

By Senator Silver

38-1104-99

1                                   A bill to be entitled  
2           An act relating to the promotion and  
3           development of Florida's entertainment  
4           industry; creating s. 288.125, F.S.; creating  
5           the Entertainment Florida Advisory Council  
6           within the Office of Tourism, Trade, and  
7           Economic Development of the Executive Office of  
8           the Governor; providing purpose, membership,  
9           terms, organization, powers, and duties of the  
10          council; creating s. 288.1251, F.S.; creating  
11          the Office of Entertainment Industry  
12          Commissioner; providing procedure for  
13          appointment of the Entertainment Industry  
14          Commissioner; providing powers and duties of  
15          the office; creating s. 288.1252, F.S.;  
16          requiring the Office of Tourism, Trade, and  
17          Economic Development to adopt rules by which it  
18          may make specified expenditures for expenses  
19          incurred in connection with the performance of  
20          the duties of the Office of the Entertainment  
21          Industry Commissioner; requiring approval of  
22          such rules by the Comptroller; requiring an  
23          annual report; authorizing the acceptance and  
24          use of specified goods and services by  
25          employees and representatives of the Office of  
26          the Entertainment Industry Commissioner;  
27          providing certain requirements with respect to  
28          claims for expenses; providing a penalty for  
29          false or fraudulent claims; providing for civil  
30          liability; amending s. 14.2015, F.S., revising  
31          purposes of the Office of Tourism, Trade, and

1 Economic Development of the Executive Office of  
2 the Governor; amending ss. 288.108, 288.90152,  
3 F.S.; conforming cross-references; repealing s.  
4 288.051, F.S., which provides a short title;  
5 repealing s. 288.052, F.S., relating to  
6 legislative findings and intent with respect to  
7 the "Florida Film and Television Investment  
8 Act"; repealing s. 288.053, F.S., relating to  
9 the Florida Film and Television Investment  
10 Board; repealing s. 288.054, F.S., relating to  
11 the administration and powers of the Florida  
12 Film and Television Investment Board; repealing  
13 s. 288.056, F.S., relating to conditions for  
14 film and television investment by the board;  
15 repealing s. 288.057, F.S., requiring an annual  
16 report by the board; repealing s. 288.1228,  
17 F.S., relating to the direct-support  
18 organization authorized by the Office of  
19 Tourism, Trade, and Economic Development to  
20 assist in the promotion and development of the  
21 entertainment industry; repealing s. 288.12285,  
22 F.S., relating to confidentiality of identities  
23 of donors to the direct-support organization;  
24 providing an effective date.

25  
26 Be It Enacted by the Legislature of the State of Florida:

27  
28 Section 1. Section 288.125, Florida Statutes, is  
29 created to read:

30 288.125 Entertainment Florida Advisory Council;  
31 creation; purpose; membership; powers and duties.--

1           (1) CREATION.--There is created within the Office of  
2 Tourism, Trade, and Economic Development of the Executive  
3 Office of the Governor, for administrative purposes only, the  
4 Entertainment Florida Advisory Council.

5           (2) PURPOSE.--The council shall serve as an advisory  
6 body to the Office of Tourism, Trade, and Economic Development  
7 and the Office of the Entertainment Industry Commissioner to  
8 provide these offices with industry insight and expertise  
9 related to developing, promoting, and providing service to the  
10 state's entertainment industry.

11           (3) MEMBERSHIP.--

12           (a) The council shall consist of 17 members, seven to  
13 be appointed by the Governor, five to be appointed by the  
14 President of the Senate, and five to be appointed by the  
15 Speaker of the House of Representatives, with the initial  
16 appointments being made no later than July 1, 1999.

17           (b) When making appointments to the council, the  
18 Governor, the President of the Senate, and the Speaker of the  
19 House of Representatives shall appoint persons who are  
20 residents of the state and who are highly knowledgeable of,  
21 active in, and recognized leaders in the state's motion  
22 picture, television, video, sound recording, or other  
23 entertainment industries. These persons shall include, but  
24 need not be limited to, representatives of local film  
25 commissions; representatives of entertainment associations; a  
26 representative of labor organizations in the entertainment  
27 industry; and board chairpersons, presidents, chief executive  
28 officers, chief operating officers, or persons of comparable  
29 executive position or stature of leading or otherwise  
30 important entertainment industry businesses. Council members  
31 shall be appointed in such a manner as to equitably represent

1 the broadest spectrum of the entertainment industry and  
2 geographic areas of the state.

3 (c) Council members shall serve for 4-year terms,  
4 except that the initial terms shall be staggered:

5 1. The Governor shall appoint one member for a 1-year  
6 term, two members for 2-year terms, two members for 3-year  
7 terms, and two members for 4-year terms.

8 2. The President of the Senate shall appoint one  
9 member for a 1-year term, one member for a 2-year term, two  
10 members for 3-year terms, and one member for a 4-year term.

11 3. The Speaker of the House of Representatives shall  
12 appoint one member for a 1-year term, one member for a 2-year  
13 term, two members for 3-year terms, and one member for a  
14 4-year term.

15 (d) Subsequent appointments shall be made by the  
16 official who appointed the council member whose expired term  
17 is to be filled.

18 (e) Absence from three consecutive meetings shall  
19 result in automatic removal from the council.

20 (f) A vacancy on the council shall be filled for the  
21 remainder of the unexpired term by the official who appointed  
22 the vacating member.

23 (g) Not more than one member of the council may be an  
24 employee of any one company, organization, or association.

25 (h) Any member shall be eligible for reappointment but  
26 may not serve more than two consecutive terms.

27 (i) The council shall meet at least once each quarter  
28 of the calendar year, but may meet more often as set by the  
29 council.

30 (j) The council shall annually elect one member to  
31 serve as chairperson of the council and one member to serve as

1 vice chairperson. The Office of the Entertainment Industry  
2 Commissioner shall provide staff assistance to the council,  
3 which shall include, but not be limited to, keeping records of  
4 the proceedings of the council and serving as custodian of all  
5 books, documents, and papers filed with the council.

6 (k) A majority of the members of the council shall  
7 constitute a quorum.

8 (l) Members of the council shall serve without  
9 compensation, but are entitled to reimbursement for per diem  
10 and travel expenses in accordance with s. 112.061 while  
11 performing their duties.

12 (m) The Entertainment Industry Commissioner shall be  
13 an ex officio member of the council.

14 (4) POWERS AND DUTIES.--The Entertainment Florida  
15 Advisory Council shall have all the powers necessary to carry  
16 out the purposes of this section, including, but not limited  
17 to, the power to:

18 (a) Adopt bylaws for the governance of its affairs and  
19 the conduct of its business.

20 (b) Advise and consult with the Office of the  
21 Entertainment Industry Commissioner on the content,  
22 development, and implementation of the 5-year strategic plan  
23 to guide the activities of the office.

24 (c) Review the Entertainment Industry Commissioner's  
25 administration of the programs related to the strategic plan,  
26 and advise the Commissioner on the programs and any changes  
27 that might be made to better meet the strategic plan.

28 (d) Consider and study the needs of the entertainment  
29 industry for the purpose of advising the commissioner and the  
30 Office of Tourism, Trade, and Economic Development.

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1           (e) Identify and make recommendations on state agency  
2 and local government actions that may have an impact on the  
3 entertainment industry or that may appear to industry  
4 representatives as an official state or local action that  
5 affects production in the state.

6           (f) Consider all matters submitted to it by the  
7 commissioner and the Office of Tourism, Trade, and Economic  
8 Development.

9           (g) Advise and consult with the commissioner and the  
10 Office of Tourism, Trade and Economic Development, at their  
11 request or upon its own initiative, regarding the adoption,  
12 administration, and enforcement of all laws and rules relating  
13 to the entertainment industry.

14           (h) Suggest policies and practices for the conduct of  
15 business by the Office of the Entertainment Industry  
16 Commissioner or the Office of Tourism, Trade, and Economic  
17 Development which will improve internal operations that affect  
18 the entertainment industry and will enhance the economic  
19 development initiatives of the state for the industry.

20           (i) Appear on its own behalf before boards,  
21 commissions, departments, or other agencies of municipal,  
22 county, or state government or the Federal Government.

23           (5) SUPPORT SERVICES.--The Office of the Entertainment  
24 Industry Commissioner shall provide administrative and staff  
25 support services to the council.

26           (6) RULES OF PROCEDURE.--In conducting its meetings,  
27 the council shall use accepted rules of procedure. The  
28 secretary shall keep a complete record of the proceedings of  
29 each meeting, which shall show the names of the members  
30 present and the actions taken. These records shall be kept on  
31 file with the office, and records and other documents about

1 matters within the jurisdiction of the advisory council are  
2 subject to inspection by the members of the council.

3 Section 2. Section 288.1251, Florida Statutes, is  
4 created to read:

5 288.125 Office of the Entertainment Industry  
6 Commissioner; creation; powers and duties.--

7 (1) CREATION.--

8 (a) There is created within the Office of Tourism,  
9 Trade, and Economic Development of the Executive Office of the  
10 Governor the Office of the Entertainment Industry  
11 Commissioner. The Office of the Entertainment Industry  
12 Commissioner shall develop, promote, and provide services to  
13 the state's entertainment industry.

14 (b) The Office of Tourism, Trade, and Economic  
15 Development shall conduct a national search for a qualified  
16 person to fill the position of Entertainment Industry  
17 Commissioner, and the Executive Director of the Office of  
18 Tourism, Trade, and Economic Development shall appoint the  
19 Entertainment Industry Commissioner from a list of the top  
20 three candidates recommended by the Entertainment Florida  
21 Advisory Council.

22 (2) POWERS AND DUTIES.--

23 (a) The Office of the Entertainment Industry  
24 Commissioner, in performing its duties, shall:

25 1. In consultation with the Entertainment Florida  
26 Advisory Council, develop and implement a 5-year strategic  
27 plan to guide the activities of the Office of the  
28 Entertainment Industry Commissioner in the areas of  
29 entertainment industry development, promotion, liaison  
30 services, field office administration, and information. The  
31 plan, to be developed by not later than June 30, 1999, shall:

- 1           a. Be annual in construction and ongoing in nature.  
2           b. Include recommendations relating to the  
3 organizational structure of the office.  
4           c. Include an annual budget projection for the office  
5 for each year of the plan.  
6           d. Include an operational model for the office to use  
7 in implementing programs designed to:  
8           (I) Develop and promote the state's entertainment  
9 industry.  
10           (II) Assist the office in serving as a liaison between  
11 the entertainment industry and other state and local  
12 governmental agencies, local film commissions, and labor  
13 organizations.  
14           (III) Gather statistical information related to the  
15 state's entertainment industry.  
16           (IV) Provide information and services to businesses,  
17 communities, organizations, and individuals engaged in  
18 activities within the entertainment industry.  
19           (V) Administer field offices outside of the state and  
20 coordinate with regional offices maintained by counties and  
21 regions of the state, as described in sub-sub-subparagraph  
22 (II), as necessary.  
23           e. Include recommendations regarding specific  
24 performance standards and measurable outcomes for the programs  
25 to be implemented by the office.  
26           f. Include an assessment of, and make recommendations  
27 on, the feasibility of creating an alternative public and  
28 private partnership for the purpose of contracting for the  
29 administration of the state's entertainment industry  
30 promotion, development, and industry service programs.  
31



1           2. Develop and facilitate an effective working  
2 relationship between state agencies and local governments in  
3 cooperation with local film commission offices for  
4 out-of-state and indigenous entertainment industry production  
5 entities.

6           3. Implement a structured methodology prescribed for  
7 coordinating activities between local offices and the  
8 commissioner's office.

9           4. Represent the state's indigenous entertainment  
10 industry to key decisionmakers within the national and  
11 international entertainment industry, and to state and local  
12 officials.

13           5. Prepare an inventory and analysis of the state's  
14 entertainment industry, including, but not limited to,  
15 information on crew, related businesses, support services, job  
16 creation, talent, and economic impact, and coordinate with  
17 local offices to develop an information tool for common use.

18           6. Represent key decisionmakers within the national  
19 and international entertainment industry to the indigenous  
20 entertainment industry and to state and local officials.

21           7. Serve as liaison between entertainment industry  
22 producers and labor organizations.

23           8. Identify, solicit, and recruit entertainment  
24 production opportunities for the state.

25           (b) The Office of the Entertainment Industry  
26 Commissioner, in the performance of its duties, may:

27           1. Conduct or contract for specific promotion and  
28 marketing functions, including, but not limited to, production  
29 of a statewide directory, production and maintenance of an  
30 Internet web site, establishment and maintenance of a  
31 toll-free telephone number, organization of trade show

1 participation, and appropriate cooperative marketing  
2 opportunities.

3 2. Conduct its affairs, carry on its operations,  
4 establish offices, and exercise the powers granted by this  
5 section in any state, territory, district, or possession of  
6 the United States.

7 3. Carry out any program of information, special  
8 events, or publicity designed to attract entertainment  
9 industry to the state.

10 4. Encourage and cooperate with other public and  
11 private organizations or groups in their efforts to publicize  
12 to the entertainment industry in this state, other states, and  
13 other countries the depth of Florida's entertainment industry  
14 talent, crew, production companies, production equipment  
15 resources, related businesses, and support services, including  
16 the establishment of and expenditure for a program of  
17 cooperative advertising with these public and private  
18 organizations and groups in accordance with law.

19 5. Provide and arrange for reasonable and necessary  
20 promotional items and services for such persons as the office  
21 deems proper in connection with the performance of the  
22 promotional and other duties of the office.

23 Section 3. Section 288.1252, Florida Statutes, is  
24 created to read:

25 288.1252 Travel and entertainment expenses.--

26 (1) As used in this section, the term:

27 (a) "Business client" means any person, other than a  
28 state official or state employee, who receives the services of  
29 representatives of the Office of the Entertainment Industry  
30 Commissioner in connection with the performance of its  
31 statutory duties, including persons or representatives of

1 entertainment industry companies considering location,  
2 relocation, or expansion of an entertainment industry business  
3 within the state.

4 (b) "Entertainment expenses" means the actual,  
5 necessary, and reasonable costs of providing hospitality for  
6 business clients or guests, which costs are defined and  
7 prescribed by rules adopted by the Office of Tourism, Trade,  
8 and Economic Development, subject to approval by the  
9 Comptroller.

10 (c) "Guest" means a person, other than a state  
11 official or state employee, authorized by the Office of  
12 Tourism, Trade, and Economic Development to receive the  
13 hospitality of the Office of the Entertainment Industry  
14 Commissioner in connection with the performance of its  
15 statutory duties.

16 (d) "Travel expenses" means the actual, necessary, and  
17 reasonable costs of transportation, meals, lodging, and  
18 incidental expenses normally incurred by a traveler, which  
19 costs are defined and prescribed by rules adopted by the  
20 Office of Tourism, Trade, and Economic Development, subject to  
21 approval by the Comptroller.

22 (2) Notwithstanding s. 112.061, the Office of Tourism,  
23 Trade, and Economic Development shall adopt rules by which it  
24 may make expenditures by advancement or reimbursement, or a  
25 combination thereof, to:

26 (a) State officers and state employees for travel  
27 expenses or entertainment expenses incurred by such officers  
28 and employees in connection with the performance of the  
29 statutory duties of the Office of the Entertainment Industry  
30 Commissioner.

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1           (b) State officers and state employees for travel  
2 expenses or entertainment expenses incurred by such officers  
3 and employees on behalf of guests, business clients, or  
4 authorized persons as defined in s. 112.061(2)(e) in  
5 connection with the performance of the statutory duties of the  
6 Office of the Entertainment Industry Commissioner.

7           (c) Third-party vendors for the travel or  
8 entertainment expenses of guests, business clients, or  
9 authorized persons as defined in s. 112.061(2)(e) incurred  
10 while such persons are participating in activities or events  
11 carried out by the Office of the Entertainment Industry  
12 Commissioner in connection with that office's statutory  
13 duties.

14  
15 The rules are subject to approval by the Comptroller prior to  
16 adoption. The rules must require the submission of paid  
17 receipts, or other proof of expenditure prescribed by the  
18 Comptroller, with any claim for reimbursement and require, as  
19 a condition for any advancement of funds, an agreement to  
20 submit paid receipts or other proof of expenditure and to  
21 refund any unused portion of the advancement within 15 days  
22 after the expense is incurred or, if the advancement is made  
23 in connection with travel, within 10 working days after the  
24 traveler's return to headquarters. However, with respect to an  
25 advancement of funds made solely for travel expenses, the  
26 rules may allow paid receipts or other proof of expenditure to  
27 be submitted, and any unused portion of the advancement to be  
28 refunded, within 10 working days after the traveler's return  
29 to headquarters. Operational or promotional advancements, as  
30 defined in s. 288.35(4), obtained under this section may not  
31 be commingled with any other state funds.

1           (3) The Office of Tourism, Trade, and Economic  
2 Development shall prepare an annual report of the expenditures  
3 of the Office of the Entertainment Industry Commissioner and  
4 provide such report to the Legislature no later than December  
5 30 of each year for the expenditures of the previous fiscal  
6 year. The report must consist of a summary of all travel,  
7 entertainment, and incidental expenses incurred within the  
8 United States and all travel, entertainment, and incidental  
9 expenses incurred outside the United States.

10           (4) The Office of the Entertainment Industry  
11 Commissioner and its employees and representatives, when  
12 authorized, may accept and use complimentary travel,  
13 accommodations, meeting space, meals, equipment,  
14 transportation, and any other goods or services necessary for  
15 or beneficial to the performance of the office's duties and  
16 purposes, so long as such acceptance or use is not in conflict  
17 with part III of chapter 112. The Office of Tourism, Trade,  
18 and Economic Development shall, by rule, develop internal  
19 controls to ensure that such goods or services accepted or  
20 used pursuant to this subsection are limited to those that  
21 will assist in the furtherance of the office's goals and are  
22 in compliance with part III of chapter 112.

23           (5) Any claim submitted under this section is not  
24 required to be sworn to before a notary public or other  
25 officer authorized to administer oaths, but any claim  
26 authorized or required to be made under any provision of this  
27 section must contain a statement that the expenses were  
28 actually incurred as necessary travel or entertainment  
29 expenses in the performance of official duties of the Office  
30 of the Entertainment Industry Commissioner and must be  
31 verified by written declaration that it is true and correct as

1 to every material matter. Any person who willfully makes and  
2 subscribes to any claim that he or she does not believe to be  
3 true and correct as to every material matter or who willfully  
4 aids or assists in, procures, or counsels or advises with  
5 respect to, the preparation or presentation of a claim  
6 pursuant to this section that is fraudulent or false as to any  
7 material matter, whether or not such falsity or fraud is  
8 within the knowledge or consent of the person authorized or  
9 required to present the claim, commits a misdemeanor of the  
10 second degree, punishable as provided in s. 775.082 or s.  
11 775.083. Whoever receives an advancement or reimbursement by  
12 means of a false claim is civilly liable, in the amount of the  
13 overpayment, for the reimbursement of the public fund from  
14 which the claim was paid.

15 Section 4. Subsections (2) and (7) of section 14.2015,  
16 Florida Statutes, 1998 Supplement, are amended to read:

17 14.2015 Office of Tourism, Trade, and Economic  
18 Development; creation; powers and duties.--

19 (2) The purpose of the Office of Tourism, Trade, and  
20 Economic Development is to assist the Governor in working with  
21 the Legislature, state agencies, business leaders, and  
22 economic development professionals to formulate and implement  
23 coherent and consistent policies and strategies designed to  
24 provide economic opportunities for all Floridians. To  
25 accomplish such purposes, the Office of Tourism, Trade, and  
26 Economic Development shall:

27 ~~(a) Contract, notwithstanding the provisions of part F~~  
28 ~~of chapter 287, with the direct-support organization created~~  
29 ~~under s. 288.1228, or a designated Florida not-for-profit~~  
30 ~~corporation whose board members have had prior experience in~~  
31 ~~promoting, throughout the state, the economic development of~~

1 ~~the Florida motion picture, television, radio, video,~~  
2 ~~recording, and entertainment industries, to guide, stimulate,~~  
3 ~~and promote the entertainment industry in the state.~~

4       (a)~~(b)~~ Contract, notwithstanding the provisions of  
5 part I of chapter 287, with the direct-support organization  
6 created under s. 288.1229 to guide, stimulate, and promote the  
7 sports industry in the state.

8       (b)~~(c)~~ Monitor the activities of public-private  
9 partnerships and state agencies in order to avoid duplication  
10 and promote coordinated and consistent implementation of  
11 programs in areas including, but not limited to, tourism;  
12 international trade and investment; business recruitment,  
13 creation, retention, and expansion; minority and small  
14 business development; and rural community development.

15       (c)~~(d)~~ Facilitate the direct involvement of the  
16 Governor and the Lieutenant Governor in economic development  
17 projects designed to create, expand, and retain Florida  
18 businesses and to recruit worldwide business.

19       (d)~~(e)~~ Assist the Governor, in cooperation with  
20 Enterprise Florida, Inc., and the Florida Commission on  
21 Tourism, in preparing an annual report to the Legislature on  
22 the state of the business climate in Florida and on the state  
23 of economic development in Florida which will include the  
24 identification of problems and the recommendation of  
25 solutions. This report shall be submitted to the President of  
26 the Senate, the Speaker of the House of Representatives, the  
27 Senate Minority Leader, and the House Minority Leader by  
28 January 1 of each year, and it shall be in addition to the  
29 Governor's message to the Legislature under the State  
30 Constitution and any other economic reports required by law.

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1           ~~(e)~~(f) Plan and conduct at least three meetings per  
2 calendar year of leaders in business, government, and economic  
3 development called by the Governor to address the business  
4 climate in the state, develop a common vision for the economic  
5 future of the state, and identify economic development efforts  
6 to fulfill that vision.

7           ~~(f)~~(g)1. Administer the Florida Enterprise Zone Act  
8 under ss. 290.001-290.016, the community contribution tax  
9 credit program under ss. 220.183 and 624.5105, the tax refund  
10 program for qualified target industry businesses under s.  
11 288.106, contracts for transportation projects under s.  
12 288.063, the sports franchise facility program under s.  
13 288.1162, the professional golf hall of fame facility program  
14 under s. 288.1168, the Florida Jobs Siting Act under ss.  
15 403.950-403.972, the Rural Community Development Revolving  
16 Loan Fund under s. 288.065, the Regional Rural Development  
17 Grants Program under s. 288.018, the Certified Capital Company  
18 Act under s. 288.99, the Florida State Rural Development  
19 Council, and the Rural Economic Development Initiative.

20           2. The office may enter into contracts in connection  
21 with the fulfillment of its duties concerning the Florida  
22 First Business Bond Pool under chapter 159, tax incentives  
23 under chapters 212 and 220, tax incentives under the Certified  
24 Capital Company Act in chapter 288, foreign offices under  
25 chapter 288, the Enterprise Zone program under chapter 290,  
26 the Seaport Employment Training program under chapter 311, the  
27 Florida Professional Sports Team License Plates under chapter  
28 320, Spaceport Florida under chapter 331, Job Siting and  
29 Expedited Permitting under chapter 403, and in carrying out  
30 other functions that are specifically assigned to the office  
31 by law.



1            (g)~~(h)~~ Serve as contract administrator for the state  
2 with respect to contracts with Enterprise Florida, Inc., the  
3 Florida Commission on Tourism, and all direct-support  
4 organizations under this act, excluding those relating to  
5 tourism. To accomplish the provisions of this act and  
6 applicable provisions of chapter 288, and notwithstanding the  
7 provisions of part I of chapter 287, the office shall enter  
8 into specific contracts with Enterprise Florida, Inc., the  
9 Florida Commission on Tourism, and other appropriate  
10 direct-support organizations. Such contracts may be multiyear  
11 and shall include specific performance measures for each year.  
12 The office shall provide the President of the Senate and the  
13 Speaker of the House of Representatives with a report by  
14 February 1 of each year on the status of these contracts,  
15 including the extent to which specific contract performance  
16 measures have been met by these contractors.

17            (h) Provide administrative oversight for the Office of  
18 the Entertainment Industry Commissioner, created under s.  
19 288.1251, to develop, promote, and provide services to the  
20 state's entertainment industry and to administratively house  
21 the Entertainment Florida Advisory Council created under s.  
22 288.125.

23            (i) Prepare and submit as a separate budget entity a  
24 unified budget request for tourism, trade, and economic  
25 development in accordance with chapter 216 for, and in  
26 conjunction with, Enterprise Florida, Inc., and its boards,  
27 the Florida Commission on Tourism and its direct-support  
28 organization, the Florida Black Business Investment Board, the  
29 Office of the Entertainment Industry Commissioner,and the  
30 direct-support organization ~~organizations~~ created to promote  
31 the ~~entertainment and sports~~ industry ~~industries~~.

1           (j) Adopt ~~Promulgate~~ rules to carry out its functions  
2 in connection with the administration of the Qualified Target  
3 Industry program, the Qualified Defense Contractor program,  
4 the Certified Capital Company Act, the Enterprise Zone  
5 program, and the Florida First Business Bond pool.

6           (7) The Office of Tourism, Trade, and Economic  
7 Development shall develop performance measures, standards, and  
8 sanctions for each program it administers under this act and,  
9 in conjunction with the applicable entity, for each program  
10 for which it contracts with another entity under this act.  
11 The performance measures, standards, and sanctions shall be  
12 developed in consultation with the legislative appropriations  
13 committees and the appropriate substantive committees, and are  
14 subject to the review and approval process provided in s.  
15 216.177. The approved performance measures, standards, and  
16 sanctions shall be included and made a part of each strategic  
17 plan or contract entered into for delivery of programs  
18 authorized by this act.

19           Section 5. Paragraph (e) of subsection (6) of section  
20 288.108, Florida Statutes, is amended to read:

21           288.108 High-impact business.--

22           (6) SELECTION AND DESIGNATION OF HIGH-IMPACT  
23 SECTORS.--

24           (e) The study and its findings and recommendations and  
25 the recommendations gathered from the sector-business network  
26 must be discussed and considered during at least one of the  
27 quarterly meetings required in s. 14.2015(2)(g)~~s.~~  
28 ~~14.2015(2)(h)~~.

29           Section 6. Subsection (7) of section 288.90152,  
30 Florida Statutes, is amended to read:

31           288.90152 Pilot matching grant program.--

1           (7) Upon completing all training funded under this  
2 pilot program, the Office of Tourism, Trade, and Economic  
3 Development shall report on the outputs and outcomes for this  
4 program as part of the annual report prepared under s.  
5 14.2015(2)(f)~~s. 14.2015(2)(g)~~. Such report must include a  
6 recommendation on whether it would be sound public policy to  
7 continue or discontinue funding for the program.

8           Section 7. Sections 288.051, 288.052, 288.053,  
9 288.054, 288.056, 288.057, 288.1228, and 288.12285, Florida  
10 Statutes, are repealed.

11           Section 8. This act shall take effect upon becoming a  
12 law.

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LEGISLATIVE SUMMARY

Creates the Entertainment Florida Advisory Council within the Office of Tourism, Trade, and Economic Development of the Executive Office of the Governor for the purpose of providing industry insight and expertise related to developing, promoting, and providing service to the state's entertainment industry. Provides for membership, terms, organization, and powers and duties of the council.

Creates the Office of Entertainment Industry Commissioner within the Office of Tourism, Trade, and Economic Development for the purpose of developing, promoting, and providing services to the state's entertainment industry. Provides procedure for the appointment of the Entertainment Industry Commissioner. Provides powers and duties of the office.

Requires the Office of Tourism, Trade, and Economic Development to adopt rules by which it may make specified expenditures for expenses incurred in connection with the performance of the duties of the Office of the Entertainment Industry Commissioner. Requires approval of such rules by the Comptroller. Requires an annual report. Authorizes the acceptance and use of specified goods and services by employees and representatives of the Office of the Entertainment Industry Commissioner relative to the performance of the duties of the office. Provides certain requirements with respect to claims for expenses. Provides a second-degree misdemeanor penalty for false or fraudulent claims, and provides for civil liability.

Revises purposes of the Office of Tourism, Trade, and Economic Development of the Executive Office of the Governor with respect to the promotion of the entertainment industry within the state. Charges the Office of Tourism, Trade, and Economic Development with administrative oversight of the Office of the Entertainment Industry Commissioner.

Repeals various provisions of chapter 288, F.S., relating to the Florida Film and Television Investment Act and the Florida Film and Television Investment Board, to conform.