

1 A bill to be entitled

2 An act relating to enterprise zones; amending s. 290.0065,
3 F.S.; authorizing certain counties or municipalities to
4 apply to the Office of Tourism, Trade, and Economic
5 Development to change enterprise zone boundaries;
6 prescribing conditions and deadlines related to the
7 boundary changes; amending s. 290.00675, F.S.; authorizing
8 the office to approve requests to amend the boundaries of
9 enterprise zones in two communities with specified
10 populations; limiting the size by which the enterprise
11 zones may be increased; requiring that the applications
12 for enterprise zone boundaries be filed by a specified
13 date; amending s. 290.00688, F.S.; deleting census tract
14 provisions relating to the boundaries of an enterprise
15 zone in Leon County; creating ss. 290.00702, 290.00703,
16 and 290.00704, F.S.; authorizing Osceola County or Osceola
17 County and the City of Kissimmee jointly, the City of
18 South Daytona, and the City of Lake Wales to apply to the
19 office for designation of enterprise zones; providing
20 requirements and conditions with respect thereto;
21 authorizing Walton County, Miami-Dade County or Miami-Dade
22 County and the City of West Miami jointly, and Miami-Dade
23 County and the City of Hialeah jointly to apply to the
24 office for designation of enterprise zones; providing
25 requirements and conditions with respect thereto;
26 authorizing the governing bodies of certain counties to
27 apply to the office to change the boundaries of enterprise
28 zones; prescribing conditions and deadlines related to the

29 boundary changes; authorizing the governing body of
 30 certain counties to apply to the Office of Tourism, Trade,
 31 and Economic Development to amend the boundaries of a
 32 certain area within a certain enterprise zone; requiring
 33 the office to approve the application under certain
 34 circumstances; providing requirements; providing
 35 severability; providing effective dates.

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

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39 Section 1. Subsection (11) of section 290.0065, Florida
 40 Statutes, is amended, and subsections (12) and (13) are added to
 41 that section, to read:

42 290.0065 State designation of enterprise zones.--

43 (11) Before December 31, 2004 ~~June 1, 2002~~, the governing
 44 body or governing bodies of a county or a municipality in that
 45 ~~is located within~~ a county having a population of more than
 46 235,000 but less than 260,000 ~~225,000~~ and in which an enterprise
 47 zone is designated ~~under subparagraph (3)(a)2. is located~~ may
 48 apply to the Office of Tourism, Trade, and Economic Development
 49 to change the boundaries of the enterprise zone for the purpose
 50 of replacing areas not suitable for development. The Office of
 51 Tourism, Trade, and Economic Development shall approve the
 52 application made pursuant to this subsection if the boundary
 53 change is consistent with the categories, criteria, and
 54 limitations imposed upon the establishment of such ~~does not~~
 55 ~~increase the overall size of the enterprise zone and if any~~
 56 ~~territory added to the enterprise zone as a result of the~~

57 ~~boundary change is contiguous to the remaining area of the~~
58 ~~existing~~ enterprise zone.

59 (12) Notwithstanding any provisions in s. 290.0055
60 regarding the size of an enterprise zone, any county defined by
61 s. 125.011(1) may apply to the Office of Tourism, Trade, and
62 Economic Development by October 1, 2004, to expand the boundary
63 of an existing enterprise zone to include an additional 8.7
64 square miles. The area must also include areas to the north or
65 east of the northeasternmost section of an existing enterprise
66 zone. The expanded area may not include any area not described
67 in this subsection. The Office of Tourism, Trade, and Economic
68 Development shall approve an amendment to the boundary of an
69 enterprise zone under this subsection by January 1, 2005, if the
70 area proposed for addition to the enterprise zone is consistent
71 with the criteria and conditions imposed by s. 290.0055 upon the
72 establishment of enterprise zones, including the requirement
73 that the area suffer from pervasive poverty, unemployment, and
74 general distress.

75 (13) Before November 30, 2004, any county as defined in s.
76 125.011 may apply to the Office of Tourism, Trade, and Economic
77 Development to change the boundaries of an existing enterprise
78 zone for the purpose of replacing an area of not more than 75
79 acres within the enterprise zone as of January 1, 2004, with an
80 area of the same number of acres outside the enterprise zone as
81 of January 1, 2004. The replacement area must be contiguous to
82 the existing enterprise zone and must be a part of a
83 revitalization area that has been targeted for assistance by the
84 county. The replacement area also must be contiguous to a zoo

85 and the county must have previously completed a master plan for
 86 development of the area. The Office of Tourism, Trade, and
 87 Economic Development shall approve the amendment effective
 88 January 1, 2005, if the enterprise zone remains consistent with
 89 the criteria and conditions imposed by s. 290.0055 upon the
 90 establishment of enterprise zones, including the requirement
 91 that the area suffer from pervasive poverty, unemployment, and
 92 general distress.

93 Section 2. Section 290.00675, Florida Statutes, is amended
 94 to read:

95 290.00675 Amendment of certain enterprise zone
 96 boundaries.--

97 (1) Notwithstanding any other provisions of law, the
 98 Office of Tourism, Trade, and Economic Development may amend the
 99 boundaries of an area designated as an enterprise zone in a
 100 community having a population of 235,000 persons but less than
 101 260,000, so long as the area does not increase the overall size
 102 of the zone by greater than 25 acres and the increased area is
 103 contiguous to the existing enterprise zone. The amendment must
 104 also be consistent with the limitations imposed by s. 290.0055
 105 upon establishment of the enterprise zone.

106 (2) Notwithstanding any other provisions of law, the
 107 Office of Tourism, Trade, and Economic Development may approve
 108 requests to amend the boundaries of an area designated as an
 109 enterprise zone in a community having a population of 50,000
 110 persons but fewer than 60,000, so long as the area does not
 111 increase the overall size of the zone by greater than 400 acres
 112 and the increased area is contiguous to the existing enterprise

113 zone. The amendment must also be consistent with the limitations
 114 imposed by s. 290.0055 upon establishment of the enterprise
 115 zone. Such request must be submitted to the Office of Tourism,
 116 Trade, and Economic Development prior to December 31, 2004.

117 (3) Notwithstanding any other provision of law, the Office
 118 of Tourism, Trade, and Economic Development may amend the
 119 boundaries of an area designated as The City of
 120 Brooksville/Hernando County Enterprise Zone # 2701. Hernando
 121 County is a community having a population greater than 140,000.
 122 The boundary amendment must not increase the overall size of the
 123 enterprise zone by more than 5 square miles. The increased area
 124 shall be contiguous to the existing enterprise zone. The
 125 boundary amendment must also be consistent with the limitations
 126 imposed by s. 290.0055. The application package for the boundary
 127 amendment must be submitted to the Office of Tourism, Trade, and
 128 Economic Development no later than December 31, 2004.

129 Section 3. Section 290.00688, Florida Statutes, is amended
 130 to read:

131 290.00688 Enterprise zone designation for Leon
 132 County.--Leon County, or Leon County and the City of Tallahassee
 133 jointly, may apply to the Office of Tourism, Trade, and Economic
 134 Development for designation of one enterprise zone, the selected
 135 area of which shall not exceed 20 square miles and shall have a
 136 continuous boundary, or consist of not more than three
 137 noncontiguous areas per s. 290.0055(4)(a). ~~The enterprise zone~~
 138 ~~shall encompass an area or areas within the following census~~
 139 ~~tracts for Leon County pursuant to the 1990 Census:~~

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141 ~~Census tract 1, block group 1; census tract 2, block group 1;~~
 142 ~~census tract 2, block group 3; census tract 2, block group 4;~~
 143 ~~census tract 3, block group 1; census tract 4, block group 1;~~
 144 ~~census tract 4, block group 2; census tract 5, block group 1;~~
 145 ~~census tract 5, block group 2; census tract 6, block group 1;~~
 146 ~~census tract 6, block group 2; census tract 6, block group 3;~~
 147 ~~census tract 6, block group 4; census tract 7, block group 1;~~
 148 ~~census tract 7, block group 2; census tract 7, block group 3;~~
 149 ~~census tract 10.01, block group 1; census tract 10.01, block~~
 150 ~~group 2; census tract 10.01, block group 3; census tract 11.01,~~
 151 ~~block group 1; census tract 11.01, block group 2; census tract~~
 152 ~~11.01, block group 3; census tract 11.02, block group 1; census~~
 153 ~~tract 11.02, block group 3; census tract 12, block group 1;~~
 154 ~~census tract 13, block group 1; census tract 13, block group 2;~~
 155 ~~census tract 14, block group 1; census tract 14, block group 2;~~
 156 ~~census tract 14, block group 3; census tract 14, block group 4;~~
 157 ~~census tract 14, block group 5; census tract 15, block group 1;~~
 158 ~~census tract 16.01, block group 1; census tract 18, block group~~
 159 ~~3; census tract 18, block group 4; census tract 19, block group~~
 160 ~~1; census tract 19, block group 3; census tract 19, block group~~
 161 ~~4; census tract 20.01, block group 1; census tract 20.01, block~~
 162 ~~group 2; census tract 20.01, block group 3; census tract 20.01,~~
 163 ~~block group 4; census tract 20.01, block group 5; census tract~~
 164 ~~20.02, block group 1; census tract 20.02, block group 2; census~~
 165 ~~tract 20.02, block group 3; census tract 20.02, block group 5;~~
 166 ~~census tract 21, block group 1; census tract 21, block group 3;~~
 167 ~~census tract 21, block group 4; census tract 21, block group 5;~~
 168 ~~census tract 21, block group 7; census tract 22.01, block group~~

169 ~~1; census tract 23.01, block group 3; census tract 23.01, block~~
 170 ~~group 5; census tract 26.02, block group 4.~~

171
 172 The application must be submitted by December 31, 2002, and must
 173 comply with the requirements of s. 290.0055. Notwithstanding the
 174 provisions of s. 290.0065 limiting the total number of
 175 enterprise zones designated and the number of enterprise zones
 176 within a population category, the Office of Tourism, Trade, and
 177 Economic Development may designate one enterprise zone under
 178 this section. The Office of Tourism, Trade, and Economic
 179 Development shall establish the initial effective date of the
 180 enterprise zone designated pursuant to this section.

181 Section 4. Section 290.00702, Florida Statutes, is created
 182 to read:

183 290.00702 Enterprise zone designation for Osceola County
 184 or Osceola County and Kissimmee.--Osceola County, or Osceola
 185 County and the City of Kissimmee jointly, may apply to the
 186 Office of Tourism, Trade, and Economic Development for
 187 designation of one enterprise zone within the county, or within
 188 both the county and the city. The application must be submitted
 189 by December 31, 2004, and must comply with the requirements of
 190 s. 290.0055. Notwithstanding the provisions of s. 290.0065
 191 limiting the total number of enterprise zones designated and the
 192 number of enterprise zones within a population category, the
 193 Office of Tourism, Trade, and Economic Development may designate
 194 one enterprise zone under this section. The Office of Tourism,
 195 Trade, and Economic Development shall establish the initial

196 effective date of the enterprise zone designated under this
 197 section.

198 Section 5. Section 290.00703, Florida Statutes, is created
 199 to read:

200 290.00703 Enterprise zone designation for the City of
 201 South Daytona.--The City of South Daytona may apply to the
 202 Office of Tourism, Trade, and Economic Development for
 203 designation of one enterprise zone within the city. The
 204 application must be submitted by December 31, 2004, and must
 205 comply with the requirements of s. 290.0055. Notwithstanding the
 206 provisions of s. 290.0065 limiting the total number of
 207 enterprise zones designated and the number of enterprise zones
 208 within a population category, the Office of Tourism, Trade, and
 209 Economic Development may designate one enterprise zone under
 210 this section. The Office of Tourism, Trade, and Economic
 211 Development shall establish the initial effective date of the
 212 enterprise zone designated under this section.

213 Section 6. Section 290.00704, Florida Statutes, is created
 214 to read:

215 290.00704 Enterprise zone designation for the City of Lake
 216 Wales.--The City of Lake Wales may apply to the Office of
 217 Tourism, Trade, and Economic Development for designation of one
 218 enterprise zone for an area within the City of Lake Wales, which
 219 zone shall encompass an area up to 3 contiguous square miles.
 220 The application must be submitted by December 31, 2004, and must
 221 comply with the requirements of s. 290.0055. Notwithstanding the
 222 provisions of s. 290.0065, limiting the total number of
 223 enterprise zones designated and the number of enterprise zones

224 within a population category, the Office of Tourism, Trade, and
225 Economic Development may designate one enterprise zone under
226 this section. The Office of Tourism, Trade, and Economic
227 Development shall establish the initial effective date of the
228 enterprise zone designated pursuant to this section.

229 Section 7. Enterprise zone designation for Walton
230 County.--Walton County may apply to the Office of Tourism,
231 Trade, and Economic Development for designation of one
232 enterprise zone within an area in Walton County which
233 encompasses up to 6 square miles. The application must be
234 submitted by December 31, 2004, and must comply with the
235 requirements of section 290.0055, Florida Statutes, except
236 subsection (3) thereof. Notwithstanding section 290.0065,
237 Florida Statutes, limiting the total number of enterprise zones
238 designated and the number of enterprise zones within a
239 population category, the Office of Tourism, Trade, and Economic
240 Development may designate one enterprise zone under this
241 section. The Office of Tourism, Trade, and Economic Development
242 shall establish the initial effective date of the enterprise
243 zone designated pursuant to this section.

244 Section 8. Enterprise zone designation for the City of
245 West Miami.--Miami-Dade County or Miami-Dade County, jointly
246 with the City of West Miami, may apply to the Office of Tourism,
247 Trade, and Economic Development for designation of one
248 enterprise zone within the City of West Miami. The application
249 must be submitted by December 31, 2004, and must comply with the
250 requirements of section 290.0055, Florida Statutes.
251 Notwithstanding the provisions of section 290.0065, Florida

252 Statutes, limiting the total number of enterprise zones
 253 designated and the number of enterprise zones within a
 254 population category, the Office of Tourism, Trade, and Economic
 255 Development may designate one enterprise zone under this
 256 section. The Office of Tourism, Trade, and Economic Development
 257 shall establish the initial effective date of the enterprise
 258 zone designated under this section.

259 Section 9. (1) Notwithstanding the limitation in section
 260 290.0065, Florida Statutes, on the number of enterprise zones
 261 within a population category, the Office of Tourism, Trade, and
 262 Economic Development shall designate, upon joint application by
 263 Miami-Dade County and the City of Hialeah, an area within the
 264 municipality of the City of Hialeah in an area bounded by 32nd
 265 Street, 21st Street, Palm Avenue, and East 4th Avenue as an
 266 enterprise zone. The application must be submitted by June 1,
 267 2004, and must comply with the requirements of section 290.0055,
 268 Florida Statutes, except for paragraph(4)(d). The effective date
 269 of the enterprise zone is July 1, 2004.

270 (2) This section shall take effect upon becoming a law.

271 Section 10. Notwithstanding any other provision of law, a
 272 governing body located wholly within the boundaries of a
 273 consolidated government may apply to the Office of Tourism,
 274 Trade, and Economic Development to amend the boundary of its
 275 existing enterprise zone. The area proposed for addition to the
 276 enterprise zone must include the three noncontiguous areas
 277 designated as a federal empowerment zone under the 2000
 278 Community Renewal Tax Relief Act without any limitations as to
 279 size. The Office of Tourism, Trade, and Economic Development may

280 approve an amendment to the enterprise zone boundary lines if
281 the application is submitted before December 31, 2004, and meets
282 the requirements of this section.

283 Section 11. Notwithstanding any other provision of chapter
284 290, Florida Statutes, the governing body of any inland county,
285 with a state-designated enterprise zone and a population greater
286 than 500,000, may apply to the Office of Tourism, Trade, and
287 Economic Development to amend the boundaries of such enterprise
288 zone. The increased areas shall be contiguous to the existing
289 enterprise zone. The office shall approve the application as
290 long as the amended area does not exceed 5 square miles and is
291 consistent with the categories, criteria, and limitations
292 imposed by section 290.0055, Florida Statutes, upon the
293 establishment of such enterprise zone. The enterprise zone
294 boundary amendment application must be received before December
295 31, 2004.

296 Section 12. If any provision of this act or its
297 application to any person or circumstance is held invalid, the
298 invalidity does not affect other provisions or applications of
299 the act which can be given effect without the invalid provision
300 or application, and to this end the provisions of this act are
301 severable.

302 Section 13. Except as otherwise expressly provided in this
303 act, this act shall take effect July 1, 2004.

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