

Agenda Order

Tab 1	CS/SB 430 by MS, Wright; (Identical to CS/H 00153) Interstate Compact on Educational Opportunity for Military Children					
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Tab 2	SB 620 by Hutson; (Similar to CS/H 00569) Local Government					
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889716	A	S	WD	AP, Brandes	Before L.52:	01/20 02:28 PM
712522	A	S	RCS	AP, Hutson	Delete L.66 - 253:	01/20 02:28 PM
538150	AA	S	RCS	AP, Hutson	Delete L.42:	01/20 02:28 PM

Tab 3	SB 638 by Perry; (Identical to H 00277) Early Childhood Music Education Incentive Pilot Program					
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS
Senator Stargel, Chair
Senator Bean, Vice Chair

MEETING DATE: Thursday, January 20, 2022
TIME: 11:30 a.m.—1:30 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Stargel, Chair; Senator Bean, Vice Chair; Senators Albritton, Baxley, Book, Bracy, Brandes, Broxson, Diaz, Gainer, Gibson, Hooper, Hutson, Mayfield, Passidomo, Perry, Pizzo, Powell, Rouson, and Stewart

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	CS/SB 430 Military and Veterans Affairs, Space, and Domestic Security / Wright (Identical CS/H 153, Compare H 465, CS/S 438)	Interstate Compact on Educational Opportunity for Military Children; Requiring the President of the Senate and the Speaker of the House of Representatives to each appoint one member to the State Council on Interstate Educational Opportunity for Military Children, rather than appoint one member jointly; extending the scheduled repeal of the compact and related provisions, etc. MS 01/11/2022 Fav/CS AP 01/20/2022 Favorable	Favorable Yeas 18 Nays 0
2	SB 620 Hutson (Similar CS/H 569)	Local Government; Authorizing certain businesses to claim business damages from a county or municipality if the county or municipality enacts or amends certain ordinances or charter provisions; authorizing businesses to recover costs and fees in a specified manner and if certain requirements are met; requiring courts to consider certain factors and follow specified guidance when assessing costs; specifying requirements for the courts in determining and awarding attorney fees; requiring attorneys and businesses to submit certain documentation relating to attorney fees, etc. JU 11/30/2021 Favorable AP 01/20/2022 Fav/CS	Fav/CS Yeas 11 Nays 7
3	SB 638 Perry (Identical H 277)	Early Childhood Music Education Incentive Pilot Program; Extending the expiration date of the Early Childhood Music Education Incentive Pilot Program, etc. ED 11/30/2021 Favorable AP 01/20/2022 Favorable	Favorable Yeas 18 Nays 0

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 Appropriations

BILL: CS/SB 430

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

SUBJECT: Interstate Compact on Educational Opportunity for Military Children

DATE: January 19, 2022 **REVISED:** _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Brown</u>	<u>Caldwell</u>	<u>MS</u>	<u>Fav/CS</u>
2.	<u>Grace</u>	<u>Sadberry</u>	<u>AP</u>	<u>Favorable</u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 430 reenacts provisions of law establishing and implementing the Interstate Compact on Educational Opportunity for Military Children (Compact) and provides for future legislative review and repeal of the Compact on July 1, 2025. The state is a member of the Compact, and therefore has an established State Council. Participation in the Compact enables member states to address educational transition issues faced by military families as they transfer from a state or school district pursuant to official military orders.

The bill also provides for the President of the Senate and the Speaker of the House of Representatives each to select a member of the State Council, increasing the membership from seven to eight members.

This bill has an insignificant fiscal impact on general revenue funds. *See* Section V. Fiscal Impact Statement.

The bill takes effect upon becoming a law.

II. Present Situation:

Interstate Compact on Educational Opportunity for Military Children

Children in active-duty military families face unique educational challenges. A military child changes schools on average three times more often than a non-military child.¹ When a parent is reassigned, a military child may be impacted by:

- Record transfer issues;
- Varied course sequencing and academic placement policies;
- Varied graduation requirements;
- Exclusion from extracurricular activities;
- Redundant or missed entrance or exit testing;
- Varied kindergarten and first grade entrance ages; and
- Having a temporary guardian appointed while the child's parent is deployed.²

The Interstate Compact on Educational Opportunity for Military Children (Compact) assists member states in uniformly addressing educational transition issues faced by active-duty military families. The compact governs member states in several areas, including school placement, enrollment, records transfer, participation in academic programs and extracurricular activities, and graduation. The Compact was developed by the Council of State Governments, in cooperation with the U.S. Department of Defense.

States join the Compact by enacting it into law, which Florida did in 2008.³ Before the compact could go into effect, at least ten states must have enacted it. This occurred on July 9, 2008, when Delaware became the tenth state to adopt the Compact. Currently, all 50 states and the District of Columbia are members of the Compact.⁴

Students eligible for assistance under the Compact must receive public funding through the local education agency and be the children of:

- Active duty members of the uniformed services,⁵ including members of the National Guard and Reserve on active-duty orders;
- Members or veterans of the uniformed services who are severely injured and medically discharged or retired, for a period of one year following separation; or
- Members of the uniformed services who die on active duty or as a result of injuries sustained on active duty, for a period of one year after death.⁶

¹ U.S. Department of Defense Education Activity (DoDEA). *All About DoDEA Educational Partnerships*, available at <https://www.dodea.edu/Partnership/about.cfm> (last visited Nov. 19, 2021).

² Military Interstate Children's Compact Commission, *Guide for Parents, School Officials and Public Administrators*, p. 2, available at http://www.mic3.net/assets/2018_parents_guide.pdf (last visited Nov. 22, 2021).

³ Ch. 2008-225, L.O.F.

⁴ Military Interstate Children's Compact Commission, *Interactive Map*, available at <http://www.mic3.net/interactive-map.html> (last visited Nov. 22, 2021).

⁵ "Uniformed services" means the Army, Navy, Air Force, Marine Corps, Coast Guard, as well as the Commissioned Corps of the National Oceanic and Atmospheric Administration, and Public Health Services. See Article II, s. R of the Compact, s. 1000.36, F.S.

⁶ Article III, s. A of the Compact, s. 1000.36, F.S.

Florida State Council

The Compact requires member states to establish a State Council to coordinate implementation of the Compact.⁷ While each state may determine the membership of its own State Council, membership must include, at a minimum, the following:

- State superintendent of education;
- Superintendent of a school district with a high concentration of military children;
- One representative from a military installation;
- One representative from the legislative branch of government; and
- One representative from the executive branch of government.⁸

Additionally, the state must appoint or designate a military family education liaison and a compact commissioner. Each of these appointees, unless already a full voting member of the council, shall serve as an ex officio member of the state council.⁹ Florida's State Council, consisting of seven members, conducts meetings quarterly, and typically via teleconference.¹⁰

Military Interstate Children's Compact Commission

The Compact establishes the Military Interstate Children's Compact Commission (Commission) to provide national-level oversight of the Compact. The Commission may adopt and enforce rules and bylaws and perform various administrative functions necessary for day-to-day operations.¹¹ The Commission is comprised of one voting representative, or Compact Commissioner, from each member state.¹² Each state is entitled to one vote on Compact rule adoption or other business matters.¹³ The Commission must meet at least once each calendar year.¹⁴

The Commission is authorized to promulgate Compact rules that govern member states in the areas addressed by the Compact.¹⁵ Compact rules have the force and effect of statutory law in member states and supersede conflicting member state laws to the extent of the conflict.¹⁶ Compact rules must not exceed the scope of authority granted by the Compact. A majority of member state legislatures may invalidate a Compact rule by legislative action.¹⁷

⁷ Article VIII of the Compact, s. 1000.36, F.S.

⁸ Article VIII, s. A of the Compact, s. 1000.36, F.S.

⁹ Article VIII, s. B. and C., of the Compact and s. 1000.39(2)(e), F.S.

¹⁰ Military Interstate Children's Compact Commission, *Florida State Council Profile*, available at <https://mic3.net/state/florida/> (last visited Nov. 23, 2021).

¹¹ Articles IX and X of the Compact, s. 1000.36, F.S.

¹² Article IX, s. B. of the Compact, s. 1000.36, F.S. The voting representative from each state is the compact commissioner.

¹³ Article IX, s. B (1.) of the Compact, s. 1000.36, F.S.

¹⁴ Article IX, s. D of the Compact, s. 1000.36, F.S.

¹⁵ See Interstate Compact on Educational Opportunity for Military Children, Compact Rules, Adopted 2009, amended October 17, 2018, available at <http://www.mic3.net/assets/rules-2018-revised-9-nov--2018.pdf> (last visited Nov. 23, 2021).

¹⁶ Article X, s. B and Article XVIII, s. B of the Compact, s. 1000.36, F.S. The Compact also provides that if any part of the Compact exceeds the constitutional limits imposed on the legislature of any member state, the provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that member state. See Article XVIII, s. E of the Compact, s. 1000.36, F.S.

¹⁷ Article XII, s. D. of the Compact, s. 1000.36, F.S.

Review of Compact Rule Adoption

Since its enactment in 2008, Florida's Compact legislation has included a repeal provision that requires automatic repeal of the Compact after a period of time, unless reauthorized by the Legislature. The repeal provision addresses concerns regarding unconstitutional delegation of legislative authority under Article II, s. 3 of the State Constitution. Because membership in the Compact entails an agreement to be bound by rules promulgated by a non-legislative entity, i.e., the Commission, the repeal provision allows the Legislature to periodically review Compact rules and determine whether it agrees with any new rules or rule amendments adopted during the intervening period.

The Legislature last reauthorized the Compact during the 2019 Regular Session,¹⁸ and provided for repeal of the Compact on July 1, 2022, unless reviewed and saved from repeal by the Legislature by that date.

III. Effect of Proposed Changes:

The bill amends s. 1000.40, F.S., to reauthorize Florida's Compact legislation and provide for the repeal of the Compact statutes, ss. 1000.36, 1000.361, 1000.38, and 1000.39, F.S., on July 1, 2025, unless reviewed and reenacted by the Legislature by that date.

Current law provides for one member of the State Council to be jointly selected by the legislature. This bill adds a member to the council and provides for one member to be selected by the President of the Senate and one member to be selected by the Speaker of the House of Representatives, increasing the membership of the Council from seven to eight.

The bill takes effect upon becoming a law.

IV. Constitutional issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

¹⁸ Chapter 2019-7, L.O.F.

E. Other Constitutional Issues:

To address concerns regarding the delegation of legislative authority, the bill provides for automatic repeal of Florida's Compact legislation after a period of time, unless reauthorized by the Legislature.¹⁹ Because membership in the Compact requires the state to agree to be bound by rules promulgated by a non-legislative entity, i.e., the Interstate Commission, the repeal provision allows the Legislature to periodically review Compact rules and determine whether it agrees with any new rules or rule amendments adopted during the period. Reauthorization of the Compact after these reviews diminishes a claim that the Legislature has delegated its authority.²⁰

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

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The annual fee that member states pay as dues to the Interstate Commission is at the rate of \$1.15 per dependent child of a military family eligible for transfer under the Interstate Compact. The total number of children of active duty personnel in the state for FY 2019-2020 was 39,293, with dues owed of \$45,187, paid for through the 2019-2020 General Appropriations Act. The number of eligible children decreased to 38,761 in 2020-2021, while the amount appropriated for 2020-2021 and 2021-2022 stayed at \$45,187. If the annual appropriation remains fairly constant for FY 2022-2023 through FY 2024-2025, the total appropriation is estimated to be \$135,561.²¹

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

The bill substantially amends the following sections of the Florida Statutes: 1000.39 and 1000.40.

¹⁹ See s. 5, ch. 2008-225, s. 3, ch. 2010-52, s. 2, ch. 2013-20, s. 2, s. 2, ch. 2016-34, and s. 1, ch. 2019-7, L.O.F.

²⁰ See Florida Senate, *Legislative Bill Analysis for SB 212* (2019).

²¹ Florida Department of Education, *2022 Agency Legislative Bill Analysis, HB 153* (Oct. 20, 2021) (on file with the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security).

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 11, 2022:

This amendment provides for a selection of a member of the State Council by each, the President of the Senate and the Speaker of the House of Representatives, rather than the current joint selection, increasing the Council from seven to eight members.

- B. **Amendments:**

None.

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

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Wright

583-01957-22

2022430c1

1 A bill to be entitled
 2 An act relating to the Interstate Compact on
 3 Educational Opportunity for Military Children;
 4 amending s. 1000.39, F.S.; requiring the President of
 5 the Senate and the Speaker of the House of
 6 Representatives to each appoint one member to the
 7 State Council on Interstate Educational Opportunity
 8 for Military Children, rather than appoint one member
 9 jointly; amending s. 1000.40, F.S.; extending the
 10 scheduled repeal of the compact and related
 11 provisions; providing an effective date.
 12
 13 Be It Enacted by the Legislature of the State of Florida:
 14
 15 Section 1. Subsection (3) of section 1000.39, Florida
 16 Statutes, is amended to read:
 17 1000.39 State council; Interstate Compact on Educational
 18 Opportunity for Military Children.—
 19 (3) The council shall consist of the following eight ~~seven~~
 20 members:
 21 (a) The Commissioner of Education or his or her designee.
 22 (b) The superintendent, or his or her designee, for the
 23 school district with the highest percentage per capita of
 24 military children during the previous school year.
 25 (c) Two members appointed by the Commissioner of Education,
 26 one of whom shall represent a military installation located
 27 within this state and one of whom shall represent the executive
 28 branch and possess experience in assisting military families in
 29 obtaining educational services for their children. The term of

Page 1 of 2

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

583-01957-22

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30 each member appointed under this paragraph shall be for 4 years,
 31 except that, in order to provide for staggered terms, the
 32 Commissioner of Education shall initially appoint one member to
 33 a term of 2 years and one member to a term of 3 years.
 34 (d) One member appointed by, and who shall serve at the
 35 pleasure of, the President of the Senate and one member
 36 appointed by, and who shall serve at the pleasure of, the
 37 Speaker of the House of Representatives.
 38 (e) The Compact Commissioner and the Military Family
 39 Education Liaison designated by the Governor under s. 1000.38,
 40 who shall serve as nonvoting, ex officio members of the council.
 41 Section 2. Section 1000.40, Florida Statutes, is amended to
 42 read:
 43 1000.40 Future repeal of the Interstate Compact on
 44 Educational Opportunity for Military Children.—Sections 1000.36,
 45 1000.361, 1000.38, and 1000.39 and this section shall stand
 46 repealed on July 1, 2025 ~~2022~~, unless reviewed and saved from
 47 repeal through reenactment by the Legislature.
 48 Section 3. This act shall take effect upon becoming a law.

Page 2 of 2

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The Florida Senate

Committee Agenda Request

To: Senator Kelli Stargel, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: January 13, 2022

I respectfully request that **Senate Bill 430**, relating to Interstate Compact on Educational Opportunity for Military Children, be placed on the:

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

A handwritten signature in cursive script that reads "Tom A. Wright".

Senator Tom A. Wright
Florida Senate, District 14

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to Senate professional staff conducting the meeting

1/20/22
Meeting Date

SB 430
Bill Number or Topic

Appropriations
Committee

Amendment Barcode (if applicable)

Name Shan Goff

Phone 850-544-1128

Address 215 S Monroe St
Street

Email shan@excelined.org

Tall Fla. 32201
City State Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Foundation for Florida's Future

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf flsenate.gov](#)

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The Florida Senate

APPEARANCE RECORD

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1/20/22

Meeting Date

430

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Philip Swannan

Phone

Address

Street

Email

City

State

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Americans for Prosperity

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) [flsenate.gov](#)

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The Florida Senate

APPEARANCE RECORD

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1/20/22 Meeting Date

430 Bill Number or Topic

Appropriations Committee

Amendment Barcode (if applicable)

Name Jimmie T Smith Phone

Address Street Email

City State Zip

Speaking: [] For [] Against [] Information OR Waive Speaking: [x] In Support [] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[] I am appearing without compensation or sponsorship.

[x] I am a registered lobbyist, representing: Concerned Veterans for America

[] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf (flsenate.gov)

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430

The Florida Senate

APPEARANCE RECORD

01/20/2022

Meeting Date

Bill Number or Topic

Appropriations 412K

Committee

Deliver both copies of this form to Senate professional staff conducting the meeting

Military

Amendment Barcode (if applicable)

Name

Karen Mazzola

Phone

407-855-7604

Address

1747 Central Florida Parkway

Email

legislators@floridapta.org

Street

Orlando FL 32809

City

State

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Florida PTA.

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

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

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: CS/SB 620

INTRODUCER: Appropriations Committee and Senator Hutson

SUBJECT: Local Government

DATE: January 24, 2022

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Bond</u>	<u>Cibula</u>	<u>JU</u>	Favorable
2.	<u>Atchley</u>	<u>Sadberry</u>	<u>AP</u>	Fav/CS

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 620 creates a cause of action for an established business to recover loss of business damages from a county or municipality whose regulatory action has caused a significant impact on the business.

Currently, landowners have a cause of action under the Bert J. Harris Act to compensate them for the lost value of their land caused by certain local government actions; landowners have a cause of action for onerous local regulation in the form of exactions; and business landowners have a cause of action under eminent domain law for business damages related to a taking of real property. Similarly, this bill creates a cause of action for a business to sue a local government when the enactment or amendment of an ordinance or charter provision causes at least a 15 percent loss of profits to the business. The business must have been in operation for at least 3 years to qualify. Business damages recoverable are the probable damages to such business which the application of the enactment or amendment of the ordinance or charter provision may reasonably cause. Local government can cure by amending or repealing the local government actions causing business damages. Compliance with a 180-day presuit notice and settlement period is required. A prevailing business may also be awarded costs and attorney fees payable by the county or municipality. If the parties settle the matter pre-trial, attorney fees are limited to a reasonable rate. If the business prevails after the presuit process, attorney fees are a percentage of the difference between the county or municipality's counteroffer and the final award.

The bill may have an indeterminate negative fiscal impact on local governments. The bill does not appear to have a fiscal impact on state government.

The bill is effective upon becoming a law, and applies to enactment or amendment of an ordinance or charter provision on or after becoming a law.

II. Present Situation:

Home Rule Powers

The Florida Constitution

The Florida Constitution establishes and describes the duties, powers, structure, function, and limitations of government in Florida. Article VIII, sections 1 and 2 of the Florida Constitution, endows counties and municipalities the power of self-government or home rule power. Under the home rule power, local governments have broad authority to exercise the state's sovereign police powers and legislate on any matter that is not inconsistent with federal law and the State Constitution and state laws.

Counties

A county without a charter has such power of self-government as provided by general or special law and may enact county ordinances not inconsistent with general law.¹ Counties operating under county charters have all the powers of local self-government not inconsistent with general law or with special law approved by a vote of the electors.² General law authorizes counties “the power to carry on county government”³ and to “perform any other acts not inconsistent with law, which acts are in the common interest of the people of the county, and exercise all powers and privileges not specifically prohibited by law.”⁴

Municipalities

Municipalities may be established or abolished, and their charters amended by general or special law. Municipalities have governmental, corporate, and proprietary powers to conduct municipal government, perform municipal functions, and render municipal services. They may exercise any of these powers for municipal purposes except as otherwise provided by law.⁵ Chapter 166, F.S., also known as the Municipal Home Rule Powers Act,⁶ acknowledges these constitutional grants of police power and better defines municipal powers of self-government.⁷ Chapter 166, F.S., provides municipalities with broad home rule powers to act in a manner not inconsistent with the Florida Constitution, general and special law, and a charter for the county in which the municipality is located.⁸

¹ FLA. CONST. art. VIII, s. 1(f).

² FLA. CONST. art. VIII, s. (1)(g).

³ Section 125.01(1), F.S.

⁴ Section 125.01(1)(w), F.S.

⁵ FLA. CONST. art. VIII, s. 2.

⁶ Section 166.011, F.S.

⁷ Florida House of Representatives, Publications, *The Local Government Formation Manual 2017-2018*, p. 16, available at: <http://www.myfloridahouse.gov/Sections/Documents/loaddoc.aspx?PublicationType=Committees&CommitteeId=2911&Session=2017&DocumentType=General Publications&FileName=2017-2018 Local Government Formation Manual Final Pub.pdf> (last visited Nov. 23, 2021).

⁸ Section 166.021(4), F.S.

Current Laws Providing Compensation for County and Municipal Governmental Actions

Eminent Domain

Both the Federal Constitution and State Constitution guarantee that a person’s private property may not be taken for public use without reimbursement. The Fifth Amendment to the United States Constitution states that no private property shall “be taken for public use without just compensation.” Similarly, the Florida Constitution provides that no private property shall be taken except for a public purpose and that each owner must be fully compensated.⁹ Florida eminent domain law compensates a landowner for the value of real property taken for a public purpose. If the taking impacts an ongoing business, the law also provides for payment of business damages related to the eminent domain taking. The term business damages refers to “the probable damages to such business which the denial of the use of the property so taken may reasonably cause.”¹⁰

State eminent domain law also provides an affected landowner the right to attorney fees.¹¹ Where the parties settle, the state or local government must pay a reasonable attorney fee, but where the issue is litigated the fee is based on benefit to the landowner. Examples of how this works in the context of business damages payable to a landowner in an eminent domain case:

Business Damages in Eminent Domain Attorney Fee Examples	
Description	Attorney Fee Calculation
Business owner’s offer is \$500,000. The government accepts the offer.	Attorney’s fees would be based on a reasonable amount of time at a reasonable rate.
Business owner’s offer is \$500,000. The government’s counteroffer is \$400,000, which is accepted by the business owner.	Attorney’s fees would be based on a reasonable amount of time at a reasonable rate.
Business owner’s offer is \$500,000. The government’s counteroffer is \$100,000. Business owner rejects the counteroffer. At trial, the jury awards \$200,000. The “benefit” is \$100,000	Attorney’s fees, based on that benefit, would be $\$100,000 \times 33\% = \$33,000$.
Business owner’s offer is \$50,000. The government’s counteroffer is \$10,000. The claim does not go to trial and is settled for \$20,000.	Attorney’s fees based on the \$10,000 benefit would be $\$10,000 \times 33\% = \$3,300$.

⁹ FLA. CONST. Art. X, s. 6.

¹⁰ Section 73.071(2)(b), F.S.

¹¹ Section 73.092, F.S.

The Bert J. Harris, Jr., Private Property Rights Protection Act

The Legislature enacted the “Bert J. Harris, Jr., Private Property Rights Protection Act” in 1995. The act provides relief to a property owner whose property is inordinately burdened by government regulation. The act is limited in scope and applies only to:

- Real, and not personal, property;
- A property owner and not a leaseholder;
- “As-applied” challenges for specific government actions, not to broad, facial challenges of government regulations; and
- Challenges that are not based on temporary impacts.¹²

The Legislature recognized that some laws, regulations, and ordinances of the state and its entities could inordinately burden, restrict, or limit private property rights *without* amounting to a taking¹³ under either the State Constitution or the United States Constitution. The Legislature declared that there is “an important state interest in protecting the interests of private property owners from those inordinate burdens.” Accordingly, the Legislature created a separate and distinct cause of action for governmental actions that might not rise to the level of taking under the State Constitution or United States Constitution. The Legislature provided a process for private landowners to seek relief, or payment of compensation, when a new law, rule, regulation, or ordinance of the state or a political entity, as applied, unfairly affects real property.¹⁴

The phrases “inordinate burden” and “inordinately burdened” mean that an action by one or more governmental entities has directly restricted or limited the use of real property to the extent that:

- The property owner is permanently unable to attain the reasonable, investment-backed expectation for the existing use of the real property or a vested right to a specific use of the real property with respect to the real property as a whole; or
- The property owner is left with existing or vested uses that are unreasonable such that the property owner bears a disproportionate share of a burden imposed for the good of the public, which in fairness should be borne by the public at large.¹⁵

Before a property owner files an action for compensation under the Bert Harris Act, he or she must present a written claim to the head of the government entity at least 90 days before filing an action. In addition to the claim, the property owner must submit a valid appraisal that supports the claim and demonstrates the loss in fair market value to the property.^{16,17} If other parties are

¹² W. Thomas Hawkins, *Land Use Law in Florida*, 17-3 (Routledge, 2021).

¹³ A “taking” is generally understood to mean a government action that deprives an owner of the use or enjoyment of his or her property. A regulatory taking occurs when a government regulation seriously restricts a property owner’s rights. BLACK’S LAW DICTIONARY (10th ed. 2014).

¹⁴ Section 70.001(1), F.S.

¹⁵ Section 70.001(3)(e)1., F.S. The definition further explains in s. 70.001(3)(e)2., F.S., what the terms do not include with regard to other impacts.

¹⁶ Section 70.001(4)(a), F.S.

¹⁷ The appraisal should contain valuations of the property both before and after the government’s restriction was imposed. This will enable the government to adequately evaluate the property owner’s potential claim for the purpose of developing a settlement offer during the pre-suit period. Margaret L. Cooper, Ronald L. Weaver, and Joanne M. Connor, *Statutory Private Property Rights Protection*, 6, *The Florida Bar*, 2018 Florida Real Property Litigation (2018), <https://1.next.westlaw.com/Link/Document/FullText?findType=Y&serNum=0368929390&pubNum=0116933&originatingD>

involved, the governmental entity must notify them, including all owners of real property that is contiguous to the owner's property.¹⁸

During the 90-day notice period, which may be extended by an agreement of the parties, the government is required to make a written settlement offer to the claimant. The settlement may contain an offer to:

- Adjust land development, permit standards, or similar provisions controlling the development or use of the land.
- Increase or modify density, intensity, or use of areas of development.
- Transfer development rights.
- Entertain land swaps or exchanges.
- Mitigate, including payments in lieu of onsite mitigation.
- Locate on the least sensitive portion of the property.
- Condition the amount of development or use permitted.
- Require that issues be addressed on a more comprehensive basis.
- Issue a development order, variance, special exception, or other extraordinary relief.
- Purchase the property or an interest in it.
- Make no changes to the proposed action.¹⁹

If the property owner rejects the settlement offer with the allowable uses, the property owner may file a claim in circuit court and the county where the real property is located.²⁰ A cause of action may not be filed more than 1 year after a law or regulation is "first applied" by the government to the property at issue. The 1-year time frame begins when the law or regulation is clear and unequivocal in its terms and notice is provided by mail to the affected property owner or registered agent. Otherwise, the law or regulation is considered first applied to the property when there is a formal denial of a written request for a development order or variance, unless under the terms of the regulation at issue, such requests would be a waste of resources.²¹

The court then conducts a bench trial to determine whether an existing use of the real property or a vested right to a specific use of the property existed and whether the government inordinately burdened the owner's property. If the court determines that an inordinate burden was imposed, the court must also determine the percentage of responsibility each governmental entity must bear.²² The property owner may decide whether the amount of compensation is to be determined by the court or jury.²³

The court, and not the jury, will determine what constitutes reasonable costs and attorney fees.²⁴

[oc=N090388C02AB211E5823BE24E38CB0B04&refType=SA&originationContext=contextAnalysis&contextData=%28sc.UserEnteredCitation%29&transitionType=ContextAnalysisItem](https://www.flsenate.gov/legislation/bills/2019/oc=N090388C02AB211E5823BE24E38CB0B04&refType=SA&originationContext=contextAnalysis&contextData=%28sc.UserEnteredCitation%29&transitionType=ContextAnalysisItem).

¹⁸ Section 70.001(4)(b), F.S.

¹⁹ Section 70.001(4)(c), F.S.

²⁰ Section 70.001(5)(b), F.S.

²¹ Section 70.001(11), F.S.

²² Section 70.001(6)(a), F.S.

²³ Section 70.001(6)(b), F.S.

²⁴ Section 70.001(6)(c)3., F.S.

The property owner is entitled to recover reasonable costs and attorney fees from the government from the date the action was filed in circuit court if:

- The property owner prevails; and
- The court determines that the government’s settlement offer did not constitute a bona fide offer that reasonably would have resolved the claim during the 90-day notice period.²⁵

Similarly, the government is entitled to recover reasonable costs and attorney fees incurred from the date the action was filed in circuit court if:

- The government prevails; and
- The court determines that the property owner did not accept a bona fide settlement offer which reasonably would have fairly resolved the claim if the offer had been accepted by the property owner during the 90 day notice period.²⁶

Governmental Exactions

In response to a 2013 U.S. Supreme Court case, *Koontz v. St. John’s River Water Management District*,²⁷ the Legislature enacted s. 70.45, F.S., in 2015, and created a cause of action for a property owner to recover damages caused by a “prohibited exaction.”²⁸ Essential phrases from the *Koontz* decision are embedded in the statute. A prohibited exaction is defined as any condition imposed by a governmental entity on a property owner’s proposed use of real property that does not have “an essential nexus to a legitimate public purpose and is not roughly proportionate to the impacts of the proposed use that the governmental entity” is seeking to avoid, minimize, or mitigate.²⁹

The action may not be brought until a prohibited exaction is actually imposed or required in writing as a final condition of approval for the requested use of real property. The right to bring the action may not be waived.³⁰

The property owner must provide a written notice to the relevant governmental entity of his or her proposed action at least 90 days before filing an action but no later than 180 days after imposition of the prohibited exaction. The notice must identify the exaction that the property owner believes is prohibited and briefly explain why he or she believes the action is prohibited along with an estimate of the damages. The relevant governmental entity must review the notice of the claim, respond in writing and identify the basis for the exaction, and explain why it maintains that the exaction is proportionate to the harm created by the proposed use of real property, or propose to remove all or a proportion of the exaction.³¹

The government has the burden of proving that the exaction has an essential nexus to a legitimate public purpose and that it is roughly proportionate to the impact the government seeks to avoid.

²⁵ Section 70.001(6)(c)1., F.S.

²⁶ Section 70.001(6)(c)2., F.S.

²⁷ *Koontz v. St. Johns River Water Management Dist.*, 570 U.S. 595 (2013).

²⁸ Chapter 2015-142, s. 2, Laws of Fla.

²⁹ Section 70.45(1)(c), F.S.

³⁰ Section 70.45(2), F.S.

³¹ Section 70.45(3), F.S.

The burden of proving damages that result from the prohibited exaction rests upon the property owner.³²

The court may award attorney fees and costs to the prevailing party. However, if the court finds that the exaction lacks an essential nexus to a legitimate public purpose, the court must award attorney fees and costs to the property owner.³³

III. Effect of Proposed Changes:

This bill creates s. 70.91, F.S., to create a cause of action for a business that has been operating for at least 3 years to recover business damages from a county or municipality who enacts or amends an ordinance or charter provision that causes a 15 percent or greater loss of profit as applied on a per location basis of a business operated within the jurisdiction. The amount of business damages can be established by any reasonable method, but the amount of business damages that may be recovered by a business may not exceed the present value of seven years' lost profits or an amount equal to the business' gross receipts for the 60 months preceding the date of enactment of or amendment to the ordinance or charter provision if the ordinance or charter will cause a total loss of profit. Unlike the three forms of recovery for government actions described above, this new cause of action is not tied to real property ownership.

Legislative Statements of Need for the Bill

The bill provides the following statements:

WHEREAS, the Legislature recognizes that the continued economic growth and economic prosperity of this state are tied to the protection of private property rights and the stability of laws, ordinances, and charter provisions, and

WHEREAS, the Legislature recognizes that the protection of private property rights and the stability of laws and local rules and regulations affecting business activities encourage investments by businesses in their real property, facilities, operations, and workforces, and

WHEREAS, investments by businesses drive the economic growth of a community, and

WHEREAS, the economic costs of local rules and regulations that are primarily for the benefit of a county or municipality as a whole should be borne by the county or municipality as a whole, and

WHEREAS, the Legislature intends to require counties and municipalities to compensate businesses for business damages when an ordinance or a charter provision causes a business significant economic harm.

³² Section 70.45(4), F.S.

³³ Section 70.45(5), F.S.

Exceptions to Application of the Bill

A county or city is not liable for business damages for any enactment or amendment of an ordinance or charter provision that is:

- Required to comply with state or federal law;
- An emergency ordinance, declaration or order enacted pursuant to the State Emergency Act;³⁴
- A temporary emergency ordinance that remains in effect no more than 90 days;
- An ordinance or charter provision enacted to implement:
 - Part II of chapter 163, relating to growth policy, county and municipal planning, and land regulation;
 - Section 553.73, relating to the Florida Building Code; or
 - Section 663.202, relating to the Florida Fire Prevention Code;
- An ordinance or charter provision required to implement a contract or agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance;
- An ordinance or charter provision relating to the issuance or refinancing of debt; or
- An ordinance or charter provision relating to the adoption of a budget or budget amendment.

Additionally, a business may not claim damages under the bill if:

- The business has been in operation for fewer than 3 years;
- The business may claim damages under eminent domain law; or³⁵
- Recovery under another legal theory would lead to a double recovery by the business.

Presuit Requirements

Similar to eminent domain actions and claims under the Bert J. Harris, Jr. Act or the law on exactions, the bill requires the parties to engage in a presuit process before litigation ensues. The presuit process starts with a demand letter from the business followed by an opportunity for negotiation and settlement before a lawsuit may be filed. Specifically, the following procedures are required:

An initial demand letter from the business must be presented to the county or city within 180 days after the effective date of the enactment or amendment to the ordinance or charter provision. The initial demand letter must include a written offer to settle the claim. It must be made in good faith, and must include an explanation of the nature, extent, and amount of business damages. The initial demand letter must be prepared by the business owner, a certified public accountant, or a business damages expert. Copies of relevant business records that substantiate the claim must be attached to the demand. The county or city may request additional information that the owner may agree to provide. The business records that may be attached include, but are not limited to:

- Federal income tax returns.
- Federal income tax withholding statements.
- Federal miscellaneous income tax statements.

³⁴ Sections 252.31-.60, F.S.

³⁵ Chapter 73, F.S.

- State sales tax returns.
- Balance sheets.
- Profit and loss statements.
- State corporate income tax returns for the 3 years preceding the enactment of or amendment to an ordinance or a charter.
- Other records relied upon by the business to substantiate a claim for business damages.

The county or city has 120 days to review the demand letter and furnish a response to it by certified mail. The response must be either acceptance, rejection, or rejection with a counteroffer. A failure to respond is considered a counteroffer of zero.³⁶ If the parties agree on the amount of business damages, the business may in addition collect costs and attorney fees. Costs and attorney fees may be litigated separately, even though the amount of business damages is agreed upon.

If the parties cannot agree on the amount of business damages, and if 180 days has elapsed since service of the initial demand letter, the business may file a lawsuit.

Opportunity to Cure

A county or municipality can avoid liability if, during the 120-day time to reply, the county or municipality:

- Repeals the ordinance or charter provision that gave rise to the business' claim;
- Amends the ordinance or charter provision that gave rise to the business' claim in a manner that returns the ordinance or charter provision to its form in existence before the business' claim arose; or
- Publishes notice of its intent to repeal or amend the ordinance that gave rise to the business' claim and, within 30 days after publication of the notice, amends the ordinance in a manner that returns the ordinance to its form in existence before the business' claim arose or repeals the ordinance.

Calculation of Business Damages

The bill does not specify criteria calculating business damages. The term is used in eminent domain litigation, is a familiar concept in that area of the law, and will likely be interpreted by the courts in a similar fashion. Thus, business damages are the probable damages to such business which application of the enacted or amended ordinance or charter provision may reasonably cause.³⁷ Business damages include lost profits attributable to the reduced profit-making capacity of the business caused by the enactment of amendment of an ordinance or charter provision.³⁸

The business must state in its complaint the nature and extent of the business damages believed to be owed. If contested, the amount is set by the jury, unless the business waives the right to a jury and elects trial by a judge.

³⁶ A counteroffer of zero is significant when calculating attorney fees based on the results of the litigation.

³⁷ See, s. 73.071(3)(b), F.S.

³⁸ See, *LeSuer v. State Rd. Dep't*, 231 So. 2d 265, 268 (Fla. 1st DCA 1970)

At trial, due to the similarities with the business damages under eminent domain law, each party will likely be “entitled to approach the ‘inherently fact-intensive’ task of business-damage valuation by presenting the opinions of qualified experts ‘based upon generally accepted accounting principles as to what should be included in the jury’s calculation.’”³⁹ These experts in calculating damages, depending upon the specific circumstances would seem to be authorized to rely on various valuation methods including an:

...income-based approach (i.e., value based on current and future revenue stream discounted to a total present value), market-based approach (i.e., value based on comparison to comparable businesses existing in the particular market adjusted for the individual characteristics and risks associated with the specific business), or asset-based approach (i.e., value based on total assets net liabilities; typically used when the business is not profitable).⁴⁰

Costs and Attorney Fees

The initial offer only includes business damages; the issue of costs and attorney fees only arises upon settlement of, or judgment for, the business damages. A business is entitled to an additional award of costs and attorney fees if the parties reach a settlement on business damages or if the business prevails in court. The calculation of attorney fees differs based on when the business damages matter was resolved. Prejudgment interest for costs and attorney fees is not allowed.

Calculation of Costs

In general, a statutory reference to costs is interpreted by the courts by reference to the *Statewide Uniform Guidelines for Taxation of Costs in Civil Actions*, promulgated by the Florida Supreme Court.⁴¹ Those uniform guidelines include payment of the reasonable costs of experts and professionals who assist the court. The bill provides procedural requirements and makes the following changes or clarifications to the uniform guidelines:

- Accountant fees are specifically named as a cost.
- At least 30 days prior to the hearing on costs, the business must submit to the county or municipality billing records of any expert witness. Billing records must include details of the expert’s time and services by date, the nature of the services performed, the time spent performing the services, and costs incurred. The business must also submit a copy of the fee agreement.
- The court must consider all factors relevant to the reasonableness of the costs, including, but not limited to, the fees paid to similar experts retained in the case by the county or municipality or other parties and the reasonable costs of similar services by similarly qualified persons.

³⁹ *System Components Corp. V. Florida Dept. of Transp.*, 14 So. 3d 967, 980 (Fla. 2009).

⁴⁰ *Id.* (citing s. 73.071(3)(b), Fla. Stat. (2004); Jeffrey M. Risius, *Business Valuation: A Primer For The Legal Professional* chs. 8, 10, 12 (2007); American Society of Appraisers, *Business Valuation Standards Glossary*, available at www.bvappraisers.org/glossary/glossary.pdf).

⁴¹ *Statewide Uniform Guidelines for Taxation of Costs in Civil Actions*, Fla.R.Civ.Pro., Appendix II.

- The court must consider the amount the business would ordinarily have been expected to pay for the services rendered if the county or municipality was not responsible for the costs.
- The court must make specific findings that justify each sum awarded as an expert witness fee.

Attorney Fees when Business Damages are Settled in Pre-Suit Initial Phase

If the county or municipality accepts the initial offer from the business, or if the business accepts the initial counteroffer of the county or municipality, the business is entitled to an award for attorney fees.

The parties may negotiate the fee. If they cannot agree, the business has one year from the effective date of the enactment or amendment to the ordinance or charter provision to file suit in the circuit court to recover a reasonable attorney fee.

To make a claim for fees after agreement on the business damages amount, the attorney for the business must submit a claim for fees to the county or municipality at least 30 days prior to any hearing. The claim must include:

- Complete time records.
- A detailed statement of services rendered by date, the nature of the services rendered, and the time spent performing the services.
- A list of all costs incurred.
- A copy of the fee agreement.

The court must be guided by the attorney fees the business would ordinarily be expected to pay for these services if the county or municipality was not responsible for the payment of those fees, and must be based on the following factors:

- The novelty, difficulty, and importance of the questions involved.
- The skill employed by the attorney in conducting the case.
- The amount of money involved.
- The responsibility incurred and fulfilled by the attorney.
- The attorney's time and labor reasonably required to adequately represent the client in relation to the benefits resulting to the client.
- The fee, or rate of fee, customarily charged for legal services of a comparable or similar nature.

Evidence related to negotiations or mediation are admissible when determining the reasonable costs or attorney fee. Attorney fees awarded by the court must be used to reduce the amount owed or paid by the business.

Attorney Fees when Business Damages are not Determined in the Initial Phase

If the county or municipality does not accept the initial good faith demand, the business does not accept the initial counteroffer of the county or municipality, and the business thereafter prevails by settlement or judgment, the court must award the prevailing business an attorney fee in addition to the business damage award. The attorney fee is based on the benefit to the business:

- 33 percent of the benefit up to \$250,000; plus

- 25 percent of the benefit between \$250,000 and \$1 million; plus
- 20 percent of the benefit above \$1 million.

The benefit to the business is calculated as follows:

- The term “benefits” means the difference, exclusive of interest, between the final judgment or settlement and the last written offer made by the county or municipality before the business hires an attorney. If the county or municipality does not make a written settlement offer before the business hires an attorney, benefits must be measured from the first written offer after the attorney is hired.
- If business records kept by the owner in the ordinary course of business were provided to the county or municipality to substantiate the business damage offer made by the business, benefits for amounts awarded for business damages are based upon the difference between the final judgment or settlement and the written counteroffer made by the county or municipality.
- If existing business records kept by the owner in the ordinary course of business were not provided to the county or municipality to substantiate the business damage offer made by the business and those records that were not provided are later deemed material to the determination of business damages, benefits for amounts awarded for business damages are based upon the difference between the final judgment or settlement and the first written counteroffer made by the county or municipality within 90 days after the receipt of the business records previously not provided to the county or municipality.
- The court may also consider nonmonetary benefits obtained for the business through the efforts of the attorney, to the extent such nonmonetary benefits are specifically identified by the court and can, within a reasonable degree of certainty, be quantified.

Effective Date

The bill takes effect upon becoming a law, and applies to an enactment or amendment of a county or municipal ordinance or charter provision that is enacted or amended on or after becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not require counties or municipalities to spend funds or limit their authority to raise revenue or receive state-shared revenues as specified in Article VII, s. 18 of the Florida Constitution.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Indeterminate. The private sector in general may be positively impacted by a more favorable regulatory climate created by CS/SB 620. Businesses harmed by certain county or municipality actions may recover business damages to compensate them for losses.

C. Government Sector Impact:

Indeterminate. The bill does not appear to have a fiscal impact on those counties and municipalities that refrain from substantially impacting businesses when enacting or amending an ordinance or charter provision. The bill may have a fiscal impact on counties and municipalities that elect to enact or amend ordinances or charter provisions in a manner that negatively and significantly impacts established businesses. The extent to which counties or municipalities may elect in the future to be impacted by this bill cannot be estimated.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 70.91 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 Appropriations on January 20, 2022:

The committee substitute:

- Limits the liability of a county or municipality for business damages to seven years' lost profits, or if an ordinance or charter provision will cause a total loss of a business profit, an amount equal to 60 months' gross receipts.
- Removes criteria authorizing a business to claim business damages due to a 15 percent reduction or revenue, but retain criteria authorizing business damages due to a 15 percent loss of profits.
- Provides for business damages to be calculated on a per location basis within offending jurisdiction.
- Lists additional types of local ordinances or charter provisions which do not give rise to a business damages claim.
- Recognizes that a local government can cure by amending or repealing the local ordinance or charter provision causing business damages.
- Advances the effective date to upon becoming law instead of July 1, 2022 and makes the bill apply prospectively to ordinance and charter provisions enacted on or after the effective date.

B. Amendments:

None.



889716

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/20/2022	.	
	.	
	.	
	.	

The Committee on Appropriations (Brandes) recommended the following:

Senate Amendment (with title amendment)

Before line 52

insert:

Section 1. Subsection (14) is added to section 70.001, Florida Statutes, to read:

70.001 Private property rights protection.-

(14) Before designating real property as a historic resource, historic landmark, or part of a historic district, or placing real property under a similar designation, a local



889716

11 government must read a statement in a public meeting outlining
12 each affected property owner's rights under the Bert J. Harris,
13 Jr., Private Property Rights Protection Act and provide a copy
14 of such statement to each affected property owner or registered
15 agent by certified mail at least 30 days before the local
16 government makes such designation. The statement must include,
17 but is not limited to, notice to the property owner that:

18 (a) The proposed law or regulation may impact the property
19 owner's existing property rights;

20 (b) The Bert J. Harris, Jr., Private Property Rights
21 Protection Act provides relief for property owners whose
22 property rights have been burdened by the actions of a local
23 government;

24 (c) Such relief may include compensation for the actual
25 loss to the fair market value of the real property caused by
26 such action; and

27 (d) The property owner may have only 1 year after a law or
28 regulation is first applied to the property at issue to pursue
29 any rights established under the Bert J. Harris, Jr., Private
30 Property Rights Protection Act.

31
32 ===== T I T L E A M E N D M E N T =====

33 And the title is amended as follows:

34 Delete line 2

35 and insert:

36 An act relating to local government; amending s.
37 70.001, F.S.; requiring local governments to read a
38 certain statement in a public meeting and provide
39 property owners with a copy of the statement before



40 making certain designations of real property;
41 providing requirements for such statement; creating s.



712522

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/20/2022	.	
	.	
	.	
	.	

The Committee on Appropriations (Hutson) recommended the following:

Senate Amendment (with title amendment)

Delete lines 66 - 253

and insert:

(a) Except as provided in paragraph (c), a business may claim business damages from a county or municipality if:

1. The county or municipality enacts or amends an ordinance or a charter that has or will cause a reduction of at least 15 percent of the business' profit as applied on a per location basis of a business operated within the jurisdiction; and



712522

11 2. The business has engaged in lawful business in this
12 state for the 3 years preceding the enactment of or amendment to
13 the ordinance or charter.

14 (b) The amount of business damages may be established by
15 any reasonable method, but the amount of business damages that
16 may be recovered by a business may not exceed:

17 1. The present value of 7 years' lost profits; or

18 2. An amount equal to the business' gross receipts for the
19 60 months preceding the date of enactment of or amendment to the
20 ordinance or charter provision. This subparagraph applies if the
21 ordinance or charter will cause a total loss of profit.

22 (c) A county or municipality is not liable for business
23 damages caused by:

24 1. An ordinance or a charter provision that is required to
25 comply with state or federal law;

26 2. Emergency ordinances, declarations, or orders adopted by
27 a county or municipality under ss. 252.31-252.60, the State
28 Emergency Management Act;

29 3. A temporary emergency ordinance enacted pursuant to s.
30 125.66 or s. 166.041 which remains in effect for no more than 90
31 days;

32 4. An ordinance or charter provision enacted to implement:

33 a. Part II of chapter 163, relating to growth policy,
34 county and municipal planning, and land development regulation;

35 b. Section 553.73, relating to the Florida Building Code;

36 or

37 c. Section 633.202, relating to the Florida Fire Prevention
38 Code;

39 5. An ordinance or charter provision required to implement



712522

40 a contract or agreement, including, but not limited to, any
41 federal, state, local, or private grant, or other financial
42 assistance accepted by a county government;

43 6. An ordinance or charter provision relating to the
44 issuance or refinancing of debt; or

45 7. An ordinance or charter provision relating to the
46 adoption of a budget or budget amendment.

47 (3) PRESUIT PROCEDURES.—

48 (a) At least 180 days before a business files an action
49 under this section against a county or municipality and within
50 180 days after the effective date of the relevant ordinance or
51 charter provision, the business must present a written offer to
52 settle the business' claim for business damages to the head of
53 the county or municipality enacting or amending the ordinance.
54 The settlement offer must be made in good faith and include an
55 explanation of the nature, extent, and monetary amount of
56 damages and must be prepared by the owner, a certified public
57 accountant, or a business damage expert familiar with the nature
58 of the operations of the business. The business must also
59 provide copies of the business' records that substantiate the
60 offer to settle the business damage claim. If additional
61 information is needed beyond the data that may be obtained from
62 business records existing at the time of the offer, the business
63 and county or municipality may agree on a schedule for the
64 submission of that information.

65 (b) Within 120 days after receipt of the good faith
66 business damage offer and accompanying business records, the
67 county or municipality must, by certified mail, accept or reject
68 the business' offer or make a counteroffer. Failure of the



712522

69 county or municipality to respond to or reject the business
70 damage offer must be deemed to be a counteroffer of zero dollars
71 for purposes of calculating attorney fees under subsection (6)
72 solely based upon the benefits achieved for the business.

73 (c) If the business and the county or municipality reach a
74 settlement before a lawsuit is filed, the business that settles
75 the claim for business damages in lieu of litigation is entitled
76 to recover costs in the same manner as provided in subsection
77 (5) and attorney fees in the same manner as provided in
78 subsection (6), more specifically as follows:

79 1. If the business recovers business damages based upon the
80 county or municipality accepting the business' initial offer or
81 the business accepting the county's or municipality's initial
82 counteroffer, attorney fees must be calculated in accordance
83 with paragraphs (6)(c), (d), (e), and (f) for the attorney's
84 time required to present the business' good faith offer.
85 Otherwise, attorney fees for the award of business damages must
86 be calculated as provided in paragraphs (6)(a) and (b), based
87 upon the difference between the final judgment or settlement of
88 business damages and the county's or municipality's counteroffer
89 to the business owner's offer.

90 2. Presuit costs must be presented, calculated, and awarded
91 in the same manner as provided in subsection (5), after the
92 business owner submits to the county or municipality all
93 business damage reports or other work products for which
94 recovery is sought and upon the county or municipality paying
95 any amounts due for business damages or upon final judgment.

96 3. If the parties cannot agree on the amount of costs and
97 attorney fees to be paid by the county or municipality, the



712522

98 business owner may file a complaint in the circuit court in the
99 county in which the business is located to recover attorney fees
100 and costs. If a business files a complaint for business damages,
101 it must be filed within 1 year after the effective date of the
102 relevant ordinance, ordinance amendment, or charter provision.

103 (d) Evidence of negotiations or of any written or oral
104 statements used in mediation or negotiations between the parties
105 under this section is inadmissible in any proceeding for
106 business damages, except in a proceeding to determine reasonable
107 costs and attorney fees.

108 (4) OPPORTUNITY TO CURE.—There is no liability under this
109 section for a county or municipality that, within the 120-day
110 timeframe provided for in subsection (3) (b):

111 (a) Repeals the ordinance or charter provision that gave
112 rise to the business' claim;

113 (b) Amends the ordinance or charter provision that gave
114 rise to the business' claim in a manner that returns the
115 ordinance or charter provision to its form in existence before
116 the business' claim arose; or

117 (c) Publishes notice of its intent to repeal or amend the
118 ordinance that gave rise to the business' claim and, within 30
119 days after publication of the notice, amends the ordinance in a
120 manner that returns the ordinance to its form in existence
121 before the business' claim arose or repeals the ordinance.

122 (5) COSTS.—

123 (a) If a business recovers business damages, the county or
124 municipality must pay the business' reasonable costs, including
125 a reasonable accountant's fee. Prejudgment interest may not be
126 paid on costs or attorney fees.



712522

127 (b) At least 30 days before a hearing to assess costs under
128 this subsection, the attorney for the business shall submit to
129 the county or municipality for each expert witness the expert
130 witness' complete time records and a detailed statement of
131 services rendered by date, nature of services performed, time
132 spent performing the services, and costs incurred and a copy of
133 any fee agreement that may exist between the expert witness and
134 the business or the business' attorney.

135 (c) In assessing costs, the court shall consider all
136 factors relevant to the reasonableness of the costs, including,
137 but not limited to, the fees paid to similar experts retained in
138 the case by the county or municipality or other parties and the
139 reasonable costs of similar services by similarly qualified
140 persons.

141 (d) In assessing costs to be paid by the county or
142 municipality, the court shall be guided by the amount the
143 business would ordinarily have been expected to pay for the
144 services rendered if the county or municipality was not
145 responsible for the costs.

146 (e) The court shall make specific findings that justify
147 each sum awarded as an expert witness fee.

148 (6) ATTORNEY FEES.—

149 (a) As used in this subsection, the term "benefits" means
150 the difference, exclusive of interest, between the final
151 judgment or settlement and the last written offer made by the
152 county or municipality before the business hires an attorney. If
153 the county or municipality does not make a written settlement
154 offer before the business hires an attorney, benefits must be
155 measured from the first written offer after the attorney is



712522

156 hired.

157 (b)1. In determining attorney fees, if business records
158 kept by the owner in the ordinary course of business were
159 provided to the county or municipality to substantiate the
160 business damage offer made by the business, benefits for amounts
161 awarded for business damages must be based upon the difference
162 between the final judgment or settlement and the written
163 counteroffer made by the county or municipality.

164 2. In determining attorney fees, if existing business
165 records kept by the owner in the ordinary course of business
166 were not provided to the county or municipality to substantiate
167 the business damage offer made by the business and those records
168 that were not provided are later deemed material to the
169 determination of business damages, benefits for amounts awarded
170 for business damages must be based upon the difference between
171 the final judgment or settlement and the first written
172 counteroffer made by the county or municipality within 90 days
173 after the receipt of the business records previously not
174 provided to the county or municipality.

175 3. The court may also consider nonmonetary benefits
176 obtained for the business through the efforts of the attorney,
177 to the extent such nonmonetary benefits are specifically
178 identified by the court and can, within a reasonable degree of
179 certainty, be quantified.

180 4. Attorney fees based upon benefits achieved shall be
181 awarded in accordance with the following schedule:

182 a. Thirty-three percent of any benefit up to \$250,000; plus

183 b. Twenty-five percent of any portion of the benefit

184 between \$250,000 and \$1 million; plus



712522

185 c. Twenty percent of any portion of the benefit exceeding
186 \$1 million.

187 (c) In assessing attorney fees in a claim for business
188 damages, when not otherwise provided for, the court shall
189 consider:

190 1. The novelty, difficulty, and importance of the questions
191 involved.

192 2. The skill employed by the attorney in conducting the
193 case.

194 3. The amount of money involved.

195 4. The responsibility incurred and fulfilled by the
196 attorney.

197 5. The attorney's time and labor reasonably required to
198 adequately represent the client in relation to the benefits
199 resulting to the client.

200 6. The fee, or rate of fee, customarily charged for legal
201 services of a comparable or similar nature.

202 (d) In determining the amount of attorney fees to be paid
203 by the county or municipality under paragraph (c), the court
204 shall be guided by the fees the business would ordinarily be
205 expected to pay for these services if the county or municipality
206 was not responsible for the payment of those fees.

207 (e) At least 30 days before a hearing to assess attorney
208 fees under paragraph (c), the attorney for the business shall
209 submit to the county or municipality and to the court complete
210 time records and a detailed statement of services rendered by
211 date, nature of services performed, time spent performing the
212 services, and costs incurred.

213 (f) The business shall provide to the court a copy of any



712522

214 fee agreement that may exist between the business and its
215 attorney, and the court must reduce the amount of attorney fees
216 to be paid by the business by the amount of any attorney fees
217 awarded by the court.

218 (7) TRIAL.—A business claiming the right to recover
219 business damages must state in its complaint the nature and
220 extent of those damages. At trial, a jury shall determine
221 whether a business is entitled to business damages and the
222 amount of damages, if any. However, the business may elect to
223 have business damages determined by the court.

224 (8) APPLICATION; CONSTRUCTION.—This section does not apply
225 to a business that may claim business damages under chapter 73
226 and may not be construed to authorize double recoveries.

227 Section 2. This act applies to county and municipal
228 ordinances or charter provisions enacted or amended on or after
229 the effective date of this act.

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

231
232 ===== T I T L E A M E N D M E N T =====

233 And the title is amended as follows:

234 Delete lines 7 - 14

235 and insert:

236 charter provisions; limiting the amount of business
237 damages that may be recovered; specifying ordinances
238 and charter provisions that do not result in liability
239 for business damages; requiring businesses and
240 counties or municipalities to follow certain presuit
241 procedures before businesses file an action for
242 business damages; authorizing businesses to recover



712522

243 costs and fees in a specified manner and if certain
244 requirements are met; specifying that certain evidence
245 relating to mediations and negotiations is
246 inadmissible as evidence in certain proceedings;
247 specifying that counties and municipalities are not
248 liable for damages if they take certain actions within
249 a specified timeframe;



538150

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/20/2022	.	
	.	
	.	
	.	

The Committee on Appropriations (Hutson) recommended the following:

- 1 **Senate Amendment to Amendment (712522)**
- 2
- 3 Delete line 42
- 4 and insert:
- 5 assistance accepted by a county or municipal government;

By Senator Hutson

7-00457D-22

2022620__

1 A bill to be entitled
 2 An act relating to local government; creating s.
 3 70.91, F.S.; defining the term "business records";
 4 authorizing certain businesses to claim business
 5 damages from a county or municipality if the county or
 6 municipality enacts or amends certain ordinances or
 7 charter provisions; providing exceptions; requiring
 8 businesses and counties or municipalities to follow
 9 certain presuit procedures before businesses file an
 10 action for business damages; authorizing businesses to
 11 recover costs and fees in a specified manner and if
 12 certain requirements are met; specifying that certain
 13 evidence relating to mediations and negotiations is
 14 inadmissible as evidence in certain proceedings;
 15 requiring courts to consider certain factors and
 16 follow specified guidance when assessing costs;
 17 defining the term "benefits"; specifying requirements
 18 for the courts in determining and awarding attorney
 19 fees; requiring attorneys and businesses to submit
 20 certain documentation relating to attorney fees;
 21 requiring businesses claiming the right to recover
 22 business damages to state the nature and extent of the
 23 damages; requiring a jury to determine whether a
 24 business is entitled to business damages and the
 25 amount of such damages unless the business elects to
 26 have the business damages determined by the court;
 27 providing applicability and construction; providing an
 28 effective date.
 29

Page 1 of 9

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

7-00457D-22

2022620__

30 WHEREAS, the Legislature recognizes that the continued
 31 economic growth and economic prosperity of this state are tied
 32 to the protection of private property rights and the stability
 33 of laws, ordinances, and charter provisions, and
 34 WHEREAS, the Legislature recognizes that the protection of
 35 private property rights and the stability of laws and local
 36 rules and regulations affecting business activities encourage
 37 investments by businesses in their real property, facilities,
 38 operations, and workforces, and
 39 WHEREAS, investments by businesses drive the economic
 40 growth of a community, and
 41 WHEREAS, the economic costs of local rules and regulations
 42 that are primarily for the benefit of a county or municipality
 43 as a whole should be borne by the county or municipality as a
 44 whole, and
 45 WHEREAS, the Legislature intends to require counties and
 46 municipalities to compensate businesses for business damages
 47 when an ordinance or a charter provision causes a business
 48 significant economic harm, NOW, THEREFORE,
 49
 50 Be It Enacted by the Legislature of the State of Florida:
 51
 52 Section 1. Section 70.91, Florida Statutes, is created to
 53 read:
 54 70.91 Compensation for business damages caused by county or
 55 municipal ordinances or charter provisions.—
 56 (1) DEFINITION.—For purposes of this section, the term
 57 "business records" includes, but is not limited to, copies of
 58 federal income tax returns, federal income tax withholding

Page 2 of 9

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

7-00457D-22 2022620__
 59 statements, federal miscellaneous income tax statements, state
 60 sales tax returns, balance sheets, profit and loss statements,
 61 state corporate income tax returns for the 3 years preceding the
 62 enactment of or amendment to an ordinance or a charter, and
 63 other records relied upon by a business to substantiate a claim
 64 for business damages.

65 (2) CLAIMS FOR BUSINESS DAMAGES.—

66 (a) Except as provided in paragraph (b), a business that
 67 has engaged in a lawful business in this state for at least 3
 68 years may claim business damages from a county or municipality
 69 if the county or municipality enacts or amends an ordinance or a
 70 charter that will cause a reduction of at least 15 percent of
 71 the business' revenue or profit.

72 (b) A county or municipality is not liable for business
 73 damages caused by:

74 1. An ordinance or a charter provision that is required to
 75 comply with state or federal law;

76 2. Emergency ordinances, declarations, or orders adopted by
 77 a county or municipality under ss. 252.31-252.60, the State
 78 Emergency Management Act;

79 3. A temporary emergency ordinance enacted pursuant to s.
 80 125.66 or s. 166.041 which remains in effect for no more than 90
 81 days; or

82 4. An ordinance or a charter provision that increases
 83 economic freedom.

84 (3) PRESUIT PROCEDURES.—

85 (a) At least 180 days before a business files an action
 86 under this section against a county or municipality and within
 87 180 days after the effective date of the relevant ordinance or

7-00457D-22 2022620__
 88 charter provision, the business must present a written offer to
 89 settle the business' claim for business damages to the head of
 90 the county or municipality enacting or amending the ordinance.
 91 The settlement offer must be made in good faith and include an
 92 explanation of the nature, extent, and monetary amount of
 93 damages and must be prepared by the owner, a certified public
 94 accountant, or a business damage expert familiar with the nature
 95 of the operations of the business. The business must also
 96 provide copies of the business' records that substantiate the
 97 offer to settle the business damage claim. If additional
 98 information is needed beyond the data that may be obtained from
 99 business records existing at the time of the offer, the business
 100 and county or municipality may agree on a schedule for the
 101 submission of that information.

102 (b) Within 120 days after receipt of the good faith
 103 business damage offer and accompanying business records, the
 104 county or municipality must, by certified mail, accept or reject
 105 the business' offer or make a counteroffer. Failure of the
 106 county or municipality to respond to or reject the business
 107 damage offer must be deemed to be a counteroffer of zero dollars
 108 for purposes of calculating attorney fees under subsection (5)
 109 solely based upon the benefits achieved for the business.

110 (c) If the business and the county or municipality reach a
 111 settlement before a lawsuit is filed, the business that settles
 112 the claim for business damages in lieu of litigation is entitled
 113 to recover costs in the same manner as provided in subsection
 114 (4) and attorney fees in the same manner as provided in
 115 subsection (5), more specifically as follows:

116 1. If the business recovers business damages based upon the

7-00457D-22

2022620__

117 county or municipality accepting the business' initial offer or
 118 the business accepting the county's or municipality's initial
 119 counteroffer, attorney fees must be calculated in accordance
 120 with paragraphs (5) (c), (d), (e), and (f) for the attorney's
 121 time required to present the business' good faith offer.
 122 Otherwise, attorney fees for the award of business damages must
 123 be calculated as provided in paragraphs (5) (a) and (b), based
 124 upon the difference between the final judgment or settlement of
 125 business damages and the county's or municipality's counteroffer
 126 to the business owner's offer.

127 2. Presuit costs must be presented, calculated, and awarded
 128 in the same manner as provided in subsection (4), after the
 129 business owner submits to the county or municipality all
 130 business damage reports or other work products for which
 131 recovery is sought and upon the county or municipality paying
 132 any amounts due for business damages or upon final judgment.

133 3. If the parties cannot agree on the amount of costs and
 134 attorney fees to be paid by the county or municipality, the
 135 business owner may file a complaint in the circuit court in the
 136 county in which the business is located to recover attorney fees
 137 and costs. If a business files a complaint for business damages,
 138 it must be filed within 1 year after the effective date of the
 139 relevant ordinance, ordinance amendment, or charter provision.

140 (d) Evidence of negotiations or of any written or oral
 141 statements used in mediation or negotiations between the parties
 142 under this section is inadmissible in any proceeding for
 143 business damages, except in a proceeding to determine reasonable
 144 costs and attorney fees.

145 (4) COSTS.—

7-00457D-22

2022620__

146 (a) If a business recovers business damages, the county or
 147 municipality must pay the business' reasonable costs, including
 148 a reasonable accountant's fee. Prejudgment interest may not be
 149 paid on costs or attorney fees.

150 (b) At least 30 days before a hearing to assess costs under
 151 this subsection, the attorney for the business shall submit to
 152 the county or municipality for each expert witness the expert
 153 witness' complete time records and a detailed statement of
 154 services rendered by date, nature of services performed, time
 155 spent performing the services, and costs incurred and a copy of
 156 any fee agreement that may exist between the expert witness and
 157 the business or the business' attorney.

158 (c) In assessing costs, the court shall consider all
 159 factors relevant to the reasonableness of the costs, including,
 160 but not limited to, the fees paid to similar experts retained in
 161 the case by the county or municipality or other parties and the
 162 reasonable costs of similar services by similarly qualified
 163 persons.

164 (d) In assessing costs to be paid by the county or
 165 municipality, the court shall be guided by the amount the
 166 business would ordinarily have been expected to pay for the
 167 services rendered if the county or municipality was not
 168 responsible for the costs.

169 (e) The court shall make specific findings that justify
 170 each sum awarded as an expert witness fee.

171 (5) ATTORNEY FEES.—

172 (a) As used in this subsection, the term "benefits" means
 173 the difference, exclusive of interest, between the final
 174 judgment or settlement and the last written offer made by the

7-00457D-22 2022620__

175 county or municipality before the business hires an attorney. If
 176 the county or municipality does not make a written settlement
 177 offer before the business hires an attorney, benefits must be
 178 measured from the first written offer after the attorney is
 179 hired.

180 (b)1. In determining attorney fees, if business records
 181 kept by the owner in the ordinary course of business were
 182 provided to the county or municipality to substantiate the
 183 business damage offer made by the business, benefits for amounts
 184 awarded for business damages must be based upon the difference
 185 between the final judgment or settlement and the written
 186 counteroffer made by the county or municipality.

187 2. In determining attorney fees, if existing business
 188 records kept by the owner in the ordinary course of business
 189 were not provided to the county or municipality to substantiate
 190 the business damage offer made by the business and those records
 191 that were not provided are later deemed material to the
 192 determination of business damages, benefits for amounts awarded
 193 for business damages must be based upon the difference between
 194 the final judgment or settlement and the first written
 195 counteroffer made by the county or municipality within 90 days
 196 after the receipt of the business records previously not
 197 provided to the county or municipality.

198 3. The court may also consider nonmonetary benefits
 199 obtained for the business through the efforts of the attorney,
 200 to the extent such nonmonetary benefits are specifically
 201 identified by the court and can, within a reasonable degree of
 202 certainty, be quantified.

203 4. Attorney fees based upon benefits achieved shall be

7-00457D-22 2022620__

204 awarded in accordance with the following schedule:

205 a. Thirty-three percent of any benefit up to \$250,000; plus

206 b. Twenty-five percent of any portion of the benefit

207 between \$250,000 and \$1 million; plus

208 c. Twenty percent of any portion of the benefit exceeding

209 \$1 million.

210 (c) In assessing attorney fees in a claim for business

211 damages, when not otherwise provided for, the court shall

212 consider:

213 1. The novelty, difficulty, and importance of the questions
 214 involved.

215 2. The skill employed by the attorney in conducting the
 216 case.

217 3. The amount of money involved.

218 4. The responsibility incurred and fulfilled by the
 219 attorney.

220 5. The attorney's time and labor reasonably required to
 221 adequately represent the client in relation to the benefits
 222 resulting to the client.

223 6. The fee, or rate of fee, customarily charged for legal
 224 services of a comparable or similar nature.

225 (d) In determining the amount of attorney fees to be paid
 226 by the county or municipality under paragraph (c), the court
 227 shall be guided by the fees the business would ordinarily be
 228 expected to pay for these services if the county or municipality
 229 was not responsible for the payment of those fees.

230 (e) At least 30 days before a hearing to assess attorney
 231 fees under paragraph (c), the attorney for the business shall
 232 submit to the county or municipality and to the court complete

7-00457D-22

2022620__

233 time records and a detailed statement of services rendered by
234 date, nature of services performed, time spent performing the
235 services, and costs incurred.

236 (f) The business shall provide to the court a copy of any
237 fee agreement that may exist between the business and its
238 attorney, and the court must reduce the amount of attorney fees
239 to be paid by the business by the amount of any attorney fees
240 awarded by the court.

241 (6) TRIAL.—A business claiming the right to recover
242 business damages must state in its complaint the nature and
243 extent of those damages. At trial, a jury shall determine
244 whether a business is entitled to business damages and the
245 amount of damages, if any. However, the business may elect to
246 have business damages determined by the court.

247 (7) APPLICATION; CONSTRUCTION.—This section does not apply
248 to a business that may claim business damages under chapter 73
249 and may not be construed to authorize double recoveries.

250 Section 2. This act applies to county and municipal
251 ordinances or charter provisions enacted or amended on or after
252 July 1, 2022.

253 Section 3. This act shall take effect July 1, 2022.



The Florida Senate

Committee Agenda Request

To: Senator Kelli Stargel, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: January 10, 2021

I respectfully request that **Senate Bill #620**, relating to Local Government, be placed on the:

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

A handwritten signature in black ink that reads "Travis Hutson".

Senator Travis Hutson
Florida Senate, District 7

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to Senate professional staff conducting the meeting

Jan 20, 2022

Meeting Date

Appropriations

Committee

SB 620

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Commissioner Peter O'Bryan

Phone

772-226-1440

Address

1801 27th St.

Street

Email

pobryan@irc.gov.com

Vero Beach

City

FL

State

32960

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) [flsenate.gov](#)

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The Florida Senate

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1/20/22

Meeting Date

SB 620

Bill Number or Topic

Approps

Committee

Amendment Barcode (if applicable)

Name Dr. Rick Templin

Phone 850 224 6926

Address 135 S. Monroe

Email _____

Street

Talkhassie

City

FL

State

32301

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Florida AFL-CIO

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) ([flsenate.gov](#))

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1.20.22

Meeting Date

The Florida Senate APPEARANCE RECORD

620

Bill Number or Topic

Appropriations

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Committee

Amendment Barcode (if applicable)

Name **Rebecca O'Hara**

Phone **850-222-9684**

Address **PO Box 1757**

Email **rohara@flcities.com**

Street

Tallahassee

FL

32302-1757

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Florida League of Cities

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf (fisenate.gov)

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10/10/2021

The Florida Senate

APPEARANCE RECORD

1/20/22 11:30 am

620

Meeting Date

Bill Number or Topic

AP 412 KB

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Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name **DAVID CULLEN**

Phone **941-323-2404**

Address **9830 ELM ST**

Email **cullenasea@gmail.com**

Street

OCEAN CITY

MD

21842

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

SIERRA CLUB FLORIDA

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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SB 620

Bill Number or Topic

Amendment Barcode (if applicable)

1/20/22

Meeting Date

Appropriations

Committee

Name Sabrina Javellana (ha-veg-gana)

Phone 754-230-2729

Address 810 NE 27th Ave.

Email SabrinaJave@gmail.com

City Mollandale Both FL

Zip 33009

Speaking: [] For [x] Against [] Information OR Waive Speaking: [] In Support [] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[x] I am appearing without compensation or sponsorship.

[] I am a registered lobbyist, representing:

[] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf |flsenate.gov

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The Florida Senate

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1/20/2022

Meeting Date

620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name

Bob McKee

Phone

850 922-4300

Address

100 South Monroe

Email

b.mckee@fl-counties.com

Street

Tallahassee

FL

32308

City

State

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Florida Association of Counties

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

1-20-22
Meeting Date

50620
Bill Number or Topic

Appropriations
Committee

Deliver both copies of this form to
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Amendment Barcode (if applicable)

Name Carl Zalask Phone _____

Address 605 NE 25 Ave Email Carl.Zalask@GnacionCountyFL.org
Street
Ocala FL 34470
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1-20-22

Meeting Date

SB 620

Bill Number or Topic

Approps

Committee

Amendment Barcode (if applicable)

Name Melissa McKinlay, Immediate Past President

Phone

561-355-2204

Florida Association of Counties

Address 301 N. Olive Ave.

Email

mmckinlay@pb.gov.org

Street

WPB

City

FL

State

33401

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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The Florida Senate

APPEARANCE RECORD

January 20, 2022
Meeting Date

SB 620
Bill Number or Topic

Appropriations
Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Bill TRUAX, FAC IST V.P.

Phone 941-270-1733

Address 5 LONG MEADOW PL
Street

Email Bill.Trux@CHARLOTTECOUNTYFL.GOV

ROTONDA WEST FL 33947
City State Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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The Florida Senate

APPEARANCE RECORD

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1/20/22
Meeting Date

620
Bill Number or Topic

Appropriations
Committee

Amendment Barcode (if applicable)

Name Ida V. Eskamani Phone _____

Address 134 E Colonial Dr Email _____
Street

Orlando FL 32801
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:
Florida Rising

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf flsenate.gov](#)

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The Florida Senate

APPEARANCE RECORD

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SB 620

Bill Number or Topic

1/20/21

Meeting Date

APPROPRIATIONS

Committee

COMMISSIONER

Amendment Barcode (if applicable)

Name LEE CONSTANTINE Phone 407-221-5551

Address 640 JASMINE RD Email LEE.CONSTANTINE22@YAHOO.COM

Street

ALTAMONTE SPRS. FLA 32701

City

State

Zip

Speaking: [] For [x] Against [] Information OR Waive Speaking: [] In Support [] Against

PLEASE CHECK ONE OF THE FOLLOWING:

- [x] I am appearing without compensation or sponsorship. [] I am a registered lobbyist, representing: [] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf (flsenate.gov)

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The Florida Senate

APPEARANCE RECORD

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1-20-21

Meeting Date

SB 620

Bill Number or Topic

SENATE APPROPRIATIONS

Committee

Amendment Barcode (if applicable)

Name 2ND VP OF FAC - TERRY BURROUGHS

Phone 863-697-6325

Address 304 NW 2ND ST

Street

Email TBurroughs@cookeedee.fl.us

OKeechokee

City

FLA

State

34972

Zip

Speaking: [] For [X] Against [] Information OR Waive Speaking: [] In Support [] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[X] I am appearing without compensation or sponsorship.

[] I am a registered lobbyist, representing:

[] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf (flsenate.gov)

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1.20.22

Meeting Date

Appropriations

Committee

Name Rebecca O'Hara

Address PO Box 1757
Street

Tallahassee
City

FL
State

32302-1757
Zip

The Florida Senate
APPEARANCE RECORD

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620

Bill Number or Topic

712522

Amendment Barcode (if applicable)

Phone 850-222-9684

Email rohara@flcities.com

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Florida League of Cities

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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The Florida Senate

APPEARANCE RECORD

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1/20/22

Meeting Date

SB 620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Jane West

Phone 904-671-4008

Address 308 Monroe St.

Street

Email jwest@1000Fof.org

Tallahassee FL

City

State

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

1000 Friends of Florida

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf](#) [flsenate.gov](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1/20/2022

Meeting Date

SB 620

Bill Number or Topic

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Committee

Amendment Barcode (if applicable)

Name

DANIEL KURCZI

Phone

(937) 219-7230

Address

505 FOREST CREEK RUN

Email

dkurczi@ovssr.org

Street

DE LEON SPRINGS FL 32130

City

State

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) ([flsenate.gov](#))

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The Florida Senate

APPEARANCE RECORD

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11/20/2022

Meeting Date

620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Carol Bowen

Phone 954-465-6811

Address 3730 Coconut Creek Parkway, Ste 200

Email cbowen@abcaeastflorida.com

Street

Coconut Creek FL

City

State

33006

Zip

Speaking: For Against Information

OR

Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Associated Builders & Contractors

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) (flsenate.gov)

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1/20/2022

Meeting Date

620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Karen Woodall

Phone 850-321-9386

Address 579 E. Call St.

Street

Email fctep@yahoo.com

Tallahassee FL 32301

City

State

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing: FI Center for Fiscal + Economic Policy

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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The Florida Senate

APPEARANCE RECORD

1-20-22

Meeting Date

620

Bill Number or Topic

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Committee

Amendment Barcode (if applicable)

Name Barbara DeBae

Phone 251-4280

Address 625 E. Brevard St

Email barba.debae.1@yahoo.com

Street

Tallahassee

City

FL

State

32308

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

FL NOW

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. 511.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf | flsenate.gov

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The Florida Senate

APPEARANCE RECORD

SB 620

1/20/22

Meeting Date

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Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name **Carolyn Johnson**

Phone **521-1200**

Address **136 S Bronough Street**

Email **cjohnson@flchamber.com**

Street

Tallahassee

FL

32301

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

FL Chamber of Commerce

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1-20-2022

Meeting Date

620

Bill Number or Topic

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Committee

Amendment Barcode (if applicable)

Name Kammeron Brown

Phone _____

Address 1008 Redbud Ave

Email _____

Street

Tallahassee

FL

32303

City

State

Zip

Speaking: For Against Information

OR

Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](https://www.flsenate.gov/2020-2022/JointRules.pdf)

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1/20/22

Meeting Date

The Florida Senate APPEARANCE RECORD

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SB620

Bill Number or Topic

Approps 4112

Amendment Barcode (if applicable)

Committee

Name

Teresa McBride

Phone

Address

600 S.W. 28 Ter

Email

Street

Fort Lauderdale

FL

33312

City

State

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.

I am a registered lobbyist,
representing:

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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The Florida Senate

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1/20/22

Meeting Date

SB 0628

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Noah Holliman

Phone

Address

1206 N.W. 7th Terr
Street

Email

Fort Lauderdale
City

FL
State

33311
Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf flsenate.gov](#)

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1/20/2022 Meeting Date

Appropriations Committee

SB0620 Bill Number or Topic

Amendment Barcode (if applicable)

Name Maurice Johnson Phone

Address 2304 NW 14 Ct Street Email

Fort Lauderdale FL 33311 City State Zip

Speaking: [] For [] Against [] Information OR Waive Speaking: [] In Support [x] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[] I am appearing without compensation or sponsorship. [] I am a registered lobbyist, representing: [] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf flsenate.gov

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Meeting Date

Approps

Committee

SB 620

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Dorothy Jacobs

Phone

Address

939 S. Dixie Ct #210

Email

jacobsdorothy19@gmail.com

Street

Fort Lauderdale

City

FL

State

33311

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf flsenate.gov](https://www.flsenate.gov/2020-2022/JointRules.pdf)

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Meeting Date

SB0620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Linda Lewis

Phone 954-609-6159

Address 2846 S.W. 4th Court

Email

Street

Ft. Lauderdale

33312

City

State

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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1/20/22

Meeting Date

620

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name Justin Powell

Phone

Address 20569 County Rd N68

Email

Street

Robertsdale

AL

36567

City

State

Zip

Speaking: [] For [] Against [] Information OR Waive Speaking: [] In Support [X] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[X] I am appearing without compensation or sponsorship.

[] I am a registered lobbyist, representing:

[] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf flsenate.gov

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1/20/22
Meeting Date

The Florida Senate
APPEARANCE RECORD

SB 620
Bill Number or Topic

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Committee

Amendment Barcode (if applicable)

Name Melissa Francisco

Phone 904 887-2981

Address 548 NW Zack Dr

Email mmapp@Suwannee.k12.fl.us

lake city FL 32055
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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APPEARANCE RECORD

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SB620

Bill Number or Topic

1/20/2022

Meeting Date

Committee

Amendment Barcode (if applicable)

Name Susan Delago

Phone 239-223-1397

Address 17530 Caloosa Trace Circle

Email Sdelagochef@yahoo.com

Street

Ft. Myers

City

FL

State

33967

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf](#) [flsenate.gov](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1/20/22

Meeting Date

620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Phillip Suderman

Phone _____

Address _____

Email _____

Street

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Americans for Prosperity

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) ([flsenate.gov](#))

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1/20/2022

Meeting Date

Appropriations

Committee

Name Lorena Holley

Address 227 S. Adams Street

Street

Tallahassee

City

FL

State

32301

Zip

The Florida Senate

APPEARANCE RECORD

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620

Bill Number or Topic

Amendment Barcode (if applicable)

Phone 850-222-4082

Email lorena@frf.org

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Florida Retail Federation

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

1/20/2022

Meeting Date

The Florida Senate
APPEARANCE RECORD

620 - Local Government

Bill Number or Topic

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Appropriations

Committee

Amendment Barcode (if applicable)

Name **Jonathan Webber**

Phone **954-593-4449**

Address **1700 N. Monroe St. #11-286**

Email **jwebber@fcvoters.org**

Street

Tallahassee

FL

32303

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Florida Conservation Voters

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1/20/2022
Meeting Date

620
Bill Number or Topic

Appropriations
Committee

Amendment Barcode (if applicable)

Name DAPHNEE SAINVIL (SANE-VIL) Phone 954-299-7806

Address 100 N. Andrews Ave Email DSAINVIL@FORTLAUDERDALE.GOV
Street

Fort Lauderdale FL 33301
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:
CITY OF FORT LAUDERDALE

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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1-20-2022

Meeting Date

The Florida Senate
APPEARANCE RECORD

SB ~~640~~ 620

Bill Number or Topic *nf*

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Appropriations

Committee

Amendment Barcode (if applicable)

Name **Natalie Fausel**

Phone **561-317-0889**

Address **201 West Park Ave, Ste 100**

Email **natalie@anfieldflorida.com**

Street

Tallahassee

FL

32301

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.

I am a registered lobbyist,
representing:

BROWARD COUNTY

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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1-20-2022
Meeting Date

SB 620
Bill Number or Topic

Appropriations
Committee

Amendment Barcode (if applicable)

Name Natalie Fausel Phone 561-317-0889

Address 201 West Park Ave., Ste 100 Email natalie@antfieldflorida.com
Street

Tallahassee FL 32301
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:
Florida Policy Institute

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf](#) [flsenate.gov](#)

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The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to Senate professional staff conducting the meeting

1-20-2022

Meeting Date

SB 620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Natalie Fausel

Phone 561-317-0889

Address 201 West Park Ave., Ste 100

Street

Email natalie@antfieldflorida.com

Tallahassee

City

FL

State

32301

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

The Impact Project

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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The Florida Senate

APPEARANCE RECORD

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1/20/22

Meeting Date

620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name

Adam Basford

Phone

222-7173

Address

516 N Adams

Email

abasford@aif.com

Street

Tallahassee FL 32301

City

State

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Associated Industries of FL

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf](#) (flsenate.gov)

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The Florida Senate

APPEARANCE RECORD

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1/20/22 Meeting Date

SB 620 Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name Nery Lopez Phone 407 970 6541

Address 10800 Biscayne Blvd Email Nery@floridarisng.org

Miami FL 33161 City State Zip

Speaking: [] For [] Against [] Information OR Waive Speaking: [] In Support [x] Against

PLEASE CHECK ONE OF THE FOLLOWING:

[] I am appearing without compensation or sponsorship.

[] I am a registered lobbyist, representing:

[x] I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

FL Student Power

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022JointRules.pdf (flsenate.gov)

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The Florida Senate

APPEARANCE RECORD

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1/20/2022

Meeting Date

SB 620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Ana Guevara

Phone 561-215-1062

Address Street

Email ana@floridaising.org

City

State

Zip

Speaking: For Against Information OR Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Florida Student Power.

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. 2020-2022 Joint Rules.pdf flsenate.gov

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1-20-22

Meeting Date

The Florida Senate APPEARANCE RECORD

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Senate professional staff conducting the meeting

620

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name Jess M. McCarty, Executive Assistant County Attorney

Phone 305-979-7110

Address 111 NW 1st Street

Email jmm2@miamidade.gov

Street

Miami

City

FL

State

33128

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Miami-Dade County

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

1/20/22

Meeting Date
Appropriations
Committee

The Florida Senate APPEARANCE RECORD

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Senate professional staff conducting the meeting

620

Bill Number or Topic
Amendment Barcode (if applicable)

Name MARK Jeffries

Phone 407-836-5909

Address 201 S. Rosalind Ave
Street

Email mark.jeffries@ocfl.net

Orlando FL 32801
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing: Orange County

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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The Florida Senate

APPEARANCE RECORD

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Senate professional staff conducting the meeting

1-20-22

Meeting Date

620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Christine Saint Louis

Phone 407-756-0334

Address 2319 Meadow oak cir

Email byersgirl@hotmail.com

Street

Kissimmee

FL

34746

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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The Florida Senate

APPEARANCE RECORD

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1-20-22

Meeting Date

SB 620

Bill Number or Topic

Appropriations

Committee

Amendment Barcode (if applicable)

Name Charles Colon

Phone 407 556 7694

Address 61st Sage

Email

Street

Orlando

City

FL

State

32807

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

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

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 638

INTRODUCER: Senator Perry

SUBJECT: Early Childhood Music Education Incentive Pilot Program

DATE: January 19, 2022

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Brick</u>	<u>Bouck</u>	<u>ED</u>	Favorable
2.	<u>Grace</u>	<u>Sadberry</u>	<u>AP</u>	Favorable

I. Summary:

SB 638 extends the scheduled expiration of the Early Childhood Music Education Incentive Pilot Program from June 30, 2022, to June 30, 2023.

The bill has no impact on state revenues or expenditures. The pilot program is contingent upon legislative appropriation.

This bill takes effect upon becoming a law.

II. Present Situation:

The Legislature established the Early Childhood Music Education Incentive Pilot Program (pilot program) in 2017 to assist certain school districts in implementing comprehensive music education programs in kindergarten through grade 2, beginning with the 2017-2018 school year.¹

For a school district to be eligible for participation in the pilot program, the district school superintendent must certify to the Commissioner of Education (commissioner) that specified elementary schools within the district have established a comprehensive music education program that:²

- Includes all students enrolled at the school in kindergarten through grade 2;
- Is staffed by certified music educators;
- Provides music instruction for at least 30 consecutive minutes two days a week;
- Complies with class size requirements under the law;³ and
- Complies with the Department of Education's standards for early childhood music education programs for students in kindergarten through grade 2.

¹ Section 69, ch. 2017-116, L.O.F.

² Section 1003.481(2)(a)-(e), F.S.

³ The maximum number of students assigned to each teacher who is teaching core-curriculum courses in public school classrooms for prekindergarten through grade 3 may not exceed 18 students. Section 1003.03(1)(a), F.S.

The commissioner must select school districts for participation in the pilot program, subject to legislative appropriation, based on the school district's proximity to the University of Florida and needs-based criteria established by the State Board of Education. Selected school districts must annually receive \$150 per full-time equivalent student in kindergarten through grade 2 who is enrolled in a comprehensive music education program.⁴

The University of Florida's College of Education is required to collaborate with Florida International University's School of Music to evaluate the effectiveness of the pilot program. Upon completion, the results of the evaluation must be shared with the Florida Center for Partnerships in Arts-Integrated Teaching. The State Board of Education is authorized to adopt rules to administer the pilot program.⁵

The Legislature appropriated \$400,000 for the pilot program in each of the 2020-2021 and 2021-2022 fiscal years.⁶ As of August 2021, a total of 10 schools from the Alachua, Marion, and Miami-Dade school districts have been selected to participate in the program and have served approximately 2,000 students in kindergarten through second grade.⁷

The pilot program is scheduled to expire on June 30, 2022.⁸

III. Effect of Proposed Changes:

The bill extends the scheduled expiration of the Early Childhood Music Education Incentive Pilot Program from June 30, 2022, to June 30, 2023.

This bill takes effect upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

⁴ Section 1003.481(3)(a), F.S.

⁵ Section 1003.481(4) and (5), F.S.

⁶ Specific Appropriation 114, s.2, ch. 2020-111, L.O.F.; and Specific Appropriation 110, s. 2, ch. 2021-36, L.O.F.

⁷ Email, Office of Senator Keith Perry (Nov. 23, 2021) (on file with Senate Committee on Education).

⁸ Section 1003.481(6), F.S.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill has no impact on state revenues or expenditures. The pilot program is contingent upon legislative appropriation.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill amends section 1003.481 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.

By Senator Perry

8-00173-22

2022638__

1 A bill to be entitled
2 An act relating to the Early Childhood Music Education
3 Incentive Pilot Program; amending s. 1003.481, F.S.;
4 extending the expiration date of the Early Childhood
5 Music Education Incentive Pilot Program; providing an
6 effective date.

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

9
10 Section 1. Subsection (6) of section 1003.481, Florida
11 Statutes, is amended to read:

12 1003.481 Early Childhood Music Education Incentive Pilot
13 Program.—

14 (6) This section expires June 30, 2023 ~~2022~~.

15 Section 2. This act shall take effect upon becoming a law.



The Florida Senate

Committee Agenda Request

To: Senator Kelli Stargel, Chair
Committee on Appropriations

Subject: Committee Agenda Request

Date: December 16, 2021

I respectfully request that **Senate Bill #638**, relating to Early Childhood Music Education Incentive Pilot Program, be placed on the:

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

A handwritten signature in black ink that reads "W. Keith Perry".

Senator Keith Perry
Florida Senate, District 8

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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Early Childhood Music

1/20/2022

Meeting Date

Appropriations 412

Committee

1038

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Kathleen Murphy

Phone

407-855-7804

Address

1747 Orlando Central Parkway

Email

legislation@floridapta.org

Street

Orlando, FL 32809

City

State

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:



In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without
compensation or sponsorship.

I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida PTA

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THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on
Transportation,
Tourism, and Economic Development,
Chair
Appropriations
Appropriations Subcommittee on Criminal
and Civil Justice
Criminal Justice
Ethics and Elections
Transportation

SENATOR GEORGE B. GAINER
2nd District

January 7, 2022

Dear Chair Stargel,

I am respectfully requesting a formal excusal for the upcoming Appropriations meetings on January 12th and January 20th. I regret that I will be unable to attend, as I am taking measured steps for an upcoming surgery.

If there are any questions or concerns, please do not hesitate to call my office at (850) 487-5002.

Thank you,

A handwritten signature in blue ink that reads "George B. Gainer".

Senator George Gainer
District 2

REPLY TO:

- 840 West 11th Street, Panama City, Florida 32401 (850) 747-5454
- Northwest Florida State College, 100 East College Boulevard, Building 330, Rooms 105 and 112, Niceville, Florida 32578 (850) 747-5454
- 408 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5002

Senate's Website: www.flsenate.gov

WILTON SIMPSON
President of the Senate

AARON BEAN
President Pro Tempore



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Agriculture, *Chair*
Appropriations
Appropriations Subcommittee on Health and
Human Services
Banking and Insurance
Children, Families, and Elder Affairs
Judiciary
Reapportionment
Regulated Industries

SELECT SUBCOMMITTEE:

Select Subcommittee on Congressional
Reapportionment

SENATOR DARRYL ERVIN ROUSON

19th District

January 20, 2022

Senator Kelli Stargel
420 Senate Building
404 South Monroe Street
Tallahassee, FL 32399

Chairman Stargel,

Please excuse my absence from the Senate Committee on Appropriations meeting on January 20th, 2022.

Thank you,

A handwritten signature in blue ink that reads "Darryl E. Rouson".

Darryl E. Rouson
State Senator, District 19

A handwritten signature or set of initials in black ink, possibly reading "KMS".

REPLY TO:

- 535 Central Avenue, Suite 302, St. Petersburg, Florida 33701 (727) 822-6828
- 212 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5019

Senate's Website: www.flsenate.gov

WILTON SIMPSON
President of the Senate

AARON BEAN
President Pro Tempore

CourtSmart Tag Report

Room: KB 412

Case No.: -

Type:

Caption: Senate Appropriations Committee

Judge:

Started: 1/20/2022 11:35:37 AM

Ends: 1/20/2022 1:24:21 PM

Length: 01:48:45

11:35:39 AM Sen. Stargel (Chair)
11:36:49 AM S 430
11:36:52 AM Sen. Wright
11:37:55 AM Shan Goff, Foundation for Florida's Future (waives in support)
11:38:04 AM Phillip Suderman, Americans for Prosperity (waives in support)
11:38:09 AM Jimmie Smith, Concerned Veterans for America (waives in support)
11:38:15 AM Karen Mazzla, Florida PTA (waives in support)
11:38:20 AM Sen. Wright
11:39:07 AM S 638
11:39:13 AM Sen. Perry
11:40:43 AM Kathleen Murphy, Florida PTA (waives in support)
11:40:54 AM Sen. Gibson
11:41:30 AM Sen. Perry
11:43:01 AM S 620
11:43:05 AM Sen. Hutson
11:44:15 AM Am. 899716
11:44:22 AM Sen. Brandes
11:45:48 AM Sen. Hutson
11:46:15 AM Sen. Brandes
11:46:29 AM Am. 712522
11:46:51 AM Sen. Hutson
11:48:13 AM Sen. Pizzo
11:48:41 AM Sen. Hutson
11:49:12 AM Sen. Pizzo
11:49:27 AM Sen. Hutson
11:49:49 AM Sen. Pizzo
11:50:26 AM Sen. Hutson
11:51:07 AM Sen. Pizzo
11:51:50 AM Sen. Hutson
11:52:34 AM Sen. Pizzo
11:53:30 AM Sen. Hutson
11:54:01 AM Sen. Pizzo
11:54:51 AM Sen. Hutson
11:55:38 AM Sen. Pizzo
11:56:02 AM Sen. Hutson
11:57:34 AM Sen. Pizzo
11:58:47 AM Sen. Hutson
11:59:37 AM Sen. Hooper
12:00:26 PM Sen. Hutson
12:01:20 PM Sen. Hooper
12:02:16 PM Sen. Hutson
12:03:39 PM Sen. Brandes
12:04:06 PM Sen. Hutson
12:04:29 PM Sen. Brandes
12:04:57 PM Sen. Hutson
12:05:37 PM Sen. Brandes
12:05:52 PM Sen. Hutson
12:06:25 PM Sen. Gibson
12:06:38 PM Sen. Hutson
12:08:49 PM Sen. Gibson
12:09:12 PM Sen. Hutson
12:09:44 PM Sen. Gibson

12:10:46 PM Sen. Hutson
12:12:15 PM Sen. Gibson
12:12:38 PM Sen. Hutson
12:13:24 PM Sen. Gibson
12:13:48 PM Sen. Hutson
12:13:54 PM Sen. Gibson
12:13:59 PM Sen. Hutson
12:15:18 PM Sen. Gibson
12:15:36 PM Sen. Hutson
12:16:01 PM Sen. Gibson
12:16:05 PM Sen. Stewart
12:16:43 PM Sen. Hutson
12:17:29 PM Am. 538150
12:17:52 PM Sen. Hutson
12:17:58 PM Am. 712522
12:18:19 PM Rebecca O'Hara, Florida League of Cities
12:23:10 PM Sen. Pizzo
12:24:49 PM Sen. Hutson
12:25:14 PM Sen. Powell
12:25:32 PM Sen. Hutson
12:25:42 PM Sen. Powell
12:26:14 PM Sen. Hutson
12:27:06 PM Sen. Powell
12:28:17 PM Sen. Hutson
12:29:39 PM Sen. Powell
12:30:22 PM Sen. Hutson
12:31:07 PM Sen. Powell
12:31:11 PM Sen. Brandes
12:31:20 PM Sen. Hutson
12:31:27 PM Sen. Brandes
12:31:32 PM Sen. Hutson
12:31:51 PM Sen. Brandes
12:32:11 PM Sen. Hutson
12:32:24 PM Sen. Brandes
12:32:37 PM Sen. Hutson
12:32:52 PM Sen. Brandes
12:33:55 PM Sen. Hutson
12:34:08 PM Sen. Gibson
12:34:28 PM Sen. Hutson
12:36:16 PM Sen. Gibson
12:36:39 PM Sen. Hutson
12:37:26 PM Sen. Gibson
12:38:17 PM Sen. Hutson
12:38:47 PM Sen. Gibson
12:39:00 PM Sen. Stewart
12:39:15 PM Sen. Hutson
12:39:43 PM Sen. Stewart
12:39:55 PM Sen. Hutson
12:40:40 PM Sen. Gibson
12:41:32 PM Sen. Hutson
12:42:58 PM Jane West, 1,000 Friends of Florida (waives in opposition)
12:43:07 PM Daniel Kurcz (waives in opposition)
12:43:11 PM Carol Bowen, Associated Builders and Contractors (waives in support)
12:43:18 PM Karen Woodall, Florida Center for Fiscal and Economic Policy (waives in opposition)
12:43:24 PM Barbera DeVane, Florida NOW (waives in opposition)
12:43:26 PM Carolyn Johnson, Florida Chamber of Commerce (waives in support)
12:43:30 PM Kammeron Brown (waives in opposition)
12:43:33 PM Teresa McBride (waives in opposition)
12:43:35 PM Noah Holliman (waives in opposition)
12:43:38 PM Maurice Johnson (waives in opposition)
12:43:40 PM Dorothy Jacobs (waives in opposition)
12:43:43 PM Linda Lewis (waives in opposition)

12:43:45 PM Justin Peacock (waives in opposition)
12:43:48 PM Melissa Francisco (waives in opposition)
12:43:52 PM Susan Delago (waives in opposition)
12:43:57 PM Phillip Suderman, Americans for Prosperity (waives in support)
12:44:03 PM Lorena Holley, Florida Retail Federation (waives in support)
12:44:06 PM Jonathan Webber, Florida Conservation Voters (waives in opposition)
12:44:12 PM Daphnee Sainvil, City of Fort Lauderdale (waives in opposition)
12:44:18 PM Natalie Fausel, Broward County; Florida Policy Institute; The Impact Project (waives in opposition)
12:44:28 PM Adam Basford, Associated Industries of Florida (waives in support)
12:44:35 PM Ivery Lopez, Florida Student Power (waives in opposition)
12:44:42 PM Ana Guevara, Florida Student Power (waives in opposition)
12:44:46 PM Jess McCarty, Executive Assistant County Attorney, Miami-Dade County (waives in opposition)
12:44:49 PM Mark Jeffries, Orange County (waives in opposition)
12:44:53 PM Christine Saint Louis (waives in opposition)
12:44:57 PM Charles Colon (waives in opposition)
12:44:58 PM Rebecca O'Hara, Florida League of Cities (waives in support)
12:45:04 PM Peter O'Brian, City Commissioner
12:48:44 PM Rich Templin, Florida AFL-CIO
12:51:39 PM David Cullen, Sierra Club Florida
12:53:35 PM Sabrina Javellana, City Commissioner, Hallendale Beach
12:54:57 PM Bob McKee, Florida Association of Counties
12:58:05 PM Sen. Hutson
12:58:17 PM B. McKee
12:58:37 PM Sen. Hutson
12:59:00 PM B. McKee
12:59:07 PM Carl Zalak, County Commissioner, Marion County
1:02:01 PM Melissa McKinlay, County Commissioner, Palm Beach County; Florida Association of Counties
1:05:41 PM Bill Truex, County Commissioner, Charlotte County
1:06:50 PM Ida Eskamani, Florida Rising
1:08:32 PM Lee Constantine, County Commissioner, Seminole County
1:11:30 PM Terry Burroughs
1:12:24 PM Sen. Brandes
1:15:55 PM Sen. Pizzo
1:18:34 PM Sen. Gibson
1:20:07 PM Sen. Stewart
1:21:11 PM Sen. Hutson