



Transportation & Economic Development Appropriations Subcommittee

Meeting Packet

**March 4, 2015
9:00 a.m. – 11:00 a.m.
Reed Hall**



The Florida House of Representatives

Appropriations Committee

Transportation & Economic Development Appropriations Subcommittee

Steve Crisafulli
Speaker

Clay Ingram
Chair

March 4, 2015

AGENDA
9:00 AM – 11:00 AM
Reed Hall

- I. **Call to Order/Roll Call**
- II. **Consideration of Bills**
 - CS/HB 145 Commercial Motor Vehicle Review Board by Highway & Waterway Safety Subcommittee, Rep. Beshears
 - HB 257 Freight Logistics Zones by Rep. Ray
 - CS/HB 329 Special License Plates by Highway & Waterway Safety Subcommittee, Rep. Ingram
- III. **Department of Economic Opportunity Presentation**
 - Karl Blischke, Director, Division of Strategic Business Development*
- IV. **Florida Sports Foundation Presentation**
 - John Webb, President, Florida Sports Foundation*
- V. **Closing Remarks/Adjourn**

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 145 Commercial Motor Vehicle Review Board
SPONSOR(S): Highway & Waterway Safety Subcommittee and Beshears
TIED BILLS: IDEN./SIM. **BILLS:** SB 220

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Highway & Waterway Safety Subcommittee	10 Y, 1 N, As CS	Whittaker	Smith
2) Transportation & Economic Development Appropriations Subcommittee		Cobb	Davis
3) Economic Affairs Committee			

SUMMARY ANALYSIS

The Commercial Motor Vehicle Review Board (Board) is the state entity created in statute that functions to consider protested commercial vehicle citations. The Board may review, sustain, modify, cancel, or revoke any penalty imposed on any vehicle or person under the provisions of chapter 316, F.S., relating to weights imposed on the highways by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations. Any person may, upon payment of his or her penalty, apply to the Board for a modification, cancellation, or revocation of a penalty for violations of certain commercial vehicle regulations. The Board is part of the Florida Department of Transportation (FDOT), and has three permanent members who are the Secretary of the Department of Transportation, the Executive Director of the Department of Highway Safety and Motor Vehicles (DHSMV), and the Commissioner of Agriculture, or their authorized representatives.

This bill revises the membership of the Board by adding four appointed members who have private sector experience in the state of Florida. The Governor will appoint three of the members from the private sector: one from the road construction industry, one from the trucking industry, and one with a general business or legal background. The Commissioner of Agriculture will appoint the final member of the Board from the agriculture industry. Appointments must be made by September 1, 2015, for terms beginning October 1, 2015.

The bill provides that the Governor may remove appointed members of the Board for misconduct, malfeasance, misfeasance, or nonfeasance in office. Each member must take an oath of office pledging to honestly, faithfully, and impartially perform his or her duties before beginning official action on the Board.

The bill provides that official action may be taken by a quorum of the Board. Four members will constitute a quorum.

This bill further provides that whenever a driver is issued a citation for exceeding weight limits established by s. 316.535, F.S., by means of a portable scale, the driver may proceed to the next weigh station or public scale for verification of weight. If the vehicle is found to be in compliance with the weight requirements of this chapter at the fixed scale, the driver may submit, by US mail, both the portable scale citation and certified scale ticket to the Commercial Motor Vehicle Review Board for revocation of the penalty.

It is unknown whether this bill will result in changes to the number of citations heard by the Board, or the total amount of refunds granted. Changes to the total amount of funds received from commercial motor vehicle compliance penalties would impact the State Transportation Trust Fund. The fiscal impact of this bill is indeterminate. See Fiscal Comments.

The effective date of the bill is July 1, 2015.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Background:

Section 316.545, F.S., provides that whenever an officer of the Florida Highway Patrol or weight inspector of the Department of Transportation, upon weighing a vehicle or combination of vehicles with load, determines that the axle weight or gross weight is unlawful, the officer may require the driver to stop the vehicle in a suitable place, and remain standing until a determination can be made as to the amount of weight thereon, and, if overloaded, determine the amount of the penalty to be assessed.

Currently, enforcement of commercial motor vehicle compliance is carried out by the DHSMV¹, and motor vehicle weight inspections are carried out by the FDOT.² Any individual who receives a penalty under the provisions of Ch. 316 relating to weights imposed on the highways by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations may, upon payment of his or her penalty³, apply to the Board to have the penalty reconsidered. The Board is then authorized to modify, cancel, revoke, or sustain each penalty.⁴

Upon receipt of payment, the Board reviews testimony or other evidence supporting the modification, cancellation, or revocation of penalties imposed pursuant to sections:

- 316.516, F.S., regarding size restrictions of width, height, or length;
- 316.545, F.S., regarding weight and load violations and special fuel and motor fuel tax violations;
- 316.550, F.S., regarding operating an oversize or overweight vehicle without a special permit; and
- 316.3025, F.S., regarding operating an unsafe and out of service vehicle, texting while driving a commercial vehicle, or unsafe handling of hazardous cargo.

The Commercial Motor Vehicle Review Board currently resides within the FDOT. The Board consists of three permanent members who are the Secretary of the FDOT, the Executive Director of the DHSMV and the Commissioner of Agriculture, or their authorized representatives. Each permanent member of the Board may designate one additional person to be a member of the Board.

The Board may hold sessions and conduct proceedings at any place within the state. The Board is scheduled to meet monthly in 2015, and the locations will rotate from Ft. Lauderdale, Tallahassee, Orlando, and Tampa.⁵

Pursuant to s. 112.061, F.S., as state officers and employees, each member receives reimbursement for travel expenses and per diem relating to their service on the Board.⁶

Case Volume and Outcomes Fiscal Year 2013/2014

In Fiscal Year 2013/2014, the Board heard 1,172 cases that represented a total of \$1,373,088.45 in fines. Out of these 1,172 cases, relief was granted on 454 of the cases, or 38.74%, for a total refunded amount of \$552,332.94, or 40.23%.

¹ S. 20.24, F.S.

² S. 20.23, F.S.

³ Florida Administrative Code 14A-1.004

⁴ S. 316.545 (8), F.S.

⁵ www.dot.state.fl.us/trafficoperations/Traf_Incident/CMVRB/CMVRB.shtm (last viewed 1/8/15)

⁶ www.dot.state.fl.us/trafficoperations/Traf_Incident/CMVRB/CMVRB.shtm (last viewed 1/8/15)

Decisions

The Board renders its decision within 30 days of the protest hearing, and notifies the person of its decision in writing via a disposition letter. Once the disposition letter is delivered by U.S. Mail, pursuant to Rule 14A-1.004(7), Florida Administrative Code, the Board's decision is final.

Rehearing

A rehearing may be requested only if additional evidence is presented. Individuals may request a rehearing by filing such a request within fifteen (15) days of the date of the disposition letter.⁷

Refunds

If the Board votes to give a partial or full refund of a citation fine, a refund will be issued by check in a timely manner. Checks are issued by the Florida Department of Highway Safety and Motor Vehicles (DHSMV).⁸

Proposed Changes:

This bill amends s. 316.545, F.S., providing that whenever a driver is issued a citation for exceeding weight limits established by s. 316.535, F.S., by means of portable scale, the driver may proceed to the next weigh station or public scale for verification of weight. If the vehicle is found to be in compliance with the weight requirements of this chapter at the fixed scale, the driver may submit, by US mail, both the portable scale citation and certified scale ticket to the Commercial Motor Vehicle Review Board for revocation of the penalty.

It is unknown whether this bill will result in changes to the number of citations heard by the Board, or the total amount of refunds granted. Changes to the total amount of funds received from commercial motor vehicle compliance penalties would impact the State Transportation Trust Fund.⁹

This bill revises the membership of the Board by providing four additional members. The Governor will appoint three members from the private sector: one from the road construction industry, one from the trucking industry, and one with a general business or legal background. The Commissioner of Agriculture will appoint the final member of the Board from the agriculture industry. The appointed members must be registered voters and citizens of the state of Florida, and possess private sector business experience. Additionally, the three permanent members of the Board will no longer have the power to appoint an additional member.

Each appointed member will serve a two-year term on the Board. The appointments to the Board must be made no later than September 1, 2015, for terms beginning October 1, 2015. A vacancy on the Board occurring during a term of an appointed member will only be filled for the balance of the unexpired term. The Governor may remove members from the Board for misconduct, malfeasance, misfeasance, or nonfeasance in office. Each member is required to take and subscribe to an oath before an official authorized by law to administer oaths prior to entering upon his or her official duties. The oath declares that he or she that he or she will honestly, faithfully, and impartially perform the duties devolving upon him or her in office as a member of the Board, and that he or she will not neglect any duties imposed upon him or her by ss. 316.3025, 316.550, or 316.545, Florida Statutes.

Four members of the Board will constitute a quorum, and the vote of four members shall be necessary for any action taken by the Board. A vacancy on the Board shall not impair the right of a quorum of the Board to exercise all of the rights, and perform all of the duties of the Board.

⁷ www.dot.state.fl.us/trafficoperations/Traf_Incident/CMVRB/CMVRB.shtm (last viewed 1/8/15)

⁸ www.dot.state.fl.us/trafficoperations/Traf_Incident/CMVRB/CMVRB.shtm (last viewed 1/8/15)

⁹ S. 316.545 (6), F.S.

The bill removes the ability of the Board to execute its responsibilities by meeting as subgroups.

B. SECTION DIRECTORY:

- Section 1 Amends s. 316.545, F.S., creating a weight appeal process to the Commercial Motor Vehicle Review Board; revises the membership of the Board, requires additional appointments of Board members by the Governor and the Commissioner of Agriculture, provide qualifications and terms for the appointees, and specifies Board quorum requirements; provides for removal of appointed members by the Governor; removes the ability of each permanent member to designate an additional member; removes the ability of the board to meet as subgroups.
- Section 2 Provides for appointments to be made by September 1, 2015, for terms to begin on October 1, 2015.
- Section 3 Provides an effective date of July 1, 2015.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

- 1. Revenues:
Indeterminate. See Fiscal Comment.
- 2. Expenditures:
None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

- 1. Revenues:
None.
- 2. Expenditures:
None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

There is a potential positive impact on the private sector as there may be an increase in the number of revocations and subsequent refunds for citations for excess vehicle load weight whenever the initial weight is recorded on a portable scale. The total positive impact to the private sector is indeterminate.

D. FISCAL COMMENTS:

There is an indeterminate, negative impact to the State Transportation Trust Fund. This bill may result in changes to the number of citation revocations issued by the Board for excess vehicle load weight initially recorded at a portable scale, and the total amount of refunds granted.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

The bill does not require a municipality or county to expend funds or to take any action requiring the expenditure of funds. The bill does not reduce the authority that municipalities or counties have to raise revenues in the aggregate. The bill does not require a reduction of the percentage of state tax shared with municipalities or counties.

2. Other:

None

B. RULE-MAKING AUTHORITY:

None

C. DRAFTING ISSUES OR OTHER COMMENTS:

None

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

On February 4, 2015, The Highway & Waterway Safety Subcommittee adopted one amendment to HB 145 and reported the bill favorably as a committee substitute. The amendment provided:

- When a driver is issued a citation for exceeding weight limits established by s. 316.535 by means of portable scales the driver may proceed to the next weigh station or public scales for verification of weight. In the event the vehicle is found to be in compliance with the weight requirements of this chapter at the fixed scale the driver may submit, by US mail, both the portable scale citation and certified scale ticket to the or revocation of the penalty.

This analysis is drafted to the committee substitute as reported by the Highway & Waterway Safety Subcommittee.

1 A bill to be entitled
 2 An act relating to the Commercial Motor Vehicle Review
 3 Board; amending s. 316.545, F.S.; providing for an
 4 appeal to the board for an excess weight citation
 5 under certain circumstances; providing for citation
 6 revocation by the board; revising the membership of
 7 the board; providing for appointment of additional
 8 members by the Governor and the Commissioner of
 9 Agriculture; providing for terms of the additional
 10 members; providing qualifications for such members;
 11 providing for removal of members by the Governor under
 12 certain circumstances; providing for action by a
 13 quorum of the board; requiring that the additional
 14 appointments be made by a specified date; providing
 15 effective dates.

16
 17 Be It Enacted by the Legislature of the State of Florida:

18
 19 Section 1. Paragraph (a) of subsection (2) of section
 20 316.545, Florida Statutes, is amended to read:

21 316.545 Weight and load unlawful; special fuel and motor
 22 fuel tax enforcement; inspection; penalty; review.-

23 (2) (a) Whenever an officer of the Florida Highway Patrol
 24 or weight inspector of the Department of Transportation, upon
 25 weighing a vehicle or combination of vehicles with load,
 26 determines that the axle weight or gross weight is unlawful, the

27 officer may require the driver to stop the vehicle in a suitable
28 place and remain standing until a determination can be made as
29 to the amount of weight thereon and, if overloaded, the amount
30 of penalty to be assessed as provided herein. However, any gross
31 weight over and beyond 6,000 pounds beyond the maximum herein
32 set shall be unloaded and all material so unloaded shall be
33 cared for by the owner or operator of the vehicle at the risk of
34 such owner or operator. Except as otherwise provided in this
35 chapter, to facilitate compliance with and enforcement of the
36 weight limits established in s. 316.535, weight tables published
37 pursuant to s. 316.535(7) shall include a 10-percent scale
38 tolerance and shall thereby reflect the maximum scaled weights
39 allowed any vehicle or combination of vehicles. As used in this
40 section, scale tolerance means the allowable deviation from
41 legal weights established in s. 316.535. Notwithstanding any
42 other provision of the weight law, if a vehicle or combination
43 of vehicles does not exceed the gross, external bridge, or
44 internal bridge weight limits imposed in s. 316.535 and the
45 driver of such vehicle or combination of vehicles can comply
46 with the requirements of this chapter by shifting or equalizing
47 the load on all wheels or axles and does so when requested by
48 the proper authority, the driver shall not be held to be
49 operating in violation of said weight limits. When a driver is
50 issued a citation for exceeding weight limits established in s.
51 316.535 determined by means of portable scales, the driver may
52 proceed to the next weigh station or public scales for

53 verification of weight. If the vehicle is found to be in
54 compliance with the weight requirements of this chapter at the
55 fixed scale, the driver may submit by United States mail both
56 the portable scale citation and certified scale ticket to the
57 Commercial Motor Vehicle Review Board for revocation of the
58 citation.

59 Section 2. Effective October 1, 2015, subsection (7) of
60 section 316.545, Florida Statutes, is amended to read:

61 316.545 Weight and load unlawful; special fuel and motor
62 fuel tax enforcement; inspection; penalty; review.—

63 (7) There is created within the Department of
64 Transportation the Commercial Motor Vehicle Review Board,
65 consisting of three permanent members who shall be the Secretary
66 of ~~the Department of~~ Transportation, the executive director of
67 the Department of Highway Safety and Motor Vehicles, and the
68 Commissioner of Agriculture, or their authorized
69 representatives, and four additional members appointed pursuant
70 to paragraph (b), which may review any penalty imposed upon any
71 vehicle or person under the provisions of this chapter relating
72 to weights imposed on the highways by the axles and wheels of
73 motor vehicles, to special fuel and motor fuel tax compliance,
74 or to violations of safety regulations.

75 (a) The Secretary of ~~the Department of~~ Transportation or
76 his or her authorized representative shall be the chair of the
77 review board.

78 (b) The Governor shall appoint one member from the road

79 construction industry, one member from the trucking industry,
80 and one member with a general business or legal background. The
81 Commissioner of Agriculture shall appoint one member from the
82 agriculture industry. Each member appointed under this paragraph
83 must be a registered voter and citizen of the state and must
84 possess business experience in the private sector. Members
85 appointed pursuant to this paragraph shall each serve a 2-year
86 term. A vacancy occurring during the term of a member appointed
87 under this paragraph shall be filled only for the remainder of
88 the unexpired term. Members of the board appointed under this
89 paragraph may be removed from office by the Governor for
90 misconduct, malfeasance, misfeasance, or nonfeasance in office
91 ~~Each permanent member of the review board may designate one~~
92 ~~additional person to be a member of the review board.~~

93 (c) Each member, before entering upon his or her official
94 duties, shall take and subscribe to an oath before an official
95 authorized by law to administer oaths that he or she will
96 honestly, faithfully, and impartially perform the duties
97 devolving upon him or her in office as a member of the review
98 board and that he or she will not neglect any duties imposed
99 upon him or her by s. 316.3025, s. 316.550, or this section ~~The~~
100 ~~review board may execute its responsibilities by meeting as a~~
101 ~~single group or as subgroups consisting of one authorized~~
102 ~~representative of each permanent member.~~

103 (d) The chair of the review board is responsible for the
104 administrative functions of the review board.

105 (e) Four members of the board shall constitute a quorum,
 106 and the vote of four members shall be necessary for any action
 107 taken by the board. A vacancy on the board shall not impair the
 108 right of a quorum of the board to exercise all of the rights and
 109 perform all of the duties of the board.

110 ~~(f)(e)~~ The review board may hold sessions and conduct
 111 proceedings at any place within the state.

112 Section 3. The appointment of additional members to the
 113 Commercial Motor Vehicle Review Board in accordance with the
 114 changes made by this act to s. 316.545, Florida Statutes, shall
 115 be made by September 1, 2015, for terms beginning October 1,
 116 2015.

117 Section 4. Except as otherwise expressly provided in this
 118 act, this act shall take effect July 1, 2015.

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 257 Freight Logistics Zones

SPONSOR(S): Ray

TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Transportation & Ports Subcommittee	12 Y, 0 N	Johnson	Vickers
2) Transportation & Economic Development Appropriations Subcommittee		Proctor	Davis
3) Economic Affairs Committee			

SUMMARY ANALYSIS

The bill creates s. 311.103, F.S., defining a freight logistics zone as a grouping of activities and infrastructure associated with freight transportation and related services within a defined area, and allows a county, or two or more contiguous counties to designate a freight logistics zone, which must include a strategic plan. Projects within freight logistics zones, which are consistent with the Department of Transportation's (DOT) Freight Mobility and Trade Plan, may be eligible for priority in state funding and certain incentive programs. Currently, freight logistics zones are not defined or designated.

The bill has an indeterminate fiscal impact on both state and local governments since incentives will vary from project to project and are ultimately subject to the availability of funds provided in the annual General Appropriations Act.

The bill has an effective date of July 1, 2015.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Current Situation

Freight

The U.S. economy's success depends on a complex, interconnected transportation network comprised of highways, railways, seaports, and airports. The growing importance of freight movement in the overall economy is reflected in the federal transportation authorization legislation, Moving Ahead for Progress in the 21st Century (MAP-21).¹ MAP 21 creates a streamlined, performance-based, and multimodal program to address the many challenges facing all modes of U.S. transportation. In terms of freight, MAP-21 policies and provisions outline the requirements for developing a 27,000 mile National Freight Network that is critical to the nation's long-term economic growth. Additionally, MAP-21 provides a number of new funding opportunities, including up to 95 percent match for certain freight-related projects.

In recent years, Florida has taken a number of steps to address freight mobility needs and diversify the state's economy. The Department of Transportation (DOT) is pursuing a goal to develop a coordinated multi-modal transportation system for freight movement in Florida. In furthering that goal, DOT established the Office of Freight Mobility and Passenger Operations.

In 2012, the Legislature enacted CS/CS/CS/HB 599,² which created the Florida Freight Mobility and Trade Plan (FMTP).³ The FMTP will play an important role in transforming the state's economy to become a global hub of trade, logistics, and export oriented manufacturing activities. The four main objectives of the FMTP include:

- Increasing the flow of domestic and international trade through the state's seaports and airports, including specific policies and investments that will recapture cargo currently shipped through seaports and airports located outside the state;
- Increasing the development of intermodal logistic centers in the state, including specific strategies, policies, and investments that capitalize on the state's empty backhaul trucking and rail market;
- Increasing the development of manufacturing industries in the state, including specific policies and investments in transportation facilities that will promote the successful development and expansion of manufacturing facilities; and
- Increasing the implementation of compressed natural gas (CNG), liquefied natural gas (LNG), and propane energy policies that reduce transportation costs for businesses and residents located in the state.⁴

The FMTP is being developed in two phases. The Policy Element was adopted on June 19, 2013, and lays out the policy framework through the development of objectives, strategies, and action items.⁵ The Investment Element builds on the Policy Element and is specifically intended to:

- Identify freight needs;
- Identify criteria for state investments in freight;

¹ P.L. 112-141

² Ch. 2012-174, L.O.F.

³ Information on the development of the FMTP is available at <http://www.freightmovesflorida.com/freight-mobility-and-trade-plan/freight-mobility-and-trade-plan-overview> (January 14, 2015).

⁴ S. 334.044(4)(a), F.S.

⁵ A copy of the Policy Element of the FMTP is available at <http://www.freightmovesflorida.com/freight-mobility-and-trade-plan/policy-element> (Last visited January 14, 2015).

- Prioritize freight investments across modes; and
- Meet requirements of federal MAP-21.

The investment element has been adopted by DOT, and it is waiting on confirmation from the Federal Highway Administration (FHWA) that it meets federal MAP-21 requirements.⁶

Another key element of Florida's freight mobility strategy is the establishment of intermodal logistics centers (ILCs). Section 311.101(2), F.S., defines an ILC as a facility or group of facilities serving as a point of intermodal transfer of freight in a specific area physically separated from a seaport where activities related to the transport, logistics, goods distribution, consolidation, or value-added activities are carried out and whose activities and services are designed to support or be supported by conveyance or shipping through one or more seaports listed in s. 311.09, F.S.⁷

Section 311.101, F.S., also establishes the ILC Infrastructure Support Program which provides a minimum of \$5 million in funds annually to support projects that create or improve the movement of freight goods along all modes of transportation. This program is open to state, local, or private entities that have obtained local support and funding for their project. The eligibility of a project is determined by DOT and the Department of Economic Opportunity (DEO). Eligible projects must show a benefit to the community as well as demonstrate the improvement of freight movement within the affected region.

Finally in 2012, ILCs were added to the list of transportation facilities eligible to receive funding for transportation capacity improvements under the Strategic Intermodal System (SIS).⁸ Designation as part of the SIS requires review and approval by DOT. DOT has developed designation criteria for SIS eligibility for ILCs.

Currently, freight logistics zones are not defined or designated.

Incentive Programs: Parts I, III, and V of ch. 288, F.S.

Current law provides a number of economic development incentives in various forms, including tax credits, tax refunds, tax exemptions, infrastructure funding, and cash grants.⁹ These programs are administered by the Department of Economic Opportunity.

With respect to part I of Ch. 288, F.S., the Quick Response Training Program is intended to meet the short-term, immediate, workforce-skill needs of certain "business and industries that support the state's economic development goals, particularly high value-added businesses or businesses that locate in and provide jobs the state's distressed urban areas."¹⁰

The Rural Infrastructure Fund facilitates "the planning, preparing, and financing of infrastructure projects in rural communities that will encourage job creation, capital investment, and the strengthening and diversification of rural economies by promoting tourism, trade, and economic development."¹¹

Section 288.106, F.S., establishes a tax refund program for qualified, eligible target industry businesses for projects that create a new business or expand an existing business.

Part III of Ch. 288, F.S., authorizes any corporation or government agency to apply to federal authorities for a grant of privilege of establishing, operating, and maintaining foreign trade zones and subzones in or adjacent to ports of entry of the United States pursuant to the Foreign Trade Zone Act of

⁶ A copy of the FMTP Investment Element is available at: <http://www.freightmovesflorida.com/freight-mobility-and-trade-plan/freight-mobility-investment> (Last visited January 14, 2015).

⁷ Section 311.09(1), F.S. lists the following seaports: Jacksonville, Port Canaveral, Port Citrus, Fort Pierce, Palm Beach, Port Everglades, Miami, Port Manatee, St. Petersburg, Tampa, Port St. Joe, Panama City, Pensacola, Key West, and Fernandina.

⁸ The SIS is created pursuant to ss. 339.61 through 339.65, F.S.

⁹ See Ch. 288, F.S., relating to Commercial Development and Capital Improvements.

¹⁰ S. 288.047, F.S.

¹¹ S. 288.0655, F.S.

1934. A grant includes authority to select and describe the location of zones or subzones and to make rules as may be necessary to comply with the rules and regulations made in accordance with the Act.

Part V of Ch. 288, F.S., creates the Florida Export Finance Corporation as a not-for-profit corporation. The corporation's intended purpose is to assist small and medium-sized Florida businesses in the expansion of international trade and to expand job opportunities for Florida's workforce.

Each of the various programs under parts I, III, and V of Ch. 288, F.S., has its own set of eligibility criteria and related requirements.

Proposed Changes

The bill creates s. 311.103, F.S., defining a freight logistics zone as a grouping of activities and infrastructure associated with freight transportation and related services around an ILC. The bill allows a county, or two or more contiguous counties, to designate a geographic area or areas within its jurisdiction as a freight logistics zone. The designation must be accompanied by a strategic plan adopted by the county or counties. At a minimum, the strategic plan must include, but is not limited to:

- A map depicting the geographic area or areas to be included within the designation.
- Identification of existing or planned freight facilities or logistics clusters located within the zone.
- Identification of existing transportation infrastructure, such as roads, rail, airports, and seaports, within or in close proximity to the proposed freight logistics zone.
- Identification of existing workforce availability within or in close proximity to the proposed zone.
- Identification of any existing or planned local, state, or federal workforce training capabilities available for a business seeking to expand or locate within the proposed zone.
- Identification of any local, state, or federal plans, including transportation, seaport, or airport plans, concerning the movement of freight within or in close proximity to the proposed zone.
- Identification of financial or other local government incentives to encourage new development, expansion of existing development, or redevelopment within the proposed zone.
- Documentation that the plan is consistent with applicable local government comprehensive plans and adopted long range transportation plans of a metropolitan planning organization, where applicable.

The bill provides that projects within freight logistics zones, which are consistent with DOT's FMTP,¹² may be eligible for priority in state funding and incentive programs relating to freight logistics zones under applicable programs in parts I, III, and V of Ch. 288, F.S.

The bill provides criteria for evaluating projects within a designated freight logistics zone to determine funding or incentive program eligibility, consideration must be given to:

- The presence of an existing or planned intermodal logistics center within the freight logistics zone.
- Whether the project serves a strategic state interest.
- Whether the project facilitates the cost-effective and efficient movement of goods.
- The extent to which the project contributes to economic activity, including job creation, increased wages, and revenues.
- The extent to which the project efficiently interacts with and supports the existing or planned transportation network.
- The amount of investment or commitments made by the owner or developer of the existing or proposed facility.
- The extent to which the county or counties have commitments with private sector businesses planning to locate operations within the freight logistics zone.

¹² DOT's Freight Mobility and Trade Plan is developed pursuant to s. 334.044(33), F.S.

- Demonstrated local financial support and commitment to the project, including in-kind contributions.

According to DOT, under the provisions of the bill, the following programs would be allowed to provide priority funding consideration to projects within freight logistics zones that meet the new requirements.

- The Strategic Intermodal System,¹³ a network of high-priority transportation facilities, which improves airports, spaceports, deepwater seaports, freight rail terminals, passenger rail and intercity bus terminals, rail corridors, waterways and highways as well as the infrastructure connections that link ILCs that meet certain thresholds for cargo throughput to the statewide network of priority transportation facilities;
- The Economic Development Transportation Fund,¹⁴ which alleviates transportation problems that adversely affect the decision of a specific company to locate, expand or remain in Florida;
- The Intermodal Logistics Center Infrastructure Support Program,¹⁵ which improves the movement of goods to or from ILCs that ship freight through one of Florida's 15 deepwater seaports;
- The Seaport Program¹⁶ which provides infrastructure funding to support cargo mobility not only on waterfront facilities, but also on freight corridors and transloading and distribution centers that handle waterborne commerce; and
- The Aviation Program¹⁷ which provides funding to support airport planning, capital improvement, land acquisition, and economic development.¹⁸

The bill has an effective date of July 1, 2015.

B. SECTION DIRECTORY:

Section 1 Creates s. 311.103, F.S., relating to the designation of state freight logistics zones.

Section 2 Provides an effective date.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

Indeterminate. Creating new freight logistics zones that are eligible for priority incentive funding under applicable programs in parts I, III, and V of ch. 288, F.S., may promote more use of the state's economic incentive programs. The extent to which any projects are deemed viable for utilizing state incentive programs, however, would still be determined by the Department of Economic Opportunity, and subject to the availability of funding through legislative appropriation in the annual General Appropriations Act.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

¹³ The Strategic Intermodal System is created pursuant to ss. 339.61 through 339.65, F.S.

¹⁴ The Economic Development Transportation Fund is created pursuant to s. 339.2821, F.S.

¹⁵ The Intermodal Logistics Center Infrastructure Support Program is created pursuant to s. 339.101, F.S.

¹⁶ Information on DOT's Seaport Program is available at: <http://www.dot.state.fl.us/seaport/> (Last visited February 3, 2015).

¹⁷ Information on DOT's Aviation Program is available at: <http://www.dot.state.fl.us/seaport/> (Last visited February 3, 2015).

¹⁸ Florida Department of Transportation HB 257 bill analysis. Copy on file with Transportation & Ports Subcommittee.

1. Revenues:

Indeterminate. The growth of the freight industry and related businesses in the freight logistics zones may have a positive impact on revenues generated from local taxes and fees.

2. Expenditures:

Indeterminate. Financial or other local government incentives are to be identified in the strategic plan for a designated freight logistics zone and will vary from project to project.

Counties that choose to designate freight logistics zones will incur expenses, in unknown amounts, associated with creating strategic plans and designating freight logistics zones.

Local government financial support and commitment, in unknown amounts, are to be identified in the required strategic plans.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

The bill may promote the growth of the freight industry and related businesses in freight logistics zones.

D. FISCAL COMMENTS:

There is no direct impact to DOT. Projects within freight logistic zones may be given priority consideration for funding during the development of the Five-Year Tentative Work Program, but there are no requirements placed on the department.¹⁹ The eligibility incentivizes coordination of local, regional and state planning of, and investment in, intermodal infrastructure.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not Applicable. This bill does not appear to require counties or municipalities to spend funds or take action requiring the expenditures of funds; reduce the authority that counties or municipalities have to raise revenues in the aggregate; or reduce the percentage of state tax shared with counties or municipalities.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

None.

¹⁹ DOT's work program is developed pursuant to s. 339.135, F.S.
STORAGE NAME: h0257b.TEDAS.DOCX
DATE: 2/4/2015

1 A bill to be entitled
 2 An act relating to freight logistics zones; creating
 3 s. 311.103, F.S.; defining the term "freight logistics
 4 zone"; authorizing a county or two or more contiguous
 5 counties to designate a geographic area or areas
 6 within its jurisdiction as a freight logistics zone;
 7 requiring the adoption of a strategic plan which must
 8 include certain information; providing that certain
 9 projects within freight logistics zones may be
 10 eligible for priority in state funding and certain
 11 incentive programs; providing evaluation criteria for
 12 freight logistics zones; providing an effective date.

13
 14 Be It Enacted by the Legislature of the State of Florida:

15
 16 Section 1. Section 311.103, Florida Statutes, is created
 17 to read:

18 311.103 Designation of state freight logistics zones.-

19 (1) As used in this section, the term "freight logistics
 20 zone" means a grouping of activities and infrastructure
 21 associated with freight transportation and related services
 22 within a defined area around an intermodal logistics center as
 23 defined in s. 311.101(2).

24 (2) A county, or two or more contiguous counties, may
 25 designate a geographic area or areas within its jurisdiction as
 26 a freight logistics zone. The designation must be accompanied by

27 | a strategic plan adopted by the county or counties. At a
 28 | minimum, the strategic plan must include, but is not limited to:

29 | (a) A map depicting the geographic area or areas to be
 30 | included within the designation.

31 | (b) Identification of the existing or planned freight
 32 | facilities or logistics clusters located within the designated
 33 | zone.

34 | (c) Identification of existing transportation
 35 | infrastructure, such as roads, rail, airports, and seaports,
 36 | within or in close proximity to the proposed freight logistics
 37 | zone.

38 | (d) Identification of existing workforce availability
 39 | within or in close proximity to the proposed zone.

40 | (e) Identification of any existing or planned local,
 41 | state, or federal workforce training capabilities available for
 42 | a business seeking to locate or expand within the proposed zone.

43 | (f) Identification of any local, state, or federal plans,
 44 | including transportation, seaport, or airport plans, concerning
 45 | the movement of freight within or in close proximity to the
 46 | proposed zone.

47 | (g) Identification of financial or other local government
 48 | incentives to encourage new development, expansion of existing
 49 | development, or redevelopment within the proposed zone.

50 | (h) Documentation that the plan is consistent with
 51 | applicable local government comprehensive plans and adopted
 52 | long-range transportation plans of a metropolitan planning

53 organization, where applicable.

54 (3) Projects within freight logistics zones designated
55 pursuant to this section, which are consistent with the Freight
56 Mobility and Trade Plan developed in accordance with s.
57 334.044(33), may be eligible for priority in state funding and
58 incentive programs relating to freight logistics zones,
59 including applicable programs identified in parts I, III, and V
60 of chapter 288.

61 (4) When evaluating projects within a designated freight
62 logistics zone for purposes of determining funding or incentive
63 program eligibility under this section, consideration must be
64 given to:

65 (a) The presence of an existing or planned intermodal
66 logistics center within the freight logistics zone.

67 (b) Whether the project serves a strategic state interest.

68 (c) Whether the project facilitates the cost-effective and
69 efficient movement of goods.

70 (d) The extent to which the project contributes to
71 economic activity, including job creation, increased wages, and
72 revenues.

73 (e) The extent to which the project efficiently interacts
74 with and supports the existing or planned transportation
75 network.

76 (f) The amount of investment or commitments made by the
77 owner or developer of the existing or proposed facility.

78 (g) The extent to which the county or counties have

79 commitments with private sector businesses planning to locate
80 operations within the freight logistics zone.

81 (h) Demonstrated local financial support and commitment to
82 the project, including in-kind contributions.

83 Section 2. This act shall take effect July 1, 2015.

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 329 Special License Plates
SPONSOR(S): Ingram
TIED BILLS: **IDEN./SIM. BILLS:** CS/SB 112

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Highway & Waterway Safety Subcommittee	11 Y, 0 N, As CS	Whittaker	Smith
2) Transportation & Economic Development Appropriations Subcommittee		Cobb	Davis
3) Economic Affairs Committee			

SUMMARY ANALYSIS

The bill adds three new special use license plates for veterans awarded the Combat Action Ribbon, Air Force Combat Action Medal, or Distinguished Flying Cross Medal. Revenue generated from the sale of these three special use plates will be deposited into the Grants and Donations Trust Fund, and the State Homes for Veterans Trust Fund within the Department of Veterans Affairs to support the Veterans' Homes Program.

The bill has an insignificant, negative fiscal impact on the Highway Safety Operating Trust Fund within the Department of Highway Safety and Motor Vehicles associated with creating the plate and computer programming costs.

The bill could have a positive, indeterminate fiscal impact on the Grants and Donations Trust fund and the State Homes for Veterans Trust Fund with the sale of the new special use license plates.

The bill shall take effect July 1, 2015.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Present Situation

Military Special Use License Plates

There are currently 15 special use license plates authorized in s. 320.089, F.S., available to military service members or veterans for the following types of service:

- Veteran of the United States Armed Forces;
- Active or retired member of the Florida National Guard;
- Survivor of the attack on Pearl Harbor;
- Recipient of the Purple Heart Medal;
- Active or retired member of any branch of the United States Armed Forces Reserve;
- Recipient of the Combat Infantry Badge;
- Recipient of the Combat Medical Badge;
- Recipient of the Combat Action Badge;
- Former Prisoner of War;
- Veteran of the Korean War;
- Veteran of the Vietnam War;
- Service member or veteran of Operation Desert Shield;
- Service member or veteran of Operation Desert Storm;
- Service member or veteran of Operation Enduring Freedom;
- Service member or veteran of Operation Iraqi Freedom.

Special use license plates authorized under s. 320.089 (1)(a), F.S., are each stamped with words consistent with the type of special use plate issued. A likeness of the related campaign medal or badge appears on the plate followed by the serial number.

Applicants for special use license plates in s. 320.089, F.S., are required to pay the annual license tax in s. 320.08, F.S., with the exception of certain disabled veterans who qualify for the Pearl Harbor, Purple Heart, or Prisoner of War plate, to whom such plates are issued at no cost.¹ The first \$100,000 of the general revenue generated annually from the issuance of the 15 aforementioned special use plates is deposited into the Grants and Donations Trust Fund under the Veterans' Nursing Homes of Florida Act, as described in s. 296.38(2), F.S.² Any additional general revenue is deposited into the State Homes for Veterans Trust Fund and used to construct, operate, and maintain domiciliary and nursing homes for veterans.³ For Fiscal Year 2013-2014 the total revenue from these plates was \$2,087,743.⁴

¹ S. 320.089(2)(a), F.S.

² S. 320.089(1)(b), F.S.

³ Id.

⁴ Florida Department of Veterans' Affairs, 2015 Agency Bill Analysis: SB 112

Combat Action Ribbon

The Combat Action Ribbon was instituted in 1969 and awarded to members of the Navy, Marine Corps, and Coast Guard (when the Coast Guard or units thereof operate under the control of the Navy) in the grade of captain/colonel and junior thereto, who have actively participated in ground or surface combat. The principal eligibility criterion is that the individual must have participated in a bona fide ground or surface combat fire fight or action during which he was under enemy fire and his performance while under fire was satisfactory.⁵

Air Force Combat Action Medal

The Air Force Combat Action Medal was established on March 15, 2007 by the Secretary of the Air Force to recognize any military member of the Air Force (airman basic thru colonel) who actively participated in combat (ground or air). The principal eligibility criterion is that the individual must have been under direct and hostile fire while operating in unsecured space (outside the defended perimeter), or physically engaging hostile forces with direct and lethal fire.⁶

Distinguished Flying Cross

The Distinguished Flying Cross is America's oldest military aviation award and was established on July 2, 1926. The decoration could be awarded to anyone in the Air Corps of the Army, Navy or Marine Corps after April 6, 1917, who distinguished himself by heroism or extraordinary achievement while participating in aerial flight.

The first Distinguished Flying Cross award citations were presented to the Pan American Flight crew on 2 May 1927 by President Coolidge, for their five ship, 22,000 mile flight five weeks before the medal was struck. The first recipient of the Distinguished Flying Cross medal was Charles A. Lindbergh, then a captain in the Army Reserve on 11 June 1927. The award recognized his 1927 transatlantic crossing in the Spirit of St. Louis.⁷

Proposed Change

This bill amends s. 320.089, F.S., authorizing the Department of Highway Safety and Motor Vehicles (DHSMV) to create three new special use license plates for recipients of the Combat Action Ribbon, Air Force Combat Action Badge, or Distinguished Flying Cross. The plate will be stamped with the words "Combat Action Ribbon," "Air Force Combat Action Medal," or "Distinguished Flying Cross" with an image of the award, followed by the serial number. Revenue generated from the sale of the Combat Action Ribbon, Air Force Combat Action Badge, and Distinguished Flying Cross special use license plates will be administered in the same manner as the existing special use license plates in s. 320.089, F.S., and deposited into the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund within the Department of Veterans Affairs to support the State Veterans Homes Program.

⁵ Combat Action Ribbon, *Award Replacement Certificates & Citations*, http://www.3rdmarines.net/combat_action_ribbon.htm (last viewed 2/23/15)

⁶ Air Force Personnel Center, *Air Force Combat Action Medal*, <http://www.afpc.af.mil/library/factsheets/factsheet.asp?id=11444> (last viewed 2/23/15)

⁷ The Distinguished Flying Cross Society, *The Medal*, <http://www.dfcsociety.net/the-medal/> (last viewed 2/23/15)

B. SECTION DIRECTORY:

- Section 1 Amending s. 320.089, F.S., authorizing the Department of Highway Safety and Motor Vehicles to issue Combat Action Ribbon, Air Force Combat Action Medal, and Distinguished Flying Cross license plates; specifying qualifications and requirements for the plates; providing that the use of proceeds from the sale of the plates will be made according to certain established guidelines.
- Section 2 Providing an effective date of July 1, 2015.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

The bill could have a positive, indeterminate fiscal impact on both the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund with the sale of the new special use license plates.

2. Expenditures:

The DHSMV would incur an initial startup cost (\$6,204) for the creation and manufacture of each new special use license plate. An initial order of 2,200 license plates would be made (2,200 x \$2.82 = \$6,204) for each newly created plate, and distributed to Tax Collector Offices statewide to meet public demand.⁸ The total estimated cost to produce and distribute the three new special use license plates is approximately \$18,642.

Approximately 130 nonrecurring programming hours are required by the department for special use license plates at an estimated cost of \$5,200. These costs would be absorbed within existing resources.⁹

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None

2. Expenditures:

None

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

The Combat Action Ribbon, Air Force Combat Action Medal and Distinguished Flying Cross special use license plates would be available to a new group of registrants who are recipients of the Combat Action Ribbon, Air Force Combat Action Medal, or the Distinguished Flying Cross Medal.

⁸ Email correspondence from DHSMV on file with the Highway and Waterway Safety Subcommittee

⁹ Id.

D. FISCAL COMMENTS:

None

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

The bill does not require a municipality or county to expend funds or to take any action requiring the expenditure of funds. The bill does not reduce the authority that municipalities or counties have to raise revenues in the aggregate. The bill does not require a reduction of the percentage of state tax shared with municipalities or counties.

2. Other:

None

B. RULE-MAKING AUTHORITY:

None

C. DRAFTING ISSUES OR OTHER COMMENTS:

None

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

On February 17, 2015, The Highway & Waterway Safety Subcommittee adopted one amendment to HB 329 and reported the bill favorably as a committee substitute. The amendment provided:

- To create two new special use license plates for recipients of the Combat Action Ribbon and the Air Force Combat Action Medal.

This analysis is drafted to the committee substitute as reported by the Highway & Waterway Safety Subcommittee.

1 A bill to be entitled
 2 An act relating to special license plates; amending s.
 3 320.089, F.S.; authorizing the Department of Highway
 4 Safety and Motor Vehicles to issue Combat Action
 5 Ribbon, Air Force Combat Action Medal, and
 6 Distinguished Flying Cross license plates; specifying
 7 qualifications and requirements for the plates;
 8 providing for the use of proceeds from the sale of the
 9 plates; providing an effective date.

10
 11 Be It Enacted by the Legislature of the State of Florida:

12
 13 Section 1. Section 320.089, Florida Statutes, is amended
 14 to read:

15 320.089 Veterans of the United States Armed Forces;
 16 members of National Guard; survivors of Pearl Harbor; Purple
 17 Heart medal recipients; active or retired United States Armed
 18 Forces reservists; Combat Infantry Badge, Combat Medical Badge,
 19 ~~or~~ Combat Action Badge, Combat Action Ribbon, or Air Force
 20 Combat Action Medal recipients; former prisoners of war; Korean
 21 War Veterans; Vietnam War Veterans; Operation Desert Shield
 22 Veterans; Operation Desert Storm Veterans; Operation Enduring
 23 Freedom Veterans; ~~and~~ Operation Iraqi Freedom Veterans;
 24 Distinguished Flying Cross recipients; special license plates;
 25 fee.-

26 (1) (a) Each owner or lessee of an automobile or truck for

27 private use or recreational vehicle as specified in s.
 28 320.08(9)(c) or (d), which is not used for hire or commercial
 29 use, who is a resident of this ~~the~~ state and a veteran of the
 30 United States Armed Forces, an active or retired member of the
 31 Florida National Guard, a survivor of the attack on Pearl
 32 Harbor, a recipient of the Purple Heart medal, an active or
 33 retired member of any branch of the United States Armed Forces
 34 Reserve, or a recipient of the Combat Infantry Badge, Combat
 35 Medical Badge, ~~or~~ Combat Action Badge, Combat Action Ribbon, Air
 36 Force Combat Action Medal, or Distinguished Flying Cross ~~shall~~,
 37 upon application to the department, accompanied by proof of
 38 release or discharge from any branch of the United States Armed
 39 Forces, proof of active membership or retired status in the
 40 Florida National Guard, proof of membership in the Pearl Harbor
 41 Survivors Association or proof of active military duty in Pearl
 42 Harbor on December 7, 1941, proof of being a Purple Heart medal
 43 recipient, proof of active or retired membership in any branch
 44 of the United States Armed Forces Reserve, ~~or~~ proof of
 45 membership in the Combat Infantrymen's Association, Inc., ~~or~~
 46 ~~either~~ proof of being a recipient of the Combat Infantry Badge,
 47 Combat Medical Badge, ~~or~~ Combat Action Badge, Combat Action
 48 Ribbon, Air Force Combat Action Medal, or Distinguished Flying
 49 Cross, and upon payment of the license tax for the vehicle as
 50 provided in s. 320.08, shall be issued a license plate as
 51 provided by s. 320.06, ~~upon~~ which, in lieu of the serial numbers
 52 prescribed by s. 320.06, is ~~shall be~~ stamped with the words

53 "Veteran," "National Guard," "Pearl Harbor Survivor," "Combat-
54 wounded veteran," "U.S. Reserve," "Combat Infantry Badge,"
55 "Combat Medical Badge," ~~or~~ "Combat Action Badge," "Combat Action
56 Ribbon," "Air Force Combat Action Medal," or "Distinguished
57 Flying Cross," as appropriate, and a likeness of the related
58 ~~campaign~~ medal, ribbon, or badge, followed by the serial number
59 of the license plate. Additionally, the Purple Heart plate may
60 have the words "Purple Heart" stamped on the plate and the
61 likeness of the Purple Heart medal appearing on the plate.

62 (b) Notwithstanding any other provision of law to the
63 contrary, beginning with fiscal year 2002-2003 and annually
64 thereafter, the first \$100,000 in general revenue generated from
65 the sale of license plates issued under this section shall be
66 deposited into the Grants and Donations Trust Fund, as described
67 in s. 296.38(2), to be used for the purposes established by law
68 for that trust fund. Any additional general revenue generated
69 from the sale of such plates shall be deposited into the State
70 Homes for Veterans Trust Fund and used solely to construct,
71 operate, and maintain domiciliary and nursing homes for
72 veterans, subject to ~~the requirements of~~ chapter 216.

73 (c) Notwithstanding any other provision ~~provisions~~ of law
74 to the contrary, an applicant for a Pearl Harbor Survivor
75 license plate or a Purple Heart license plate who also qualifies
76 for a disabled veteran's license plate under s. 320.084 shall be
77 issued the appropriate special license plate without payment of
78 the license tax imposed by s. 320.08.

79 (2) Each owner or lessee of an automobile or truck for
 80 private use, a truck weighing not more than 7,999 pounds, or a
 81 recreational vehicle as specified in s. 320.08(9)(c) or (d),
 82 which is not used for hire or commercial use, who is a resident
 83 of this ~~the~~ state and who is a former prisoner of war, or his or
 84 her ~~their~~ unremarried surviving spouse, ~~shall~~, upon application
 85 ~~therefor~~ to the department, shall be issued a license plate as
 86 provided in s. 320.06, ~~on which license plate are stamped with~~
 87 the words "Ex-POW" followed by the serial number. Each
 88 application shall be accompanied by proof that the applicant
 89 meets the qualifications specified in paragraph (a) or paragraph
 90 (b).

91 (a) A citizen of the United States who served as a member
 92 of the Armed Forces of the United States or the armed forces of
 93 a nation allied with the United States who was held as a
 94 prisoner of war at such time as the Armed Forces of the United
 95 States were engaged in combat, or his or her ~~their~~ unremarried
 96 surviving spouse, may be issued the special license plate
 97 provided for in this subsection without payment of the license
 98 tax imposed by s. 320.08.

99 (b) A person who was serving as a civilian with the
 100 consent of the United States Government, ~~or a person~~ who was a
 101 member of the Armed Forces of the United States while he or she
 102 ~~who~~ was not a United States citizen who ~~and~~ was held as a
 103 prisoner of war when the Armed Forces of the United States were
 104 engaged in combat, or his or her ~~their~~ unremarried surviving

105 spouse, may be issued the special license plate provided for in
 106 this subsection upon payment of the license tax imposed by s.
 107 320.08.

108 (3) Each owner or lessee of an automobile or truck for
 109 private use, a truck weighing not more than 7,999 pounds, or a
 110 recreational vehicle as specified in s. 320.08(9)(c) or (d),
 111 which is not used for hire or commercial use, who is a resident
 112 of this state and who is the unremarried surviving spouse of a
 113 recipient of the Purple Heart medal ~~shall~~, upon application
 114 ~~therefor~~ to the department accompanied by, ~~with~~ the payment of
 115 the required fees, shall be issued a license plate as provided
 116 in s. 320.06, ~~on which license plate are stamped~~ with the words
 117 "Purple Heart" and the likeness of the Purple Heart medal
 118 followed by the serial number. Each application shall be
 119 accompanied by proof that the applicant is the unremarried
 120 surviving spouse of a recipient of the Purple Heart medal.

121 (4) The owner or lessee of an automobile or truck for
 122 private use, a truck weighing not more than 7,999 pounds, or a
 123 recreational vehicle as specified in s. 320.08(9)(c) or (d),
 124 which ~~automobile, truck, or recreational vehicle~~ is not used for
 125 hire or commercial use, who is a resident of this ~~the~~ state and
 126 a current or former member of the United States Armed Forces,
 127 ~~and~~ who was deployed and served in Korea during the Korean War
 128 as defined in s. 1.01(14), ~~shall~~, upon application to the
 129 department, ~~accompanied by proof of active membership or former~~
 130 active duty status during the Korean War, ~~and upon~~ payment of

131 the license tax for the vehicle as provided in s. 320.08, shall
132 be issued a license plate as provided by s. 320.06 ~~upon~~ which,
133 in lieu of the registration license number prescribed by s.
134 320.06, is shall be stamped with the words "Korean War Veteran,"
135 and a likeness of the Korean Service Medal, followed by the
136 registration license number of the plate. Proof that the
137 applicant was awarded the Korean Service Medal is sufficient to
138 establish eligibility for the license plate.

139 (5) The owner or lessee of an automobile or truck for
140 private use, a truck weighing not more than 7,999 pounds, or a
141 recreational vehicle as specified in s. 320.08(9)(c) or (d),
142 ~~which automobile, truck, or recreational vehicle~~ is not used for
143 hire or commercial use, who is a resident of this ~~the~~ state and
144 a current or former member of the United States military, ~~and~~
145 who was deployed and served in Vietnam during United States
146 military deployment in Indochina ~~shall~~, upon application to the
147 department, ~~accompanied by proof of active membership or former~~
148 ~~active duty status during these operations,~~ and, ~~upon~~ payment of
149 the license tax for the vehicle as provided in s. 320.08, shall
150 be issued a license plate as provided by s. 320.06 ~~upon~~ which,
151 in lieu of the registration license number prescribed by s.
152 320.06, is shall be stamped with the words "Vietnam War
153 Veteran," and a likeness of the Vietnam Service Medal, followed
154 by the registration license number of the plate. Proof that the
155 applicant was awarded the Vietnam Service Medal is sufficient to
156 establish eligibility for the license plate.

157 (6) The owner or lessee of an automobile or truck for
158 private use, a truck weighing not more than 7,999 pounds, or a
159 recreational vehicle as specified in s. 320.08(9)(c) or (d),
160 which ~~automobile, truck, or recreational vehicle~~ is not used for
161 hire or commercial use, who is a resident of this ~~the~~ state and
162 a current or former member of the United States military who was
163 deployed and served in Saudi Arabia, Kuwait, or another area of
164 the Persian Gulf during Operation Desert Shield or Operation
165 Desert Storm; in Afghanistan during Operation Enduring Freedom;
166 or in Iraq during Operation Iraqi Freedom ~~shall~~, upon
167 application to the department, accompanied by proof of active
168 membership or former active duty status during one of these
169 operations, and upon payment of the license tax for the vehicle
170 as provided in s. 320.08, shall be issued a license plate as
171 provided by s. 320.06 ~~upon~~ which, in lieu of the registration
172 license number prescribed by s. 320.06, is ~~shall be~~ stamped with
173 the words "Operation Desert Shield," "Operation Desert Storm,"
174 "Operation Enduring Freedom," or "Operation Iraqi Freedom," as
175 appropriate, and a likeness of the related campaign medal
176 followed by the registration license number of the plate. Proof
177 that the applicant was awarded the Southwest Asia Service Medal,
178 Iraq Campaign Medal, Afghanistan Campaign Medal, or Global War
179 on Terrorism Expeditionary Medal is sufficient to establish
180 eligibility for the appropriate license plate.

181 Section 2. This act shall take effect July 1, 2015.



FLORIDA
DEPARTMENT *of*
ECONOMIC
OPPORTUNITY

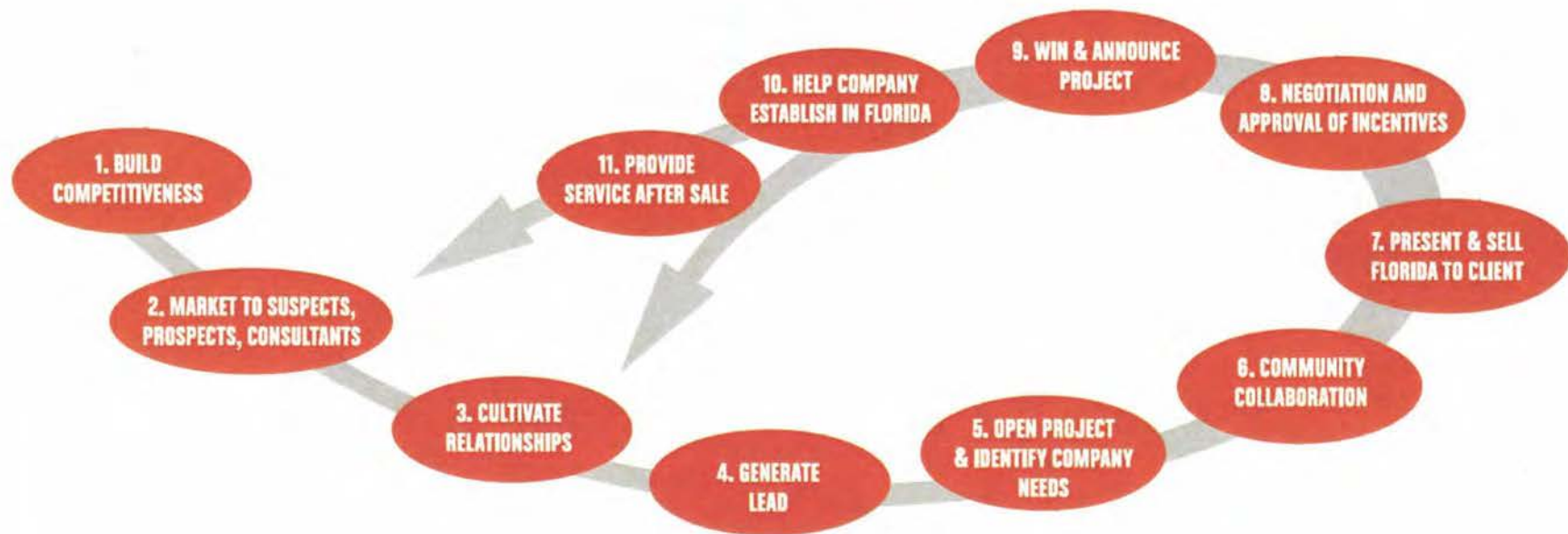
Economic Development Tools

House Transportation and Economic Development
Appropriations Subcommittee

March 4, 2015



Economic Development Process



FLORIDA DEPARTMENT of ECONOMIC OPPORTUNITY





Qualified Targeted Industries for Incentives

**MANUFACTURING
CORPORATE HEADQUARTERS
RESEARCH & DEVELOPMENT
GLOBAL LOGISTICS**

CLEANTECH	LIFE SCIENCES	INFOTECH	AVIATION / AEROSPACE	HOMELAND SECURITY / DEFENSE	FINANCIAL / PROFESSIONAL SERVICES
<ul style="list-style-type: none"> Biomass & Biofuels Processing Energy Equipment Manufacturing Energy Storage Technologies Photovoltaic Environmental Consulting Sustainable Building Products 	<ul style="list-style-type: none"> Biotechnology Pharmaceuticals MEDICAL DEVICES: Laboratory and Surgical Instruments Diagnostic Testing 	<ul style="list-style-type: none"> Modeling, Simulation and Training Optics and Photonics Digital Media Software Electronics Telecommunications 	<ul style="list-style-type: none"> AVIATION: Aircraft and Aircraft Parts Manufacturing Maintenance Repair and Overhaul of Aircrafts Navigation Instrument Manufacturing Flight Simulator Training AEROSPACE: Space Vehicles and Guided Missile Manufacturing Satellite Communications Space Technologies Launch Operations 	<ul style="list-style-type: none"> EQUIPMENT: Optical Instruments Navigation Aids Ammunition Electronics TRANSPORTATION: Military Vehicles Shipbuilding and Repair TECHNOLOGY: Computer Systems Design Simulation and Training 	<ul style="list-style-type: none"> FINANCIAL SERVICES: Banking Insurance Securities and Investments PROFESSIONAL SERVICES: Corporate Headquarters Engineering Legal Accounting Consulting
EMERGING TECHNOLOGIES			OTHER MANUFACTURING		
<ul style="list-style-type: none"> Cloud IT Marine Sciences Materials Science Nanotechnology 			<ul style="list-style-type: none"> Food and Beverage Automotive and Marine Plastics and Rubber Machine Tooling 		

Businesses able to locate in other states and serving multi-state and/or international markets are targeted. Call Centers and Shared Service Centers may qualify for incentives if certain economic criteria are met. Retail activities, utilities, mining and other extraction or processing businesses, and activities regulated by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation are statutorily excluded from consideration. All projects are evaluated on an individual basis and therefore operating in a target industry does not automatically indicate eligibility.



For additional information about Florida's business advantages, please visit Enterprise Florida's website at www.eflorida.com or call 407-956-5600.

Rev. 10/18



Appropriation/Allocation of Funds Fiscal Year 2013-2014

"Economic Development Tools" Lump Sum Appropriation

General Revenue	\$9,790,352
State Economic Development Trust Fund	\$31,909,648
Economic Development Trust Fund	\$3,800,000
Total Appropriation	\$45,500,000

Program	Allocation
QTI	\$12,085,922
QACF	\$28,931,202
Brownfield	\$1,013,125
QTI-BFR Bonus	\$1,056,250
IIF	\$0
QDSC	\$1,163,200
HIPI	\$0
LGDAMG	\$0
MEP	\$500,000



FLORIDA DEPARTMENT of ECONOMIC OPPORTUNITY



Fiscal Year 2013-2014 Economic Development Activity

Executed Agreements					
Number of Agreements	Contracted New Jobs	Expected Capital Investment	Contracted Average Annual Wage	Maximum State Incentive Payments	Local Financial Support Commitments
123	19,177	\$2,855,312,741	\$55,839	\$111,531,040	\$10,802,000



Qualified Targeted Industry (QTI) Tax Refund

- Objective: Spur new high wage job creation in Florida's target industries
- Eligibility: Target industry, 115% of average wage, requires local match
- Compliance: Performance-based; Incentive paid after verification of net new jobs created, average wage, and taxes paid

Contracted Jobs	Jobs Due	Confirmed Jobs Created	Difference
38,807	11,831	13,810	16%

Total projects	Active	Inactive	Terminated	Vacated	Withdrawn	Complete
1,264	322	199	467	150	4	122



Quick Action Closing Fund (QAC)

- Objective: Spur new job creation and retention in Florida’s target industries
- Eligibility: Target industry, 125% of average wage, 5:1 ROI
- Approval:
 - Under \$2M – Governor approval
 - \$2M - \$5M – Governor and Legislative Appropriations approval
 - Over \$5M – Governor, LBC, and Legislative Appropriations approval
- Compliance: Payment conditions, performance contracts with jobs, wages, capital investment requirements; sanctions for falling short of commitments

Contracted Jobs	Jobs Due	Confirmed Jobs	Difference
19,291	6,514	13,277	104%

Total projects	Active	Inactive	Terminated	Vacated	Withdrawn	Complete
162	106	14	14	13	5	10



Brownfield Redevelopment & Bonus Tax Refund (with QTI)

- Objective: Spur new job creation and investment in eligible Brownfield areas
- Eligibility:
 - Be a qualified target industry business under the QTI Program OR
- Compliance: Performance-based contract with jobs, wages and taxes paid requirements

Contracted Jobs	Jobs Due	Confirmed Jobs created	Difference
1,700	1,060	2,195	107%

Total Projects	Active	Inactive	Terminated	Vacated	Withdrawn	Complete
115	40	7	50	11	1	6



Brownfield Redevelopment Tax Credit

(stand-alone)

- Objective: Spur new job creation and investment in eligible Brownfield areas
- Eligibility:
 - “Stand-alone Brownfield” - demonstrate a fixed capital investment and create at least 10 new jobs with benefits
- Compliance: Performance-based contract with jobs, wages and taxes paid requirements

Contracted Jobs	Jobs Due	Confirmed Jobs created	Difference
1,103	529	515	(3%)

Total Projects	Active	Inactive	Terminated	Vacated	Withdrawn	Complete
69	33	0	17	10	0	9



Innovation Incentive Fund (IIF)

- Objective: Spur research and development and innovative business projects through negotiated multi-year awards based on unique project needs
- Eligibility: R&D and Alternative and Renewable Energy projects, 1:1 return, 1:1 local match
- Compliance: Performance-based contracts based on jobs, wages and capital investment milestones

Contracted jobs	Jobs due	Confirmed Jobs created	Difference
1,971	1,154	907	(11%)
Total projects		Currently active	
9		9	



High Impact Performance Incentive Grants (HIPI)

- Objective: Spur new job creation and capital investment in Florida’s high impact sectors
- Eligibility: A minimum of \$50M capital investment, 50 new jobs
- Compliance: Performance contract based on jobs, capital investment; two payments – half at commencement of operations, balance at full operations

Contracted Jobs		Jobs Due		Confirmed Job Created		Difference	
3,165		220		209		(5%)	

Total Projects	Active	Inactive	Terminated	Vacated	Withdrawn	Complete
14	7	4	0	0	0	3



Qualified Defense Contractor and Space Flight Business Tax Refund

- Objective: Spur high wage job creation in Florida's defense, homeland security, and space business contractors, whom acquire contracts.
- Eligibility: Hold a valid DOD contract or subcontract or space flight contract, 115% of average wage, requires local match
- Compliance: Performance-based; Incentive paid after verification of net new jobs created, average wage, and taxes paid

Contracted Jobs	Jobs Due	Confirmed Jobs	Difference
268	268	355	32%

Total Projects	Active	Inactive	Terminated	Vacated	Withdrawn	Complete
33	5	4	14	5	0	5



Local Gov't Distressed Area Matching Grant

- Stimulate investment in the State's economy by assisting local governments in attracting and retaining targeted businesses.
- Payments are equivalent to 50% of the local government assistance amount or \$50,000, whichever is less.
- Eligibility:
 - Targeted industry and create at least 15 full-time jobs.

Total projects	Active
4	4



Economic Development payments

Summary of confirmed Data Fiscal Year 2013- 2014

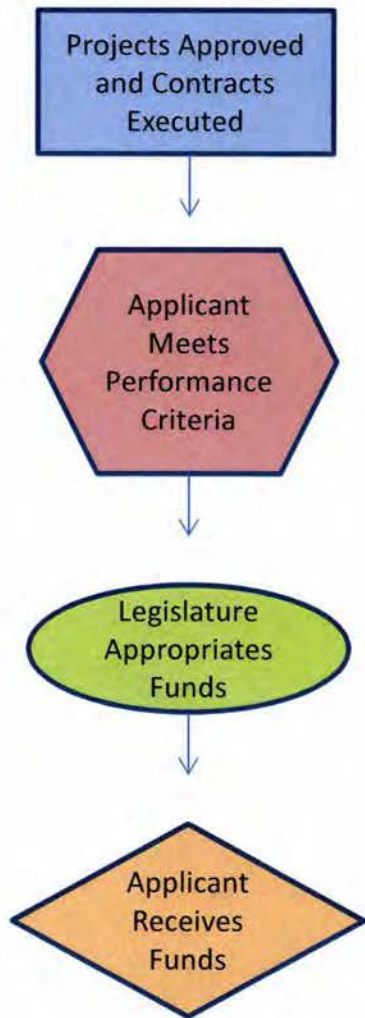
Number of Projects	Confirmed New Jobs	Confirmed Average Annual Wage	Local Incentive Payments
139	14,234	\$65,565	\$1,655,016

Programs	2013-14 disbursements to companies	2013-14 disbursed to Escrow
QTI	\$6,287,071	-
QACF	\$15,776,040	\$84,687,940
Brownfield	249,921	-
QTI-BFR Bonus	352,154	-
IIF	\$20,058,513	-
QDSC	\$678,266	-
HIPI	\$0	-
LGDAMG	\$0	-



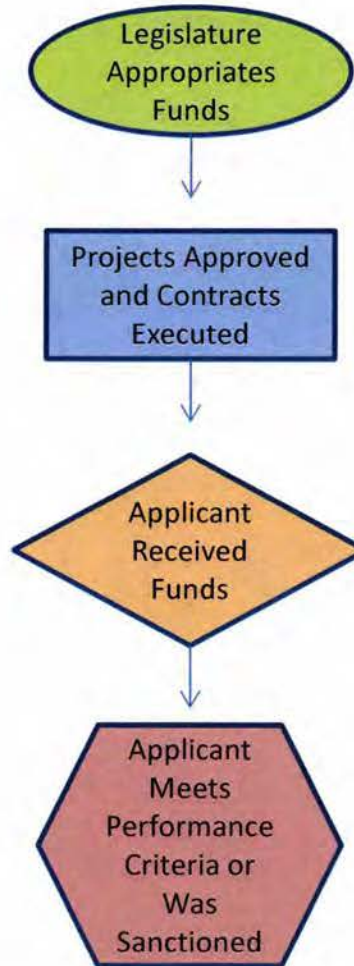
Economic Development Programs Funding & Payment

Three Tax Refund Programs and the High Impact Performance Incentive Program



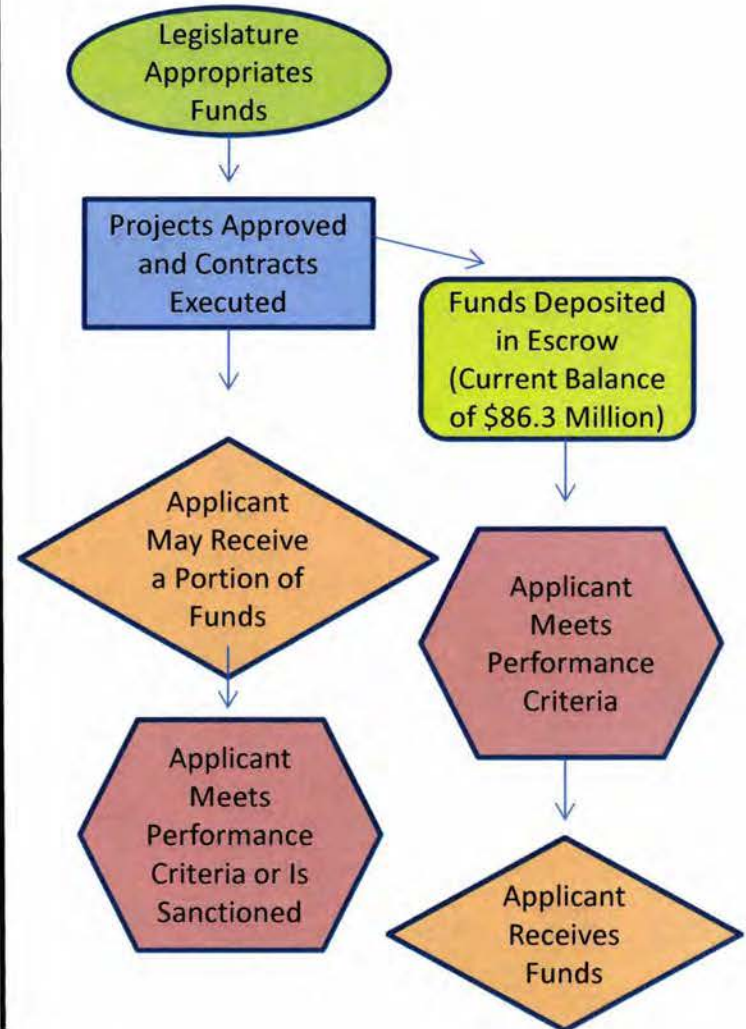
Quick Action Closing Fund And Innovation Incentive Fund Programs

Past Process



Quick Action Closing Fund And Innovation Incentive Fund Programs

Current Process



Florida Sports
Foundation Presentation

FLORIDA SPORTS

F O U N D A T I O N



\$44 Billion Industry

Florida Sports Foundation's 2013-2014 Economic Impact Survey of Sports shows Florida Sports and Recreation spending is responsible for \$44.4 billion in total economic impact, or roughly 3.5% of Florida's Gross State Product.

In 2013-2014, Sports Events and Recreation activities attracted more than 13.3 million out-of-state visitors to the state of Florida.

Sports and Recreation activities throughout the state of Florida support over 431,812 jobs.



Grant Program

The Florida Sports Foundation's Grant Programs assist communities and host organizations in attracting sporting events, which bring out-of-state visitors and generate significant economic impact for the state of Florida.

Florida Sports Foundation worked closely with our 27 Regional Sports Commissions assisting them as they bid on events in the state of Florida.

Last year the Florida Sports Foundation awarded 116 grants totaling \$3,205,000, brought in 705,396 out-of-state visitors, which resulted in \$633,020,654 in out-of-state economic impact.





The NCAA announced hosts for 83 of its 89 championships for the 2014-18 seasons and the State of Florida leads the way as the state awarded the most championship site selections with a total of 43. The 43 NCAA Championship events will be held in 16 Florida communities.

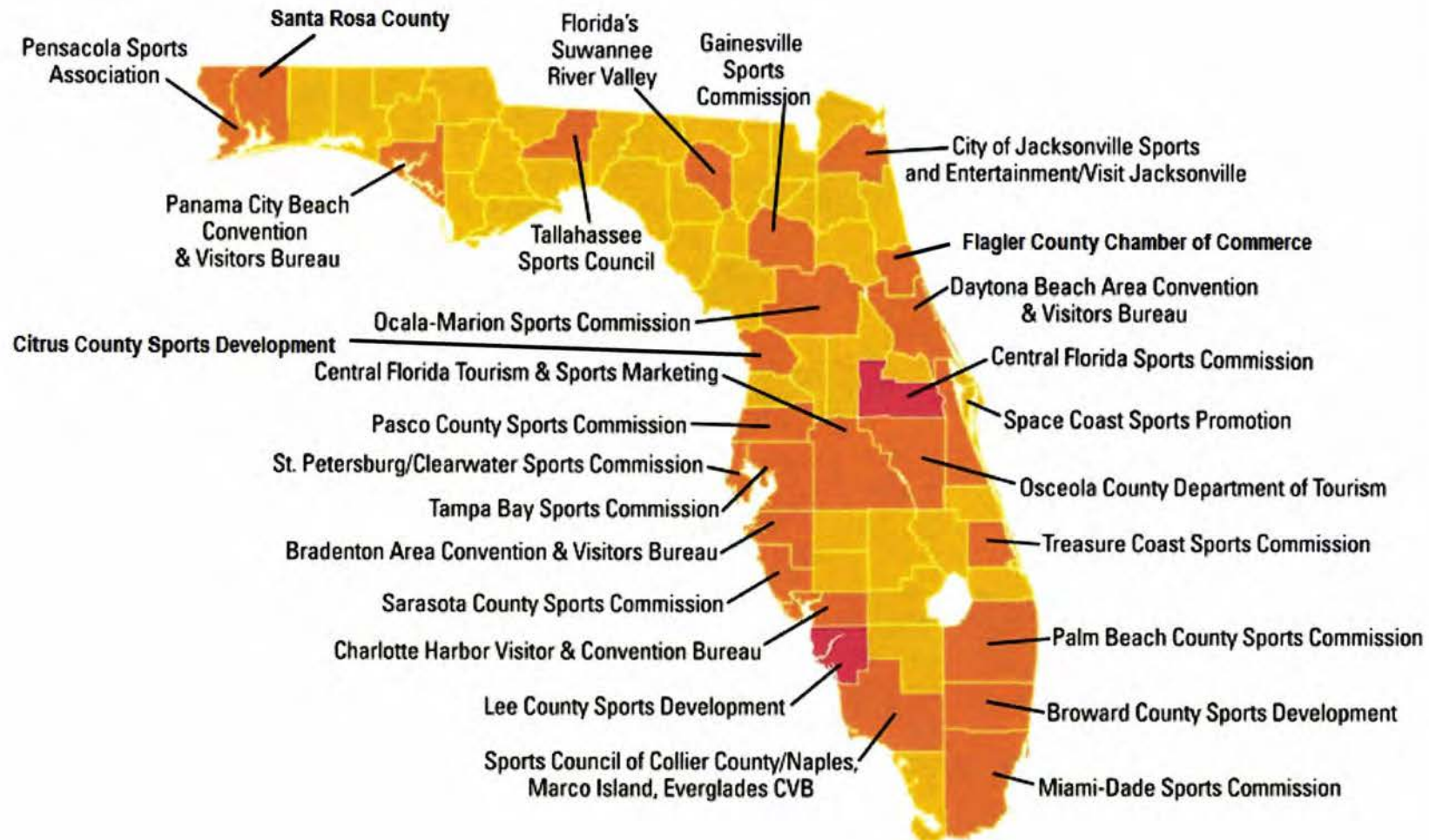
Some highlighted events include: College Football Championship Game, College Football Semi-Final Game, NCAA Women's Final Four-Basketball, NCAA Frozen Four, NCAA Soccer Final Four, and NCAA Men's Regional Basketball Playoffs.



**COLLEGE
FOOTBALL
PLAYOFF**



Florida's Sports Commissions



Specialty License Plates



The sale of Florida's nine professional sports team license plates provides funding for the Foundation to award grants to statewide sports commissions hosting the events.



Proposed Specialty License Plate



The Foundation is currently assisting Florida's new MLS Team in creating their License Plate.



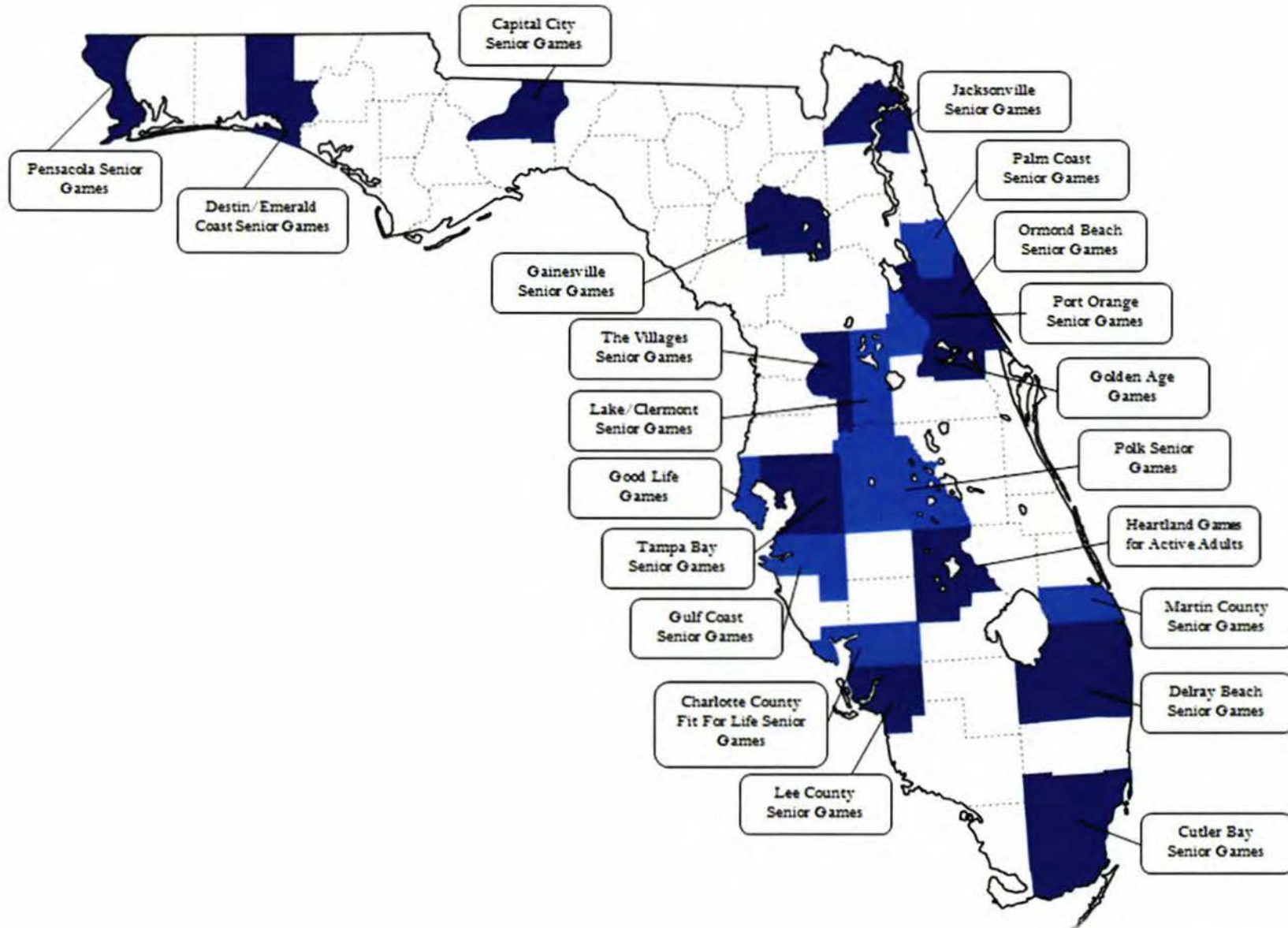
Florida Senior Games

For 23 years, the Florida Senior Games has served as a world-class, Olympic-style international sporting event for athletes 50 years and older.

The Senior Games are dedicated to fitness and wellness, symbolizing Florida's emphasis on promoting healthy aging through sport.

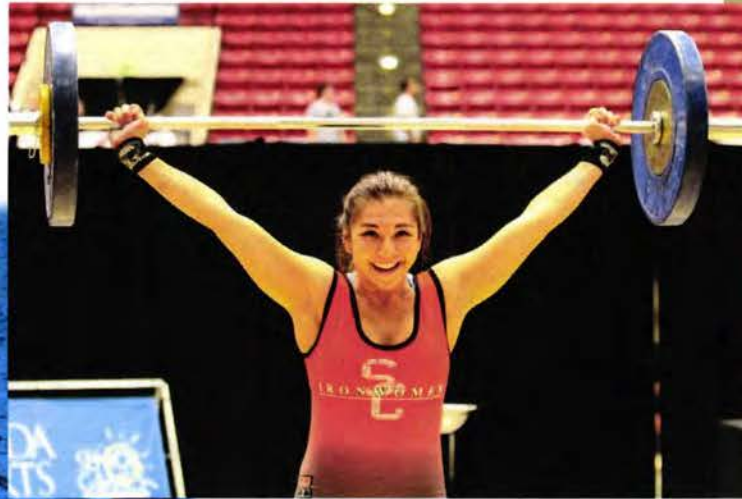


Senior Games Regional Qualifiers



Sunshine State Games

Florida's Sunshine State Games is the longest standing multi-sport festival in the U.S. serving amateur athletes for 35 years. The Sunshine State Games offers diverse sports competition



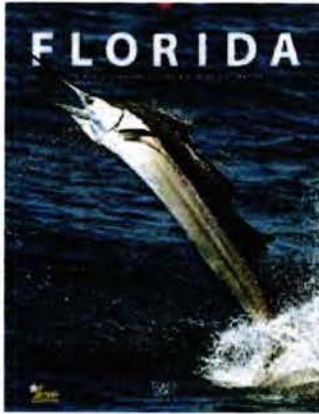
Florida Grapefruit League



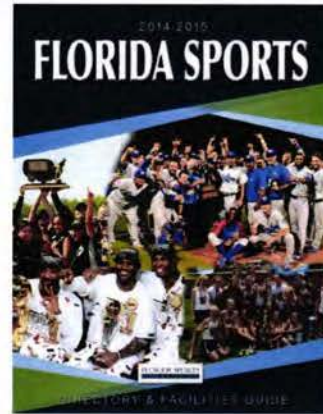
February through March, the State of Florida plays host to 15 Major League Baseball teams for their annual Spring Training. It is a tradition dating back more than 100 years, bringing over 1.5 million fans to the state annually.

Sporting Guides

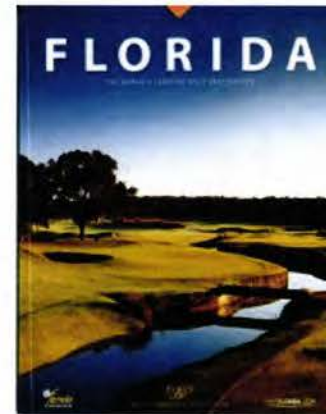
With over 500,000 copies produced in print and digital forms, these publications serve as Official State of Florida sporting guides.



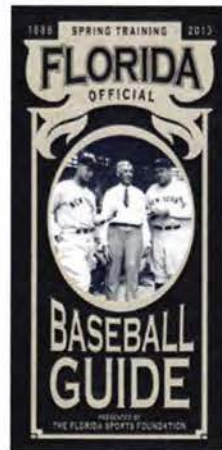
Fishing & Boating



Sports Directory
& Facilities Guide



The World's Leading
Golf Destination



Spring Training
Guide and Mobile
App





State of Florida Funding	FY2014/15
Professional Sports Teams Tag Revenue	\$ 2,600,000
Sunshine State Games Funds	\$ -
Grant Assistance Funding	\$ 1,000,000
Florida Senior Games Funding	\$ 500,000
USOC Tag Revenue	\$ 45,000
Total	\$ 4,145,000



Budgeted Expenses	FY2014/15
Sunshine State Games & Senior Games	\$ 1,020,000
Grant Awards	\$ 2,055,000
Professional Sports League Royalties	\$ 28,100
Professional Sports Team Charities	\$ 278,700
Programs*	\$ 166,300
Marketing*	\$ 171,594
Operating, General & Administration	\$ 425,306
Total	\$ 4,145,000

*Programs & Marketing include: Economic Impact Studies, MLB Spring Training Program, Advertising & Marketing of Tag Program, Publication Distribution, Event Bid Assistance for Communities, Sports Commission/Venue Assessments-Studies, Sports Commission Summit-Bid Presentations, Golf Promotions for State, Fishing/Boating Promotions for State.



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