



ECONOMIC AFFAIRS COMMITTEE

Action Packet

Friday, February 25, 2011

9:00 am

Reed Hall (102 HOB)

**Dean Cannon
Speaker**

**Dorothy L. Hukill
Chair**

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Summary:

Economic Affairs Committee

Friday February 25, 2011 09:00 am

HB 93	Favorable	Yeas: 17	Nays: 0
HB 7001	Favorable	Yeas: 12	Nays: 5
HB 7003	Favorable	Yeas: 17	Nays: 0
CS/HB 7005	Favorable With Committee Substitute Amendments 1-5 passed Amendments 6 & 7 failed	Yeas: 12	Nays: 5

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Dorothy Hukill (Chair)	X		
Joseph Abruzzo			X
Frank Artiles	X		
Esteban Bovo, Jr.	X		
Jim Boyd	X		
Chris Dorworth	X		
Brad Drake	X		
Doug Holder	X		
Evan Jenne	X		
Peter Nehr	X		
Bryan Nelson	X		
Jeanette Nuñez	X		
Steven Perman	X		
Kenneth Roberson	X		
Irving Slosberg	X		
Geraldine Thompson	X		
James Waldman	X		
Ritch Workman	X		
Totals:	17	0	1

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COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 93 : Security Cameras

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo			X		
Frank Artiles	X				
Esteban Bovo, Jr.	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne	X				
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman	X				
Kenneth Roberson	X				
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Security Cameras

Brian Pitts, Trustee - Proponent

Justice-2-Jesus

1119 Newton Avenue S

St. Petersburg FL 33705

Phone: 727-897-9291

Security Cameras

Padgett, Samantha, Deputy General Counsel (Lobbyist) - Waive In Support

Florida Retail Federation

227 S Adams Street

Tallahassee FL 32301

Phone: 850-222-4082

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 7001 : Growth Management

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo			X		
Frank Artiles	X				
Esteban Bovo, Jr.	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman		X			
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman		X			
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 12		Total Nays: 5			

Appearances:

Growth Management
Pitts, Brian - Information Only
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: 727-897-9291

Growth Management
Leticia M. Adams, Director, Infrastructure & Governance Policy (Lobbyist) - Waive In Support
Florida Chamber of Commerce
136 South Bronough Street
Tallahassee FL 32301
Phone: 850-544-6866

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 7003 : Affordable Housing

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo			X		
Frank Artiles	X				
Esteban Bovo, Jr.	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne	X				
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman	X				
Kenneth Roberson	X				
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Affordable Housing
Pitts, Brian - Information Only
Justice-2-Jesus
1119 Newton Ave. S.
St. Petersburg FL 33705
Phone: 727-897-9291

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/HB 7005 : Unemployment Compensation

Favorable With Committee Substitute - Amendments 1-5 passed
Amendments 6 & 7 failed

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo			X		
Frank Artiles	X				
Esteban Bovo, Jr.	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman		X			
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman		X			
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 12		Total Nays: 5			

Appearances:

Unemployment Compensation

Douglas, Allen, Legislative Affairs Director (Lobbyist) - Proponent

National Federation of Independent Business

110 E. Jefferson Street

Tallahassee FL 32301

Phone: 850-681-0416

Unemployment Compensation

Husband, Warren (Lobbyist) - Waive In Support

Florida Associated General Contractors Council

PO Box 10909

Tallahassee FL 32302

Phone: 850-205-9000

Unemployment Compensation

Lozano, Lance (Lobbyist) - Waive In Support

Florida United Businesses Association

116 S Monroe Street

Tallahassee FL 32301

Phone: 850-681-6265

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Unemployment Compensation

Padgett, Samantha (Lobbyist) - Proponent

Florida Retail Federation

227 South Adams St.

Tallahassee FL 32301

Phone: 850-222-4082

Unemployment Compensation

Perry, Gail Marie (Lobbyist) - Opponent

Chair, Communications Workers of America

P. O. Box 1766

Pompano Beach FL 33061

Phone: 954-850-4055

Unemployment Compensation

Pitts, Brian - Information Only

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Unemployment Compensation

Reeves, Teye (Lobbyist) - Waive In Support

Florida Chamber of Commerce

136 S. Bronough Street

Tallahassee FL

Phone: 850-521-1235

Unemployment Compensation

Templin, Rich (Lobbyist) - Opponent

Florida AFL-CIO

135 S. Monroe

Tallahassee FL 32301

Phone: 850-224-6926

Unemployment Compensation

Webster, Randall T. - Opponent

Self

518 E Call Street

Tallahassee FL 32301

Phone: 850-933-3355

Unemployment Compensation

Woodall, Karen (Lobbyist) - Information Only

Florida Center for Fiscal & Economic Policy

545 E. Tennessee Street

Tallahassee FL 32301

Phone: 850-321-9386

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

2/25/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Unemployment Compensation

Perdue, Tammy (Lobbyist) - Waive In Support

General Counsel, Associated Industries of Florida

516 N. Adams St.

Tallahassee FL 32301

Phone: 850-224-7173

Committee meeting was reported out: Friday, February 25, 2011 3:08:54PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 7005 (2011)

Amendment No. |

COUNCIL/COMMITTEE ACTION

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

1 Council/Committee hearing bill: Economic Affairs Committee
2 Representative(s) Holder offered the following:

3
4 **Amendment**

5 Remove lines 67-74 and insert:

6 443.031 Rule of liberal construction.—This chapter shall be
7 liberally construed to accomplish its purpose to promote
8 employment security by increasing opportunities for reemployment
9 and to provide through the accumulation of reserves for the
10 payment of compensation to individuals with respect to their
11 unemployment. The Legislature hereby declares its intention to
12 provide for carrying out the purposes of this chapter in
13 cooperation with the appropriate agencies of other states and of
14 the federal government, as part of a nationwide employment
15 security program, and particularly to provide for meeting the
16 requirements of Title III, the requirements of the Federal
17 Unemployment Tax Act, and the Act of Congress approved June 6,
18 1933, entitled "An Act to provide for the establishment of a
19 national employment system and for cooperation with the states

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 7005 (2011)

Amendment No. 1

20 in the promotion of such system, and for other purposes" (the
21 Wagner-Peyser Act), each as amended, in order to secure for this
22 state and the citizens thereof the grants and privileges
23 available thereunder; all doubts in favor of a claimant of
24 unemployment benefits who is unemployed through no fault of his
25 or her own. Any doubt as to the proper construction of any
26 provision of this chapter shall be resolved in favor of
27 conformity with such requirements federal law, including, but
28 not limited to, the Federal Unemployment Tax Act, the Social
29 Security Act, the Wagner-Peyser Act, and the Workforce
30 Investment Act.

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 7005 (2011)

Amendment No. 2

COUNCIL/COMMITTEE ACTION

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

1 Council/Committee hearing bill: Economic Affairs Committee
2 Representative(s) Holder offered the following:

3
4
5
6
7
8

Amendment

Remove lines 327-328 and insert:
average weekly wage received from the employer that paid the
severance pay, rounded down to the nearest whole number,
beginning

Amendment No. 3

COUNCIL/COMMITTEE ACTION

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

1 Council/Committee hearing bill: Economic Affairs Committee
2 Representative(s) Holder offered the following:

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

5 -----
6 **D I R E C T O R Y A M E N D M E N T**

7 Remove lines 439-440 and insert:

8 Section 10. Effective upon this act becoming law and
9 retroactive to June 30, 2010, for tax rates effective on or
10 after January 1, 2011, paragraphs (b) and (e) of

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 7005 (2011)

Amendment No. 4

COUNCIL/COMMITTEE ACTION

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

1 Council/Committee hearing bill: Economic Affairs Committee
2 Representative(s) Holder offered the following:

3
4 **Amendment**

5 Remove lines 829-836 and insert:
6 under paragraph (c) are subject to review only by notice of
7 appeal in the district court of appeal in the appellate district
8 in which a claimant resides, the job separation arose, or in the
9 appellate district where the order was issued ~~the issues~~
10 ~~involved were decided by an appeals referee.~~ However, if the
11 notice of appeal is filed solely with the commission, the appeal
12 shall be filed in the district court of appeal in the appellate
13 district in which the order was issued. Notwithstanding chapter
14 120, the commission is a party

Amendment No. 5

COUNCIL/COMMITTEE ACTION

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

1 Council/Committee hearing bill: Economic Affairs Committee
2 Representative(s) Holder offered the following:

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

5 Between lines 990 and 991, insert:

6 Section 15. If any provision of this act or the
7 application thereof to any person or circumstance is held
8 invalid, the invalidity shall not affect other provisions or
9 applications of the act which can be given effect without the
10 invalid provision or application, and to this end the provisions
11 of this act are declared severable.

12
13
14 -----
15 **T I T L E A M E N D M E N T**

16 Remove line 43 and insert:
17 that the act fulfills an important state interest; providing
18 severability;

Amendment No. 6

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: Economic Affairs Committee
2 Representative Thompson, G. offered the following:

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

5 Between lines 82 and 83, insert:

6 (7) "Base period" means the first four of the last five
7 completed calendar quarters immediately preceding the first day
8 of an individual's benefit year. If the agency determines,
9 pursuant to s. 443.091(1)(f), that an alternative base period
10 will be used, the term has the same meaning as the alternative
11 base period.

12
13 Between lines 156 and 157, insert:

14 (48) "Alternative base period" means the last four
15 completed calendar quarters of an individual's benefit year.

16
17 Between lines 187 and 188, insert:

18 (g) She or he has been paid wages for insured work equal
19 to 1.5 times her or his high quarter wages during her or his

Amendment No.

20 base period, except that an unemployed individual is not
21 eligible to receive benefits if the base period wages are less
22 than \$3,400. If the individual is ineligible for benefits
23 calculated on a base period wage, wages must be calculated using
24 an alternative base period and the claimant must have the
25 opportunity to choose whether to establish a claim using such
26 wages. Wages can be calculated for an alternative base period
27 only if the base period wages are inadequate to establish
28 eligibility under this paragraph and only for benefit years that
29 begin on or after January 1, 2011. Wages used to establish a
30 monetarily eligible benefit year may not be used to establish
31 monetary eligibility in a subsequent benefit year.

32
33 -----
34 **D I R E C T O R Y A M E N D M E N T**

35 Remove lines 77-78 and insert:

36 (28) through (47), respectively, new subsections (26), (27), and
37 (48) are added to that section, and present subsections (6),
38 (7), (9),

39
40 Remove lines 172-173 and insert:

41 Section 5. Paragraphs (b) and (g) of subsection (1) of
42 section 443.091, Florida Statutes, are amended to read:

43
44
45 -----
46 **T I T L E A M E N D M E N T**

47 Between lines 12 and 13, insert:

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 7005 (2011)

Amendment No.

48 providing for an alternative base period under certain
49 circumstances;

Amendment No. 7

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: Economic Affairs Committee
2 Representative Thompson, G. offered the following:

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

5 Between lines 156 and 157, insert:

6 (48) "Member of the individual's immediate family " means
7 an individual's spouse, parent, or minor child.

8 Between lines 273 and 274, insert:

9 5. As used in this paragraph, the term "good cause" means:

10 a. Cause attributable to the employing unit or an illness
11 or disability that requires separation from work;

12 b. Domestic violence, as defined in s. 741.28, verified by
13 reasonable and confidential documentation that causes the
14 individual to reasonably believe that continued employment will
15 jeopardize the individual's safety and the safety of a member of
16 the individual's immediate family;

17 c. Illness or disability of a member of the individual's
18 immediate family; or

Amendment No.

19 d. The individual's need to accompany his or her spouse if
20 the spouse's relocation resulted from a change in the spouse's
21 employment and the relocation makes it impractical for the
22 individual to commute to his or her workplace.

23

24

25

26

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

27

Remove line 77 and insert:

28

(28) through (47), respectively, new subsections (26), (27), and

29

(48)