

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA
MILITARY AND VETERANS AFFAIRS, SPACE, AND
DOMESTIC SECURITY
Senator Altman, Chair
Senator Gibson, Vice Chair

MEETING DATE: Wednesday, January 21, 2015
TIME: 3:30 —5:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

MEMBERS: Senator Altman, Chair; Senator Gibson, Vice Chair; Senators Evers, Sachs, and Stargel

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	Introductory Comments by Chair Altman		Presented
2	SB 108 Diaz de la Portilla	Florida Retirement System; Revising eligibility for the purchase of credit for military service; declaring that the act fulfills an important state interest, etc. MS 01/21/2015 Not Considered GO AP	Not Considered
3	SB 112 Hays (Identical H 329)	Special License Plates; Authorizing the Department of Highway Safety and Motor Vehicles to issue a Distinguished Flying Cross license plate; specifying qualifications and requirements for the plate; providing that the use of proceeds from the sale of the plate will be made according to certain established guidelines, etc. MS 01/21/2015 Fav/CS TR ATD FP	Fav/CS Yeas 4 Nays 0
4	SB 132 Joyner (Identical H 51)	Disabled Parking Permits; Prohibiting the Department of Highway Safety and Motor Vehicles from requiring certain veterans to resubmit a certificate of disability for renewal of a disabled parking permit, etc. MS 01/21/2015 Favorable TR FP	Favorable Yeas 4 Nays 0
5	Presentation by Department of Military Affairs Adjutant General of Florida		Presented
6	Presentation by Department of Veterans' Affairs		Presented
7	Presentation by Division of Emergency Management		Presented

COMMITTEE MEETING EXPANDED AGENDA

Military and Veterans Affairs, Space, and Domestic Security
Wednesday, January 21, 2015, 3:30 —5:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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Other Related Meeting Documents

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 Military and Veterans Affairs, Space, and Domestic Security

BILL: SB 108

INTRODUCER: Senator Diaz de la Portilla

SUBJECT: Florida Retirement System

DATE: January 20, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Ryon	Ryon	MS	Pre-meeting
2.			GO	
3.			AP	

I. Summary:

SB 108 will allow qualifying members of the Florida Retirement System to purchase credit for their prior military wartime service under more favorable conditions. Specifically, the bill will enhance the retirement benefits available to such members by enabling them to purchase up to 4 years of military wartime service under a previous repurchase formula discontinued by the Legislature in 1985. The bill will likely have a significant fiscal impact to the Florida Retirement System Trust Fund.

The bill contains a statement of public necessity as required by the State Constitution.

II. Present Situation:

Under the Florida Retirement System (FRS) members are authorized to purchase credit for certain other types of service to increase their retirement benefits. The cost for additional credit depends on the type of service claimed. Section 121.111, F.S., establishes general requirements governing the purchase of credit for military service. Currently, there are three primary methods by which military service may be claimed:

Wartime Military Service – If an FRS member was first employed in a covered position before January 1, 1987, the member may purchase credit for up to 4 years of active duty wartime service with the United States Armed Forces or allied forces. The period of military service must fall within the definition of “wartime” period as established in s. 1.01(14), F.S.¹ If one or more days of any period of active military service occurred during the dates identified as “wartime,” the member may claim credit for the entire period (not to exceed 4 years). The formula for

¹ This section provides that in order to receive benefits as a “wartime veteran” a veteran must have served in a campaign or expedition for which a campaign badge has been authorized or a veteran must have served during one of the following conflicts: Spanish-American War, Mexican Border Period, World War I, World War II, Korean War, Vietnam War, Persian Gulf War, Operation Enduring Freedom, or Operation Iraqi Freedom.

purchasing credit under this provision is 4 percent of the member's first year's salary under the FRS for each year of service, plus annual interest (4 percent prior to 1975, and 6.5 percent thereafter) from the first year of covered employment for each year of service credit.

Military Leave of Absence – A military leave of absence occurs when a member leaves covered employment to serve in the military. To receive service credit under this provision the member must be honorably discharged and entitled to return to work under the provisions of the Uniformed Services Employment and Reemployment Act. After the member returns to covered employment, he or she may receive credit for up to 5 years of active military service. If the military leave of absence occurs on or after December 3, 1974, the employer is responsible for payment of all employer contributions required during the period of absence.

Out-of-State Public/Federal Service – Under s. 121.1115, F.S., FRS members may elect to purchase credit for up to 5 years of out-of-state public employment. The service claimed must have been for periods of public employment in another state or for the federal government (including military service not otherwise creditable under the FRS). The formula for purchasing credit under this provision is 20 percent of the member's first year's salary under the FRS (a minimum of \$12,000), plus annual interest (6.5 percent) from the first year of covered employment for each year of service credit.

The 1985 Legislature amended ch. 121, F.S., to provide that any member whose initial employment under FRS was on or after January 1, 1987, could no longer purchase active military service as creditable service. The rationale underlying this action was that the formula that determined the cost of purchasing this service did not fund the cost of the increased retirement benefit provided by including military service. Pursuant to Article X, Section 14 of the Florida Constitution, and ch. 112, F.S., retirement benefit improvements must be funded on an actuarially sound basis. Another consideration in the Legislature's decision to discontinue this repurchase option was a series of federal court rulings which increased the likelihood that the FRS would be required to subsidize both wartime and peacetime military service if either category was awarded.

In 1997, the Legislature revisited this issue and amended s. 121.1115, F.S., to allow FRS members to purchase their military service as out-of-state public service. The out-of-state cost formula is such that the purchase price covers the actuarial impact to the FRS of any service purchased under this provision, thereby transferring the cost from the retirement system to those members purchasing out-of-state service. However, the cost to purchase military service under the out-of-state provision is considerably higher than the cost to claim the service under the "wartime" provision.

III. Effect of Proposed Changes:

The bill amends s. 121.111(2), F.S., to permit the purchase of wartime service as additional years of employment for members of the FRS employed after January 1, 1987. The bill effectively allows members to purchase up to 4 years of military service under the more favorable repurchase conditions of the "wartime" provision rather than the out-of-state provision. This would enable qualifying members to repurchase military service under the formula discontinued

by the Legislature in 1985. The intent of this bill is to allow affected members to purchase their military service under the less costly "wartime" provisions.

The bill also updates references to the Federal Uniformed Services Employment and Reemployment Rights Act and contains a statement of public necessity as required by the State Constitution.

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

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

This bill will likely require counties and municipalities to implement an increase in the retirement contribution rates paid by these entities. To the extent this bill requires cities and counties to spend money or take action that requires the expenditure of money, the mandates provision of Art. VII, s. 18 of the State Constitution may apply. If those constitutional provisions do apply, in order for the law to be binding upon the cities and counties, the Legislature must find that the law fulfills an important state interest (included in section 3 of the bill), and one of the following relevant exceptions must be met:

- The expenditure is required to comply with a law that applies to all persons similarly situated; or
- The law must be approved by two-thirds of the memberships of each house of the Legislature.

This bill contains a statement indicating that the bill fulfills an important state interest and the bill applies to similarly situated persons (all employers who participate in the FRS), so it appears that this exception would apply.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:

This bill does not provide for the proper funding of this increased benefit and therefore does not comply with Article X, Section 18, of the Florida Constitution, requiring that any purchase in benefits must be funded on a sound actuarial basis.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

The bill will enable an indeterminate number of qualifying FRS members to purchase up to 4 years of prior wartime military service under more favorable conditions.

C. Government Sector Impact:

The bill will require payroll contribution rate increases by the state and participating local entities to fully fund the benefit. In the absence of an actuarial impact analysis of this proposal, the fiscal impact of the bill is indeterminate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 121.111, 121.052.

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.

By Senator Diaz de la Portilla

40-00140-15

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A bill to be entitled

An act relating to the Florida Retirement System; amending s. 121.111, F.S.; updating obsolete cross-references; revising eligibility for the purchase of credit for military service; making editorial changes; amending s. 121.052, F.S.; conforming a cross-reference; declaring that the act fulfills an important state interest; providing an effective date.

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

Section 1. Section 121.111, Florida Statutes, is amended to read:

121.111 Credit for military service.—

(1) Creditable service of any member shall also include military service as defined in s. 121.021(20) (a) if:

(a) The member is in the active employ of an employer immediately before ~~prior to~~ such service and leaves a position, other than a temporary position, for the purpose of induction into ~~the Armed Forces of the United States~~ or entry upon duty in the Armed Forces of the United States. When applied to the Florida Retirement System:

1. The term "position other than a temporary position" means a regularly established position with a Florida Retirement System employer; and

2. A member shall be construed to have left his or her employment for military purposes if he or she reported for active duty within 60 days after leaving such employment;

(b) The member is entitled to reemployment under the

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provisions of the Uniformed Services Employment and Reemployment Rights Act ~~Veterans' Reemployment Rights Act (38 U.S.C. ss. 2021 et seq.)~~;

(c) The member applies for reemployment with the same employer within the time set forth in the Uniformed Services Employment and Reemployment Rights Act s. 2021 or s. 2024 of the Veterans' Reemployment Rights Act, ~~whichever is applicable~~, and is reemployed by such employer;

(d) The member makes the required employee contributions, if any, and the employer makes the required employer contributions for the employee's membership class for each month of service credit during the ~~such~~ period of military service, based upon the employee's rate of monthly compensation as of the date that the employee left his or her position, plus 4 percent interest on such contributions compounded annually from the due date of the contribution until July 1, 1975, and 6.5 percent interest compounded annually thereafter, until the payment is made to the appropriate ~~proper~~ retirement trust fund; and

(e) The period of service claimed pursuant to this subsection does not exceed the periods specified by the provisions of the Uniformed Services Employment and Reemployment Rights Act ss. 2021 and 2024 of the Veterans' Reemployment Rights Act which are applicable in the member's case.

(2) A ~~Any~~ member ~~whose initial date of employment is before January 1, 1987,~~ who has military service as defined in s. 121.021(20) (b) ~~which he or she, and who~~ does not claim ~~such~~ ~~service~~ under subsection (1) may receive creditable service for such military service if:

(a) The member is vested;

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59 (b) Creditable service, not to exceed a total of 4 years,
60 is claimed only as service earned in the Regular Class of
61 membership; and

62 (c) The member pays into the proper retirement trust fund 4
63 percent of gross salary, based upon his or her first year of
64 salary subsequent to July 1, 1945, that he or she has credit for
65 under this system, plus 4 percent interest thereon compounded
66 annually from the date of first creditable service under this
67 chapter until July 1, 1975, and 6.5 percent interest compounded
68 annually thereafter, until payment is made to the appropriate
69 ~~proper~~ retirement trust fund.

70 (3)(d) ~~A~~ The member may not receive credit under subsection
71 (2) for any wartime military service if he or she ~~the member~~
72 also receives credit for such service under any federal, state,
73 or local retirement or pension system where "length of service"
74 is a factor in determining the amount of compensation received.
75 However, credit for wartime military service may be received if
76 ~~where~~ the member also receives credit under a pension system
77 providing retired pay for nonregular service in the Armed Forces
78 of the United States in accordance with 10 U.S.C. ss. 1331 et
79 seq., as follows:

80 (a)1- ~~A~~ Any person whose retirement date under the Florida
81 Retirement System is before ~~prior to~~ July 1, 1985, may claim
82 such service at any time, ~~as provided in this subsection,~~ upon
83 payment of contributions and interest as provided in paragraph
84 (2)(c)(e), with interest computed to the retired member's
85 retirement date. The benefit shall be recalculated and increased
86 to include the additional service credit granted for such
87 wartime military service, and a lump-sum payment shall be made

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88 to the retiree for the amount owed due to the additional service
89 credit, retroactive to the date of retirement.

90 (b)2- ~~A~~ Any person whose retirement date is on or after
91 July 1, 1985, must claim such service and pay the required
92 contributions, as provided in paragraph (2)(c)(e), ~~before~~ ~~prior~~
93 ~~to~~ the commencement of his or her retirement benefits, as
94 provided in this subsection.

95 (4)(e) ~~A~~ Any member claiming credit under ~~this~~ subsection
96 (2) must certify on the form prescribed by the department that
97 credit for such service has not and will not be claimed for
98 retirement purposes under any other federal, state, or local
99 retirement or pension system where "length of service" is a
100 factor in determining the amount of compensation received,
101 unless ~~except where~~ credit for such service has been granted in
102 a pension system providing retired pay for nonregular service as
103 provided in subsection (3) paragraph (d). If the member dies
104 before ~~prior to~~ retirement, the member's beneficiary must make
105 the required certification before credit may be claimed. If such
106 certification is not made by the member or the member's
107 beneficiary, credit for wartime military service is prohibited
108 ~~shall not be allowed~~.

109 (5)(f) ~~Service credit awarded for wartime military service~~
110 under subsection (2) equals ~~shall be~~ the total number of years,
111 months, and days from and including the date of entry into
112 active duty through the date of discharge from active duty, up
113 to a maximum of 4 years. If the military service includes a
114 partial year, it shall be stated as a fraction of a year.
115 Creditable military service shall be calculated in accordance
116 with rule 60S-2.005(2)(j), Florida Administrative Code.

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117 ~~(6)(3)~~ Except as provided by law or rule, the employer is
 118 not required to make contributions for military service credit
 119 for any member.

120 Section 2. Paragraph (d) of subsection (12) of section
 121 121.052, Florida Statutes, is amended to read:

122 121.052 Membership class of elected officers.—

123 (12) BENEFITS.—

124 (d) The provisions of ss. 121.101 and 121.111, relating to
 125 the cost-of-living adjustment of retirement benefits and
 126 retirement credit for wartime military service, respectively,
 127 shall apply to members of the Elected Officers' Class.
 128 Creditable service for actual wartime service, ~~as authorized by~~
 129 ~~s. 121.111(2)~~, not exceeding 4 years, shall be acquired and paid
 130 for as provided in s. 121.111 ~~said subsection~~. Upon payment by
 131 the member of 4 percent of gross salary plus accrued interest,
 132 retirement credit shall be granted at the rate of 1.6 percent
 133 for each year of creditable service acquired under that section
 134 ~~said subsection~~.

135 Section 3. The Legislature finds that a proper and
 136 legitimate state purpose is served when employees and retirees
 137 of the state and its political subdivisions who have military
 138 service as defined in s. 121.021(20) (b), Florida Statutes, and
 139 the dependents, survivors, and beneficiaries of such employees
 140 and retirees, are extended additional protections afforded by
 141 governmental retirement systems. These persons must be provided
 142 benefits that are fair and adequate and that are managed,
 143 administered, and funded in a sound actuarial manner, as
 144 required by s. 14, Article X of the State Constitution and part
 145 VII of chapter 112, Florida Statutes. Therefore, the Legislature

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146 determines and declares that this act fulfills an important
 147 state interest.

148 Section 4. This act shall take effect July 1, 2015.

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THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Judiciary, *Chair*
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development
Community Affairs
Finance and Tax
Regulated Industries
Rules

SENATOR MIGUEL DIAZ de la PORTILLA
40th District

December 12, 2014

The Honorable Thad Altman
Chairman
Committee on Military and Veterans Affairs,
Space, and Domestic Security

Via Email

Dear Chairman Altman:

My Senate Bill 108, Florida Retirement System, has been referred to the committee
On Military and Veterans Affairs, Space, and Domestic Security.

I respectfully request that you agenda the bill at the next available opportunity.

Thank you for your consideration.

Sincerely,

Miguel Diaz de la Portilla
Senator, District 40

Cc: Elizabeth Ryon, Staff Director; Lois Graham, Committee Administrative Assistant

REPLY TO:

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- 406 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5040

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

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 Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 112

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Hays

SUBJECT: Special License Plates

DATE: January 23, 2015 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sanders	Ryon	MS	Fav/CS
2.	_____	_____	TR	_____
3.	_____	_____	ATD	_____
4.	_____	_____	FP	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 112 creates three special use license plates for recipients of the Combat Action Ribbon, Air Force Combat Action Medal, and the Distinguished Flying Cross medal. Revenue generated from the sale of these three special license plates will be deposited into the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund to support the State Veterans' Homes Program.

II. Present Situation:

Special Use License Plates

Current law provides for several types of license plates. In addition to plates issued for governmental or business purposes, the Department of Highway Safety and Motor Vehicles (DHSMV) offers four basic types of plates to the general public:

- Standard plates;
- Specialty license plates;
- Personalized prestige license plates;
- Special use license plates.

Certain members of the general public may be eligible to apply for special use license plates if they are able to document their eligibility pursuant to various sections of ch. 320, F.S. Special use license plates primarily include special use military license plates as well as plates for the handicapped.

Currently, there are 15 special use license plates authorized in s. 320.089, F.S., available to military service members or veterans for the following types of service:¹

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

Special use license plates authorized under s. 320.089, F.S., are each stamped with words consistent with the type of special use plate issued. For example, a special use plate issued to a current or former member of the Florida National Guard is stamped with the words “National Guard.” Additionally, a likeness of the related campaign medal or badge appears on the plate followed by the serial number.

Applicants for special use license plates in s. 320.089, F.S., are required to pay the annual license tax in s. 320.08, F.S., with the exception of certain disabled veterans who qualify for the Pearl Harbor, Purple Heart, or Prisoner of War plate, to whom such plates are issued at no cost.² The first \$100,000 of the general revenue generated annually from the issuance of special use plates is deposited into the Grants and Donations Trust Fund under the Veterans’ Nursing Homes of Florida Act, as described in s. 296.38(2), F.S.³ Any additional general revenue is deposited into the State Homes for Veterans Trust Fund and used to construct, operate, and maintain domiciliary and nursing homes for veterans.⁴ For fiscal year 2013-2014 the total revenue from these plates was \$2,087,743.⁵

¹ s. 320.089, F.S.

² s. 320.089(2)(a), F.S.

³ s. 320.089(1)(b), F.S.

⁴ Id.

⁵ Florida Department of Veterans’ Affairs, 2015 Agency Bill Analysis: SB 112

Currently, three special use license plates are established in the Florida Statutes to recognize combat service for current or former Army personnel.⁶ However, no special use license plate exists to recognize the awards for service in combat for current or former members of the Air Force, Navy, Marine Corps, or Coast Guard.

Distinguished Flying Cross

America's oldest military aviation award, the Distinguished Flying Cross, was created in the Air Corps Act by the United States Congress on July 2, 1926. It is a U.S. military decoration awarded to an individual recipient, an aviator, who distinguished himself by heroism or extraordinary achievement while participating in aerial flight.⁷ Eligibility is dependent on service after April 6, 1917 in an Air Corps of either the United States Armed Forces or Armed Forces Reserves. The medal is not limited to combat operations and may be awarded for achievement during times of peace. The Air Force, Navy, and Marine Corps are authorized to use the "V" device, or "Combat V," which denotes that the medal was awarded for heroism.

Combat Action Ribbon

The Combat Action Ribbon recognizes members of the Navy and Marine Corps who rendered satisfactory performance under enemy fire while actively participating in a ground or surface engagement on or after December 7, 1941. Members of the Coast Guard who served while under the control of the Navy are also eligible for this award. The Combat Action Ribbon may also be awarded to individuals who faced direct exposure to the detonation of an Improvised Explosive Device and personnel who serve in clandestine or special operations.⁸ The Secretary of the Navy determines which operations meet the criteria for this award. However, only one award per operation is authorized.

Air Force Combat Action Medal

Created on March 15, 2007 the Air Force Combat Action Medal recognizes members of the Air Force who actively participated in ground or air combat on or after September 11, 2001.

Nomination for the award is restricted to military members who:

- Deliberately go into the enemy's domain to conduct official duties, either on the ground or in the air, and have come under enemy fire by lethal weapons, and are at risk of grave danger; or
- While defending the base, have come under fire and engage the enemy with direct and lethal fire, and are at the risk of grave danger.

Members from other branches of the United States Armed Forces are also eligible for the award provided they served with a U.S. Air Force unit and meet the award criteria. Subsequent operations that qualify for the award are recognized on the medal through the use of a gold star device rather than issuing a second medal.⁹

⁶ Special use license plates issued to current or former Army personnel to recognize combat service include the Combat Infantry Badge plate, Combat Medical Badge plate, and the Combat Action Badge plate.

⁷ Pub. L. No. 446, (1926).

⁸ SECNAVINST 1650.1H. "Navy and Marine Corps Awards Manual"

⁹ AFI36-2803. 18 December 2013. "The Air Force Military Awards and Decorations Program"

III. Effect of Proposed Changes:

The bill amends s. 320.089, F.S., to create three special use license plates for recipients of the Combat Action Ribbon, Air Force Combat Action Badge, and Distinguished Flying Cross to purchase. The plate will be stamped with the words "Combat Action Ribbon," "Air Force Combat Action Medal," or "Distinguished Flying Cross" as appropriate with an image of the award, followed by the serial number. Revenue generated from the sale of these license plates will be administered in the same manner as the existing special use license plates in s. 320.089, F.S., and deposited into the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund to support the State Veterans' Homes Program.

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

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

A special use license plate would be available to a new group of registrants who are recipients of the Combat Action Ribbon, Air Force Combat Action Medal, or Distinguished Flying Cross. The cost for an eligible individual to purchase such plate will range from \$45-\$75.¹⁰

C. Government Sector Impact:

According to the DHSMV, the initial startup cost to create and manufacture a special use license plate is \$6,204. An initial order of 2,200 license plates would be made (2,200 x \$2.82 = \$6,204) for each newly created plate and distributed to Tax Collector offices

¹⁰ E-mail correspondence with DHSMV on January 16, 2015. On file with Military and Veterans Affairs, Space, and Domestic Security Committee.

statewide to meet public demand.¹¹ The total estimated cost to produce and distribute the three new special use license plates is approximately \$18,642.

The DHSMV also estimated 130 non-recurring programming hours will be needed to create one new special use plate at an estimated cost of \$5,200. According to DHSMV, this cost can be absorbed with existing resources.¹² It is unknown if programming costs would increase for creation of additional special use plates.

Additionally, the bill could have a positive impact on the Grants and Donations Trust Fund and the State Homes for Veteran's Trust Fund with the sale of the three new special use license plates.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill amends section 320.089 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 Military and Veterans Affairs, Space, and Domestic Security on January 21, 2015:

The committee substitute creates two new special use license plates to recognize recipients of the Combat Action Ribbon and the Air Force Combat Action Badge.

B. Amendments:

None.

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

¹¹ Id.

¹² Id.



383118

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/21/2015	.	
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	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Evers) recommended the following:

Senate Amendment (with title amendment)

Delete lines 18 - 54

and insert:

reservists; Combat Infantry Badge, Combat Medical Badge, ~~or~~
Combat Action Badge, Combat Action Ribbon, or Air Force Combat
Action Medal recipients; former prisoners of war; Korean War
Veterans; Vietnam War Veterans; Operation Desert Shield
Veterans; Operation Desert Storm Veterans; Operation Enduring
Freedom Veterans; ~~and~~ Operation Iraqi Freedom Veterans; and



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11 Distinguished Flying Cross recipients; special license plates;
12 fee.—

13 (1) (a) Each owner or lessee of an automobile or truck for
14 private use or recreational vehicle as specified in s.
15 320.08(9) (c) or (d), which is not used for hire or commercial
16 use, who is a resident of this ~~the~~ state and a veteran of the
17 United States Armed Forces, an active or retired member of the
18 Florida National Guard, a survivor of the attack on Pearl
19 Harbor, a recipient of the Purple Heart medal, an active or
20 retired member of any branch of the United States Armed Forces
21 Reserve, or a recipient of the Combat Infantry Badge, Combat
22 Medical Badge, ~~or~~ Combat Action Badge, Combat Action Ribbon, Air
23 Force Combat Action Medal, or the Distinguished Flying Cross
24 ~~shall~~, upon application to the department, accompanied by proof
25 of release or discharge from any branch of the United States
26 Armed Forces, proof of active membership or retired status in
27 the Florida National Guard, proof of membership in the Pearl
28 Harbor Survivors Association or proof of active military duty in
29 Pearl Harbor on December 7, 1941, proof of being a Purple Heart
30 medal recipient, proof of active or retired membership in any
31 branch of the United States Armed Forces Reserve, or proof of
32 membership in the Combat Infantrymen's Association, Inc., ~~or~~
33 ~~either~~ proof of being a recipient of the Combat Infantry Badge,
34 Combat Medical Badge, ~~or~~ Combat Action Badge, Combat Action
35 Ribbon, Air Force Combat Action Medal, or Distinguished Flying
36 Cross, and upon payment of the license tax for the vehicle as
37 provided in s. 320.08, shall be issued a license plate as
38 provided by s. 320.06, ~~upon~~ which, in lieu of the serial numbers
39 prescribed by s. 320.06, is ~~shall be~~ stamped with the words



383118

40 "Veteran," "National Guard," "Pearl Harbor Survivor," "Combat-
41 wounded veteran," "U.S. Reserve," "Combat Infantry Badge,"
42 "Combat Medical Badge," ~~or~~ "Combat Action Badge," "Combat Action
43 Ribbon," "Air Force Combat Action Medal," or "Distinguished
44 Flying Cross," as appropriate, and a likeness of the related
45 ~~campaign~~ medal, ribbon, or badge, followed by the serial

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

47 And the title is amended as follows:

48 Delete lines 4 - 7

49 and insert:

50 Safety and Motor Vehicles to issue Combat Action
51 Ribbon, Air Force Combat Action Medal, and
52 Distinguished Flying Cross license plates; specifying
53 qualifications and requirements for the plates;
54 providing that the use of proceeds from the sale of
55 the plates will be made

By Senator Hays

11-00019-15

2015112__

1 A bill to be entitled
 2 An act relating to special license plates; amending s.
 3 320.089, F.S.; authorizing the Department of Highway
 4 Safety and Motor Vehicles to issue a Distinguished
 5 Flying Cross license plate; specifying qualifications
 6 and requirements for the plate; providing that the use
 7 of proceeds from the sale of the plate will be made
 8 according to certain established guidelines; providing
 9 an effective date.

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

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

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

25 (1) (a) Each owner or lessee of an automobile or truck for
 26 private use or recreational vehicle as specified in s.
 27 320.08(9)(c) or (d), which is not used for hire or commercial
 28 use, who is a resident of the state and a veteran of the United
 29 States Armed Forces, an active or retired member of the Florida

Page 1 of 7

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

11-00019-15

2015112__

30 National Guard, a survivor of the attack on Pearl Harbor, a
 31 recipient of the Purple Heart medal, an active or retired member
 32 of any branch of the United States Armed Forces Reserve, or a
 33 recipient of the Combat Infantry Badge, Combat Medical Badge, ~~or~~
 34 Combat Action Badge, or the Distinguished Flying Cross medal
 35 ~~shall~~, upon application to the department, accompanied by proof
 36 of release or discharge from any branch of the United States
 37 Armed Forces, proof of active membership or retired status in
 38 the Florida National Guard, proof of membership in the Pearl
 39 Harbor Survivors Association or proof of active military duty in
 40 Pearl Harbor on December 7, 1941, proof of being a Purple Heart
 41 medal recipient, proof of active or retired membership in any
 42 branch of the United States Armed Forces Reserve, or proof of
 43 membership in the Combat Infantrymen's Association, Inc., ~~or~~
 44 ~~either~~ proof of being a recipient of the Combat Infantry Badge,
 45 Combat Medical Badge, ~~or~~ Combat Action Badge, or Distinguished
 46 Flying Cross, and upon payment of the license tax for the
 47 vehicle as provided in s. 320.08, shall be issued a license
 48 plate as provided by s. 320.06, upon which, in lieu of the
 49 serial numbers prescribed by s. 320.06, is shall be stamped with
 50 the words "Veteran," "National Guard," "Pearl Harbor Survivor,"
 51 "Combat-wounded veteran," "U.S. Reserve," "Combat Infantry
 52 Badge," "Combat Medical Badge," ~~or~~ "Combat Action Badge," or
 53 "Distinguished Flying Cross," as appropriate, and a likeness of
 54 the related campaign medal or badge, followed by the serial
 55 number of the license plate. Additionally, the Purple Heart
 56 plate may have the words "Purple Heart" stamped on the plate and
 57 the likeness of the Purple Heart medal appearing on the plate.

58 (b) Notwithstanding any other provision of law to the

Page 2 of 7

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

11-00019-15

2015112__

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

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

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

87 (a) A citizen of the United States who served as a member

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

11-00019-15

2015112__

88 of the Armed Forces of the United States or the armed forces of
89 a nation allied with the United States who was held as a
90 prisoner of war at such time as the Armed Forces of the United
91 States were engaged in combat, or his or her ~~their~~ unmarried
92 surviving spouse, may be issued the special license plate
93 provided for in this subsection without payment of the license
94 tax imposed by s. 320.08.

95 (b) A person who was serving as a civilian with the consent
96 of the United States Government, ~~or a person~~ who was a member of
97 the Armed Forces of the United States while he or she ~~who~~ was
98 not a United States citizen who ~~and~~ was held as a prisoner of
99 war when the Armed Forces of the United States were engaged in
100 combat, or his or her ~~their~~ unmarried surviving spouse, may be
101 issued the special license plate provided for in this subsection
102 upon payment of the license tax imposed by s. 320.08.

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

116 (4) The owner or lessee of an automobile or truck for

Page 4 of 7

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

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117 private use, a truck weighing not more than 7,999 pounds, or a
 118 recreational vehicle as specified in s. 320.08(9)(c) or (d)
 119 which ~~automobile, truck, or recreational vehicle~~ is not used for
 120 hire or commercial use, who is a resident of this ~~the~~ state and
 121 a current or former member of the United States Armed Forces,
 122 ~~and~~ who was deployed and served in Korea during the Korean War
 123 as defined in s. 1.01(14), ~~shall~~, upon application to the
 124 department, accompanied by proof of active membership or former
 125 active duty status during the Korean War, and ~~upon~~ payment of
 126 the license tax for the vehicle as provided in s. 320.08, shall
 127 be issued a license plate as provided by s. 320.06 ~~upon~~ which,
 128 in lieu of the registration license number prescribed by s.
 129 320.06, is shall be stamped with the words "Korean War Veteran"
 130 and a likeness of the Korean Service Medal, followed by the
 131 registration license number of the plate. Proof that the
 132 applicant was awarded the Korean Service Medal is sufficient to
 133 establish eligibility for the license plate.

134 (5) The owner or lessee of an automobile or truck for
 135 private use, a truck weighing not more than 7,999 pounds, or a
 136 recreational vehicle as specified in s. 320.08(9)(c) or (d)
 137 which ~~automobile, truck, or recreational vehicle~~ is not used for
 138 hire or commercial use, who is a resident of this ~~the~~ state and
 139 a current or former member of the United States military, ~~and~~
 140 who was deployed and served in Vietnam during United States
 141 military deployment in Indochina ~~shall~~, upon application to the
 142 department, accompanied by proof of active membership or former
 143 active duty status during these operations, and, ~~upon~~ payment of
 144 the license tax for the vehicle as provided in s. 320.08, shall
 145 be issued a license plate as provided by s. 320.06 upon which,

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146 in lieu of the registration license number prescribed by s.
 147 320.06, is shall be stamped the words "Vietnam War Veteran," and
 148 a likeness of the Vietnam Service Medal, followed by the
 149 registration license number of the plate. Proof that the
 150 applicant was awarded the Vietnam Service Medal is sufficient to
 151 establish eligibility for the license plate.

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

11-00019-15

2015112__

175 eligibility for the appropriate license plate.

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



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on General Government, *Chair*
Governmental Oversight and Accountability, *Vice Chair*
Appropriations
Environmental Preservation and Conservation
Ethics and Elections
Fiscal Policy

JOINT COMMITTEE:
Joint Select Committee on Collective Bargaining, *Alternating Chair*

SENATOR ALAN HAYS
11th District

MEMORANDUM

To: Senator Thad Altman, Chair
Military and Veterans Affairs, Space, and Domestic Security Committee
CC: Elizabeth Ryon, Staff Director
Lois Graham, Committee Administrative Assistant

From: Senator D. Alan Hays

Subject: Request to agenda SB 112 – Special License Plates

Date: December 16, 2014

I respectfully request that you agenda the above referenced bill at your earliest convenience. If you have any questions regarding this legislation, I welcome the opportunity to meet with you one-on-one to discuss it in further detail. Thank you so much for your consideration of this request.

Sincerely,

A handwritten signature in black ink that reads "D. Alan Hays, DMD".

D. Alan Hays, DMD
State Senator, District 11

REPLY TO:

- 871 South Central Avenue, Umatilla, Florida 32784-9290 (352) 742-6441
- 320 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5011
- 1104 Main Street, The Villages, Florida 32159 (352) 360-6739 FAX: (352) 360-6748
- 685 West Montrose Street, Suite 210, Clermont, Florida 34711 (352) 241-9344 FAX: (888) 263-3677

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

The Florida Senate
COMMITTEE VOTE RECORD

COMMITTEE: Military and Veterans Affairs, Space, and Domestic Security
ITEM: SB 112
FINAL ACTION: Favorable with Committee Substitute
MEETING DATE: Wednesday, January 21, 2015
TIME: 3:30 —5:00 p.m.
PLACE: 37 Senate Office Building

FINAL VOTE		SENATORS	1/21/2015 Amendment 383118					
Yea	Nay		Evers		Yea	Nay	Yea	Nay
X		Evers	X					
		Sachs						
X		Stargel	X					
X		Gibson, VICE CHAIR	X					
X		Altman, CHAIR	X					
4	0		RCS	-				
Yea	Nay	TOTALS	Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable
 UNF=Unfavorable
 -R=Reconsidered

RCS=Replaced by Committee Substitute
 RE=Replaced by Engrossed Amendment
 RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
 VA=Vote After Roll Call
 VC=Vote Change After Roll Call

WD=Withdrawn
 OO=Out of Order
 AV=Abstain from Voting

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 Military and Veterans Affairs, Space, and Domestic Security

BILL: SB 132

INTRODUCER: Senator Joyner and Senator Dean

SUBJECT: Disabled Parking Permits

DATE: January 20, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Sanders/Ryon</u>	<u>Ryon</u>	<u>MS</u>	<u>Favorable</u>
2.	_____	_____	<u>TR</u>	_____
3.	_____	_____	<u>FP</u>	_____

I. Summary:

SB 132 prohibits the Department of Highway Safety and Motor Vehicles from requiring a totally and permanently disabled veteran to provide a certificate of disability in order to renew a disabled parking permit.

II. Present Situation:

Disabled Parking Permits

Section 320.0848, F.S., authorizes the Department of Highway Safety and Motor Vehicles and its agents to issue disabled parking permits to persons with impaired mobility. Such permits may be issued for a period of up to 4 years to any person with a long-term mobility impairment. Similarly, persons with a temporary mobility impairment may be issued a temporary disabled parking permit for a period of up to 6 months. A fee may be charged for the permit. However, no person may be charged a fee more frequently than once every 12 months. An applicant for a disabled parking permit must submit either in person or by mail an application and certificate of disability to their local tax collector.

The disabled parking permit is a placard that can be placed in a motor vehicle so as to be visible from the front and rear of the vehicle. Each side of the placard must have the international symbol of accessibility in a contrasting color in the center so as to be visible. One side of the placard must display the applicant's driver's license number or state identification card number along with a warning that the applicant must have such identification at all times while using the parking permit.

A person applying for a disabled parking permit must be currently certified as being legally blind or as having any of the following conditions which would render the person unable to walk 200 feet without stopping to rest:

- The inability to walk without a brace, cane, crutch, prosthetic device, or other assistive device, or without the assistance of another person;
- The need to permanently use a wheelchair;
- Lung disease as measured within specified limits;
- Use of portable oxygen;
- A Class III or IV heart condition; or
- A severe limitation in the ability to walk due to an arthritic, neurological, or orthopedic condition.

The certification must be made by a physician, podiatrist, optometrist, advanced registered nurse practitioner, or physician's assistant, any of which must be licensed under one of various chapters of Florida Statute. However, provisions are made to encompass certification by similarly-licensed physicians from other states, as well. The certification must include:

- The disability of the applicant;
- The certifying practitioner's name, address, and certification number;
- The eligibility criteria for the permit;
- Information concerning the penalty for falsification;
- The duration of the condition; and
- Justification for any additional placard issued.

To renew a long-term disabled parking permit, the permit holder is required to recertify his or her eligibility for the permit by providing a certificate of disability issued within the last 12 months. Recertification of a disability is also required when obtaining a replacement for a disabled parking permit that has been lost or stolen. Long-term disabled parking permits do not require a renewal fee and the fee for obtaining a replacement permit is \$1.

Service-Disabled Veterans

The U.S. Department of Veterans Affairs (USDVA) assigns disability ratings to veterans who suffer from service-related injuries and seek USDVA benefits. A veteran's disability rating ranges from 0-percent to 100-percent and is illustrative of the severity and impact of the injury or injuries suffered by the individual. The USDVA's rating schedule is intended to reflect the average losses in earning stemming from certain medical conditions.¹ The USDVA determines the disability level for an eligible veteran, and Congress sets the compensation rates for veterans based on ratings.

In some cases, the degree of a veteran's service-connected disability is determined to be total and permanent. A total disability (100%) is one where there is present any impairment of mind or body which is sufficient to render it impossible for the average person to follow substantially gainful occupation.² The disability is classified as permanent and total when the total disability is reasonably certain to continue throughout the life of the disabled person.³ Federal law identifies a permanent total veteran disability as the permanent loss or loss of use of both hands, or of both

¹ Congressional Budget Office. Veterans' Disability Compensation: Trends and Policy Options. August 2014. Available at: http://www.cbo.gov/sites/default/files/45615-VADisability_2.pdf

² 38 C.F.R. s. 3-340(a)(1)

³ 38 C.F.R. s. 3-340(b)

feet, or of one hand and one foot, or of the sight of both eyes, or becoming permanently helpless or bedridden.⁴ Further, diseases and injuries which are totally incapacitating are regarded as permanently and totally disabling when the probability of permanent improvement under treatment is remote.⁵

Disability ratings can change if there is evidence that a disability has improved, or if evidence indicates there has been a material change in a disability or that the current rating may be incorrect.⁶ The USDVA is authorized to reexamine veterans receiving compensation benefits at any time, with some exceptions. These exceptions include, among others, a disability that is established as static and in cases of veterans over the age of 55.⁷

III. Effect of Proposed Changes:

The bill amends s. 320.0848, F.S., to prohibit the Department of Highway Safety and Motor Vehicles from requiring a totally and permanently disabled veteran, as determined by the U.S. Department of Veterans Affairs, to provide a certificate of disability in order to renew a veteran's disabled parking permit.

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

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None

⁴ Id.

⁵ Id.

⁶ 38 C.F.R. s. 3-327(a)

⁷ Id.

C. Government Sector Impact:

DHSMV estimates \$4,000 in programming costs to update original, renewal, and replacement permit application forms to comply with the provisions in the bill. According to DHSMV, this cost can be absorbed with existing resources.⁸

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill amends section 320.0848 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.

⁸ DHSMV Agency Analysis. 2015 Regular Session, HB 51. (Identical to SB 132)

By Senator Joyner

19-00017A-15

2015132__

1 A bill to be entitled
2 An act relating to disabled parking permits; amending
3 s. 320.0848, F.S.; prohibiting the Department of
4 Highway Safety and Motor Vehicles from requiring
5 certain veterans to resubmit a certificate of
6 disability for renewal of a disabled parking permit;
7 providing an effective date.
8

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

11 Section 1. Paragraph (d) of subsection (1) of section
12 320.0848, Florida Statutes, is amended to read:

13 320.0848 Persons who have disabilities; issuance of
14 disabled parking permits; temporary permits; permits for certain
15 providers of transportation services to persons who have
16 disabilities.-

17 (1)

18 (d) ~~Beginning October 1, 2012,~~ The department shall renew
19 the disabled parking permit of any person certified as
20 permanently disabled on the application if the person provides a
21 certificate of disability issued within the last 12 months
22 pursuant to this subsection. The department may not require a
23 veteran who has been previously evaluated and certified by the
24 United States Department of Veterans Affairs as permanently and
25 totally disabled from a service-connected disability to resubmit
26 a certificate of disability in order to renew his or her
27 disabled parking permit.

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



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on Criminal and
Civil Justice, *Vice Chair*
Appropriations
Health Policy
Higher Education
Judiciary
Rules

JOINT COMMITTEE:
Joint Legislative Budget Commission

SENATOR ARTHENIA L. JOYNER

Democratic Leader
19th District

December 12, 2014

Senator Thad Altman, Chair
Senate Committee on Military and Veterans Affairs, Space and Domestic Security
215 Knott Building
404 S. Monroe Street
Tallahassee, FL 32399-1100

Dear Mr. Chair:

This is to request that Senate Bill 132, Disabled Parking Permits, be placed on the agenda for the Committee on Military and Veterans Affairs, Space and Domestic Security. Your consideration of this request is greatly appreciated.

Sincerely,

A handwritten signature in cursive script, reading "Arthenia L. Joyner".

Arthenia L. Joyner
State Senator, District 19

ALJ/rr

REPLY TO:

- 508 W. Dr. Martin Luther King, Jr. Blvd., Suite C, Tampa, Florida 33603-3415 (813) 233-4277
- 200 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5019 FAX: (813) 233-4280

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

The Florida Senate
COMMITTEE VOTE RECORD

COMMITTEE: Military and Veterans Affairs, Space, and Domestic Security
ITEM: SB 132
FINAL ACTION: Favorable
MEETING DATE: Wednesday, January 21, 2015
TIME: 3:30 —5:00 p.m.
PLACE: 37 Senate Office Building

FINAL VOTE		SENATORS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay
VA		Evers						
		Sachs						
X		Stargel						
X		Gibson, VICE CHAIR						
X		Altman, CHAIR						
4	0	TOTALS						
Yea	Nay		Yea	Nay	Yea	Nay	Yea	Nay

CODES: FAV=Favorable RCS=Replaced by Committee Substitute TP=Temporarily Postponed WD=Withdrawn
 UNF=Unfavorable RE=Replaced by Engrossed Amendment VA=Vote After Roll Call OO=Out of Order
 -R=Reconsidered RS=Replaced by Substitute Amendment VC=Vote Change After Roll Call AV=Abstain from Voting



THE FLORIDA NATIONAL GUARD DEPARTMENT OF MILITARY AFFAIRS

*Senate Military and Veterans
Affairs, Space and Domestic
Security Committee Briefing*

January 21, 2015

*Major General Emmett R. Titshaw, Jr.
The Adjutant General of Florida*



Agenda



- **Mission and Organization**
- **Federal Role**
- **State Role**
- **Community Role**
- **Initiatives**



Our Mission



Provide highly trained units and personnel to:

- ***Support national security objectives***
- ***Respond to emergencies and disasters***
- ***Support programs which add value to our state and nation***



Florida National Guard Goals



Goal 1: Military Readiness - Provide military organizations that are trained and ready to meet the needs of national, state and local authorities.

Goal 2: Military Response - Provide military organizations that are trained and equipped to protect life and property and preserve peace, order, and public safety to Florida citizens.

Goal 3: Drug Interdiction and Prevention - Provide Guard-unique assistance to law enforcement agencies and community based organizations to counter illegal drug use.

Goal 4: Assistance to Floridians at Risk - Provide training assistance to those at risk via About Face, Forward March, Starbase and Youth Challenge Programs.

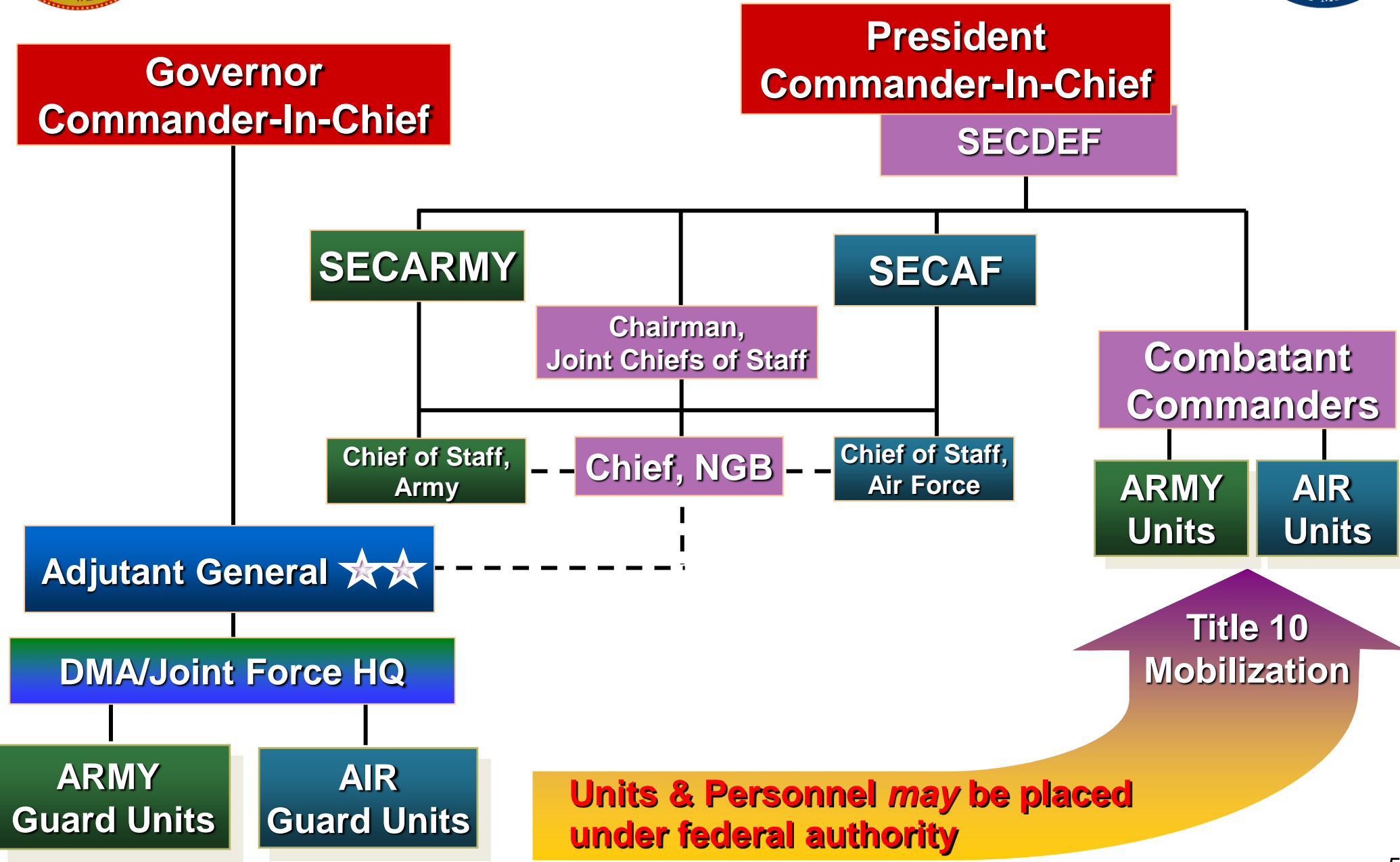
Goal 5: Federal/State Cooperative Agreements - Process federal funds in strict compliance with applicable regulations and guidelines.

Goal 6: Executive Direction and Support Services - Provide effective executive direction and support services.



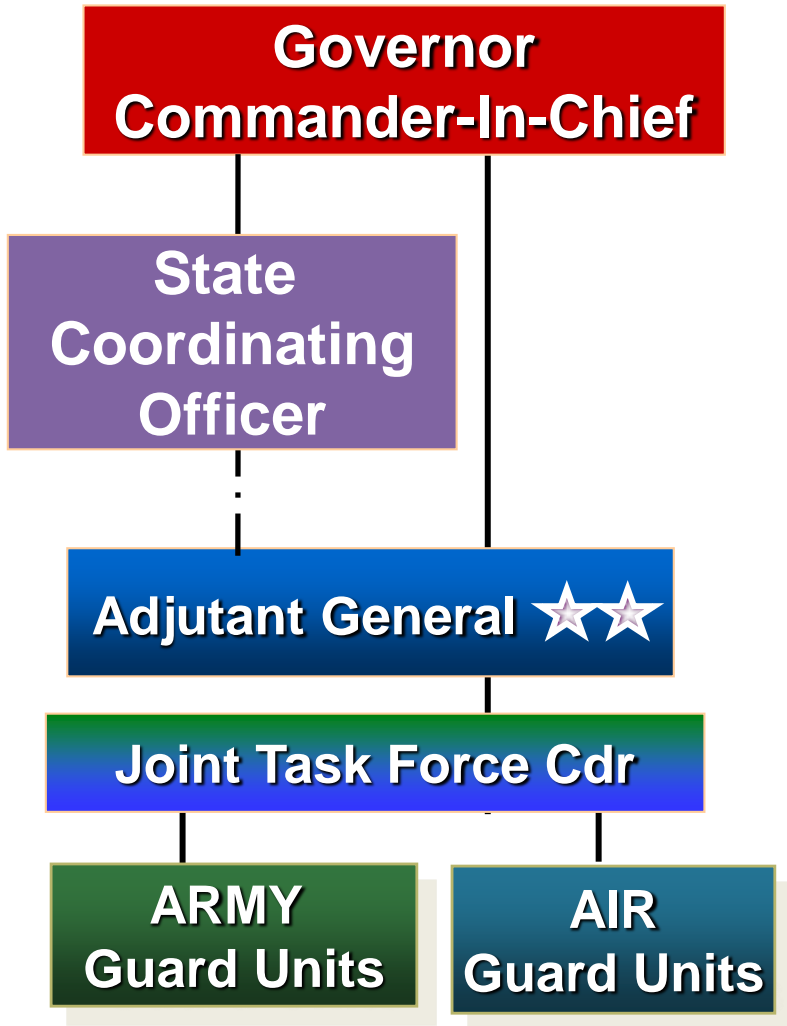
Chain of Command

Normal





Chain of Command Emergency



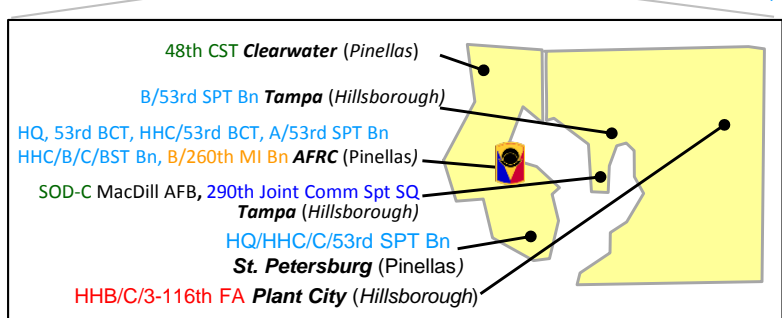
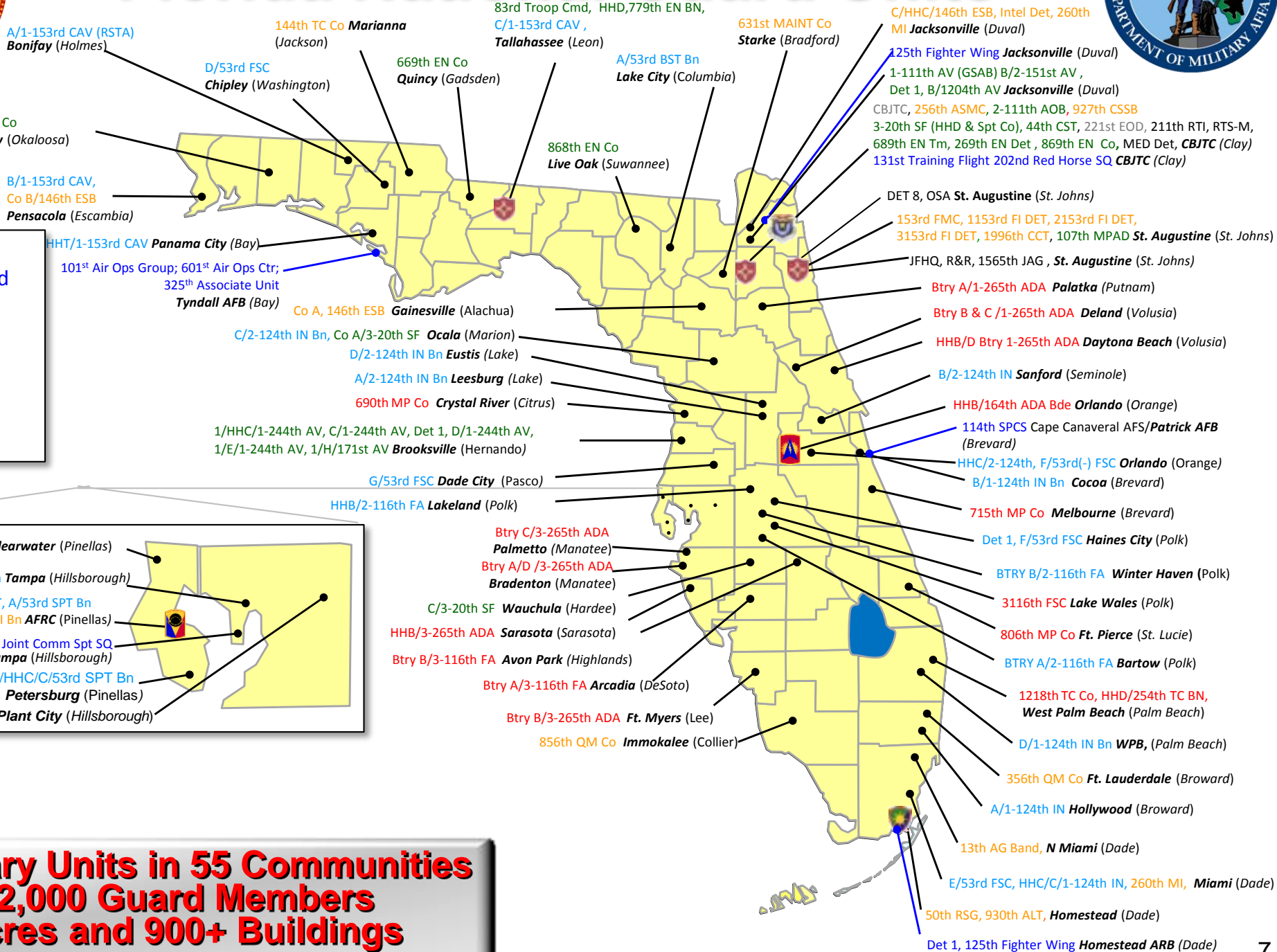
- *Florida Statute § 250.06*

- **As the Commander of the Guard, the Governor:**

- Declares an emergency through an Executive Order
- Designates the “State Coordinating Officer”
- Orders the Guard to State Active Duty for emergency aid
- Initiates Emergency Management Assistance Compact with other Governors as required



Florida National Guard Units



128 Military Units in 55 Communities
Approx 12,000 Guard Members
82,000 Acres and 900+ Buildings



Camp Blanding Joint Training Center



Overview

- Identified as Regional Collective Training Capability (RCTC)
- One of eleven National Guard RCTC (27 in the total Army)
- “State-of-the Art” National Guard training site
- More than 150 training areas and live fire ranges
- Open on average 322 days a year for training
- Premier Unmanned Aerial System training location

Facilities

- Continuity of Government
- Continuity of Operations Site
- Joint Operations Training Facility
- World Class Regional Training Institute



“State-of-the-art” Training Location for the Nation



Federal Mission

Iraq *Afghanistan*
Pakistan *Uzbekistan*
Kuwait *Kyrgyzstan*
Qatar *Saudi Arabia*
UAE *Bahrain*
Djibouti *Yemen*
Jordan *Israel*
Turkey *Kenya*
Bosnia *Kosovo*
Germany *Cuba*
Congo *Philippines*

Operation Noble Eagle



56 Florida Guard Members Currently Mobilized
Over 17,300 Florida Guard Members Mobilized Since 9/11



Responding to Emergencies



1992 to 2013- 78 Activations - 786,717 Total Work-Days



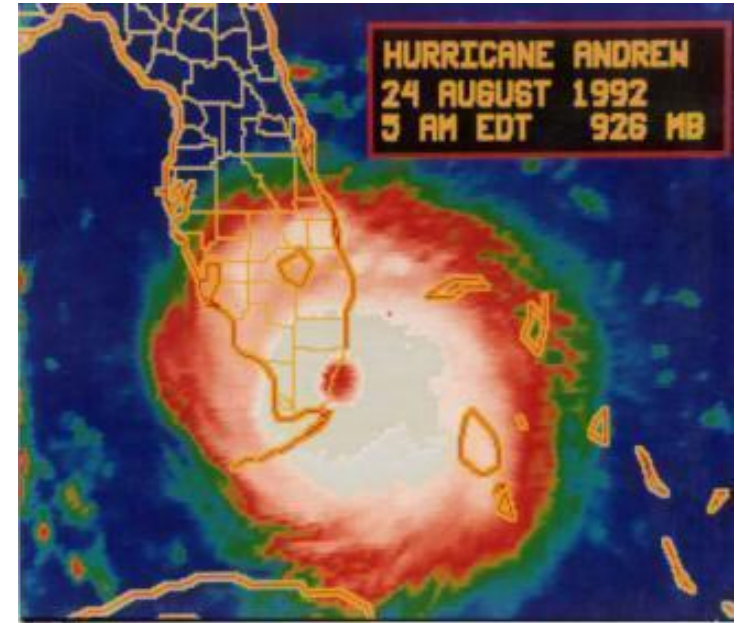
Responding to Emergencies

Disaster Response Capabilities



- **Currently Available and Accessible**

- Est. 9,000 Soldiers and Airmen
- 500 member quick reaction force capable of:
 - Security Transportation Engineers
 - Aviation Humanitarian Liaisons
 - Fire Fighting Search & Rescue Evacuation
- Emergency Management Assistance Compact



- **Unparalleled Experience in Support to Civil Authorities**

- Long-standing relationships with local and state authorities
- Hurricanes, storms, floods, wildfires, tornadoes, mass evacuation
- Immigration Control – Haiti, Southwest Border

Full Spectrum Domestic Preparedness



Florida Counterdrug Program



Training



Civil Operations & Coalition Development



Military Unique Capabilities



Supply Reduction

Making Communities Safer



Programs that Add Value Community Role



**Coalition
Development**



Youth Challenge



Civil Operations

A Key Responsibility



About Face



STARBASE



Forward March



Florida National Guard Heritage to Horizons



- *A proud tradition since 1565*
- *Community-based*
- *Committed to Florida's citizens*
- *Answering our country's call*





Department of Military Affairs Top LBR Priorities



Maintain & Repair Readiness Centers

General Revenue(CIP)- non-recurring \$12,000,000

Maintain & Repair Revitalized Armories

General Revenue - non-recurring \$ 1,700,000

THE FLORIDA SENATE
APPEARANCE RECORD

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

21 JAN 15

Meeting Date

Bill Number (if applicable)

Topic OVERVIEW

Amendment Barcode (if applicable)

Name GLENN W. SUTPHIN JR

Job Title LEGISLATIVE DIRECTOR

Address 2103 THE CAPITOL

Phone (850) 414-9049

Street

TALLAHASSEE

City

FL

State

32399

Zip

Email GLENN.W.SUTPHIN.NFG

@MAIL.ML

Speaking: For Against Information

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

Representing DMA

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)



FLORIDA DEPARTMENT OF VETERANS' AFFAIRS

Honoring those who served U.S.

Senate Military & Veterans Affairs, Space, and Domestic Subcommittee
Meeting
January 21, 2015

COLONEL MIKE PRENDERGAST, USA, RETIRED

EXECUTIVE DIRECTOR

www.FloridaVets.org

Veterans are Patriots Called to Serve

"The willingness with which our young people are likely to serve in any war, no matter how justified, shall be directly proportional to how they perceive the Veterans of earlier wars were treated and appreciated by their nation."



*- George Washington
America's First Commander in Chief*

Agenda

- **Mission and Vision**
- **Who We Are**
- **Why We Serve**
- **Key Functions and Footprint**
- **Employees**
- **Divisions**
- **Recent Achievements**
- **2014 Session Veteran Legislation**
- **Budget**

Agency Mission and Vision

Mission: To advocate with purpose and passion for Florida veterans and link them to superior services, benefits and support.



Vision: FDVA is the premier point of entry for Florida veterans to access earned services, benefits and support.



Who We Are

FDVA is a Cabinet Agency responsible for assisting Florida's veterans, their families and survivors in improving their health and economic well-being through quality benefit information, advocacy, education and long-term health care.



Why We Serve

- Florida has the **third largest population of veterans** in the nation after California and Texas with 1.52 million veterans – 8 percent of the Sunshine State’s population.
- Florida’s **veterans are a major fiscal force** accounting for **\$15.7 billion dollars** that flow into Florida’s economy annually.
- Florida’s **veterans are a diverse group:**
 - Second largest population of World War II veterans
 - More than 490,000 Vietnam veterans; 1 out of 3 vets
 - About 11 percent of Florida’s veterans are female



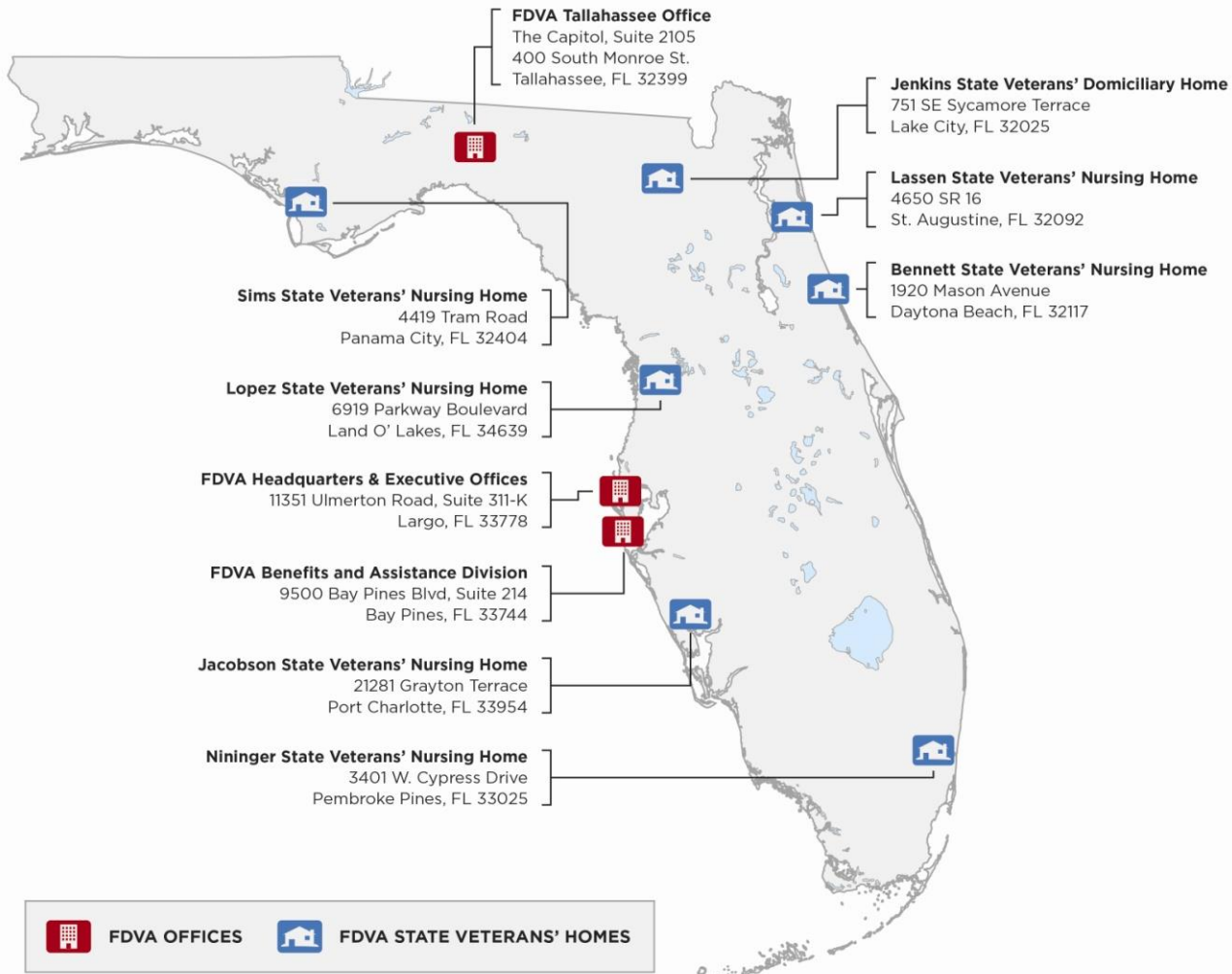
Key Functions

- **FDVA** has two primary program areas:
 - Division of Veterans' Benefits and Assistance.
 - State Veterans' Homes Program.



- These programs and the services they provide depend on the significant leadership and support of the Division of Executive Direction / Support Services.
- The **Executive Director** of the department is appointed by the Governor with the approval of the Cabinet and subject to confirmation by the Senate.

FDVA Footprint



Employees

For fiscal year 2014-2015, **FDVA** is authorized 1104.5 employees, many of whom are veterans.



- **Veterans within the Agency:**
 - 80 Benefits and Assistance Division
 - 71 State Veterans' Homes Division
 - 14 Executive Direction & Support

Division of Veterans' Benefits & Assistance

FDVA's primary responsibility is to provide assistance to all former, present and future members of the Armed Forces of the United States and their dependents in preparing claims for and securing such compensation, hospitalization, career training and other benefits or privileges to which such persons are or may become entitled to under any federal or state law or regulation by reason of their service in the military. All services provided by the Division of Veterans' Benefits and Assistance are without charge to the claimant. (Chapter 292, Florida Statutes)

Impact: \$15.7 billion dollars
that flow into Florida's
economy annually.



Division of State Veterans' Homes

FDVA operates six skilled nursing facilities and one assisted living facility.



➤ Basic admission requirements for all state veterans' homes in Florida include:

- An honorable discharge.
- Florida residency at time of admission.
- Certification of need of assisted living or skilled nursing care as determined by a VA physician.



Executive Direction and Support Services

- Serves as the Agency Headquarters.



- **Executive Direction and Support Services** provides effective and responsive leadership to the support divisions and all programs serving veterans.

Return on Investment

➤ ROI for FY 2013-14: **\$128:\$1**

- VA Benefits: \$366,665,019 (\$249,004,918 by FDVA; \$117,330,101 by County Veteran Service Offices)
- Retroactive Compensation: \$174,022,538
- Debt Waiver: \$332,788 Waivers issued
- Issue Resolution: \$56,445,394

Total: \$597,135,739

- ❖ Every federal dollar that **FDVA** B&A staff garners from advocacy on behalf of Florida's veterans is a dollar added to Florida's economy. Every health care or educational dollar provided by the federal VA **potentially** frees a state dollar that can be used to assist other citizens.

Recent Achievements

- The Florida GI Bill
- Redesign of Florida's Veteran License Plates
- Construction of the 7th State Veteran Nursing Home

Florida GI Bill Update



FLORIDA VETERANS WALK OF HONOR
FLORIDA DEPARTMENT OF VETERANS' AFFAIRS | FLORIDA VETERANS FOUNDATION, INC.



FLORIDA VETERANS MEMORIAL
FLORIDA DEPARTMENT OF VETERANS' AFFAIRS

Florida GI Bill Update

- **Expands Florida's veterans' preference in state employment to include all veterans.**
 - **In effect. Interim guidance issued by DMS, awaiting rule development.**
- **Grants out-of-state tuition waivers to student veterans.**
 - **In effect.**
- **Removes one-year residency for State Veteran Nursing Homes**
 - **Rule was certified on June 19, 2014.**
- **Allows military experience to count towards certain professional licenses**
 - **In effect.**

Florida GI Bill Update

- **Allows for military spouses/dependents to keep their state of residence driver licenses while stationed in Florida.**
 - **In effect.**
- **Automatically extends military spouse/dependent driver licenses while stationed outside of Florida.**
 - **In effect.**
- **Streamlines the application process for military physicians to receive Florida healthcare practitioner's license.**
 - **37 licenses have been issued through the VALOR program.**
 - **On average, the applications are being approved within 2 days.**

Florida GI Bill Update

- **Extends the time frame for veterans to get professional license fee waivers from Departments of Health and Business and Professional Regulation to 60 months (5 Years) after discharge.**
- **DOH: \$49,909 in fees waived for 396 applications.**
 - 297 applications were for military veterans totaling \$35,377 in waived fees.
 - 99 applications were for military spouses totaling \$14,532 in waived fees.
- **DBPR: \$39,069 in fees waived for 336 applications.**
 - 26 applications were for military spouses
 - 310 applications were for military veterans totaling \$49,069 in waived fees.
- **Military Exemption Status:** 413 licenses currently exempted

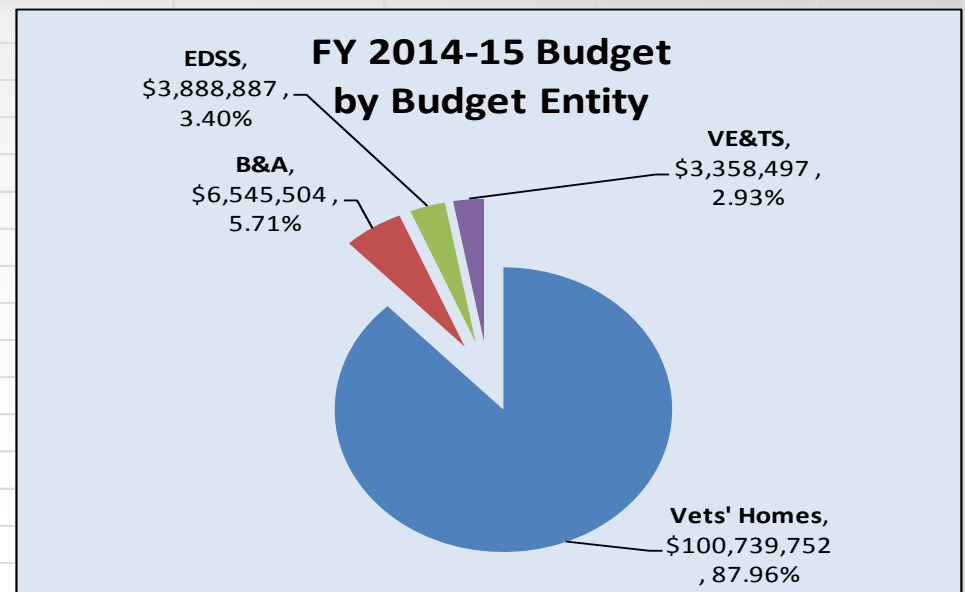
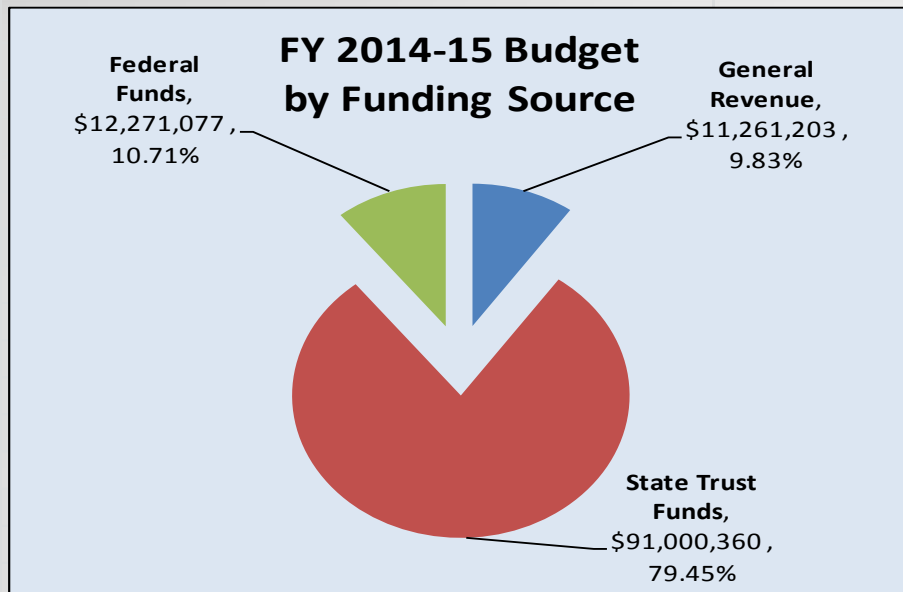
Florida GI Bill Update

- **Expands the Florida National Guard education program.**
 - Expanded to now include tuition, books, and fees.
- **Funds Florida National Guard Armory Renovations**
 - Five armories are being renovated: Arcadia, Cecil Field, Camp Blanding (2), and Orlando

Florida GI Bill Update

- **Creates a non-profit corporation to attract veterans to Florida, assist veterans with finding employment, and offer training grants to business who hire veterans: Florida is for Veterans, Inc.**
 - **Nine board members have been appointed.**
 - **First board meeting was held on October 20, 2014.**
 - **Four board meetings have been held.**
 - **TMG Government was selected by board members for strategic planning.**
 - **Executive Director has been selected.**
- **Funds Military Base Protection land purchases.**

FY 2014-2015 FDVA Total Budget

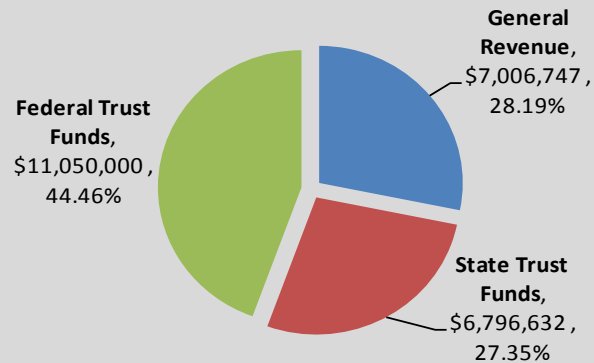


Budget Entity	FDVA - FY 2014-15 Budget					
	General Revenue	Trust Funds			Total All	FTE (Positions)
		State	Federal	Total Trust Funds		
State Veterans' Homes Program (Vets' Homes)	\$ -	\$ 89,586,939	\$ 11,152,813	\$ 100,739,752	\$ 100,739,752	978.0
Division of Benefits and Assistance (B&A)	\$ 4,676,450	\$ 909,821	\$ 959,233	\$ 1,869,054	\$ 6,545,504	99.0
Executive Direction and Support Services (EDSS)	\$ 3,226,256	\$ 503,600	\$ 159,031	\$ 662,631	\$ 3,888,887	27.5
Veterans' Employment & Training Services (VE&TS)	\$ 3,358,497	\$ -	\$ -	\$ -	\$ 3,358,497	0.0
Total All	\$ 11,261,203	\$ 91,000,360	\$ 12,271,077	\$ 103,271,437	\$ 114,532,640	1,104.5
% of Total	9.8%	79.5%	10.7%	90.2%	100.0%	

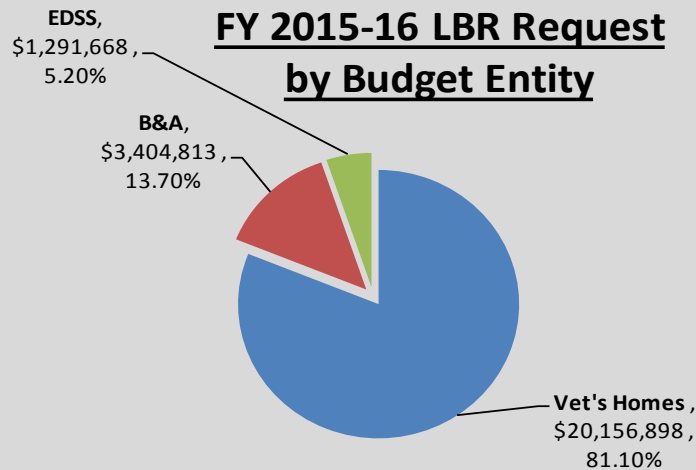
FY 2015-2016

FDVA Total Legislative Budget Request

**FY 2015-16 LBR Request
by Funding Source**



**FY 2015-16 LBR Request
by Budget Entity**



Summary of FY 2015-16 Legislative Budget Request

Budget Entity	General Revenue	Trust Funds			Total All	FTE (Positions)	Budget
		State	Federal	Total Trust Funds			
State Veterans' Homes Program (Vets' Homes)	\$ 1,400,000	\$ 7,706,898	\$ 11,050,000	\$ 18,756,898	\$ 20,156,898	0	81.1%
Division of Veterans' Benefits & Assistance (B&A)	\$ 4,315,079	\$ (910,266)	\$ -	\$ (910,266)	\$ 3,404,813	54	13.7%
Executive Direction and Support Services (EDSS)	\$ 1,291,668	\$ -	\$ -	\$ -	\$ 1,291,668	10.5	5.2%
Total Request	\$ 7,006,747	\$ 6,796,632	\$ 11,050,000	\$ 17,846,632	\$ 24,853,379	64.5	100.0%
of Total All	28.2%	27.3%	44.5%	71.8%	100.0%		

	General Revenue	State Trust Funds	Federal Trust Funds	Total
Total	\$ 7,006,747	\$ 6,796,632	\$ 11,050,000	\$ 24,853,379

Vet's Homes	B&A	EDSS
\$ 20,156,898	\$ 3,404,813	\$ 1,291,668
81.1%	13.7%	5.2%

Summary of FDVA FY 2015-16 LBR

Florida Department of Veterans' Affairs (FDVA) – List of FY 2015-16 Legislative Budget Request (Prepared December 8, 2014)				
Priority	LBR Issue	Amount Requested		
1A	Homes Improvement/Grants – Port Charlotte and Pembroke Pines – Safety and Security Improvement	O&M TF (State matching) - \$3,850,000 Non-Recurring Federal Grants TF - \$7,150,000 Non-Recurring Total - \$11,000,000 Non-Recurring		
1B	Capital Improvement Plan (CIP)	State Homes for Veterans TF - \$1,988,800 Non-Recurring		
2	New State Veterans Nursing Homes (SVNH) Construction – #7 and #8	SVNH #7 – O&M TF - \$700,000 (State matching) – Non-Recurring SVNH #7 and SVNH #8 – Federal Grants TF - \$3,900,000 Non-Recurring SVNH #8 – General Revenue - \$1,400,000 (State matching) – Non-Recurring Total - \$6,000,000 Non-Recurring		
3	<u>5</u> Mission Essential FTEs – Bureau of Information and Research	General Revenue - \$449,423 (Recurring \$424,158, Non-Recurring \$25,265)		
4/5	Shift in Funding for FTEs – 13 FTE's in Veteran's Benefits & Assistance convert to GR	Add – General Revenue - \$910,266 Recurring / Deduct – O&M TF \$910,266		
6	<u>2</u> Mission Essential FTEs – Cabinet Affairs Director and Legislative Specialist	General Revenue - \$210,194 (Recurring \$199,466, Non-Recurring \$10,728)		
7	<u>7</u> Mission Essential FTEs – 2 Veterans' Preference FTEs, and 5 Additional VCEs	General Revenue - \$496,844 (Recurring \$460,851, Non-Recurring \$35,933)		
8	IT Licenses	General Revenue - \$288,587 Recurring		
9	Laptops for Field Services	General Revenue - \$73,408 (Recurring \$14,208, Non-Recurring \$59,200)		
10	<u>3</u> Mission Essential FTEs – Human Resources Office	General Revenue – \$242,371 (Recurring \$229,153, Non-Recurring \$13,218)		
11	<u>1</u> Mission Essential FTE – SAA Program Specialist (100% Federally Funded)	O&M TF - \$107,348 (Recurring \$101,984, Non-Recurring \$5,364)		
12	AHCA Quality Assessment Fee	O&M TF - \$987,000 Recurring		
13	<u>0.5</u> Mission Essential FTE – Administrative Assistance in Tallahassee Office	General Revenue - \$27,685 Recurring		
14	<u>46</u> Mission Essential FTEs – Campus Veteran Representatives	GR - \$2,907,969 (Recurring \$2,662,780, Non-Recurring \$245,189)		
15	Grants & Donations Spending Authority	Increase Budget Authority Grants & Donations TF - \$50,000 Recurring		
16	Replace Car - State Veterans' Home Program	O&M TF - \$23,750 Non-Recurring		
FDVA - FY 2015-16 LBR Request Summary				
FTEs	General Revenue	State Trust Funds	Federal Trust Fund	Total Request
64.5	\$7,006,747	\$6,796,632	\$11,050,000	\$24,823,379

Summary

A **veteran** is a person who, at some point in his or her life wrote a blank check made payable to the United States of America for an amount up to and including their life. We humbly embrace our mission of advocating with purpose and passion for **Florida's veterans** as an expression of our thanks for their selfless service and sacrifice.



The Price of Freedom is Eternal Vigilance





FLORIDA DEPARTMENT OF VETERANS' AFFAIRS

Honoring those who served U.S.

**COLONEL MIKE PRENDERGAST, USA, RETIRED
EXECUTIVE DIRECTOR
www.FloridaVets.org**

THE FLORIDA SENATE
APPEARANCE RECORD

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

Jan 21, 2015
Meeting Date

Bill Number (if applicable)

Topic Agency Presentation

Amendment Barcode (if applicable)

Name Mike Prendergast

Job Title Executive Director

Address The Capitol, Suite 2105, 400 South Monroe St.

Phone (850) 487-1533

Tallahassee Florida 32399

Email exdir@fdva.state.fl.us

City State Zip

Speaking: For Against Information

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

Representing The Florida Dept. of Veterans Affairs

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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S-001 (10/14/14)

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Jan 21, 2015
Meeting Date

Bill Number (if applicable)

Topic Agency Presentation

Amendment Barcode (if applicable)

Name Leticia Nazario-Braddock

Job Title Director of Administration

Address The Capitol, Suite 2105, 400 South Monroe Street

Phone (850) 487-1533

Tallahassee Florida 32399

Email

City State Zip

Speaking: For Against Information

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

Representing The Florida Dept. of Veterans Affairs

Appearing at request of Chair: Yes No

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S-001 (10/14/14)



**GET A
PLAN!**
FLGetAPlan.com
Florida Division of Emergency Management

Florida Division of Emergency Management

Bryan Koon, Director

OVERVIEW

The Florida Division of Emergency Management ensures that Florida is prepared to respond to emergencies, recover from them, and mitigate against their impacts. The Division derives authority from Florida Statutes Chapter 252.

The State Emergency Response Team (SERT) is Florida's unified command body for emergency events. It is comprised of representatives from state agencies, Cabinet-level departments, the Florida National Guard, private sector partners, and non-profit organizations. The Governor serves as the head of the SERT, and is responsible for appointing the State Coordinating Officer (SCO).



THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT

**GET A
PLAN!**
FLORIDA DIVISION OF
EMERGENCY MANAGEMENT

OVERVIEW

Our Mission

Working together to ensure that Florida is prepared to respond to Emergencies, recover from them, and mitigate against their impacts.

Our Vision

Failure is Not an Option.

Our Motto

Semper Gumby - Always Flexible

Director's Standing Orders

1. Take care of the needs of survivors.
2. Take care of the needs of responders.
3. When in doubt, re-read number one.



DIRECTOR'S OFFICE

The Director is appointed by the Governor of Florida, and serves as the agency head. The Director oversees the day-to-day operations of the Division, including direct supervision of the functional areas tasked with Preparedness, Response, Recovery, Mitigation, and Finance and Administration. Director Bryan W. Koon was appointed in 2011 by Governor Rick Scott.

Finance and Administration

Finance and Administration is responsible for financial and administrative management of the Division of Emergency Management. The Finance Bureaus includes budget, finance, and procurement for the Division.



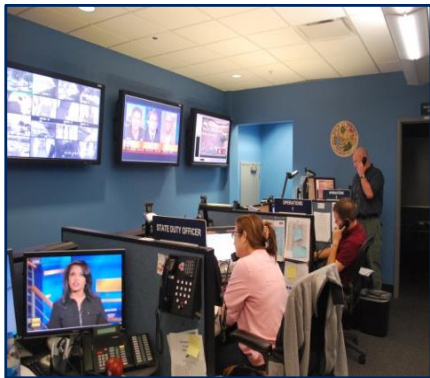
THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT

**GET A
PLAN!**
FLORIDA DIVISION OF
EMERGENCY MANAGEMENT

BUREAU OF RESPONSE

Responding to disasters is the foremost priority of Florida's Emergency Management Team. The Response Bureau includes operations, logistics, infrastructure, and the domestic security functions. The Florida State Watch Office and the state meteorologist provide valuable information during both "blue sky" operations and emergencies. The Division has a Regional Coordination Team that includes seven regional coordinators and a manager, which provides support to local emergency management offices.

Division personnel, individual state agencies and Cabinet-level departments staff the State Emergency Operations Center (SEOC) with Emergency Coordinating Officers (ECO) and other support personnel to assist with the overall state response efforts. ECOs lead individual Emergency Support Functions (ESF) and work under the State Coordinating Officer when the state is under an Executive Order (EO).



THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT

**GET A
PLAN!**
FLORIDA DIVISION OF
EMERGENCY MANAGEMENT

BUREAU OF RECOVERY



The Recovery Bureau provides disaster assistance to individuals and families through state and federal disaster assistance, and carries out preliminary damage assessments of disaster-impacted areas. Once a financial impact has been determined, the Governor may request a federal declaration for assistance. If a declaration is granted, the Recovery Bureau then provides assistance to public entities and individuals as outlined in the Robert T. Stafford Disaster Relief and Emergency Assistance Act.



The Division is responsible for facilitating the post-disaster rebuilding process through individual and public assistance programs and for maintaining a record of all state and federal recovery funds distributed. The Recovery Bureau facilitates disaster debris clean-up and provides applicants information to ensure compliance with the National Environmental Policy Act.



THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT

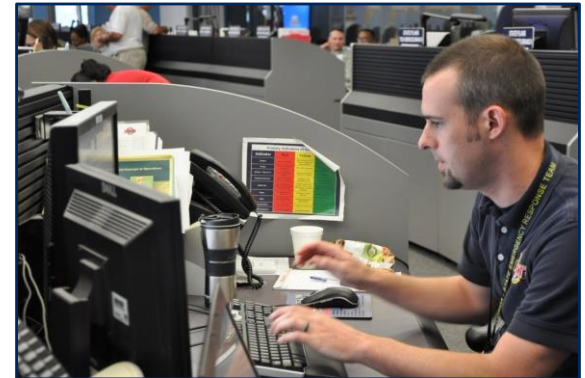


BUREAU OF PREPAREDNESS

In order to respond to a disaster and provide valuable information in a post-disaster environment, the State Emergency Response Team must maintain the highest level of training. The Division provides numerous training opportunities for emergency managers of all levels including statewide exercises based on real life scenarios.



The Bureau of Preparedness is responsible for the State Comprehensive Emergency Management Plan. Each year staff members meet with county emergency management officials to review and approve disaster plans. The Bureau also oversees the statewide radiological preparedness and regulation efforts and is legally tasked with implementing the federal Emergency Planning and Community Right-to-Know Act in Florida and supporting the State Emergency Response Commission.



THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT



2015 LEGISLATIVE PRIORITIES

THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT



HURRICANE LOSS MITIGATION PROGRAM

Amend F.S. 215.559

- Currently F.S. 215.559 Hurricane Loss Mitigation Program, the Legislature appropriates \$10 million annually to the Division to identify programs to mitigate against future disasters.
- Seven million dollars in funds shall be used for programs to improve the wind resistance of residences and mobile homes, including loans, subsidies, grants, demonstration projects, and direct assistance, educating persons concerning the Florida Building Code cooperative programs with local governments and the Federal Government; and other efforts to prevent or reduce losses or reduce the costs of rebuilding after a disaster.

HURRICANE LOSS MITIGATION PROGRAM

Amend F.S. 215.559

- The proposed legislation will amend F.S. 215.559 Hurricane Loss Mitigation Program to read to allow the Division to use the \$7 million for all types of mitigation programs that reduce the impact to residences and mobile homes, including loans, subsidies, grants, demonstration projects, and direct assistance, educating persons concerning the Florida Building Code cooperative programs with local governments and the Federal Government; and other efforts to prevent or reduce losses or reduce the costs of rebuilding after a disaster.
- An expansion of the mitigation programs to allow for flood mitigation will allow the Division to work with communities to make them more resistant to storm surge related to hurricanes.

REPEAL GENERATOR REPORT

Amend 252.35

- Currently F.S. 252.35 (2)(s) states that the Division must complete an inventory of portable generators owned by the State and local governments which are capable of operating during a major disaster.
- The proposed legislation will amend F.S. 252.35 (2)(s) to remove the requirement for the Division to maintain a list of portable generators owned by the state and local governments.
- Following the 2004/2005 hurricane seasons, the Division has developed partnerships with the private sector to identify generators that could be available during an event.
- The Division works with the private sector to encourage them to secure generators for their own use, thereby reducing the need for the state to provide the generators in a disaster.

THE FLORIDA SENATE
APPEARANCE RECORD

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

January 21, 2015
Meeting Date

Bill Number (if applicable)

Topic Agency Overview

Amendment Barcode (if applicable)

Name Bryan W. Koon

Job Title Director

Address 2555 Shumard Oak Blvd

Phone 850-413-9969

Street

Tallahassee

FL

32399

Email Bryan.Koon@em.myflorida.com

City

State

Zip

Speaking: For Against Information

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

Representing Florida Division of Emergency mgmt

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

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THE FLORIDA SENATE

Senator Maria Lorts Sachs
Minority Leader Pro Tempore
District 34

Committees:

Higher Education
Vice Chair

Fiscal Policy

Communications, Energy,
and Public Utilities

Appropriations
Subcommittee on
Education

Appropriations
Subcommittee on
Transportation, Tourism,
and Economic
Development

Military Affairs, Space,
and Domestic Security

Regulated Industries

STAFF:

Matthew Damsky
Legislative Assistant

Laura Jiménez
Legislative Assistant

January 21, 2015

The Honorable Thad Altman
314 Senate Office Building
404 South Monroe Street
Tallahassee, FL 32399-1100

Dear Chair Altman,

I will not be able to attend the Military Affairs, Space, and Domestic Security committee meeting taking place at 3:30PM on January 21, 2015, as I have a family emergency.

Very truly yours,

A handwritten signature in black ink, appearing to read "Maria Lorts Sachs", with a long horizontal flourish extending to the right.

State Senator Maria Sachs
District 34

CC: Elizabeth Ryon,
Staff Director

CourtSmart Tag Report

Room: LL 37

Case:

Type:

Caption: Senate Military and Veterans Affairs, Space and Domestic Security

Judge:

Started: 1/21/2015 3:32:53 PM

Ends: 1/21/2015 4:58:35 PM Length: 01:25:43

- 3:32:55 PM** Chairman Altman calls the meeting to order and ask Ms. Graham to call the roll
- 3:33:04 PM** Ms. Graham calls the roll
- 3:33:12 PM** Ms. Graham announces that a quorum is present
- 3:33:18 PM** Chairman Altman states that Senator Sachs is excused
- 3:33:36 PM** Chairman Altman ask that all electronic devices be silence
- 3:33:55 PM** Chairman Altman states that at the request of the bill sponsor SB 108 will not be heard
- 3:34:47 PM** Chairman Altman ask that Senator Joyner present SB 132
- 3:35:02 PM** Senator Joyner presents SB 132 - Disabled Parking Permits
- 3:36:22 PM** Chairman Altman ask if there are questions from the members
- 3:36:29 PM** Chairman Altman ask if there are appearance cards
- 3:36:38 PM** Chairman Altman ask Senator Joyner to close on SB 132
- 3:36:53 PM** Senator Joyner closes on SB 132
- 3:37:01 PM** Chairman Altman ask Ms. Graham to call the roll on SB 132
- 3:37:09 PM** Ms. Graham calls the roll on SB 132 and Chairman Altman states that SB 132 passes favorably
- 3:37:20 PM** Tab 3 - SB 112 - Special License Plates - Chairman Altman ask Senator Hays to present his bill
- 3:37:32 PM** Senator Hays present SB 112 - Special License Plates
- 3:38:27 PM** Chairman Altman ask if anyone has a question
- 3:38:33 PM** Chairman Altman states that there is an amendment - barcode 383118 by Senator Evers
- 3:38:47 PM** Chairman Altman ask Senator Evers to present amendment barcode 383118
- 3:39:24 PM** Chairman Altman ask for questions regarding the amendment
- 3:39:34 PM** Senator Gibson ask a question regarding the amendment
- 3:40:14 PM** Senator Evers explains the amendment further
- 3:40:27 PM** Chairman Altman ask if there are additional questions
- 3:40:35 PM** There are no appearance cards regarding the amendment
- 3:40:44 PM** Chairman Altman ask if anyone wanted to debate on the amendment
- 3:40:53 PM** Amendment passes
- 3:41:00 PM** Chairman Altman states that we are back on the bill as amended
- 3:41:08 PM** Chairman Altman states that there are no appearance cards and ask that Senator Hays close on the bill as amended
- 3:41:16 PM** Senator Hays waives closing on the bill
- 3:41:23 PM** Chairman Altman ask Ms. Graham to called roll on CS for SB 112
- 3:41:36 PM** Chairman Altman states CS for SB 112 passes favorably
- 3:41:46 PM** Senator Evers asked Chairman Altman to be shown voting yea on SB 132
- 3:42:05 PM** Tab 7 - Chairman Altman ask for Bryan Koon, Director, Division of Emergency Management to make his presentation
- 3:42:48 PM** Mr. Koon presents on Emergency Management
- 3:48:28 PM** Chairman Altman ask if there are questions
- 3:48:36 PM** Senator Evers ask several questions regarding Generators
- 3:48:55 PM** Mr. Koon answers

3:49:21 PM Senator Evers ask another question
3:49:32 PM Mr. Koon answers
3:49:49 PM Chairman Altman ask if there are additional questions
3:49:57 PM Senator Gibson ask several questions
3:50:12 PM Mr. Koon answers regarding wind damages
3:51:52 PM Senator Gibson asked another question
3:52:04 PM Mr. Koon answers further
3:52:31 PM Chairman Altman ask if there are additional questions
3:52:39 PM Senator Stargel ask a question
3:52:54 PM Mr. Koon answers
3:53:00 PM Chairman Altman thanks Mr. Koon for coming and making his presentation on EMS
3:53:21 PM Chairman Altman welcomes the returning members and their new member Senator Stargel to the Committee
3:53:47 PM Senator Stargel gives a few remarks
3:54:06 PM Senator Gibson gives a few remarks on being Vice Chair
3:54:50 PM Senator Evers made a few remarks on being on the committee
3:55:22 PM Chairman Altman introduces the committee staff members and welcomes the new staff member, Ms. Margaret Sanders
3:56:08 PM Staff Director, Elizabeth Ryon gives remarks
3:56:54 PM Tab 5 - Chairman Altman ask Lt. Col. Glenn Sutphin of the Department of Military Affairs to come forward
3:58:28 PM Presentation by Lt. Col. Glenn W. Sutphin, Jr., Legislative Director - Department of Military Affairs
4:01:13 PM Senator Evers ask a question regarding how can we protect our children from getting into trouble as far as getting into the Military
4:01:41 PM Lt. Col. Sutphin answers
4:03:18 PM Senator Evers ask another question
4:03:28 PM Lt. Col. Sutphin answers
4:03:37 PM Lt. Col. Sutphin continues his presentation
4:04:21 PM Senator Evers ask a question
4:04:37 PM Lt. Col. Sutphin answers
4:05:38 PM Senator Stargel ask a question
4:05:50 PM Lt. Col. Sutphin answers
4:06:11 PM Senator Evers ask another question
4:06:24 PM Lt. Col. Sutphin answers
4:06:52 PM Senator Gibson ask a question
4:07:02 PM Lt. Col. Sutphin answers
4:08:05 PM Senator Gibson ask another question
4:08:16 PM Lt. Col. Sutphin answers
4:09:08 PM Senator Evers makes a statement
4:09:22 PM Chairman Altman makes a statement
4:09:57 PM Lt. Col. Sutphin gives comments
4:10:18 PM Chairman Altman makes another statement
4:10:52 PM Lt. Col. Sutphin makes statement and continue his presentation
4:14:01 PM Senator Evers makes a statement
4:14:42 PM Lt. Col. Sutphin comments on Senator Evers statement
4:15:12 PM Senator Evers makes another statement
4:15:44 PM Lt. Col. Sutphin comments and continues his presentation
4:21:27 PM Chairman Altman ask a question
4:21:37 PM Lt. Col. Sutphin answers
4:22:04 PM Senator Evers ask a question
4:22:16 PM Lt. Col. Sutphin answers

4:22:23 PM Senator Evers ask another question
4:24:35 PM Lt. Col. Sutphin answers
4:25:36 PM Chairman Altman makes a statement
4:25:48 PM Lt. Col. Sutphin comments
4:25:58 PM Senator Gibson ask a question
4:26:07 PM Lt. Col. Sutphin comments
4:26:26 PM Chairman Altman ask for an updated list on encroachment
4:26:50 PM Lt. Col. Sutphin comments
4:26:58 PM Senator Gibson makes statement
4:27:07 PM Senator Gibson makes another statement
4:27:08 PM Chairman Altman makes a comment
4:27:20 PM Lt. Col. Sutphin makes a statement and continues his presentation
4:35:40 PM Chairman Altman ask if there are questions and thanks Lt. Col. Sutphin for his presentation
4:36:11 PM Tab 6 - Col. Mike Prendergast, Executive Director - presentation on the Department of Veterans' Affairs
4:44:19 PM Senator Evers ask a question
4:44:27 PM Col. Prendergast answers
4:44:52 PM Senator Evers ask another question
4:45:02 PM Col. Mike Prendergast answers question and continues presentation
4:52:29 PM Ms. Leticia Nazario-Braddock, Director of Administration - presentation on Veterans' Affairs budget
4:56:59 PM Col. Prendergast closes on his presentation
4:57:21 PM Chairman Altman gives remarks
4:57:35 PM Senator Gibson gives a few remarks regarding the Veterans' Affairs Department and thanks them for their hard work
4:58:07 PM Chairman Altman thanks everyone for attending the meeting
4:58:20 PM Senator Stargel moves to rise and without objection, the meeting adjourns