



Appropriations Committee

Rep. Seth McKeel, Chair
Rep. Steve Crisafulli, Vice Chair

AMENDMENTS

AS FILED ON MONDAY, April 1, 2013 by 4:00 P.M.

PCB APC 13-05
Proposed General Appropriations Act

HB 5101 Education Funding
HB 5601 Economic Development

NO AMENDMENTS FILED TO:

PCB APC 13-06 Implementing Bill, Conforming Bills: PCB APC 13-02, PCB APC 13-03,
PCB APC 13-05, PCB APC 13-07, PCB APC 13-08, PCB APC 13-09, HB 5201, HB 5203, HB 5301,
HB 5401, HB 5501, HB 5503, HB 7099



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE	CHAMBER ACTION	HOUSE
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ORIGINAL STAMP BELOW

Representative(s) : **McKeel**
offered the following amendment:

In Section: 02 On Page: 013 Specific Appropriation: 61

Explanation:

The amendment separates the FRAG and ABLE programs into individual categories and provides the same amount of funding per student for both FRAG and ABLE recipients.

DELETE	INSERT
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EDUCATION, DEPARTMENT OF
Program: Private Colleges And
Universities

61 In Section 02 On Page 013
Special Categories
Florida Resident Access Grant

General Revenue Fund	85,601,475	79,535,400
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DELETE the proviso immediately following Specific Appropriation 61:

Funds in Specific Appropriation 61 are provided to support 39,357 qualified Florida resident students at \$2,175 per student for tuition assistance pursuant to s. 1009.89, Florida Statutes.

The Office of Student Financial Assistance may prorate the award in the second term and provide a lesser amount if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2013-2014

enrollment.

Institutions must submit an annual report to the Department of Education detailing the following metrics for Florida resident students: entrance requirements for the year; percentage of students receiving Pell Grants, Bright Futures, and other academic aid; graduation rates; and job placement rates and job placement rates in-field up to 120 days past graduation. The report shall also include information for each institution on the total federal loan amounts disbursed and the total number of students who received federal loans. The report must be submitted by September 1, 2013 and reflect prior academic year statistics.

and insert in lieu thereof:

Funds in Specific Appropriation 61 are provided to support 36,568 qualified Florida resident students at \$2,175 per student for tuition assistance pursuant to s. 1009.89, Florida Statutes.

The Office of Student Financial Assistance may prorate the award in the second term and provide a lesser amount if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2013-2014 enrollment.

Institutions must submit an annual report to the Department of Education detailing the following metrics for Florida resident students: entrance requirements for the year; percentage of students receiving Pell Grants, Bright Futures, and other academic aid; graduation rates; and job placement rates and job placement rates in-field up to 120 days past graduation. The report shall also include information for each institution on the total federal loan amounts disbursed and the total number of students who received federal loans. The report must be submitted by September 1, 2013 and reflect prior academic year statistics.

AND ADD AFTER LINE ITEM 58A:

59 In Section 02 On Page 012
Special Categories
Able Grants (Access To Better Learning
And Education)

General Revenue Fund 6,066,075

Following Specific Appropriation 59, INSERT:

Funds in Specific Appropriation 59 are provided to support 2,789 qualified Florida resident students at \$2,175 per student for tuition assistance pursuant to s. 1009.891, Florida Statutes.

The Office of Student Financial Assistance may prorate the award in the second term and provide a lesser amount if the funds appropriated are insufficient to provide a full award to all eligible students. The Office of Student Financial Assistance may also reallocate funds between institutions if an eligible institution fails to reach its 2013-2014 enrollment.

Institutions must submit an annual report to the Department of Education detailing the following metrics for Florida resident students: entrance requirements for the year; percentage of students receiving Pell Grants, Bright Futures, and other academic aid; graduation rates; and job placement rates and job placement rates in-field up to 120 days past graduation. The report shall also include information for each institution on the total federal loan amounts disbursed and the total number of students who received federal loans. The report must be submitted by September 1, 2013 and reflect prior academic year statistics.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE	CHAMBER ACTION	HOUSE
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ORIGINAL STAMP BELOW

Representative(s) : Metz
offered the following amendment:

In Section: 02 On Page: 028 Specific Appropriation: 117

Explanation:

Reallocates workforce funding in the amount of \$1,360,000 to provide funds to Lake Tech Center to create new certificate programs.

DELETE	INSERT
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EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: Workforce Education

117 In Section 02 On Page 028
Aid To Local Governments
Workforce Development

In Section 02, on Page 28, DELETE the following:

From the funds in Specific Appropriation 10 from the Educational Enhancement Trust Fund and Specific Appropriation 117 from the General Revenue Fund, \$369,044,488 is provided for school district workforce education programs as defined in section 1004.02(26), Florida Statutes, and is allocated as follows:

Alachua.....	956,311
Baker.....	165,924
Bay.....	2,951,526
Bradford.....	988,255
Brevard.....	3,658,159
Broward.....	70,564,861

Calhoun.....	126,817
Charlotte.....	2,536,872
Citrus.....	2,664,216
Clay.....	866,199
Collier.....	7,751,547
Columbia.....	311,340
Miami-Dade.....	80,341,689
DeSoto.....	748,957
Dixie.....	64,000
Escambia.....	4,739,197
Flagler.....	2,094,860
Franklin.....	64,563
Gadsden.....	794,335
Glades.....	67,368
Gulf.....	152,466
Hamilton.....	70,141
Hardee.....	261,437
Hendry.....	364,241
Hernando.....	354,597
Hillsborough.....	29,552,814
Indian River.....	1,175,078
Jackson.....	403,242
Jefferson.....	139,433
Lafayette.....	62,018
Lake.....	4,127,461
Lee.....	9,736,836
Leon.....	5,744,649
Liberty.....	148,869
Madison.....	62,830
Manatee.....	8,561,098
Marion.....	3,756,316
Martin.....	1,875,395
Monroe.....	852,863
Nassau.....	563,595
Okaloosa.....	1,982,211
Orange.....	31,269,384
Osceola.....	5,876,575
Palm Beach.....	20,265,919
Pasco.....	2,409,364
Pinellas.....	25,060,299
Polk.....	9,715,990
Saint Johns.....	5,113,264
Santa Rosa.....	1,465,054
Sarasota.....	9,074,655
Sumter.....	206,445
Suwannee.....	869,247
Taylor.....	1,359,344
Union.....	128,192
Wakulla.....	214,015
Walton.....	471,699
Washington.....	3,090,840
Washington Special.....	49,616

and insert in lieu thereof:

From the funds in Specific Appropriation 10 from the Educational Enhancement Trust Fund and Specific Appropriation 117 from the General Revenue Fund, \$369,044,488 is provided for school district workforce education programs as defined in section 1004.02(26), Florida Statutes, and is allocated as follows:

Alachua.....	924,694
Baker.....	163,409
Bay.....	2,936,886
Bradford.....	980,651
Brevard.....	3,658,159
Broward.....	70,442,384
Calhoun.....	123,887
Charlotte.....	2,520,955
Citrus.....	2,642,724
Clay.....	865,042
Collier.....	7,751,547
Columbia.....	311,340
Miami-Dade.....	80,037,952
DeSoto.....	740,653
Dixie.....	63,786
Escambia.....	4,721,638
Flagler.....	2,063,324
Franklin.....	64,563
Gadsden.....	784,986
Glades.....	67,368
Gulf.....	152,466
Hamilton.....	69,876
Hardee.....	260,716
Hendry.....	359,243
Hernando.....	349,170
Hillsborough.....	29,361,473
Indian River.....	1,160,579
Jackson.....	397,412
Jefferson.....	136,680
Lafayette.....	62,018
Lake.....	4,112,539
Lee.....	9,670,761
Leon.....	5,723,899
Liberty.....	148,869
Madison.....	62,830
Manatee.....	8,533,735
Marion.....	3,756,316
Martin.....	1,858,016
Monroe.....	852,863
Nassau.....	563,595
Okaloosa.....	1,961,818
Orange.....	31,266,465
Osceola.....	5,859,547

Palm Beach.....	20,265,919
Pasco.....	2,409,364
Pinellas.....	25,044,400
Polk.....	9,650,080
Saint Johns.....	5,030,942
Santa Rosa.....	1,446,199
Sarasota.....	8,969,984
Sumter.....	200,667
Suwannee.....	863,139
Taylor.....	1,336,397
Union.....	126,859
Wakulla.....	210,991
Walton.....	471,699
Washington.....	3,062,288
Washington Special.....	49,616

From the funds in Specific Appropriation 117, \$1,360,000 in general revenue is provided for Lake Technical Center to create a new program for workforce certifications. Prior to the release of funds, Lake County and Lake Technical Center, in partnership with the Lake County School District, shall submit a program development and expenditure plan to the Department of Education.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE

CHAMBER ACTION

HOUSE

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ORIGINAL STAMP BELOW

Representative(s): **Rehwinkel Vasilinda**
offered the following amendment:

In Section: 02 On Page: 024 Specific Appropriation: 103

Explanation:

Eliminates funding for the KUDER System and provides funding to the FSU Veterans Center, the Ethics Center and the Capital City Performing Arts Center.

DELETE	INSERT
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EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non
FEFP

103 In Section 02 On Page 024
Special Categories
Grants And Aids - School And
Instructional Enhancements

DELETE the proviso immediately following Specific Appropriation 103:

To extend the unique means for better educating students, funds in Specific Appropriation 103 shall be allocated as follows:

State Science Fair.....	72,032
Academic Tourney.....	65,476
Arts for a Complete Education.....	110,952
Project to Advance School Success.....	508,983
Learning for Life.....	1,419,813
Girl Scouts of Florida.....	367,635

Black Male Explorers.....	314,701
African American Task Force.....	100,000
Florida Holocaust Task Force.....	100,000
Florida Holocaust Museum.....	100,000
The SEED School of Miami.....	375,000
Children's Initiative - New Town Success Zone.....	500,000
Evans Community School Health Center.....	200,000
Knowledge is Power (KIPP).....	300,000
Literacy Jump Start Pilot Project.....	110,000
KUDER System.....	3,300,000
Mourning Family Foundation.....	200,000
GCR Neighborhood Initiative Summer Job Program.....	100,000
GCACC Summer Internship and Job Fair.....	50,000
Children's Home Society Community Schools Pilot.....	300,000
Men of Vision Brotherhood Service Organization.....	50,000
I am a Leader Foundation.....	153,872
YMCA Youth in Government.....	110,493
Juvenile Justice Education Programs.....	1,600,000

and insert in lieu thereof:

To extend the unique means for better educating students, funds in Specific Appropriation 103 shall be allocated as follows:

State Science Fair.....	72,032
Academic Tourney.....	65,476
Arts for a Complete Education.....	110,952
Project to Advance School Success.....	508,983
Learning for Life.....	1,419,813
Girl Scouts of Florida.....	367,635
Black Male Explorers.....	314,701
African American Task Force.....	100,000
Florida Holocaust Task Force.....	100,000
Florida Holocaust Museum.....	100,000
The SEED School of Miami.....	375,000
Children's Initiative - New Town Success Zone.....	500,000
Evans Community School Health Center.....	200,000
Knowledge is Power (KIPP).....	300,000
Literacy Jump Start Pilot Project.....	110,000
Mourning Family Foundation.....	200,000
GCR Neighborhood Initiative Summer Job Program.....	100,000
GCACC Summer Internship and Job Fair.....	50,000
Children's Home Society Community Schools Pilot.....	300,000
Men of Vision Brotherhood Service Organization.....	50,000
I am a Leader Foundation.....	153,872
YMCA Youth in Government.....	110,493
Juvenile Justice Education Programs.....	1,600,000
Florida State University Veterans Center.....	1,300,000
Ethics Center.....	1,000,000
Capital City Performing Arts Center.....	1,000,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE

CHAMBER ACTION

HOUSE

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ORIGINAL STAMP BELOW

Representative(s) : **Richardson**
offered the following amendment:

In Section: 02 On Page: 024 Specific Appropriation: 103

Explanation:

This amendment eliminates \$300,000 from Knowledge is Power (KIPP) and provides funding for the SAVE Foundation, Florida Center for Literary Arts, The Fairchild Challenge, and increases funding for the New World School of the Arts.

DELETE	INSERT
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EDUCATION, DEPARTMENT OF
Public Schools, Division Of
Program: State Grants/K-12 Program - Non
FEFP

103 In Section 02 On Page 024
Special Categories
Grants And Aids - School And
Instructional Enhancements

General Revenue Fund	10,508,957	10,438,957
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To extend the unique means for better educating students, funds in Specific Appropriation 103 shall be allocated as follows:

State Science Fair.....	72,032
Academic Tourney.....	65,476
Arts for a Complete Education.....	110,952
Project to Advance School Success.....	508,983
Learning for Life.....	1,419,813

Girl Scouts of Florida.....	367,635
Black Male Explorers.....	314,701
African American Task Force.....	100,000
Florida Holocaust Task Force.....	100,000
Florida Holocaust Museum.....	100,000
The SEED School of Miami.....	375,000
Children's Initiative - New Town Success Zone.....	500,000
Evans Community School Health Center.....	200,000
Knowledge is Power (KIPP).....	300,000
Literacy Jump Start Pilot Project.....	110,000
KUDER System.....	3,300,000
Mourning Family Foundation.....	200,000
GCR Neighborhood Initiative Summer Job Program.....	100,000
GCACC Summer Internship and Job Fair.....	50,000
Children's Home Society Community Schools Pilot.....	300,000
Men of Vision Brotherhood Service Organization.....	50,000
I am a Leader Foundation.....	153,872
YMCA Youth in Government.....	110,493
Juvenile Justice Education Programs.....	1,600,000

To extend the unique means for better educating students, funds in Specific Appropriation 103 shall be allocated as follows:

State Science Fair.....	72,032
Academic Tourney.....	65,476
Arts for a Complete Education.....	110,952
Project to Advance School Success.....	508,983
Learning for Life.....	1,419,813
Girl Scouts of Florida.....	367,635
Black Male Explorers.....	314,701
African American Task Force.....	100,000
Florida Holocaust Task Force.....	100,000
Florida Holocaust Museum.....	100,000
The SEED School of Miami.....	375,000
Children's Initiative - New Town Success Zone.....	500,000
Evans Community School Health Center.....	200,000
Literacy Jump Start Pilot Project.....	110,000
KUDER System.....	3,300,000
Mourning Family Foundation.....	200,000
GCR Neighborhood Initiative Summer Job Program.....	100,000
GCACC Summer Internship and Job Fair.....	50,000
Children's Home Society Community Schools Pilot.....	300,000
Men of Vision Brotherhood Service Organization.....	50,000
I am a Leader Foundation.....	153,872
YMCA Youth in Government.....	110,493
Juvenile Justice Education Programs.....	1,600,000
Save Foundation.....	100,000
Florida Center for Literary Arts.....	80,000
The Fairchild Challenge.....	50,000

96 In Section 02 On Page 023
Special Categories
Grants And Aids - New World School Of The
Arts

General Revenue Fund

480,000

550,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE

CHAMBER ACTION

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ORIGINAL STAMP BELOW

Representative(s): **Renuart**
offered the following amendment:

In Section: 03 **On Page:** 073 **Specific Appropriation:** 375

Explanation:

Provides \$1,000,000 in nonrecurring general revenue funds for the St. Johns Sheriff's Office Detoxification program.

DELETE	INSERT
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CHILDREN AND FAMILIES, DEPARTMENT OF
Services
Program: Substance Abuse Program
Substance Abuse Services

375 In Section 03 On Page 073
Special Categories
Grants And Aids - Community Substance
Abuse Services

At the end of existing proviso language, following Specific
Appropriation 375, INSERT:

From the funds in Specific Appropriation 375, \$1,000,000 in nonrecurring
funds from the General Revenue Fund is provided for the St. Johns County
Sheriff's Office for a substance abuse detoxification program.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement
within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE

CHAMBER ACTION

HOUSE

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ORIGINAL STAMP BELOW

Representative(s): **Diaz, Jr.**
offered the following amendment:

In Section: 04 **On Page:** 179 **Specific Appropriation:** 1274

Explanation:

In proviso, provides \$50,000 of funding for the Cuban American Bar Association from funds in the Minority Communities Crime Prevention Program category in the Department of Legal Affairs.

DELETE	INSERT
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LEGAL AFFAIRS, DEPARTMENT OF, AND
ATTORNEY GENERAL
Program: Office Of Attorney General
Victim Services

1274 In Section 04 On Page 179
Special Categories
Grants And Aids - Minority Communities
Crime Prevention Programs

Following Specific Appropriation 1274, INSERT:

From the funds in Specific Appropriation 1274, \$50,000 in nonrecurring general revenue funds is provided for the Cuban American Bar Association Pro Bono Project to provide free legal assistance to individuals and families whose household income is within 125% of the Federal Poverty Guidelines.

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE

CHAMBER ACTION

HOUSE

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ORIGINAL STAMP BELOW

Representative(s): **Renuart**
offered the following amendment:

In Section: 06 On Page: 352 Specific Appropriation: 3121

Explanation:

Funds renovation project for the Historic Lightner Museum in St. Augustine. Request taking \$1,000,000 from The Grove in Specific Appropriation 3121 and adding to Historic Preservation Grants in Specific Appropriation 3116.

DELETE	INSERT
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STATE, DEPARTMENT OF
Program: Historical Resources
Historical Resources Preservation And
Exhibition

3121 In Section 06 On Page 352
Fixed Capital Outlay
The Grove - Repair/Maintenance/Ada
Compliance - Dms Mgd

General Revenue Fund	2,750,000	1,750,000
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3116 Special Categories
Grants And Aids - Historic Preservation
Grants

General Revenue Fund	3,020,523	4,020,523
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At the end of existing proviso language, following Specific

Appropriation 3116, INSERT:

Historic Lightner Museum, St. Augustine 1,000,000

In Section On Page 000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.



HOUSE APPROPRIATIONS BILL AMENDMENT
PCBAPC13-05GAA

SENATE

CHAMBER ACTION

HOUSE

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ORIGINAL STAMP BELOW

Representative(s): **Renuart**
offered the following amendment:

In Section: 06 On Page: 352 Specific Appropriation: 3116

Explanation:

Renovation of the Government House in Historic St. Augustine Phase II. Eliminates \$1,500,000 earmark for the Historic Hendry County Courthouse renovation in Specific Appropriation 3116, and earmarks \$1,000,000 for St. Augustine Government House Phase II, and \$500,000 for St. Augustine Historical Documentary film.

DELETE	INSERT
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STATE, DEPARTMENT OF
Program: Historical Resources
Historical Resources Preservation And
Exhibition

3116 In Section 06 On Page 352
Special Categories
Grants And Aids - Historic Preservation
Grants

DELETE the proviso immediately following Specific Appropriation 3116:

Funds from the General Revenue Fund in Specific Appropriation 3116 shall be allocated as follows:

Historic Preservation Small Matching Grants (statewide).....	1,398,773
Captain Hendry House Rehabilitation - LaBelle.....	43,000
Historic Hendry County Courthouse Renovation.....	1,500,000
Fannye Ponder House - St. Petersburg.....	78,750

Immediately following Specific Appropriation 3116, INSERT:

Funds from the General Revenue Fund in Specific Appropriation 3116 shall be allocated as follows:

Historic Preservation Small Matching Grants (statewide).....	1,398,773
Captain Hendry House Rehabilitation - LaBelle.....	43,000
Fannye Ponder House - St. Petersburg.....	78,750
Government House Museum Renovation Phase II, St. Augustine..	1,000,000
St. Augustine Historic Documentary Film.....	500,000

Line item amendments are accepted as part of the amendatory process. However, due to the necessity of using computerized systems this may entail a different placement within a budget entity or the renumbering of the specific appropriation items.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 5101 (2013)

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: Appropriations Committee
2 Representative McKeel offered the following:

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Amendment (with title amendment)

Remove lines 1625-1693

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

Remove lines 86-90 and insert:

1009.40, F.S.; conforming provisions;

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 5101 (2013)

Amendment No. 2

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: Appropriations Committee
2 Representative Rehwinkel Vasilinda offered the following:

3
4 **Amendment**

5 Remove lines 946-949 and insert:

6 a. How to contact the instructor via phone, email, or
7 online messaging tools, and ensure that staff is available to
8 answer phones at least 50 hours per week and will return
9 messages within 24 hours.

10 b. How to contact technical support via phone, e-mail, or
11 online messaging tool, and ensure that technical support is
12 available at least 70 hours per week.
13

h5101-line946 RV1

Amendment No. 1

21 | 7. All other proceeds must remain in the General Revenue
22 | Fund.

23 | Section 4. Present paragraphs (d) through (h) of
24 | subsection (2) of section 288.1045, Florida Statutes, are
25 | redesignated as paragraphs (c) through (g), respectively, and
26 | present paragraph (c) of that subsection is amended to read:

27 | 288.1045 Qualified defense contractor and space flight
28 | business tax refund program.—

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

30 | ~~(c) A qualified applicant may not receive more than \$7~~
31 | ~~million in tax refunds pursuant to this section in all fiscal~~
32 | ~~years.~~

33 | Section 5. Paragraph (c) of subsection (3) of section
34 | 288.106, Florida Statutes, is amended to read:

35 | 288.106 Tax refund program for qualified target industry
36 | businesses.—

37 | (3) TAX REFUND; ELIGIBLE AMOUNTS.—

38 | (c) A qualified target industry business may not receive
39 | refund payments of more than 25 percent of the total tax refunds
40 | specified in the tax refund agreement under subparagraph
41 | (5)(a)1. in any fiscal year. Further, a qualified target
42 | industry business may not receive more than \$1.5 million in
43 | refunds under this section in any single fiscal year, or more
44 | than \$2.5 million in any single fiscal year if the project is
45 | located in an enterprise zone. ~~A qualified target industry~~
46 | ~~business may not receive more than \$7 million in refund payments~~
47 | ~~under this section in all fiscal years, or more than \$7.5~~
48 | ~~million if the project is located in an enterprise zone.~~

Amendment No. 1

49 Section 6. Section 288.11631, Florida Statutes, is created
50 to read:

51 288.11631 Performing arts centers and retention of Major
52 League Baseball spring training baseball franchises .-

53 (1) DEFINITIONS.-As used in this section, the term:

54 (a) "Agreement" means a certified, signed lease between an
55 applicant that applies for certification on or after July 1,
56 2013, and a spring training franchise for the use of a facility.

57 (b) "Applicant" means a unit of local government as
58 defined in s. 218.369, including a local government located in
59 the same county, which has partnered with a certified applicant
60 before the effective date of this section or with an applicant
61 for a new certification, for purposes of sharing in the
62 responsibilities of a facility.

63 (c) "Certified applicant" means a facility for a spring
64 training franchise or a unit of local government that is
65 certified under this section.

66 (d) "Facility" means a spring training stadium, playing
67 fields, and appurtenances intended to support spring training
68 activities.

69 (e) "Local funds" and "local matching funds" mean funds
70 provided by a county, municipality, or other local government.

71 (f) "Performing arts center" means a facility that
72 consists of one or more theaters, each having 3,500 or fewer
73 seats, that presents performing arts events, and that is owned
74 and operated by a unit of local government.

75 (g) "Performing arts event" means live theater, live
76 opera, live ballet, or other live performance events.

Amendment No. 1

77 (2) CERTIFICATION PROCESS.—

78 (a) Before certifying an applicant to receive state
79 funding for a facility for a spring training franchise or
80 performing arts center, the department must verify that:

81 1. The applicant is responsible for the construction or
82 renovation of the facility for a spring training franchise or a
83 performing arts center or holds title to the property on which
84 the facility for a spring training franchise or performing arts
85 center is located.

86 2. For a facility for a spring training franchise, the
87 applicant has a certified copy of a signed agreement with a
88 spring training franchise. The signed agreement with a spring
89 training franchise for the use of a facility must, at a minimum,
90 be equal to the length of the term of the bonds issued for the
91 public purpose of constructing or renovating a facility for a
92 spring training franchise. If no such bonds are issued for the
93 public purpose of constructing or renovating a facility for a
94 spring training franchise, the signed agreement with a spring
95 training franchise for the use of a facility must be for at
96 least 20 years. Any such agreement with a spring training
97 franchise for the use of a facility cannot be signed more than 3
98 years before the expiration of any existing agreement with a
99 spring training franchise for the use of a facility. The
100 agreement must also require the franchise to reimburse the state
101 for state funds expended by an applicant under this section if
102 the franchise relocates before the agreement expires. The
103 agreement may be contingent on an award of funds under this
104 section and other conditions precedent.

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105 3. The applicant has made a financial commitment to
106 provide 50 percent or more of the funds required by an agreement
107 for the construction or renovation of the facility for a spring
108 training franchise or performing arts center. The commitment may
109 be contingent upon an award of funds under this section and
110 other conditions precedent.

111 4. The applicant demonstrates that the facility for a
112 spring training franchise or performing arts center will attract
113 a paid attendance of at least 50,000 persons annually.

114 5. The facility for a spring training franchise or
115 performing arts center is located in a county that levies a
116 tourist development tax under s. 125.0104.

117 (b) The department shall evaluate applications for state
118 funding of the construction or renovation of the facility for a
119 spring training franchise or performing arts center. The
120 evaluation criteria must include the following items:

121 1. The anticipated effect on the economy of the local
122 community where the facility is to be constructed or renovated,
123 including projections on paid attendance, local and state tax
124 collections generated by spring training games or performing
125 arts events, and direct and indirect job creation resulting from
126 the spring training activities or performing arts events.

127 2. The amount of the local matching funds committed to a
128 facility relative to the amount of state funding sought.

129 3. The potential for the facility to be used as a multiple
130 purpose, year-round facility.

131 4. The intended use of the funds by the applicant.

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132 5. For a facility for a spring training franchise, the
133 length of time that a spring training franchise has been under
134 an agreement to conduct spring training activities within an
135 applicant's geographic location or jurisdiction.

136 6. The length of time that an applicant's facility has
137 been used by one or more spring training franchises, including
138 continuous use as facilities for spring training, or the length
139 of time that an applicant's facility has been used for
140 performing arts events.

141 7. For a facility for a spring training franchise, the
142 term remaining on a lease between an applicant and a spring
143 training franchise for a facility.

144 8. For a facility for a spring training franchise, the
145 length of time that a spring training franchise agrees to use an
146 applicant's facility if an application is granted under this
147 section.

148 9. The location of the facility in a brownfield, an
149 enterprise zone, a community redevelopment area, or other area
150 of targeted development or revitalization included in an urban
151 infill redevelopment plan.

152 (c) Each applicant certified on or after July 1, 2013,
153 shall enter into an agreement with the department which:

154 1. Specifies the amount of the state incentive funding to
155 be distributed. The amount of state incentive funding per
156 certified applicant may not exceed \$20 million. However, if a
157 certified applicant has more than one spring training franchise,
158 the maximum amount may not exceed \$40 million.

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159 2. States the criteria that the certified applicant must
160 meet in order to remain certified. For a facility for a spring
161 training franchise, these criteria must include a provision
162 stating that the spring training franchise must reimburse the
163 state for any funds received if the franchise does not comply
164 with the terms of the contract.

165 3. States that the certified applicant is subject to
166 decertification if the certified applicant fails to comply with
167 this section or the agreement.

168 4. States that the department may recover state incentive
169 funds if the certified applicant is decertified.

170 5. Specifies the information that the certified applicant
171 must report to the department.

172 6. Includes any provision deemed prudent by the
173 department.

174 (3) USE OF FUNDS.-

175 (a) A certified applicant may use funds provided under s.
176 212.20(6)(d)6.e. only to:

177 1. Serve the public purpose of constructing or renovating
178 a facility for a spring training franchise or acquiring,
179 constructing, reconstructing, renovating, performing capital
180 improvement, or maintaining a performing arts center or any
181 ancillary facilities including parking structures, meeting
182 rooms, and retail and concession space.

183 2. Pay or pledge for the payment of debt service on, or to
184 fund debt service reserve funds, arbitrage rebate obligations,
185 or other amounts payable with respect thereto, bonds issued for
186 the construction or renovation of a facility for a spring

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187 training franchise or the acquisition, construction,
188 reconstruction, renovation, capital improvement, or maintenance
189 of a performing arts center, or for the reimbursement of such
190 costs or the refinancing of bonds issued for such purposes.

191 (b) State funds awarded to a certified applicant for a
192 facility for a spring training franchise may not be used to
193 subsidize facilities that are privately owned by, maintained by,
194 and used exclusively by a spring training franchise.

195 (c) The Department of Revenue may not distribute funds
196 under 212.20(6)(d)6.e. until July 1, 2016. Further, the
197 Department of Revenue may not distribute funds to an applicant
198 certified on or after July 1, 2013, until it receives notice
199 from the department that:

200 1. The certified applicant has encumbered funds under
201 either subparagraph (a)1. or 2.; and

202 2. If applicable, any existing agreement with a spring
203 training franchise for the use of a facility has expired.

204 (d)1. All certified applicants shall place unexpended
205 state funds received pursuant to s. 212.20(6)(d)6.e. in a trust
206 fund or separate account for use only as authorized in this
207 section.

208 2. An applicant certified for a facility for a spring
209 training franchise may request that the Department of Revenue
210 suspend further distributions of state funds made available
211 under s. 212.20(6)(d)6.e. for 12 months after expiration of an
212 existing agreement with a spring training franchise to provide
213 the certified applicant with an opportunity to enter into a new

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214 agreement with a spring training franchise, at which time the
215 distributions shall resume.

216 3. The expenditure of state funds distributed to an
217 applicant certified after July 1, 2013, must begin within 48
218 months after the initial receipt of the state funds. In
219 addition, the construction or renovation of a spring training
220 facility or the acquisition, construction, reconstruction,
221 renovation, or capital improvement of a performing arts center
222 must be completed within 24 months after the project's
223 commencement.

224 (4) ANNUAL REPORTS.—

225 (a) On or before September 1 of each year, a certified
226 applicant shall submit to the department a report that includes,
227 but is not limited to:

228 1. A detailed accounting of all local and state funds
229 expended to date on the project financed under this section.

230 2. For a facility for a spring training franchise, a copy
231 of the contract between the certified local governmental entity
232 and the spring training franchise.

233 3. A cost-benefit analysis of the team's or performing
234 arts facility's impact on the community.

235 4. Evidence that the certified applicant continues to meet
236 the criteria in effect when the applicant was certified.

237 (b) The department shall compile the information received
238 from each certified applicant and publish the information
239 annually by November 1.

240 (5) DECERTIFICATION.—

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241 (a) The department shall decertify a certified applicant
242 upon the request of the certified applicant.

243 (b) The department shall decertify a certified applicant
244 if the certified applicant does not:

245 1. Have a valid agreement with a spring training franchise
246 if certification was based on a facility for a spring training
247 franchise; or

248 2. Satisfy its commitment to provide local matching funds
249 to the facility.

250
251 However, for applicants certified for a facility for a spring
252 training franchise, decertification proceedings against a local
253 government certified after July 1, 2013, shall be delayed until
254 12 months after the expiration of the local government's
255 existing agreement with a spring training franchise, and without
256 a new agreement being signed, if the certified local government
257 can demonstrate to the department that it is in active
258 negotiations with a major league spring training franchise,
259 other than the franchise that was the basis for the original
260 certification.

261 (c) A certified applicant has 60 days after it receives a
262 notice of intent to decertify from the department to petition
263 for review of the decertification. Within 45 days after receipt
264 of the request for review, the department must notify a
265 certified applicant of the outcome of the review.

266 (d) The department shall notify the Department of Revenue
267 that a certified applicant has been decertified within 10 days
268 after the order of decertification becomes final. The Department

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269 of Revenue shall immediately stop the payment of any funds under
 270 this section which were not encumbered by the certified
 271 applicant under subparagraph (3)(a)2.

272 (e) The department shall order a decertified applicant to
 273 repay all of the unencumbered state funds that the applicant
 274 received under this section and any interest that accrued on
 275 those funds. The repayment must be made within 60 days after the
 276 decertification order becomes final. These funds shall be
 277 deposited into the General Revenue Fund.

278 (f) A local government as defined in s. 218.369 may not be
 279 decertified by the department if it has paid or pledged for the
 280 payment of debt service on, or to fund debt service reserve
 281 funds, arbitrage rebate obligations, or other amounts payable
 282 with respect thereto, bonds issued for the acquisition,
 283 construction, reconstruction, renovation, or capital improvement
 284 of the facility for which the local government was

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

291 Remove lines 15-23 and insert:

292 of money to applicants certified for a facility for a spring
 293 training franchise or performing arts center; specifying time
 294 periods and limitations on distributions; amending ss. 288.1045
 295 and 288.106, F.S.; deleting caps on tax refunds for qualified
 296 defense contractors and space flight businesses and for

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297 | qualified target industry businesses; creating s. 288.11631,
298 | F.S.; providing definitions; establishing a certification
299 | process for spring training baseball franchises and performing
300 | arts centers;
301 |

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