (2013)

Amendment No. 1

COMMITTEE/SUBCOMMI	TTEE ACTION
ADOPTED	$\sqrt{\langle (X) \rangle}$
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	-

Committee/Subcommittee hearing PCB: Finance & Tax Subcommittee Representative Tobia offered the following:

Amendment (with title amendment)

Between lines 96 and 97, insert:

Section 2. Section 193.074, Florida Statutes, is amended to read:

193.074 Confidentiality of returns.—All returns of property and returns required by former s. 201.022 submitted by the taxpayer pursuant to law shall be deemed to be confidential in the hands of the property appraiser, the clerk of the circuit court, the department, the tax collector, the Auditor General, and the Office of Program Policy Analysis and Government Accountability, and their employees and persons acting under their supervision and control, except upon court order or order of an administrative body having quasi-judicial powers in advalorem tax matters, and such returns are exempt from the provisions of s. 119.07(1).

PCB FTSC 13-08 a1

Published On: 4/2/2013 7:34:43 PM

CΠXB ΦΤΣΧ 13-08 α1∴∈COMMITTEE/SUBCOMMITTEE AMENDMENT PCB Name: PCB FTSC 13-08 (2013)

Amendment No. 1

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TITLE AMENDMENT

Between lines 8 and 9, insert:

amending s. 193.074, F.S.; removing the authority of an administrative body having quasi-judicial powers in ad valorem tax matters from removing confidential status of certain confidential taxpayer information;

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PCB FTSC 13-08 a1

Published On: 4/2/2013 7:34:43 PM

Page 2 of 2

PCB Name: PCB FTSC 13-08 (2013)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE	ACTION
ADOPTED <u>J</u>	(Y/N)
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	

Committee/Subcommittee hearing PCB: Finance & Tax Subcommittee Representative Tobia offered the following:

Amendment (with title amendment)

Between lines 257 and 258, insert:

Section 6. Subsection (4) of section 194.011, Florida Statutes, is amended to read:

194.011 Assessment notice; objections to assessments.-

- (4) (a) At least 15 days before the hearing the petitioner shall provide to the property appraiser a list of evidence to be presented at the hearing, together with copies of all documentation to be considered by the value adjustment board and a summary of evidence to be presented by witnesses. All evidence confidential under current law shall remain confidential until the evidence is submitted to the board for consideration and admission into the record.
- (b) No later than 7 10 days before the hearing, if the petitioner has provided the information required under paragraph (a), and if requested in writing by the petitioner, the property appraiser shall provide to the petitioner a list of evidence to PCB FTSC 13-08 a2

Published On: 4/2/2013 7:35:11 PM

be presented at the hearing, together with copies of all 21 documentation to be considered by the value adjustment board and 22 a summary of evidence to be presented by witnesses. 23 24 Documentation of evidence must include the property record cards 25 for comparable property listed as evidence and a copy of the 26 signed form on which the property appraiser reports, under s. 192.001(18), the adjustments made under s. 193.001(8). The 27 evidence list must contain the property record card if provided 28 29 by the clerk. Failure of the property appraiser to timely comply with the requirements of this paragraph shall result in a 30 rescheduling of the hearing the exclusion of the property 31 appraiser's evidence from consideration by the value adjustment 32 board, unless good cause is shown. The term "good cause" means 33 circumstances beyond the property appraiser's control. If good 34 cause is shown, the special magistrate shall reschedule the 35 hearing. If the property appraiser fails to submit evidence to 36 the petitioner in compliance with the timeline established in 37 this paragraph and good cause for such failure has not been 38 39 shown, the special magistrate may enter a recommendation in favor of the petitioner, if there is competent, substantial 40 41 evidence of value in the record which cumulatively meets the criteria of s. 193.011 and professionally accepted appraisal 42 practices. A property appraiser's request for information in the 43 tax roll development process is not to be construed as a request 44 for information in the challenge of a proposed assessment, and 45 the taxpayer's failure to provide such information shall not be 46 grounds for exclusion of evidence. 47

(c) Provided it is relevant, rebuttal evidence may be submitted at the hearing by the petitioner and may be considered by the board and admitted into evidence.

TITLE AMENDMENT

Remove line 28 and insert:

liens; amending s. 194.011(4), F.S., providing that all evidence confidential under current law shall remain confidential until the evidence is submitted to the value adjustment board for consideration and admission into the record; increasing the number of days before a value adjustment board hearing that the property appraiser is required to provide a list of evidence under specified circumstances; requiring specific documentation of evidence in certain circumstances; providing specified consequences for failure of the property appraiser to timely comply with the requirements of s. 194.011(4)(b), F.S.; providing that rebuttal evidence may be submitted at the hearing by the petitioner and may be considered by the board and admitted into evidence under specified circumstances; amending s. 196.031, F.S.; deleting the express

PCB Name: PCB FTSC 13-08 (2013)

Amendment No. 3

COMMITTEE/SUBCOMMITT	TEE ACTION
ADOPTED	$\angle (\widehat{\mathbf{y}}_{\mathbb{N}})$
ADOPTED AS AMENDED	_ (Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	-

Committee/Subcommittee hearing PCB: Finance & Tax Subcommittee Representative Caldwell offered the following:

Amendment (with title amendment)

Between lines 435 and 436, insert:

Section 10. Section 4 of chapter 2012-45, Laws of Florida, is amended to read:

Section 4. The governing bodies of St. Lucie County and Martin County shall enter into an interlocal agreement by no later than May 1, 2013, which must shall provide a financially feasible plan for transfer of services, personnel, and public infrastructure from St. Lucie County to Martin County. The agreement must shall include compensation for the value of infrastructure investments by St. Lucie County in the transferred property minus depreciation, if any. Upon the Effective July 1, 2013 date of this act, the total tax and assessment revenue that would have been generated in fiscal year 2013-2014 by all St. Lucie County taxing authorities levying taxes or assessments within the area transferred to Martin County, except for taxes levied by school districts, less 10

PCB FTSC 13-08 a3

Published On: 4/3/2013 9:45:41 AM

□ΠΧΒ ΦΤΣΧ 13-08 α3~∈COMMITTEE/SUBCOMMITTEE AMENDMENT

PCB Name: PCB FTSC 13-08 (2013)

Amendment No. 3 percent shall be transmitted to St. Lucie County for distribution to the county and all other affected taxing authorities. Thereafter, through fiscal year 2022-2023, the tax and assessment revenue amount that would have been generated by all St. Lucie County taxing authorities levying taxes or assessments in the transferred area for fiscal year 2013-2014 shall serve as the base amount of tax and assessment revenue for further annual reductions of 10 percent of the base amount before annual distributions to the St. Lucie County through fiscal year 2022-2023. However, for any fiscal year through fiscal year 2022-2023, if when the total taxes and assessments collected within the transferred area exceed the base amount by more than 3 percent, St. Lucie County shall receive the same percentage distribution from the tax and assessment revenue that exceeds the base amount by more than 3 percent as they will receive from the base amount. All distributions to St. Lucie County shall occur within 30 days after the beginning of each calendar year.

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Remove line 46 and insert:

taxation; amending s. 4 of ch. 2012-45, Laws of Florida; providing that taxes imposed by school districts in certain areas are not included in determining the taxes that must be transmitted to St. Lucie County pursuant to the transfer of

PCB FTSC 13-08 a3

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TITLE AMENDMENT

CΠXB ΦΤΣΧ 13-08 α3~∈COMMITTEE/SUBCOMMITTEE AMENDMENT

PCB Name: PCB FTSC 13-08 (2013)

Amendment No. 3
49 property from St. Lucie County to Martin County; providing
50 effective dates.

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PCB FTSC 13-08 a3

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