

Tab 2	SB 100 by Harrell (CO-INTRODUCERS) Cruz, Stewart; (Compare to H 00057) Dispensing Medicinal Drugs					
518670	A	S	L	AP, Harrell	Delete L.22 - 60:	01/23 09:54 AM

Tab 3	CS/SB 226 by HP, Harrell; (Identical to H 00485) Athletic Trainers
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Tab 4	CS/SB 372 by ED, Lee (CO-INTRODUCERS) Cruz, Harrell, Broxson, Perry; (Similar to CS/H 00171) Postsecondary Education for Certain Military Personnel
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Tab 5	SB 400 by Gibson; (Similar to CS/H 00253) Elder Abuse Fatality Review Teams
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Tab 6	SB 426 by Montford (CO-INTRODUCERS) Albritton, Stewart; (Compare to H 01139) Regional Rural Development Grants Program					
330518	D	S	RCS	AP, Montford	Delete everything after	01/23 04:01 PM

Tab 7	CS/SB 1056 by CJ, Simpson; (Identical to CS/H 00681) PACE Center for Girls
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Tab 8	SB 7016 by IS; (Identical to H 01073) Statewide Office of Resiliency
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS
Senator Bradley, Chair
Senator Simpson, Vice Chair

MEETING DATE: Thursday, January 23, 2020
TIME: 10:00 a.m.—12:00 noon
PLACE: *Pat Thomas Committee Room, 412 Knott Building*

MEMBERS: Senator Bradley, Chair; Senator Simpson, Vice Chair; Senators Bean, Benacquisto, Book, Brandes, Braynon, Flores, Gainer, Gibson, Hutson, Lee, Mayfield, Montford, Passidomo, Powell, Rouson, Simmons, Stargel, Stewart, and Thurston

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	Presentation on Governor's Fiscal Year 2020-2021 Budget Recommendations		Presented
2	SB 100 Harrell (Compare H 57)	Dispensing Medicinal Drugs; Authorizing individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of such drugs to any patient, including a discharged patient, under certain circumstances; authorizing such individuals to dispense a 72-hour supply if a state of emergency has been declared in the area, etc. HP 10/15/2019 Favorable AHS 11/13/2019 Favorable AP 01/23/2020 Temporarily Postponed	Temporarily Postponed
With subcommittee recommendation – Health and Human Services			
3	CS/SB 226 Health Policy / Harrell (Identical H 485, Compare CS/H 713, CS/S 230)	Athletic Trainers; Revising the definition of the term “athletic trainer”; requiring certain licensees to maintain certification in good standing without lapse as a condition of renewal of their athletic trainer licenses; requiring that an athletic trainer work within a specified scope of practice; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training, etc. HP 10/22/2019 Fav/CS AP 01/23/2020 Favorable RC	Favorable Yeas 18 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Thursday, January 23, 2020, 10:00 a.m.—12:00 noon

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
4	CS/SB 372 Education / Lee (Similar CS/H 171)	Postsecondary Education for Certain Military Personnel; Requiring the Board of Governors and the State Board of Education, in consultation with the Department of Veterans' Affairs, to create a process for the uniform award of postsecondary credit or career education clock hours to certain servicemembers and veterans of the United States Armed Forces; requiring certain postsecondary institutions to award uniform postsecondary credit or career education clock hours for specified courses taken and occupations held by individuals during their service in the military, etc. MS 11/13/2019 Favorable ED 12/09/2019 Fav/CS AP 01/23/2020 Favorable	Favorable Yeas 18 Nays 0
5	SB 400 Gibson (Similar CS/H 253)	Elder Abuse Fatality Review Teams; Authorizing the establishment of elder abuse fatality review teams in each judicial circuit, to be housed, for administrative purposes only, in the Department of Elderly Affairs; authorizing elder abuse fatality review teams in existence on a certain date to continue to exist; requiring each review team to annually submit to the department by a certain date a summary report containing specified information; providing immunity from monetary liability for review team members under certain conditions, etc. CF 11/05/2019 Favorable JU 12/10/2019 Favorable AP 01/23/2020 Favorable	Favorable Yeas 18 Nays 0
6	SB 426 Montford (Compare H 1139)	Regional Rural Development Grants Program; Defining the term "regional economic development organization"; specifying that the concept of building the professional capacity of a regional economic development organization includes the hiring of professional staff to perform specified services; increasing the maximum amount of annual grant funding that specified economic development organizations may receive; increasing the amount of funds the Department of Economic Opportunity may expend each fiscal year for certain purposes, etc. CM 11/05/2019 Favorable IT 12/09/2019 Favorable AP 01/23/2020 Fav/CS	Fav/CS Yeas 18 Nays 0
7	CS/SB 1056 Criminal Justice / Simpson (Identical CS/H 681)	PACE Center for Girls; Authorizing the Department of Juvenile Justice to contract with the PACE Center for Girls for specified services, etc. CJ 01/14/2020 Fav/CS AP 01/23/2020 Favorable	Favorable Yeas 20 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Appropriations

Thursday, January 23, 2020, 10:00 a.m.—12:00 noon

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
8	SB 7016 Infrastructure and Security (Identical H 1073, Compare H 579, Linked CS/S 178)	Statewide Office of Resiliency; Establishing the office within the Executive Office of the Governor; creating the Statewide Sea-Level Rise Task Force within the office; authorizing the Department of Environmental Protection to contract for specified services, upon request of the task force; requiring the Environmental Regulation Commission to take certain action on the task force's recommendations, etc. EN 01/13/2020 Favorable AP 01/23/2020 Not Considered	Not Considered

Other Related Meeting Documents

GOVERNOR RON DESANTIS

**A BOLDER, BRIGHTER,
BETTER FUTURE**

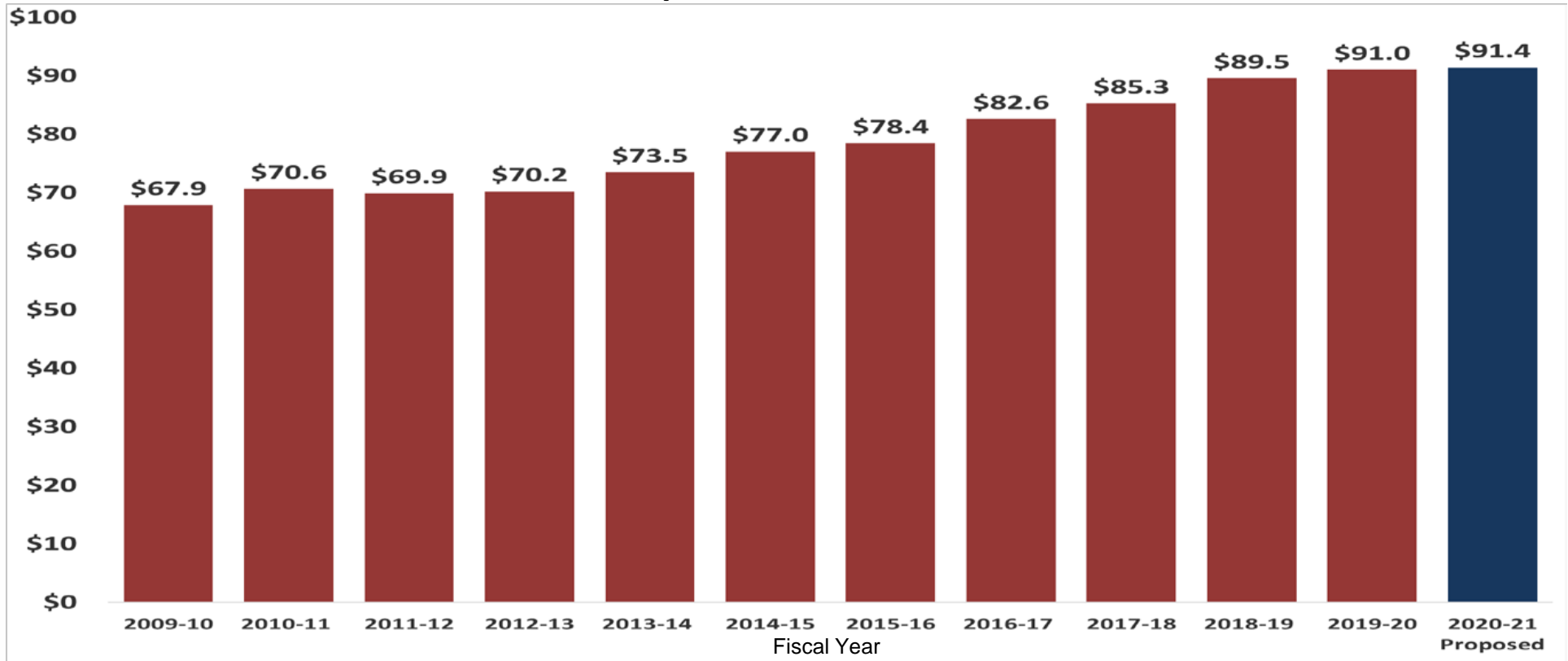


2020-2021 BUDGET & POLICY RECOMMENDATIONS

Governor's Recommended Budget

Total Budget - Fiscal Year 2020-21

\$ in Billions

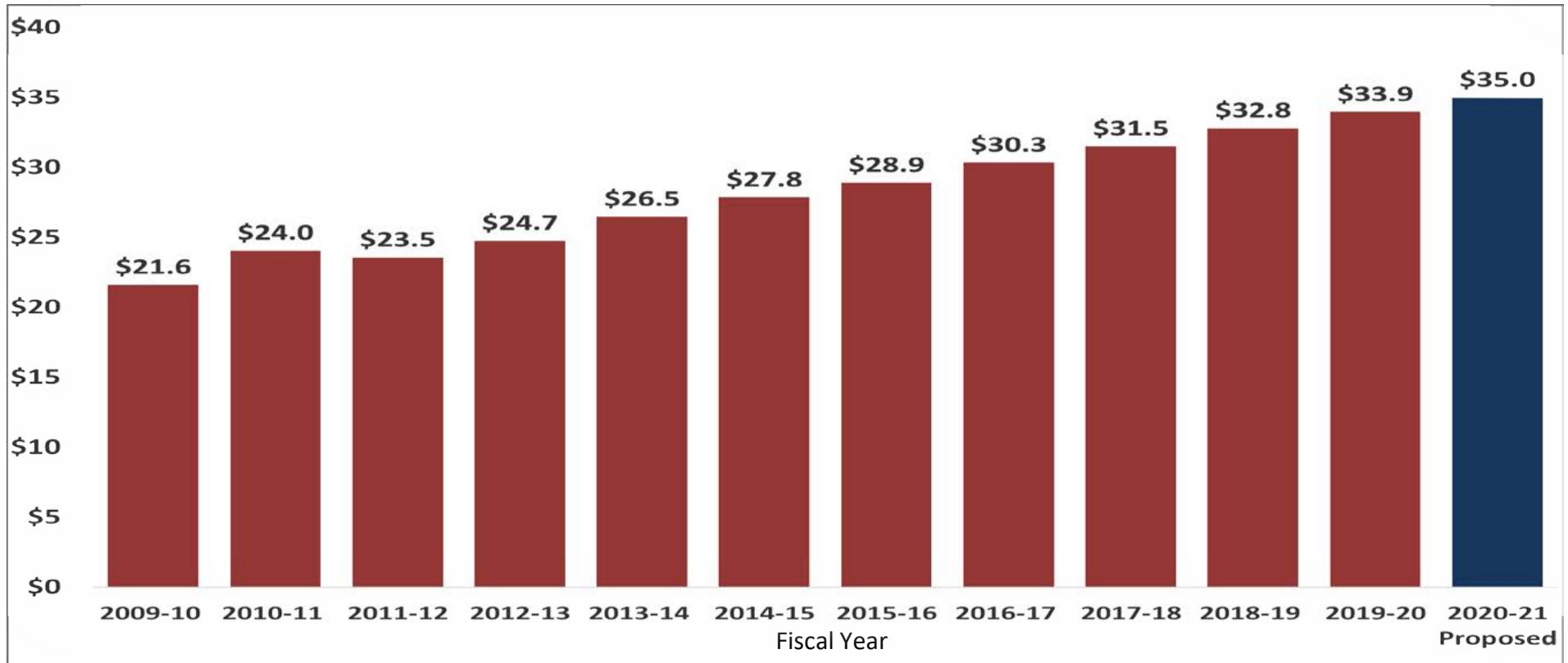


The proposed FY 2021 appropriations totaling \$91.4 billion are \$0.41 billion or 0.5% above FY 2020.



Governor's Recommended Budget General Revenue - Fiscal Year 2020-21

\$ in Billions



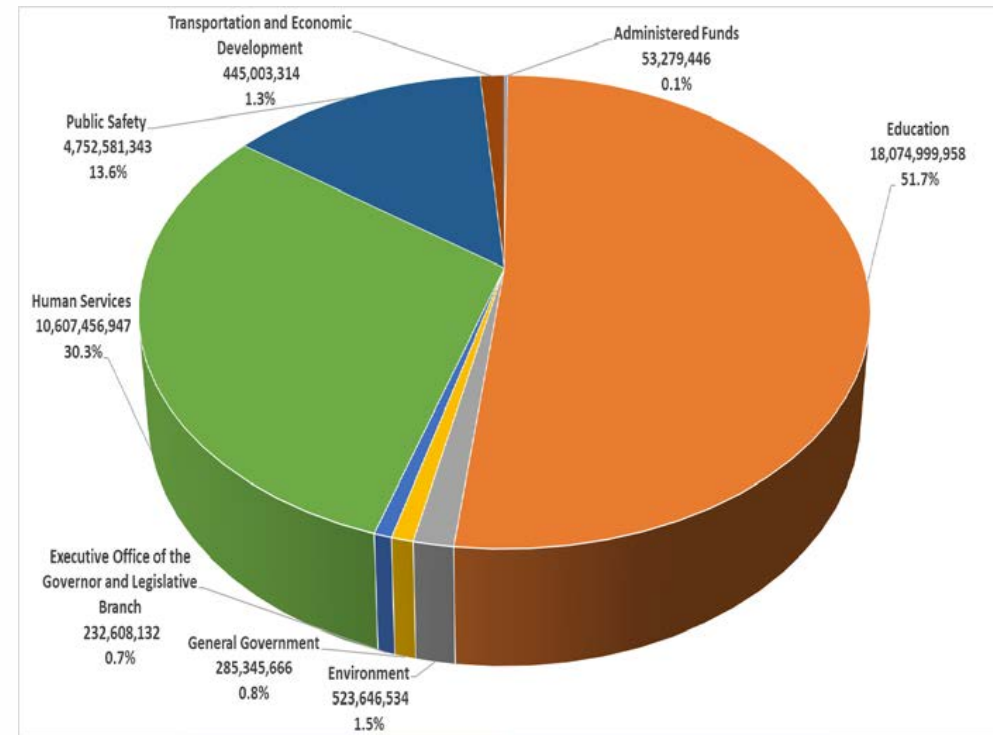
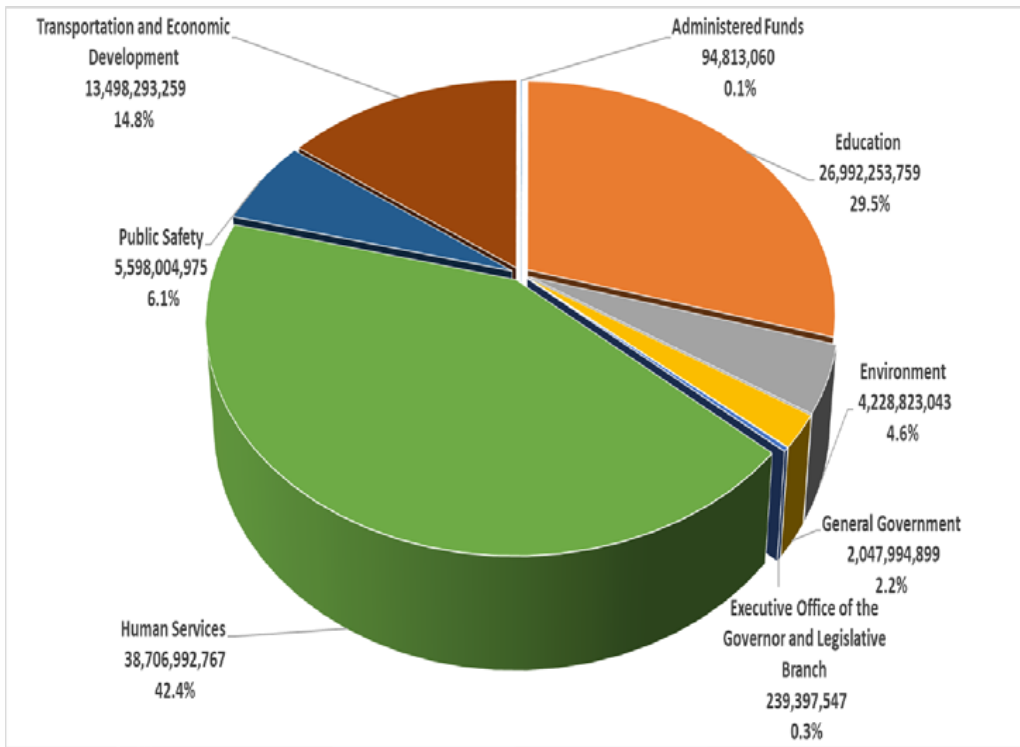
The proposed FY 2021 General Revenue appropriations totaling \$35.0 billion are \$1.0 billion or 3.0% above FY 2020.



Governor's Recommended Budget Fiscal Year 2020-21

Total Budget
\$91.4 Billion

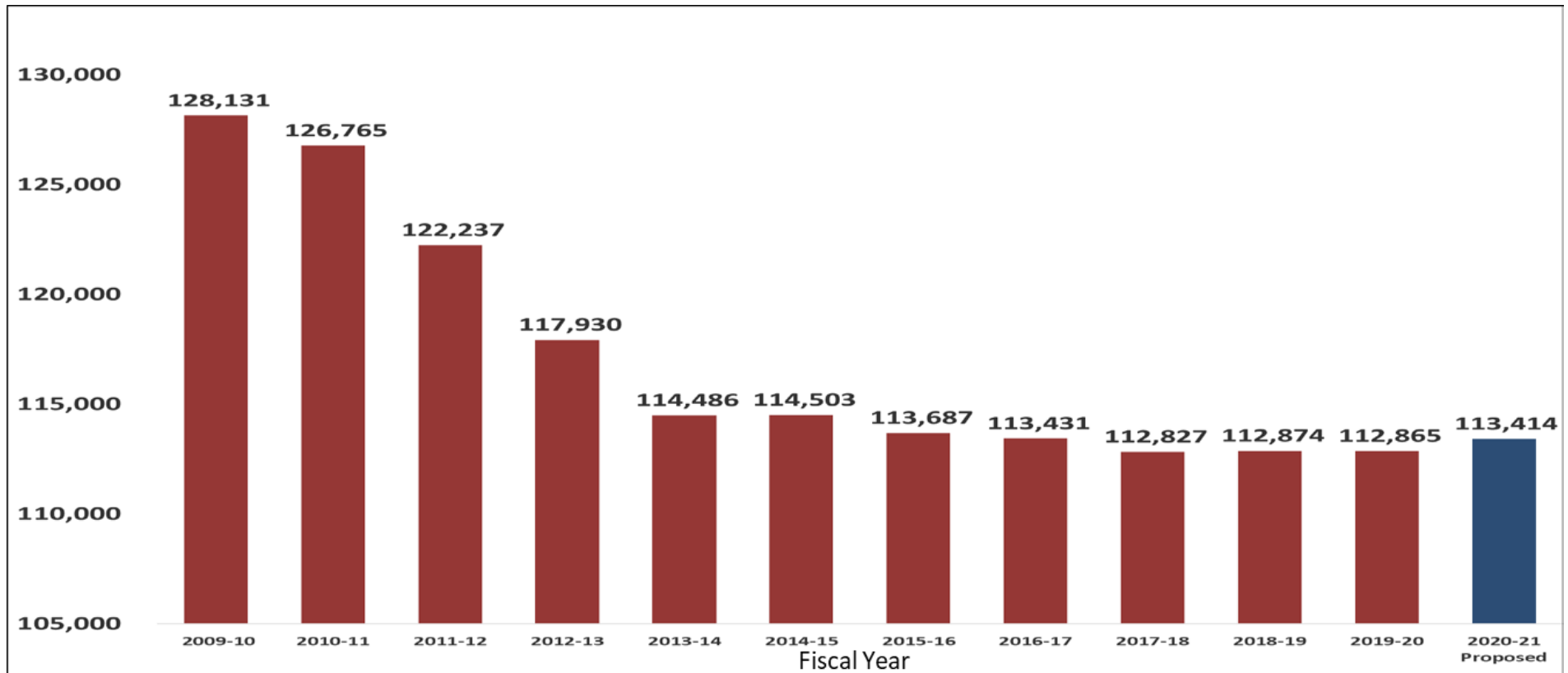
General Revenue
\$35.0 Billion



Health and Human Services represents the largest portion of the total budget and Education represents the largest portion of the General Revenue budget.



Governor's Recommended Budget Number of Positions Fiscal Year 2020-21

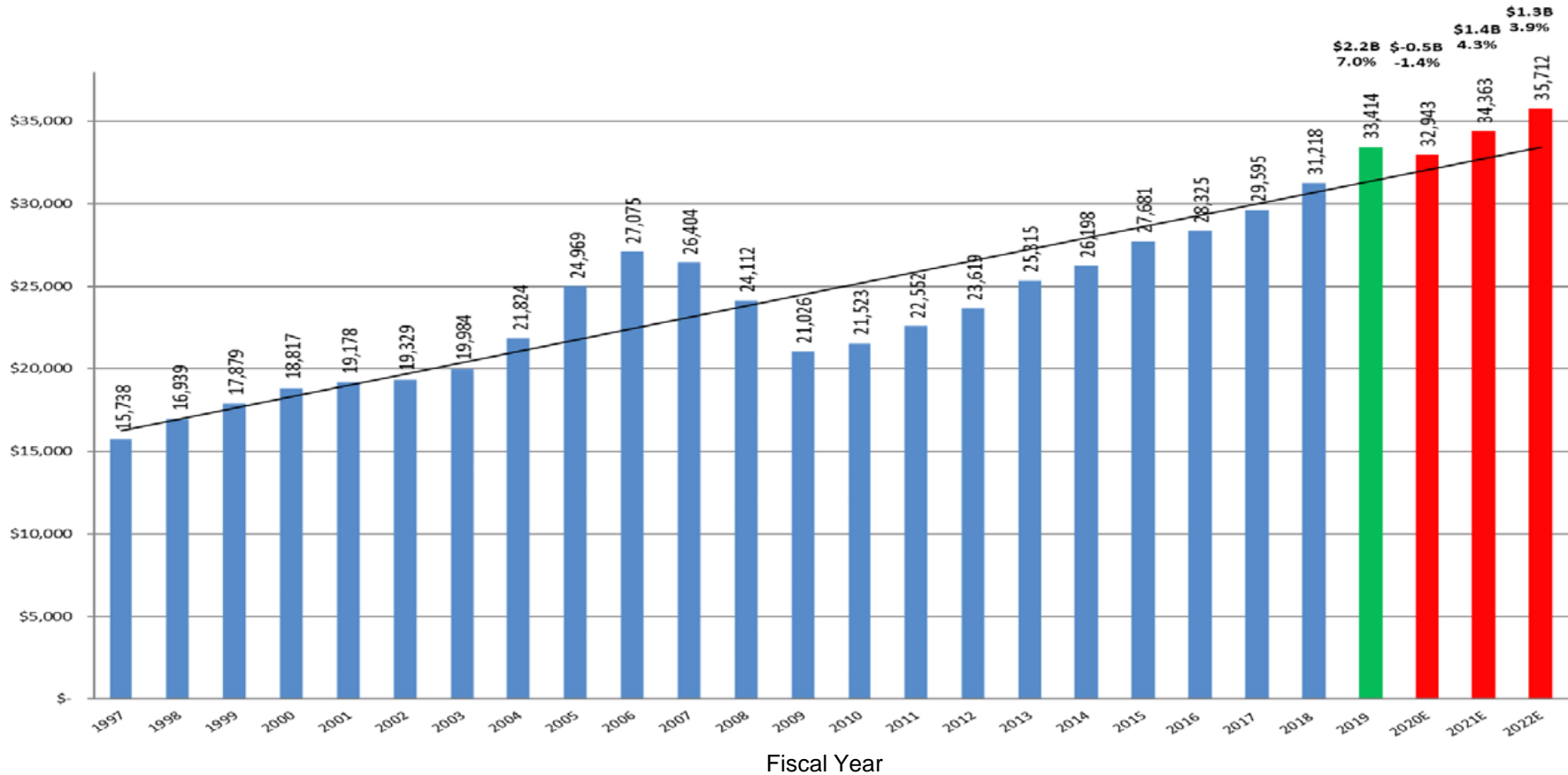


The proposed FY 2021 authorized positions totaling 113,414 are 549 or 0.5% above FY 2020.



Governor's Recommended Budget

August 2019 General Revenue Estimate



General Revenue funds available for FY 2020-21 increased by \$1.4 billion or 4.3% from the previous year.



General Revenue Fiscal Year 2020-21

#	(\$ in millions)	Recurring	Non-Recurring	Total
1	<i>Balance Forward From FY 2018-19</i>		1,576.5	1,576.5
2	<i>Estimated Revenues - August 14, 2019</i>	35,093.3	(607.6)	34,485.7
3	<i>Total Revenue Estimate</i>	35,093.3	968.9	36,062.2
4	<i>Base Budget</i>	32,914.0	0.0	32,914.0
5	<i>Available Revenues (after Funding Base Budget)</i>	2,179.3	968.9	3,148.2
6	<i>Less Adjustments:</i>			
7	Current Year Adjustments		99.1	99.1
8	Sales Tax Holidays		(50.0)	(50.0)
9	Net Hurricane Expenditures & Reimbursements		291.5	291.5
10	Trust Fund Sweeps		75.4	75.4
11	Transfer to Budget Stabilization Funds		(100.0)	(100.0)
12	Education Adjust Recurring & Nonrecurring	(180.6)	180.6	0.0
13	<i>Total Revenue Available after Adjustments</i>	1,998.7	1,465.5	3,464.2
14	<i>Appropriations Over Base Budget</i>			
15	Education	565.5	(21.3)	544.2
16	Environment	280.5	90.0	370.5
17	Transportation & Economic Development	12.6	356.5	369.1
18	Health and Human Services	384.8	83.6	468.4
19	Public Safety	177.7	56.6	234.3
20	General Government	(4.3)	46.6	42.3
21	Statewide Issues	32.2	0.0	32.2
22	<i>Total Appropriations Over Base Budget</i>	1,449.0	612.0	2,061.0
23	<i>General Revenue Balance</i>	549.8	853.5	1,403.3

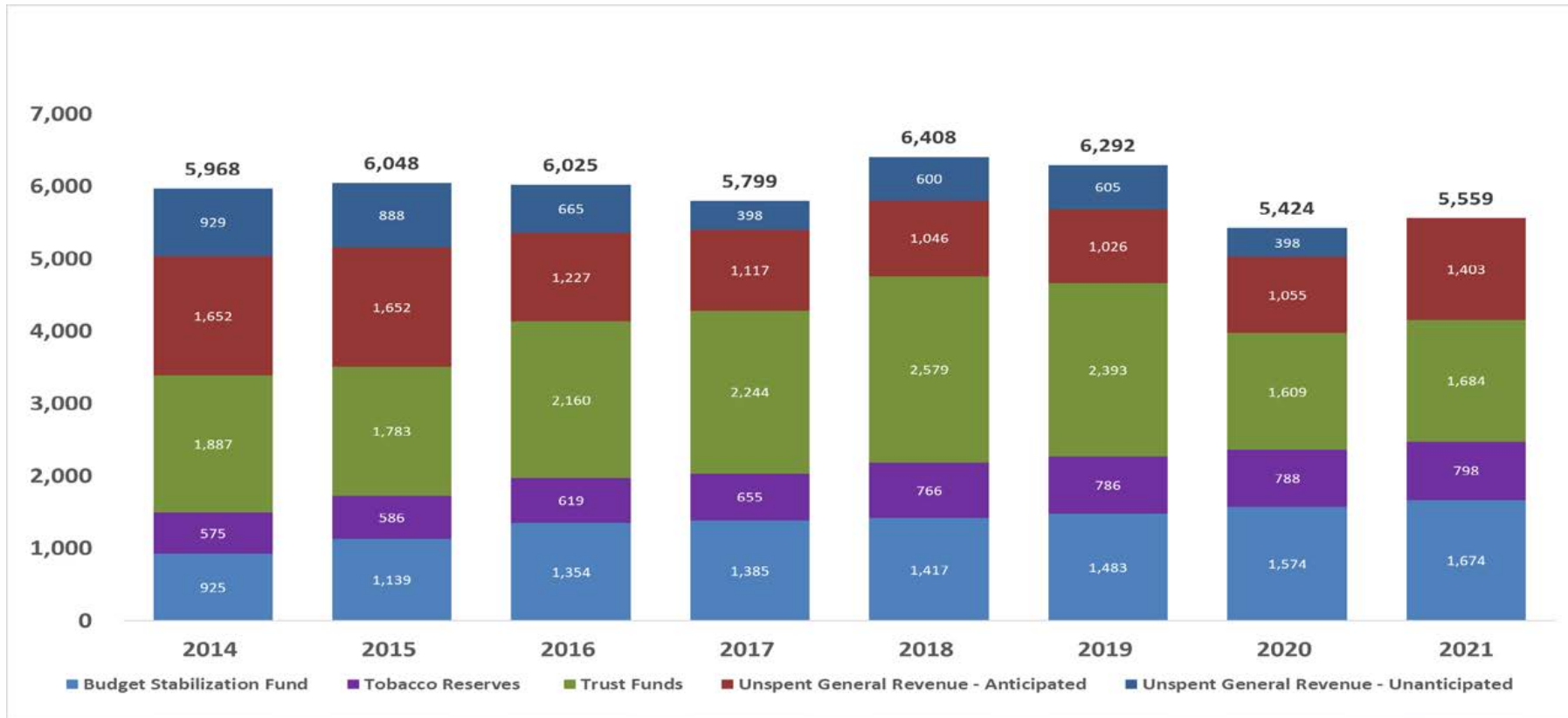
The proposed FY 2021 General Revenue outlook anticipates \$1.4 billion for reserves.



Actual and Anticipated Reserves

Fiscal Year 2020-21

\$ in Millions



The proposed FY 2021 reserves are \$5.56 billion or 6% of the total proposed budget of \$91.4 billion.



Proposed Reductions

Fiscal Year 2020-21

#	Reduction	Positions	General Revenue	Trust Fund	Total
1	Administrative and Operational Efficiencies	(141)	(3,957,103)	(20,316,866)	(24,273,969)
2	Elimination of Earmarks		(84,737,598)	(100,000)	(84,837,598)
3	Elimination of Best and Brightest Teacher and Principal Program		(284,500,000)	0	(284,500,000)
4	Debt Service Reduction		0	(54,616,108)	(54,616,108)
5	Workload Adjustments		(6,022,094)	0	(6,022,094)
6	Contract and Lease Savings		(229,468)	(19,365,962)	(19,595,430)
7	Subtotal	(141)	(379,446,263)	(94,398,936)	(473,845,199)
8	Unfunded Budget		0	(6,691,044)	(6,691,044)
	Grand Total	(141)	(379,446,263)	(101,089,980)	(480,536,243)

The proposed FY 2021 reductions are \$480.5 million, including \$379.4 million in General Revenue reductions.



Tax Relief

Fiscal Year 2020-21

Measure	Amount
8-Day Back to School Sales Tax Holiday on clothing up to \$60, school supplies up to \$15, and computers up to \$1,000	\$(56.1) million
10-Day Disaster Preparedness Sales Tax Holiday on items needed during disasters including generators up to \$750	\$(8.6) million
Property Tax Reduction for Education Required Local Effort	\$(247.3) million
Total Tax Relief	\$(312.0) million



Building a High Quality Education System

Increase of \$1 Billion in the FEFP

Florida Education Finance Program (FEFP)	Amount \$22.9 Billion
K-12 Public Schools – State Funding Increase	\$792.3 million
K-12 Public Schools – Local Funding Increase	\$245 million
K-12 Public Schools – Per-Student Funding Increase	\$302.46 to \$7,979
K-12 Public Schools – Base Student Allocation Increase	\$50 per student
FEFP – Teacher Compensation – Raising the Minimum Salary to \$47,500	\$602 million
FEFP – Teacher and Principal Bonuses	\$300 million
FEFP – Safe Schools Allocation Increase	\$1.4 million to \$181.4 million
FEFP – Mental Health Allocation Increase	\$25 million to \$100 million



Building a High Quality Education System

Major Issues Funded	Amount
Gardiner Scholarships	\$24.9 million to \$172.8 million
Promoting Computer Science	\$10 million
Pathways to Career Opportunities Grant	\$10 million
Student Success Incentive Funds – Includes the Following Four Initiatives	Total Funding of \$45 million
<i>Work Florida Student Success– School Districts</i>	<i>\$5 million</i>
<i>Work Florida Student Success– Colleges</i>	<i>\$10 million</i>
<i>2 + 2 Student Success - Colleges</i>	<i>\$20 million</i>
<i>Dual Enrollment - Colleges</i>	<i>\$10 million</i>
Last Mile College Completion	\$1.5 million
Performance Funding:	
K-12 Workforce Programs	\$6.5 million
College Workforce Programs	\$14 million
State Universities	\$50 million to \$660 million



Building a High Quality Education System

Education Capital Outlay	Amount
Education Infrastructure – Total	\$502.5 million
Safe School Hardening Grants for K-12 Schools	\$75 million
Public School Maintenance	\$50 million
Charter School Maintenance	\$173.9 million
Special Facility Construction	\$41.3 million
State College Maintenance	\$37.2 million
State University Maintenance	\$49.3 million



Protecting Water Resources

Governor DeSantis called for a \$2.5 billion investment in Everglades Restoration and protection of water resources over four years

Budget Includes More Than \$625 Million Recurring for the Protection of Florida's Water Resources

Major Issues Funded	Amount
Everglades Restoration	\$322 million
Targeted Water Quality Improvements	\$200 million
Alternative Water Supply Grant Program	\$40 million
Springs Restoration	\$50 million
Innovative Solutions to Algae	\$10 million
Water Quality Enhancement & Accountability	\$11 million
FWC Center for Red Tide Research	\$2 million



Environment

Protecting Resources

Major Issues Funded	Amount
Florida Forever	\$100 million
State Park Enhancements	\$54 million
Beach Projects	\$50 million
Coral Reef Protection	\$9 million
Cleanup of Contaminated Sites	\$150 million
Citrus Protection and Research	\$20 million
Increased Python Removal Efforts	\$1 million

The Governor's recommended budget fully complies with Amendment 1 by including over \$1 billion for land and water programs funded from documentary stamp tax revenues.



Transportation and Economic Development

Major Issues Funded	Amount
State Match for Federally Declared Disasters (Total \$1.6 billion)	\$195 million
Hurricane Michael Recovery Grant Program	\$25 million
Florida Job Growth Grant Fund	\$50 million
VISIT Florida	\$50 million
State Transportation Work Program	\$8.8 billion
Election Oversight Activities	\$6.6 million
Affordable Housing Programs	\$387 million



Health and Human Services

Major Issues Funded	Amount
Child Welfare	\$97.6 million
Opioid Epidemic	\$54.9 million
Supporting Individuals on the Home and Community Based Services Waitlist	\$56.6 million
Guardianship Services	\$6.5 million
Operations of Two New State Veteran Nursing Homes	\$18.3 million



Public Safety

Major Issues Funded	Amount
Staff Retention for Correctional Employees	\$89.7 million
Safer Correctional Facilities	\$6.7 million
Reentry Programming at Corrections	\$9.3 million
Special Risk for Juvenile Detention Officers	\$6.2 million
Residential Services for At-Risk Youth	\$4.8 million
Florida's Law Enforcement Crime Databases	\$14.5 million
Law Enforcement Threat Assessment Strategy	\$8.3 million



Office of Policy and Budget

Chris Spencer
Policy Director

Chris.Spencer@laspbs.state.fl.us
850-717-9550



THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/2020

Meeting Date

Bill Number (if applicable)

Topic Governor's Budget Recommendations

Amendment Barcode (if applicable)

Name Chris Spencer

Job Title Policy Director

Address 400 S. Monroe Street

Phone 850 717 9550

Tallahassee FL 32311
City State Zip

Email chris.spencer@luspbs.state.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Governor Ron DeSantis

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20
Meeting Date

Bill Number (if applicable)

Topic Senate Appropriations

Amendment Barcode (if applicable)

Name Suzanne Pridgen

Job Title Deputy Commissioner, Finance & Operations

Address 325 W. Gaines St

Phone 850-245-9244

Street

Talahassee

FL

32344

Email Suzanne.Pridgen@fldoe.org

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Department of Education

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23

Meeting Date

Bill Number (if applicable)

Topic 2020 Governor DeSantis Budget

Amendment Barcode (if applicable)

Name Noah Valenstein

Job Title Secretary

Address 3900 Commonwealth Blvd

Phone _____

Street

Tallahassee

FL

32399

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FL Dept. of Environmental Protection

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

JAN 23 / 2020

Meeting Date

Bill Number (if applicable)

Topic BUDGET James OTTO

Amendment Barcode (if applicable)

Name SIX 4 BUD CLAY COUNTY FL HOTEL

Job Title DMR

Address 2904-2910

Phone 904 415 3221

City CLAY COUNTY State Zip 32064

Email

Speaking: [] For [x] Against [] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [x] Yes [] No

Lobbyist registered with Legislature: [] Yes [x] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 100

INTRODUCER: Senators Harrell, Cruz, and Stewart

SUBJECT: Dispensing Medicinal Drugs

DATE: January 22, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Rossitto-Van Winkle	Brown	HP	Favorable
2.	Gerbrandt	Kidd	AHS	Recommend: Favorable
3.	Gerbrandt	Kynoch	AP	Pre-meeting

I. Summary:

SB 100 amends section 465.019, Florida Statutes, to authorize individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of medicinal drugs to any patient of, or a patient discharged from, a hospital emergency department that operates a Class II or Class III institutional pharmacy with a community pharmacy permit from the Department of Health (DOH), under certain conditions.

The bill authorizes individuals licensed to prescribe medicinal drugs to dispense a 72-hour supply, rather than a 48-hour supply, during a declared state of emergency in the area, under certain conditions.

The bill has no fiscal impact on state government.

The bill has an effective date of July 1, 2020.

II. Present Situation:

Medicinal Prescribing and Dispensing Practitioners

There are several professions in Florida that have prescriptive authority at various levels, including:

- Allopathic physicians;
- Osteopathic physicians;
- Podiatrists;
- Dentists;

- Advanced practice registered nurses;¹
- Physician assistants;² and
- Pharmacists.³

A person may not dispense medicinal drugs unless licensed as a pharmacist, except that a practitioner authorized by law to prescribe drugs may dispense medicinal drugs to his or her patients in the regular course of her or his practice.⁴ A practitioner, who dispenses medicinal drugs for human consumption for a fee or remuneration of any kind, whether directly or indirectly, must:

- Register with her or his professional licensing board as a dispensing practitioner and pay a board-established fee at the time of such registration and upon each renewal of his or her license;
- Comply with, and be subject to, all laws and rules applicable to pharmacists and pharmacies, including, but not limited to, chs. 456, 499, and 893, F.S., and all applicable federal laws and federal regulations; and
- Give each patient a written prescription and, orally or in writing, advise the patient that the prescription may be filled in the practitioner's office or at any pharmacy, before dispensing any drug.⁵

Pharmacy

The practice of pharmacy and the licensure of pharmacies are regulated by ch. 465, F.S. The “practice of the profession of pharmacy” includes:

- Compounding, dispensing, and consulting the consumer concerning the contents, therapeutic values, and uses of any medicinal (prescription)⁶ drug; and
- Other pharmaceutical services.^{7, 8}

The Board of Pharmacy

The Board of Pharmacy (board) is created within the DOH and is authorized to make rules to regulate the practice of professional pharmacy in pharmacies meeting minimum requirements for

¹ Section 464.012(3)(a), F.S.

² See ss. 458.347(4)(e)4., and 459.022(4)(e)4., F.S.

³ See s. 465.186, F.S., and Fla. Admin. Code R. 64B8-36.001 (2019).

⁴ Section 465.0276, F.S.

⁵ Section 465.0276(2), F.S.

⁶ Under s. 465.003(8), F.S., “medicinal drugs” means substances commonly known as “prescription” or “legend” drugs required by law to be dispensed by prescription only.

⁷ Section 465.003(13), F.S.

⁸ In the context of pharmacy practice, “other pharmaceutical services” means the monitoring of the patient’s drug therapy and assisting the patient in the management of his or her drug therapy, and includes review of the patient’s drug therapy and communication with the patient’s prescribing health care provider as licensed under chs. 458, 459, 461, or 466, F.S., or similar statutory provision in another jurisdiction, or such provider’s agent or such other persons as specifically authorized by the patient, regarding the drug therapy. The “practice of the profession of pharmacy” also includes any other act, service, operation, research, or transaction incidental to, or forming a part of, any of the foregoing acts, requiring, involving, or employing the science or art of any branch of the pharmaceutical profession, study, or training, expressly permits a pharmacist to transmit information from persons authorized to prescribe medicinal drugs to their patients, and includes the administration of vaccines to adults. See s. 465.003(13), F.S.

safe practice.⁹ All pharmacies must obtain a permit before operating, unless exempt by law. This is true whether opening a new establishment or simply changing locations or owners.¹⁰

The Practice of Pharmacy

There are seven types of pharmacies eligible for various operating permits issued by the DOH:

- Community pharmacy;¹¹
- Institutional pharmacy;¹²
- Nuclear pharmacy;¹³
- Special pharmacy;¹⁴
- Internet pharmacy;¹⁵
- Non-resident sterile compounding pharmacy;¹⁶ and
- Special sterile compounding pharmacy.¹⁷

Institutional Pharmacies

An “institutional pharmacy” includes any pharmacy located in a health care institution, which includes a hospital, clinic, nursing home, dispensary, sanitarium, extended care facility, or other facility where medicinal drugs are compounded, dispensed, stored, or sold.¹⁸ Institutional pharmacy permits are required for any pharmacy located in any health care institution.¹⁹

All institutional pharmacies must designate a consultant pharmacist²⁰ who is responsible for maintaining all drug records required by law, and for establishing drug handling procedures for the safe handling and storage of drugs. The consultant pharmacist may also be responsible for ordering and evaluating any laboratory or clinical tests when such tests are necessary for the proper performance of his or her responsibilities.²¹ Such laboratory or clinical tests may be ordered only with regard to patients residing in a nursing home, and then only when authorized

⁹ See ss. 465.002, and 465.0155, F.S.

¹⁰ See Fla. Admin. Code R. 64B16-28.100(1) (2019).

¹¹ The term “community pharmacy” includes every location where medicinal drugs are compounded, dispensed, stored, or sold or where prescriptions are filled or dispensed on an outpatient basis. See ss. 465.003(11)(a)1. and 465.018, F.S.

¹² See ss. 465.003(11)(a)2., and 465.019, F.S.

¹³ The term “nuclear pharmacy” includes every location where radioactive drugs and chemicals within the classification of medicinal drugs are compounded, dispensed, stored, or sold, but does not include hospitals licensed under ch. 395, F.S., or the nuclear medicine facilities of such hospitals. See ss. 465.003(11)(a)3. and 465.0193, F.S.

¹⁴ The term “special pharmacy” includes every location where medicinal drugs are compounded, dispensed, stored, or sold if such locations are not otherwise defined by law. See ss. 465.003(11)(a)4. and 465.0196, F.S.

¹⁵ The term “internet pharmacy” includes locations not otherwise licensed or issued a permit under ch. 465, F.S., whether or not in Florida, which use the Internet to communicate with or obtain information from consumers in this state and use such communication or information to fill or refill prescriptions or to dispense, distribute, or otherwise engage in the practice of pharmacy in this state. See ss. 465.003(11)(a)5. and 465.0197, F.S.

¹⁶ The term “nonresident sterile compounding pharmacy” includes a pharmacy that ships, mails, delivers, or dispenses, in any manner, a compounded sterile product into Florida, and a nonresident pharmacy registered under s. 465.0156, F.S., or an outsourcing facility, must hold a nonresident sterile compounding permit. See s. 465.0158, F.S.

¹⁷ See Fla. Admin. Code R. 64B16-28.100 and 64B16-28.802 (2019). An outsourcing facility is considered a pharmacy and must hold a special sterile compounding permit if it engages in sterile compounding.

¹⁸ Section 465.003(11)(a)2., F.S.

¹⁹ See Fla. Admin. Code R. 64B16-28.100(3) (2019).

²⁰ See ss. 465.003(11), and 465.0125, F.S.

²¹ *Id.*

by the facility's medical director. The consultant pharmacist must complete additional training and demonstrate additional qualifications in the practice of institutional pharmacy, as required by the board, and be licensed as a registered pharmacist.^{22, 23}

Currently there are four types of institutional pharmacy permits issued by the board to institutional pharmacies: Institutional Class I, Class II, Modified Class II, and Class III.²⁴

Institutional Class I Pharmacy

A Class I institutional pharmacy is an institutional pharmacy in which all medicinal drugs are administered from individual prescription containers to an individual patient and in which medicinal drugs are not dispensed on the premises, except licensed nursing homes²⁵ may purchase medical oxygen for administration to residents.²⁶

Institutional Class II Pharmacy

A Class II institutional pharmacy is a pharmacy that employs the services of a registered pharmacist or pharmacists who, in practicing institutional pharmacy, provide dispensing and consulting services on the premises to patients of the institution, for use on the premises of the institution.²⁷ A Class II institutional pharmacy is required to be open sufficient hours to meet the needs of the hospital facility.²⁸ The consultant pharmacist of record is responsible for establishing a written policy and procedure manual.²⁹ An institutional Class II pharmacy may elect to participate in the Cancer Drug Donation Program within the Department of Business and Professional Regulation.³⁰

Modified Institutional Class II Pharmacy Permits

Modified Institutional Class II pharmacies are those institutional pharmacies in short-term, primary care treatment centers that meet all the requirements for a Class II permit, except space and equipment requirements.³¹ Modified Class II Institutional pharmacies are designated as Type A, Type B, and Type C according to the specialized type of the medicinal drug delivery

²² Section 465.0125, F.S.

²³ As required by Fla. Admin. Code R. 64B16-28.501(1), (2), and (3) (2019), the consultant pharmacist must also "conduct Drug Regimen Reviews required by Federal or State law, inspect the facility and prepare a written report to be filed at the permitted facility at least monthly, . . . monitor the facility system for providing medication administration records and physician order sheets to ensure that the most current record of medications is available for the monthly drug regimen review, and may utilize additional consultant pharmacists to assist in this review and in the monthly facility inspection." A licensed consultant pharmacist may "remotely access a facility or pharmacy's electronic database from outside the facility or pharmacy to conduct any services additional or supplemental to regular drug regimen reviews, subject to the pharmacy or facility establishing policies and procedures to ensure the security and privacy of confidential patient records, including compliance with applicable Federal HIPAA regulations." The board must be notified in writing within ten days of any change in the consultant pharmacist of record, pursuant to Fla. Admin. Code R. 64B16-28.100(3)(b) (2019).

²⁴ Section 465.019, F.S.

²⁵ See part II, ch. 400, F.S., relating to nursing homes.

²⁶ Section 465.019(2)(a), F.S.

²⁷ See s. 565.019(2)(b), F.S. Exceptions apply when there is a state of emergency and for single doses of a drug ordered by physicians under limited circumstances.

²⁸ See Fla. Admin. Code R. 64B16-28.603 (2019).

²⁹ Section 465.019(5), F.S.

³⁰ See s. 499.029, F.S., relating to the Cancer Drug Donation Program Act.

³¹ Section 465.019(2)(c), F.S.

system utilized at the facility, either a patient-specific or bulk drug system, and the quantity of the medicinal drug formulary at the facility.³²

All Modified Class II institutional pharmacies must be under the control and supervision of a certified consultant pharmacist. The consultant pharmacist of record is responsible for developing and maintaining a current policy and procedure manual. The permittee must make available the policy and procedure manual to the appropriate state or federal agencies upon inspection.³³

Institutional Class III Pharmacies

Class III institutional pharmacies are those pharmacies, including central distribution facilities, affiliated with a hospital that provide the same services that are authorized by a Class II institutional pharmacy permit. Class III institutional pharmacies may also:

- Dispense, distribute, compound, and fill prescriptions for medicinal drugs;
- Prepare prepackaged drug products;
- Conduct other pharmaceutical services for the affiliated hospital and for entities under common control that are each permitted under ch. 465, F.S., to possess medicinal drugs; and
- Provide the services in Class I institutional pharmacies, Class II institutional pharmacies, and Modified Class II institutional pharmacies that hold an active health care clinic establishment permit.^{34,35}

A Class III institutional pharmacy must also maintain policies and procedures addressing the following:

- The consultant pharmacist responsible for pharmaceutical services;
- Safe practices for the preparation, dispensing, prepackaging, distribution, and transportation of medicinal drugs and prepackaged drug products;
- Recordkeeping to monitor the movement, distribution, and transportation of medicinal drugs and prepackaged drug products;
- Recordkeeping of pharmacy staff responsible for each step in the preparation, dispensing, prepackaging, transportation, and distribution of medicinal drugs and prepackaged drug products; and

³² See Fla. Admin. Code R. 64B16-28.702(2) (2019). Modified Class II Institutional Pharmacies provide the following pharmacy services: (1) Type “A” Modified Class II Institutional Pharmacies provide pharmacy services in a facility which has a formulary of not more than 15 medicinal drugs, excluding those medicinal drugs contained in an emergency box, and in which the medicinal drugs are stored in bulk and in which the consultant pharmacist provides on-site consultations not less than once every month, unless otherwise directed by the board after review of the policy and procedure manual; (2) Type “B” Modified Class II Institutional Pharmacies provide pharmacy services in a facility in which medicinal drugs are stored in the facility in patient specific form and in bulk form and which has an expanded drug formulary, and in which the consultant pharmacist provides on-site consultations not less than once per month, unless otherwise directed by the board after review of the policy and procedure manual; and (3) Type “C” Modified Class II Institutional Pharmacies provide pharmacy services in a facility in which medicinal drugs are stored in the facility in patient specific form and which has an expanded drug formulary, and in which the consultant pharmacist provides onsite consultations not less than once per month, unless otherwise directed by the board after review of the policy and procedure manual.

³³ See Florida Board of Pharmacy, *Institutional Pharmacy Permit* <http://floridaspharmacy.gov/licensing/institutional-pharmacy-permit/> (last visited Oct. 3, 2019).

³⁴ Section 465.019(2)(d)1., F.S.

³⁵ See s. 499.01(2)(r), F.S.

- Medicinal drugs and prepackaged drug products that may not be safely distributed among Class III institutional pharmacies.³⁶

Institutional Pharmacies – Dispensing Medicinal Drugs

Class II and Class III institutional pharmacies are permitted to dispense medicinal drugs to outpatients only when that institution has been issued a community pharmacy permit from the DOH.³⁷ An individual licensed to prescribe medicinal drugs may dispense up to a 24-hour supply of a medicinal drug to any patient of an emergency department of a hospital that operates a Class II or Class III institutional pharmacy, provided the physician treating the patient in such hospital's emergency department determines the following:

- The medicinal drug is warranted; and
- Community pharmacy services are not readily accessible, geographically or otherwise, to the patient.³⁸

Such dispensing from the emergency department must be in accordance with the procedures of the hospital. For any patient for whom a medicinal drug is determined to be warranted by the treating emergency department physician for a period to exceed 24 hours, an individual licensed to prescribe such drug must dispense a 24-hour supply of such drug to the patient and must provide the patient with a prescription for the drug for use after the initial 24-hour period.³⁹ The board is authorized to adopt rules necessary to carry out these provisions.

III. Effect of Proposed Changes:

The bill permits an individual licensed to prescribe medicinal drugs to dispense up to a 48-hour supply, rather than 24-hour supply, of medicinal drugs to any patient of, or patient discharged from, a hospital emergency department that operates a Class II or Class III institutional pharmacy with a community pharmacy permit from the DOH, provided that the emergency department physician treating the patient, or a physician treating a discharged patient, determines that:

- The medicinal drug is warranted; and
- Community pharmacy services are not readily accessible to the patient, geographically or otherwise.

If the dispensing of a medicinal drug to a patient is determined to be warranted by the treating emergency department physician, or a physician treating a discharged patient, for a period of longer than 48 hours, the individual licensed to prescribe the drug must dispense a 48-hour supply to the patient and must provide the patient with a prescription for the drug for use after the initial 48 hours.

The bill also authorizes individuals licensed to prescribe medicinal drugs, under the conditions described above, to dispense a 72-hour supply, rather than a 48-hour supply, during a declared state of emergency in the area. The dispensing of a 72-hour supply is subject to the same

³⁶ Section 465.019(2)(d)2., F.S.

³⁷ See s. 465.019, F.S., which prohibits a Class I institutional pharmacy from dispensing medicinal drugs.

³⁸ Section 465.019(4), F.S.

³⁹ *Id.*

conditions provided in the bill for dispensing a 48-hour supply to any patient of, or patient discharged from, a hospital emergency department that operates a Class II or Class III institutional pharmacy with a community pharmacy permit from the DOH.

The board may adopt rules necessary to implement the new provisions of the bill.

The bill has an effective date of July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill has no fiscal impact on state government.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill amends section 465.019 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



518670

LEGISLATIVE ACTION

Senate

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. .
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. .

House

The Committee on Appropriations (Harrell) recommended the following:

Senate Amendment (with title amendment)

Delete lines 22 - 60

and insert:

However, ~~an individual licensed to prescribe medicinal drugs in this state may be dispensed by dispense up to a 24-hour supply of a medicinal drug to any patient of an emergency department of a hospital that operates a Class II or Class III institutional pharmacy to a patient of the hospital's emergency department or a hospital inpatient upon discharge if a prescriber, as defined~~



518670

11 in s. 465.025(1), ~~provided that the physician treating the~~
12 patient in such hospital ~~hospital's emergency department~~
13 determines that the medicinal drug is warranted and that
14 community pharmacy services are not readily accessible,
15 geographically or otherwise, to the patient. Such prescribing
16 and dispensing ~~from the emergency department must be in~~
17 accordance with the procedures of the hospital ~~must be for a~~
18 supply of the drug that will last for the greater of the
19 following:

- 20 1. Up to 48 hours; or
21 2. Through the end of the next business day.

22 (b) Notwithstanding subparagraph (a)1., if a state of
23 emergency has been declared and is in effect for an area of the
24 state pursuant to s. 252.36, a supply of a medicinal drug that
25 will last up to 72 hours may be prescribed and dispensed under
26 paragraph (a) in that area ~~For any such patient for whom a~~
27 ~~medicinal drug is warranted for a period to exceed 24 hours, an~~
28 ~~individual licensed to prescribe such drug must dispense a 24-~~
29 ~~hour supply of such drug to the patient and must provide the~~
30 ~~patient with a prescription for such drug for use after the~~
31 ~~initial 24-hour period.~~

32 (c) A prescriber as defined in s. 465.025(1) who prescribes
33 medicinal drugs under this subsection may provide the patient
34 with a prescription for such drug for use beyond the initial
35 prescription period if the prescriber determines that such use
36 is warranted.

37 (d) The board may adopt rules necessary to implement ~~carry~~
38

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



518670

40 And the title is amended as follows:

41 Delete lines 3 - 11

42 and insert:

43 amending s. 465.019, F.S.; authorizing certain
44 hospitals to dispense supplies of prescribed medicinal
45 drugs in a specified amount to emergency department
46 patients or inpatients upon discharge under certain
47 circumstances; authorizing a greater specified supply
48 of medicinal drugs to be prescribed and dispensed in
49 areas in which a state of emergency has been declared
50 and is in effect; authorizing a prescriber to provide
51 a patient with a prescription for medicinal drugs
52 beyond the initial prescription period under certain
53 circumstances; providing an

By Senator Harrell

25-00202-20

2020100__

A bill to be entitled

An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of such drugs to any patient, including a discharged patient, under certain circumstances; authorizing such individuals to dispense a 72-hour supply if a state of emergency has been declared in the area; authorizing such individuals to provide prescriptions for an additional supply of such drugs; providing an effective date.

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

Section 1. Subsection (4) of section 465.019, Florida Statutes, is amended to read:

465.019 Institutional pharmacies; permits.—

(4) (a) Medicinal drugs shall be dispensed in an institutional pharmacy to outpatients only when that institution has secured a community pharmacy permit from the department. However, an individual licensed to prescribe medicinal drugs in this state may dispense up to a 48-hour 24-hour supply of a medicinal drug to any patient of, or patient discharged from, an emergency department of a hospital that operates a Class II or Class III institutional pharmacy, provided that the physician who is treating the patient in such hospital's emergency department, or who is treating the discharged patient, determines that the medicinal drug is warranted and that

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

25-00202-20

2020100__

community pharmacy services are not readily accessible, geographically or otherwise, to the patient. Such dispensing from the emergency department to any patient, including a discharged patient, must be in accordance with the procedures of the hospital. For any such patient for whom a medicinal drug is warranted for a period to exceed 48 24 hours, an individual licensed to prescribe such drug must dispense a 48-hour 24-hour supply of such drug to the patient and must provide the patient with a prescription for such drug for use after the initial 48-hour 24-hour period.

(b) Notwithstanding paragraph (a), if a state of emergency has been declared for an area of the state pursuant to s. 252.36, an individual licensed to prescribe medicinal drugs in this state may dispense up to a 72-hour supply of a medicinal drug to any patient of, or patient discharged from, an emergency department of a hospital located in that area which operates a Class II or Class III institutional pharmacy, provided that the physician who is treating the patient in such hospital's emergency department, or who is treating the discharged patient, determines that the medicinal drug is warranted and that community pharmacy services are not readily accessible, geographically or otherwise, to the patient. Such dispensing from the emergency department to any patient, including a discharged patient, must be in accordance with the procedures of the hospital. For any such patient for whom a medicinal drug is warranted for a period to exceed 72 hours, an individual licensed to prescribe such drug shall dispense a 72-hour supply of such drug to the patient and shall provide the patient with a prescription for such drug for use after the initial 72-hour

Page 2 of 3

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25-00202-20

2020100__

59
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period.

(c) The board may adopt rules ~~necessary~~ to implement ~~carry~~
~~out the provisions of~~ this subsection.

Section 2. This act shall take effect July 1, 2020.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

SENATOR GAYLE HARRELL
25th District

COMMITTEES:
Health Policy, *Chair*
Appropriations Subcommittee on Health
and Human Services, *Vice Chair*
Appropriations Subcommittee on Criminal
and Civil Justice
Children, Families, and Elder Affairs
Military and Veterans Affairs and Space

JOINT COMMITTEE:
Joint Committee on Public Counsel Oversight

January 15, 2020

Senator Rob Bradley
201 Senate Building
404 South Monroe Street
Tallahassee, FL 32399

Chair Bradley,

I respectfully request that **SB 100 – Dispensing Medicinal Drugs** be placed on the next available agenda for the Appropriations Committee Meeting. SB 100 passed its last committee stops unanimously.

Should you have any questions or concerns, please feel free to contact my office. Thank you in advance for your consideration.

Thank you,

A handwritten signature in blue ink that reads "Gayle".

Senator Gayle Harrell
Senate District 25

Cc: Cynthia Kynoch, Staff Director
Alicia Weiss, Committee Administrative Assistant

REPLY TO:

- 215 SW Federal Highway, Suite 203, Stuart, Florida 34994 (772) 221-4019
- 310 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5025

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20

Meeting Date

SB 100

Bill Number (if applicable)

Topic DRUGS James OTTO

Amendment Barcode (if applicable)

Name SEX & BUDS CLAY COUNTY FL HOTELS

Job Title SEX TOYS (CLAY COUNTY) James Otto

Address 2904-2910 HWY 21

Phone 904-415-3221

City State Zip

Email SEX BUDS TO BUDS

Speaking: [] For [] Against [x] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing

Appearing at request of Chair: [] Yes [x] No

Lobbyist registered with Legislature: [] Yes [x] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/23/2020

Meeting Date

SB 0100

Bill Number (if applicable)

Topic Dispensing Medicinal Drugs

Amendment Barcode (if applicable)

Name Ivonne Fernandez

Job Title Associate State Director

Address 215 South Monroe Street

Phone 954-850-7262

Street

Tallahassee FL

Email ifernandez@aarp.org

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing AARP

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

12/23/20

Meeting Date

100

Bill Number (if applicable)

Topic Dispensing Medicinal Drugs

Amendment Barcode (if applicable)

Name Phillip Suderman

Job Title Policy Director

Address _____
Street

Phone _____

City

State

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Americans for Prosperity

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

1/23/20

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

100

Meeting Date

Bill Number (if applicable)

Topic Dispensing Medicinal Drugs

Amendment Barcode (if applicable)

Name Jared Willis

Job Title Director of Gov't Relations

Address 2544 Blairstone Pines Dr.

Phone 284-1996

Street

Tallahassee FL 32301

City

State

Zip

Email

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Osteopathic Medical Association

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 226

INTRODUCER: Health Policy Committee and Senator Harrell

SUBJECT: Athletic Trainers

DATE: January 22, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Rossitto-Van Winkle	Brown	HP	Fav/CS
2.	Howard	Kynoch	AP	Favorable
3.			RC	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 226 requires an athletic trainer to work within his or her scope of practice as defined by the Board of Athletic Trainers (BOAT) and revises the educational and internship requirements for licensure.

The bill has an insignificant, nonrecurring, fiscal impact on the Department of Health (department) that can be absorbed within existing resources.

The bill has an effective date of July 1, 2020.

II. Present Situation:

Athletic Trainers

Section 468.703, F.S., establishes the BOAT within the department to license and regulate the practice of athletic trainers in Florida. Applicants for licensure as an athletic trainer are required to:¹

- Submit to a background screening;
- Have a baccalaureate or higher degree from a college or university in professional athletic training accredited by the Commission on Accreditation of Athletic Training Education, and

¹ Section 468.707, F.S.

have passed the national examination to be certified by the Board of Certification (BOC)² for athletic trainers;

- Have a current certification from the BOC, if they graduated before 2004;³ and
- Have current certifications in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator (AED).

An athletic trainer must practice under the direction of an allopathic, osteopathic or chiropractic physician licensed under chs. 458, 459, or 460, F.S., or otherwise authorized by Florida law. The physician must communicate his or her direction through oral or written prescriptions or protocols for the provision of services and care by the athletic trainer, and the athletic trainer must provide service or care as dictated by the physician.⁴

The services of an athletic trainer must relate to the prevention, recognition, evaluation, management, disposition, treatment, or rehabilitation of a physically active person who sustained an injury, illness, or other condition involving exercise, sport, recreation, or related physical activity. In providing care and services, an athletic trainer may use physical modalities, including, but not limited to, heat, light, sound, cold, electricity, and mechanical devices.⁵

The BOAT is authorized to adopt rules to implement the provisions of part XIII, ch. 468, F.S. Such rules must include, but are not limited to:⁶

- The allowable scope of practice regarding the use of equipment, procedures, and medication;
- Mandatory requirements and guidelines for communication between the athletic trainer and a physician, including the reporting to the physician of new or recurring injuries or conditions;
- Licensure requirements;
- Licensure examination;
- Continuing education requirements;
- Fees;
- Records and reports to be filed by licensees;
- Protocols; and,
- Any other requirements necessary to regulate the practice of athletic training.

At renewal, licensed athletic trainers must demonstrate a current BOC certification; however, there is no requirement for that certification to be held without lapse and in good standing.⁷

² The Board of Certification, Inc. (BOC) was incorporated in 1989 as a not-for-profit credentialing agency to provide a certification program for the entry level athletic training profession. The BOC establishes both the standards for the practice of athletic training and the continuing education requirements for BOC Certified Athletic Trainers (ATs). The BOC also works with state regulatory agencies to provide credential information, professional conduct guidelines and regulatory standards on certification issues. The BOC also has the only accredited certification program for ATs in the United States and has mutual recognition agreements with Canada and Ireland. See Board of Certification for the Athletic Trainer, *What is the BOC?* available at: <http://www.bocatc.org/about-us#what-is-the-boc> (last visited Oct. 4, 2019).

³ *Supra* note 1, at 4. Prior to 2004, and the inception of athletic training programs, athletic trainers obtained training through a BOC internship program to obtain licensure in Florida. Current law does not automatically allow athletic trainers who obtained training through the BOC internship program to become licensed in Florida.

⁴ Section 468.713, F.S.

⁵ Section 468.701, F.S.

⁶ Section 468.705, F.S.

⁷ Section 468.711, F.S.

III. Effect of Proposed Changes:

The bill amends s. 468.701, F.S., to remove a substantive statutory provision from the definition of “athletic trainer” and relocate that provision to s. 468.713, F.S. The provision in question restricts a licensed athletic trainer from providing, offering to provide, or representing that he or she is qualified to provide any care or services that he or she lacks the education, training, or experience to provide, or that he or she is otherwise prohibited by law from providing.

The bill also specifies within s. 468.713, F.S., that an athletic trainer shall work within his or her allowable scope of practice as specified in BOAT rule under s. 468.705, F.S.

The bill amends the licensure requirements for an athletic trainer in s. 468.707, F.S., to create a new licensure pathway for applicants who hold a bachelor’s degree, have completed the BOC internship requirements, and hold a current certification from the BOC to become licensed in Florida.

The bill amends s. 468.711, F.S., relating to licensure renewal requirements to require an athletic trainer to maintain his or her BOC certification in good standing without lapse. A licensee will have to demonstrate the continuous good-standing of his or her BOC certification at the time of renewal.

The bill amends s. 468.723, F.S., to give the BOAT rulemaking authority to further define the supervision between an athletic training student and a licensed athletic trainer, rather than relying on compliance with standards set by the Commission on Accreditation of Athletic Training Education.

The bill has an effective date of July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

CS/SB 226 has an insignificant negative impact on state revenues and expenditures. The department will experience an insignificant increase in workload associated with rulemaking activities required in the bill. These costs can be absorbed within existing resources of the department.⁸

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 468.701, 468.707, 468.711, 468.713, and 468.723.

IX. Additional Information:

- A. Committee Substitute – Statement of Substantial Changes:
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Health Policy on October 22, 2019:

The CS:

- Amends s. 468.701, F.S., to remove a substantive statutory provision from the definition of “athletic trainer” and relocate that provision to s. 468.713, F.S.;
- Specifies within s. 468.713, F.S., that an athletic trainer must work within his or her allowable scope of practice as specified in BOAT rule under s. 468.705, F.S.; and

⁸ Department of Health fiscal analysis (on file with the Senate Appropriations Subcommittee on Health and Human Services).

- Deletes provisions in the underlying bill relating to a person's ability to administer emergency care to another person and the ability of third-party payers to reimburse athletic trainers for covered services.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Health Policy; and Senator Harrell

588-00989-20

2020226c1

1 A bill to be entitled
 2 An act relating to athletic trainers; amending s.
 3 468.701, F.S.; revising the definition of the term
 4 "athletic trainer"; deleting a requirement that is
 5 relocated to another section; amending s. 468.707,
 6 F.S.; revising athletic trainer licensure
 7 requirements; amending s. 468.711, F.S.; requiring
 8 certain licensees to maintain certification in good
 9 standing without lapse as a condition of renewal of
 10 their athletic trainer licenses; amending s. 468.713,
 11 F.S.; requiring that an athletic trainer work within a
 12 specified scope of practice; relocating an existing
 13 requirement that was stricken from another section;
 14 amending s. 468.723, F.S.; requiring the direct
 15 supervision of an athletic training student to be in
 16 accordance with rules adopted by the Board of Athletic
 17 Training; providing an effective date.

18
 19 Be It Enacted by the Legislature of the State of Florida:

20
 21 Section 1. Subsection (1) of section 468.701, Florida
 22 Statutes, is amended to read:

23 468.701 Definitions.—As used in this part, the term:
 24 (1) "Athletic trainer" means a person licensed under this
 25 part who has met the requirements of ~~under~~ this part, including
 26 the education requirements established as set forth by the
 27 Commission on Accreditation of Athletic Training Education or
 28 its successor organization and necessary credentials from the
 29 Board of Certification. ~~An individual who is licensed as an~~

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

588-00989-20

2020226c1

30 ~~athletic trainer may not provide, offer to provide, or represent~~
 31 ~~that he or she is qualified to provide any care or services that~~
 32 ~~he or she lacks the education, training, or experience to~~
 33 ~~provide, or that he or she is otherwise prohibited by law from~~
 34 ~~providing.~~

35 Section 2. Section 468.707, Florida Statutes, is amended to
 36 read:

37 468.707 Licensure requirements.—Any person desiring to be
 38 licensed as an athletic trainer shall apply to the department on
 39 a form approved by the department. An applicant shall also
 40 provide records or other evidence, as determined by the board,
 41 to prove he or she has met the requirements of this section. The
 42 department shall license each applicant who:

43 (1) Has completed the application form and remitted the
 44 required fees.

45 (2) ~~For a person who applies on or after July 1, 2016,~~ Has
 46 submitted to background screening pursuant to s. 456.0135. The
 47 board may require a background screening for an applicant whose
 48 license has expired or who is undergoing disciplinary action.

49 (3) (a) Has obtained, at a minimum, a bachelor's
 50 ~~baccalaureate or higher~~ degree from a college or university
 51 professional athletic training degree program accredited by the
 52 Commission on Accreditation of Athletic Training Education or
 53 its successor organization recognized and approved by the United
 54 States Department of Education or the Commission on Recognition
 55 of Postsecondary Accreditation, approved by the board, or
 56 recognized by the Board of Certification, and has passed the
 57 national examination to be certified by the Board of
 58 Certification; or-

Page 2 of 4

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59 (b)(4) Has obtained, at a minimum, a bachelor's degree, has
 60 completed the Board of Certification internship requirements,
 61 and holds ~~If graduated before 2004, has~~ a current certification
 62 from the Board of Certification.

63 (4)(5) Has current certification in both cardiopulmonary
 64 resuscitation and the use of an automated external defibrillator
 65 set forth in the continuing education requirements as determined
 66 by the board pursuant to s. 468.711.

67 (5)(6) Has completed any other requirements as determined
 68 by the department and approved by the board.

69 Section 3. Subsection (3) of section 468.711, Florida
 70 Statutes, is amended to read:

71 468.711 Renewal of license; continuing education.-

72 (3) If initially licensed after January 1, 1998, the
 73 licensee must be currently certified by the Board of
 74 Certification or its successor agency and maintain that
 75 certification in good standing without lapse.

76 Section 4. Section 468.713, Florida Statutes, is amended to
 77 read:

78 468.713 Responsibilities of athletic trainers.-

79 (1) An athletic trainer shall practice under the direction
 80 of a physician licensed under chapter 458, chapter 459, chapter
 81 460, or otherwise authorized by Florida law to practice
 82 medicine. The physician shall communicate his or her direction
 83 through oral or written prescriptions or protocols as deemed
 84 appropriate by the physician for the provision of services and
 85 care by the athletic trainer. An athletic trainer shall provide
 86 service or care in the manner dictated by the physician.

87 (2) An athletic trainer shall work within his or her

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88 allowable scope of practice as specified in board rule under s.
 89 468.705. An athletic trainer may not provide, offer to provide,
 90 or represent that he or she is qualified to provide any care or
 91 services that he or she lacks the education, training, or
 92 experience to provide or that he or she is otherwise prohibited
 93 by law from providing.

94 Section 5. Subsection (2) of section 468.723, Florida
 95 Statutes, is amended to read:

96 468.723 Exemptions.-This part does not prohibit ~~prevent~~ or
 97 restrict:

98 (2) An athletic training student acting under the direct
 99 supervision of a licensed athletic trainer. For purposes of this
 100 subsection, "direct supervision" means the physical presence of
 101 an athletic trainer so that the athletic trainer is immediately
 102 available to the athletic training student and able to intervene
 103 on behalf of the athletic training student. The supervision must
 104 comply with board rule in accordance with the standards set
 105 forth by the Commission on Accreditation of Athletic Training
 106 Education or its successor.

107 Section 6. This act shall take effect July 1, 2020.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

SENATOR GAYLE HARRELL
25th District

COMMITTEES:
Health Policy, *Chair*
Appropriations Subcommittee on Health
and Human Services, *Vice Chair*
Appropriations Subcommittee on Criminal
and Civil Justice
Children, Families, and Elder Affairs
Military and Veterans Affairs and Space

JOINT COMMITTEE:
Joint Committee on Public Counsel Oversight

October 29, 2019

Senator Rob Bradley
201 Senate Building
404 South Monroe Street
Tallahassee, FL 32399

Chair Bradley,

I respectfully request that **SB 226 – Athletic Trainers** be placed on the next available agenda for the Appropriations Committee Meeting. SB 226 passed its last committee stop unanimously.

Should you have any questions or concerns, please feel free to contact my office. Thank you in advance for your consideration.

Thank you,

A handwritten signature in blue ink that reads "Gayle".

Senator Gayle Harrell
Senate District 25

Cc: Cynthia Kynoch, Staff Director
Alicia Weiss, Committee Administrative Assistant

REPLY TO:

- 215 SW Federal Highway, Suite 203, Stuart, Florida 34994 (772) 221-4019
- 310 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5025

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/2020
Meeting Date

SB 226
Bill Number (if applicable)

Topic Athletic Trainers

Amendment Barcode (if applicable)

Name Jon Johnson

Job Title Lobbyist

Address 537 E Park Ave
Street

Phone 950-224-1900

Tallahassee FL 32301
City State Zip

Email jon@teamjb.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Athletic Trainers Association of Florida (ATAF)

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

CS SB 226

Bill Number (if applicable)

Topic TRAWERS James Otto

Amendment Barcode (if applicable)

Name SEX & BUDS CLAY COUNTY FL HOMES

Job Title SEX TOY CLAY COUNTY

Address 2904-2916 HWY 21

Phone 904 415 3221

City

State

Zip

32068

Email SEXBUDS1@GMAIL.COM

Speaking: For Against Information

Waive Speaking: In Support Against (The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 372

INTRODUCER: Education Committee; and Senators Lee, Cruz, Harrell, and others

SUBJECT: Postsecondary Education for Certain Military Personnel

DATE: January 22, 2019 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Brown</u>	<u>Caldwell</u>	<u>MS</u>	Favorable
2.	<u>Bouck</u>	<u>Sikes</u>	<u>ED</u>	Fav/CS
3.	<u>Underhill</u>	<u>Kynoch</u>	<u>AP</u>	Favorable

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 372 promotes uniformity in the application of military training and education toward postsecondary credit (credit) or career education clock hours (clock hours) by public postsecondary educational institutions and establishes a fee waiver for active duty members and honorably discharged veterans of the United States Armed Forces. Specifically, the bill requires:

- The Articulation Coordinating Committee (ACC) of the Florida Department of Education to convene a workgroup to develop a process for prioritizing and determining when military courses and occupations are appropriate for credit. The process must be approved by the Board of Governors of the State University System (BOG) and the State Board of Education (SBE), in consultation with the Florida Department of Veterans' Affairs.
- The ACC to approve a list of postsecondary course equivalencies and credit and clock hours awarded for military courses and occupations, which must be approved by the BOG and SBE in the statewide articulation agreement.
- State universities, Florida College System (FCS) institutions, and career centers to award credit or clock hours based on the approved list.
- A state university, FCS institution, career center operated by a school district, or a charter technical career center to waive transcript fees for active duty servicemembers and honorably discharged veterans, and their spouses and dependents.

The bill would have a minimal fiscal impact on the BOG, SBE, state colleges, career centers and universities.

The bill takes effect upon becoming a law.

II. Present Situation:

Florida provides active duty servicemembers and honorably discharged veterans with a number of educational benefits.

Academic College Credit for Training and Education Acquired in the Military

Florida law requires the Board of Governors of the State University System (BOG) and the State Board of Education (SBE) to enable, through regulation and rule, eligible servicemembers and veterans to earn academic college credit at public postsecondary educational institutions based on college-level training and education acquired in the military.¹

In adopting regulations and rules, the BOG and the SBE must include procedures to evaluate credentials and the award of academic college credit, including providing for the:

- Equivalency and alignment of military coursework with appropriate college courses;
- Course descriptions;
- Type and amount of college credit that may be awarded; and
- Transfer of credit.²

Articulation Coordinating Committee

The Commissioner of Education, in consultation with the Chancellor of the State University System, establishes the Articulation Coordinating Committee (ACC), whose primary role is to recommend statewide articulation policies.³ Specifically, the ACC must monitor the alignment between the exit requirements of one education system and admission requirements of another education system into which students typically transfer. The ACC also proposes guidelines for interinstitutional agreements between institutions, including universities, career, and technical centers, and recommends to the BOG and the SBE dual enrollment courses for approval.⁴ The Office of K-20 Articulation within the Florida Department of Education provides administrative support to the ACC.⁵

Statewide Articulation Agreement

The SBE and the BOG are required to enter into a statewide articulation agreement, which the SBE must adopt by rule.⁶ The agreement must preserve Florida's "2+2" system of articulation and facilitate the seamless articulation of student credit across and among Florida's educational entities. Specifically, the statewide articulation agreement includes provisions that govern:

- Articulation between secondary and postsecondary education;
- The admission of associate in arts degree graduates to the upper division of a state university;

¹ Section 1004.096, F.S.; *see also* Board of Governors Regulation 6.013 and Rule 6A-14.0302, F.A.C.

² *Id.*

³ Section 1007.01(3), F.S.

⁴ Section 1007.01(3)(a) and (b), F.S.

⁵ Section 1007.01(3), F.S.; s. 20.15(3)(h), F.S.

⁶ Section 1007.23(1), F.S. *See also* Rule 6A-10.024, F.A.C.

- Articulation of career credit to academic credit programs;
- The application of acceleration mechanisms to postsecondary credit; and
- General education requirements.

Tuition and Fee Waivers

Florida law provides tuition and fee waivers to students in certain circumstances, including veterans and active duty members of the United States Armed Forces (Armed Forces) who meet specified criteria.⁷ Some waivers are mandatory,⁸ while others are permissive.⁹

The following fee waivers apply to current or former members of the Armed Forces or United States Reserve Forces:

- A person who resides in-state while enrolled in a program who is an honorably discharged veteran of the Armed Forces, the U.S. Reserve Forces, or the National Guard; or who uses the educational assistance provided by the United States Department of Veterans Affairs is eligible for, and must receive an out-of-state fee waiver from a state university, a Florida College System (FCS) institution, a career center operated by a school district, or a charter technical career center.¹⁰
- An active duty member of the Armed Forces residing or stationed out-of-state is eligible for, and must receive an out-of-state fee waiver from a state university, FCS institution, career center operated by a school district, or charter technical career center.¹¹
- An active duty member of the Armed Forces using military tuition assistance provided by the United States Department of Defense is eligible for, and may receive a waiver of any portion of the student activity and service, fee, the financial aid fee, the technology fee, the capital improvement fee, and any other fees otherwise authorized in law from an FCS institution.¹²
- A recipient of a Purple Heart or another combat decoration superior in precedence who is currently or was at the time of the military action a resident of the state is eligible for, and must receive a tuition waiver for an undergraduate or career certificate program from a state university, an FCS institution, a career center operated by a school district, or a charter technical career center.¹³

III. Effect of Proposed Changes:

Academic College Credit for Training and Education Acquired in the Military

The bill promotes uniformity in the application of military training and education toward postsecondary credit (credit) or career education clock hours (clock hours)¹⁴ by public

⁷ Section 1009.26, F.S.

⁸ Section 1009.26 (5), (7)-(8), (12)-(14), F.S.

⁹ Section 1009.26 (1)-(4), (6), (9)-(11), and (15), F.S.

¹⁰ Section 1009.26(13)(a), F.S.

¹¹ Section 1009.26(14)(a), F.S.

¹² Section 1009.26(15), F.S.

¹³ Section 1009.26(8), F.S.

¹⁴ Postsecondary credit is the type of credit assigned by a postsecondary institution to courses or course equivalent learning that is part of an organized and specified program leading to a baccalaureate, associate degree, certificate, or Applied Technology Diploma (ATD). One college credit is based on the learning expected from the equivalent of fifteen (15) fifty-minute periods of classroom instruction. A clock hour is the unit assigned to courses or course equivalent learning that is part

postsecondary educational institutions, and requires the Board of Governors of the State University System (BOG) and the State Board of Education (SBE), in consultation with the Department of Veterans' Affairs, to adopt regulations and rules, respectively, to create a system for the uniform award of credit or clock hours based on military training and education.

The bill requires the Articulation Coordinating Committee (ACC) to convene a workgroup by July 15, 2020, that is responsible for developing a process for prioritizing and determining postsecondary course equivalencies and the minimum credit or clock hours that must be awarded for courses taken and occupations held by individuals while in the military. The workgroup must provide recommendations to the BOG and the SBE by December 1, 2020, for approval at each board's next meeting that allows for adequate public notice.

The workgroup must consist of the following 13 members:

- The chair of the ACC, or his or her designee, serving as chair;
- Four members representing academic affairs administrators and faculty from state universities, appointed by the chair of the BOG;
- Four members representing academic affairs administrators and faculty from FCS institutions, appointed by the chair of the SBE;
- Two members representing faculty from career centers, appointed by the SBE; and
- Two members representing veterans, appointed by the executive director of the FDVA.

The Office of K-20 Articulation must provide administrative support for the workgroup.

Upon BOG and SBE approval of the recommended process, the ACC must facilitate a review of military courses and occupations for postsecondary equivalencies and the minimum credit or clock hours that must be awarded.

Within one year after BOG and SBE approval of the ACC workgroup recommended process, the bill requires the ACC to approve a prioritized list of postsecondary course equivalencies and the minimum credit or clock hours that must be awarded for courses taken or occupations held by individuals during their service in the military. The list must then be adopted in the statewide articulation agreement by the BOG and SBE at the next meeting of each board allowing for adequate public notice. The list must be updated annually.

The bill requires state universities,¹⁵ FCS institutions, and career centers to award credit or clock hours, as applicable, for approved courses and occupations included in the list, if the credit or clock hours are applicable to the student's degree or certificate. Institutions may also grant additional credit or clock hours, if appropriate. Credit awarded on these bases is guaranteed to transfer to other public postsecondary institutions as if the credit was earned at the receiving institution.

of an organized and specified program leading to an ATD or a career and technical certificate. One clock hour is based on the learning expected from the equivalent of thirty (30) hours of instruction. Rule 6A-14.030, F.A.C.

¹⁵ It is unclear if such credit awarded would be included in the calculation of excess hours as required in s. 1009.286(4), F.S., and BOG Regulation 7.003(21). Board of Governors, *2020 Agency Analysis of SB 372* (Nov. 4, 2019), at 7. Credit hours earned through examinations (e.g., Advanced Placement or International Baccalaureate) or courses taken by active-duty military personnel are not included in the calculation of excess hours at a state university. Section 1009.286(4)(a) and (e), F.S.

Requiring the BOG and the SBE to adopt a uniform system and specified course equivalencies could lend greater consistency to the process of awarding academic credit based on military courses or occupations across all public postsecondary institutions.

Fee Waivers

The bill provides active duty servicemembers and honorably discharged veterans, and their spouses and dependents a fee waiver on a transcript from a state university, FCS institution, career center operated by a school district, or a charter technical career center. Each of these institutions must annually report to the BOG and the SBE the number and value of transcript fee waivers granted. The BOG and the SBE are required to adopt regulations and rules, respectively, to administer the transcript fee waivers.

The transcript fee waiver may further assist with making higher education more affordable for active duty members and honorably discharged veterans of the Armed Forces.

The bill takes effect upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Qualifying servicemembers and veterans may save money if additional postsecondary credit or clock hours are awarded for training and education they acquired in the military. In addition, qualifying servicemembers and honorably discharged veterans may save money through the transcript fee waiver, which will also apply to spouses and dependents.

C. Government Sector Impact:

The Board of Governors of the State University System (BOG) and the State Board of Education (SBE) may incur fiscal costs from the bill, based on the provisions that require the BOG and the SBE to amend or adopt new regulations and rules, and that require a workgroup to convene and draft recommendations.

In addition, institutions will have to waive the transcript fee for active duty servicemembers and honorably discharged veterans, and their spouses and dependents, and annually report the number of waivers to the BOG and the SBE. Based on 2017-18 student enrollment data, the BOG estimates that approximately 8,000 veterans or active duty members generate between \$48,000 to \$80,000 in transcript fees.¹⁶

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 1004.096 and 1009.26.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Education on December 9, 2019:

The committee substitute modifies the postsecondary course and credit evaluation process established in the bill. Specifically, the committee substitute:

- Includes an option for the application of military training and education to career education clock hours (clock hours), rather than only academic credit.
- Removes the requirement that the Articulation Coordinating Committee (ACC) workgroup review recommendations of the American Council on Education.

¹⁶ Board of Governors, *2020 Legislative Bill Analysis of SB 372* (Nov. 4, 2019), at 9.

- Modifies the process for review and approval of postsecondary course equivalencies and the minimum postsecondary credit (credit) and clock hours to be awarded, to:
 - Require an ACC workgroup to submit to the Board of Governors of the State University System (BOG) and State Board of Education (SBE) a process for prioritizing and determining postsecondary course equivalencies for military courses and occupations by December 1, 2020, which must be approved timely by the BOG and SBE.
 - Upon BOG and SBE approval of the workgroup's recommendations, require the ACC to facilitate a review of military courses and occupations, and postsecondary course equivalencies and credit and clock hour awards.
 - Require the ACC to approve a prioritized list of postsecondary course equivalencies and minimum credit and clock hour awards within one year of BOG and SBE approval of the workgroup's recommendations.
 - Require the BOG and SBE to timely approve in the statewide articulation agreement the list approved by the ACC.
 - Remove the January 1, 2022, date by which postsecondary institutions must award credit, and requires the award of credit and clock hours based on BOG and SBE approval.
- Changes the effective date from July 1, 2020, to upon becoming a law.

B. Amendments:

None.

By the Committee on Education; and Senators Lee, Cruz, Harrell,
and Broxson

581-01999-20

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1 A bill to be entitled
2 An act relating to postsecondary education for certain
3 military personnel; amending s. 1004.096, F.S.;
4 requiring the Board of Governors and the State Board
5 of Education, in consultation with the Department of
6 Veterans' Affairs, to create a process for the uniform
7 award of postsecondary credit or career education
8 clock hours to certain servicemembers and veterans of
9 the United States Armed Forces; requiring the
10 Articulation Coordinating Committee to convene a
11 workgroup by a specified date; providing for
12 membership and duties of the workgroup; providing
13 administrative support for the workgroup; requiring
14 the workgroup to provide recommendations to the Board
15 of Governors and the State Board of Education by a
16 specified date; requiring the Board of Governors and
17 the State Board of Education to approve the
18 recommendations; requiring the Articulation
19 Coordinating Committee to facilitate the review of
20 courses taken and occupations held by individuals
21 during their service in the military for postsecondary
22 credit and career education clock hours; requiring the
23 Articulation Coordinating Committee to approve and the
24 Board of Governors and the State Board of Education to
25 adopt a specified list within a specified timeframe;
26 requiring delineation of credit and career education
27 clock hours in the statewide articulation agreement;
28 requiring certain postsecondary institutions to award
29 uniform postsecondary credit or career education clock

Page 1 of 6

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30 hours for specified courses taken and occupations held
31 by individuals during their service in the military;
32 authorizing the award of additional credits or career
33 education clock hours; requiring certain credits and
34 career education clock hours to transfer between
35 specified postsecondary institutions; amending s.
36 1009.26, F.S.; requiring specified postsecondary
37 institutions to waive the transcript fee for active
38 duty members of the United States Armed Forces,
39 certain veterans, and their spouses and dependents;
40 providing reporting requirements for such fee waivers;
41 requiring the Board of Governors and the State Board
42 of Education to adopt regulations and rules,
43 respectively; providing an effective date.
44
45 Be It Enacted by the Legislature of the State of Florida:
46
47 Section 1. Section 1004.096, Florida Statutes, is amended
48 to read:
49 1004.096 College credit for military training and education
50 courses.—
51 (1) In consultation with the Department of Veterans'
52 Affairs, the Board of Governors shall adopt regulations and the
53 State Board of Education shall adopt rules that create a process
54 that enables ~~enable~~ eligible servicemembers or veterans of the
55 United States Armed Forces to earn uniform postsecondary
56 ~~academic-college~~ credit across all Florida at public
57 postsecondary educational institutions for college-level
58 training and education acquired in the military. The regulations

Page 2 of 6

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59 and rules shall include procedures for credential evaluation and
 60 the uniform award of postsecondary academic college credit or
 61 career education clock hours, including, but not limited to,
 62 equivalency and alignment of military coursework with
 63 appropriate postsecondary college courses and, course
 64 descriptions, ~~type and amount of college credit that may be~~
 65 ~~awarded, and transfer of credit.~~

66 (2) The Articulation Coordinating Committee shall convene a
 67 workgroup by July 15, 2020, which is responsible for developing
 68 a process for determining postsecondary course equivalencies and
 69 the minimum postsecondary credit or career education clock hours
 70 that must be awarded for courses taken and occupations held by
 71 individuals during their service in the military.

72 (a) The workgroup shall be composed of the following 13
 73 members:

74 1. The chair of the Articulation Coordinating Committee, or
 75 his or her designee, who shall serve as chair.

76 2. Four members representing academic affairs
 77 administrators and faculty from state universities, appointed by
 78 the chair of the Board of Governors.

79 3. Four members representing academic affairs
 80 administrators and faculty from Florida College System
 81 institutions, appointed by the chair of the State Board of
 82 Education.

83 4. Two members representing faculty from career centers,
 84 appointed by the State Board of Education.

85 5. Two members representing veterans, appointed by the
 86 executive director of the Department of Veterans' Affairs.

87 (b) The Office of K-20 Articulation shall provide

581-01999-20

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88 administrative support for the workgroup.

89 (c) The workgroup shall establish a process for
 90 prioritizing and determining postsecondary course equivalencies
 91 and the minimum postsecondary credit or career education clock
 92 hours that must be awarded for courses taken and occupations
 93 held by individuals during their service in the military. The
 94 workgroup shall provide recommendations to the Board of
 95 Governors and the State Board of Education by December 1, 2020,
 96 for approval at the next meeting of each board to allow for
 97 adequate public notice.

98 (d) Upon approval of the workgroup's recommendations by the
 99 Board of Governors and the State Board of Education, the
 100 Articulation Coordinating Committee shall facilitate the review
 101 of courses taken and occupations held by individuals during
 102 their service in the military for postsecondary course
 103 equivalencies and the minimum postsecondary credit or career
 104 education clock hours that must be awarded in accordance with
 105 the approved process.

106 (e) Within 1 year after approval of the workgroup's
 107 recommendations by the Board of Governors and the State Board of
 108 Education pursuant to paragraph (c), the Articulation
 109 Coordinating Committee shall approve a prioritized list of
 110 postsecondary course equivalencies and the minimum postsecondary
 111 credit or career education clock hours that must be awarded for
 112 courses taken and occupations held by individuals during their
 113 service in the military. The list must be updated annually. The
 114 Board of Governors and the State Board of Education shall timely
 115 adopt the list approved by the Articulation Coordinating
 116 Committee at the next meeting of each board to allow for

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2020372c1

117 adequate public notice. For the purpose of statewide
 118 application, postsecondary course equivalencies and the minimum
 119 postsecondary credit or career education clock hours that must
 120 be awarded for courses taken and occupations held by individuals
 121 during their service in the military shall be delineated by the
 122 State Board of Education and the Board of Governors in the
 123 statewide articulation agreement required by s. 1007.23(1).

124 (f) State universities, Florida College System
 125 institutions, and career centers must award postsecondary credit
 126 or career education clock hours for courses taken and
 127 occupations held by individuals during their service in the
 128 military based on the list adopted by the Board of Governors and
 129 the State Board of Education pursuant to paragraph (e) if the
 130 credit or career education clock hours are applicable toward the
 131 student's degree or certificate. Institutions may award
 132 additional postsecondary credit or career education clock hours
 133 if appropriate. Credit or career education clock hours awarded
 134 in accordance with minimum postsecondary credit and clock hour
 135 requirements, respectively, are guaranteed to transfer to other
 136 state universities, Florida College System institutions, and
 137 career centers.

138 Section 2. Subsection (17) is added to section 1009.26,
 139 Florida Statutes, to read:

140 1009.26 Fee waivers.—

141 (17) (a) Each state university, Florida College System
 142 institution, career center operated by a school district under
 143 s. 1001.44, and charter technical career center under s. 1002.34
 144 shall waive the transcript fee for a person who is an active
 145 duty member or an honorably discharged veteran of the United

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2020372c1

146 States Armed Forces and his or her spouse and dependents.

147 (b) Each state university, Florida College System
 148 institution, career center operated by a school district under
 149 s. 1001.44, and charter technical career center under s. 1002.34
 150 shall report to the Board of Governors and the State Board of
 151 Education, respectively, the number and value of fee waivers
 152 granted annually under this subsection.

153 (c) The Board of Governors and the State Board of Education
 154 shall adopt regulations and rules, respectively, to administer
 155 this subsection.

156 Section 3. This act shall take effect upon becoming a law.

Page 6 of 6

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The Florida Senate

Committee Agenda Request

To: Senator Rob Bradley, Chair
Appropriations Committee

Subject: Committee Agenda Request

Date: December 9, 2019

I respectfully request that **Senate Bill #372**, relating to Postsecondary Education for Certain Military Personnel, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in blue ink that reads "Tom Lee".

Senator Tom Lee
Florida Senate, District 20

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20
Meeting Date

372
Bill Number (if applicable)

Topic Post secondary Education for Military

Amendment Barcode (if applicable)

Name Natalie King

Job Title VP/COO

Address 235 W Brandon Blvd 640 Phone 813 924 8218
Street

Brandon FL 33511 Email Natalie@suncoasthygiene.com
City State Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing United Way Suncoast - Mission United

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20

Meeting Date

Bill Number (if applicable)

Topic SB 372

Amendment Barcode (if applicable)

Name Kristin Whitaker

Job Title Vice Chancellor of the State Universities

Address 325 Gaines St.

Phone 566-5217

Tallahassee FL 32303

Email

Speaking: [] For [] Against [] Information

Waive Speaking: [x] In Support [] Against (The Chair will read this information into the record.)

Representing Board of Governors State University System

Appearing at request of Chair: [] Yes [] No

Lobbyist registered with Legislature: [x] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/2020

Meeting Date

SB 372

Bill Number (if applicable)

Topic POST SECONDARY EDUCATION FOR CERTAIN MILITARY PERs Amendment Barcode (if applicable)

Name DANNY BURGESS

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Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA DEPARTMENT OF VETERANS AFFAIRS

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 400

INTRODUCER: Senator Gibson

SUBJECT: Elder Abuse Fatality Review Teams

DATE: January 22, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Hendon</u>	<u>Hendon</u>	<u>CF</u>	Favorable
2.	<u>Davis</u>	<u>Cibula</u>	<u>JU</u>	Favorable
3.	<u>Howard</u>	<u>Kynoch</u>	<u>AP</u>	Favorable

I. Summary:

SB 400 authorizes, but does not require, a state attorney in each judicial circuit to initiate the establishment of an elder abuse fatality review team, composed of volunteer members. The teams would review closed cases of fatal incidents of elder abuse or neglect and make policy and other recommendations to help prevent future incidents of elder abuse-related fatalities. The review teams are housed within the Department of Elder Affairs (DOEA) for administrative purposes only. The DOEA must submit a report, annually by November 1, that summarizes the findings and recommendations of the review teams to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Department of Children and Families.

According to the Department of Elder Affairs, the bill will have an indeterminate fiscal impact that can be absorbed within existing resources.

The bill takes effect July 1, 2020.

II. Present Situation:

The Adult Protective Services Act, ch. 415, F.S., charges the Department of Children and Families (DCF), to investigate reports of abuse or exploitation of a vulnerable adult or elderly person. The mandatory reporting requirement of persons who are required to investigate reports of abuse, neglect, or exploitation also extends to deaths due to alleged abuse or neglect.¹

Florida Abuse Hotline and Investigations

The Florida Abuse Hotline, administered by the DCF, screens allegations of adult abuse and neglect to determine if the allegations meet the criteria for an abuse report. If the allegations

¹ Section 415.1034, F.S.

meet the criteria, a protective investigation is initiated to confirm whether the evidence substantiates that abuse has occurred, whether the situation presents an immediate or long-term risk to the victim, and whether the victim needs additional services for protection.²

Section 415.1034, F.S., requires any person who knows or has reasonable cause to suspect that a vulnerable adult has been or is being abused, neglected, or exploited to report to the central abuse hotline. Additionally, if the DCF investigates elder abuse, neglect, or exploitation and has reasonable cause to suspect that a vulnerable adult died as a result of abuse, neglect, or exploitation, they must immediately report the suspicion to the appropriate medical examiner, the appropriate criminal justice agency, and to the DCF.³

The DCF is required, upon receipt of a report alleging abuse, neglect, or exploitation of a vulnerable adult, to begin within 24 hours a protective investigation of the matter.⁴ For each report it receives, the DCF must perform an onsite investigation to determine, among other things, if the person meets the definition of a vulnerable adult and, if so, if the person is in need of services; whether there is an indication that the vulnerable adult was abused, neglected, or exploited; and if protective, treatment, and ameliorative services are necessary to safeguard and ensure the vulnerable adult's well-being.⁵

Adult Protection Teams

Section 415.1102, F.S., authorizes the DCF to develop, maintain, and coordinate the services of one or more multidisciplinary adult protection teams in each of its regions. A "multidisciplinary adult protection team" is defined as a team of two or more persons trained in the prevention, identification, and treatment of abuse of elderly persons.⁶ The multidisciplinary teams may be composed of, but are not limited to, psychiatrists, psychologists, or other trained counseling personnel; law enforcement officers; medical personal with experience or training to provide health services; social workers who have experience or training in the prevention of abuse of the elderly or dependent persons; and public and professional guardians.⁷ The multidisciplinary team is convened to supplement the protective services activities of the Adult Protective Services program of the DCF.⁸

Records Access

Section 415.107(3), F.S., enumerates persons and entities that may have access to records concerning reports of abuse, neglect, or exploitation of a vulnerable adult, including reports made to the central abuse hotline, otherwise held confidential and exempt from s. 119.07(1), F.S. The identity of any person reporting abuse, neglect, or exploitation of a vulnerable person shall not be released to these persons and entities.

² See s. 415.103, F.S. and Florida Department of Children and Families; Protecting Vulnerable Adults, <https://www.myflfamilies.com/service-programs/adult-protective-services/protecting-vulnerable-adults.shtml>.

³ Section 415.1034(2), F.S.

⁴ Section 415.104(1), F.S.

⁵ Section 415.104(3), F.S.

⁶ Section 415.1102(1), F.S.

⁷ Section 415.1102(2), F.S.

⁸ Section 415.1102(3), F.S.

III. Effect of Proposed Changes:

Elder Abuse Fatality Review Teams

Creation

The bill creates s. 415.1103, F.S., to authorize the establishment of an elder abuse fatality review team, made up of volunteers, in each of the 20 judicial circuits. The teams are authorized to review fatal incidents of abuse or neglect against the elderly. The establishment of the review teams may be initiated by the local state attorney, or his or her designee, and the teams are housed within the Department of Elder Affairs for administrative purposes only. At the initial meeting, the members must choose two co-chairs and must establish a schedule for future meetings. The review team must meet at least once during each fiscal year.

Composition

Each review team is composed of volunteers from numerous state and local agencies as well as community partners.⁹ Each volunteer serves without compensation for a two-year term, and the co-chairs will determine the team's staggered terms. Co-chairs may be reelected by a majority vote for up to two consecutive terms. Members may not be reimbursed for per diem or travel expenses. Any administrative costs for operating the review team must be borne by the team members themselves or the entities that they represent.

The bill allows elder abuse fatality review teams already operating before July 1, 2019, to continue operating as long as they comply with the requirements established under the bill.

Operations

Each team will determine how it operates and the process to select cases. The cases, however, must be limited to closed cases in which an elderly person's death is found to have been caused by, or related, to abuse or neglect. All information that would identify the person must be redacted in the documents that the team reviews.

Responsibilities

The elder abuse fatality team must:

- Review deaths of elderly people in its judicial circuit that were found to have been caused by, or related to, abuse or neglect;
- Consider events leading up to the fatal incident, available community resources, current law and policies, and the actions taken by systems or individuals related to the fatal incident;
- Identify potential gaps, deficiencies, or problems in the delivery of services to the elderly by agencies which may be related to the deaths;

⁹ The bill provides that membership may include, but is not be limited to, the following or their representatives: law enforcement agencies; the state attorney; the medical examiner; a county court judge; adult protective services; area agency on aging; the State Long-Term Care Ombudsman Program; the Agency for Health Care Administration; the Office of the Attorney General; the Office of State Courts Administrator; the clerk of the court; a victim services program; an elder law attorney; emergency services personnel; a certified domestic violence center; an advocacy organization for victims of sexual violence; a funeral home director; a forensic pathologist; a geriatrician; a geriatric nurse; a geriatric psychiatrist or other individual licensed to offer behavioral health services; a hospital discharge planner; a public guardian; and other persons with relevant expertise who are recommended by the review team.

- Develop communitywide approaches to address causes and contributing factors related to deaths reviewed by the team; and
- Develop recommendations and possible changes in law, rules, and policies to support the care of the elderly and prevent elder abuse deaths.

Prohibited Contact

Team members are prohibited from directly contacting someone in the deceased person's family as part of the review unless the team member is authorized to do so in the course of his or her employment duties. However, nothing in the bill prohibits a family member from voluntarily providing information or records to the review team. If a family member provides information to the review team, he or she must be informed that the information is subject to public disclosure unless a public records exemption applies to the information.

Reporting Requirements

Each team is required to submit its findings and recommendations to the DOEA annually by September 1. The report may include descriptive statistics, current policies, procedures, rules, or statutes that contribute to the incidence of elder abuse and deaths with recommendation for improvements, and any other recommendations to prevent deaths from elder abuse or neglect.

Additionally, by November 1 of each year, the DOEA must prepare a summary report of the information provided by the review teams, and submit the report to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Department of Children and Families.

Protection from Liability for Team Members

Unless a team member acts in bad faith, with wanton and willful disregard of human rights, safety, or property, he or she is not liable financially or subject to a cause of action for damages due to the performance of duties as a review team member with regard to any discussions by, deliberations, or recommendations of the team or the member.

The bill takes effect July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

Not applicable. The bill does not require counties and municipalities to spend funds, reduce counties' or municipalities' ability to raise revenue, or reduce the percentage of state tax shared with counties and municipalities.

B. Public Records/Open Meetings Issues:

The information received by the elder abuse fatality review teams would be from closed cases and therefore previously redacted; all information received by the teams is public record subject to copying and inspection.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The elder abuse fatality review teams are volunteers who serve without compensation or reimbursement. However, the Department of Elder Affairs may incur additional costs associated with providing administrative support to the review teams and with submitting the annual report.

According to the Department of Elder Affairs, the bill will have an indeterminate fiscal impact that can be absorbed within existing resources.¹⁰

VI. Technical Deficiencies:

While the bill does allow each state attorney or his or her designee to initiate the establishment of a review team, the bill does not specify who the appointing authority will be.

VII. Related Issues:

None.

VIII. Statutes Affected:

The bill creates section 415.1103 of the Florida Statutes.

¹⁰ Email from Scott Read, Legislative Affairs Director, Florida Department of Elder Affairs (December 17, 2019), (on file with the Appropriations Subcommittee on Health and Human Services).

IX. Additional Information:

- A. **Committee Substitute – Statement of Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Gibson

6-00142-20

2020400__

1 A bill to be entitled
 2 An act relating to elder abuse fatality review teams;
 3 creating s. 415.1103, F.S.; authorizing the
 4 establishment of elder abuse fatality review teams in
 5 each judicial circuit, to be housed, for
 6 administrative purposes only, in the Department of
 7 Elderly Affairs; providing conditions for review team
 8 membership, establishment, and organization;
 9 specifying requirements for a review team's operations
 10 and meeting schedules; requiring that the
 11 administrative costs of operating a review team be
 12 paid by team members or the entities they represent;
 13 authorizing elder abuse fatality review teams in
 14 existence on a certain date to continue to exist;
 15 requiring such existing teams to comply with specified
 16 requirements; specifying review team duties; requiring
 17 each review team to annually submit to the department
 18 by a certain date a summary report containing
 19 specified information; requiring the department to
 20 annually prepare a summary report based on the review
 21 teams' information and submit such report to the
 22 Governor, the Legislature, and the Department of
 23 Children and Families; providing immunity from
 24 monetary liability for review team members under
 25 certain conditions; providing an effective date.
 26
 27 Be It Enacted by the Legislature of the State of Florida:
 28
 29 Section 1. Section 415.1103, Florida Statutes, is created

Page 1 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

6-00142-20

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30 to read:
 31 415.1103 Elder abuse fatality review teams.-
 32 (1) (a) An elder abuse fatality review team may be
 33 established in each judicial circuit to review deaths of elderly
 34 persons found to have been caused by, or related to, abuse or
 35 neglect. The review teams shall be housed, for administrative
 36 purposes only, in the Department of Elderly Affairs.
 37 (b) An elder abuse fatality review team may include, but is
 38 not limited to, representatives from any of the following
 39 entities in the review team's judicial circuit:
 40 1. Law enforcement agencies.
 41 2. The state attorney.
 42 3. The medical examiner.
 43 4. A county court judge.
 44 5. Adult protective services.
 45 6. The area agency on aging.
 46 7. The State Long-Term Care Ombudsman Program.
 47 8. The Agency for Health Care Administration.
 48 9. The Office of the Attorney General.
 49 10. The Office of the State Courts Administrator.
 50 11. The clerk of the court.
 51 12. A victim services program.
 52 13. An elder law attorney.
 53 14. Emergency services personnel.
 54 15. A certified domestic violence center.
 55 16. An advocacy organization for victims of sexual
 56 violence.
 57 17. A funeral home director.
 58 18. A forensic pathologist.

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59 19. A geriatrician.
 60 20. A geriatric nurse.
 61 21. A geriatric psychiatrist or other individual licensed
 62 to offer behavioral health services.
 63 22. A hospital discharge planner.
 64 23. A public guardian.
 65 24. Any other persons who have knowledge regarding fatal
 66 incidents of elder abuse, domestic violence, or sexual violence,
 67 including knowledge of research, policy, law, and other matters
 68 connected with such incidents involving elders, or who are
 69 recommended for inclusion by the review team.
 70 (c) A state attorney, or his or her designee, may initiate
 71 the establishment of a review team in his or her judicial
 72 circuit and may call the first organizational meeting of the
 73 team. At the initial meeting, members of a review team shall
 74 choose two members to serve as co-chairs and shall establish a
 75 schedule for future meetings.
 76 (d) Participation in a review team is voluntary. Members of
 77 a review team shall serve without compensation and may not be
 78 reimbursed for per diem or travel expenses.
 79 (e) Members shall serve for terms of 2 years, to be
 80 staggered as determined by the co-chairs. Chairs may be
 81 reelected by a majority vote of a review team for not more than
 82 two consecutive terms.
 83 (f) Each review team shall determine its local operations,
 84 including, but not limited to, the process for case selection.
 85 Reviews must be limited to closed cases in which an elderly
 86 person's death is found to have been caused by, or related to,
 87 abuse or neglect. All identifying information concerning the

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88 person must be redacted in documents received for review. Each
 89 review team shall meet at least once each fiscal year.
 90 (g) Administrative costs of operating the review team must
 91 be borne by the team members or entities that they represent.
 92 (2) An elder abuse fatality review team in existence on
 93 July 1, 2019, may continue to exist and must comply with the
 94 requirements of this section.
 95 (3) An elder abuse fatality review team shall do all of the
 96 following:
 97 (a) Review deaths of elderly persons in its judicial
 98 circuit which are found to have been caused by, or related to,
 99 abuse or neglect.
 100 (b) Take into consideration the events leading up to a
 101 fatal incident, available community resources, current law and
 102 policies, and the actions taken by systems or individuals
 103 related to the fatal incident.
 104 (c) Identify potential gaps, deficiencies, or problems in
 105 the delivery of services to elderly persons by public and
 106 private agencies which may be related to deaths reviewed by the
 107 team.
 108 (d) Whenever possible, develop communitywide approaches to
 109 address the causes of, and contributing factors to, deaths
 110 reviewed by the team.
 111 (e) Develop recommendations and potential changes in law,
 112 rules, and policies to support the care of elderly persons and
 113 to prevent elder abuse deaths.
 114 (4) (a) A review team may share with other review teams in
 115 this state any relevant information that pertains to the review
 116 of the death of an elderly person.

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6-00142-20

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117 (b) A review team member may not contact, interview, or
 118 obtain information by request directly from a member of the
 119 deceased elder's family as part of the review unless a team
 120 member is authorized to do so in the course of his or her
 121 employment duties. A member of the deceased elder's family may
 122 voluntarily provide information or any record to a review team
 123 but must be informed that such information or any record is
 124 subject to public disclosure unless a public records exemption
 125 applies.

126 (5) (a) Annually by September 1, each elder abuse fatality
 127 review team shall submit a summary report to the Department of
 128 Elderly Affairs which includes, but is not limited to:

129 1. Descriptive statistics regarding cases reviewed by the
 130 team, including demographic information on victims and the
 131 causes and nature of their deaths;

132 2. Current policies, procedures, rules, or statutes the
 133 review team has identified as contributing to the incidence of
 134 elder abuse and elder deaths, and recommendations for system
 135 improvements and needed resources, training, or information
 136 dissemination to address such identified issues; and

137 3. Any other recommendations to prevent deaths from elder
 138 abuse or neglect, based on an analysis of the data and
 139 information presented in the report.

140 (b) Annually by November 1, the Department of Elderly
 141 Affairs shall prepare a summary report of the review team
 142 information submitted under paragraph (a). The department shall
 143 submit its summary report to the Governor, the President of the
 144 Senate, the Speaker of the House of Representatives, and the
 145 Department of Children and Families.

Page 5 of 6

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6-00142-20

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146 (6) There is no monetary liability on the part of, and a
 147 cause of action for damages may not arise against, any member of
 148 an elder abuse fatality review team due to the performance of
 149 his or her duties as a review team member in regard to any
 150 discussions by, or deliberations or recommendations of, the team
 151 or the member unless such member acted in bad faith, with wanton
 152 and willful disregard of human rights, safety, or property.

153 Section 2. This act shall take effect July 1, 2020.

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THE FLORIDA SENATE
APPEARANCE RECORD

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01/23/2020

Meeting Date

SB 0400

Bill Number (if applicable)

Topic Elder Abuse Fatality Review Teams

Amendment Barcode (if applicable)

Name Ivonne Fernandez

Job Title Associate State Director

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Street

Phone 954-850-7262

Tallahassee FL
City State Zip

Email ifernandez@aarp.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing AARP

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/2020

Meeting Date

SB 400

Bill Number (if applicable)

Topic SB 400

Amendment Barcode (if applicable)

Name Nick Johnson, Esq.

Job Title Attorney

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State

Zip

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Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA JUSTICE ASSOCIATION

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 426

INTRODUCER: Appropriations Committee; and Senators Montford, Albritton, and Stewart

SUBJECT: Regional Rural Development Grants Program

DATE: January 27, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Reeve</u>	<u>McKay</u>	<u>CM</u>	Favorable
2.	<u>Kraemer</u>	<u>Imhof</u>	<u>IT</u>	Favorable
3.	<u>Hrdlicka</u>	<u>Kynoch</u>	<u>AP</u>	Fav/CS

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 426 amends the Regional Rural Development Grant Program and the Rural Infrastructure Fund.

The bill modifies the operations and funding requirements of the Regional Rural Development Grants Program (grants program) to:

- Require grant recipients to serve or be located in a rural area of opportunity;
- Revises the entities eligible to receive grants and the annual maximum grant amounts available;
- Increase the maximum amount of funds the Department of Economic Opportunity (DEO) may expend for the program from \$750,000 to \$1 million annually;
- Reduce the percentage of grant funds that must be matched with non-state funds from 100 percent to 25 percent of the state's contribution; and
- Specify that a regional economic development organization may use grant funds to build its professional capacity and provide technical assistance.

The bill amends the Rural Infrastructure Fund program to:

- Increase the grant awards to 50 percent of infrastructure project costs (currently 30 percent).
- Clarify that eligible infrastructure projects include access to broadband Internet service and require such projects that improve service and access to be through a partnership that was publicly noticed and competitively bid.

- Require the DEO to review the grant program application and award procedures by September 1, 2021.

The bill requires contracts or agreements for the Regional Rural Development Grant Program or the Rural Infrastructure Fund program that expend state grant funds to contain certain specific contract provisions and be posted online.

The bill does not alter existing, recurring appropriations for the Rural Community Development Revolving Loan Fund, the Regional Rural Development Grant Program, and the Rural Infrastructure Fund. However, the bill changes how those appropriations may be used and may reduce the number of eligible organizations and increase competition for the funds available. See Section V., Fiscal Impact Statement.

The bill is effective July 1, 2020.

II. Present Situation:

Rural Economic Development Initiative

The Rural Economic Development Initiative (REDI) was established by the 1999 Legislature to encourage and facilitate the location and expansion of major economic development projects of significant scale in rural communities.¹ The REDI is responsible for coordinating and focusing the efforts and resources of state and regional agencies on the problems that affect the fiscal, economic, and community viability of Florida's economically distressed rural communities.² The REDI works with local governments, community-based organizations, and private organizations that have an interest in the growth and development of these communities to find ways to balance environmental and growth management issues with local needs.

Rural Areas of Opportunity

A rural area of opportunity (RAO) is a rural community, or a region of rural communities, that has been adversely affected by an extraordinary economic event, severe or chronic distress, or a natural disaster, or that presents a unique economic development opportunity of regional impact.³ The Governor may designate by executive order up to three RAOs, establishing the areas as priority assignments for the REDI. The Governor may waive criteria, requirements, or similar provisions of any economic development incentive for projects located in an RAO.⁴ The designated RAOs are:⁵

- The Northwest RAO, comprised of Calhoun, Franklin, Gadsden, Gulf, Holmes, Jackson, Liberty, Wakulla, and Washington counties, and that part of Walton County north of the Intracoastal Waterway, including the cities of DeFuniak Springs, Freeport, and Paxton;

¹ Section 288.0656, F.S.

² Agencies required to participate in the REDI are listed in s. 288.0656(6)(a), F.S.

³ Section 288.0656(1)(d), F.S.

⁴ Section 288.0656(7)(a), F.S.

⁵ Florida Department of Economic Opportunity, *Rural Areas of Opportunity*, <http://www.floridajobs.org/community-planning-and-development/rural-community-programs/rural-areas-of-opportunity> (last visited Jan. 18, 2020).

- The South Central RAO, comprised of DeSoto, Glades, Hardee, Hendry, Highlands, and Okeechobee counties, the cities of Pahokee, Belle Glade, and South Bay in Palm Beach County, and the city of Immokalee in Collier County; and
- The North Central RAO, comprised of Baker, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Putnam, Suwannee, Taylor, and Union counties.

There are currently three regional economic development organizations operating in areas that coincide with the areas designated as RAOs. Opportunity Florida serves the Northwest RAO, Florida's Heartland Regional Economic Development Initiative, Inc., serves the South Central RAO, and the North Florida Economic Development Partnership, Inc. serves the North Central RAO.⁶ These public/private 501(c)(6) organizations provide economic development support to local governments within the RAOs.

Regional Rural Development Grants Program

The grants program was established to provide funding, through matching grants, to build the professional capacity of regionally based economic development organizations. These grants may also be used by economic development organizations to provide technical assistance to businesses within the rural counties and communities they serve.⁷

To be approved for a matching grant an applicant must provide the DEO with proof of:⁸

- A demonstrated need for assistance;
- Official commitments of support from each of the units of local government represented by the organization;
- Financial or in-kind commitments from the private sector and each of the units of local government represented by the organization;
- Documentation of the organization's existence and active involvement in economic development activities in the region; and
- The manner in which the organization coordinates its efforts with those of other local or state organizations.

The maximum amount any organization may receive annually is \$50,000, or \$150,000 if an organization is located in a rural area of opportunity, and the grant funds must be matched by an equivalent amount of non-state resources.⁹ The DEO may expend up to \$750,000 each fiscal year from funds appropriated to the Rural Community Development Revolving Loan Fund for the program.¹⁰ The DEO may also contract with Enterprise Florida, Inc., the state's principal economic development organization, to administer the program.¹¹

⁶ *Id.* See also generally websites for each organization at <http://www.opportunityflorida.com/> (last visited Jan. 18, 2020), <http://flaheartland.com/> (last visited Jan. 18, 2020), and <http://www.nflp.org/Home.aspx> (last visited Jan. 18, 2020).

⁷ Section 288.018(1), F.S.

⁸ Section 288.018(2), F.S.

⁹ Section 288.018(1), F.S.

¹⁰ Section 288.018(4), F.S. Section 288.065, F.S., establishes the Rural Community Development Revolving Loan Fund to facilitate the use of existing federal, state, and local financial resources by providing local governments with financial assistance to further promote the economic vitality of rural communities.

¹¹ *Id.* Enterprise Florida, Inc., is a nonprofit corporation, not a unit of state government, established under s. 288.901, F.S.

Rural Infrastructure Fund¹²

The Rural Infrastructure Fund was created to facilitate the planning, preparation, and financing of tourism infrastructure and economic development projects that encourage job growth and capital investment in rural communities. The DEO administers the fund and awards grants to local governments to maximize the use of federal, local, and private resources.

The DEO awards three grants from this fund: the total project participation grant, the infrastructure feasibility grant, and the preclearance review grant.¹³

The total project participation grant allows for awards of up to 30 percent of the total infrastructure project cost for projects related to access to federal funds and up to 40 percent if the project is an RAO catalyst site.¹⁴ Eligible projects must be related to specific job creation or retention opportunities, and may include improving certain inadequate infrastructure that is prohibiting economic or community growth or reducing costs to community users of proposed infrastructure improvements that exceed costs in comparable communities. Infrastructure can include public or public-private partnership facilities, like storm water systems, roads, nature-based tourism facilities, and broadband facilities.

The infrastructure feasibility grant provides awards of up to 30 percent of the total project costs for infrastructure feasibility studies, design and engineering activities, or other infrastructure planning and preparation activities.¹⁵ Maximum awards are dependent on the number of jobs that a business commits to create and may be up to \$300,000 if the project is located in an RAO. The total project participation grant and infrastructure feasibility grant may be used together.

The preclearance review grant provides awards to help a local government participate in expedited permitting processes through technical assistance in preparing permit applications and local comprehensive plan amendments.¹⁶ Grants may be used for surveys, feasibility studies, and other activities related to the identification and preclearance review of land use modifications. Grants are limited to \$75,000 (or \$300,000 for a project in an RAO) and must be matched 50 percent with local funds (or 33 percent for a project in an RAO, or waived for a project in a catalyst site).

The DEO reviews and certifies the grant applications in consultation with Enterprise Florida, Inc., the Florida Tourism Industry Marketing Corporation (VISIT FLORIDA), the Department of Environmental Protection, and the Florida Fish and Wildlife Conservation Commission, as appropriate.

¹² Section 288.0655, F.S.

¹³ Department of Economic Opportunity, *Rural Infrastructure Fund*, available at <http://www.floridajobs.org/community-planning-and-development/rural-community-programs/rural-infrastructure-fund> (last visited Jan. 24, 2020).

¹⁴ Section 288.0655(2)(b), F.S. A “catalyst site” is “a parcel or parcels of land within a rural area of opportunity that has been prioritized as a geographic site for economic development through partnerships with state, regional, and local organizations. The site must be reviewed by REDI and approved by the [DEO] for the purposes of locating a catalyst project.”

Section 288.0656(2)(b), F.S.

¹⁵ Section 288.0655(2)(c), F.S.

¹⁶ Section 288.0655(2)(e), F.S. Expedited permitting is pursuant to s. 403.973(18), F.S.

III. Effect of Proposed Changes:

Regional Rural Development Grant Program

Section 1 makes changes to how the grants program in s. 288.018, F.S., operates. The bill clarifies that the concept of building the “professional capacity” of an economic development organization includes hiring professional staff to develop, deliver, and provide economic development professional services. Professional services include technical assistance, education and leadership development, marketing, and project recruitment.

Currently, grant funds may be used to provide technical assistance to businesses within the rural counties and communities a regional economic development organization serves.¹⁷ Under the bill, grant funds may also be used to provide technical assistance to local governments, local economic development organizations, and existing and prospective businesses.

The bill defines a “regional economic development organization” as an economic development organization located in or contracted to serve a RAO. It also removes references to “regionally based economic development organizations” and “economic development organizations,” and replaces them with “regional economic development organizations.”

The grants program currently authorizes the DEO to approve grants of up to \$50,000 for economic development organizations not located in an RAO and grants of up to \$150,000 for certain eligible organizations located in an RAO.¹⁸

Under the bill, organizations that represent rural counties and communities, but are not located in or serve an RAO, would not meet the definition of “regional economic development organizations” and therefore would no longer be eligible to receive grant funds.

The bill reduces the maximum annual grant amount for organizations located in or contracted to serve an RAO from a maximum grant of up to \$150,000 to a maximum grant of up to \$50,000.

Additionally, the bill authorizes the three regional economic development organizations recognized by the DEO as serving an entire RAO (currently Opportunity Florida, Florida’s Heartland Regional Economic Development Initiative, Inc., and the North Florida Economic Development Partnership, Inc.) to receive grants of up to \$250,000 per year. See Related Issues below.

The percentage of grant funds received by a regional economic development organization that must be matched with non-state funds is reduced from 100 percent (a one to one match) to 25 percent of the state’s contribution.

The amount the DEO may expend on the program each fiscal year is increased from \$750,000 to up to \$1 million. These funds are from the funds appropriated to the Rural Community Development Revolving Loan Fund.

¹⁷ Section 288.018(1), F.S.

¹⁸ *Id.*

Rural Infrastructure Fund

Section 2 amends the total project participation grant of the Rural Infrastructure Fund program in s. 288.0655, F.S., to increase the amount of the total infrastructure project costs that grant funds can be used for from 30 percent to 50 percent. Accordingly, the bill repeals the existing provision for a grant award of up to 40 percent of total infrastructure project costs if the project is a RAO catalyst site.

The bill specifies that eligible projects may include the costs associated with improving access to and the availability of broadband Internet service. Further, eligible uses of funds are expanded to include “improvements to broadband Internet service and access in unserved or underserved rural communities.” Eligible uses related to broadband Internet service and access must be conducted through a partnership or partnerships with one or more dealers of communications services,¹⁹ and the partnership must be established by a publicly noticed and competitively selected process.

The bill requires the DEO, in consultation with Enterprise Florida, Inc., the Florida Tourism Industry Marketing Corporation (VISIT FLORIDA), the Department of Environmental Protection, and the Florida Fish and Wildlife Conservation Commission, to review and edit any guidelines or criteria for grant applications by September 1, 2021.

Contracts or Agreements under the Regional Rural Development Grant Program and the Rural Infrastructure Fund

Sections 1 and 2 amend both ss. 288.018 and 288.0655, F.S., relating to the Regional Rural Development Grant Program and the Rural Infrastructure Fund, respectively, to establish the same requirements for contracts or agreements that expend grant funds in each program.

The bill provides new requirements for contracts entered into for the purpose of expending grant funds. Under the bill, contracts and agreements must include:

- The purpose of the contract or agreement;
- Specific performance standards and responsibilities for all parties involved;
- A detailed project or contract budget, if applicable;
- The value of any services provided; and
- The projected travel expenses for employees and board members, if applicable.

These required contract provisions apply to any contract or agreement that expends grant funds, including any contract or agreement between another entity and a regional economic development organization, a unit of local government, or an economic development organization substantially underwritten by a unit of local government.

¹⁹ A “dealer of communications services” is defined as a person registered with the Department of Revenue as a provider of communications services in this state. *See* s. 202.11, F.S.

The bill requires any contract or agreement involving the expenditure of grant funds to be posted on the website for either the contracting regional economic development organization or the DEO at least 14 days before execution.

The bill also requires specific contracts or agreements that exceed \$35,000 and expend grant funds to be posted on the contracting regional economic development organization's or the DEO's website in a "plain language version." This applies to a contract or agreement with a private entity, a municipality, or a vendor of services, supplies, or programs (including marketing) or a contract or agreement for the purchase, lease, or use of lands, facilities, or properties.

Specific contracts and agreements estimated to exceed \$35,000 must also be posted on the contracting regional economic development organization's or the DEO's website in a "plain-language version." This applies to a contract or agreement with a private entity, a municipality, or a vendor of services, supplies, or programs (including marketing) or a contract or agreement for the purchase, lease, or use of lands, facilities, or properties.

Effective Date

The bill is effective July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The percentage of funds disbursed through the grants program that must be matched with non-state funds is reduced from 100 percent (a one to one match) to 25 percent of the state’s contribution.

C. Government Sector Impact:

Regional Rural Development Grant Program

According to the DEO, additional state expenditures for the grants program (from funds appropriated to the Rural Community Development Revolving Loan Fund) may increase by up to \$250,000, as authorized in the bill.²⁰

The Rural Community Development Revolving Loan Fund receives a recurring appropriation of \$1.17 million (\$360,000 from the State Economic Enhancement and Development Trust Fund and \$810,000 from the Economic Development Trust Fund), of which the DEO is statutorily authorized to expend \$750,000 on the grants program. The bill increases the amount the DEO may expend on the grants program to up to \$1 million annually. If the DEO expends the maximum amount allowable on the program each year, the amount remaining in the Rural Community Development Revolving Loan Fund would decrease by up to \$250,000 per year. Based upon the existing \$1.17 million recurring appropriation to the Rural Community Development Revolving Loan Fund, the difference between funds available for the loan program and the grant program under current law and under the bill would be:

	Rural Community Development Revolving Loan Fund	Rural Development Grant Program
Current law	Minimum of \$420,000	Maximum of \$750,000
Under the bill	Minimum of \$170,000	Maximum of \$1,000,000

Under the bill, an organization located in or contracted to serve a RAO may receive up to \$150,000 and the three regional economic development organizations recognized by the DEO that serve the entire region of a RAO may receive up to \$250,000 annually.

Rural Infrastructure Fund

The Rural Infrastructure Fund receives a recurring appropriation of \$1.6 million from the State Economic Enhancement and Development Trust Fund. Specific inclusion of certain broadband Internet infrastructure projects as eligible for the total project participation grant may increase competition for grant funds in the Rural Infrastructure Fund. Additionally, the bill increases the amount of total infrastructure project costs for which grant funds may be used to 50 percent from the current 30 percent (or 40 percent if the project is at a catalyst site in a RAO). If the amount of the existing appropriation for the

²⁰ See 2020 Agency Legislative Bill Analysis (Department of Economic Opportunity) for SB 426, Oct. 3, 2019 (on file with Senate Committee on Innovation, Industries, and Technology) at page 3.

Rural Infrastructure Fund remains \$1.6 million, then this change may lead to fewer grants being awarded.

VI. Technical Deficiencies:

On lines 73-74, the bill provides for annual maximum grants of “\$250,000 for any three regional economic development organizations” serving an entire RAO if they are recognized by the DEO as serving such a region. The phrasing of “any three” could be read two different ways: that a total of \$750,000, or up to \$250,000 each, is available to be granted to each recognized organization separately; or that a total of up to \$250,000 is available to be granted to all three recognized organizations collectively. If the former is intended, replacement of the phrase “any three” with the words “up to three” should be considered to provide clarity. If the latter is intended, replacement of the phrase “for any three” with “to each of the three” should be considered to provide clarity.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 288.018 and 288.0655.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes: (Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Appropriations on January 23, 2020:

Related to the grants program, the committee substitute:

- Removes the prohibition that the bill was adding for organizations that provide taxpayer-funded incentives from receiving grants under the program.
- Reduces the maximum grant amount for organizations that are located in or serve an RAO from \$150,000 to \$50,000 per year.
- Makes other nonsubstantive edits to the amendatory provisions.

The committee substitute also amends the Rural Infrastructure Fund to:

- Increase the grant awards to 50 percent of infrastructure project costs (currently 30 percent).
- Add as an eligible project one that improves access to and availability of broadband Internet service.
- Add as eligible use of funds upgrades to or development of public tourism infrastructure (this is undefined); and improvements to broadband Internet service and access in unserved and underserved rural communities.
- Require projects that improve service and access to be through a partnership that was publicly noticed and competitively bid.

- Require the DEO to review the grant program application and award procedures by September 1, 2020.
- Require contracts or agreements for the Rural Infrastructure Fund program that expend state grant funds to contain certain specific contract provisions and be posted online.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/23/2020	.	
	.	
	.	
	.	

The Committee on Appropriations (Montford) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsections (1), (3), and (4) of section
288.018, Florida Statutes, are amended to read:

288.018 Regional Rural Development Grants Program.—

(1) (a) For the purposes of this section, the term "regional
economic development organization" means an economic development
organization located in or contracted to serve a rural area of



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11 opportunity, as defined in s. 288.0656(2)(d).

12 (b) The department shall establish a matching grant program
13 to provide funding to ~~regional~~ regionally based economic
14 development organizations ~~representing rural counties and~~
15 ~~communities~~ for the purpose of building the professional
16 capacity of ~~those~~ ~~their~~ organizations. Building the professional
17 capacity of a regional economic development organization
18 includes hiring professional staff to develop, deliver, and
19 provide needed economic development professional services,
20 including technical assistance, education and leadership
21 development, marketing, and project recruitment. ~~Such~~ Matching
22 grants may also be used by a regional ~~an~~ economic development
23 organization to provide technical assistance to local
24 governments, local economic development organizations, and
25 existing and prospective businesses ~~within the rural counties~~
26 and ~~communities that it serves.~~

27 (c) A regional economic development organization may apply
28 annually to the department for a matching grant. The department
29 is authorized to approve, on an annual basis, grants to such
30 ~~regional~~ regionally based economic development organizations.
31 The maximum amount an organization may receive in any year will
32 be \$50,000, or \$250,000 for any three regional economic
33 development organizations that serve an entire region of a rural
34 area of opportunity designated pursuant to s. 288.0656(7) if
35 they are recognized by the department as serving such a region.

36 (d) Grant funds received by a regional economic development
37 organization ~~\$150,000 in a rural area of opportunity recommended~~
38 by the Rural Economic Development Initiative and designated by
39 the Governor, and must be matched each year by an equivalent



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40 ~~amount of nonstate resources in an amount equal to 25 percent of~~
41 ~~the state contribution.~~

42 (3) (a) A contract or agreement that involves the
43 expenditure of grant funds provided under this section,
44 including a contract or agreement entered into between another
45 entity and a regional economic development organization, a unit
46 of local government, or an economic development organization
47 substantially underwritten by a unit of local government, must
48 include:

- 49 1. The purpose of the contract or agreement.
50 2. Specific performance standards and responsibilities for
51 each entity under the contract or agreement.
52 3. A detailed project or contract budget, if applicable.
53 4. The value of any services provided.
54 5. The projected travel expenses for employees and board
55 members, if applicable.

56 (b) At least 14 days before executing a contract or
57 agreement, the contracting regional economic development
58 organization shall post on its website:

59 1. Any contract or agreement that involves the expenditure
60 of grant funds provided under this section.

61 2. A plain-language version of any contract or agreement
62 that is estimated to exceed \$35,000 with a private entity, a
63 municipality, or a vendor of services, supplies, or programs,
64 including marketing, or for the purchase or lease or use of
65 lands, facilities, or properties which involves the expenditure
66 of grant funds provided under this section and which is
67 estimated to exceed \$35,000 ~~The department may also contract for~~
68 ~~the development of an enterprise zone web portal or websites for~~



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69 ~~each enterprise zone which will be used to market the program~~
70 ~~for job creation in disadvantaged urban and rural enterprise~~
71 ~~zones. Each enterprise zone web page should include downloadable~~
72 ~~links to state forms and information, as well as local message~~
73 ~~boards that help businesses and residents receive information~~
74 ~~concerning zone boundaries, job openings, zone programs, and~~
75 ~~neighborhood improvement activities.~~

76 (4) The department may expend up to \$1 million ~~\$750,000~~
77 each fiscal year from funds appropriated to the Rural Community
78 Development Revolving Loan Fund for the purposes outlined in
79 this section. The department may contract with Enterprise
80 Florida, Inc., for the administration of the purposes specified
81 in this section. Funds released to Enterprise Florida, Inc., for
82 this purpose shall be released quarterly and shall be calculated
83 based on the applications in process.

84 Section 2. Present subsection (5) of section 288.0655,
85 Florida Statutes, is redesignated as subsection (6), a new
86 subsection (5) is added to that section, and paragraph (b) of
87 subsection (2), subsection (4), and present subsection (6) are
88 amended, to read:

89 288.0655 Rural Infrastructure Fund.—

90 (2)

91 (b) To facilitate access of rural communities and rural
92 areas of opportunity as defined by the Rural Economic
93 Development Initiative to infrastructure funding programs of the
94 Federal Government, such as those offered by the United States
95 Department of Agriculture and the United States Department of
96 Commerce, and state programs, including those offered by Rural
97 Economic Development Initiative agencies, and to facilitate



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98 local government or private infrastructure funding efforts, the
99 department may award grants for up to 50 ~~30~~ percent of the total
100 infrastructure project cost. ~~If an application for funding is~~
101 ~~for a catalyst site, as defined in s. 288.0656, the department~~
102 ~~may award grants for up to 40 percent of the total~~
103 ~~infrastructure project cost.~~ Eligible projects must be related
104 to specific job-creation or job-retention opportunities.
105 Eligible projects may also include improving any inadequate
106 infrastructure that has resulted in regulatory action that
107 prohibits economic or community growth, ~~or~~ reducing the costs to
108 community users of proposed infrastructure improvements that
109 exceed such costs in comparable communities, and improving
110 access to and the availability of broadband Internet service.
111 Eligible uses of funds shall include improvements to public
112 infrastructure for industrial or commercial sites, upgrades to
113 or development of public tourism infrastructure, and
114 improvements to broadband Internet service and access in
115 unserved or underserved rural communities. Improvements to
116 broadband Internet service and access must be conducted through
117 a partnership or partnerships with one or more dealers, as
118 defined in s. 202.11(2), and the partnership or partnerships
119 must be established through a competitive selection process that
120 is publicly noticed and ~~upgrades to or development of public~~
121 ~~tourism infrastructure.~~ Authorized infrastructure may include
122 the following public or public-private partnership facilities:
123 storm water systems; telecommunications facilities; broadband
124 facilities; roads or other remedies to transportation
125 impediments; nature-based tourism facilities; or other physical
126 requirements necessary to facilitate tourism, trade, and



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127 economic development activities in the community. Authorized
128 infrastructure may also include publicly or privately owned
129 self-powered nature-based tourism facilities, publicly owned
130 telecommunications facilities, and broadband facilities, and
131 additions to the distribution facilities of the existing natural
132 gas utility as defined in s. 366.04(3)(c), the existing electric
133 utility as defined in s. 366.02, or the existing water or
134 wastewater utility as defined in s. 367.021(12), or any other
135 existing water or wastewater facility, which owns a gas or
136 electric distribution system or a water or wastewater system in
137 this state where:

138 1. A contribution-in-aid of construction is required to
139 serve public or public-private partnership facilities under the
140 tariffs of any natural gas, electric, water, or wastewater
141 utility as defined herein; and

142 2. Such utilities as defined herein are willing and able to
143 provide such service.

144 (4) By September 1, 2021 ~~2012~~, the department shall, in
145 consultation with the organizations listed in subsection (3),
146 and other organizations, reevaluate existing guidelines and
147 criteria governing submission of applications for funding,
148 review and evaluation of such applications, and approval of
149 funding under this section. The department shall consider
150 factors including, but not limited to, the project's potential
151 for enhanced job creation or increased capital investment, the
152 demonstration and level of local public and private commitment,
153 whether the project is located ~~in an enterprise zone~~, in a
154 community development corporation service area, or in an urban
155 high-crime area as designated under s. 212.097, the unemployment



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156 rate of the county in which the project would be located, and
157 the poverty rate of the community.

158 (5) (a) A contract or agreement that involves the
159 expenditure of grant funds provided under this section,
160 including a contract or agreement entered into between another
161 entity and a regional economic development organization, a unit
162 of local government, or an economic development organization
163 substantially underwritten by a unit of local government, must
164 include:

- 165 1. The purpose of the contract or agreement.
166 2. Specific performance standards and responsibilities for
167 each entity.
168 3. A detailed project or contract budget, if applicable.
169 4. The value of any services provided.
170 5. The projected travel expenses for employees and board
171 members, if applicable.

172 (b) At least 14 days before execution, the contracting
173 regional economic development organization shall post on its
174 website:

- 175 1. Any contract or agreement that involves the expenditure
176 of grant funds provided under this section.
177 2. A plain-language version of a contract or agreement that
178 is estimated to exceed \$35,000 with a private entity, a
179 municipality, or a vendor of services, supplies, or programs,
180 including marketing, or for the purchase or lease or use of
181 lands, facilities, or properties which involves the expenditure
182 of grant funds provided under this section.

183 ~~(6) For the 2019-2020 fiscal year, the funds appropriated~~
184 ~~for the grant program for Florida Panhandle counties shall be~~



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185 ~~distributed pursuant to and for the purposes described in the~~
186 ~~proviso language associated with Specific Appropriation 2314 of~~
187 ~~the 2019-2020 General Appropriations Act. This subsection~~
188 ~~expires July 1, 2020.~~

189 Section 3. This act shall take effect July 1, 2020.

190
191 ===== T I T L E A M E N D M E N T =====

192 And the title is amended as follows:

193 Delete everything before the enacting clause
194 and insert:

195 A bill to be entitled
196 An act relating to regional rural development grants;
197 amending s. 288.018, F.S.; defining the term "regional
198 economic development organization"; specifying that
199 the concept of building the professional capacity of a
200 regional economic development organization includes
201 the hiring of professional staff to perform specified
202 services; providing that matching grants may be used
203 to provide technical assistance to local governments
204 and economic development organizations and to existing
205 and prospective businesses; increasing the maximum
206 amount of annual grant funding that specified economic
207 development organizations may receive; revising the
208 required amount of nonstate matching funds; requiring
209 that certain information be included in contracts or
210 agreements involving grant funds; requiring that
211 contracts or agreements involving the expenditure of
212 grant funds, and a plain-language version of certain
213 contracts or agreements, be placed on the contracting



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214 regional economic development organization's website
215 for a specified period before execution; deleting an
216 obsolete provision; increasing the amount of funds the
217 Department of Economic Opportunity may expend each
218 fiscal year from the Rural Community Development
219 Revolving Loan Fund for certain purposes; amending s.
220 288.0655, F.S.; revising the maximum percentage of
221 total infrastructure project costs for which the
222 department may award grants; specifying that improving
223 access to and availability of broadband Internet
224 services is an eligible project for certain grant
225 funds; providing that grants for improvements to
226 broadband Internet service and access must be
227 conducted through certain partnerships; requiring the
228 department to reevaluate certain guidelines by a
229 specified date; requiring that certain information be
230 included in contracts or agreements involving grant
231 funds; requiring a regional economic development
232 organization to post contracts or agreements involving
233 the expenditure of grant funds, and a plain-language
234 version of certain contracts or agreements, on the
235 organization's website for a specified period before
236 execution; providing an effective date.

By Senator Montford

3-00491A-20

2020426__

1 A bill to be entitled
 2 An act relating to the Regional Rural Development
 3 Grants Program; amending s. 288.018, F.S.; defining
 4 the term "regional economic development organization";
 5 specifying that the concept of building the
 6 professional capacity of a regional economic
 7 development organization includes the hiring of
 8 professional staff to perform specified services;
 9 providing that matching grants may be used to provide
 10 technical assistance to local governments and economic
 11 development organizations and to existing and
 12 prospective businesses; specifying that a regional
 13 economic development organization that provides
 14 taxpayer-funded incentives is not eligible to
 15 participate in the matching grant program; increasing
 16 the maximum amount of annual grant funding that
 17 specified economic development organizations may
 18 receive; revising the required amount of nonstate
 19 matching funds; requiring that certain information be
 20 included in a contract or agreement involving the
 21 expenditure of grant funds; requiring that contracts
 22 or agreements involving the expenditure of grant
 23 funds, and a plain-language version of certain
 24 contracts or agreements, be placed on the contracting
 25 regional economic development organization's website
 26 for a specified period before execution; deleting an
 27 obsolete provision; increasing the amount of funds the
 28 Department of Economic Opportunity may expend each
 29 fiscal year for certain purposes; providing an

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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30 effective date.
 31
 32 Be It Enacted by the Legislature of the State of Florida:
 33
 34 Section 1. Subsections (1), (3), and (4) of section
 35 288.018, Florida Statutes, are amended to read:
 36 288.018 Regional Rural Development Grants Program.—
 37 (1)(a) For the purposes of this section, a "regional
 38 economic development organization" means an economic development
 39 organization located in or contracted to serve a rural area of
 40 opportunity, as defined in s. 288.0656.
 41 (b) The department shall establish a matching grant program
 42 to provide funding to regional ~~regionally based~~ economic
 43 development organizations representing rural counties and
 44 communities to build ~~for the purpose of building~~ the
 45 professional capacity of those ~~their~~ organizations. Efforts to
 46 build the professional capacity of regional economic development
 47 organizations include the hiring of professional staff to
 48 develop, facilitate the delivery of, and directly provide needed
 49 economic development professional services, including technical
 50 assistance, education and leadership development, marketing, and
 51 project recruitment. ~~Such~~ Matching grants may also be used by a
 52 regional ~~an~~ economic development organization to provide
 53 technical assistance to local governments, local economic
 54 development organizations, and existing and prospective
 55 businesses within the rural counties and communities that it
 56 serves. A regional economic development organization that
 57 provides taxpayer-funded incentives to existing or prospective
 58 businesses is not eligible to participate in the matching grant

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 program.

60 (c) A regional economic development organization may apply
 61 annually to the department for a matching grant. The department
 62 is authorized to approve an application for a grant of: ~~on an~~
 63 ~~annual basis, grants~~

64 1. Up to \$150,000 to an organization located ~~to such~~
 65 ~~regionally based economic development organizations. The maximum~~
 66 ~~amount an organization may receive in any year will be \$50,000,~~
 67 ~~or \$150,000 in or contracted to serve a rural area of~~
 68 ~~opportunity designated pursuant to s. 288.0656(7).~~

69 2. Up to \$250,000 to any of the three regional economic
 70 development organizations that serve an entire region of a rural
 71 area of opportunity designated pursuant to s. 288.0656(7) and
 72 that are recognized by the department as serving such a region.

73 (d) Grant funds received by a regional economic development
 74 organization recommended by the Rural Economic Development
 75 Initiative and designated by the Governor, and must be matched
 76 each year by an equivalent amount of nonstate resources in an
 77 amount equal to 25 percent of the state contribution.

78 (3)(a) A contract or agreement that involves the
 79 expenditure of grant funds provided under this section,
 80 including a contract or agreement entered into between another
 81 entity and a regional economic development organization, a unit
 82 of local government, or an economic development organization
 83 substantially underwritten by a unit of local government, must
 84 include:

85 1. The purpose of the contract or agreement.

86 2. Specific performance standards and responsibilities for
 87 each entity.

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88 3. A detailed project or contract budget, if applicable.

89 4. The value of any services provided.

90 5. The projected travel expenses for employees and board
 91 members, if applicable.

92 (b) At least 14 days before execution, the contracting
 93 regional economic development organization shall post on its
 94 website:

95 1. Any contract or agreement that involves the expenditure
 96 of grant funds provided under this section.

97 2. A plain-language version of a contract or agreement with
 98 a private entity, a municipality, or a vendor of services,
 99 supplies, or programs, including marketing, or for the purchase
 100 or lease or use of lands, facilities, or properties which
 101 involves the expenditure of grant funds provided under this
 102 section and which is estimated to exceed \$35,000 ~~The department~~
 103 may also contract for the development of an enterprise zone web
 104 portal or websites for each enterprise zone which will be used
 105 to market the program for job creation in disadvantaged urban
 106 and rural enterprise zones. Each enterprise zone web page should
 107 include downloadable links to state forms and information, as
 108 well as local message boards that help businesses and residents
 109 receive information concerning zone boundaries, job openings,
 110 zone programs, and neighborhood improvement activities.

111 (4) The department may expend up to \$1 million ~~\$750,000~~
 112 each fiscal year from funds appropriated to the Rural Community
 113 Development Revolving Loan Fund for the purposes outlined in
 114 this section. The department may contract with Enterprise
 115 Florida, Inc., for the administration of the purposes specified
 116 in this section. Funds released to Enterprise Florida, Inc., for

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117 this purpose shall be released quarterly and shall be calculated
118 based on the applications in process.

119 Section 2. This act shall take effect July 1, 2020.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Environment and Natural Resources, *Chair*
Education, *Vice Chair*
Agriculture
Appropriations
Appropriations Subcommittee on Education
Rules

JOINT COMMITTEE:

Joint Legislative Auditing Committee

SENATOR BILL MONTFORD

Minority Leader Pro Tempore
3rd District

December 19, 2019

Senator Rob Bradley, Chair
Senate Appropriations Committee
414 Senate Office Building
Tallahassee, Florida 32399-1100

Dear Chair Bradley,

I respectfully request that the following bills be placed on the next Appropriations Agenda.

SB 426 – A bill relating to Regional Rural Development Grants Program.

Your consideration is greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Bill Montford".

William J. Montford III

WJM:rm

REPLY TO:

- 410 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5003
- 20 East Washington Street, Suite D, Quincy, Florida 32351 (850) 627-9100

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

426

Bill Number (if applicable)

330518

Amendment Barcode (if applicable)

Topic RURAL GRANTS

Name LAURA YOUMANS

Job Title _____

Address W. P. ...

Street

Phone _____

FL

FL

322

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA ASSOCIATION OF COUNTIES

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20
Meeting Date

SB0426

Bill Number (if applicable)

330518

Amendment Barcode (if applicable)

Topic Rural Regional Development Grant

Name Jeff Hendry

Job Title Executive Director

Address 3200 Commonwealth Blvd.

Phone (850) 443-7103

Street

Tallahassee

FL

32303

City

State

Zip

Email jhendry@fsu.edu

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing North Florida Economic Development Partnership

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20

Meeting Date

SB 0426

Bill Number (if applicable)

330518

Amendment Barcode (if applicable)

Topic Regional Rural Dev. Grants

Name Richard Williams

Job Title Board Member

Address 4636 Hwy 90 E., Suite K

Street

Phone 850-557-2441

Marianna

City

FL

State

32446

Zip

Email richard@opportunityflorida.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Opportunity Florida

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

01/23/2020

Meeting Date

SB 426

Bill Number (if applicable)

Topic Regional Rural Development Grants

Amendment Barcode (if applicable)

Name Darrick D. McGhee

Job Title C.O.O., Johnson & Blanton, LLC.

Address 537 East Park Avenue
Street

Phone (850) 321-6489

Tallahassee FL 32301
City State Zip

Email darrick@teamjb.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida's Great Northwest

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

426

Bill Number (if applicable)

Topic RURAL GRANTS

Amendment Barcode (if applicable)

Name LAURA YOUMANS

Job Title W. N. M.

Address _____

Phone _____

Street

TAL

City

FL

State

3237

Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FLORIDA ASSOCIATION OF COUNTIES

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

426

Bill Number (if applicable)

Topic Regional Rural Developmen

Amendment Barcode (if applicable)

Name Chris Dadin

Job Title Consultant

Address 1118-B Thomasville Rd.

Phone 856-508-5492

lalla. Fla 32303

City State Zip

Email cdadin@nettalk.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing SMALL COUNTY Coalition

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

426

Bill Number (if applicable)

330518

Amendment Barcode (if applicable)

Topic Regional ^{Rural} ~~Rural~~ Development

Name Chris Poolin

Job Title Consultant

Address 1118-B Thomasville Rd.

Phone 850-508-5492

Street

Talla. Fla 32303

Email c.poolin@nettally.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing SMALL COUNTY COALITION

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20

Meeting Date

426

Bill Number (if applicable)

Topic Regional Rural Development Grants

Amendment Barcode (if applicable)

Name Carolyn Johnson

Job Title Policy Director

Address 136 S Bronough St

Phone 521-1200

Street

Tallahassee

FL

32301

Email cjohnson@flchamber.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Chamber of Commerce

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB 0426

Bill Number (if applicable)

Topic Regional Rural Development Grants Program

Amendment Barcode (if applicable)

Name Natalie Fausel

Job Title _____

Address 201 West Park Ave., Suite 100

Phone 561-317-0889

Street

Tallahassee

FL

32301

Email natalie@anfieldflorida.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Palm Beach County

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/20
Meeting Date

SB 426
Bill Number (if applicable)

Topic GRANTS James Otto

Amendment Barcode (if applicable)

Name SEX TOYS CLAY COUNTY FL

Job Title _____

Address 2904-2910 Hwy 21
Street

Phone 904 415 3227

MARLBOROUGH FL 32068
City State Zip

Email SEX BUYS I@LAWYER.COM

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/2020

Meeting Date

SB 0426

Bill Number (if applicable)

Topic Regional Rural Development Grants Program

Amendment Barcode (if applicable)

Name Richard Williams

Job Title Executive Director

Address 4636 Highway 90 East, Suite K

Phone 850-557-2441

Street

Marianna

Florida

32446

Email richardw@opportunityflorida.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Opportunity Florida

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 1056

INTRODUCER: Criminal Justice Committee and Senator Simpson

SUBJECT: PACE Center for Girls

DATE: January 22, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Stokes</u>	<u>Jones</u>	<u>CJ</u>	Fav/CS
2.	<u>Jameson</u>	<u>Kynoch</u>	<u>AP</u>	Favorable

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1056 creates section 985.175, Florida Statutes, which authorizes the Department of Juvenile Justice (DJJ) to contract with PACE Center for Girls, to provide services including, but not limited to, education, counseling, training, and advocacy as an alternative to commitment and institutionalization of girls and young women. Contracts under this section must be authorized by and consistent with funding appropriated in the General Appropriations Act and be in accordance with section 985.644, Florida Statutes.

This bill is effective July 1, 2020.

II. Present Situation:

The PACE Center for Girls (PACE) is a 501(c)3 non-profit organization whose mission is to provide girls and young women an opportunity for a better future through education, counseling, training, and advocacy. PACE has 21 centers in Florida, which serve over 3,000 girls and young women per year. PACE is recognized as a national model for reducing recidivism and improving school success, employment, and self-sufficiency among girls by multiple agencies, including the National Council on Crime and Delinquency, and the Office of Juvenile Justice and Delinquency Prevention.¹

The DJJ currently contracts with the PACE for the following services:

- Community-based, gender-specific prevention and intervention services;

¹ *About Us*, Pace Center for Girls, available at <https://www.pacecenter.org/about-us> (last accessed January 6, 2020).

- Case management; non-clinical/clinical therapy;
- Transition planning; referral services; career exploration; Girls Circle (trauma management and behavioral management); and
- The REACH Program (which is a diversion program that includes case management, biopsychosocial assessment, group therapy, non-clinical mentoring/skills building, and parent/youth engagement activities).²

Department of Juvenile Justice Contracting Powers

Section 985.644, F.S., authorizes the DJJ to contract with the Federal Government, other state departments and agencies, county and municipal governments and agencies, public and private agencies, and private individuals and corporations to carry out its purpose and responsibilities.³

Entities that enter into contracts with the DJJ must ensure that its owners, operators, and personnel who have direct contact with children are subject to background screening.⁴ All employees of the DJJ and personnel of contract providers for any program for children, including all owners, operators, employees, persons who have access to confidential juvenile records, and volunteers, must complete:

- A level 2 employment screening.
- A national criminal records check by the Federal Bureau of Investigation every 5 years following the date of the person's employment.⁵

Additionally this section provides what action the DJJ must take if there are policy changes that affect a contracted entity. The DJJ must provide notice of policy changes that affect contracted delinquency services and programs. This procedure must include:

- Public notice of policy development.
- Opportunity for public comment on the proposed policy.
- Assessment for fiscal impact upon the DJJ and providers.
- The DJJ's response to comments received.⁶

General Appropriations

Florida is constitutionally required to balance its budget each fiscal year.⁷ Florida's fiscal year runs from July 1st to June 30th. The State budget is grouped into three categories of funding:

- General Revenue Funds;
- State trust funds; and
- Federal funds.

² Department of Juvenile Justice, *2020 Agency Analysis of SB 1056* (December 20, 2019). On file with the Senate Committee on Criminal Justice.

³ Section 985.644(a), F.S.

⁴ Section 985.644(b), F.S.

⁵ Section 985.644(3)(a), F.S.

⁶ Section 985.644(2), F.S.

⁷ FLA. CONST., art. III, s. 19(a).

The Governor is required to present his or her budget recommendations to the Legislature 30 days prior to the start of a legislative session.⁸ During the legislative session, both the House and Senate work to pass their own appropriations bills within their respective chambers. The General Appropriations Act is enacted annually and establishes the funding sources, specific uses of funds, and the spending authority for state agencies for each state fiscal year.

The 2019-20 General Appropriations Act appropriated \$2,500,000 for nonrecurring fixed capital outlay funding and \$21,319,808 in recurring General Revenue funding for PACE services.⁹

III. Effect of Proposed Changes:

This bill creates s. 985.175, F.S., which authorizes the Department of Juvenile Justice (DJJ) to contract with PACE Center for Girls, to provide services including, but not limited to, education, counseling, training, and advocacy as an alternative to commitment and institutionalization of girls and young women. Contracts under this section must be authorized by and consistent with funding appropriated in the General Appropriations Act and be in accordance with s. 985.644, F.S.

This bill is effective July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

⁸ Section 216.162, F.S.

⁹ Chapter 2019-115, L.O.F.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 985.175 of the Florida Statutes.

IX. Additional Information:A. Committee Substitute – Statement of Substantial Changes:
(Summarizing differences between the Committee Substitute and the prior version of the bill.)**CS by Criminal Justice on January 14, 2020:**

The committee substitute specifies that the contracts with PACE are in accordance with s. 985.644, F.S. The committee substitute adds the language “including, but not limited to,” to ensure that contracts with PACE are not limited to the services listed in the bill.

B. Amendments:

None.

By the Committee on Criminal Justice; and Senator Simpson

591-02250-20

20201056c1

1 A bill to be entitled
2 An act relating to the PACE Center for Girls; creating
3 s. 985.175, F.S.; authorizing the Department of
4 Juvenile Justice to contract with the PACE Center for
5 Girls for specified services; providing an effective
6 date.

7
8 Be It Enacted by the Legislature of the State of Florida:

9
10 Section 1. Section 985.175, Florida Statutes, is created to
11 read:

12 985.175 The PACE Center for Girls.-As authorized by and
13 consistent with funding appropriated in the General
14 Appropriations Act, the department may contract, in accordance
15 with s. 985.644, with the PACE Center for Girls, a nonprofit
16 organization exempt from taxation pursuant to s. 501(c)(3) of
17 the Internal Revenue Code, to provide alternatives to
18 institutionalization or commitment for girls and young women
19 through services including, but not limited to, education,
20 counseling, training, and advocacy.

21 Section 2. This act shall take effect July 1, 2020.



The Florida Senate

Committee Agenda Request

To: Senator Bradley, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: January 16, 2020

I respectfully request that **Senate Bill 1056**, relating to **PACE Center for Girls**, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in black ink, appearing to read "W. Simpson", written over a horizontal line.

Senator Wilton Simpson
Florida Senate, District 10

THE FLORIDA SENATE
APPEARANCE RECORD

1056

JAN 23, 2020
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

CS SB 7058
Bill Number (if applicable)

Topic PAGE FOR BIKES James Otto

Amendment Barcode (if applicable)

Name SEX TOYS OF CLAY COUNTY FL.

Job Title OWNER

Address 2904-2910 Hwy 21

Phone 904 415 3221

City

State

Zip

Email SEXBUYS1@comcast.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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THE FLORIDA SENATE
APPEARANCE RECORD

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1-23-20

Meeting Date

1056

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Ameion Hamlet

Job Title President of Pearls of Perfection

Address 1908 Highland
Street

Phone _____

Tallahassee Florida
City State

Email _____

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1.23.20

Meeting Date

SB1056

Bill Number (if applicable)

Topic SB 1056 Pace Center for Girls

Amendment Barcode (if applicable)

Name Jodi Stevens

Job Title Director of Government Affairs

Address 645 Phillips Industrial Pkwy

Phone 904-383-9403

Street

Jacksonville FL

City

State

Zip

Email jodi.stevens@pacecenter.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Pace Center for Girls

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 7016

INTRODUCER: Infrastructure and Security Committee

SUBJECT: Statewide Office of Resiliency

DATE: January 22, 2020

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
	<u>Price</u>	<u>Miller</u>		IS Submitted as Committee Bill
1.	<u>Schreiber</u>	<u>Rogers</u>	<u>EN</u>	Favorable
2.	<u>Reagan</u>	<u>Kynoch</u>	<u>AP</u>	Pre-meeting

I. Summary:

SB 7016 establishes the Statewide Office of Resiliency within the Executive Office of the Governor. The office must be headed by a Chief Resilience Officer, appointed by and serving at the pleasure of the Governor.

The bill creates the Statewide Sea-Level Rise Task Force, adjunct to the Statewide Office of Resiliency, to recommend consensus projections of the anticipated sea-level rise and flooding impacts along Florida's coastline. The bill provides for task force membership and requires that all appointments be made by August 1, 2020. The Chief Resilience Officer must chair the task force and convene it no later than October 1, 2020, after which it must meet upon the call of the chair.

The task force must develop and recommend consensus baseline projections of the expected sea-level rise for planning horizons designated by the task force. The task force is authorized to designate technical advisory groups to inform its decision-making and to request the Department of Environmental Protection (DEP) to contract for services to assist in developing the recommended baseline projections. The DEP must serve as contract administrator for such contracts.

The task force must submit its recommended projections to the Environmental Regulation Commission (Commission) for adoption or rejection by January 1, 2021. If adopted, the task force's projections must serve as the state's official estimate of sea-level rise and flooding impacts along Florida's coastline for the purpose of developing future state projects, plans, and programs. The task force must review the adopted projections as it deems appropriate and submit any recommended revisions to the Commission. The bill repeals the provisions relating to the task force on July 1, 2023.

For Fiscal Year 2020-2021, the bill appropriates \$500,000 in nonrecurring funds from the General Revenue Fund to the DEP for the authorized contracting and for task force administrative expenses.

The bill takes effect July 1, 2020

II. Present Situation:

Sea-Level Rise and Coastal Flooding

With 1,350 miles of coastline and relatively low elevations, Florida is particularly vulnerable to coastal flooding.¹ There are three primary ways that climate change influences coastal flooding: sea-level rise, storm surge intensity, and rainfall intensity and frequency.²

Sea-level rise is an observed increase in the average local sea level or global sea level trend.³ The two major causes of global sea-level rise are thermal expansion caused by the warming of the oceans (water expands as it warms) and the loss of land-based ice (ice sheets and glaciers) due to melting.⁴ Since 1880, the average global sea level has risen about eight to nine inches, and the rate of global sea-level rise has been accelerating.⁵ The National Oceanic and Atmospheric Administration (NOAA) utilizes tide gauges to measure changes in sea level, and provides data on local sea-level rise trends.⁶ Analysis of this data shows some low-lying areas in the southeastern U.S. experience higher local rates of sea-level rise than the global average.⁷

Florida's coastal communities are experiencing high-tide flooding events, sometimes referred to as "sunny day" or "nuisance" flooding, with increasing frequency because sea-level rise

¹ Florida Division of Emergency Management, *Enhanced State Hazard Mitigation Plan, State of Florida*, 107-108, 162 (2018) [hereinafter *SHMP*], available at https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full_final_approved.6.11.2018.pdf. This measurement of Florida's coastline increases to over 8,000 miles when considering the intricacies of Florida's coastline, including bays, inlets, and waterways.

² *Id.* at 107.

³ DEP, *Florida Adaptation Planning Guidebook*, Glossary (2018) [hereinafter *DEP Guidebook*], available at <https://floridadep.gov/sites/default/files/AdaptationPlanningGuidebook.pdf>; see NASA, Facts, *Vital Signs: Sea Level*, <https://climate.nasa.gov/vital-signs/sea-level/> (last visited Dec. 20, 2019).

⁴ *DEP Guidebook*, at Glossary; NOAA, *Climate Change: Ocean Heat Content*, <https://www.climate.gov/news-features/understanding-climate/climate-change-ocean-heat-content> (last visited Dec. 19, 2019). More than 90 percent of the warming that has happened on Earth over the past 50 years has occurred in the ocean; IPCC, *The Ocean and Cryosphere in a Changing Climate*, SPM-8, SPM-10, SPM-19, SPM -21, SPM-23, 1-14, 4-3, 4-4, 4-14 (Sept. 2019) [hereinafter *IPCC Ocean and Cryosphere*], available at https://report.ipcc.ch/srocc/pdf/SROCC_FinalDraft_FullReport.pdf. Uncertainty regarding projected sea-level rise by 2100 is mainly determined by ice sheets, especially in Antarctica and Greenland, which are losing ice at increasing rates. The sum of glacier and ice sheet contributions is now the dominant source of global mean sea-level rise.

⁵ U.S. Global Change Research Program, *Fourth National Climate Assessment*, 757 (2018) [hereinafter *NCA4*], available at https://nca2018.globalchange.gov/downloads/NCA4_2018_FullReport.pdf; *IPCC Ocean and Cryosphere*, at SPM-10, 4-3.

⁶ NOAA, *What is a Tide Gauge?*, <https://oceanservice.noaa.gov/facts/tide-gauge.html> (last visited Dec. 19, 2019); NOAA, Tides and Currents, *Sea Level Trends*, <https://tidesandcurrents.noaa.gov/sltrends/> (last visited Dec. 19, 2019); see *DEP Guidebook*, at 8, 16.

⁷ *NCA4*, at 757.

increases the height of high tides.⁸ The areas of the state most at risk from sea-level rise include the 35 coastal counties that contain approximately 76 percent of Florida's population.⁹ In the United States, sea-level rise and flooding threaten an estimated \$1 trillion in coastal real estate value, and analyses estimate that there is a chance Florida could lose more than \$300 billion in property value by 2100.¹⁰ Sea-level rise affects the salinity of both surface water and groundwater through saltwater intrusion, posing a risk particularly for shallow coastal aquifers.¹¹ Sea-level rise also pushes saltwater further upstream in tidal rivers and streams, raises coastal groundwater tables, and pushes saltwater further inland at the margins of coastal wetlands.¹²

Storm surge intensity and the intensity and precipitation rates of hurricanes are generally projected to increase,¹³ and studies suggest the overall extent of destruction from hurricanes is also rising.¹⁴ Higher sea levels will cause storm surges to travel farther inland and impact more properties than in the past.¹⁵ Stronger storms and sea-level rise are likely to lead to increased coastal erosion.¹⁶

Increases in evaporation rates and water vapor in the atmosphere increase rainfall intensity and extreme precipitation events, and the sudden onset of water can overwhelm stormwater infrastructure.¹⁷ As sea levels and groundwater levels rise, low areas drain more slowly, and the combined effects of rising sea levels and extreme rainfall events are increasing the frequency and magnitude of coastal and lowland flood events.¹⁸

⁸ *SHMP*, at 108, 101, available at https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full_final_approved.6.11.2018.pdf; NOAA, *High-Tide Flooding*, <https://toolkit.climate.gov/topics/coastal-flood-risk/shallow-coastal-flooding-nuisance-flooding> (last visited Dec. 19, 2019).

⁹ *DEP Guidebook*, at III, available at <https://floridadep.gov/sites/default/files/AdaptationPlanningGuidebook.pdf>.

¹⁰ *NCA4*, at 324, 758; Zillow, *Climate Change and Housing: Will a Rising Tide Sink All Homes?* (2017), <https://www.zillow.com/research/climate-change-underwater-homes-12890/> (last visited Dec. 20, 2019) (stating that by 2100 \$883 billion in U.S. homes are at risk of being underwater with the total value of potentially underwater properties in Florida at \$413 billion); Union of Concerned Scientists, *New Study Finds 1 Million Florida Homes Worth \$351 Billion Will Be At Risk From Tidal Flooding* (2018), <https://www.ucsusa.org/about/news/1-million-florida-homes-risk-tidal-flooding> (last visited Dec. 20, 2019).

¹¹ *SHMP*, at 106, available at https://www.floridadisaster.org/globalassets/dem/mitigation/mitigate-fl--shmp/shmp-2018-full_final_approved.6.11.2018.pdf.

¹² *Id.* at 108.

¹³ *Id.* at 106, 141; *IPCC Ocean and Cryosphere*, at 6-21, available at https://report.ipcc.ch/srocc/pdf/SROCC_FinalDraft_FullReport.pdf; *NCA4*, at 95, 97, 116-117, 1482, available at https://nca2018.globalchange.gov/downloads/NCA4_2018_FullReport.pdf.

¹⁴ See Aslak Grinsted et. al., *Normalized US Hurricane Damage Estimates Using Area of Total Destruction, 1900-2018*, Proceedings of the National Academy of Sciences Nov. 2019, 116 (48) 23942-23946, available at <https://www.pnas.org/content/116/48/23942>.

¹⁵ *NCA4*, at 758; *SHMP*, at 107; see also NOAA, *Florida Marine Debris Emergency Response Guide: Comprehensive Guidance Document* (Jan. 2019), available at https://marinedebris.noaa.gov/sites/default/files/publications-files/FL_Marine_Debris_Emergency_Response_Guide_2019.pdf.

¹⁶ *NCA4*, 331, 340-341, 833, 1054, 1495; *SHMP*, at 108, 221; IPCC, *Climate Change and Land*, 4-44-4-45 (Aug. 2019), available at <https://www.ipcc.ch/site/assets/uploads/2019/08/Fullreport-1.pdf>.

¹⁷ *SHMP*, at 99, 106, 116, 141, 181; *NCA4*, at 88, 762-763; see Florida Senate, Committee on Infrastructure and Security, *Meeting Packet for October 14, 2019*, 16-20, 23, available at http://www.flsenate.gov/Committees/Show/IS/MeetingPacket/4649/8266_MeetingPacket_4649_2.pdf.

¹⁸ *SHMP*, at 106; *NCA4*, at 763.

Sea-Level Rise Projections

Below is a table of projections for future sea-level rise, globally and in regions of Florida:

Sea-Level Rise Projections				
Source	Scale	Years	Low (feet)	High (feet)
Intergovernmental Panel on Climate Change ¹⁹	Global	2046-2065	0.79	1.05
		2081-2100	1.28	2.32
		2100	1.41	2.76
U.S. Global Change Research Program ²⁰	Global	2030	0.3	0.6
		2050	0.5	1.2
		2100	1	4.3
Southeast Florida Regional Climate Change Compact Sea Level Rise Work Group ²¹ (SFRCCC)	Southeast Florida	2030	0.5	0.83
		2060	1.17	2.83
		2100	2.58	6.75
Tampa Bay Climate Science Advisory Panel ²²	Tampa Bay Region	2050	1	2.5
		2100	2	8.5

As seen in these projections, there are considerable variations in estimates of future sea-level rise. In addition, certain research indicates that current sea-level rise projections significantly underestimate future coastal exposure to impacts associated with rising sea levels.²³ Although some local governments and state agencies have adopted sea-level rise estimates for planning purposes, the State of Florida has no officially-established estimates of projected sea-level rise for use by state agencies in developing, planning, and implementing their respective duties and responsibilities.

State, Regional, and Local Programs

Many state, regional, and local programs and policies are in place that address issues relating to sea-level rise and coastal flooding. Examples include the following:

¹⁹ IPCC Ocean and Cryosphere, at SPM-7, 4-4, CCB9-21, AI-23. These projected ranges are based on climate models using “representative concentration pathways (RCPs),” which are scenarios of future emissions and concentrations of the full suite of greenhouse gases and aerosols and chemically active gases, as well as land use/land cover.

²⁰ NCA4, at 406, 758, available at https://nca2018.globalchange.gov/downloads/NCA4_2018_FullReport.pdf.

²¹ Southeast Florida Regional Climate Change Compact Sea Level Rise Work Group, *Unified Sea Level Rise Projection, Southeast Florida*, 4-5 (2015), available at <https://southeastfloridaclimatecompact.org/wp-content/uploads/2015/10/2015-Compact-Unified-Sea-Level-Rise-Projection.pdf>. These projections are compared to the mean sea level in 1992; see SFRCCC, *Unified Sea Level Rise Projections*, <https://southeastfloridaclimatecompact.org/resources/unified-sea-level-rise-projections/> (last visited Dec. 19, 2019). The SFRCCC will soon release updated projections.

²² Tampa Bay Climate Science Advisory Panel, *Recommended Projections of Sea Level Rise in the Tampa Bay Region*, 1, 7 (Apr. 2019), available at http://www.tbrpc.org/wp-content/uploads/2019/05/CSAP_SLR_Recommendation_2019.pdf.

²³ See Scott A. Kulp & Benjamin H. Strauss, *New Elevation Data Triple Estimates of Global Vulnerability to Sea-Level Rise and Coastal Flooding*, *Nature Communications* 10, 4844 (Oct. 2019), available at <https://www.nature.com/articles/s41467-019-12808-z.pdf>.

- The Department of Environmental Protection’s (DEP) Office of Resilience and Coastal Protection implements numerous programs related to sea-level rise and coastal issues, including the Coastal Construction Control Line Program and the Beach Management Funding Assistance Program.²⁴
- The DEP’s Florida Resilient Coastlines Program helps prepare coastal communities and habitats for the effects of climate change, especially sea-level rise, by offering technical assistance and funding to communities dealing with coastal flooding, erosion, and ecosystem changes.²⁵
- Other state agencies are working on coastal resilience in Florida, including the following examples. The Department of Transportation plans for resilience to prepare Florida’s transportation system for potential hazards.²⁶ The Department of Economic Opportunity assists communities with adaptation planning and works with the DEP on the Community Resiliency Initiative.²⁷ The Fish and Wildlife Conservation Commission is Florida’s lead agency on addressing the impacts of climate change on fish and wildlife, including adaptation strategies for Florida’s coastal ecosystems.²⁸ The Department of Agriculture and Consumer Services develops Florida’s energy policy and works on climate change issues.²⁹ The Division of Emergency Management in the Executive Office of the Governor maintains a statewide emergency management program, and its roles include administering federal mitigation grant programs and serving as Florida’s state coordinating agency for the National Flood Insurance Program.³⁰
- The water management districts address flood protection as a core part of their respective missions, and many of their activities are related to resilience efforts. For example, the St. John’s River Water Management District provides resources and cost-sharing to increase community resilience.³¹ The South Florida Water Management District is implementing comprehensive plans for addressing sea-level rise, including a flood protection level of service program, incorporating sea-level rise projections into planning, conducting vulnerability assessments, and assisting local governments.³²
- In 2010, through a proactive regional collaboration to address climate change, the four counties of Broward, Miami-Dade, Monroe, and Palm Beach formed the Southeast Florida

²⁴ DEP, *Beaches*, <https://floridadep.gov/rcp/beaches> (last visited Dec. 19, 2019).

²⁵ DEP, *Florida Resilient Coastlines Program*, <https://floridadep.gov/rcp/florida-resilient-coastlines-program> (last visited Dec. 19, 2019).

²⁶ DOT, *Florida Transportation Plan (FTP): Resilience*, <http://www.floridatransportationplan.com/resilience.htm> (last visited Dec. 19, 2019); DOT, *Florida Transportation Plan (FTP): Resilience Subcommittee Members*, http://www.floridatransportationplan.com/resilience_committee.htm (last visited Dec. 19, 2019).

²⁷ DEO, *Adaptation Planning*, <http://www.floridajobs.org/community-planning-and-development/programs/community-planning-table-of-contents/adaptation-planning> (last visited Dec. 19, 2019).

²⁸ FWC, *What FWC is Doing*, <https://myfwc.com/conservation/special-initiatives/climate-change/fwc/> (last visited Dec. 19, 2019); FWC, *A Guide to Climate Change Adaptation for Conservation*, 6-81–6-108, 9-35–9-51 (2016), available at <https://myfwc.com/media/5864/adaptation-guide.pdf>.

²⁹ DACS, *Office of Energy*, <https://www.fdacs.gov/Divisions-Offices/Energy> (last visited Dec. 19, 2019).

³⁰ DEM, *Mitigation*, <https://www.floridadisaster.org/dem/mitigation/> (last visited Dec. 19, 2019); DEM, *State Flood Plain Management Program*, <https://www.floridadisaster.org/dem/mitigation/floodplain/> (last visited Dec. 19, 2019).

³¹ St. John’s River Water Management District, *Sea-Level Rise*, <https://www.sjrwmdd.com/localgovernments/sea-level-rise/#projects> (last visited Dec. 19, 2019).

³² Akintunde Owosina, South Florida Water Management District, Governing Board Meeting, June 13, 2019, Chief, Hydrology and Hydraulics Bureau, *Impact of Sea Level Rise on the SFWMD Mission, Focus on Flood Protection*, 2, 6-10 (June 13, 2019), available at <https://apps.sfwmd.gov/webapps/publicMeetings/viewFile/21964>.

Regional Climate Change Compact.³³ The Compact’s innovative work includes developing a Regional Climate Action Plan and developing a Unified Sea-Level Rise Projection.³⁴ Many local governments in southeast Florida have incorporated the Compact’s projections into their planning documents and policies.³⁵

- Florida’s local governments in coastal areas must have in their comprehensive plans a coastal management element that uses principles to reduce flood risk and eliminate unsafe development in coastal areas.³⁶ In certain coastal areas, local governments are authorized to establish an “adaptation action area” designation in their comprehensive plan, to develop policies and funding priorities that improve coastal resilience and plan for sea-level rise.³⁷

In January of 2019, Governor DeSantis issued Executive Order 19-12, creating the Office of Resilience and Coastal Protection to help prepare Florida’s coastal communities and habitats for impacts from sea-level rise by providing funding, technical assistance, and coordination among state, regional, and local entities.³⁸ In August of 2019, the Governor appointed Florida’s first Chief Resilience Officer, which will report to the Executive Officer of the Governor and collaborate with state agencies, local communities, and stakeholders to prepare for the impacts of sea-level rise and climate change.³⁹

The Environmental Regulation Commission

The Environmental Regulation Commission (Commission) is an unpaid citizen board within the DEP.⁴⁰ Under specified statutory provisions and with certain exceptions, the Commission must exercise the standard-setting authority of the DEP - approving, modifying, or disapproving proposed rules that contain standards.⁴¹ In exercising its authority, the Commission must consider scientific and technical validity, economic impacts, and relative risks and benefits to the public and the environment.⁴²

³³ Regional Climate Leadership Summit, *Southeast Florida Regional Climate Change Compact* (2010), available at <http://southeastfloridaclimatecompact.org/wp-content/uploads/2014/09/compact.pdf>; SFRCCC, *What is the Compact?*, <http://southeastfloridaclimatecompact.org/about-us/what-is-the-compact/> (last visited Dec. 19, 2019).

³⁴ SFRCCC, *Regional Climate Action Plan*, <http://southeastfloridaclimatecompact.org/regional-climate-action-plan/> (last visited Dec. 19, 2019).

³⁵ See SFRCCC, *ST-1: Incorporate Projections Into Plans*, <http://southeastfloridaclimatecompact.org/recommendations/incorporate-projections-into-plans/> (last visited Dec. 20, 2019).

³⁶ See ss. 380.24, 163.3177(6)(g), and 163.3178(2)(f), F.S.; see Ch. 2015-69, Laws of Fla.

³⁷ See ss. 163.3177(6)(g)10. and 163.3164(1), F.S.; see Ch. 2011-139, Laws of Fla.

³⁸ State of Florida, Office of the Governor, *Executive Order Number 19-12*, 5 (2019), available at <https://www.flgov.com/wp-content/uploads/2019/01/EO-19-12-.pdf>.

³⁹ Governor Ron DeSantis, News Releases, *Governor Ron DeSantis Announces Dr. Julia Nesheiwat as Florida’s First Chief Resilience Officer* (Aug. 1, 2019), <https://flgov.com/2019/08/01/governor-ron-desantis-announces-dr-julia-nesheiwat-as-floridas-first-chief-resilience-officer/> (last visited Dec. 19, 2019).

⁴⁰ Section 20.255(6), F.S.; DEP, *Environmental Regulation Commission*, <https://floridadep.gov/ogc/ogc/content/environmental-regulation-commission> (last visited Dec. 19, 2019).

⁴¹ Sections 403.803(13), 403.804, and 403.805(1), F.S. “Standard” is defined as any DEP rule relating to air and water quality, noise, solid-waste management, and electric and magnetic fields associated with electrical transmission and distribution lines and substations. The term does not include rules relating to internal management or procedural matters.

⁴² Section 403.804, F.S.

The Commission is composed of seven state residents appointed by the Governor, subject to confirmation by the Senate.⁴³ The appointees must provide reasonable representation from all sections of the state, and be representative of agriculture, the development industry, local government, the environmental community, lay citizens, and members of the scientific and technical community who have substantial expertise related to water pollutants, toxicology, epidemiology, geology, biology, environmental sciences, or engineering.⁴⁴ Most issues that go before the Commission relate to air pollution, water quality, or waste management.⁴⁵ Generally, the Commission meets on the last Thursday of each month, and the public is encouraged to attend and participate.⁴⁶

III. Effect of Proposed Changes:

Section 1 creates s. 14.2031, F.S., entitled “Statewide Office of Resiliency.” The bill establishes the Statewide Office of Resiliency within the Executive Office of the Governor. The office must be headed by a Chief Resilience Officer. The Chief Resilience Officer is appointed by and serves at the pleasure of the Governor, and must perform duties and responsibilities assigned by the Governor.

Adjunct to the Statewide Office of Resiliency, the bill creates the Statewide Sea-Level Rise Task Force.⁴⁷ The purpose of the task force is to recommend consensus projections of the anticipated sea-level rise and flooding impacts along Florida’s coastline.

The task force is composed of the following nine members:

- The Chief Resilience Officer, serving as the chair of the task force;
- The Department of Environmental Protection’s (DEP’s) Chief Science Officer, serving as vice-chair of the task force;
- One member appointed by the President of the Florida Senate;
- One member appointed by the Speaker of the Florida House of Representatives; and
- One representative each, appointed by their respective agency head, division director, executive director, or commission chair, from:
 - The Department of Transportation;
 - The Division of Emergency Management;
 - The Department of Agriculture and Consumer Services;
 - The Fish and Wildlife Conservation Commission; and
 - The Department of Economic Opportunity.

⁴³ Section 20.255(6), F.S.

⁴⁴ *Id.*

⁴⁵ DEP, *Environmental Regulation Commission*, <https://floridadep.gov/ogc/ogc/content/environmental-regulation-commission> (last visited Dec. 19, 2019).

⁴⁶ *Id.*

⁴⁷ Section 20.03(8), F.S. The bill defines the task force using the following definition: “an advisory body...created by specific statutory enactment for a time not to exceed 3 years and appointed to study a specific problem and recommend a solution or policy alternative with respect to that problem. Its existence terminates upon the completion of its assignment”; s. 20.052, F.S. Except as otherwise provided in the bill, the bill requires the task force to operate in a manner consistent with s. 20.052, F.S., which specifies requirements for the establishment, evaluation, and maintenance of certain bodies created by specific statutory enactment as an adjunct to an executive agency.

All appointments to the task force must be made no later than August 1, 2020. The bill requires that any vacancy on the task force be filled in the same manner as the original appointment.

The bill requires the Chief Resilience Officer to convene the task force by no later than October 1, 2020, and the task force must meet thereafter upon the call of the chair. The task force must develop official scientific information, from appropriate sources as determined by the task force, necessary to recommend consensus baseline projections, or a range of projections, of the expected rise in sea level along the state's coastline for planning horizons designated by the task force. The projections may address various geographic areas of the state, as determined by the task force.

The DEP is required to provide administrative support to the task force. The bill authorizes the task force to request the DEP to contract for services to assist in developing the recommended official baseline projections. The DEP must serve as the contract administrator for any such contracts. The task force is also authorized to designate technical advisory groups, as it deems necessary, to assist in the gathering of scientific data to inform the task force's decision-making.

The bill requires the task force to submit its recommended consensus baseline projections to the Environmental Regulation Commission (Commission) by January 1, 2021. The task force must include in its report supporting data and assumptions it used in developing the recommended projections. The Commission must adopt or reject the task force's recommended projections. Following adoption by the Commission, the projections must serve as the state's official estimate of sea-level rise and flooding impacts along the state's coastline and must be used for developing future state projects, plans, and programs. The task force must review the adopted consensus baseline projections as it deems appropriate, and submit any recommended revisions to the projections to the Commission.

The bill repeals all of the provisions regarding the task force on July 1, 2023. However, the provisions establishing the Statewide Office of Resiliency and the Chief Resilience Officer will remain in effect after that date.

Section 2 contains an appropriation. For Fiscal Year 2020-2021, the bill appropriates \$500,000 in nonrecurring funds from the General Revenue Fund to the DEP to fund any contracts for services that the DEP enters into to assist the task force in developing its recommended official baseline projections and for the administrative expenses of the task force.

Section 3 states that the bill will take effect July 1, 2020.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill creates a new office within the Executive Office of the Governor, and designates a Chief Resilience Officer within that office.

The bill requires the Chief Resilience Officer to convene the Statewide Sea-Level Rise Task Force composed of the identified members. Indeterminate but likely insignificant expenses may be incurred by the entities appointing members to the task force. If the task force designates technical advisory groups as authorized by the bill, the entities represented by members of such a group may incur indeterminate expenses.

The bill authorizes the task force to request the DEP to contract for services to develop the recommended projections and requires the specified report be submitted to the Commission. The task force may decide to recommend revision of the projections before expiration of the task force on July 1, 2023. In addition, the bill requires the DEP to provide administrative support to the task force, which will be absorbed within existing resources.

For Fiscal Year 2020-2021, the bill contains an appropriation for \$500,000 in nonrecurring funds from the General Revenue Fund to the DEP for the expenses associated with contracting for services to develop the projections and for task force administrative expenses.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 14.2031 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Infrastructure and Security

596-02009-20

20207016__

A bill to be entitled

An act relating to the Statewide Office of Resiliency; creating s. 14.2031, F.S.; establishing the office within the Executive Office of the Governor; providing for appointment of the Chief Resilience Officer by the Governor; creating the Statewide Sea-Level Rise Task Force within the office; specifying the purpose of the task force; providing for the membership of the task force; providing timeframes for initial appointments and the task force's initial meeting; specifying duties of the task force; authorizing the Department of Environmental Protection to contract for specified services, upon request of the task force; requiring the Department of Environmental Protection to serve as the task force's contract administrator and to provide administrative support; authorizing the designation of technical advisory groups for specified purposes; prescribing reporting requirements; requiring the Environmental Regulation Commission to take certain action on the task force's recommendations; specifying the function of the consensus baseline projections; providing for future repeal of the task force; providing an appropriation; providing an effective date.

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

Section 1. Section 14.2031, Florida Statutes, is created to read:

Page 1 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

596-02009-20

20207016__

14.2031 Statewide Office of Resiliency.—The Statewide Office of Resiliency is established within the Executive Office of the Governor. The office shall be headed by a Chief Resilience Officer, who is appointed by and serves at the pleasure of the Governor. The Chief Resilience Officer shall perform duties and responsibilities assigned by the Governor.

(1) The Statewide Sea-Level Rise Task Force, a task force as defined in s. 20.03(8), is created adjunct to the Statewide Office of Resiliency. Except as otherwise provided in this section, the task force shall operate in a manner consistent with s. 20.052. The purpose of the task force is to recommend consensus projections of the anticipated sea-level rise and flooding impacts along this state's coastline.

(2) The task force is composed of the following members:

(a) The Chief Resilience Officer, who shall serve as chair.

(b) The Chief Science Officer of the Department of Environmental Protection, who shall serve as vice chair.

(c) One member appointed by the President of the Senate.

(d) One member appointed by the Speaker of the House of Representatives.

(e) One representative each from the Department of Transportation, the Division of Emergency Management, the Department of Agriculture and Consumer Services, the Fish and Wildlife Conservation Commission, and the Department of Economic Opportunity, each appointed by his or her respective agency head, division director, executive director, or commission chair.

All appointments to the task force must be made no later than

Page 2 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 August 1, 2020. Any vacancy on the task force shall be filled in
60 the same manner as the original appointment.

61 (3) The Chief Resilience Officer shall convene the task
62 force by no later than October 1, 2020. The task force shall
63 meet thereafter upon the call of the chair.

64 (4)(a) The task force shall develop official scientific
65 information, from appropriate sources as determined by the task
66 force, necessary to make recommendations on consensus baseline
67 projections, or a range of projections, of the expected rise in
68 sea level along the state's coastline for planning horizons
69 designated by the task force. The projections may address
70 various geographic areas of the state, as determined by the task
71 force.

72 (b) The task force may request the Department of
73 Environmental Protection to contract for services to assist the
74 task force in developing the recommended official baseline
75 projections. The Department of Environmental Protection shall
76 serve as the contract administrator for any such contracts.

77 (c) The Department of Environmental Protection shall
78 provide administrative support to the task force.

79 (d) The task force may designate technical advisory groups,
80 as it deems necessary, to assist in the gathering of scientific
81 data to inform the task force's decisionmaking.

82 (5) By January 1, 2021, the task force shall submit its
83 recommended consensus baseline projections to the Environmental
84 Regulation Commission, created pursuant to s. 20.255(6). The
85 commission shall adopt or reject the task force's recommended
86 projections. Following adoption by the commission, these
87 projections serve as the state's official estimate of sea-level

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88 rise and flooding impacts along the state's coastline and must
89 be used for the purpose of developing future state projects,
90 plans, and programs. In its report, the task force must include
91 supporting data and assumptions used by the task force in
92 developing the recommended projections. The task force shall
93 review the adopted consensus baseline projections as it deems
94 appropriate, and shall submit any recommended revisions to the
95 projections to the commission.

96 (6) Subsections (1) through (5) and this subsection are
97 repealed July 1, 2023.

98 Section 2. For the 2020-2021 fiscal year, the sum of
99 \$500,000 in nonrecurring funds is appropriated from the General
100 Revenue Fund to the Department of Environmental Protection for
101 the purpose of funding any contracts for services entered into
102 by the department to assist the Statewide Sea-Level Rise Task
103 Force in developing its recommended official baseline
104 projections and for the administrative expenses of the task
105 force.

106 Section 3. This act shall take effect July 1, 2020.



The Florida Senate

Committee Agenda Request

To: Senator Rob Bradley, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: January 17, 2020

I respectfully request that **Senate Bill #7016**, relating to Statewide Office of Resiliency, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in blue ink that reads "Tom Lee".

Senator Tom Lee
Florida Senate, District 20

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/23/20

Meeting Date

7016

Bill Number (if applicable)

Topic STATEWIDE OFFICE OF RESILIENCY

Amendment Barcode (if applicable)

Name LENA SUAREZ

Job Title

Address PO. Box 10390

Phone 850 212 8330

Street

TALLAHASSEE FL 32301

Email lena@ejassoc.com

City

State

Zip

Speaking: [X] For [] Against [] Information

Waive Speaking: [] In Support [] Against (The Chair will read this information into the record.)

Representing CITY of ST AUGUSTINE

Appearing at request of Chair: [] Yes [X] No

Lobbyist registered with Legislature: [X] Yes [] No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

1/23/20

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

7016

Bill Number (if applicable)

Topic Resiliency

Amendment Barcode (if applicable)

Name Aiki Moncrief (a-LEE-key)

Job Title Executive Director

Address 1700 N. Monroe St.

Phone 8506294656

Street
Tallahassee FL 32303
City State Zip

Email contact@fero.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Conservation Voters

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

JAN 23 2010

Meeting Date

SB 7016

Bill Number (if applicable)

Topic INFRASTRUCTURE James Otto

Amendment Barcode (if applicable)

Name SEX BUDS CLAY COUNTY FL HOTEL

Job Title SEX TOYS CLAY COUNTY

Address 2904-2910 Hwy 21

Phone 904 415 3221

Street

City

State

32068

Zip

Email SEX BUDS @Gmail

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing _____

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/22/2020

Meeting Date

SB 7016

Bill Number (if applicable)

Topic Statewide Office of Resiliency

Amendment Barcode (if applicable)

Name Natalie Fausel

Job Title _____

Address 201 West Park Ave., Suite 100

Phone 561-317-0889

Street

Tallahassee

FL

32301

Email natalie@anfieldflorida.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Palm Beach County

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1/23/2020

Meeting Date

SB 7016

Bill Number (if applicable)

Amendment Barcode (if applicable)

Topic Statewide Office of Resiliency

Name Natalie Fausel

Job Title _____

Address 201 West Park Ave., Suite 100

Phone 561-317-0889

Street

Tallahassee

FL

32301

Email natalie@anfieldflorida.com

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Resiliency Florida

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-20

Meeting Date

SB 7016

Bill Number (if applicable)

Topic SB 7016

Amendment Barcode (if applicable)

Name Ryder Rudd

Job Title _____

Address 115 east Park Ave

Phone 850 727-5000

Street

Tall

City

FL

State

32301

Zip

Email rrudd@muc116.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Nature Conservancy

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

1-23-2020
Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

7016
Bill Number (if applicable)

Topic Sea Level Rise Task Force

Amendment Barcode (if applicable)

Name Brian Lee

Job Title Legislative Director

Address 1203 Buckingham Dr

Phone 550.766.7309

Tallahassee FL 32308
City State Zip

Email blee@fwwatch.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Food and Water Watch

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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This form is part of the public record for this meeting.

S-001 (10/14/14)



SENATE APPROPRIATIONS
THE FLORIDA SENATE RECEIVED

Tallahassee, Florida 32399-1100

2020 JAN 23 AM 10:21

SENT TO: CHAIRMAN
STAFF DIR. _____ STAFF _____

COMMITTEES:
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development, *Chair*
Appropriations
Appropriations Subcommittee on Agriculture,
Environment, and General Government
Commerce and Tourism
Infrastructure and Security
Innovation, Industry, and Technology
Judiciary
Rules

SENATOR TRAVIS HUTSON
7th District

January 21, 2020

The Honorable Rob Bradley,
404 S. Monroe Street
Tallahassee, FL 32399-1100

RB

Dear Chair Bradley,

I am writing to request to be excused from the Appropriations meeting on January 23rd, 2020 at 10:00am due to the birth of my child on Monday. Thank you for your consideration of this request.

Respectfully,

Travis Hutson

REPLY TO:

- 4875 Palm Coast Parkway, NW, Suite 5, Palm Coast, Florida 32137 (386) 446-7610 FAX: (888) 263-3475
- 314 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5007

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore

CourtSmart Tag Report

Room: KN 412

Case No.:

Type:

Caption: Senate Appropriations Committee

Judge:

Started: 1/23/2020 10:04:48 AM

Ends: 1/23/2020 11:59:55 AM

Length: 01:55:08

10:04:50 AM Sen. Bradley (Chair)
10:06:37 AM Recording Paused
10:06:50 AM Recording Resumed
10:06:55 AM Sen. Bradley (Chair)
10:08:42 AM Sen. Braynon
10:09:06 AM Sen. Bradley
10:09:29 AM Tab 1 - Presentation on Governor's Fiscal Year 2020-2021 Budget Recommendations
10:10:12 AM Chris Spencer, Policy Director, Governor's Office of Policy and Budget
10:27:41 AM Sen. Bradley
10:28:13 AM Sen. Rouson
10:28:26 AM C. Spencer
10:28:30 AM Sen. Rouson
10:28:38 AM C. Spencer
10:28:57 AM Sen. Rouson
10:29:10 AM C. Spencer
10:29:31 AM Sen. Rouson
10:29:48 AM C. Spencer
10:30:20 AM Sen. Rouson
10:31:04 AM C. Spencer
10:31:23 AM Sen. Montford
10:32:11 AM C. Spencer
10:32:52 AM Sen. Montford
10:33:36 AM C. Spencer
10:33:47 AM Sen. Montford
10:34:29 AM C. Spencer
10:34:38 AM Sen. Montford
10:35:23 AM C. Spencer
10:35:41 AM Sen. Bradley
10:36:00 AM Sen. Brandes
10:36:22 AM C. Spencer
10:36:34 AM Sen. Bradley
10:36:44 AM Suzanne Pridgeon, Deputy Commissioner, Florida Department of Education
10:36:53 AM Sen. Montford
10:37:21 AM S. Pridgeon
10:37:38 AM Sen. Montford
10:38:36 AM S. Pridgeon
10:39:10 AM Sen. Montford
10:39:37 AM S. Pridgeon
10:39:58 AM Sen. Stewart
10:40:49 AM C. Spencer
10:41:06 AM Sen. Thurston
10:41:51 AM C. Spencer
10:42:15 AM Sen. Thurston
10:42:38 AM C. Spencer
10:43:40 AM Sen. Thurston
10:44:29 AM C. Spencer
10:44:52 AM Sen. Thurston
10:45:43 AM C. Spencer
10:46:19 AM Sen. Thurston
10:46:36 AM C. Spencer
10:47:20 AM Sen. Thurston
10:47:28 AM C. Spencer

10:47:45 AM Sen. Thurston
10:47:54 AM Sen. Bradley
10:48:00 AM Sen. Thurston
10:48:15 AM C. Spencer
10:48:32 AM Sen. Simmons
10:51:54 AM C. Spencer
10:52:14 AM Sen. Brandes
10:52:15 AM C. Spencer
10:53:17 AM Noah Valenstein, Secretary, Department of Environmental Protection
10:55:20 AM Sen. Simmons
10:58:11 AM N. Valenstein
10:59:58 AM Sen. Simmons
11:01:52 AM N. Valenstein
11:02:58 AM Sen. Bradley
11:04:44 AM N. Valenstein
11:05:21 AM Sen. Bradley
11:05:58 AM N. Valenstein
11:06:19 AM Sen. Bradley
11:06:21 AM N. Valenstein
11:06:38 AM Sen. Bradley
11:07:20 AM N. Valenstein
11:07:22 AM Sen. Bradley
11:08:29 AM N. Valenstein
11:08:35 AM Sen. Bradley
11:08:52 AM N. Valenstein
11:10:44 AM Sen. Bradley
11:11:13 AM N. Valenstein
11:11:34 AM Sen. Bradley
11:12:12 AM N. Valenstein
11:12:16 AM Sen. Bradley
11:12:20 AM Sen. Mayfield
11:14:35 AM N. Valenstein
11:16:14 AM Sen. Mayfield
11:16:52 AM N. Valenstein
11:17:59 AM Sen. Bradley
11:20:28 AM N. Valenstein
11:21:35 AM Sen. Bradley
11:22:03 AM Sen. Gibson
11:23:36 AM C. Spencer
11:24:05 AM Sen. Gibson
11:24:39 AM C. Spencer
11:25:42 AM Sen. Gibson
11:26:11 AM C. Spencer
11:26:18 AM Sen. Gibson
11:26:34 AM C. Spencer
11:27:16 AM Sen. Gibson
11:27:57 AM C. Spencer
11:28:22 AM Sen. Gibson
11:28:30 AM C. Spencer
11:28:42 AM Sen. Gibson
11:28:59 AM C. Spencer
11:29:13 AM Sen. Gibson
11:29:15 AM C. Spencer
11:29:29 AM Sen. Gibson
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11:31:59 AM C. Spencer
11:32:05 AM Sen. Gibson
11:32:11 AM C. Spencer
11:32:57 AM Sen. Gibson
11:33:09 AM C. Spencer
11:33:22 AM Sen. Gibson
11:33:41 AM C. Spencer
11:34:04 AM Sen. Gibson
11:35:07 AM C. Spencer
11:35:28 AM Sen. Gibson
11:35:34 AM C. Spencer
11:35:54 AM Sen. Gibson
11:36:14 AM Sen. Bradley
11:36:47 AM C. Spencer
11:36:49 AM Sen. Gibson
11:37:10 AM Sen. Bradley
11:37:24 AM Sen. Gibson
11:37:52 AM C. Spencer
11:38:06 AM Sen. Gibson
11:38:18 AM C. Spencer
11:38:22 AM Sen. Gibson
11:38:33 AM C. Spencer
11:39:00 AM Sen. Gibson
11:39:07 AM Sen. Bradley
11:39:11 AM Sen. Book
11:39:45 AM C. Spencer
11:40:32 AM Sen. Book
11:41:21 AM C. Spencer
11:41:35 AM Sen. Stargel
11:42:19 AM C. Spencer
11:42:32 AM Sen. Stargel
11:42:44 AM C. Spencer
11:42:46 AM Sen. Stargel
11:43:04 AM C. Spencer
11:43:08 AM Sen. Stargel
11:43:22 AM C. Spencer
11:43:28 AM Sen. Stargel
11:43:35 AM C. Spencer
11:43:41 AM Sen. Bradley
11:44:21 AM S 100
11:44:40 AM S 226
11:44:47 AM Sen. Harrell
11:45:35 AM James Otto, Sex and Buds Clay County FL
11:47:35 AM Jon Johnson, Lobbyist, Athletic Trainers Association of Florida (waives in support)
11:48:44 AM S 372
11:48:52 AM Sen. Lee
11:49:59 AM Sen. Powell
11:50:22 AM Sen. Lee
11:50:55 AM Danny Burgess, Executive Director, Florida Department of Veterans Affairs (waives in support)
11:51:00 AM Kirstin Whitaker, Vice Chancellor, Board of Governors State University System (waives in support)
11:51:08 AM Natalie King, Vice President, United Way Suncoast (waives in support)
11:52:06 AM S 400
11:52:14 AM Sen. Gibson
11:52:52 AM Sen. Bradley
11:52:58 AM Nick Johnson, Attorney, Florida Justice Association (waives in support)
11:53:01 AM Ivonne Fernandez, Associate State Director, American Association of Retired Persons (waives in support)
11:53:52 AM S 426
11:53:57 AM Sen. Montford
11:54:39 AM Am. 330518
11:55:01 AM Laura Youmans, Florida Association of Counties (waives in support)
11:55:04 AM Richard Williams, Board Member, Opportunity Florida (waives in support)
11:55:07 AM Jeff Hendry, Executive Director, North Florida Economic Development Partnership (waives in support)

11:55:18 AM S 426 (cont.)
11:55:38 AM James Otto, Sex and Buds Clay County FL
11:57:02 AM R. Williams (waives in support)
11:57:08 AM Natalie Fausel, Palm Beach County (waives in support)
11:57:14 AM Carolyn Johnson, Policy Director, Florida Chamber of Commerce (waives in support)
11:57:16 AM Chris Doolin, Consultant, Small County Coalition (waives in support)
11:57:22 AM L. Youmans (waives in support)
11:57:24 AM Darrick McGhee, COO, Florida's Great Northwest (waives in support)
11:58:15 AM S 1056
11:58:19 AM Sen. Simpson
11:58:37 AM Jodi Stevens, Director of Government Affairs, Pace Center for Girls (waives in support)
11:58:38 AM Ameion Hamlet, President, Pearls of Perfection (waives in support)
11:58:43 AM James Otto, Sex and Buds Clay County FL (waives in support)
11:59:42 AM Sen. Bradley