

CHAMBER ACTION

1 The Economic Development, Trade & Banking Committee recommends  
2 the following:

3  
4 **Council/Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to qualified job training organizations;  
8 creating s. 288.1171, F.S.; providing a definition;  
9 providing for certification by the Office of Tourism,  
10 Trade, and Economic Development of an organization as a  
11 qualified job training organization; providing for  
12 distribution of certain funds to a certified organization;  
13 specifying uses of certain proceeds; authorizing the  
14 Auditor General to audit such organizations for certain  
15 purposes; providing for revocation of certification under  
16 certain circumstances; providing appropriations; providing  
17 for appropriations to be distributed through the office;  
18 specifying uses of appropriations; providing an effective  
19 date.

20  
21 Be It Enacted by the Legislature of the State of Florida:  
22

HB 1351

2005  
CS

23 Section 1. Section 288.1171, Florida Statutes, is created  
24 to read:

25 288.1171 Qualified job training organizations;  
26 certification; duties.--

27 (1) For purposes of this section, the term "qualified job  
28 training organization" means an organization that:

29 (a) Is accredited by the Commission for Accreditation of  
30 Rehabilitation Facilities.

31 (b) Is an organization that collects the sales tax imposed  
32 by this state.

33 (c) Is a statewide organization with more than 100  
34 locations within the state.

35 (d) Is exempt from income taxation under s. 501(c)(3) or  
36 (4) of the Internal Revenue Code of 1986, as amended.

37 (e) Specializes in the retail sale of donated items.

38 (f) Provides job training and employment services to  
39 individuals who have workplace disadvantages and disabilities.

40 (g) Uses a majority of its revenues for job training and  
41 placement programs that create jobs and foster economic  
42 development.

43 (2) To be eligible for funding as provided in this  
44 section, an organization must be certified by the Office of  
45 Tourism, Trade, and Economic Development as meeting the criteria  
46 specified in subsection (1).

47 (3) After a qualified job training organization is  
48 certified, the organization shall use proceeds as provided in  
49 this section solely to encourage and provide economic  
50 development through capital construction, improvements, or

51 purchases of equipment that will result in expanded employment  
 52 opportunities.

53 (4) The Auditor General may audit a qualified job training  
 54 organization to verify that the distributions to the  
 55 organization under this section have been expended by the  
 56 organization as required by this section. If the Auditor General  
 57 determines that the distributions have not been expended as  
 58 required by this section, the Office of Tourism, Trade, and  
 59 Economic Development may pursue recovery of such proceeds  
 60 pursuant to the laws and rules governing the assessment of  
 61 taxes.

62 (5) Failure to use the proceeds as provided in this  
 63 section constitutes grounds for revoking certification.

64 Section 2. The sum of \$3 million is appropriated each year  
 65 for 10 years from nonrecurring general revenue to the Office of  
 66 Tourism, Trade, and Economic Development for the purpose  
 67 specified in s. 288.1171(3), Florida Statutes. For the 2005-2006  
 68 fiscal year, these funds are appropriated from nonrecurring  
 69 general revenue. For fiscal years 2006-2007 through 2015-2016,  
 70 the funds appropriated shall be appropriated from nonrecurring  
 71 general revenue or as specifically provided in the General  
 72 Appropriations Act. Such appropriated funds shall be distributed  
 73 by the Office of Tourism, Trade, and Economic Development to  
 74 organizations meeting the requirements of s. 288.1171(1),  
 75 Florida Statutes, solely to encourage and provide economic  
 76 development through capital construction, improvements, or  
 77 purchases of equipment that will result in expanded employment  
 78 opportunities.

HB 1351

2005  
CS

79

Section 3. This act shall take effect July 1, 2005.