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1                                   A bill to be entitled  
2           An act relating to economic development; establishing  
3           the Economic Development Programs Evaluation;  
4           requiring the Office of Economic and Demographic  
5           Research and the Office of Program Policy Analysis and  
6           Government Accountability to present the evaluation;  
7           requiring the offices to develop and submit a work  
8           plan for completing the evaluation by a certain date;  
9           requiring the offices to provide an analysis of  
10          certain economic development programs and specifying a  
11          schedule; requiring the Office of Economic and  
12          Demographic Research to make certain evaluations in  
13          its analysis; limiting the office's evaluation for the  
14          purposes of tax credits, tax refunds, sales tax  
15          exemptions, cash grants, and similar programs;  
16          requiring the office to use a certain model to  
17          evaluate each program; requiring the Office of Program  
18          Policy Analysis and Government Accountability to make  
19          certain evaluations in its analysis; providing the  
20          offices access to all data necessary to complete the  
21          evaluation; amending s. 20.60, F.S.; revising the date  
22          on which the Department of Economic Opportunity and  
23          Enterprise Florida, Inc., are required to report on  
24          the business climate and economic development in the  
25          state; specifying reports and information that must be  
26          included; amending s. 220.194, F.S.; requiring the  
27          annual report for the Florida Space Business  
28          Incentives Act to be included in the annual incentives

29 | report; deleting certain reporting requirements;  
30 | amending s. 288.005, F.S.; providing a definition;  
31 | amending s. 288.012, F.S.; requiring each State of  
32 | Florida international office to submit a report to  
33 | Enterprise Florida, Inc., for inclusion in its annual  
34 | report; deleting a reporting date; amending s.  
35 | 288.061, F.S.; requiring the Department of Economic  
36 | Opportunity to analyze each economic development  
37 | incentive application; amending s. 288.0656, F.S.;  
38 | requiring the Rural Economic Development Initiative to  
39 | submit a report to supplement the Department of  
40 | Economic Opportunity's annual report; deleting certain  
41 | reporting requirements; repealing s. 288.095(3)(c),  
42 | F.S., relating to the annual report by Enterprise  
43 | Florida, Inc., of programs funded by the Economic  
44 | Development Incentives Account; amending s. 288.106,  
45 | F.S.; deleting and adding provisions relating to the  
46 | application and approval process of the tax refund  
47 | program for qualified target industry businesses;  
48 | requiring the Department of Economic Opportunity to  
49 | include information on qualified target industry  
50 | businesses in the annual incentives report; deleting  
51 | certain reporting requirements; amending s. 288.1081,  
52 | F.S.; requiring the use of loan funds from the  
53 | Economic Gardening Business Loan Pilot Program to be  
54 | included in the department's annual report; deleting  
55 | certain reporting requirements; amending s. 288.1082,  
56 | F.S.; requiring the progress of the Economic Gardening

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57 | Technical Assistance Pilot Program to be included in  
58 | the department's annual report; deleting certain  
59 | reporting requirements; amending s. 288.1088, F.S.;  
60 | requiring the department to validate contractor  
61 | performance for the Quick Action Closing Fund and  
62 | include the performance validation in the annual  
63 | incentives report; deleting certain reporting  
64 | requirements; amending s. 288.1089, F.S.; requiring  
65 | that certain projects in the Innovation Incentive  
66 | Program provide a cumulative break-even economic  
67 | benefit; requiring the department to report  
68 | information relating to the Innovation Incentive  
69 | Program in the annual incentives report; deleting  
70 | certain reporting requirements; deleting provisions  
71 | that require the Office of Program Policy Analysis and  
72 | Government Accountability and the Auditor General's  
73 | Office to report on the Innovation Incentive Program;  
74 | amending s. 288.1253, F.S.; revising a reporting date;  
75 | requiring expenditures of the Office of Film and  
76 | Entertainment to be included in the annual  
77 | entertainment industry financial incentive program  
78 | report; amending s. 288.1254, F.S.; revising a  
79 | reporting date; requiring the annual entertainment  
80 | industry financial incentive program report to include  
81 | certain information; amending s. 288.1258, F.S.;  
82 | revising a reporting date; requiring the report  
83 | detailing the relationship between tax exemptions and  
84 | incentives to industry growth to be included in the

85 | annual entertainment industry financial incentive  
86 | program report; amending s. 288.714, F.S.; requiring  
87 | the Department of Economic Opportunity's annual report  
88 | to include a report on the Black Business Loan  
89 | Program; deleting certain reporting requirements;  
90 | amending s. 288.7771, F.S.; requiring the Florida  
91 | Export Finance Corporation to submit a report to  
92 | Enterprise Florida, Inc.; amending s. 288.903, F.S.;  
93 | requiring Enterprise Florida, Inc., with the  
94 | Department of Economic Opportunity, to prepare an  
95 | annual incentives report; repealing s. 288.904(6),  
96 | F.S., relating to Enterprise Florida, Inc., which  
97 | requires the department to report the return on the  
98 | public's investment; amending s. 288.906, F.S.;  
99 | requiring certain reports to be included in the  
100 | Enterprise Florida, Inc., annual report; amending s.  
101 | 288.907, F.S.; requiring Enterprise Florida, Inc.,  
102 | with the Department of Economic Opportunity, to  
103 | prepare the annual incentives report; requiring the  
104 | annual incentives report to include certain  
105 | information; deleting a provision requiring the  
106 | Division of Strategic Business Development to assist  
107 | Enterprise Florida, Inc., with the report; amending s.  
108 | 288.92, F.S.; requiring each division of Enterprise  
109 | Florida, Inc., to submit a report; amending s.  
110 | 288.95155, F.S.; requiring the financial status of the  
111 | Florida Small Business Technology Growth Program to be  
112 | included in the annual incentives report; amending s.

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113 290.0056, F.S.; revising a reporting date; requiring  
114 the enterprise zone development agency to submit  
115 certain information for the Department of Economic  
116 Opportunity's annual report; amending s. 290.014,  
117 F.S.; revising a reporting date; requiring certain  
118 reports on enterprise zones to be included in the  
119 Department of Economic Opportunity's annual report;  
120 amending s. 331.3051, F.S.; revising a reporting date;  
121 requiring Space Florida's annual report to include  
122 certain information; amending s. 331.310, F.S.;  
123 requiring the Board of Directors of Space Florida to  
124 supplement Space Florida's annual report with  
125 operations information; deleting certain reporting  
126 requirements; amending s. 446.50, F.S.; requiring the  
127 Department of Economic Opportunity's annual report to  
128 include a plan for the displaced homemaker program;  
129 deleting certain reporting requirements; providing an  
130 effective date.

131

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

133

134 Section 1. Economic Development Programs Evaluation.—The  
135 Office of Economic and Demographic Research and the Office of  
136 Program Policy Analysis and Government Accountability (OPPAGA)  
137 shall develop and present to the Governor, the President of the  
138 Senate, the Speaker of the House of Representatives, and the  
139 chairs of the legislative appropriations committees the Economic  
140 Development Programs Evaluation.

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141 (1) The Office of Economic and Demographic Research and  
142 OPPAGA shall coordinate the development of a work plan for  
143 completing the Economic Development Programs Evaluation and  
144 shall submit the work plan to the President of the Senate and  
145 the Speaker of the House of Representatives by July 1, 2013.

146 (2) The Office of Economic and Demographic Research and  
147 OPPAGA shall provide a detailed analysis of economic development  
148 programs as provided in the following schedule:

149 (a) By January 1, 2014, and every 3 years thereafter, an  
150 analysis of the following programs:

151 1. The Capital Investment Tax Credit established under s.  
152 220.191, Florida Statutes.

153 2. The Qualified Target Industry Tax Refund established  
154 under s. 288.106, Florida Statutes.

155 3. The Brownfield Redevelopment Bonus Tax Refund  
156 established under s. 288.107, Florida Statutes.

157 4. High-Impact Sector Performance Grants established under  
158 s. 288.108, Florida Statutes.

159 5. The Quick Action Closing Fund established under s.  
160 288.1088, Florida Statutes.

161 6. The Innovation Incentive Program established under s.  
162 288.1089, Florida Statutes.

163 7. Enterprise Zone Program incentives established under  
164 ss. 212.0805, 212.0815, 212.096, 220.181, and 220.182, Florida  
165 Statutes.

166 (b) By January 1, 2015, and every 3 years thereafter, an  
167 analysis of the following programs:

168 1. The Entertainment Industry Financial Incentive Program

169 established under s. 288.1254, Florida Statutes.

170 2. The Entertainment Industry Sales Tax Exemption Program  
171 established under s. 288.1258, Florida Statutes.

172 3. VISIT Florida and its programs established under ss.  
173 288.122, 288.1226, 288.12265, and 288.124, Florida Statutes.

174 4. The Florida Sports Foundation and its programs  
175 established under ss. 288.1162, 288.11621, 288.1166, 288.1167,  
176 288.1168, 288.1169, and 288.1171, Florida Statutes.

177 (c) By January 1, 2016, and every 3 years thereafter, an  
178 analysis of the following programs:

179 1. The qualified defense contractor and space flight  
180 business tax refund program established under s. 288.1045,  
181 Florida Statutes.

182 2. The tax exemption for semiconductor, defense, or space  
183 technology sales established under s. 212.08(5)(j), Florida  
184 Statutes.

185 3. The Military Base Protection Program established under  
186 s. 288.980, Florida Statutes.

187 4. The Manufacturing and Spaceport Investment Incentive  
188 Program established under s. 288.1083, Florida Statutes.

189 5. The Quick Response Training Program established under  
190 s. 288.047, Florida Statutes.

191 6. The Incumbent Worker Training Program established under  
192 s. 445.003, Florida Statutes.

193 7. International trade and business development programs  
194 established under s. 288.826, Florida Statutes.

195 (3) Pursuant to the schedule established in subsection  
196 (2), the Office of Economic and Demographic Research shall

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197 evaluate and determine the economic benefits, as defined in s.  
198 288.005, Florida Statutes, of each program over the previous 3  
199 years. The analysis must also evaluate the number of jobs  
200 created, the increase or decrease in personal income, and the  
201 impact on state gross domestic product from the direct,  
202 indirect, and induced effects of the state's investment in each  
203 program over the previous 3 years.

204 (a) For the purpose of evaluating tax credits, tax  
205 refunds, sales tax exemptions, cash grants, and similar  
206 programs, the Office of Economic and Demographic Research shall  
207 evaluate data only from those projects in which businesses  
208 received state funds during the evaluation period. Such projects  
209 may be either fully complete, partially completed with future  
210 fund disbursal possible pending performance measures, or  
211 partially completed with no future fund disbursal possible as a  
212 result of a business's inability to meet performance measures.

213 (b) The analysis must use the model developed by the  
214 Office of Economic and Demographic Research, as required in s.  
215 216.138, Florida Statutes, to evaluate each program. The office  
216 shall provide a written explanation of the key assumptions of  
217 the model and how it is used. If the office finds that another  
218 evaluation model is more appropriate to evaluate a program, it  
219 may use another model, but it must provide an explanation as to  
220 why the selected model was more appropriate.

221 (4) Pursuant to the schedule established in subsection  
222 (2), OPPAGA shall evaluate each program over the previous 3  
223 years for its effectiveness and value to the taxpayers of this  
224 state and include recommendations on each program for



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225 consideration by the Legislature. The analysis may include  
226 relevant economic development reports or analyses prepared by  
227 the Department of Economic Opportunity, Enterprise Florida,  
228 Inc., or local or regional economic development organizations;  
229 interviews with the parties involved; or any other relevant  
230 data.

231 (5) The Office of Economic and Demographic Research and  
232 OPPAGA have access to all data necessary to complete the  
233 Economic Development Programs Evaluation, including any  
234 confidential data, notwithstanding s. 213.053, Florida Statutes.  
235 The offices may collaborate on data collection and analysis.

236 Section 2. Subsection (10) of section 20.60, Florida  
237 Statutes, is amended to read:

238 20.60 Department of Economic Opportunity; creation; powers  
239 and duties.—

240 (10) The department, with assistance from Enterprise  
241 Florida, Inc., shall, by November 1 ~~January 1~~ of each year,  
242 submit an annual report to the Governor, the President of the  
243 Senate, and the Speaker of the House of Representatives on the  
244 condition of the business climate and economic development in  
245 the state.

246 (a) The report must ~~shall~~ include the identification of  
247 problems and a prioritized list of recommendations.

248 (b) The report must incorporate annual reports of other  
249 programs, including:

250 1. The displaced homemaker program established under s.  
251 446.50.

252 2. Information provided by the Department of Revenue under

253 | s. 290.014.

254 |       3. Information provided by enterprise zone development  
 255 | agencies under s. 290.0056 and an analysis of the activities and  
 256 | accomplishments of each enterprise zone.

257 |       4. The Economic Gardening Business Loan Pilot Program  
 258 | established under s. 288.1081 and the Economic Gardening  
 259 | Technical Assistance Pilot Program established under s.  
 260 | 288.1082.

261 |       5. A detailed report of the performance of the Black  
 262 | Business Loan Program and a cumulative summary of quarterly  
 263 | report data required under s. 288.714.

264 |       6. The Rural Economic Development Initiative established  
 265 | under s. 288.0656.

266 |       Section 3. Subsection (9) of section 220.194, Florida  
 267 | Statutes, is amended to read:

268 |       220.194 Corporate income tax credits for spaceflight  
 269 | projects.—

270 |       (9) ANNUAL REPORT.—Beginning in 2014, the Department of  
 271 | Economic Opportunity, in cooperation with Space Florida and the  
 272 | department, shall include in the ~~submit an~~ annual incentives  
 273 | report required under s. 288.907 a summary of ~~summarizing~~  
 274 | activities relating to the Florida Space Business Incentives Act  
 275 | established under this section ~~to the Governor, the President of~~  
 276 | ~~the Senate, and the Speaker of the House of Representatives by~~  
 277 | ~~each November 30.~~

278 |       Section 4. Subsection (4) is added to section 288.005,  
 279 | Florida Statutes, to read:

280 |       288.005 Definitions.—As used in this chapter, the term:

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281           (4) "Jobs" means full-time equivalent positions,  
282 including, but not limited to, positions obtained from a  
283 temporary employment agency or employee leasing company or  
284 through a union agreement or coemployment under a professional  
285 employer organization agreement, which result directly from a  
286 project in this state. This number does not include temporary  
287 construction jobs involved with the construction of facilities  
288 for the project.

289           Section 5. Subsection (3) of section 288.012, Florida  
290 Statutes, is amended to read:

291           288.012 State of Florida international offices; state  
292 protocol officer; protocol manual.—The Legislature finds that  
293 the expansion of international trade and tourism is vital to the  
294 overall health and growth of the economy of this state. This  
295 expansion is hampered by the lack of technical and business  
296 assistance, financial assistance, and information services for  
297 businesses in this state. The Legislature finds that these  
298 businesses could be assisted by providing these services at  
299 State of Florida international offices. The Legislature further  
300 finds that the accessibility and provision of services at these  
301 offices can be enhanced through cooperative agreements or  
302 strategic alliances between private businesses and state, local,  
303 and international governmental entities.

304           (3) ~~By October 1 of each year,~~ Each international office  
305 shall submit to Enterprise Florida, Inc., ~~the department~~ a  
306 complete and detailed report on its activities and  
307 accomplishments during the preceding fiscal year for inclusion  
308 in the annual report required under s. 288.906. In a format

309 provided by Enterprise Florida, Inc., the report must set forth  
 310 information on:

- 311 (a) The number of Florida companies assisted.
- 312 (b) The number of inquiries received about investment  
 313 opportunities in this state.
- 314 (c) The number of trade leads generated.
- 315 (d) The number of investment projects announced.
- 316 (e) The estimated U.S. dollar value of sales  
 317 confirmations.
- 318 (f) The number of representation agreements.
- 319 (g) The number of company consultations.
- 320 (h) Barriers or other issues affecting the effective  
 321 operation of the office.
- 322 (i) Changes in office operations which are planned for the  
 323 current fiscal year.
- 324 (j) Marketing activities conducted.
- 325 (k) Strategic alliances formed with organizations in the  
 326 country in which the office is located.
- 327 (l) Activities conducted with Florida's other  
 328 international offices.
- 329 (m) Any other information that the office believes would  
 330 contribute to an understanding of its activities.

331 Section 6. Present subsections (2) and (3) of section  
 332 288.061, Florida Statutes, are redesignated as subsections (3)  
 333 and (4), respectively, and a new subsection (2) is added to that  
 334 section, to read:

335 288.061 Economic development incentive application  
 336 process.—

337 (2) Beginning July 1, 2013, the department shall review  
 338 and evaluate each economic development incentive application for  
 339 the economic benefits of the proposed award of state incentives  
 340 proposed for the project. The term "economic benefits" has the  
 341 same meaning as in s. 288.005. The Office of Economic and  
 342 Demographic Research shall review and evaluate the methodology  
 343 and model used to calculate the economic benefits. For purposes  
 344 of this requirement, an amended definition of economic benefits  
 345 may be developed in conjunction with the Office of Economic and  
 346 Demographic Research. The Office of Economic and Demographic  
 347 Research shall report on the methodology and model by September  
 348 1, 2013, and every third year thereafter, to the President of  
 349 the Senate and the Speaker of the House of Representatives.

350 Section 7. Subsection (8) of section 288.0656, Florida  
 351 Statutes, is amended to read:

352 288.0656 Rural Economic Development Initiative.—

353 (8) REDI shall submit a report ~~to the Governor, the~~  
 354 ~~President of the Senate, and the Speaker of the House of~~  
 355 ~~Representatives each year on or before September 1~~ on all REDI  
 356 activities for the prior fiscal year as a supplement to the  
 357 annual report required under s. 20.60. This report must ~~shall~~  
 358 include a status report on all projects currently being  
 359 coordinated through REDI, the number of preferential awards and  
 360 allowances made pursuant to this section, the dollar amount of  
 361 such awards, and the names of the recipients. The report must  
 362 ~~shall~~ also include a description of all waivers of program  
 363 requirements granted. The report must ~~shall~~ also include  
 364 information as to the economic impact of the projects

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365 coordinated by REDI, and recommendations based on the review and  
366 evaluation of statutes and rules having an adverse impact on  
367 rural communities, and proposals to mitigate such adverse  
368 impacts.

369 Section 8. Paragraph (c) of subsection (3) of section  
370 288.095, Florida Statutes, is repealed.

371 Section 9. Paragraph (c) of subsection (4) and paragraph  
372 (d) of subsection (7) of section 288.106, Florida Statutes, are  
373 amended to read:

374 288.106 Tax refund program for qualified target industry  
375 businesses.—

376 (4) APPLICATION AND APPROVAL PROCESS.—

377 (c) Each application meeting the requirements of paragraph  
378 (b) must be submitted to the department for determination of  
379 eligibility. The department shall review and evaluate each  
380 application based on, but not limited to, the following  
381 criteria:

382 1. Expected contributions to the state's economy,  
383 consistent with the state strategic economic development plan  
384 prepared by the department.

385 2. The economic benefits of the proposed award of tax  
386 refunds under this section ~~and the economic benefits of state~~  
387 ~~incentives proposed for the project. The term "economic~~  
388 ~~benefits" has the same meaning as in s. 288.005. The Office of~~  
389 ~~Economic and Demographic Research shall review and evaluate the~~  
390 ~~methodology and model used to calculate the economic benefits~~  
391 ~~and shall report its findings by September 1 of every 3rd year,~~  
392 ~~to the President of the Senate and the Speaker of the House of~~

393 ~~Representatives.~~

394 3. The amount of capital investment to be made by the  
395 applicant in this state.

396 4. The local financial commitment and support for the  
397 project.

398 5. The expected effect of the project on the unemployed  
399 and underemployed ~~unemployment rate~~ in the county where the  
400 project will be located.

401 6. The expected effect of the award on the viability of  
402 the project and the probability that the project would be  
403 undertaken in this state if such tax refunds are granted to the  
404 applicant.

405 ~~7. The expected long term commitment of the applicant to~~  
406 ~~economic growth and employment in this state resulting from the~~  
407 ~~project.~~

408 ~~7.8.~~ A review of the business's past activities in this  
409 state or other states, including whether the ~~such~~ business has  
410 been subjected to criminal or civil fines and penalties and  
411 whether the business received economic development incentives in  
412 other states and the results of such incentive agreements. This  
413 subparagraph does not require the disclosure of confidential  
414 information.

415 (7) ADMINISTRATION.—

416 (d) Beginning with tax refund agreements signed after July  
417 1, 2010, the department shall attempt to ascertain the causes  
418 for any business's failure to complete its agreement and ~~shall~~  
419 ~~report~~ its findings and recommendations must be included in the  
420 annual incentives report under s. 288.907 ~~to the Governor, the~~

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421 ~~President of the Senate, and the Speaker of the House of~~  
 422 ~~Representatives. The report shall be submitted by December 1 of~~  
 423 ~~each year beginning in 2011.~~

424 Section 10. Subsection (8) of section 288.1081, Florida  
 425 Statutes, is amended to read:

426 288.1081 Economic Gardening Business Loan Pilot Program.—

427 (8) The annual report required under s. 20.60 must  
 428 describe ~~On June 30 and December 31 of each year, the department~~  
 429 ~~shall submit a report to the Governor, the President of the~~  
 430 ~~Senate, and the Speaker of the House of Representatives which~~  
 431 ~~describes~~ in detail the use of the loan funds. The report must  
 432 include, at a minimum, the number of businesses receiving loans,  
 433 the number of full-time equivalent jobs created as a result of  
 434 the loans, the amount of wages paid to employees in the newly  
 435 created jobs, the locations and types of economic activity  
 436 undertaken by the borrowers, the amounts of loan repayments made  
 437 to date, and the default rate of borrowers.

438 Section 11. Subsection (8) of section 288.1082, Florida  
 439 Statutes, is amended to read:

440 288.1082 Economic Gardening Technical Assistance Pilot  
 441 Program.—

442 (8) The annual report required under s. 20.60 must  
 443 describe ~~On December 31 of each year, the department shall~~  
 444 ~~submit a report to the Governor, the President of the Senate,~~  
 445 ~~and the Speaker of the House of Representatives which describes~~  
 446 in detail the progress of the pilot program. The report must  
 447 include, at a minimum, the number of businesses receiving  
 448 assistance, the number of full-time equivalent jobs created as a



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449 result of the assistance, if any, the amount of wages paid to  
450 employees in the newly created jobs, and the locations and types  
451 of economic activity undertaken by the businesses.

452 Section 12. Paragraph (e) of subsection (3) of section  
453 288.1088, Florida Statutes, is amended to read:

454 288.1088 Quick Action Closing Fund.—

455 (3)

456 (e) The department ~~Enterprise Florida, Inc.,~~ shall  
457 validate contractor performance. Such validation shall be  
458 reported in the annual incentives report required under s.  
459 288.907 ~~within 6 months after completion of the contract to the~~  
460 ~~Governor, President of the Senate, and the Speaker of the House~~  
461 ~~of Representatives.~~

462 Section 13. Paragraphs (b) and (d) of subsection (4), and  
463 subsections (9) and (11) of section 288.1089, Florida Statutes,  
464 are amended to read:

465 288.1089 Innovation Incentive Program.—

466 (4) To qualify for review by the department, the applicant  
467 must, at a minimum, establish the following to the satisfaction  
468 of the department:

469 (b) A research and development project must:

470 1. Serve as a catalyst for an emerging or evolving  
471 technology cluster.

472 2. Demonstrate a plan for significant higher education  
473 collaboration.

474 3. Provide the state, at a minimum, a cumulative break-  
475 even economic benefit ~~return on investment~~ within a 20-year  
476 period.

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477 4. Be provided with a one-to-one match from the local  
478 community. The match requirement may be reduced or waived in  
479 rural areas of critical economic concern or reduced in rural  
480 areas, brownfield areas, and enterprise zones.

481 (d) For an alternative and renewable energy project in  
482 this state, the project must:

483 1. Demonstrate a plan for significant collaboration with  
484 an institution of higher education;

485 2. Provide the state, at a minimum, a cumulative break-  
486 even economic benefit ~~return on investment~~ within a 20-year  
487 period;

488 3. Include matching funds provided by the applicant or  
489 other available sources. The match requirement may be reduced or  
490 waived in rural areas of critical economic concern or reduced in  
491 rural areas, brownfield areas, and enterprise zones;

492 4. Be located in this state; and

493 5. Provide at least 35 direct, new jobs that pay an  
494 estimated annual average wage that equals at least 130 percent  
495 of the average private sector wage.

496 (9) The department shall validate the performance of an  
497 innovation business, a research and development facility, or an  
498 alternative and renewable energy business that has received an  
499 award. At the conclusion of the innovation incentive award  
500 agreement, or its earlier termination, the department shall  
501 ~~within 90 days,~~ submit, as part of the annual incentives report  
502 required under s. 288.907, a report ~~to the Governor, the~~  
503 ~~President of the Senate, and the Speaker of the House of~~  
504 ~~Representatives~~ detailing whether the recipient of the

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505 innovation incentive grant achieved its specified outcomes.

506 ~~(11)(a) The department shall submit to the Governor, the~~  
507 ~~President of the Senate, and the Speaker of the House of~~  
508 ~~Representatives, as part of the annual incentives report~~  
509 ~~required under s. 288.907, a report summarizing the activities~~  
510 ~~and accomplishments of the recipients of grants from the~~  
511 ~~Innovation Incentive Program during the previous 12 months and~~  
512 ~~an evaluation of whether the recipients are catalysts for~~  
513 ~~additional direct and indirect economic development in Florida.~~

514 ~~(b) Beginning March 1, 2010, and every third year~~  
515 ~~thereafter, the Office of Program Policy Analysis and Government~~  
516 ~~Accountability, in consultation with the Auditor General's~~  
517 ~~Office, shall release a report evaluating the Innovation~~  
518 ~~Incentive Program's progress toward creating clusters of high-~~  
519 ~~wage, high skilled, complementary industries that serve as~~  
520 ~~catalysts for economic growth specifically in the regions in~~  
521 ~~which they are located, and generally for the state as a whole.~~  
522 ~~Such report should include critical analyses of quarterly and~~  
523 ~~annual reports, annual audits, and other documents prepared by~~  
524 ~~the Innovation Incentive Program awardees; relevant economic~~  
525 ~~development reports prepared by the department, Enterprise~~  
526 ~~Florida, Inc., and local or regional economic development~~  
527 ~~organizations; interviews with the parties involved; and any~~  
528 ~~other relevant data. Such report should also include legislative~~  
529 ~~recommendations, if necessary, on how to improve the Innovation~~  
530 ~~Incentive Program so that the program reaches its anticipated~~  
531 ~~potential as a catalyst for direct and indirect economic~~  
532 ~~development in this state.~~

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533 Section 14. Subsection (3) of section 288.1253, Florida  
 534 Statutes, is amended to read:

535 288.1253 Travel and entertainment expenses.—

536 (3) The department shall prepare an annual report of the  
 537 expenditures of the previous fiscal year of the Office of Film  
 538 and Entertainment and provide such report to the Legislature on  
 539 November 1 ~~no later than December 30~~ of each year as part of the  
 540 report required under s. 288.1254(10) ~~for the expenditures of~~  
 541 ~~the previous fiscal year~~. The report shall consist of a summary  
 542 of all travel, entertainment, and incidental expenses incurred  
 543 within the United States and all travel, entertainment, and  
 544 incidental expenses incurred outside the United States, as well  
 545 as a summary of all successful projects that developed from such  
 546 travel.

547 Section 15. Subsection (10) of section 288.1254, Florida  
 548 Statutes, is amended to read:

549 288.1254 Entertainment industry financial incentive  
 550 program.—

551 (10) ANNUAL REPORT.—Each November 1 ~~October 1~~, the Office  
 552 of Film and Entertainment shall provide an annual report for the  
 553 previous fiscal year to the Governor, the President of the  
 554 Senate, and the Speaker of the House of Representatives which  
 555 outlines the return on investment and economic benefits to the  
 556 state. The report must ~~shall also~~ include an estimate of the  
 557 full-time equivalent positions created by each production that  
 558 received tax credits under this section and information relating  
 559 to the distribution of productions receiving credits by  
 560 geographic region and type of production. The report must also

561 include the expenditures report required under s. 288.1253(3)  
 562 and the report detailing the relationship between tax exemptions  
 563 and incentives to industry growth required under s. 288.1258(5).

564 Section 16. Subsection (5) of section 288.1258, Florida  
 565 Statutes, is amended to read:

566 288.1258 Entertainment industry qualified production  
 567 companies; application procedure; categories; duties of the  
 568 Department of Revenue; records and reports.—

569 (5) RELATIONSHIP OF TAX EXEMPTIONS AND INCENTIVES TO  
 570 INDUSTRY GROWTH; REPORT TO THE LEGISLATURE.—The Office of Film  
 571 and Entertainment shall keep annual records from the information  
 572 provided on taxpayer applications for tax exemption certificates  
 573 beginning January 1, 2001. These records also must ~~shall~~ reflect  
 574 a ratio of the annual amount of sales and use tax exemptions  
 575 under this section, plus the incentives awarded pursuant to s.  
 576 288.1254 to the estimated amount of funds expended by certified  
 577 productions. In addition, the office shall maintain data showing  
 578 annual growth in Florida-based entertainment industry companies  
 579 and entertainment industry employment and wages. The employment  
 580 information must ~~shall~~ include an estimate of the full-time  
 581 equivalent positions created by each production that received  
 582 tax credits pursuant to s. 288.1254. The Office of Film and  
 583 Entertainment shall report this information to the Legislature  
 584 no later than November 1 ~~December 1~~ of each year as part of the  
 585 report required under s. 288.1254(10).

586 Section 17. Subsection (3) of section 288.714, Florida  
 587 Statutes, is amended to read:

588 288.714 Quarterly and annual reports.—

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589           (3) The annual review and report required under s. 20.60  
590 must include ~~By August 31 of each year, the department shall~~  
591 ~~provide to the Governor, the President of the Senate, and the~~  
592 ~~Speaker of the House of Representatives~~ a detailed report of the  
593 performance of the Black Business Loan Program. The report must  
594 include a cumulative summary of quarterly report data required  
595 by subsection (1).

596           Section 18. Section 288.7771, Florida Statutes, is amended  
597 to read:

598           288.7771 Annual report of Florida Export Finance  
599 Corporation.—The corporation shall annually prepare and submit  
600 to Enterprise Florida, Inc., ~~the department~~ for inclusion in its  
601 annual report required by s. 288.906, ~~s. 288.095~~ a complete and  
602 detailed report setting forth:

603           (1) The report required in s. 288.776(3).

604           (2) Its assets and liabilities at the end of its most  
605 recent fiscal year.

606           Section 19. Section 288.903, Florida Statutes, is amended  
607 to read:

608           288.903 Duties of Enterprise Florida, Inc.—Enterprise  
609 Florida, Inc., shall have the following duties:

610           (1) Responsibly and prudently manage all public and  
611 private funds received, and ensure that the use of such funds is  
612 in accordance with all applicable laws, bylaws, or contractual  
613 requirements.

614           (2) Administer the entities or programs created pursuant  
615 to part IX of this chapter; ss. 288.9622-288.9624; ss. 288.95155  
616 and 288.9519; and chapter 95-429, Laws of Florida, line 1680Y.

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617 (3) Prepare an annual report pursuant to s. 288.906.

618 (4) Prepare, in conjunction with the department, ~~and~~ an  
619 annual incentives report pursuant to s. 288.907.

620 (5)~~(4)~~ Assist the department with the development of an  
621 annual and a long-range strategic business blueprint for  
622 economic development required in s. 20.60.

623 (6)~~(5)~~ In coordination with Workforce Florida, Inc.,  
624 identify education and training programs that will ensure  
625 Florida businesses have access to a skilled and competent  
626 workforce necessary to compete successfully in the domestic and  
627 global marketplace.

628 Section 20. Subsection (6) of section 288.904, Florida  
629 Statutes, is repealed.

630 Section 21. Subsection (3) is added to section 288.906,  
631 Florida Statutes, to read:

632 288.906 Annual report of Enterprise Florida, Inc., and its  
633 divisions; audits.—

634 (3) The following reports must be included as supplements  
635 to the detailed report required by this section:

636 (a) The annual report of the Florida Export Finance  
637 Corporation required under s. 288.7771.

638 (b) The report on international offices required under s.  
639 288.012.

640 Section 22. Section 288.907, Florida Statutes, is amended  
641 to read:

642 288.907 Annual incentives report.—

643 ~~(1) By December 30 of each year, In addition to the annual~~  
644 ~~report required under s. 288.906,~~ Enterprise Florida, Inc., in

645 conjunction with the department, by December 30 of each year,  
646 shall provide the Governor, the President of the Senate, and the  
647 Speaker of the House of Representatives a detailed incentives  
648 report quantifying the economic benefits for all of the economic  
649 development incentive programs marketed by Enterprise Florida,  
650 Inc.

651 ~~(a)~~ The annual incentives report must include:

652 (1) For each incentive program:

653 (a)1. A brief description of the incentive program.

654 (b)2. The amount of awards granted, by year, since  
655 inception and the annual amount actually transferred from the  
656 state treasury to businesses or for the benefit of businesses  
657 for each of the previous 3 years.

658 ~~3. The economic benefits, as defined in s. 288.005, based~~  
659 ~~on the actual amount of private capital invested, actual number~~  
660 ~~of jobs created, and actual wages paid for incentive agreements~~  
661 ~~completed during the previous 3 years.~~

662 (c)4. ~~The report shall also include~~ The actual amount of  
663 private capital invested, actual number of jobs created, and  
664 actual wages paid for incentive agreements completed during the  
665 previous 3 years for each target industry sector.

666 (2)(b) For projects completed during the previous state  
667 fiscal year, ~~the report must include:~~

668 (a)1. The number of economic development incentive  
669 applications received.

670 (b)2. The number of recommendations made to the department  
671 by Enterprise Florida, Inc., including the number recommended  
672 for approval and the number recommended for denial.



673            (c)3. The number of final decisions issued by the  
 674 department for approval and for denial.

675            (d)4. The projects for which a tax refund, tax credit, or  
 676 cash grant agreement was executed, identifying for each project:

677            1.a. The number of jobs committed to be created.

678            2.b. The amount of capital investments committed to be  
 679 made.

680            3.e. The annual average wage committed to be paid.

681            4.d. The amount of state economic development incentives  
 682 committed to the project from each incentive program under the  
 683 project's terms of agreement with the Department of Economic  
 684 Opportunity.

685            5.e. The amount and type of local matching funds committed  
 686 to the project.

687            (e) Tax refunds paid or other payments made funded out of  
 688 the Economic Development Incentives Account for each project.

689            (f) The types of projects supported.

690            (3)(e) For economic development projects that received tax  
 691 refunds, tax credits, or cash grants under the terms of an  
 692 agreement for incentives, ~~the report must identify:~~

693            (a)1. The number of jobs actually created.

694            (b)2. The amount of capital investments actually made.

695            (c)3. The annual average wage paid.

696            (4)(d) For a project receiving economic development  
 697 incentives approved by the department and receiving federal or  
 698 local incentives, ~~the report must include~~ a description of the  
 699 federal or local incentives, if available.

700            (5)(e) The ~~report must state~~ the number of withdrawn or

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701 terminated projects that did not fulfill the terms of their  
702 agreements with the department and, consequently, are not  
703 receiving incentives.

704 (6) For any agreements signed after July 1, 2010, findings  
705 and recommendations on the efforts of the department to  
706 ascertain the causes of any business's inability to complete its  
707 agreement made under s. 288.106.

708 (7)-(f) The amount report must include an analysis of the  
709 economic benefits, as defined in s. 288.005, of tax refunds, tax  
710 credits, or other payments made to projects locating or  
711 expanding in state enterprise zones, rural communities,  
712 brownfield areas, or distressed urban communities. The report  
713 must include a separate analysis of the impact of such tax  
714 refunds on state enterprise zones designated under s. 290.0065,  
715 rural communities, brownfield areas, and distressed urban  
716 communities.

717 (8) The name of and tax refund amount for each business  
718 that has received a tax refund under s. 288.1045 or s. 288.106  
719 during the preceding fiscal year.

720 (9)-(g) An identification of ~~The report must identify~~ the  
721 target industry businesses and high-impact businesses.

722 (10)-(h) A description of ~~The report must describe~~ the  
723 trends relating to business interest in, and usage of, the  
724 various incentives, and the number of minority-owned or woman-  
725 owned businesses receiving incentives.

726 (11)-(i) An identification of ~~The report must identify~~  
727 incentive programs not used and recommendations for program  
728 changes or program elimination ~~utilized.~~

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729           (12) Information related to the validation of contractor  
730 performance required under s. 288.061.

731           (13) Beginning in 2014, a summation of the activities  
732 related to the Florida Space Business Incentives Act.

733           ~~(2) The Division of Strategic Business Development within~~  
734 ~~the department shall assist Enterprise Florida, Inc., in the~~  
735 ~~preparation of the annual incentives report.~~

736           Section 23. Subsection (3) of section 288.92, Florida  
737 Statutes, is amended to read:

738           288.92 Divisions of Enterprise Florida, Inc.—

739           (3) By October 15 each year, each division shall draft and  
740 submit an annual report that ~~which~~ details the division's  
741 activities during the prior fiscal year and includes any  
742 recommendations for improving current statutes related to the  
743 division's related area. These annual reports shall be included  
744 in the report required under s. 288.906.

745           Section 24. Subsection (5) of section 288.95155, Florida  
746 Statutes, is amended to read:

747           288.95155 Florida Small Business Technology Growth  
748 Program.—

749           (5) Enterprise Florida, Inc., shall prepare for inclusion  
750 in the annual report ~~of the department~~ required under s. 288.907  
751 ~~by s. 288.095~~ a report on the financial status of the program.  
752 The report must specify the assets and liabilities of the  
753 program within the current fiscal year and must include a  
754 portfolio update that lists all of the businesses assisted, the  
755 private dollars leveraged by each business assisted, and the  
756 growth in sales and in employment of each business assisted.

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757 Section 25. Subsection (11) of section 290.0056, Florida  
758 Statutes, is amended to read:

759 290.0056 Enterprise zone development agency.—

760 (11) Before October 1 ~~December 1~~ of each year, the agency  
761 shall submit to the department for inclusion in the annual  
762 report required under s. 20.60 a complete and detailed written  
763 report setting forth:

764 (a) Its operations and accomplishments during the fiscal  
765 year.

766 (b) The accomplishments and progress concerning the  
767 implementation of the strategic plan or measurable goals, and  
768 any updates to the strategic plan or measurable goals.

769 (c) The number and type of businesses assisted by the  
770 agency during the fiscal year.

771 (d) The number of jobs created within the enterprise zone  
772 during the fiscal year.

773 (e) The usage and revenue impact of state and local  
774 incentives granted during the calendar year.

775 (f) Any other information required by the department.

776 Section 26. Section 290.014, Florida Statutes, is amended  
777 to read:

778 290.014 Annual reports on enterprise zones.—

779 (1) By October 1 ~~February 1~~ of each year, the Department  
780 of Revenue shall submit an annual report to the department  
781 detailing the usage and revenue impact by county of the state  
782 incentives listed in s. 290.007.

783 (2) ~~By March 1 of each year, the department shall submit~~  
784 ~~an annual report to the Governor, the Speaker of the House of~~

785 ~~Representatives, and the President of the Senate.~~ The annual  
 786 report required under s. 20.60 shall include the information  
 787 provided by the Department of Revenue pursuant to subsection (1)  
 788 and the information provided by enterprise zone development  
 789 agencies pursuant to s. 290.0056. In addition, the report shall  
 790 include an analysis of the activities and accomplishments of  
 791 each enterprise zone.

792 Section 27. Subsection (11) of section 331.3051, Florida  
 793 Statutes, is amended to read:

794 331.3051 Duties of Space Florida.—Space Florida shall:

795 (11) Annually report on its performance with respect to  
 796 its business plan, to include finance, spaceport operations,  
 797 research and development, workforce development, and education.  
 798 The report shall be submitted to the Governor, the President of  
 799 the Senate, and the Speaker of the House of Representatives no  
 800 later than November 30 ~~September 1~~ for the prior fiscal year.  
 801 The annual report must include operations information as  
 802 required under s. 331.310(2)(e).

803 Section 28. Paragraph (e) of subsection (2) of section  
 804 331.310, Florida Statutes, is amended to read:

805 331.310 Powers and duties of the board of directors.—

806 (2) The board of directors shall:

807 (e) Prepare an annual report of operations as a supplement  
 808 to the annual report required under s. 331.3051(11). The report  
 809 must ~~shall~~ include, but not be limited to, a balance sheet, an  
 810 income statement, a statement of changes in financial position,  
 811 a reconciliation of changes in equity accounts, a summary of  
 812 significant accounting principles, the auditor's report, a

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813 summary of the status of existing and proposed bonding projects,  
814 comments from management about the year's business, and  
815 prospects for the next year, ~~which shall be submitted each year~~  
816 ~~by November 30 to the Governor, the President of the Senate, the~~  
817 ~~Speaker of the House of Representatives, the minority leader of~~  
818 ~~the Senate, and the minority leader of the House of~~  
819 Representatives.

820 Section 29. Subsection (4) of section 446.50, Florida  
821 Statutes, is amended to read:

822 446.50 Displaced homemakers; multiservice programs; report  
823 to the Legislature; Displaced Homemaker Trust Fund created.—

824 (4) STATE PLAN.—

825 (a) The Department of Economic Opportunity shall include  
826 in the annual report required under s. 20.60 ~~a develop a 3-year~~  
827 ~~state plan for the displaced homemaker program which shall be~~  
828 ~~updated annually~~. The plan must address, at a minimum, the need  
829 for programs specifically designed to serve displaced  
830 homemakers, any necessary service components for such programs  
831 in addition to those enumerated in this section, goals of the  
832 displaced homemaker program with an analysis of the extent to  
833 which those goals are being met, and recommendations for ways to  
834 address any unmet program goals. Any request for funds for  
835 program expansion must be based on the ~~state~~ plan.

836 (b) The annual review and report required under s. 20.60  
837 ~~Each annual update must address any changes in the components of~~  
838 ~~the 3-year state plan and a report that must include, but need~~  
839 not be limited to, the following:

840 1. The scope of the incidence of displaced homemakers;

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841 2. A compilation and report, by program, of data submitted  
842 to the department pursuant to subparagraph 3. by funded  
843 displaced homemaker service programs;

844 3. An identification and description of the programs in  
845 the state which receive funding from the department, including  
846 funding information; and

847 4. An assessment of the effectiveness of each displaced  
848 homemaker service program based on outcome criteria established  
849 by rule of the department.

850 ~~(c) The 3-year state plan must be submitted to the~~  
851 ~~President of the Senate, the Speaker of the House of~~  
852 ~~Representatives, and the Governor on or before January 1, 2001,~~  
853 ~~and annual updates of the plan must be submitted by January 1 of~~  
854 ~~each subsequent year.~~

855 Section 30. This act shall take effect upon becoming a  
856 law.