



Policy and Budget Council

**April 20, 2007
1:00 p.m.
212 Knott Building**

Action Packet

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Summary:

Policy & Budget Council

Friday April 20, 2007 01:00 pm

CS/HB 51	Favorable	Yeas: 22	Nays: 0
CS/HB 189	Favorable with Council Substitute	Yeas: 31	Nays: 0
CS/HB 359	Favorable with Council Substitute	Yeas: 31	Nays: 0
CS/HB 397	Favorable	Yeas: 30	Nays: 0
HB 521	Favorable	Yeas: 26	Nays: 0
HB 645	Favorable with Council Substitute	Yeas: 29	Nays: 0
CS/HB 843	Favorable with Council Substitute	Yeas: 31	Nays: 0
HB 851	Favorable	Yeas: 28	Nays: 0
HB 853	Favorable	Yeas: 27	Nays: 0
CS/HB 1125	Favorable with Council Substitute	Yeas: 22	Nays: 0
CS/HB 1197	Favorable with Council Substitute	Yeas: 21	Nays: 1
HB 1199	Favorable	Yeas: 22	Nays: 1
CS/HB 1269	Favorable	Yeas: 27	Nays: 0
CS/HB 1381	Favorable with Council Substitute	Yeas: 23	Nays: 0
CS/HB 1477	Favorable with Council Substitute	Yeas: 22	Nays: 0
HB 7103	Favorable	Yeas: 32	Nays: 0

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 7105	Favorable	Yeas: 22	Nays: 0
HB 7119	Favorable	Yeas: 30	Nays: 0
HB 7123	Favorable with Council Substitute	Yeas: 31	Nays: 0
HB 7143	Temporarily Deferred		
PCB PBC 07-09	Favorable With Amendments (1)	Yeas: 29	Nays: 1
PCB PBC 07-10	Favorable	Yeas: 30	Nays: 1

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Ray Sansom (Chair)	X		
Kevin Ambler	X		
Frank Attkisson	X		
Loranne Ausley	X		
Aaron Bean	X		
Dorothy Bendross-Mindingall	X		
Ellyn Setnor Bogdanoff	X		
Marsha Bowen	X		
Mary Brandenburg	X		
Donald Brown	X		
Dean Cannon	X		
Joyce Cusack	X		
Charles Dean	X		
Bill Galvano	X		
Andy Gardiner	X		
Michael Grant	X		
Adam Hasner	X		
Will Kendrick	X		
Dick Kravitz	X		
Stan Mayfield	X		
Matthew Meadows	X		
Joe Pickens	X		
Ron Reagan	X		
Curtis Richardson	X		
David Rivera	X		
Yolly Roberson	X		
Dennis Ross	X		
Ron Saunders	X		
John Seiler	X		
Priscilla Taylor	X		
Anthony Traviesa	X		
Baxter Troutman	X		
Shelley Vana	X		
Juan Zapata	X		
Totals:	34	0	0

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 51 : Transitional Services for Young Adults with Disabilities

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick			X		
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan			X		
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 22		Total Nays: 0			

Appearances:

Deborah Duckett - Proponent
 Jax AATS
 8249 concord Boulevard East
 Jacksonville Florida 32208
 Phone: 904-338-6147

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Debra Dowds (Lobbyist) - Proponent

Florida Developmental Disabilities Council

124 Marriott Drive #203

Tallahassee Florida

Phone: 850-488-4180

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 189 : Relief/Laura Laporte/DOACS

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 31					
		Total Nays: 0			

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.

Bill No. CS/HB 189

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: Policy & Budget Council
 2 Representative Mayfield offered the following:

Amendment (with directory and title amendments)

Between lines 82 and 83 insert:

7 Section 5. This award is intended to provide the sole
 8 compensation for any and present and future claims arising out
 9 of the factual situation in connection with the injury to Laura
 10 Laporte. Not more than 25% of the award may be paid by the
 11 claimant for attorney's fees, lobbying fees, costs or other
 12 similar expenses.

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

Remove line 6 and insert:

16 authorizing specified trust fund expenditures; providing
 17 for a limitation on payment of fees and costs; providing

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COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 359 : Motor Vehicle Financial Responsibility

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon	X				
Joyce Cusack	X				
Charles Dean	X				
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler				X	
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman			X		
Shelley Vana			X		
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 31		Total Nays: 0			

Appearances:

Matt Bower - Proponent
 Mothers Against Drunk Driving
 7430 N. Tamiami Trail
 Sarasota Florida 34243
 Phone: 941-355-7778

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. CS/HB 359

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: Policy & Budget
2 Representative(s) Kriseman offered the following:

3
4 **Amendment**

5 On line 147 , after the (8), insert:

6
7 , 324.023

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. CS/HB 359

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 _____

2

1 Council/Committee hearing bill: Policy & Budget
 2 Representative(s) Kriseman offered the following:
 3

Amendment (with directory and title amendments)

5 On line 23, after the word who, strike has been convicted
 6 of and insert:

8 , regardless of adjudication of guilt, has been found guilty of
 9 or entered a plea of guilty or nolo contendere to

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

13 On line 5, after the word "of", insert:

15 , or who entered a plea of guilty or nolo contendere to,
 16 regardless of adjudication of guilt,

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 397 : Caregivers for Adults

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant			X		
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 30		Total Nays: 0			

Appearances:

Laura Cantwell (Lobbyist) - Proponent
 AARP
 200 West College Avenue
 Tallahassee Florida 32301
 Phone: 850-577-5163

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 521 : Florida Retirement System

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner			X		
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 26		Total Nays: 0			

Appearances:

Randy Touchton (Lobbyist) - Proponent
 Florida Professional Firefighters
 345 West Madison
 Tallahassee Florida
 Phone: 850-224-7333

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 645 : Growth Management

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley			X		
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 29		Total Nays: 0			

Appearances:

Wendy Dodge (Lobbyist) - Proponent
 Polk County Schools
 P.O. Box 391
 Bartow Florida 33831

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 645

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

X SA 1a passed

1 Council/Committee hearing bill: Policy and Budget Council
 2 Representative(s) Pickens offered the following:

Amendment

Remove lines 50-74 and insert:

6 (b) The district must have received in the prior fiscal
 7 year revenue from the collection of an impact fee specifically
 8 for schools and meet one of the following criteria:

9 1. Have received revenue from a local government
 10 infrastructure sales surtax authorized in s. 212.055(2) in which
 11 a portion is dedicated for the construction of schools in such
 12 prior fiscal year or for satisfaction of debt service pledged
 13 for the construction of schools.

14 2. Have received revenue from a school capital outlay
 15 surtax authorized in s. 212.055(6). If the school capital outlay
 16 surtax is used to meet the conditions of paragraph (a), the
 17 amount of the school capital outlay surtax collected must be in
 18 excess of the amount in paragraph (a).

19 3. Have received revenue from a local bond referendum as
 20 authorized in ss. 1010.40-1010.55.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

21 4. Have paid debt service in the prior fiscal year for a
22 local bond referendum as authorized in ss. 1010.40-1010.55.

23 ~~(b) Fifty percent of the revenue derived from the 2-mill~~
24 ~~nonvoted discretionary capital outlay millage for the past 4~~
25 ~~fiscal years, when divided by the district's growth in capital~~
26 ~~outlay FTE students over this period, produces a value that is~~
27 ~~less than the average cost per student station calculated~~
28 ~~pursuant to s. 1013.72(2), and weighted by statewide growth in~~
29 ~~capital outlay FTE students in elementary, middle, and high~~
30 ~~schools for the past 4 fiscal years.~~

31 (c) The district must have equaled or exceeded three times
32 ~~twice~~ the statewide average percentage of growth in capital
33 outlay FTE
34

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 645

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 _____

SA
1a

1 Council/Committee hearing bill: Policy and Budget Council
 2 Representative Pickens offered the following:

3
 4 **Substitute Amendment for Amendment 1 by Representative**
 5 **Pickens**

6 Remove lines 50-77 and insert:

7 (b) The district must have received in the prior fiscal
 8 year revenue from the collection of an impact fee specifically
 9 for schools and meet one of the following criteria:

10 1. Have received in the prior fiscal year revenue from a
 11 local government infrastructure sales surtax authorized in s.
 12 212.055(2) in which a portion is dedicated for the construction
 13 of schools in such prior fiscal year or for satisfaction of debt
 14 service pledged for the construction of schools.

15 2. Have received in the prior fiscal year revenue from a
 16 school capital outlay surtax authorized in s. 212.055(6). If the
 17 school capital outlay surtax is used to meet the conditions of
 18 paragraph (a), the amount of the school capital outlay surtax
 19 collected must be in excess of the amount in paragraph (a).

20 3. Have received in the prior fiscal year revenue from a
 21 local bond referendum as authorized in ss. 1010.40-1010.55.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 4. Have paid in the prior fiscal year debt service for a
23 local bond referendum as authorized in ss. 1010.40-1010.55.

24 ~~(b) Fifty percent of the revenue derived from the 2 mill~~
25 ~~nonvoted discretionary capital outlay millage for the past 4~~
26 ~~fiscal years, when divided by the district's growth in capital~~
27 ~~outlay FTE students over this period, produces a value that is~~
28 ~~less than the average cost per student station calculated~~
29 ~~pursuant to s. 1013.72(2), and weighted by statewide growth in~~
30 ~~capital outlay FTE students in elementary, middle, and high~~
31 ~~schools for the past 4 fiscal years.~~

32 (c) The district average growth in capital outlay FTE
33 students over the prior three fiscal years must have equaled or
34 ~~exceeded twice the statewide average of growth in capital outlay~~
35 ~~FTE students over~~ four percent. Growth in any one year must be
36 determined by calculating the increase in students over the
37 prior year. this same 4-year period.

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 843 : Owner-controlled Insurance Programs for Public Construction Projects

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon	X				
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant			X		
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 31		Total Nays: 0			

Appearances:

Eddy Labrador (Lobbyist) - Proponent
 Broward County
 115 S. Andrews Avenue
 Ft. Lauderdale Florida 33301
 Phone: 954-357-7135

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Bruce Kershner (Lobbyist) - Proponent
Underground Utility Contractors of Florida
231 West Bay Avenue
Longwood Florida 32750
Phone: 407-830-1880

Fred Martin (Lobbyist) - Proponent
Florida Fire Equipment Dealers Assoc.
P.O. Box 10615
Tallahassee Florida 32302
Phone: 850-224-2777

Peter Dyga (Lobbyist) - Proponent
Assoc. of Builders & Contractors
3730 Coco Crk Pkwy #200
Coco Creek Florida 32066
Phone: 954-520-3764

Warren Husband (Lobbyist) - Proponent
Associated General Contractors
P.O. Box 10909
Tallahassee Florida 32302
Phone: 850-205-9000

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. CS/HB 843

COUNCIL/COMMITTEE ACTION

ADOPTED (Y/N)

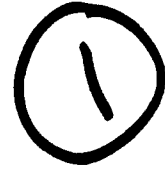
ADOPTED AS AMENDED (Y/N)

ADOPTED W/O OBJECTION (Y/N)

FAILED TO ADOPT (Y/N)

WITHDRAWN (Y/N)

OTHER



1 Council/Committee hearing bill: Policy & Budget Council

2 Representative Murzin offered the following:

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

5 Remove line(s) 85-87 and insert:

6 (3) CAPITAL INFRASTRUCTURE IMPROVEMENT PROGRAM.-The
 7 construction of a single public agency service, system,
 8 facility, or other public work may not be combined with the
 9 construction of another public agency service, system, facility,
 10 or other public work to satisfy the amount specified in
 11 subparagraph (2)(a)1. unless the multiple services, systems,
 12 facilities, or other public works are part of:

13 (a) A capital infrastructure improvement program that will
14 be performed under a single prime contract; or

15 (b) An interrelated capital infrastructure improvement
16 program that interconnects the housing or transportation of
17 persons or cargo arriving via an airport or seaport, and the
18 combined estimated costs of the construction projects exceed
19 \$125 million.

20 (4) ~~(3)~~ EXEMPTION.-This section does not apply to the
21 following projects:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

22 (a) Any project of the Department of Transportation which
23 is authorized under s. 337.11;

24 (b) Any existing project or projects of a public agency
25 which are the subject of an ongoing, owner-controlled insurance
26 program issued before October 1, 2004; ~~or~~

27 (c) Any project of a public agency which is advertised by
28 the public agency before October 1, 2004, for the purpose of
29 receiving bids or proposals for the project; or-

30 (d) Any project or projects of a public agency which are
31 committed to

32
33 ===== D I R E C T O R Y A M E N D M E N T =====

34 Remove line(s) 20-23 and insert:

35 Section 1. Subsection (1), paragraphs (b) and (f) of
36 subsection (2), and subsection (3) of section 255.0517, Florida
37 Statutes, are amended to read:

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

40 Remove line 14 and insert:

41 circumstances; prohibiting the combination of services, systems,
42 and facilities relating to a capital infrastructure improvement
43 program and specified circumstances; specifying additional
44 projects exempt from

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. CS/HB 843

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 _____

2

1 Council/Committee hearing bill: Policy & Budget Council
2 Representative(s) Murzin offered the following:

3
4 **Amendment**

5 Remove line(s) 27-39 and insert:

6 (a) "Capital infrastructure improvement program" means a
7 public agency program involving the construction of a public
8 service, system, facility, or other public work, including, but
9 not limited to, potable water, wastewater, reclaimed water,
10 stormwater, drainage, streets or roads, intermodal
11 transportation, electric service, gas service, airport services,
12 or seaport services, and services, systems, facilities, or other
13 public works incidental thereto.

14
15

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COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 851 : Historic Preservation

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 28		Total Nays: 0			

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 853 : Pub. Rec./St. Augustine Historic Preservation Donors

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor			X		
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 27		Total Nays: 0			

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 1125 : Mortgages

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick			X		
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor			X		
Anthony Traviesa			X		
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 22		Total Nays: 0			

Appearances:

Andrea Moreland (Lobbyist) (State Employee) - Proponent
 Office of Financial Regulations
 200 East Gaines Street
 Tallahassee Florida
 Phone: 850-410-9662

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. CS/HB 1125

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: Policy & Budget Council
2 Representative(s) Reagan offered the following:

Amendment (with directory and title amendments)

5 Remove line(s) ~~548-549~~ and ~~591-595~~
6 ~~50-51~~ ~~593-597~~

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

9 Remove line(s) 39 and insert:
10 providing a definition;

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COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 1197 : Department of Agriculture and Consumer Services

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler			X		
Frank Attkisson			X		
Loranne Ausley	X				
Aaron Bean			X		
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana		X			
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 21		Total Nays: 1			

Appearances:

Kenya Cory (Lobbyist) - Proponent
 Associated Industries of Florida
 110 E. College Avenue
 Tallahassee Florida 32301
 Phone: 850-681-1065

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Sam Ard (Lobbyist) - Proponent
Fla. Fertilizer & Agrichemical Assoc.
P.O. Box 10406
Tallahassee Florida 32302
Phone: 850-577-6500

Charles Barner (Lobbyist) - Proponent
Fla Cars
1020 E. Lafayette Street #105
Tallahassee Florida 32301
Phone: 850-656-9298

Diana Grawitch (Lobbyist) - Opponent
Florida Assoc. of Counties
100 S. Monroe Street
Tallahassee Florida 32308
Phone: 850-922-5650

Kurt S;itzer (Lobbyist) - Opponent
Florida Stormwater Assoc.
719 E. Park Avenue
Tallahassee Florida 32301
Phone: 850-561-0904

Rebecca O'Hara (Lobbyist) - Opponent
Florida League of Cities
P.O. Box 1757
Tallahassee Florida 32302
Phone: 850-222-9684

Susan Carlowe (Lobbyist) - Opponent
Sierra Club
P.O. Box 1201
Tallahassee Florida 32302
Phone: 850-567-2448

Mike Geldie (Lobbyist) - Proponent
Florida Golf Course Superintendents Assoc.
320 West Park Avenue
Tallahassee Florida 32301
Phone: 850-681-9071

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. CS/HB 1197

COUNCIL/COMMITTEE ACTION

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

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1 Council/Committee hearing bill: Policy & Budget
 2 Representative Nelson offered the following:

Amendment (with title amendment)

Between lines 293-294, insert:

Section 9. Section 576.092, F.S., is created to read:

576.092 Consumer Fertilizer Task Force.-

(1) The Legislature finds that:

(a) There is a need for better training and education regarding the proper use of consumer fertilizers.

(b) There should exist a mechanism to help local governments promote and encourage the proper use of fertilizers whereby eliminating or minimizing the potential for environmental impacts.

(c) Local government regulation of fertilizer uses for nonagricultural applications should be based on sound science, including water quality, agronomics, and horticulture.

(d) There is a need for education regarding the use of consumer fertilizers.

(e) There is a need for improved standards regarding non-agricultural fertilizer use and application.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 (f) While the constituents in fertilizer are naturally
23 occurring in the environment, the improper use of fertilizer can
24 be one of many contributors to non-point source pollution; and

25 (g) Florida's local governments are potentially subject to
26 regulatory enforcement action by state or federal entities as a
27 result of non-point source pollution caused by stormwater
28 runoff.

29 (2) (a) There is hereby created the Consumer Fertilizer Task
30 Force within the Department of Agriculture and Consumer Services
31 for the purposes of:

32 1. Assessing existing data and information regarding nutrient
33 enrichment and surface waters due to fertilizer; assessing
34 management strategies for reducing water quality impacts
35 associated with fertilizer; and identifying additional research
36 needs.

37 2. Developing statewide guidelines governing non-agricultural
38 fertilizer use rates, formulations, and applications with
39 attention to the geographic regions identified in Rule 5-E-
40 1.003.

41 3. Taking public input and testimony concerning these issues in
42 this section.

43 4. Recommending methods to ensure local ordinances are based on
44 best available data and science, and to achieve uniformity among
45 local government ordinances where possible, unless local
46 ordinance variations are necessary to meet mandated state and
47 federal water quality standards.

48 5. The task force shall develop model ordinances for
49 municipalities and counties concerning the use of non-
50 agricultural fertilizer.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

51 (b) (1) The task force shall consist of thirteen members who
52 are technically qualified by training, education or experience
53 in water quality, horticultural, or agronomic science, and who
54 shall be appointed as follows: three members appointed by the
55 President of the Senate, one of whom shall be a representative
56 from the Department of Environmental Protection, one of whom
57 shall be a representative of the environmental community and one
58 of whom shall be a member of the Florida Senate; three members
59 appointed by the Speaker of the House of Representatives, one of
60 whom shall be a representative from a water management district,
61 one of whom shall be a representative of the University of
62 Florida's Institute for Food and Agriculture Science and one of
63 whom shall be a member of the Florida House of Representatives;
64 five representatives appointed by the Commissioner of
65 Agriculture, one of whom shall be a representative from the
66 Department of Agriculture and Consumer Services, one of whom
67 shall be a representative from the Office of Agricultural Water
68 Policy, one of whom shall be a representative from the national
69 fertilizer industry, one of whom shall be a representative from
70 the Florida-based fertilizer industry, and one of whom shall be
71 a registered landscape architect; one member appointed by the
72 Florida League of Cities, Inc.; and one member appointed by the
73 Florida Association of Counties.

74 (2) Members shall choose a chair and vice chair from the
75 membership of the task force.

76 (3) Staffing for the task force shall be provided by the
77 Department of Agriculture and Consumer Services.

78 (4) The task force shall review and evaluate the issues
79 identified in paragraph (2) (a) and take public testimony. A
80 report of the recommendations and findings of the task force,

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

81 including recommendations for statutory changes, if any, shall
82 be submitted to the Speaker of the House of Representatives and
83 the Senate President by January 15, 2008, and the task force
84 shall be abolished upon the transmittal of the report.

85 (5) For the time period beginning May 1, 2007 through May
86 2, 2008, no municipality, county or other governmental
87 subdivision shall promulgate any fertilizer rule, ordinance or
88 regulation pending the completion and transmittal of the task
89 force report; however, this moratorium does not apply if the
90 rule, ordinance or regulation is promulgated in reaction to a
91 mandated state or federal action for water quality compliance.

92
93

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

95 Remove line 33 and insert:

96 compound; creating s. 576.092, F.S.; creating the Consumer
97 Fertilizer Task Force; providing legislative findings; providing
98 for task force membership and appointment of a chair and vice
99 chair; requiring the department to staff the task force;
100 requiring a report to the Legislature by a time certain;
101 providing for abolition of the task force; providing for a
102 moratorium on rule-making, with some exceptions, during a time
103 certain;

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. **CS/HB 1197**

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 _____

AA1
01

1 Council/Committee hearing bill: Policy & Budget
 2 Representative(s) Nelson offered the following:
 3
 4 **Amendment to Amendment (01) by Representative Nelson**
 5 Remove line(s) 33 and insert:
 6
 7 enrichment in surface waters due to fertilizers; assessing

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. **CS/HB 1197**

COUNCIL/COMMITTEE ACTION

AA1
02

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: Policy & Budget
 2 Representative(s) Nelson offered the following:

4 **Amendment to Amendment (01) by Representative Nelson**

5 Remove line(s) 90-91 and insert:

6
 7 rule, ordinance or regulation is promulgated in an effort to
 8 seek compliance with water quality standards.

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 1199 : Tax on Sales, Use, and Other Transactions

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick			X		
Dick Kravitz		X			
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor			X		
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 22		Total Nays: 1			

Appearances:

Kenya Cory (Lobbyist) - Proponent
 Associated Industries of Florida
 110 E. College Avenue
 Tallahassee Florida

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building
CS/HB 1269 : Infant Mortality

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 27					
		Total Nays: 0			

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 1381 : Branch Insurance Agencies

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick			X		
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan	X				
Curtis Richardson	X				
David Rivera			X		
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 23					
		Total Nays: 0			

Appearances:

Scott Jenkins (Lobbyist) - Proponent
 Florida Bankers Assoc.
 1001 Thomasville Road
 Tallahassee Florida 32303
 Phone: 850-224-2265

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Laura Pearce (Lobbyist) - Proponent

Florida Association of Insurance Agents

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. **1381**

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: Policy & Budget Council
2 Representative(s) Richter offered the following:

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

5 Remove everything after the enacting clause, and insert:

6 Section 1. Paragraph (k) of subsection (2) of section
7 626.221, Florida Statutes, is amended to read:

8 626.221 Examination requirement; exemptions.--

9 (2) However, no such examination shall be necessary in any
10 of the following cases:

11 (k) An applicant for license as an independent or company
12 employee adjuster who has the designation of Accredited Claims
13 Adjuster (ACA) from a regionally accredited postsecondary
14 institution in this state, Professional Claims Adjuster (PCA)
15 from the Professional Career Institute, Professional Property
16 Insurance Adjuster (PPIA) from the HurriClaim Training Academy,
17 or Certified Claims Adjuster (CCA) from the Association of
18 Property and Casualty Claims Professionals whose curriculum has
19 been approved by the department and whose curriculum includes
20 comprehensive analysis of basic property and casualty lines of
21 insurance and testing at least equal to that of standard

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 department testing for the all-lines adjuster license. The
23 department shall adopt rules establishing standards for the
24 approval of curriculum.

25 Section 2. Subsection (2) of section 626.7851, Florida
26 Statutes, is amended to read:

27 626.7851 Requirement as to knowledge, experience, or
28 instruction.--No applicant for a license as a life agent, except
29 for a chartered life underwriter (CLU), shall be qualified or
30 licensed unless within the 4 years immediately preceding the
31 date the application for a license is filed with the department
32 he or she has:

33 (2) Successfully completed a correspondence course in
34 insurance, 3 hours of which shall be on the subject matter of
35 ethics, satisfactory to the department and regularly offered by
36 accredited institutions of higher learning in this state or by
37 independent programs of study, approved by the department.
38 Courses must include instruction on the subject matter of
39 unauthorized entities engaging in the business of insurance, to
40 include the Florida Nonprofit Multiple-Employer Welfare
41 Arrangement Act and the Employee Retirement Income Security Act,
42 29 U.S.C. ss. 1001 et seq., as it relates to the provision of
43 life insurance by employers to their employees and the
44 regulation thereof;

45 Section 3. Subsection (2) of section 626.8311, Florida
46 Statutes, is amended to read:

47 626.8311 Requirement as to knowledge, experience, or
48 instruction.--No applicant for a license as a health agent,
49 except for a chartered life underwriter (CLU), shall be
50 qualified or licensed unless within the 4 years immediately

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

51 preceding the date the application for license is filed with the
52 department he or she has:

53 (2) Successfully completed a correspondence course in
54 insurance, 3 hours of which shall be on the subject matter of
55 ethics, satisfactory to the department and regularly offered by
56 accredited institutions of higher learning in this state or by
57 independent programs of study, approved by the department.
58 Courses must include instruction on the subject matter of
59 unauthorized entities engaging in the business of insurance, to
60 include the Florida Nonprofit Multiple-Employer Welfare
61 Arrangement Act and the Employee Retirement Income Security Act,
62 29 U.S.C. ss. 1001 et seq., as it relates to the provision of
63 health insurance by employers to their employees and the
64 regulation thereof;

65 Section 4. Effective January 1, 2008, subsection (1) of
66 section 626.747, Florida Statutes, is amended to read:

67 626.747 Branch agencies.--

68 (1) (a) Each branch place of business established by an
69 agent or agency, firm, corporation, or association shall be in
70 the active full-time charge of a licensed general lines agent or
71 life or health agent who is appointed to represent one or more
72 insurers. Any agent or agency, firm, corporation, or association
73 which has established one or more branch places of business
74 shall be required to have at least one licensed general lines
75 agent who is appointed to represent one or more insurers at each
76 location of the agency including its headquarters location.

77 (b) Notwithstanding paragraph (a), the licensed agent in
78 charge of an insurance agency may also be the agent in charge of
79 additional branch office locations of the agency if insurance
80 activities requiring licensure as an insurance agent do not

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

81 | occur at any location when the agent is not physically present
82 | and unlicensed employees at the location do not engage in any
83 | insurance activities requiring licensure as an insurance agent
84 | or customer service representative.

85 | Section 5. Subsection (2) of section 626.865, Florida
86 | Statutes, is amended to read:

87 | 626.865 Public adjuster's qualifications, bond.--

88 | (2) At the time of application for license as a public
89 | adjuster, the applicant shall file with the department a bond
90 | executed and issued by a surety insurer authorized to transact
91 | such business in this state, in the amount of \$50,000,
92 | conditioned for the faithful performance of his or her duties as
93 | a public adjuster under the license for which the applicant has
94 | applied, and thereafter maintain the bond unimpaired throughout
95 | the existence of the license and for at least 1 year after
96 | termination of the license ~~for~~. The bond shall be in favor of
97 | the department and shall specifically authorize recovery by the
98 | department of the damages sustained in case the licensee is
99 | guilty of fraud or unfair practices in connection with his or
100 | her business as public adjuster. The aggregate liability of the
101 | surety for all such damages shall in no event exceed the amount
102 | of the bond. Such bond shall not be terminated unless at least
103 | 30 days' written notice is given to the licensee and filed with
104 | the department.

105 | Section 6. Paragraph (c) of subsection (4) of section
106 | 626.869, Florida Statutes, is amended to read:

107 | 626.869 License, adjusters.--

108 | (4)

109 | (c) The department shall adopt rules necessary to
110 | implement and administer the continuing education requirements

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

111 of this subsection. For good cause shown, the department may
112 grant an extension of time during which the requirements imposed
113 by this section may be completed, but such extension of time may
114 not exceed 1 year.

115 Section 7. Subsection (1) of section 626.8698, Florida
116 Statutes, is amended to read:

117 626.8698 Disciplinary guidelines for public
118 adjusters.--The department may deny, suspend, or revoke the
119 license of a public adjuster, and administer a fine not to
120 exceed \$5,000 per act, for any of the following:

121 (1) Violating any provision of this chapter or a rule or
122 order of the department office or commission;

123 Section 8. Paragraphs (a) and (c) of section 626.921,
124 Florida Statutes, are amended to read:

125 626.921 Florida Surplus Lines Service Office.--

126 (5)(a) The association shall submit to the office a plan
127 of operation, and any amendments thereto, to provide operating
128 procedures for the administration of the service office. The
129 plan of operation and any amendments thereto shall become
130 effective upon approval by order of the office. The association
131 shall submit to the department an agents' manual, and any
132 amendments thereto, which shall provide administrative
133 procedures that surplus lines insurance agents must follow with
134 respect to their duties to the service office. The manual shall
135 be prepared in cooperation with the department, and any changes,
136 updates, or amendments shall be submitted to the department
137 before distribution. The manual shall be approved by order of
138 the department.

139 (c) All surplus lines agents licensed in this state must
140 comply with the plan of operation and the agent's manual.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

141 Section 9. Section 626.9611, Florida Statutes, is amended
142 to read:

143 626.9611 Rules.--

144 (1) The department or commission may, in accordance with
145 chapter 120, adopt reasonable rules as are necessary or proper
146 to identify specific methods of competition or acts or practices
147 which are prohibited by s. 626.9541 or s. 626.9551, but the
148 rules shall not enlarge upon or extend the provisions of ss.
149 626.9541 and 626.9551.

150 (2) The department and the commission shall, in accordance
151 with chapter 120, adopt rules to protect members of the United
152 States Armed Forces from dishonest or predatory insurance sales
153 practices by insurers and insurance agents. The rules shall
154 identify specific false, misleading, deceptive, or unfair
155 methods of competition, acts, or practices which are prohibited
156 by s. 626.9541 or s. 626.9551. The rules shall be based upon
157 model rules or model laws adopted by the National Association of
158 Insurance Commissioners which identify certain insurance
159 practices involving the solicitation or sale of insurance and
160 annuities to members of the United States Armed Forces which are
161 false, misleading, deceptive, or unfair.

162 Section 10. For the 2007-2008 fiscal year, the sum of
163 \$132,000 in nonrecurring funds is appropriated from the
164 Insurance Regulatory Trust Fund to the Department of Financial
165 Services for computer system changes necessary to implement the
166 provisions of s. 626.747, Florida Statutes.

167 Section 11. Except as otherwise expressly provided in this
168 act, this act shall take effect July 1, 2007.

169

170

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

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

172 | Remove the entire title, and insert:

173 | A bill to be entitled

174 | An act relating to insurance representatives; amending s.
175 | 626.221, F.S.; providing an exemption from the required
176 | written examination to certain applicants for licensure as a
177 | claims adjuster; amending s. 626.7851, F.S.; authorizing
178 | certain programs to offer correspondence courses to
179 | applicants for licensure as a life insurance agent; amending
180 | s. 626.8311, F.S.; authorizing certain programs to offer
181 | correspondence courses to applicants for licensure as a
182 | health insurance agent; amending s. 626.747, F.S.;
183 | authorizing certain licensed agents to be the agent in charge
184 | of branch locations under certain circumstances; amending s.
185 | 626.865, F.S.; requiring public adjusters to maintain their
186 | surety bond unimpaired for a certain period; amending s.
187 | 626.869, F.S.; authorizing an extension of time to complete
188 | continuing education requirements for public adjusters;
189 | amending s. 626.8698, F.S.; designating the Department of
190 | Financial Services as the appropriate agency responsible for
191 | disciplinary action against public adjusters; amending s.
192 | 626.921, F.S.; providing that the department is responsible
193 | for approval of the surplus lines agent manual; amending s.
194 | 626.9611, F.S.; requiring that the department and Financial
195 | Services Commission adopt rules prohibiting the use of unfair
196 | and deceptive practices in the sale of insurance to members
197 | of the United States Armed Forces; providing limitations;
198 | providing an appropriation; providing effective dates.

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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 _____

AAI
1a

1 Council/Committee hearing bill: Policy & Budget
2 Representative(s) Richter offered the following:

4 **Amendment to Amendment (01) by Representative Richter**

5 Remove line(s) 18 and insert:

6 Property and Casualty Claims Professionals, or Certified
7 Professional Claims Adjuster (CPCA) from ALL LINES Training,
8 whose curriculum has

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1381

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 —

AAI
2a

Withdrawn

1 Council/Committee hearing bill: Policy & Budget Council
 2 Representative(s) Richter offered the following:

3
 4 **Amendment to Strike-all Amendment Amendmentdraft20980 by**
 5 **Representative Richter (with title amendment)**

6 Between lines 140 and 141, insert:

7 Section 9. Section 626.9531, Florida Statutes, is amended
 8 to read:

9 626.9531 Identification of insurers, agents, and insurance
 10 contracts.--

11 (1) Advertising materials and other communications
 12 developed by insurers, or other risk bearing entities authorized
 13 under this code and approved by the office to do business in
 14 this state, regarding insurance products shall clearly indicate
 15 that the communication relates to insurance products. When
 16 soliciting or selling insurance products, agents shall clearly
 17 indicate to prospective insureds that they are acting as
 18 insurance agents with regard to insurance products and
 19 identified insurers, or other risk bearing entities authorized
 20 under this code and approved by the office to do business in
 21 this state.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 (2) There shall be no liability on the part of, and no
23 cause of action of any nature shall arise against, any licensed
24 and appointed insurance agent for the insolvency of any risk-
25 bearing entity when such entity has been duly authorized or
26 approved by the office to do business in this state. However if
27 the licensed and appointed agent was a controlling producer, as
28 defined in 626.7491(2), of the risk bearing entity within 2
29 years preceding the insolvency, the agent is subject to penalty
30 as provided in s. 626.7491(8).

31 (3) For the purposes of this section, the term "risk
32 bearing entity" means a reciprocal insurer as defined in s.
33 629.021, commercial self-insurance fund as defined in s.
34 624.462, group self-insurance fund as defined in s. 624.4621,
35 local government self-insurance fund as defined in s. 624.4622,
36 self-insured public utility as defined in s. 624.46225, and
37 independent educational institution self-insurance fund as
38 defined in s. 624.4623. For the purposes of this section, the
39 term "risk bearing entity" does not include an authorized
40 insurer as defined in s. 624.09.

41
42 ===== T I T L E A M E N D M E N T =====

43 Between lines 193 and 194, insert:

44 626.9531, F.S.; revising requirements for identification of
45 insurers, agents, and insurance contracts; specifying absence of
46 liability and prohibiting causes of action against certain
47 agents for insolvency of certain entities under certain
48 circumstances; providing definitions; amending s.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 1381

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 _____

AA1
3A

1 Council/Committee hearing bill: Policy & Budget Council
2 Representative(s) Hasner offered the following:

3
4 **Amendment to Strike-all Amendment Amendmentdraft20980 by**
5 **Representative Richter (with title amendment)**

6 Between lines 140 and 141, insert:

7 Section 9. Section 626.9531, Florida Statutes, is amended
8 to read:

9 626.9531 Identification of insurers, agents, and insurance
10 contracts.--

11 (1) Advertising materials and other communications
12 developed by insurers, or other risk bearing entities authorized
13 under this code and approved by the office to do business in
14 this state, regarding insurance products shall clearly indicate
15 that the communication relates to insurance products. When
16 soliciting or selling insurance products, agents shall clearly
17 indicate to prospective insureds that they are acting as
18 insurance agents with regard to insurance products and
19 identified insurers, or other risk bearing entities authorized
20 under this code and approved by the office to do business in
21 this state.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 (2) There shall be no liability to the insured on the part
23 of, and no cause of action of any nature by the insured shall
24 arise against, any licensed and appointed insurance agent for
25 the insolvency of any risk-bearing entity when such entity has
26 been duly authorized or approved by the office to do business in
27 this state. However if the licensed and appointed agent was a
28 controlling producer, as defined in 626.7491(2), of the risk
29 bearing entity within 2 years preceding the insolvency, the
30 agent is subject to penalty as provided in s. 626.7491(8).

31 (3) For the purposes of this section, the term "risk
32 bearing entity" means a reciprocal insurer as defined in s.
33 629.021, commercial self-insurance fund as defined in s.
34 624.462, group self-insurance fund as defined in s. 624.4621,
35 local government self-insurance fund as defined in s. 624.4622,
36 self-insured public utility as defined in s. 624.46225, and
37 independent educational institution self-insurance fund as
38 defined in s. 624.4623. For the purposes of this section, the
39 term "risk bearing entity" does not include an authorized
40 insurer as defined in s. 624.09.

41
42 ===== T I T L E A M E N D M E N T =====

43 Between lines 193 and 194, insert:

44 626.9531, F.S.; revising requirements for identification of
45 insurers, agents, and insurance contracts; specifying absence of
46 liability and prohibiting causes of action against certain
47 agents for insolvency of certain entities under certain
48 circumstances; providing definitions; amending s.

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COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

CS/HB 1477 : Forensic Mental Health

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall			X		
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick			X		
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan			X		
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seller	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 22					
		Total Nays: 0			

Appearances:

Jane Wynn (State Employee) - Proponent
 Dept. of Children & Families
 1317 Winewood Boulevard
 Tallahassee Florida 32399
 Phone: 850-921-4474

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Ellen Piekalkiewicz (Lobbyist) (State Employee) - Proponent

Florida Substance Abuse & MH Corp.

1317 Winewood Boulevard

Tallahassee Florida 32312

Phone: 850-410-6141

Mary Booker (Lobbyist) - Proponent

Florida Alcohol & Drug Abuse Assoc.

2868 Mahan Drive

Tallahassee Florida 32308

Phone: 850-878-2196

Bob Sharpe (Lobbyist) - Proponent

Florida Council for Community Mental Health

316 East Park Avenue

Tallahassee Florida 32301

Phone: 850-224-6048

Amanda Ghaffari (Lobbyist) - Proponent

Florida Assoc. of Counties

100 South Monroe Street

Tallahassee Florida 32301

Phone: 850-922-4300

Michael Gurman (State Employee) - Proponent

Florida Department of Corrections

2600 Blairstone Road B506

Tallahassee Florida 32399

Phone: 850-488-6125

Whitnee Wood (Lobbyist) - Proponent

Florida Sheriffs Assoc.

2901 Lake Bradford Road

Tallahassee Florida 32310

Phone: 850-510-1796

Michael Saunders - Proponent

Florida Partners in Crisis

4836 Lonsdale Circle

Orlando Florida 32817

Phone: 407-925-2462

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. CS/HB 1477

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: Policy and Budget Council
2 Representative(s) Ausley offered the following:

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

5 Between lines 385 and 386 insert:

6 Section 6. Subsection (6)(a) of Section 394.655, Florida
7 Statutes, is amended to read:

8 (6)(a) The corporation shall be comprised of 12 members,
9 each appointed to a 2-year term, with not more than three
10 subsequent reappointments, except that initial legislative
11 appointments shall be for 3-year terms. Four members shall be
12 appointed by the Governor, four members shall be appointed by
13 the President of the Senate, and four members shall be appointed
14 by the Speaker of the House of Representatives.

15 1. The four members appointed by the Governor must be
16 prominent community or business leaders, two of whom must have
17 experience and interest in substance abuse and two of whom must
18 have experience and interest in mental health.

19 2. Of the four members appointed by the President of the
20 Senate, one member must represent the perspective of community-
21 based care under chapter 409, one member must be a primary

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 | consumer or family member of a primary consumer of mental health
23 | services, and two members must be prominent community or
24 | business leaders, one of whom must have experience and interest
25 | in substance abuse and one of whom must have experience and
26 | interest in mental health.

27 | 3. Of the four members appointed by the Speaker of the
28 | House of Representatives, one member must be a primary consumer
29 | or family member of a primary consumer of substance abuse
30 | services, one member must represent the perspective of the
31 | criminal justice system, and two members must be prominent
32 | community or business leaders, one of whom must have experience
33 | and interest in substance abuse and one of whom must have
34 | experience and interest in mental health. The Secretary of
35 | Children and Family Services, or his or her designee, the
36 | Secretary of Elderly Affairs, or his or her designee, the
37 | Secretary of Health Care Administration, or his or her designee,
38 | and a representative of local government designated by the
39 | Florida Association of Counties shall serve as ex officio
40 | members of the corporation.

41 |
42 | ===== T I T L E A M E N D M E N T =====

43 | Remove line(s) 30 and insert:
44 | may charge to the grant funds; amending s. 394.655, F.S.;
45 | expanding the ex officio membership of the corporation; creating
46 | a new subsection (11) of s. 394.655, F.S.;

47 |

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. CS/HB 1477

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 _____

2

1 Council/Committee hearing bill: Policy & Budget
 2 Representative(s) Seiler offered the following:

Amendment (with title amendments)

Between lines 421 and 422 insert:

7 Section 7. Subsection (9) of section 947.005, Florida
 8 Statutes, is amended to read:

9 947.005 Definitions.--As used in this chapter, unless the
 10 context clearly indicates otherwise:

11 (9) "Qualified practitioner" means a psychiatrist licensed
 12 under chapter 458 or chapter 459, a psychologist licensed under
 13 chapter 490, or a social worker, a mental health counselor, or a
 14 marriage and family therapist licensed under chapter 491 who
 15 practices in accordance with his or her respective practice act,
 16 ~~as determined by rule of the respective boards, has the~~
 17 ~~coursework, training, qualifications, and experience to evaluate~~
 18 ~~and treat sex offenders.~~

19 Section 8. Subsection (6) of section 948.001, Florida
 20 Statutes, is amended to read:

21 948.001 Definitions.--As used in this chapter, the term:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 (6) "Qualified practitioner" means a psychiatrist licensed
23 under chapter 458 or chapter 459, a psychologist licensed under
24 chapter 490, or a social worker, a mental health counselor, or a
25 marriage and family therapist licensed under chapter 491 who
26 practices in accordance with his or her respective practice act,
27 ~~as determined by rule of the respective boards, has the~~
28 ~~coursework, training, qualifications, and experience to evaluate~~
29 ~~and treat sex offenders.~~

30

31

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

33 In between lines 34 and 35 insert:

34 amending s. 947.005 F.S.; redefining the term "qualified
35 practitioner"; amending s. 948.001 F.S.; redefining the term
36 "qualified practitioner"

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COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 7103 : High-Risk Offenders

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon	X				
Joyce Cusack	X				
Charles Dean	X				
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler				X	
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 32		Total Nays: 0			

Appearances:

Gail Marie Perry (Lobbyist) - Proponent
 COMMUNICATIONS WORKERS OF AMERICA COUNCIL OF FL.
 P.O. BOX 1766
 POMPANO BEACH Florida 33061
 Phone: 954-850-4055

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 7105 : Florida Retirement System

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley			X		
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick			X		
Dick Kravitz	X				
Stan Mayfield			X		
Matthew Meadows	X				
Joe Pickens			X		
Ron Reagan			X		
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa			X		
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata				X	
Ray Sansom (Chair)	X				
Total Yeas: 22		Total Nays: 0			

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 7119 : Solid Waste

<input checked="" type="checkbox"/> Favorable	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders			X		
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 30		Total Nays: 0			

Appearances:

Kenya Cory (Lobbyist) - Proponent
 National Solid Wastes Management Assoc. - FI Chapter
 110 E. College Avenue
 Tallahassee Florida 32301
 Phone: 850-681-1065

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 7123 : Energy

Favorable with Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon			X		
Joyce Cusack	X				
Charles Dean				X	
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson	X				
David Rivera	X				
Yolly Roberson	X				
Dennis Ross			X		
Ron Saunders	X				
John Seiler	X				
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 31		Total Nays: 0			

Appearances:

Michael Dobson (Lobbyist) - Proponent
 Florida Renewable Energy Producers Assoc.
 200 West College Avenue
 Tallahassee Florida 32301
 Phone: 850-222-0441

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

Holly Binns (Lobbyist) - Proponent
Environment Florida
926 E. PARK AVENUE
Tallahassee Florida 32301
Phone: 850-244-5944

Bruce Kershner (Lobbyist) - Proponent
Florida Solar Energy Industries Association
231 West Bay Avenue
Longwood Florida 32750
Phone: 407-339-2010

Susan Caplowe (Lobbyist) - Information Only
Sierra Club
P.O. Box 1201
Tallahassee Florida
Phone: 850-567-2448

Dixie Sansom (Lobbyist) - Information Only
Sansom Group
P.O. Box 117
Cocoa Florida 32923
Phone: 321-543-7195

Dixie Sansom (Lobbyist) - Proponent
Dixie Sansom Consulting
P.O. Box 117
Cocoa Florida 32923
Phone: 321-543-7195

Kari Hebrank (Lobbyist) - Proponent
Florida Building Materials Assoc.
7711 Deepwood Trail
Tallahassee Florida 32317
Phone: 850-566-7824

Susan Glickman (Lobbyist) - Proponent
Southern Alliance for Clean Energy
P.O. Box 310
Indian Rocks Beach Florida 33785
Phone: 727-595-7314

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

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: Policy & Budget Council
 2 Representative(s) Allen offered the following:

Amendment

5 Remove line(s) 504 through 670 and insert:

6 Section 6. Section 255.251, Florida Statutes, is amended
 7 to read:

8 255.251 Energy Conservation and Sustainable ~~in~~ Buildings
 9 Act; short title.--This act shall be cited as the "Florida
 10 Energy Conservation and Sustainable ~~in~~ Buildings Act ~~of 1974.~~"

11 Section 7. Section 255.252, Florida Statutes, is amended
 12 to read:

13 255.252 Findings and intent.--

14 (1) Operating and maintenance expenditures associated with
 15 energy equipment and with energy consumed in state-financed and
 16 leased buildings represent a significant cost over the life of a
 17 building. Energy conserved by appropriate building design not
 18 only reduces the demand for energy but also reduces costs for
 19 building operation. ~~For example, commercial buildings are~~
 20 ~~estimated to use from 20 to 80 percent more energy than would be~~
 21 ~~required if energy conserving designs were used.~~ The size,

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 design, orientation, and operability of windows, the ratio of
23 ventilating air to air heated or cooled, the level of lighting
24 consonant with space-use requirements, the handling of occupancy
25 loads, and the ability to zone off areas not requiring
26 equivalent levels of heating or cooling are but a few of the
27 considerations necessary to conserving energy.

28 (2) Significant efforts are needed to build energy-
29 efficient state-owned buildings that meet environmental
30 standards underway by the General Services Administration, the
31 National Institute of Standards and Technology, and others to
32 detail the considerations and practices for energy conservation
33 in buildings. Most important is that energy-efficient designs
34 provide energy savings over the life of the building structure.
35 ~~Conversely, energy inefficient designs cause excess and wasteful~~
36 ~~energy use and high costs over that life.~~ With buildings lasting
37 many decades and with energy costs escalating rapidly, it is
38 essential that the costs of operation and maintenance for
39 energy-using equipment and sustainable materials be included in
40 all design proposals for state-owned ~~state~~ buildings.

41 (3) In order that such energy-efficiency and sustainable
42 materials considerations become a function of building design,
43 and also a model for future application in the private sector,
44 it shall be the policy of the state that buildings constructed
45 and financed by the state be designed and constructed to meet
46 the United States Green Building Council (USGBC) Leadership in
47 Energy and Environmental Design (LEED) rating system, Green
48 Building Initiative's Green Globes rating system, or a
49 nationally recognized, high-performance green building rating
50 system as approved by the department ~~in a manner which will~~
51 ~~minimize the consumption of energy used in the operation and~~

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

52 ~~maintenance of such buildings~~. It is further the policy of the
53 state, when economically feasible, to retrofit existing state-
54 owned buildings in a manner that ~~which~~ will minimize the
55 consumption of energy used in the operation and maintenance of
56 such buildings.

57 (4) In addition to designing and constructing new
58 buildings to be energy efficient ~~energy efficient~~, it shall be
59 the policy of the state to operate, maintain, and renovate
60 existing state-owned ~~state~~ facilities, or provide for their
61 renovation, in a manner that ~~which~~ will minimize energy
62 consumption and maximize their sustainability as well as ensure
63 that facilities leased by the state are operated so as to
64 minimize energy use. Agencies are encouraged to consider shared
65 savings financing of such energy projects, using contracts that
66 ~~which~~ split the resulting savings for a specified period of time
67 between the agency and the private firm or cogeneration
68 contracts which otherwise permit the state to lower its energy
69 costs. Such energy contracts may be funded from the operating
70 budget.

71 (5) Each state agency must identify and compile a list of
72 all state-owned buildings within its inventory that it
73 determines are suitable for a guaranteed energy performance
74 savings contract pursuant to s. 489.145. Such list shall be
75 submitted to the Department of Management Services by December
76 31, 2007, and shall include any criteria used to determine
77 suitability. The list of suitable buildings shall be developed
78 from the list of state-owned facilities over 5,000 square feet
79 in area and for which the agency is responsible for paying the
80 expenses of utilities and other operating expenses as they
81 relate to energy use. In consultation with each department

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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82 secretary or director, by March 1, 2008, the Department of
83 Management Services shall evaluate each agency's facilities
84 suitable for energy conservation projects and shall develop an
85 energy efficiency project schedule based on factors such as
86 project magnitude, efficiency and effectiveness of energy
87 conservation measures to be implemented, and other factors that
88 may prove to be advantageous to pursue. Such schedule shall
89 provide the deadline for guaranteed energy performance savings
90 contract improvements to be made to the state-owned buildings.

91 Section 8. Subsections (6) and (7) are added to section
92 255.253, Florida Statutes, to read:

93 255.253 Definitions; ss. 255.251-255.258.--

94 (6) "Sustainable building" means a building that is
95 healthy and comfortable for its occupants and is economical to
96 operate while conserving resources, including energy, water, raw
97 materials, and land, and minimizing the generation of toxic
98 materials and waste in its design, construction, landscaping,
99 and operation.

100 (7) "Sustainable building rating" means a rating
101 established by the United States Green Building Council (USGBC)
102 Leadership in Energy and Environmental Design (LEED) rating
103 system, Green Building Initiative's Green Globes rating system,
104 or a nationally recognized, high-performance green building
105 rating system as approved by the department.

106 Section 9. Section 255.254, Florida Statutes, is amended
107 to read:

108 255.254 No facility constructed ~~or leased~~ without life-
109 cycle costs.--

110 (1) No state agency shall ~~lease,~~ construct, or have
111 constructed, within limits prescribed herein, a facility without

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

112 having secured from the department an a proper evaluation of
113 life-cycle costs based on sustainable building ratings, ~~as~~
114 ~~computed by an architect or engineer.~~ Furthermore, construction
115 shall proceed only upon disclosing, for the facility chosen, the
116 life-cycle costs as determined in s. 255.255, its sustainable
117 building rating goal, and the capitalization of the initial
118 construction costs of the building. The life-cycle costs shall
119 be a primary consideration in the selection of a building design
120 in addition to its sustainable building rating goal. ~~Such~~
121 ~~analysis shall be required only for construction of buildings~~
122 ~~with an area of 5,000 square feet or greater.~~ For leased
123 buildings 5,000 square feet or greater ~~areas of 20,000 square~~
124 ~~feet or greater~~ within a given building boundary, an energy
125 performance analysis ~~a life-cycle analysis~~ shall be performed,
126 and a lease shall only be made where there is a showing that the
127 energy life-cycle costs incurred by the state are minimal
128 compared to available like facilities.

129 (2) On and after January 1, 1979, no state agency shall
130 initiate construction or have construction initiated, prior to
131 approval thereof by the department, on a facility or self-
132 contained unit of any facility, the design and construction of
133 which incorporates or contemplates the use of an energy system
134 other than a solar energy system when the life-cycle costs
135 analysis prepared by the department has determined that a solar
136 energy system is the most cost-efficient energy system for the
137 facility or unit.

138 (3) After September 30, 1985, when any state agency must
139 replace or supplement major items of energy-consuming equipment
140 in existing state-owned ~~or leased~~ facilities or any self-
141 contained unit of any facility with other major items of energy-

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

142 consuming equipment, the selection of such items shall be made
143 on the basis of a life-cycle cost analysis of alternatives in
144 accordance with rules promulgated by the department under s.
145 255.255.

146 Section 10. Subsection (1) of section 255.255, Florida
147 Statutes, is amended to read:

148 255.255 Life-cycle costs.--

149 (1) The department shall promulgate rules and procedures,
150 including energy conservation performance guidelines based on
151 sustainable building ratings, for conducting a life-cycle cost
152 analysis of alternative architectural and engineering designs
153 and alternative major items of energy-consuming equipment to be
154 retrofitted in existing state-owned or leased facilities and for
155 developing energy performance indices to evaluate the efficiency
156 of energy utilization for competing designs in the construction
157 of state-financed and leased facilities.

158 Section 11. Subsections (10) and (11) of section 287.064,
159 Florida Statutes, are amended to read:

160 287.064 Consolidated financing of deferred-payment
161 purchases.--

162 (10) Costs incurred pursuant to a guaranteed energy
163 performance savings contract, including the cost of energy
164 conservation measures, each as defined in s. 489.145, may be
165 financed pursuant to a master equipment financing agreement;
166 however, the costs of training, operation, and maintenance may
167 not be financed. The period of time for repayment of the funds
168 drawn pursuant to the master equipment financing agreement under
169 this subsection may exceed 5 years but may not exceed 20 ~~10~~
170 years for energy conservation measures pursuant to s. 489.145,
171 excluding the costs of training, operation, and maintenance. The

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

172 guaranteed energy performance savings contractor shall provide
173 for the replacement or the extension of the useful life of the
174 equipment during the term of the contract.

175 (11) For purposes of consolidated financing of deferred
176 payment commodity contracts under this section by a state
177 agency, the annualized amount of any such contract must be
178 supported from available recurring funds appropriated to the
179 agency in an appropriation category, ~~other than the expense~~
180 ~~appropriation category~~ as defined in chapter 216, that the Chief
181 Financial Officer has determined is appropriate or that the
182 Legislature has designated for payment of the obligation
183 incurred under this section.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 7123

COUNCIL/COMMITTEE ACTION

2

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

Withdrawn

1 Council/Committee hearing bill: Policy & Budget Council
 2 Representative Hukill offered the following:

Amendment (with title amendment)

Remove line(s) 731 through 733 and insert:

Section 15. Subsections (2), (3), (5), (6), and (7) of section 377.806, Florida Statutes, are amended to read:

377.806 Solar Energy System Incentives Program.--

(2) SOLAR PHOTOVOLTAIC SYSTEM INCENTIVE.--

(c) Rules.-- The Florida Public Service Commission shall adopt rules necessary to implement the provisions of this subsection, including amending current interconnection standards for solar energy systems up to 100 kilowatts and providing for net metering of solar energy systems up to 100 kilowatts as defined in this section and in accordance with current Institute of Electrical and Electronics Engineers, Inc., standards for solar energy systems.

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

Remove line(s) 58 and insert:

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

21 377.806, F.S.; requiring the Florida Public Service Commission
22 to adopt rules; revising rebate eligibility and application

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Page 2 of 2

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

COUNCIL/COMMITTEE ACTION

3

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: Policy & Budget Council
 2 Representative(s) Allen offered the following:

Amendment (with title amendments)

Remove line(s) 731 through 777 and insert:

Section 15. Subsections (2), (3), (7), and (8) of section 377.806, Florida Statutes, are amended, and a new subsection (6) is added to such section to read:

(2) SOLAR PHOTOVOLTAIC SYSTEM INCENTIVE.--

(c) Application.--To be eligible to receive a rebate, applicants must file with the department a pre-application form demonstrating that the planned system will meet applicable requirements of this section. The department shall review the pre-application to determine if it complies with the requirements of this section, shall notify the applicant within 30 days of receipt of the pre-application that the pre-application has been received and meets such requirements, and shall reserve funding for the pre-application for up to 90 days following the date of issuance of notification to the applicant. Within 90 days of the purchase of the solar photovoltaic system,

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

21 the applicant must submit to the department a separate
22 application for a rebate payment.

23 (3) SOLAR THERMAL SYSTEM INCENTIVE.--

24 (a) Eligibility requirements.--A solar thermal system
25 qualifies for a rebate if:

26 1. The system is installed by a state-licensed solar or
27 plumbing contractor.

28 2. The system complies with all applicable building codes
29 as defined by the local jurisdictional authority.

30 (b) Rebate amounts.--Authorized rebates for installation
31 of solar thermal systems shall be as follows:

32 1. Five hundred dollars for a residence.

33 2. Fifteen dollars per 1,000 Btu up to a maximum of \$5,000
34 for a place of business, a publicly owned or operated facility,
35 or a facility owned or operated by a private, not-for-profit
36 organization, including condominiums or apartment buildings. ~~Btu~~
37 ~~must be verified by approved metering equipment.~~

38 (6) LIMITS.--Rebates are limited to one per type of system
39 per resident, per state fiscal year.

40 (7) ~~(6)~~ REBATE AVAILABILITY.--The department shall
41 determine and publish on a regular basis the amount of rebate
42 funds remaining in each fiscal year. The total dollar amount of
43 all rebates issued by the department is subject to the total
44 amount of appropriations in any fiscal year for this program. If
45 funds are insufficient during the current fiscal year, any
46 requests for rebates received during that fiscal year may be
47 processed during the following fiscal year. Requests for rebates
48 received in a fiscal year that are processed during the
49 following fiscal year shall be given priority over requests for
50 rebates received during the following fiscal year.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

51 ~~(8)(7)~~ RULES.--The department shall adopt rules pursuant
52 to ss. 120.536(1) and 120.54 to develop ~~rebate~~ applications for
53 rebate reservations and rebate payments and administer the
54 issuance of rebates.

55
56 ===== T I T L E A M E N D M E N T =====

57 Remove line(s) 59 through 63 and insert:
58 requirements for solar photovoltaic systems; requiring
59 applicants to apply for rebate reservations and for rebate
60 payments; limiting rebates to one per type of system, per
61 resident, per fiscal year; providing for the distribution of
62 rebate

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

4

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)

ADOPTED AS AMENDED _____ (Y/N)

ADOPTED W/O OBJECTION J (Y/N)

FAILED TO ADOPT _____ (Y/N)

WITHDRAWN _____ (Y/N)

OTHER _____

Council/Committee hearing bill: Policy & Budget Council

Representative(s) Allen offered the following:

Amendment

Remove line(s) 1130 through 1360 and insert:

Section 29. Section 489.145, Florida Statutes, is amended to read:

489.145 Guaranteed energy performance savings contracting.--

(1) SHORT TITLE.--This section may be cited as the "Guaranteed Energy Performance Savings Contracting Act."

(2) LEGISLATIVE FINDINGS.--The Legislature finds that investment in energy conservation measures in agency facilities can reduce the amount of energy consumed and produce immediate and long-term savings. It is the policy of this state to encourage agencies to invest in energy conservation measures that reduce energy consumption, produce a cost savings for the agency, and improve the quality of indoor air in public facilities and to operate, maintain, and, when economically feasible, build or renovate existing agency facilities in such a manner as to minimize energy consumption and maximize energy

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 savings. It is further the policy of this state to encourage
23 agencies to reinvest any energy savings resulting from energy
24 conservation measures in additional energy conservation efforts.

25 (3) DEFINITIONS.--As used in this section, the term:

26 (a) "Agency" means the state, a municipality, or a
27 political subdivision.

28 (b) "Energy conservation measure" means a ~~training~~
29 ~~program~~, facility alteration, or an equipment purchase to be
30 used in new construction, including an addition to an existing
31 facility, which reduces energy or energy-related operating costs
32 and includes, but is not limited to:

33 1. Insulation of the facility structure and systems within
34 the facility.

35 2. Storm windows and doors, caulking or weatherstripping,
36 multiglazed windows and doors, heat-absorbing, or heat-
37 reflective, glazed and coated window and door systems,
38 additional glazing, reductions in glass area, and other window
39 and door system modifications that reduce energy consumption.

40 3. Automatic energy control systems.

41 4. Heating, ventilating, or air-conditioning system
42 modifications or replacements.

43 5. Replacement or modifications of lighting fixtures to
44 increase the energy efficiency of the lighting system, which, at
45 a minimum, must conform to the applicable state or local
46 building code.

47 6. Energy recovery systems.

48 7. Cogeneration systems that produce steam or forms of
49 energy such as heat, as well as electricity, for use primarily
50 within a facility or complex of facilities.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

51 8. Energy conservation measures that reduce Btu, kW, or
52 kWh consumed or provide long-term operating cost reductions ~~or~~
53 ~~significantly reduce Btu consumed.~~

54 9. Renewable energy systems, such as solar, biomass, or
55 wind systems.

56 10. Devices that reduce water consumption or sewer
57 charges.

58 11. Storage systems, such as fuel cells and thermal
59 storage.

60 12. Generating technologies, such as microturbines.

61 13. Any other repair, replacement, or upgrade of existing
62 equipment.

63 (c) "Energy cost savings" means a measured reduction in
64 the cost of fuel, energy consumption, and stipulated operation
65 and maintenance created from the implementation of one or more
66 energy conservation measures when compared with an established
67 baseline for the previous cost of fuel, energy consumption, and
68 stipulated operation and maintenance.

69 (d) "Guaranteed energy performance savings contract" means
70 a contract for the evaluation, recommendation, and
71 implementation of energy conservation measures or energy-related
72 operational saving measures, which, at a minimum, shall include:

73 1. The design and installation of equipment to implement
74 one or more of such measures and, if applicable, operation and
75 maintenance of such measures.

76 2. The amount of any actual annual savings that meet or
77 exceed total annual contract payments made by the agency for the
78 contract and may include allowable cost avoidance. As used in
79 this section, allowable cost avoidance calculations include, but
80 are not limited to, avoided provable budgeted costs contained in

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

81 a capital replacement plan less the current undepreciated value
82 of replaced equipment and the replacement cost of the new
83 equipment.

84 3. The finance charges incurred by the agency over the
85 life of the contract.

86 (e) "Guaranteed energy performance savings contractor"
87 means a person or business that is licensed under chapter 471,
88 chapter 481, or this chapter, and is experienced in the
89 analysis, design, implementation, or installation of energy
90 conservation measures through energy performance contracts.

91 (4) PROCEDURES.--

92 (a) An agency may enter into a guaranteed energy
93 performance savings contract with a guaranteed energy
94 performance savings contractor to ~~significantly~~ reduce energy
95 consumption or energy-related operating costs of an agency
96 facility through one or more energy conservation measures.

97 (b) Before design and installation of energy conservation
98 measures, the agency must obtain from a guaranteed energy
99 performance savings contractor a report that summarizes the
100 costs associated with the energy conservation measures or
101 energy-related operational cost saving measures and provides an
102 estimate of the amount of the ~~energy~~ cost savings. The agency
103 and the guaranteed energy performance savings contractor may
104 enter into a separate agreement to pay for costs associated with
105 the preparation and delivery of the report; however, payment to
106 the contractor shall be contingent upon the report's projection
107 of energy or operational cost savings being equal to or greater
108 than the total projected costs of the design and installation of
109 the report's energy conservation measures.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

110 (c) The agency may enter into a guaranteed energy
111 performance savings contract with a guaranteed energy
112 performance savings contractor if the agency finds that the
113 amount the agency would spend on the energy conservation or
114 energy-related cost saving measures will not likely exceed the
115 amount of the energy or energy-related cost savings for up to 20
116 years from the date of installation, based on the life cycle
117 cost calculations provided in s. 255.255, if the recommendations
118 in the report were followed and if the qualified provider or
119 providers give a written guarantee that the energy or energy-
120 related cost savings will meet or exceed the costs of the
121 system. However, actual computed cost savings must meet or
122 exceed the estimated cost savings provided in program approval.
123 Baseline adjustments used in calculations must be specified in
124 the contract. The contract may provide for installment payments
125 for a period not to exceed 20 years.

126 (d) A guaranteed energy performance savings contractor
127 must be selected in compliance with s. 287.055; except that if
128 fewer than three firms are qualified to perform the required
129 services, the requirement for agency selection of three firms,
130 as provided in s. 287.055(4)(b), and the bid requirements of s.
131 287.057 do not apply.

132 (e) Before entering into a guaranteed energy performance
133 savings contract, an agency must provide published notice of the
134 meeting in which it proposes to award the contract, the names of
135 the parties to the proposed contract, and the contract's
136 purpose.

137 (f) A guaranteed energy performance savings contract may
138 provide for financing, including tax exempt financing, by a
139 third party. The contract for third party financing may be

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

140 separate from the energy performance contract. A separate
141 contract for third party financing pursuant to this paragraph
142 must include a provision that the third party financier must not
143 be granted rights or privileges that exceed the rights and
144 privileges available to the guaranteed energy performance
145 savings contractor.

146 (g) Financing for guaranteed energy performance savings
147 contracts may be provided under the authority of s. 287.064.

148 (h) The Office of the Chief Financial Officer shall review
149 proposals to ensure that the most effective financing is being
150 used.

151 (i)~~(g)~~ In determining the amount the agency will finance
152 to acquire the energy conservation measures, the agency may
153 reduce such amount by the application of any grant moneys,
154 rebates, or capital funding available to the agency for the
155 purpose of buying down the cost of the guaranteed energy
156 performance savings contract. However, in calculating the life
157 cycle cost as required in paragraph (c), the agency shall not
158 apply any grants, rebates, or capital funding.

159 (5) CONTRACT PROVISIONS.--

160 (a) A guaranteed energy performance savings contract must
161 include a written guarantee that may include, but is not limited
162 to the form of, a letter of credit, insurance policy, or
163 corporate guarantee by the guaranteed energy performance savings
164 contractor that annual energy cost savings will meet or exceed
165 the amortized cost of energy conservation measures.

166 (b) The guaranteed energy performance savings contract
167 must provide that all payments, except obligations on
168 termination of the contract before its expiration, may be made
169 over time, but not to exceed 20 years from the date of complete

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

170 installation and acceptance by the agency, and that the annual
171 savings are guaranteed to the extent necessary to make annual
172 payments to satisfy the guaranteed energy performance savings
173 contract.

174 (c) The guaranteed energy performance savings contract
175 must require that the guaranteed energy performance savings
176 contractor to whom the contract is awarded provide a 100-percent
177 public construction bond to the agency for its faithful
178 performance, as required by s. 255.05.

179 (d) The guaranteed energy performance savings contract may
180 contain a provision allocating to the parties to the contract
181 any annual energy cost savings that exceed the amount of the
182 energy cost savings guaranteed in the contract.

183 (e) The guaranteed energy performance savings contract
184 shall require the guaranteed energy performance savings
185 contractor to provide to the agency an annual reconciliation of
186 the guaranteed energy or energy-related cost savings. If the
187 reconciliation reveals a shortfall in annual energy or energy-
188 related cost savings, the guaranteed energy performance savings
189 contractor is liable for such shortfall. If the reconciliation
190 reveals an excess in annual energy cost savings, the excess
191 savings may be allocated under paragraph (d) but may not be used
192 to cover potential energy cost savings shortages in subsequent
193 contract years.

194 (f) The guaranteed energy performance savings contract
195 must provide for payments of not less than one-twentieth of the
196 price to be paid within 2 years from the date of the complete
197 installation and acceptance by the agency using straight-line
198 amortization for the term of the loan, and the remaining costs

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

199 to be paid at least quarterly, not to exceed a 20-year term,
200 based on life cycle cost calculations.

201 (g) The guaranteed energy performance savings contract may
202 extend beyond the fiscal year in which it becomes effective;
203 however, the term of any contract expires at the end of each
204 fiscal year and may be automatically renewed annually for up to
205 20 years, subject to the agency making sufficient annual
206 appropriations based upon continued realized energy savings.

207 (h) The guaranteed energy performance savings contract
208 must stipulate that it does not constitute a debt, liability, or
209 obligation of the state.

210 (6) PROGRAM ADMINISTRATION AND CONTRACT REVIEW.--The
211 Department of Management Services, with the assistance of the
212 Office of the Chief Financial Officer, shall may, within
213 available resources, provide technical content assistance to
214 state agencies contracting for energy conservation measures and
215 engage in other activities considered appropriate by the
216 department for promoting and facilitating guaranteed energy
217 performance contracting by state agencies. The Office of the
218 Chief Financial Officer, with the assistance of the Department
219 of Management Services, shall may, within available resources,
220 develop model contractual and related documents for use by state
221 agencies. Prior to entering into a guaranteed energy performance
222 savings contract, any contract or lease for third-party
223 financing, or any combination of such contracts, a state agency
224 shall submit such proposed contract or lease to the Office of
225 the Chief Financial Officer for review and approval. A proposed
226 contract or lease shall include:

227 (a) Supporting information required by s. 216.023(4)(a)9.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

228 (b) Documentation supporting recurring funds requirements
229 in ss. 287.063(5) and 287.064(11).

230 (c) Approval by the agency head or his or her designee.

231 (d) An agency measurement and verification plan to monitor
232 costs savings.

233 (7) FUNDING SUPPORT.--For purposes of consolidated
234 financing of deferred payment commodity contracts under this
235 section by a state agency, the annualized amount of any such
236 contract must be supported from available recurring funds
237 appropriated to the agency in an appropriation category, as
238 defined in chapter 216, that the Chief Financial Officer has
239 determined is appropriate or that the Legislature has designated
240 for payment of the obligation incurred under this section.

241
242 The Office of the Chief Financial Officer may not approve any
243 contract submitted under this section which does not meet the
244 requirements of this section.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

5

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: Policy & Budget Council

2 Representative(s) Allen offered the following:

3

4 **Amendment**

5 Between line(s) 1454 and 1455 insert:

6 7. The degree to which the project incorporates an
 7 innovative new technology or an innovative application of an
 8 existing technology.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

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 _____

6

1 Council/Committee hearing bill: Policy & Budget Council
2 Representative(s) Allen offered the following:

3
4 **Amendment**

5 Remove line(s) 1482 through 1551 and insert:

6 (2) As used in this section:

7 (a) "Biodiesel" means the mono-alkyl esters of long-chain
8 fatty acids derived from plant or animal matter for use as a
9 source of energy and meeting the specifications for biodiesel
10 and biodiesel blended with petroleum products as adopted by the
11 department.

12 (b) "Biofuel" means E85 fuel ethanol, E10 motor fuel,
13 biodiesel, and diesel blended fuel.

14 (c) "Diesel blended fuel" means a fuel mixture containing
15 10 percent or more biodiesel or renewable diesel fuel with the
16 balance comprised of diesel fuel and meeting the specifications
17 for diesel blends as adopted by the department.

18 (d) "E85 fuel ethanol" means ethanol blended with gasoline
19 and formulated with a nominal percentage of 85 percent ethanol
20 by volume and meeting the applicable fuel quality specifications
21 as adopted by the department.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 (e) "E10 motor fuel" means a motor fuel blend consisting
23 of nominal percentages of 90 percent gasoline by volume and 10
24 percent ethanol by volume and meeting the fuel quality
25 specifications for gasoline as adopted by the department.

26 (f) "Ethanol or fuel ethanol" means an anhydrous denatured
27 alcohol produced by the conversion of carbohydrates and meeting
28 the specifications for fuel ethanol as adopted by the
29 department.

30 (g) "Fuel dispenser" means a pump, meter, or similar
31 device used to measure and deliver motor fuel or diesel fuel on
32 a retail basis.

33 (h) "Retail dealer" means any person who is engaged in the
34 business of selling fuel at retail at posted retail prices.

35 (i) "Renewable diesel fuel" means a fuel which meets the
36 registration requirements for fuels and fuel additives
37 established by the Environmental Protection Agency the Clean Air
38 Act, is not a mono-alkyl ester, is intended for use in engines
39 that are designed to run on conventional, petroleum derived
40 diesel fuel, is derived from nonpetroleum renewable resources
41 including, but not limited to, vegetable oils, animal wastes,
42 including poultry fats and poultry wastes, and other waste
43 materials, or municipal solid waste and sludges and oils derived
44 from wastewater and the treatment of wastewater, and meets the
45 specifications for of diesel fuel as adopted by the department.

46 (j) "Retail motor fuel site" means a geographic location
47 in this state where a retail dealer sells or offers for sale
48 motor fuel, diesel fuel, or biofuel to the general public.

49 (3)(a) Subject to specific appropriation, a retail dealer
50 who sells biofuel through fuel dispensers at retail motor fuel

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

51 sites is entitled to an incentive payment which shall be
52 computed as follows:

53 1. An incentive of 1 cent for each gallon of E10 motor
54 fuel sold through a fuel dispenser.

55 2. An incentive of 5 cents for each gallon of E85 fuel
56 ethanol sold through a fuel dispenser.

57 3. An incentive of 1 cent for each gallon of diesel
58 blended fuel sold through a fuel dispenser.

59 4. An incentive of 3 cents for each gallon of biodiesel
60 sold through a fuel dispenser.

61 (b) The incentive may be claimed for biofuel sold on or
62 after January 1, 2008. Beginning in 2009, each applicant
63 claiming an incentive under this section must first apply to the
64 department by February 1 of each year for an allocation of the
65 available incentive for the preceding calendar year. The
66 department shall develop an application form. The application
67 form shall, at a minimum, require a sworn affidavit from each
68 retail dealer certifying the following information:

69 1. The name and principal address of the retail dealer.

70 2. The address of the retail dealer's retail motor fuel
71 sites from which it sold biofuels during the preceding calendar
72 year.

73 3. The total gallons of E10 ethanol sold through fuel
74 dispensers.

75 4. The total gallons of E85 ethanol sold through fuel
76 dispensers.

77 5. The total gallons of diesel blended fuel sold through
78 fuel dispensers.

79 6. The total gallons of biodiesel sold through fuel
80 dispensers.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

81 7. Any other information deemed necessary by the
82 department to adequately ensure that the incentive allowed under
83 this section shall be made only to qualified Florida retail
84 dealers.

85 (c) The department shall determine the amount of the
86 incentive allowed under this section.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

COUNCIL/COMMITTEE ACTION

⑦

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: Policy & Budget Council
 2 Representative(s) Allen offered the following:
 3

Amendment (with title amendment)

Remove line(s) 1689 through 1713 and insert:

Section 37. State fleet biodiesel usage.--

7 (1) By July 1, 2008, a minimum of 5 percent, by January 1,
 8 2009, a minimum of 10 percent, and by January 1, 2010, a minimum
 9 of 20 percent of total diesel fuel purchases for use by state-
 10 owned diesel vehicles and equipment shall be biodiesel fuel
 11 (B20), subject to availability.

12 (2) By July 1, 2008, a minimum of 5 percent, by January 1,
 13 2009, a minimum of 10 percent, and by January 1, 2010, a minimum
 14 of 20 percent of total fuel purchases for use by state-owned
 15 flex-fuel vehicles shall be ethanol, subject to availability.

16 (3) The Department of Management Services shall provide
 17 for the proper administration, implementation, and enforcement
 18 of this section.

19 (4) The Department of Management Services shall report to
 20 the President of the Senate and the Speaker of the House of
 21 Representatives on or before March 1, 2008, and annually

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 thereafter, the extent of biodiesel and ethanol use in the state
23 fleet. The report shall contain the number of gallons purchased
24 since July 1, 2007, the average price of biodiesel and ethanol,
25 and a description of fleet performance.

26 Section 38. School district biodiesel usage.--

27 (1) By January 1, 2008, a minimum of 20 percent of total
28 diesel fuel purchases for use by school districts shall be
29 biodiesel fuel (B20), subject to availability.

30 (2) If a school district contracts with another government
31 entity or private entity to provide transportation services for
32 any of its pupils, the biodiesel blend fuel requirement
33 established pursuant to subsection (1) shall be part of that
34 contract. However, this requirement shall apply only to
35 contracts entered into on or after July 1, 2007.

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

38 Remove line(s) 161 and insert:
39 biodiesel purchase requirements; requiring the use of ethanol
40 fuel in state-owned flex-fuel vehicles; establishing standards
41

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

COUNCIL/COMMITTEE ACTION

8

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: Policy & budget Council
2 Representative(s) Allen offered the following:

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

5 Between line(s) 1820 and 1821 insert:

6 Section 42. (1) The Florida Energy Commission shall
7 conduct a study in conjunction with the Florida Energy Office,
8 the Department of Agriculture and Consumer Services, and the
9 Public Service Commission to recommend the establishment of an
10 energy efficiency and solar energy initiative.

11 (2) The study shall include recommendations for the
12 administration, design, implementation, and on-going measurement
13 and evaluation of programs that promote energy efficiency and
14 conservation activities and market transformation efforts for
15 solar energy technologies through a public benefits fund. The
16 study shall include incentives for investment in energy
17 efficiency and customer-sited solar energy systems, suggest
18 changes to current regulatory and market practice to encourage
19 solar energy and energy efficiency investment in residential and
20 commercial applications, including standards for net metering
21 and interconnection.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

22 (3) The Florida Energy Commission will hold public
23 hearings on these issues and submit a report containing specific
24 recommendations to the President of the Senate and the Speaker
25 of the House of Representatives by January 1, 2008.

26

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

28 Remove line(s) 173 and insert:
29 therefor; requiring the Florida Energy Commission to conduct a
30 study to recommend the establishment of an energy efficiency and
31 solar energy initiative, including standards for net metering;
32 requiring a report; requiring the Public Service Commission to

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

COUNCIL/COMMITTEE ACTION

9

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: Policy & Budget Council

2 Representative(s) Allen offered the following:

Amendment (with title amendment)

Between line(s) 1836 and 1837 insert:

6 Section 43. (1) The Florida Department of Agriculture and

7 Consumer Services shall conduct a study in conjunction with the

8 Florida Department of Environmental Protection and Enterprise

9 Florida, Inc., to recommend an appropriate Florida Loan

10 Guarantee Program for cellulosic ethanol facilities developed in

11 the state.

12 (2) The Florida Department of Agriculture and Consumer

13 Services shall submit a report containing specific

14 recommendations to the President of the Senate and the Speaker

15 of the House of Representatives no later than January 1, 2008.

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

Remove line(s) 177 and insert:

19 Conservation Act; requiring the Florida Department of

20 Agriculture and Consumer Services to conduct a study regarding

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

21 an appropriate Florida Loan Guarantee Program for cellulosic
22 ethanol facilities; providing appropriations; providing an

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. HB 7123

COUNCIL/COMMITTEE ACTION

10

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: Policy & Budget Council
 2 Representative Allen offered the following:

Amendment (with title amendment)

Between line(s) 1836 and 1837 insert:

3
 4
 5 Section 43. The Department of Community Affairs shall
 6 convene a workgroup comprised of representatives of the Florida
 7 Building Commission, the Florida Energy Commission, the Florida
 8 Energy Office, consumers, and affected industries to identify
 9 and review new or updated energy conservation standards for
 10 products that consume electricity including, but not limited to
 11 residential pool pumps, pool heaters, spas, and commercial and
 12 residential appliances. The workgroup shall identify efficiency
 13 improvements that could be anticipated by implementation of new
 14 standards and the anticipated costs of implementing and
 15 enforcing the standards; and shall further consider methods and
 16 processes for the regular review of new standards and
 17 implementation, if warranted. The department shall report to
 18 the President of the Senate and Speaker of the House of
 19 Representatives on findings of the workgroup together with any
 20

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

21 recommended statutory changes required to implement those
22 findings no later than March 1, 2008.

23
24 ===== T I T L E A M E N D M E N T =====

25
26 Remove line(s) 177 and insert:
27 Conservation Act; directing the Department of Community Affairs
28 to convene a workgroup to identify and review new or updated
29 energy conservation standards for specified products; requiring
30 the department to identify efficiency improvements that could be
31 anticipated by implementation of new standards and the
32 anticipated cost of implementing and enforcing the standards;
33 requiring a report by March 1, 2008; providing appropriations;
34 providing an

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

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 _____

11

SA 11a passed

1 Council/Committee hearing bill: Policy & Budget Council
 2 Representative(s) Allen offered the following:

Amendment

Between line(s) 1879 and 1880 insert:

6 Section 51. In order to implement Section 3 of this bill,
 7 there is hereby appropriated \$200,000 from the General Revenue
 8 Fund to the Department of Revenue.

9 Section 52. In order to implement Section 7 of this bill,
 10 there is hereby appropriated \$120,000 from the General Revenue
 11 Fund and one position to the Department of Management Services.

12 Section 53. In order to implement Section 29 of this bill,
 13 there is hereby appropriated \$68,000 from the General Revenue
 14 Fund and one position to the Department of Financial Services.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

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 _____

SA
11a

1 Council/Committee hearing bill: Policy & Budget Council
 2 Representative(s) Allen offered the following:

3
 4 **Substitute Amendment for Amendment (11) by Representative**
 5 **Allen**

6 Between line(s) 1879 and 1880 insert:

7 Section 51. In order to implement Section 7 of this bill,
 8 there is hereby appropriated \$120,000 from the General Revenue
 9 Fund and one position to the Department of Management Services.

10 Section 52. In order to implement Section 29 of this bill,
 11 there is hereby appropriated \$68,000 from the General Revenue
 12 Fund and one position to the Department of Financial Services.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. HB 7123

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 _____

12

SA
12a Passed

Council/Committee hearing bill:

Representative(s) Allen offered the following:

Amendment (with title amendment)

Remove line(s) 336-387 and insert:

212.086 Energy-Efficient Motor Vehicle Sales Tax Holiday.--

(1) The energy-efficient motor vehicle sales tax holiday is established to provide financial incentives for the purchase of alternative motor vehicles as specified in this section.

(2) The sales amount below \$10,000 on an alternative motor vehicle sold during the period from 12:01 a.m., October 1, through 11:59 p.m., October 31, in any year shall not be subject to the taxes levied pursuant to this chapter.

(3) For the purposes of this section, "alternative motor vehicle" means a motor vehicle that is certified by the Internal Revenue Service for the income tax credit for alternative motor vehicles under s. 30B of the Internal Revenue Code of 1986, as amended as a new qualified hybrid motor vehicle, a new qualified alternative fuel motor vehicle, a new qualified fuel cell motor vehicle, or a new advanced lean-burn technology motor vehicle.

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

21 (4) The department may adopt rules pursuant to ss.
22 120.536(1) and 120.54 to administer this section, including
23 rules establishing forms and procedures for administering the
24 exemption.

25 (5) This section expires July 1, 2010.
26
27
28

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

30 Remove line(s) 13-19 and insert:
31 Vehicle Sales Tax Exemption Program; providing a sales tax
32 exemption for the purchase of an alternative motor vehicle;
33 specifying a time period; providing a limitation; providing
34 eligibility requirements; requiring the department to adopt
35 rules; providing for future repeal of the program;

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. 7123

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 —

SA
12a

1 Council/Committee hearing bill: Policy & Budget

2 Representative(s) Allen offered the following:

3
4 **Substitute Amendment for Amendment (12) by Representative**
5 **Allen (with title amendments)**

6 Remove line(s) 336 through 387 and insert:

7 212.086 Energy-Efficient Motor Vehicle Sales Tax Holiday.-

8 (1) The energy-efficient motor vehicle sales tax holiday
9 is established to provide financial incentives for the purchase
10 of alternative motor vehicles as specified in this section.

11 (2) The sale or purchase of a new alternative motor
12 vehicle during the period from 12:01 a.m., October 1, through
13 11:59 p.m., October 31, in any year is eligible for a partial
14 exemption from the taxes imposed under this chapter. The
15 partial exemption is limited to the first \$10,000 of the sales
16 price of the new alternative motor vehicle. This partial
17 exemption does not apply to the lease or rental of a new
18 alternative motor vehicle.

19 (3) To qualify for the exemption under this section, the
20 new alternative motor vehicle must be certified as a qualified
21 hybrid motor vehicle, qualified alternative fuel motor vehicle,
22 qualified fuel cell motor vehicle, or advanced lean-burn

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

23 technology motor vehicle by the Internal Revenue Service for the
24 income tax credit for alternative motor vehicles under s. 30B of
25 the Internal Revenue Code of 1986, as amended.

26 (4) The department may adopt rules pursuant to ss.
27 120.536(1) and 120.54 to administer this section, and may
28 establish guidelines as to the requisites for a dealer's
29 documentation of such exempt sales.

30 (5) Any person who receives an exemption pursuant to s.
31 212.08(7)(ccc) may not be allowed an exemption provided in this
32 section.

33 (6) This section expires July 1, 2010.

34
35 ===== T I T L E A M E N D M E N T =====

36 Remove line(s) 13 through 19 and insert:

37 Vehicle Sales Tax Exemption Program; providing a sales tax
38 exemption for the purchase of an alternative motor vehicle;
39 specifying a time period; providing a limitation; providing
40 eligibility requirements; requiring the department to adopt
41 rules; providing for future repeal of the program;

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

HB 7143 : Leasing of Private Property by State Agencies

Temporarily Deferred

Appearances:

Secretary Linda South (Lobbyist) (State Employee) - Opponent
Dept. of Management Services
4050 Esplanade Way
Tallahassee Florida 32399
Phone: 850-488-6285

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

PCB PBC 07-09 : Assessment of Homestead

Favorable With Amendments (1)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff			X		
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon	X				
Joyce Cusack	X				
Charles Dean	X				
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows			X		
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson		X			
David Rivera			X		
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler				X	
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman	X				
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 29		Total Nays: 1			

Appearances:

Candice Ericks (Lobbyist) - Proponent
 Broward County Property Appraisers
 205 South Adams Street
 Tallahassee Florida 32301
 Phone: 850-224-0880

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building
Trey Price (Lobbyist) - Proponent
Florida Association of Realtors
200 South Monroe Street
Tallahassee Florida 32301
Phone: 850-224-1400

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. PCB PBC 07-09

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

1 Council/Committee hearing bill: Policy and Budget Council
2 Representative(s) Domino offered the following:

3

4 **Amendment** Remove line(s) 65 and insert:

5

6 permanent residence on that property and within two years

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. PCB PBC 07-09

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 _____

2

Withdrawn

1 Council/Committee hearing bill: Policy & Budget Council

2 Representative(s) Saunders offered the following:

3

4 **Amendment**

5 Remove line(s) 27 and 28, and insert:

6 (c) All property persons ~~entitled to a homestead exemption~~
 7 ~~under Section 6 of this Article shall be have their homestead~~
 8 assessed at

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COUNCIL MEETING REPORT

Policy & Budget Council

4/20/2007 1:00:00PM

Location: 212 Knott Building

PCB PBC 07-10 : Special Election

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Kevin Ambler	X				
Frank Attkisson	X				
Loranne Ausley	X				
Aaron Bean	X				
Dorothy Bendross-Mindingall	X				
Ellyn Setnor Bogdanoff	X				
Marsha Bowen	X				
Mary Brandenburg	X				
Donald Brown	X				
Dean Cannon	X				
Joyce Cusack	X				
Charles Dean	X				
Bill Galvano	X				
Andy Gardiner	X				
Michael Grant	X				
Adam Hasner	X				
Will Kendrick	X				
Dick Kravitz	X				
Stan Mayfield	X				
Matthew Meadows	X				
Joe Pickens	X				
Ron Reagan	X				
Curtis Richardson		X			
David Rivera			X		
Yolly Roberson	X				
Dennis Ross	X				
Ron Saunders	X				
John Seiler				X	
Priscilla Taylor	X				
Anthony Traviesa	X				
Baxter Troutman			X		
Shelley Vana	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
Total Yeas: 30		Total Nays: 1			

Appearances:

Trey Price (Lobbyist) - Proponent
 Florida Association of Realtors
 200 South Monroe Street
 Tallahassee Florida 32301
 Phone: 850-224-1400

Committee meeting was reported out: Friday, April 20, 2007 6:18:40PM