

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Kallinger offered the following:

2

3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

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

8 290.0065 State designation of enterprise zones.--

9 (11) Before December 31, 2004 ~~June 1, 2002~~, the governing  
10 body or governing bodies of a county or a municipality in that  
11 ~~is located within~~ a county having a population of more than  
12 235,000 but less than 260,000 ~~225,000~~ and in which an enterprise  
13 zone is designated ~~under subparagraph (3)(a)2. is located~~ may  
14 apply to the Office of Tourism, Trade, and Economic Development  
15 to change the boundaries of the enterprise zone for the purpose  
16 of replacing areas not suitable for development. The Office of

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17 Tourism, Trade, and Economic Development shall approve the  
18 application made pursuant to this subsection if the boundary  
19 change is consistent with the categories, criteria, and  
20 limitations imposed upon the establishment of such ~~does not~~  
21 ~~increase the overall size of the enterprise zone and if any~~  
22 ~~territory added to the enterprise zone as a result of the~~  
23 ~~boundary change is contiguous to the remaining area of the~~  
24 ~~existing~~ enterprise zone.

25 (12) Notwithstanding any provisions in s. 290.0055  
26 regarding the size of an enterprise zone, any county defined by  
27 s. 125.011(1) may apply to the Office of Tourism, Trade, and  
28 Economic Development by October 1, 2004, to expand the boundary  
29 of an existing enterprise zone to include an additional 8.7  
30 square miles. The area must also include areas to the north or  
31 east of the northeasternmost section of an existing enterprise  
32 zone. The expanded area may not include any area not described  
33 in this subsection. The Office of Tourism, Trade, and Economic  
34 Development shall approve an amendment to the boundary of an  
35 enterprise zone under this subsection by January 1, 2005, if the  
36 area proposed for addition to the enterprise zone is consistent  
37 with the criteria and conditions imposed by s. 290.0055 upon the  
38 establishment of enterprise zones, including the requirement  
39 that the area suffer from pervasive poverty, unemployment, and  
40 general distress.

41 (13) Before November 30, 2004, any county as defined in s.  
42 125.011 may apply to the Office of Tourism, Trade, and Economic  
43 Development to change the boundaries of an existing enterprise  
44 zone for the purpose of replacing an area of not more than 75

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45 acres within the enterprise zone as of January 1, 2004, with an  
46 area of the same number of acres outside the enterprise zone as  
47 of January 1, 2004. The replacement area must be contiguous to  
48 the existing enterprise zone and must be a part of a  
49 revitalization area that has been targeted for assistance by the  
50 county. The replacement area also must be contiguous to a zoo  
51 and the county must have previously completed a master plan for  
52 development of the area. The Office of Tourism, Trade, and  
53 Economic Development shall approve the amendment effective  
54 January 1, 2005, if the enterprise zone remains consistent with  
55 the criteria and conditions imposed by s. 290.0055 upon the  
56 establishment of enterprise zones, including the requirement  
57 that the area suffer from pervasive poverty, unemployment, and  
58 general distress.

59 Section 2. Section 290.00675, Florida Statutes, is amended  
60 to read:

61 290.00675 Amendment of certain enterprise zone  
62 boundaries.--

63 (1) Notwithstanding any other provisions of law, the  
64 Office of Tourism, Trade, and Economic Development may amend the  
65 boundaries of an area designated as an enterprise zone in a  
66 community having a population of 235,000 persons but less than  
67 260,000, so long as the area does not increase the overall size  
68 of the zone by greater than 25 acres and the increased area is  
69 contiguous to the existing enterprise zone. The amendment must  
70 also be consistent with the limitations imposed by s. 290.0055  
71 upon establishment of the enterprise zone.

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72       (2) Notwithstanding any other provisions of law, the  
73 Office of Tourism, Trade, and Economic Development may approve  
74 requests to amend the boundaries of an area designated as an  
75 enterprise zone in a community having a population of 50,000  
76 persons but fewer than 60,000, so long as the area does not  
77 increase the overall size of the zone by greater than 400 acres  
78 and the increased area is contiguous to the existing enterprise  
79 zone. The amendment must also be consistent with the limitations  
80 imposed by s. 290.0055 upon establishment of the enterprise  
81 zone. Such request must be submitted to the Office of Tourism,  
82 Trade, and Economic Development prior to December 31, 2004.

83       (3) Notwithstanding any other provision of law, the Office  
84 of Tourism, Trade, and Economic Development may amend the  
85 boundaries of an area designated as The City of  
86 Brooksville/Hernando County Enterprise Zone # 2701. Hernando  
87 County is a community having a population greater than 140,000.  
88 The boundary amendment must not increase the overall size of the  
89 enterprise zone by more than 5 square miles. The increased area  
90 shall be contiguous to the existing enterprise zone. The  
91 boundary amendment must also be consistent with the limitations  
92 imposed by s. 290.0055. The application package for the boundary  
93 amendment must be submitted to the Office of Tourism, Trade, and  
94 Economic Development no later than December 31, 2004.

95       Section 3. Section 290.00688, Florida Statutes, is amended  
96 to read:

97       290.00688 Enterprise zone designation for Leon  
98 County.--Leon County, or Leon County and the City of Tallahassee  
99 jointly, may apply to the Office of Tourism, Trade, and Economic

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100 Development for designation of one enterprise zone, the selected  
101 area of which shall not exceed 20 square miles and shall have a  
102 continuous boundary, or consist of not more than three  
103 noncontiguous areas per s. 290.0055(4)(a). ~~The enterprise zone~~  
104 ~~shall encompass an area or areas within the following census~~  
105 ~~tracts for Leon County pursuant to the 1990 Census:~~

106  
107 ~~Census tract 1, block group 1; census tract 2, block group 1;~~  
108 ~~census tract 2, block group 3; census tract 2, block group 4;~~  
109 ~~census tract 3, block group 1; census tract 4, block group 1;~~  
110 ~~census tract 4, block group 2; census tract 5, block group 1;~~  
111 ~~census tract 5, block group 2; census tract 6, block group 1;~~  
112 ~~census tract 6, block group 2; census tract 6, block group 3;~~  
113 ~~census tract 6, block group 4; census tract 7, block group 1;~~  
114 ~~census tract 7, block group 2; census tract 7, block group 3;~~  
115 ~~census tract 10.01, block group 1; census tract 10.01, block~~  
116 ~~group 2; census tract 10.01, block group 3; census tract 11.01,~~  
117 ~~block group 1; census tract 11.01, block group 2; census tract~~  
118 ~~11.01, block group 3; census tract 11.02, block group 1; census~~  
119 ~~tract 11.02, block group 3; census tract 12, block group 1;~~  
120 ~~census tract 13, block group 1; census tract 13, block group 2;~~  
121 ~~census tract 14, block group 1; census tract 14, block group 2;~~  
122 ~~census tract 14, block group 3; census tract 14, block group 4;~~  
123 ~~census tract 14, block group 5; census tract 15, block group 1;~~  
124 ~~census tract 16.01, block group 1; census tract 18, block group~~  
125 ~~3; census tract 18, block group 4; census tract 19, block group~~  
126 ~~1; census tract 19, block group 3; census tract 19, block group~~  
127 ~~4; census tract 20.01, block group 1; census tract 20.01, block~~

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128 ~~group 2; census tract 20.01, block group 3; census tract 20.01,~~  
129 ~~block group 4; census tract 20.01, block group 5; census tract~~  
130 ~~20.02, block group 1; census tract 20.02, block group 2; census~~  
131 ~~tract 20.02, block group 3; census tract 20.02, block group 5;~~  
132 ~~census tract 21, block group 1; census tract 21, block group 3;~~  
133 ~~census tract 21, block group 4; census tract 21, block group 5;~~  
134 ~~census tract 21, block group 7; census tract 22.01, block group~~  
135 ~~1; census tract 23.01, block group 3; census tract 23.01, block~~  
136 ~~group 5; census tract 26.02, block group 4.~~

137  
138 The application must be submitted by December 31, 2002, and must  
139 comply with the requirements of s. 290.0055. Notwithstanding the  
140 provisions of s. 290.0065 limiting the total number of  
141 enterprise zones designated and the number of enterprise zones  
142 within a population category, the Office of Tourism, Trade, and  
143 Economic Development may designate one enterprise zone under  
144 this section. The Office of Tourism, Trade, and Economic  
145 Development shall establish the initial effective date of the  
146 enterprise zone designated pursuant to this section.

147 Section 4. Section 290.00702, Florida Statutes, is created  
148 to read:

149 290.00702 Enterprise zone designation for Osceola County  
150 or Osceola County and Kissimmee.--Osceola County, or Osceola  
151 County and the City of Kissimmee jointly, may apply to the  
152 Office of Tourism, Trade, and Economic Development for  
153 designation of one enterprise zone within the county, or within  
154 both the county and the city. The application must be submitted  
155 by December 31, 2004, and must comply with the requirements of

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156 s. 290.0055. Notwithstanding the provisions of s. 290.0065  
157 limiting the total number of enterprise zones designated and the  
158 number of enterprise zones within a population category, the  
159 Office of Tourism, Trade, and Economic Development may designate  
160 one enterprise zone under this section. The Office of Tourism,  
161 Trade, and Economic Development shall establish the initial  
162 effective date of the enterprise zone designated under this  
163 section.

164 Section 5. Section 290.00703, Florida Statutes, is created  
165 to read:

166 290.00703 Enterprise zone designation for the City of  
167 South Daytona.--The City of South Daytona may apply to the  
168 Office of Tourism, Trade, and Economic Development for  
169 designation of one enterprise zone within the city. The  
170 application must be submitted by December 31, 2004, and must  
171 comply with the requirements of s. 290.0055. Notwithstanding the  
172 provisions of s. 290.0065 limiting the total number of  
173 enterprise zones designated and the number of enterprise zones  
174 within a population category, the Office of Tourism, Trade, and  
175 Economic Development may designate one enterprise zone under  
176 this section. The Office of Tourism, Trade, and Economic  
177 Development shall establish the initial effective date of the  
178 enterprise zone designated under this section.

179 Section 6. Section 290.00704, Florida Statutes, is created  
180 to read:

181 290.00704 Enterprise zone designation for the City of Lake  
182 Wales.--The City of Lake Wales may apply to the Office of  
183 Tourism, Trade, and Economic Development for designation of one

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184 enterprise zone for an area within the City of Lake Wales, which  
185 zone shall encompass an area up to 3 contiguous square miles.  
186 The application must be submitted by December 31, 2004, and must  
187 comply with the requirements of s. 290.0055. Notwithstanding the  
188 provisions of s. 290.0065, limiting the total number of  
189 enterprise zones designated and the number of enterprise zones  
190 within a population category, the Office of Tourism, Trade, and  
191 Economic Development may designate one enterprise zone under  
192 this section. The Office of Tourism, Trade, and Economic  
193 Development shall establish the initial effective date of the  
194 enterprise zone designated pursuant to this section.

195       Section 7. Enterprise zone designation for Walton  
196 County.--Walton County may apply to the Office of Tourism,  
197 Trade, and Economic Development for designation of one  
198 enterprise zone within an area in Walton County which  
199 encompasses up to 6 square miles. The application must be  
200 submitted by December 31, 2004, and must comply with the  
201 requirements of section 290.0055, Florida Statutes, except  
202 subsection (3) thereof. Notwithstanding section 290.0065,  
203 Florida Statutes, limiting the total number of enterprise zones  
204 designated and the number of enterprise zones within a  
205 population category, the Office of Tourism, Trade, and Economic  
206 Development may designate one enterprise zone under this  
207 section. The Office of Tourism, Trade, and Economic Development  
208 shall establish the initial effective date of the enterprise  
209 zone designated pursuant to this section.

210       Section 8. Enterprise zone designation for the City of  
211 West Miami.--Miami-Dade County or Miami-Dade County, jointly

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212 with the City of West Miami, may apply to the Office of Tourism,  
213 Trade, and Economic Development for designation of one  
214 enterprise zone within the City of West Miami. The application  
215 must be submitted by December 31, 2004, and must comply with the  
216 requirements of section 290.0055, Florida Statutes.  
217 Notwithstanding the provisions of section 290.0065, Florida  
218 Statutes, limiting the total number of enterprise zones  
219 designated and the number of enterprise zones within a  
220 population category, the Office of Tourism, Trade, and Economic  
221 Development may designate one enterprise zone under this  
222 section. The Office of Tourism, Trade, and Economic Development  
223 shall establish the initial effective date of the enterprise  
224 zone designated under this section.

225       Section 9. (1) Notwithstanding the limitation in section  
226 290.0065, Florida Statutes, on the number of enterprise zones  
227 within a population category, the Office of Tourism, Trade, and  
228 Economic Development shall designate, upon joint application by  
229 Miami-Dade County and the City of Hialeah, an area within the  
230 municipality of the City of Hialeah in an area bounded by 32nd  
231 Street, 21st Street, Palm Avenue, and East 4th Avenue as an  
232 enterprise zone. The application must be submitted by June 1,  
233 2004, and must comply with the requirements of section 290.0055,  
234 Florida Statutes, except for paragraph(4)(d). The effective date  
235 of the enterprise zone is July 1, 2004.

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

237       Section 10. Notwithstanding any other provision of law, a  
238 governing body located wholly within the boundaries of a  
239 consolidated government may apply to the Office of Tourism,

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240 Trade, and Economic Development to amend the boundary of its  
241 existing enterprise zone. The area proposed for addition to the  
242 enterprise zone must include the three noncontiguous areas  
243 designated as a federal empowerment zone under the 2000  
244 Community Renewal Tax Relief Act without any limitations as to  
245 size. The Office of Tourism, Trade, and Economic Development may  
246 approve an amendment to the enterprise zone boundary lines if  
247 the application is submitted before December 31, 2004, and meets  
248 the requirements of this section.

249       Section 11. Notwithstanding any other provision of chapter  
250 290, Florida Statutes, the governing body of any inland county,  
251 with a state-designated enterprise zone and a population greater  
252 than 500,000, may apply to the Office of Tourism, Trade, and  
253 Economic Development to amend the boundaries of such enterprise  
254 zone. The increased areas shall be contiguous to the existing  
255 enterprise zone. The office shall approve the application as  
256 long as the amended area does not exceed 5 square miles and is  
257 consistent with the categories, criteria, and limitations  
258 imposed by section 290.0055, Florida Statutes, upon the  
259 establishment of such enterprise zone. The enterprise zone  
260 boundary amendment application must be received before December  
261 31, 2004.

262       Section 12. If any provision of this act or its  
263 application to any person or circumstance is held invalid, the  
264 invalidity does not affect other provisions or applications of  
265 the act which can be given effect without the invalid provision  
266 or application, and to this end the provisions of this act are  
267 severable.

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

270  
271 ===== T I T L E A M E N D M E N T =====

272 Remove the entire title and insert:

273 A bill to be entitled  
274 An act relating to enterprise zones; amending s. 290.0065,  
275 F.S.; authorizing certain counties or municipalities to  
276 apply to the Office of Tourism, Trade, and Economic  
277 Development to change enterprise zone boundaries;  
278 prescribing conditions and deadlines related to the  
279 boundary changes; amending s. 290.00675, F.S.; authorizing  
280 the office to approve requests to amend the boundaries of  
281 enterprise zones in two communities with specified  
282 populations; limiting the size by which the enterprise  
283 zones may be increased; requiring that the applications  
284 for enterprise zone boundaries be filed by a specified  
285 date; amending s. 290.00688, F.S.; deleting census tract  
286 provisions relating to the boundaries of an enterprise  
287 zone in Leon County; creating ss. 290.00702, 290.00703,  
288 and 290.00704, F.S.; authorizing Osceola County or Osceola  
289 County and the City of Kissimmee jointly, the City of  
290 South Daytona, and the City of Lake Wales to apply to the  
291 office for designation of enterprise zones; providing  
292 requirements and conditions with respect thereto;  
293 authorizing Walton County, Miami-Dade County or Miami-Dade  
294 County and the City of West Miami jointly, and Miami-Dade  
295 County and the City of Hialeah jointly to apply to the

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296 office for designation of enterprise zones; providing  
297 requirements and conditions with respect thereto;  
298 authorizing the governing bodies of certain counties to  
299 apply to the office to change the boundaries of enterprise  
300 zones; prescribing conditions and deadlines related to the  
301 boundary changes; authorizing the governing body of  
302 certain counties to apply to the Office of Tourism, Trade,  
303 and Economic Development to amend the boundaries of a  
304 certain area within a certain enterprise zone; requiring  
305 the office to approve the application under certain  
306 circumstances; providing requirements; providing  
307 severability; providing effective dates.