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# **Economic Development & Tourism Subcommittee**

## **ACTION PACKET**

**Tuesday, March 22, 2011**

**12:00 pm**

**12 HOB**

**Dean Cannon  
Speaker**

**Doug Holder  
Chair**

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**Summary:**

**Economic Development & Tourism Subcommittee**

*Tuesday March 22, 2011 12:00 pm*

HB 143	Favorable With Committee Substitute	Yeas: 14	Nays: 0
HB 493	Favorable	Yeas: 11	Nays: 3
HB 669	Favorable	Yeas: 14	Nays: 0
HB 671	Favorable With Committee Substitute	Yeas: 14	Nays: 0
HB 725	Favorable	Yeas: 14	Nays: 0
HB 873	Favorable With Committee Substitute	Yeas: 13	Nays: 0
HB 1069	Favorable With Committee Substitute	Yeas: 14	Nays: 0
HB 1301	Favorable	Yeas: 13	Nays: 1
HB 1309	Favorable With Committee Substitute	Yeas: 12	Nays: 0
HB 1425	Favorable With Committee Substitute	Yeas: 9	Nays: 5
PCB EDTS 11-02	Favorable	Yeas: 11	Nays: 0
PCB EDTS 11-03	Favorable	Yeas: 11	Nays: 2
PCB EDTS 11-04	Favorable	Yeas: 12	Nays: 0
PCB EDTS 11-05	Favorable	Yeas: 12	Nays: 0
PCB EDTS 11-06	Favorable	Yeas: 12	Nays: 0
PCB EDTS 11-07	Favorable	Yeas: 12	Nays: 0
PCB EDTS 11-08	Favorable	Yeas: 13	Nays: 0
PCB EDTS 11-09	Favorable	Yeas: 12	Nays: 1

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Doug Holder (Chair)	X		
Joseph Abruzzo	X		
Mack Bernard	X		
Marti Coley	X		
Reggie Fullwood	X		
Bill Hager	X		
Ana Logan	X		
Charles McBurney	X		
W. Keith Perry	X		
Lake Ray	X		
Hazelle Rogers	X		
Patrick Rooney, Jr.	X		
Geraldine Thompson	X		
Carlos Trujillo	X		
Ritch Workman	X		
<b>Totals:</b>	<b>15</b>	<b>0</b>	<b>0</b>

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 143 : Tax Credits**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

**Tax Credits**

Fraser, Towson (Lobbyist) - Waive In Support  
 Southern Strategy Group, Inc  
 120 S Monroe  
 Tallahassee FL 32301  
 Phone: 850-671-4401

**Tax Credits**

Peterson, Corey (Lobbyist) - Waive In Support  
 Space X  
 106 E College Ave Ste #640  
 Tallahassee FL 32301  
 Phone: 850-224-1660

**Tax Credits**

West, Ryan (Lobbyist) - Waive In Support  
 Florida Chamber of Commerce  
 136 South Bronough Street  
 Tallahassee FL 32301  
 Phone: 850-521-1251

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 143 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Workman offered the following:

4  
5           **Amendment**  
6           Remove lines 185-186 and insert:  
7 an aerospace-sector jobs tax credit, a tuition reimbursement tax  
8 credit, or any other state tax credit or tax incentive refund  
9 for the same qualified employee.

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 493 : Tax on Sales, Use & Other Transactions**

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood		X			
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers		X			
Patrick Rooney, Jr.	X				
Geraldine Thompson		X			
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 11</b>		<b>Total Nays: 3</b>			

**Appearances:**

Tax on Sales, Use and Other Transactions  
 Allan, John M. - Partner - Proponent  
 Jones Day Law Firm for EXPEDIA  
 1420 Peachtree Street  
 Atlanta GA 30327  
 Phone: 404-581-8012

Tax on Sales, Use and Other Transactions  
 West, Ryan (Lobbyist) - Waive In Support  
 Florida Chamber of Commerce  
 136 South Bronough Street  
 Tallahassee FL 32301  
 Phone: 850-521-1251

Borton, Stuart - Opponent  
 Owner-Yellow Dog Cafe  
 905 US Highway 1  
 Malabar Florida 32950  
 Phone: 321-508-8550

Tax on Sales, Use and Other Transactions  
 Catoe, Paul - Opponent  
 President/CEO -Tampa Bay & Co./FACVB  
 401 East Jackson Street  
 Tampa Florida 33602  
 Phone: 813-342-4080

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location: 12 HOB**

Tax on Sales, Use and Other Transactions  
Cook, Leah - Director (Lobbyist) - Information Only  
The People of Florida  
3214 Coral Sea Court  
Tallahassee Florida 32312  
Phone: 850-661-1258

Tax on Sales, Use and Other Transactions  
Daniel, Lee - Opponent  
Executive Director, Visit Tallahassee  
106 East Jefferson Street  
Tallahassee Florida 32301  
Phone: 850-606-2310

Tax on Sales, Use and Other Transactions  
Downing, David - Opponent  
Deputy Director-Visit St. Petersburg  
52801 58th Street, Suite 2-200  
Clearwater Florida 33760  
Phone: 727-424-5190

Tax on Sales, Use and Other Transactions  
Gautam, Jan - Opponent  
President-GI Hotels Group  
PO Box 584  
Cape Canaveral Florida 32920

Tax on Sales, Use and Other Transactions  
Green, Jennifer, Consultant (Lobbyist) - Proponent  
EXPEDIA  
PO Box 390  
Tallahassee Florida 32302  
Phone: 850-841-1726

Tax on Sales, Use and Other Transactions  
Greenwald, Michael - Proponent  
President-Personalized Travel  
3261 NW 3rd Avenue  
Oakland Park Florida 33309  
Phone: 954-390-6363

Tax on Sales, Use and Other Transactions  
Harford, Michael - Opponent  
County Commissioner-Osceola County  
1 Courthouse Square  
Kissimmee Florida 34246  
Phone: 407-742-2000

Tax on Sales, Use and Other Transactions  
Hastings, Glenn - Opponent  
Executive Director-St. Johns County TDC  
500 San Sabastian View  
St. Augustine Florida 32084  
Phone: 904-209-4428

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location: 12 HOB**

**Tax on Sales, Use and Other Transactions**

**Heiser, Peggy - Opponent**

Vice President of Tourism Development

20 Airport Road

Palm Coast Florida 32168

Phone: 386-437-0106

**Tax on Sales, Use and Other Transactions**

**Jackson, Mark - Opponent**

Chairman of the Florida Association of Convention & Visitors Bureau

2701 Lake Myrtle Park Road

Auburndale Florida 33823

Phone: 863-559-9239

**Tax on Sales, Use and Other Transactions**

**Jeffries, Mark (Lobbyist) - Waive In Opposition**

Public Affairs Director-Orange County

201 South Rosalind Avenue

Orlando Florida 32801

Phone: 407-836-5909

**Tax on Sales, Use and Other Transactions**

**Langley, Gil - Opponent**

President CEO Amelia Island CVB

402 B. Centre

Fernandina Beach Florida 32034

Phone: 904-277-4369

**Tax on Sales, Use and Other Transactions**

**Longo, Hank - Opponent**

Manager of Visitor Services Central Florida CVB

101 Adventure Court

Davenport Florida 33837

Phone: 863-420-2586

**Tax on Sales, Use and Other Transactions**

**Maccini, Shelly - Opponent**

Interim CVB Director-Osceola County

1925 E. Irlo Bronson Memorial Highway

Kissimmee Florida 34744

Phone: 407-742-8230

**Tax on Sales, Use and Other Transactions**

**Mahroubi, Rozeta - Opponent**

Executive Director/Martin County CVB

101 SW Flagler Avenue

Stuart Florida 34994

Phone: 727-288-5451

**Tax on Sales, Use and Other Transactions**

**Mariotti, David - Opponent**

President, North Florida Hotel-Lodging Association

St. Johns Florida 32082

Phone: 904-273-9500

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**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location: 12 HOB**

Tax on Sales, Use and Other Transactions

McCarty, Jess (Lobbyist) - Opponent

Assistant County Attorney, Miami-Dade County

111 NW 1st Street Suite 2810

Miami Florida 33128

Phone: 305-979-7110

Tax on Sales, Use and Other Transactions

McInerney, Joseph - Opponent

President

1201 New York Avenue, NW #600

Washington DC 20005-3931

Phone: 202-289-3111

Tax on Sales, Use and Other Transactions

Middleton, Chris - Proponent

Membership Director-Independent Lodging Industry Association

2520 Venture Oaks Way

Sacramento California 94538

Phone: 925-478-0929

Tax on Sales, Use and Other Transactions

Orwig, Joanna - Proponent

Market Manager-Travelocity

1711 8th Street No.

St. Petersburg Florida 33704

Phone: 727-827-2400

Tax on Sales, Use and Other Transactions

Patel, Bharat - Opponent

Vice Chairman-CHOICE Hotels Owners Council

4800 N. Tamiami Trail

Sarasota Florida 34234

Phone: 941-692-3882

Tax on Sales, Use and Other Transactions

Patel, Jay - Opponent

4280 Eldriere Loop

Orange Park Florida 32073

Phone: 813-784-7710

Tax on Sales, Use and Other Transactions

Patel, Samir - Opponent

Owner Operator MGM Resorts LLC

8298 N. Wickhorn Road

Melbourne Florida 32940

Phone: 321-863-6986

Tax on Sales, Use and Other Transactions

Parisot, Dave - Opponent

Okaloosa County Commissioner

1804 Lewis Turner Blvd

Fort Walton Beach Florida 32547

Phone: 850-651-7105

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

Tax on Sales, Use and Other Transactions

Pearce, Gary - Proponent

Director of Business Development, Kissimmee CVB  
1925 E. Irlo Bronson Memorial Highway  
Kissimmee Florida 34744

Tax on Sales, Use and Other Transactions

Pigott, Tamara - Opponent

Executive Director, Lee County Visitor & Convention Bureau  
12800 University Drive, Suite 550  
Fort Myers Florida 33907  
Phone: 239-850-2117

Tax on Sales, Use and Other Transactions

Pitts, Brian - Information Only

Trustee-Justice-2-Jesus  
1119 Newton Avenue South  
S. Petersburg Florida 33705  
Phone: 727-897-9291

Tax on Sales, Use and Other Transactions

Rask, Tom - Proponent

Phone: 727-710-2800

Tax on Sales, Use and Other Transactions

Roth, Cari (Lobbyist) - Waive In Opposition

Manatee & Sarasota Counties  
101 N. Monroe Street, Suite 900  
Tallahassee Florida 32301  
Phone: 850-591-1094

Tax on Sales, Use and Other Transactions

Snyder, Jim (Lobbyist) - Opponent

President-Public Policy Associates, Inc  
1030-2 East Lafayette Street  
Tallahassee Florida 32301  
Phone: 850-224-2777

Tax on Sales, Use and Other Transactions

Talbert, Bill - Proponent

President & CEO, Greater Miami Convention & Visitors Bureau  
Miami Florida 33131  
Phone: 305-539-3040

Tax on Sales, Use and Other Transactions

Tooza, Colin - Proponent

Director of Government and Corporate Affairs - EXPEDIA, Inc.  
1120 G. Street NW Suite 410  
Washington DC  
Phone: 202-449-4739

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

Tax on Sales, Use and Other Transactions

Waits, Thomas - Information Only

Retired (Lodging Industry)

1104 Gardenia Drive

Tallahassee Florida 32312

Phone: 850-385-4437

Tax on Sales, Use and Other Transactions

Weber, Vicki (Lobbyist) - Waive In Support

Attorney, Hopping, Green & Sams

119 South Monroe Street #300

Tallahassee Florida 323014

Phone: 850-222-7500

Tax on Sales, Use and Other Transactions

Zingale, Jim (Lobbyist) - Opponent

Economist - Orange & Broward County

101 North Gadsden Street

Tallahassee Florida 32301

Phone: 850-251-7557

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB  
**HB 669 : Enterprise Zones**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Enterprise Zones  
Mallette, Kelly (Lobbyist) - Waive In Support  
City of Palm Bay  
104 W Jefferson Street  
Tallahassee FL 32301  
Phone: 850-224-3427

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 671 : Research and Development Tax Credits**

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Research and Development Tax Credits

Shiver, Stephen (Lobbyist) - Waive In Support  
 Associated Industries of Florida  
 215 S Monroe  
 Tallahassee FL 32312  
 Phone: 850-222-8900

Research and Development Tax Credits

Snow, Chris, Director of Government Relations (Lobbyist) - Proponent  
 Space Florida  
 1580 Waldo Palmer Lane  
 Tallahassee FL 32301  
 Phone: 321-474-9754

Research and Development Tax Credits

Spratt, Sharon - Manager Legislative Affairs (Lobbyist) - Waive In Support  
 Enterprise Florida  
 325 John Knox Road  
 Tallahassee FL 32308  
 Phone: 850-298-6644

Research and Development Tax Credits

Hedrick, Wendy (Lobbyist) - Waive In Support  
 BioFlorida, Inc  
 215 S Monroe  
 Tallahassee FL 32301  
 Phone: 850-205-9000

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location: 12 HOB**

Research and Development Tax Credits  
West, Ryan (Lobbyist) - Waive In Support  
Florida Chamber of Commerce  
136 South Bronough Street  
Tallahassee FL 32301  
Phone: 850-521-1251

**Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM**

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 671 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Workman offered the following:

4  
5  
6  
7

**Amendment**

Remove lines 25-60

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB  
**HB 725 : Enterprise Zones**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Enterprise Zones  
 Bonlarron, Todd, Legislative Affairs Director (Lobbyist) - Information Only  
 Palm Beach County  
 301 N Olive Ave  
 West Palm Beach FL 33401  
 Phone: 561-355-3451

Enterprise Zones  
 Parmelee, Kate (Lobbyist) - Proponent  
 Intergovernmental & Grants Coordinator, Monroe County  
 2901 SE Montez Road  
 Stuart FL 34586  
 Phone: 772-267-8585

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM



**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 873 : Corporate Tax Credits for Spaceflight Projects**

*Favorable With Committee Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 13</b>		<b>Total Nays: 0</b>			

**Appearances:**

Corporate Tax Credits for Spaceflight Projects  
 Fraser, Towson (Lobbyist) - Waive In Support  
 AIF  
 120 S Monroe  
 Tallahassee FL 32301  
 Phone: 850-671-4401

Corporate Tax Credits for Spaceflight Projects  
 Peterson, Corey (Lobbyist) - Waive In Support  
 Space X  
 106 E College Ave Ste #640  
 Tallahassee FL 32301  
 Phone: 850-224-1660

Corporate Tax Credits for Spaceflight Projects  
 Snow, Chris, Director of Government Relations (Lobbyist) - Waive In Support  
 Space Florida  
 1580 Waldo Palmer Lane  
 Tallahassee FL  
 Phone: 321-474-9754

Corporate Tax Credits for Spaceflight Projects  
 West, Ryan (Lobbyist) - Waive In Support  
 Florida Chamber of Commerce  
 136 South Bronough Street  
 Tallahassee FL 32301  
 Phone: 850-521-1251

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Crisafulli offered the following:

4

5 **Amendment**

6 Remove line 217 and insert:

7 transferred pursuant to s. 220.194(6) may not be deducted by

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Crisafulli offered the following:  
4

5 **Amendment**

6 Remove lines 373-375 and insert:

7 taxable year beginning on or after October 1, 2015:

8 1. A certified spaceflight business may take a  
9 nontransferable corporate income tax credit for up to

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Crisafulli offered the following:

4

5 **Amendment**

6 Remove lines 562-563 and insert:  
7 certified for transfer which is disallowed over the amount of  
8 the net operating loss certified for the credit. The certified  
9 business and its

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

Amendment No. 4

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Crisafulli offered the following:  
4

**Amendment (with title amendment)**

5 Between lines 609 and 610, insert:

6 Section 7. Paragraph (c) of subsection (2) of section  
7 288.1045, Florida Statutes, is amended to read:  
8

9 288.1045 Qualified defense contractor and space flight  
10 business tax refund program.—

11 (2) GRANTING OF A TAX REFUND; ELIGIBLE AMOUNTS.—

12 (c) A qualified applicant may not receive more than \$7 \$5  
13 million in tax refunds pursuant to this section in all fiscal  
14 years.

15 Section 8. Paragraph (c) of subsection (3) of section  
16 288.106, Florida Statutes, is amended to read:

17 288.106 Tax refund program for qualified target industry  
18 businesses.—

19 (3) TAX REFUND; ELIGIBLE AMOUNTS.—

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

Amendment No. 4

20 (c) A qualified target industry business may not receive  
21 refund payments of more than 25 percent of the total tax refunds  
22 specified in the tax refund agreement under subparagraph  
23 (5)(a)1. in any fiscal year. Further, a qualified target  
24 industry business may not receive more than \$1.5 million in  
25 refunds under this section in any single fiscal year, or more  
26 than \$2.5 million in any single fiscal year if the project is  
27 located in an enterprise zone. A qualified target industry  
28 business may not receive more than ~~\$7~~ \$5 million in refund  
29 payments under this section in all fiscal years, or more than  
30 \$7.5 million if the project is located in an enterprise zone.  
31  
32  
33

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

36 Remove lines 2-53 and insert:

37 An act relating to corporate tax credits and refunds; amending  
38 s. 14.2015, F.S.; authorizing the Office of Tourism, Trade, and  
39 Economic Development to administer corporate income tax credits  
40 for spaceflight projects; amending s. 213.053, F.S.; authorizing  
41 the Department of Revenue to share information relating to  
42 corporate income tax credits for spaceflight projects with the  
43 Office of Tourism, Trade, and Economic Development; amending s.  
44 220.02, F.S.; revising the order in which credits against the  
45 corporate income tax or franchise tax may be taken to include  
46 credits for spaceflight projects; amending s. 220.13, F.S.;  
47 requiring that the amount taken as a credit for a spaceflight

## COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

## Amendment No. 4

48 project be added to taxable income; prohibiting a deduction from  
49 taxable income for any net operating loss taken as a credit  
50 against corporate income taxes or transferred; amending s.  
51 220.16, F.S.; requiring that the amount of payments received in  
52 exchange for transferring a net operating loss for spaceflight  
53 projects be allocated to the state; creating s. 220.194, F.S.;  
54 providing a short title; providing legislative purpose; defining  
55 terms; authorizing a certified spaceflight business to take or  
56 transfer corporate income tax credits related to spaceflight  
57 projects carried out in this state; specifying tax credit  
58 amounts and business eligibility criteria; providing  
59 limitations; requiring a business to demonstrate to the  
60 satisfaction of the office and the department its eligibility to  
61 claim a tax credit; requiring a business to submit an  
62 application to the office for approval to earn credits;  
63 specifying the required contents of the application; requiring  
64 the office to approve or deny an application within 60 days  
65 after receipt; specifying the approval process; requiring a  
66 spaceflight business to submit an application for certification  
67 to the office; specifying the required contents of an  
68 application for certification; specifying the approval process;  
69 requiring the office to submit a copy of an approved  
70 certification to the department; providing procedures for  
71 transferring a tax credit to a taxpayer; authorizing the  
72 department to perform audits and investigations necessary to  
73 verify the accuracy of returns relating to the tax credit;  
74 specifying circumstances under which the office may revoke or  
75 modify a certification that grants eligibility for tax credits;

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 873 (2011)

Amendment No. 4

76 requiring a certified spaceflight business to file an amended  
77 return and pay any required tax within 60 days after receiving  
78 notice that previously approved tax credits have been revoked or  
79 modified; authorizing the department to assess additional taxes,  
80 interest, or penalties; authorizing the office and the  
81 department to adopt rules; requiring the office to submit an  
82 annual report to the Governor and Legislature regarding the  
83 Florida Space Business Incentives Act; revising s.  
84 288.1045(2)(c), F.S., revising a limitation on the maximum  
85 amount of tax refund a defense or space flight contractor may  
86 receive; amending s. 288.106, F.S.; revising a limitation on the  
87 maximum amount of tax refund a qualified target industry  
88 business may receive; providing for application; providing an  
89 effective date.



**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 1069 : Capital Investment Tax Credits**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Capital Investment Tax Credits

Spratt, Sharon - Manager Legislative Affairs (Lobbyist) - Waive In Support  
 Enterprise Florida  
 325 John Knox Road  
 Tallahassee FL 32308  
 Phone: 850-298-6644

Capital Investment Tax Credits

Thibodaux, Beth (Lobbyist) - Waive In Support  
 Darden Restaurants, Inc  
 1000 Darden Center Dr  
 Orlando FL 32837  
 Phone: 407-245-6734

Capital Investment Tax Credits

Hedrick, Wendy (Lobbyist) - Waive In Support  
 Florida Restaurant and Lodging Association  
 215 S Monroe Street  
 Tallahassee FL 32301  
 Phone: 850-205-9000

Capital Investment Tax Credits

West, Ryan (Lobbyist) - Waive In Support  
 Florida Chamber of Commerce  
 136 South Bronough Street  
 Tallahassee FL 32301  
 Phone: 850-521-1251

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1069 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee

3 Representative(s) Dorworth offered the following:

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

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (r) of subsection (5) of section  
8 212.08, Florida Statutes, is created to read:

9 (r) Capital investment tax credit; authorization;  
10 eligibility for credits.--The credit against the state sales and  
11 use tax granted pursuant to s. 220.191(2)(d) shall be deducted  
12 from any sales and use tax remitted by the dealer to the  
13 department by electronic funds transfer and may only be deducted  
14 on a sales and use tax return initiated through electronic data  
15 interchange. The dealer shall separately state the credit on the  
16 electronic return. The net amount of tax due and payable must be  
17 remitted by electronic funds transfer. If the credit is larger  
18 than the amount owed on the sales and use tax return, the unused  
19 portion may be carried forward to a succeeding reporting period

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1069 (2011)

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20 within the 12-month period immediately following the first  
21 return approved by the department that the dealer may claim. The  
22 credit expires at the end of the 12-month period approved by the  
23 department and may not be claimed on a sales and use tax return  
24 filed with the department after the end of the 12-month period.

25 Section 2. Section 220.191, Florida Statutes, is amended  
26 to read:

27 220.191 Capital investment tax credit.—

28 (1) DEFINITIONS.—As used in ~~For purposes of~~ this section,  
29 the term:

30 (a) "Commencement of operations" means the beginning of  
31 active operations by a qualifying business of the principal  
32 function for which a qualifying project was constructed.

33 (b) "Cumulative capital investment" means the total  
34 capital investment in land, buildings, and equipment made in  
35 connection with a qualifying project during the period from the  
36 beginning of construction of the project to the commencement of  
37 operations.

38 (c) "Eligible capital costs" means all expenses incurred  
39 by a qualifying business in connection with the acquisition,  
40 construction, installation, and equipping of a qualifying  
41 project during the period from the beginning of construction of  
42 the project to the commencement of operations, including, but  
43 not limited to:

44 1. The costs of acquiring, constructing, installing,  
45 equipping, and financing a qualifying project, including all  
46 obligations incurred for labor and obligations to contractors,  
47 subcontractors, builders, and materialmen.

COMMITTEE/SUBCOMMITTEE AMENDMENT

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48 2. The costs of acquiring land or rights to land and any  
49 cost incidental thereto, including recording fees.

50 3. The costs of architectural and engineering services,  
51 including test borings, surveys, estimates, plans and  
52 specifications, preliminary investigations, environmental  
53 mitigation, and supervision of construction, as well as the  
54 performance of all duties required by or consequent to the  
55 acquisition, construction, installation, and equipping of a  
56 qualifying project.

57 4. The costs associated with the installation of fixtures  
58 and equipment; surveys, including archaeological and  
59 environmental surveys; site tests and inspections; subsurface  
60 site work and excavation; removal of structures, roadways, and  
61 other surface obstructions; filling, grading, paving, and  
62 provisions for drainage, storm water retention, and installation  
63 of utilities, including water, sewer, sewage treatment, gas,  
64 electricity, communications, and similar facilities; and offsite  
65 construction of utility extensions to the boundaries of the  
66 property.

67

68 ~~The term does eligible capital costs shall~~ not include the cost  
69 of any property previously owned or leased by the qualifying  
70 business.

71 (d) "Income generated by or arising out of the qualifying  
72 project" means the qualifying project's annual taxable income as  
73 determined by generally accepted accounting principles and under  
74 s. 220.13.

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Bill No. HB 1069 (2011)

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75 (e) "Jobs" means full-time equivalent positions, as that  
76 term is consistent with terms used by the Agency for Workforce  
77 Innovation and the United States Department of Labor for  
78 purposes of unemployment tax administration and employment  
79 estimation, resulting directly from a project in this state. The  
80 term does not include temporary construction jobs involved in  
81 the construction of the project facility.

82 (f) "Office" means the Office of Tourism, Trade, and  
83 Economic Development.

84 (g) "Qualifying business" means a business which  
85 establishes a qualifying project in this state and which is  
86 certified by the office to receive tax credits pursuant to this  
87 section.

88 (h) "Qualifying project" means:

89 1. A new or expanding facility in this state which creates  
90 at least 100 new jobs in this state and is in one of the high-  
91 impact sectors identified by Enterprise Florida, Inc., and  
92 certified by the office pursuant to s. 288.108(6), including,  
93 but not limited to, aviation, aerospace, automotive, and silicon  
94 technology industries;

95 2. A new or expanded facility in this state which is  
96 engaged in a target industry designated pursuant to the  
97 procedure specified in s. 288.106(2)(t) and which is induced by  
98 this credit to create or retain at least 1,000 jobs in this  
99 state, provided that at least 100 of those jobs are new, pay an  
100 annual average wage of at least 130 percent of the average  
101 private sector wage in the area as defined in s. 288.106(2), and  
102 make a cumulative capital investment of at least \$100 million

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103 after July 1, 2005. Jobs may be considered retained only if  
104 there is significant evidence that the loss of jobs is imminent.  
105 Notwithstanding subsection (2), annual credits against the tax  
106 imposed by this chapter may ~~shall~~ not exceed 50 percent of the  
107 increased annual corporate income tax liability or the premium  
108 tax liability generated by or arising out of a project  
109 qualifying under this subparagraph. A facility that qualifies  
110 under this subparagraph for an annual credit against the tax  
111 imposed by this chapter may take the tax credit for a period not  
112 to exceed 5 years; or

113 3. A new or expanded headquarters facility in this state  
114 which locates in an enterprise zone and brownfield area and is  
115 induced by this credit to create at least 1,500 jobs which on  
116 average pay at least 200 percent of the statewide average annual  
117 private sector wage, as published by the Agency for Workforce  
118 Innovation or its successor, and which new or expanded  
119 headquarters facility makes a cumulative capital investment in  
120 this state of at least \$250 million.

121 (2) (a) An annual credit against the tax imposed by this  
122 chapter shall be granted to any qualifying business in an amount  
123 equal to 5 percent of the eligible capital costs generated by a  
124 qualifying project, for a period not to exceed 20 years  
125 beginning with the commencement of operations of the project.  
126 Unless assigned as described in this subsection, the tax credit  
127 shall be granted against only the corporate income tax liability  
128 or the premium tax liability generated by or arising out of the  
129 qualifying project, and the sum of all tax credits provided  
130 pursuant to this section may ~~shall~~ not exceed 100 percent of the

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131 eligible capital costs of the project. Except as provided in  
132 paragraph (d), a ~~In no event may any~~ credit granted under this  
133 section ~~may not~~ be carried forward or backward by any qualifying  
134 business with respect to a subsequent or prior year. The annual  
135 tax credit granted under this section ~~may shall~~ not exceed the  
136 following percentages of the annual corporate income tax  
137 liability or the premium tax liability generated by or arising  
138 out of a qualifying project:

139 1. One hundred percent for a qualifying project which  
140 results in a cumulative capital investment of at least \$100  
141 million.

142 2. Seventy-five percent for a qualifying project which  
143 results in a cumulative capital investment of at least \$50  
144 million but less than \$100 million.

145 3. Fifty percent for a qualifying project which results in  
146 a cumulative capital investment of at least \$25 million but less  
147 than \$50 million.

148 (b) A qualifying project that ~~which~~ results in a  
149 cumulative capital investment of less than \$25 million is not  
150 eligible for the capital investment tax credit. An insurance  
151 company claiming a credit against premium tax liability under  
152 this program is shall not be required to pay any additional  
153 retaliatory tax levied pursuant to s. 624.5091 as a result of  
154 claiming such credit. Because credits under this section are  
155 available to an insurance company, s. 624.5091 does not limit  
156 such credit in any manner.

157 (c) A qualifying business that establishes a qualifying  
158 project that includes locating a new solar panel manufacturing

## COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1069 (2011)

## Amendment No. 1

159 facility in this state that generates a minimum of 400 jobs  
160 within 6 months after commencement of operations with an average  
161 salary of at least \$50,000 may assign or transfer the annual  
162 credit, or any portion thereof, granted under this section to  
163 any other business. However, the amount of the tax credit that  
164 may be transferred in any year is ~~shall~~ be the lesser of the  
165 qualifying business's state corporate income tax liability for  
166 that year, as limited by the percentages applicable under  
167 paragraph (a) and as calculated before ~~prior to~~ taking any  
168 credit pursuant to this section, or the credit amount granted  
169 for that year. A business receiving the transferred or assigned  
170 credits may use the credits only in the year received, and the  
171 credits may not be carried forward or backward. To perfect the  
172 transfer, the transferor must ~~shall~~ provide the department with  
173 a written transfer statement notifying the department of the  
174 transferor's intent to transfer the tax credits to the  
175 transferee; the date the transfer is effective; the transferee's  
176 name, address, and federal taxpayer identification number; the  
177 tax period; and the amount of tax credits to be transferred. The  
178 department shall, upon receipt of a transfer statement  
179 conforming to the requirements of this paragraph, provide the  
180 transferee with a certificate reflecting the tax credit amounts  
181 transferred. A copy of the certificate must be attached to each  
182 tax return for which the transferee seeks to apply such tax  
183 credits.

184 (d) For taxable years beginning on or after January 1,  
185 2011, if a credit granted under this subsection is not fully  
186 used in a taxable year going forward because of insufficient tax



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187 liability on the part of the qualifying business, the qualifying  
188 business is entitled to a sales and use tax credit against its  
189 state sales and use tax liability in an amount equal to the  
190 corporate income or insurance premium tax credit that could not  
191 be used in that tax year because of insufficient tax liability  
192 arising out of the project. The sales and use tax credit shall  
193 be granted against state sales and use taxes collected,  
194 reported, and remitted pursuant to chapter 212 during the 12-  
195 month period beginning on the date that the qualifying business  
196 files its corporate income tax return for the year in which the  
197 credit granted under this subsection is not fully used.

198 1. The sales and use tax credit granted under this  
199 paragraph is subject to the following:

200 a. A qualifying business that applies its sales and use  
201 tax credit against its sales and use tax liability must make  
202 capital investments in Florida, in addition to its cumulative  
203 capital investment, in an amount equal to or greater than the  
204 applied credit within 5 years after the date that the qualifying  
205 business first applied the sales and use tax credit to its sales  
206 and use tax return.

207 b. A qualifying business must annually provide to the  
208 office, the President of the Senate, and the Speaker of the  
209 House of Representatives a report listing the capital  
210 investments made in each tax year of the business in which the  
211 business claims a sales and use tax credit pursuant to this  
212 paragraph and must provide a final summary report of all capital  
213 investments made pursuant to requirements of this paragraph.

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214 c. If the qualifying business fails to make the capital  
215 investments pursuant to subparagraph (a)1. or if the business  
216 fails to report its capital investments pursuant to subparagraph  
217 (a)2., the qualifying business shall repay to the department the  
218 difference between the sales and use tax credits received and  
219 the amount of capital investments accounted for, plus interest  
220 as provided for delinquent taxes under chapter 212.

221 d. To be eligible for the sales and use tax credit, a  
222 qualifying business must have its headquarters in this state;  
223 qualify for the capital investment tax credit pursuant to  
224 subparagraph (a)1.; and between January 1, 2006, and December  
225 31, 2008, signed an agreement with the department for the  
226 determination of income generated by or arising out of the  
227 qualifying project.

228 e. The qualifying business must notify the department of  
229 its intent to apply the credit against its state sales and use  
230 taxes and the amount it is entitled to claim prior to claiming  
231 the credit as provided in s. 212.08(5)(r). The department will  
232 send written instructions to the taxpayer on how to claim the  
233 credit on a sales and use tax return initiated through  
234 electronic data exchange.

235 2. The maximum amount of tax credits that any one  
236 qualifying business may claim as a state sales and use tax  
237 credit under this section on sales and use tax returns due  
238 during any state fiscal year is \$5 million.

239 3. The office and the department may adopt rules to  
240 administer this paragraph.

COMMITTEE/SUBCOMMITTEE AMENDMENT

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241 (3) (a) Notwithstanding subsection (2), an annual credit  
242 against the tax imposed by this chapter shall be granted to a  
243 qualifying business which establishes a qualifying project  
244 pursuant to subparagraph (1) (h)3., in an amount equal to the  
245 lesser of \$15 million or 5 percent of the eligible capital costs  
246 made in connection with a qualifying project, for a period not  
247 to exceed 20 years beginning with the commencement of operations  
248 of the project. The tax credit shall be granted against the  
249 corporate income tax liability of the qualifying business and as  
250 further provided in paragraph (c). The total tax credit provided  
251 pursuant to this subsection shall be equal to no more than 100  
252 percent of the eligible capital costs of the qualifying project.

253 (b) If the credit granted under this subsection is not  
254 fully used in any one year because of insufficient tax liability  
255 on the part of the qualifying business, the unused amount may be  
256 carried forward for a period not to exceed 20 years after the  
257 commencement of operations of the project. The carryover credit  
258 may be used in a subsequent year when the tax imposed by this  
259 chapter for that year exceeds the credit for which the  
260 qualifying business is eligible in that year under this  
261 subsection after applying the other credits and unused  
262 carryovers in the order provided by s. 220.02(8).

263 (c) The credit granted under this subsection may be used  
264 in whole or in part by the qualifying business or any  
265 corporation that is either a member of that qualifying  
266 business's affiliated group of corporations, is a related entity  
267 taxable as a cooperative under subchapter T of the Internal  
268 Revenue Code, or, if the qualifying business is an entity

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269 taxable as a cooperative under subchapter T of the Internal  
270 Revenue Code, is related to the qualifying business. Any entity  
271 related to the qualifying business may continue to file as a  
272 member of a Florida-nexus consolidated group pursuant to a prior  
273 election made under s. 220.131(1), Florida Statutes (1985), even  
274 if the parent of the group changes due to a direct or indirect  
275 acquisition of the former common parent of the group. Any credit  
276 can be used by any of the affiliated companies or related  
277 entities referenced in this paragraph to the same extent as it  
278 could have been used by the qualifying business. However, any  
279 such use shall not operate to increase the amount of the credit  
280 or extend the period within which the credit must be used.

281 (4) ~~Before~~ Prior to receiving tax credits pursuant to this  
282 section, a qualifying business must achieve and maintain the  
283 minimum employment goals beginning with the commencement of  
284 operations at a qualifying project and continuing each year  
285 thereafter during which tax credits are available pursuant to  
286 this section.

287 (5) Applications shall be reviewed and certified pursuant  
288 to s. 288.061. The office, upon a recommendation by Enterprise  
289 Florida, Inc., shall first certify a business as eligible to  
290 receive tax credits pursuant to this section prior to the  
291 commencement of operations of a qualifying project, and such  
292 certification shall be transmitted to the Department ~~of Revenue~~.  
293 Upon receipt of the certification, the Department ~~of Revenue~~  
294 shall enter into a written agreement with the qualifying  
295 business specifying, at a minimum, the method by which income

COMMITTEE/SUBCOMMITTEE AMENDMENT

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296 generated by or arising out of the qualifying project will be  
297 determined.

298 (6) The office, in consultation with Enterprise Florida,  
299 Inc., is authorized to develop the necessary guidelines and  
300 application materials for the certification process described in  
301 subsection (5).

302 (7) ~~It shall be the responsibility of~~ The qualifying  
303 business has the responsibility to affirmatively demonstrate to  
304 the satisfaction of the Department ~~of Revenue~~ that such business  
305 meets the job creation and capital investment requirements of  
306 this section.

307 (8) The Department ~~of Revenue~~ may specify by rule the  
308 methods by which a project's pro forma annual taxable income is  
309 determined.

310 Section 3. This act shall take effect July 1, 2011.

311

312

313

314

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

315

Remove the entire title and insert:

316

A bill to be entitled

317

An act relating to the capital investment tax credit;

318

amending s. 212.08, F.S.; specifying procedures to claim a sales

319

and use tax credit; amending s. 220.191, F.S.; authorizing a

320

qualifying business that has insufficient corporate income tax

321

liability to fully claim a capital investment tax credit to

322

apply the credit against its liability for sales and use taxes

323

to be collected, reported, and remitted to the Department of

COMMITTEE/SUBCOMMITTEE AMENDMENT

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324 Revenue; requiring a qualifying business that receives a credit  
325 against its sales and use tax liability to make additional  
326 capital investments; requiring a qualifying business to annually  
327 report its capital investments to the Office of Tourism, Trade,  
328 and Economic Development, the President of the Senate, and the  
329 Speaker of the House of Representatives; requiring a qualifying  
330 business that fails to make the required capital investments to  
331 repay the amount of the sales and use tax credit claimed with  
332 interest; limiting the availability of the sales and use tax  
333 credit to certain businesses that have their headquarters in  
334 this state, that qualify for the capital investment tax credit  
335 under certain circumstances, and that entered in an agreement  
336 with the Department of Revenue during a certain period; limiting  
337 the annual amount of tax credits that may be approved for each  
338 eligible qualifying business; authorizing the Office of Tourism,  
339 Trade, and Economic Development and the Department of Revenue to  
340 adopt rules; providing an effective date.

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 1301 : Economic Development**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson		X			
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**Appearances:**

Economic Development  
Pitts, Brian - Proponent  
Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

Economic Development  
Rask, Tom (General Public) - Opponent  
Seminole FL 33776  
Phone: 727-710-2800

Economic Development  
Shiver, Stephen (Lobbyist) - Information Only  
Associated Industries of FL  
215 S Monroe Street  
Tallahassee FL 32301  
Phone: 850-222-8900

Economic Development  
West, Ryan (Lobbyist) - Waive In Support  
Florida Chamber of Commerce  
136 South Bronough Street  
Tallahassee FL 32301  
Phone: 850-521-1251

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 1309 : Economic Recovery from the Deepwater Horizon Disaster**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley	X				
Reggie Fullwood			X		
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson			X		
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 12</b>		<b>Total Nays: 0</b>			

**Appearances:**

Economic Recovery from the Deepwater Horizon Disaster  
Pitts, Brian - Information Only  
Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

Economic Recovery from the Deepwater Horizon Disaster  
Parisot, Dave - Proponent  
Okaloosa County Commissioner  
1804 Lewis Turner Boulevard  
Fort Walton Beach FL 32547  
Phone: 850-651-7165

Economic Recovery from the Deepwater Horizon Disaster  
West, Ryan (Lobbyist) - Waive In Support  
Florida Chamber of Commerce  
136 South Bronough Street  
Tallahassee FL 32301  
Phone: 850-521-1251

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM



COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1309 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee  
3 Representative(s) Coley offered the following:  
4

**Amendment (with title amendment)**

Between lines 53 and 54, insert:

7 (c) When the Office of Tourism, Trade, and Economic  
8 Development determines it is in the best interest of the public  
9 for reasons of facilitating economic development, growth, or new  
10 employment in the area designated under this subsection, the  
11 Office may, between July 1, 2011, and June 30, 2014, allow a  
12 qualified target industry business from another state which  
13 relocates all or a portion of its business in the area, to  
14 receive a tax refund payment of up to \$6,000 multiplied by the  
15 number of jobs specified in the tax refund agreement under s.  
16 288.106(5)(a)1. If the business meets the criteria under s.  
17 288.106(3)(b)4., the business is eligible for the additional tax  
18 refund payments pursuant to that provision. The project must

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1309 (2011)

Amendment No. 1

19 meet all criteria established under s. 288.106 unless it is  
20 expressly waived by the Governor.

21

22

23

-----

24

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

25

Remove line 10 and insert:

26

specified requirements; providing for increased refund payments

27

under s. 288.106; providing appropriations;

28

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1309 (2011)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Economic Development &  
 2 Tourism Subcommittee  
 3 Representative(s) Coley offered the following:  
 4

**Amendment (with title amendment)**

Remove line 46 and insert:

7 Escambia, Franklin, Gulf, Okaloosa, Santa Rosa, Wakulla, and  
 8 Walton, and

11 -----  
 12 **T I T L E A M E N D M E N T**

13 Remove line 5 and insert:

14 Santa Rosa, Wakulla, and Walton, and the municipalities within

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**HB 1425 : State Minimum Wage**

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo		X			
Mack Bernard		X			
Marti Coley	X				
Reggie Fullwood		X			
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray			X		
Hazelle Rogers		X			
Patrick Rooney, Jr.	X				
Geraldine Thompson		X			
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)	X				
<b>Total Yeas: 9</b>		<b>Total Nays: 5</b>			

**Appearances:**

State Minimum Wage

Pitts, Brian - Proponent

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

State Minimum Wage

Templin, Rich (Lobbyist) - Opponent

Florida AFL-CIO

135 S. Monroe

Tallahassee FL 32301

Phone: 850-224-6926

State Minimum Wage

Willims, Robert - Opponent

Florida Legal Services

2425 Torreya Drive

Tallahassee FL 32303

Phone: 850-385-7900

State Minimum Wage

Coker, Chris (Lobbyist) (State Employee) - Information Only

AWI

1015 Browning Drive

Tallahassee FL 32308

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

State Minimum Wage

West, Ryan (Lobbyist) - Waive In Support

Florida Chamber of Commerce

136 South Bronough Street

Tallahassee FL 32301

Phone: 850-521-1251

State Minimum Wage

Hedrick, Wendy (Lobbyist) - Proponent

Florida Restaurant and Lodging Association

215 S Monroe

Tallahassee FL 32301

Phone: 850-205-9000

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1425 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Economic Development &  
2 Tourism Subcommittee

3 Representative(s) Tobia offered the following:  
4

5 **Amendment (with directory amendment)**

6 Remove lines 12-31 and insert:

7 (3) As used in this section, the terms:

8 (a) "Adjusted Real Wage Rate" means the wage rate  
9 establishing purchasing power parity with the base-period wage  
10 rate of \$6.15 set by Florida in 2005.

11 (b) "Federal Minimum Wage Rate" means the minimum wage  
12 rate set by the federal government.

13 (c) "CPI-W" means the Consumer Price Index, not seasonally  
14 adjusted, for Urban Wage Earners and Clerical Workers for the  
15 South Region, or a successor index as calculated by the United  
16 States Department of Labor.

17 (34) Effective May 2, 2005, employers shall pay employees  
18 a minimum wage at an hourly rate of \$6.15 for all hours worked  
19 in Florida. Only those individuals entitled to receive the  
20 federal minimum wage under the federal Fair Labor Standards Act

## COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1425 (2011)

Amendment No. 1

21 and its implementing regulations shall be eligible to receive  
22 the state minimum wage pursuant to s. 24, Art. X of the State  
23 Constitution and this section. The provisions of ss. 213 and 214  
24 of the federal Fair Labor Standards Act, as interpreted by  
25 applicable federal regulations and implemented by the Secretary  
26 of Labor, are incorporated herein.

27 (45) (a) Beginning September 30, 2005, and annually on  
28 September 30 thereafter, the Agency for Workforce Innovation  
29 shall calculate an Adjusted ~~state minimum~~ Real Wage Rate by  
30 ~~increasing the state minimum wage by using~~ the rate of inflation  
31 for the 12 months ~~prior to~~ preceding September 1. In  
32 calculating the Adjusted ~~state minimum~~ Real Wage Rate, the  
33 agency shall ~~use the Consumer Price Index for Urban Wage Earners~~  
34 ~~and Clerical Workers, not seasonally adjusted, for the South~~  
35 ~~Region of a successor index as calculated by the United States~~  
36 ~~Department of Labor.~~ calculate the rate of inflation by  
37 computing the percentage change in the CPI-W. Each year the rate  
38 of inflation will be multiplied by the prior year's computed  
39 Adjusted Real Wage Rate. This provides the amount to be added  
40 to, or subtracted from, the previous year's computed Adjusted  
41 Real Wage Rate. The computed Adjusted Real Wage Rate becomes the  
42 Florida Minimum Wage, as defined in s. 448.109(1) (b), if both  
43 the prior year's Florida Minimum Wage and the current Federal  
44 Minimum Wage Rate are lower than the Adjusted Real Wage Rate.  
45 If the Adjusted Real Wage Rate is lower than the prior year's  
46 Florida Minimum Wage and lower than the Federal Minimum Wage  
47 Rate, then the higher of the two would become the Florida  
48 Minimum Wage for the subsequent year. The Adjusted Real Wage

Amendment No. 1

49 Rate shall be the only basis used for calculating the subsequent  
50 year's Adjusted Real Wage Rate. Each ~~adjusted state~~ Florida  
51 Minimum Wage takes effect on the following January 1, ~~with the~~  
52 ~~adjusted minimum wage rate to take effect on January 1, 2006.~~

53  
54  
55  
56  
57  
58  
59  
60

-----

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

Remove line 8 and insert:

New subsection (2) is added to, subsections (3) and (4) are  
renumbered, and paragraph (a) of renumbered subsection (4) of  
section



**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-02 : Department of Labor and Employment Security**

*Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley			X		
Reggie Fullwood			X		
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson			X		
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 11</b>		<b>Total Nays: 0</b>			

**Appearances:**

Department of Labor and Employment Security  
Pitts, Brian - Information Only  
Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-03 : Florida-Caribbean Basin Trade Initiative**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers		X			
Patrick Rooney, Jr.	X				
Geraldine Thompson		X			
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 11      Total Nays: 2</b>					

**Appearances:**

Florida Caribbean Basin Trade Initiative  
Pitts, Brian - Proponent  
Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-04 : Florida Trade Data Center**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard				X	
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 12      Total Nays: 0</b>					

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-05 : Microenterprises**

*Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard				X	
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 12</b>		<b>Total Nays: 0</b>			

**Appearances:**

Microenterprises  
Pitts, Brian - Proponent  
Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-06 : United States Department of Defense Base Realignment Closure 2005 Process**

*Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard				X	
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 12      Total Nays: 0</b>					

**Appearances:**

United States Department of Defense Base Realignment Closure 2005 Process  
Pitts, Brian - Information Only  
Justice-2-Jesus  
1119 Newton Ave. S.  
St. Petersburg FL 33705  
Phone: 727-897-9291

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-07 : Inner City Redevelopment Review Panel**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard				X	
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 12</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-08 : Telecommunications Company Workers**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers	X				
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 13</b>		<b>Total Nays: 0</b>			

**Appearances:**

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

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM

**COMMITTEE MEETING REPORT**  
**Economic Development & Tourism Subcommittee**

**3/22/2011 12:00:00PM**

**Location:** 12 HOB

**PCB EDTS 11-09 : Agency for Workforce Innovation**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Mack Bernard	X				
Marti Coley			X		
Reggie Fullwood	X				
Bill Hager	X				
Ana Logan	X				
Charles McBurney	X				
W. Keith Perry	X				
Lake Ray	X				
Hazelle Rogers		X			
Patrick Rooney, Jr.	X				
Geraldine Thompson	X				
Carlos Trujillo	X				
Ritch Workman	X				
Doug Holder (Chair)				X	
<b>Total Yeas: 12</b>		<b>Total Nays: 1</b>			

Committee meeting was reported out: Wednesday, March 23, 2011 11:23:50AM