



---

# Policy and Budget Council

February 5, 2008  
1:00 p.m.  
212 Knott Building

# **ACTION Packet**

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 1:00:00PM

**Location:** 212 Knott Building

### Summary:

#### Policy & Budget Council

*Tuesday February 05, 2008 01:00 pm*

HB 9 Favorable with Council Substitute Yeas: 31 Nays: 0

Amendment 01 Adopted Without Objection

CS/HB 105 Favorable with Council Substitute Yeas: 30 Nays: 1

Amendment 01 Adopted Without Objection

HB 117 Favorable Yeas: 31 Nays: 0

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 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		
Bill Galvano	X		
Michael Grant	X		
Adam Hasner	X		
Dorothy Hukill	X		
Will Kendrick	X		
Dick Kravitz	X		
Carlos Lopez-Cantera	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		
Will Weatherford	X		
Juan Zapata	X		
<b>Totals:</b>	<b>33</b>	<b>0</b>	<b>2</b>

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 1:00:00PM

**Location:** 212 Knott Building

**HB 9 : Persons Injured by Crime**

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				
Bill Galvano	X				
Michael Grant	X				
Adam Hasner	X				
Dorothy Hukill	X				
Will Kendrick	X				
Dick Kravitz	X				
Carlos Lopez-Cantera	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				
Will Weatherford	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
<b>Total Yeas: 31</b>		<b>Total Nays: 0</b>			

**HB 9 Amendments**

**Amendment 01 - Llorente**

Adopted Without Objection

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

# **COUNCIL MEETING REPORT**

## **Policy & Budget Council**

**2/5/2008 1:00:00PM**

**Location:** 212 Knott Building

### **Appearances:**

Brian Pitts, Chair (General Public) - Information Only

Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

**Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM**

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. **HB 9**

COUNCIL/COMMITTEE ACTION

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WITHDRAWN	—	(Y/N)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

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

3  
4  
5  
6  
7  
8  
9  
10

**Amendment**

Remove line(s) 10-11 and insert:

Section 1. This act may be cited as the "Pastora Pacheco  
Aid to Victims Act."

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 1:00:00PM

Location: 212 Knott Building

**CS/HB 105 : Secondary Metals Recyclers**

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				
Bill Galvano	X				
Michael Grant	X				
Adam Hasner	X				
Dorothy Hukill	X				
Will Kendrick	X				
Dick Kravitz	X				
Carlos Lopez-Cantera	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 Travlesa	X				
Baxter Troutman	X				
Shelley Vana		X			
Will Weatherford	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
<b>Total Yeas: 30</b>		<b>Total Nays: 1</b>			

### CS/HB 105 Amendments

**Amendment 01** - by Weatherford

Adopted Without Objection

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 1:00:00PM

**Location:** 212 Knott Building

### Appearances:

Christopher Smith (General Public) - Proponent

1740 NW 3rd Ct.

Ft. Lauderdale FL 33311

Phone: 954-336-1064

Kenya Cory, Chief Lobbyist (Lobbyist) - Proponent

Associated Industries of Florida

P.O. Box 1347

Tallahassee FL 32302

Phone: 850-681-1065

Richard Pinsky - WAIVED IN SUPPORT (Lobbyist) - Proponent

National Electrical Contractors Assoc.

811 Forest Hill Blvd.

West Palm Beach FL

Phone: 561-386-1992

Greg Pollock - WAIVED IN SUPPORT (General Public) - Proponent

Florida Law Enforcement Property Recovery Unit

Ruskin FL

Phone: 813-247-0424

Jim Magill - WAIVED IN SUPPORT (Lobbyist) - Proponent

Trade Mark Metals Recycling

101 N. Monroe Street, Suite 1090

Tallahassee FL 32301

Phone: 850-681-0411

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

Bill No. CS/HB 105

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) ~~Troutman~~ offered the following:

3 *Weatherford*

4 Amendment (with directory and title amendments)

5 Between lines 89 and 90 insert:

6 (3) Any secondary metals recycler who maintains an  
7 electronic database containing the requirements of paragraph (h)  
8 of subsection (2), along with an oath of ownership with a  
9 signature of the seller of the secondary metals being purchased  
10 by the secondary metals recycler, and a right thumbprint absent  
11 of smudges and smears on the oath of ownership for each purchase  
12 transaction, shall be exempt from the records requirement of  
13 paragraph (h) of subsection (2). A secondary metals recycler  
14 shall meet the requirements of this section if they maintain an  
15 electronic database containing the requirements of paragraph (h)  
16 of subsection (2) as long as the electronic information of  
17 paragraph (h) of subsection (2) along with an electronic oath of  
18 ownership with an electronic signature of the seller of the  
19 secondary metals being purchased by the secondary metals  
20 recyclers, and an electronic image of the seller's right  
21 thumbprint absent of smudges and smears, can be downloaded onto

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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

22 a paper form in the image of the form approved by the Florida  
23 Department of Law Enforcement as set forth in subsection (2).

24 (4)-(3)— A secondary metals recycler shall maintain or cause  
25 to be maintained the information required by this section for  
26 not less than 5 years from the date of the purchase transaction.

27 (5) If a purchase transaction involves the transfer of  
28 regulated metals property from a secondary metals recycler  
29 registered with the department to another secondary metals  
30 recycler registered with the department, the secondary metals  
31 recycler receiving the regulated metals property shall record  
32 the name and address of the secondary metals recycler from which  
33 they received the regulated metals property in lieu of the  
34 requirements of paragraph (h) of subsection (2).

35  
36  
37  
38 -----  
39 D I R E C T O R Y A M E N D M E N T

40 Remove line(s) 48-49 and insert:

41  
42 Section 2. Subsection (2) of section 538.19, Florida Statutes,  
43 is amended, a new subsection (3) and subsection (5) is created  
44 and current subsection (3) is renumbered as subsection (4) to  
45 read:

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 1:00:00PM

Location: 212 Knott Building

HB 117 : Orders of No Contact

<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				
Bill Galvano	X				
Michael Grant	X				
Adam Hasner	X				
Dorothy Hukill	X				
Will Kendrick	X				
Dick Kravitz	X				
Carlos Lopez-Cantera	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				
Will Weatherford	X				
Juan Zapata	X				
Ray Sansom (Chair)	X				
<b>Total Yeas: 31</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

# COUNCIL MEETING REPORT

## Policy & Budget Council

2/5/2008 1:00:00PM

**Location:** 212 Knott Building

### Other Business Appearance:

Governor's Recommended Budget for FY 2008-2009

Jerry McDaniel, Director of Policy & Budget (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Governor's Office  
1702 Capitol  
Tallahassee FL 32399  
Phone: 850-487-1880

Governor's Recommended Budget for FY 2008-2009

Christian Weiss, Policy Coordinator, Office of Policy & Budget (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Governor's Office  
1702 Capitol  
Tallahassee FL 32303  
Phone: 850-488-0102

Governor's Recommended Budget for FY 2008-2009

Scott Kittel, Education Policy Coordinator, Office of Policy & Budget (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Governor's Office  
Tallahassee FL  
Phone: 850-488-4512

Governor's Recommended Budget for FY 2008-2009

Robert Beck, Deputy Director, Office of Policy & Budget (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Governor's Office  
1702 Capitol  
Tallahassee FL  
Phone: 850-487-1880

Governor's Recommended Budget for FY 2008-2009

Lisa Saliba, Policy Coordinator, Office of Policy & Budget (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Governor's Office  
1801 Capitol  
Tallahassee FL  
Phone: 850-487-1884

Governor's Recommended Budget for FY 2008-2009

Jon Steverson, Policy Coordinator, Office of Policy & Budget (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Governor's Office  
1801 Capitol  
Tallahassee FL 32301  
Phone: 850-488-5551

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

# **COUNCIL MEETING REPORT**

## **Policy & Budget Council**

**2/5/2008 1:00:00PM**

**Location:** 212 Knott Building

Governor's Recommended Budget for FY 2008-2009

David Foy, Policy Director, Office of Policy & Budget (State Employee) (At Request Of Chair) -  
Information Only

Governor's Office

1601 Capitol

Tallahassee FL 32399

Governor's Recommended Budget for FY 2008-2009

Marcy Jackson, CFO (Lobbyist) (State Employee) (At Request Of Chair) - Information Only  
Department of Lottery

Tallahassee FL

Phone: 850-487-7777

Committee meeting was reported out: Tuesday, February 05, 2008 6:42:04PM

**Document handed out at meeting by**

**Kenya Cory**

**Associated Industries of Florida**

*Floridians for*

# Copper

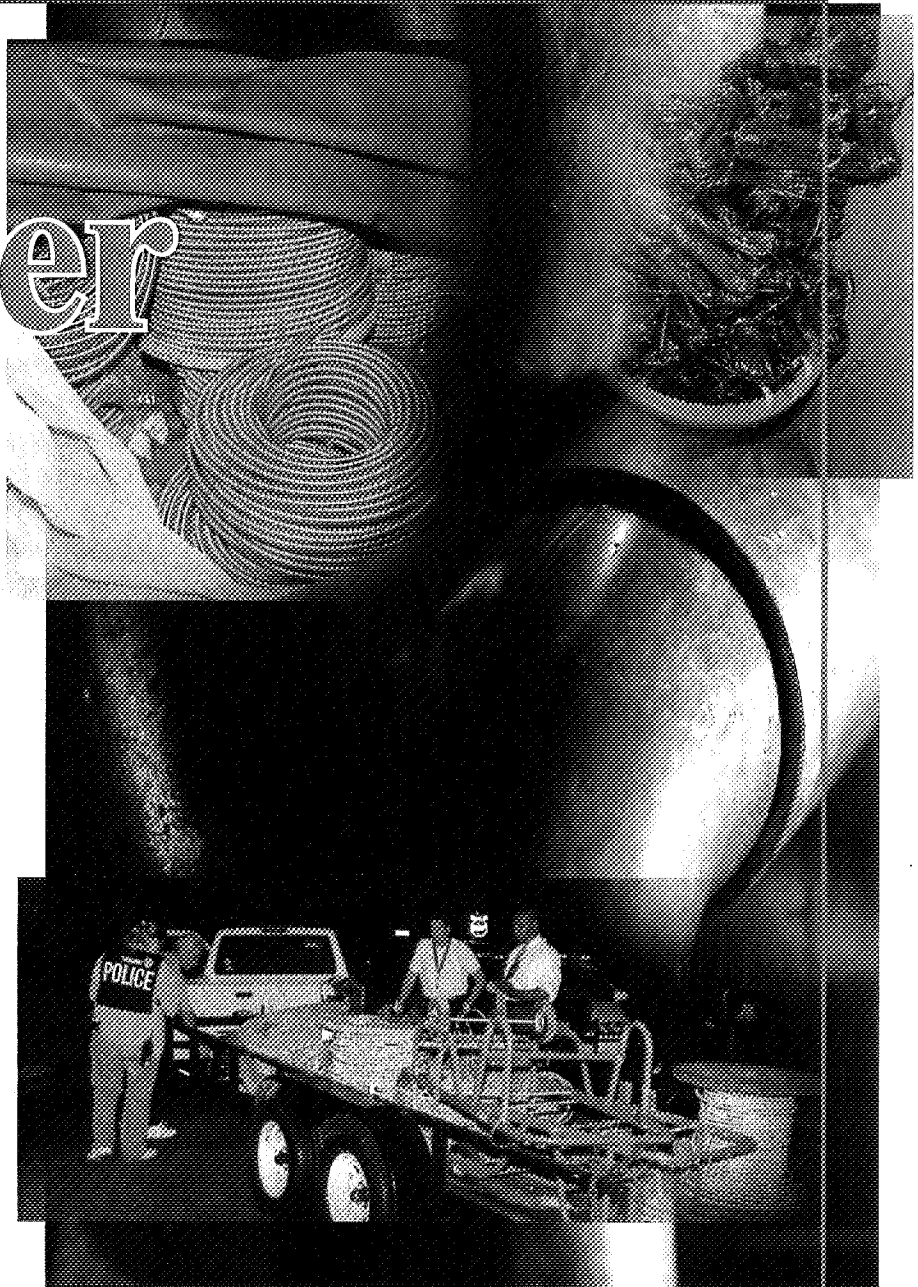
and

# Metal

# Crime

# Prevention

*A Coalition to  
Stop Secondary  
Metal Theft*



## **The Metal Theft Epidemic**

**A**ll across Florida, and the rest of the nation, residents and businesses are being targeted by a growing group of criminals ... metal thieves and resellers. Due to the increasing worldwide demand for metals, more and more criminals are stealing copper wiring from construction sites, digging up underground telecommunication wires, cutting utility wires and even stealing beer kegs!

Sought after metal can be found just about anywhere and most of it is unguarded. Homes, churches, businesses and industries like construction, telecommunications, utilities, agriculture and beer are being victimized every day. The metal demand in China and India has surged, causing prices everywhere to peak.

## Stolen Metal Sales on the Rise

Theft is just part of the problem. Unscrupulous metals dealers who are willing to resell the stolen property are adding to the demand and supporting criminal activity.

- Thieves can easily sell copper wire and other metals at scrap yards across the state for \$1.50 to \$3 a pound
- In three years, beer kegs scrap value has gone from \$5 per keg to over \$40 per keg
- Florida isn't alone – each year copper and other metal thefts amount to \$1 billion in the U.S.

## “Hot Wire” Crimes

- A school electrical supervisor allegedly stole \$271,000 worth of copper wiring from the Broward County School District
- The City of Orlando has had over 200 separate incidents of metal theft in the first 6 months of this year, the city anticipates close to 500 total thefts for the year
- Approximately \$200 in copper metal theft may cost a Seminole Heights church \$50,000 to repair
- Two suspects removed the ground wires on 177 transmission structures between Santa Rosa and Okaloosa Counties, jeopardizing the safety of dozens of employees, contractors and community members
- The local telecommunications company for Baker County had over 1600 feet of aerial cable stolen; replacement costs are close to \$27,000

## Metal Theft ... A Deadly Danger

Stealing wire from utility sites can cause power outages and surges or even worse. If phone wires are ripped from the ground, a person with an emergency may be unable to reach help. If utility wires are cut, electricity will not reach the home of an ill person who uses a medical device. Additionally, an innocent person may come into contact with equipment that has been damaged by metal thieves, potentially causing injury or death.

## Public Safety Legislation: *Saving Lives and Preventing Metal Theft*

Thirteen states now have laws to help stop secondary metal theft. In Florida, Rep. Baxter Troutman (HB 105), Rep. Scott Randolph (HB 113), Sen. Lee Constantine (SB 556) and Sen. Victor Crist (SB 748) have filed bills to help to deter this growing and costly problem.

This public safety legislation aims to crack down on theft by requiring secondary metal dealers to keep records including:

- Name and/or description of person from whom the goods were acquired
- Address and workplace
- Home and work phone numbers
- A thumbprint
- Vehicle information and photograph
- Videotape or digital image of the regulated metals being sold

These precautionary actions will help deter thieves from bringing stolen items to a legitimate secondary metal dealer. Those unscrupulous metal dealers who do not provide the required information and receive stolen property can be charged with a felony of the third degree!

For more information contact:

### Floridians for Copper and Metal Crime Prevention Coalition

Legislative contact: Keyna Cory, AIF Chief Lobbyist 850.566.9575

Press contact: Elizabeth Hirst 850.222.3767

## Coalition Members

American Fire Sprinkler Association  
Alarm Association of Florida  
Anheuser-Busch Companies  
Asphalt Contractors Association of Florida  
Associated Builders & Contractors of Florida  
Associated Industries of Florida  
AT&T  
Beer Industry of Florida  
Coors Brewing Company  
City of Orlando  
Embarq  
Florida Associated General Contractors  
Florida Association of Electrical Contractors  
Florida Building Material Association  
Florida Carpenters Regional Council  
Florida Electric Cooperatives Association  
Florida Farm Bureau  
Florida Fire Equipment Dealers Association  
Florida Home Builders Association  
Florida Municipal Electric Association  
Florida Refrigeration and Air Conditioning Contractors Association  
Florida Retail Federation  
Florida Roofing, Sheet Metal & Air Conditioning Contractors Association  
Florida Solar Energy Industries Association  
Florida Swimming Pool Association  
Florida Telecommunications Industry Association  
Florida Transportation Builders Association  
Florida Wall & Ceiling Contractors Association  
FP&L  
Gulf Power  
Independent Electrical Contractors of Florida  
Miller Brewing  
TECO  
Underground Utility Contractors of Florida  
United Pool & Spa Association