

By Senator Bennett

21-355-07

1   A bill to be entitled  
2            An act relating to the Century Commission for a  
3            Sustainable Florida; amending s. 163.3247,  
4            F.S.; increasing the membership of the  
5            commission; revising provisions governing  
6            appointments to the commission by the Governor,  
7            the President of the Senate, and the Speaker of  
8            the House of Representatives; prohibiting a  
9            member of the commission from having certain  
10           interests in contracts or benefits awarded by  
11           the commission; providing for additional powers  
12           and duties of the commission; revising  
13           provisions concerning appointment and oversight  
14           of the executive director of the commission;  
15           exempting the commission's executive director  
16           and employees of the commission from certain  
17           requirements concerning state employment;  
18           providing an appropriation; providing an  
19           effective date.

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

22  
23           Section 1. Subsections (3), (4), and (5) of section  
24 163.3247, Florida Statutes, are amended to read:

25           163.3247 Century Commission for a Sustainable  
26 Florida.--

27           (3) CENTURY COMMISSION FOR A SUSTAINABLE FLORIDA;  
28 CREATION; ORGANIZATION.--The Century Commission for a  
29 Sustainable Florida is created as a standing body to help the  
30 citizens of this state envision and plan their collective  
31 future with an eye towards both 25-year and 50-year horizons.

1           (a) The commission shall consist of ~~18~~ 15 members, ~~6~~ 5  
2 appointed by the Governor, ~~6~~ 5 appointed by the President of  
3 the Senate, and ~~6~~ 5 appointed by the Speaker of the House of  
4 Representatives. ~~Appointments shall be made no later than~~  
5 ~~October 1, 2005.~~ The membership must represent local  
6 governments, school boards, developers and homebuilders, the  
7 business community, the agriculture community, the  
8 environmental community, and other appropriate stakeholders.  
9 In making the appointments, the Governor, the President of the  
10 Senate, and the Speaker of the House of Representatives shall  
11 ensure that the membership of the commission reflects the  
12 racial, ethnic, and gender diversity, as well as the  
13 geographic distribution, of the state's population. One member  
14 shall be designated by the Governor as chair of the  
15 commission. Any vacancy that occurs on the commission must be  
16 filled in the same manner as the original appointment and  
17 shall be for the unexpired term of that commission seat.  
18 Members shall be appointed to ~~serve~~ 4-year terms, ~~except that,~~  
19 ~~initially, to provide for staggered terms, the Governor, the~~  
20 ~~President of the Senate, and the Speaker of the House of~~  
21 ~~Representatives shall each appoint one member to serve a~~  
22 ~~2-year term, two members to serve 3-year terms, and two~~  
23 ~~members to serve 4-year terms.~~ All subsequent appointments  
24 ~~shall be for 4-year terms.~~ An appointee may not serve more  
25 than 6 years.

26           (b) ~~The first meeting of the commission shall be held~~  
27 ~~no later than December 1, 2005, and~~ shall meet at the call of  
28 the chair but not less frequently than three times per year in  
29 different regions of the state to solicit input from the  
30 public or any other individuals offering testimony relevant to  
31 the issues to be considered.

1 (c) Each member of the commission is entitled to one  
2 vote, and actions of the commission are not binding unless  
3 taken by a three-fifths vote of the members present. A  
4 majority of the members is required to constitute a quorum,  
5 and the affirmative vote of a quorum is required for a binding  
6 vote.

7 (d) Members of the commission shall serve without  
8 compensation but ~~are shall be~~ entitled to receive per diem and  
9 travel expenses in accordance with s. 112.061 while in  
10 performance of their duties.

11 (e) A member of the commission may not, in the period  
12 commencing with his or her appointment to the commission and  
13 continuing for 2 years after termination of such appointment,  
14 have an interest, direct or indirect, in any contract or other  
15 benefit granted or awarded by the commission.

16 (4) POWERS AND DUTIES.--The commission shall:

17 (a) ~~Annually~~ Conduct a process through which the  
18 commission envisions the future for the state and then  
19 develops and recommends policies, plans, action steps, or  
20 strategies to assist in achieving the vision.

21 (b) Continuously review and consider statutory and  
22 regulatory provisions, governmental processes, and societal  
23 and economic trends in its inquiry of how state, regional, and  
24 local governments and entities and citizens of this state can  
25 best accommodate projected increased populations while  
26 maintaining the natural, historical, cultural, and manmade  
27 life qualities that best represent the state.

28 (c) Bring together people representing varied  
29 interests to develop a shared image of the state and its  
30 developed and natural areas. The process should involve  
31 exploring the impact of the estimated population increase and

1 other emerging trends and issues; creating a vision for the  
2 future; and developing a strategic action plan to achieve that  
3 vision using 25-year and 50-year intermediate planning  
4 timeframes.

5 (d) Focus on essential state interests, defined as  
6 those interests that transcend local or regional boundaries  
7 and are most appropriately conserved, protected, and promoted  
8 at the state level.

9 (e) Serve as an objective, nonpartisan repository of  
10 exemplary community-building ideas and as a source to  
11 recommend strategies and practices to assist others in working  
12 collaboratively to problem solve on issues relating to growth  
13 management.

14 (f) Annually, on ~~beginning~~ January 16, 2007, ~~and every~~  
15 ~~year thereafter on the same date,~~ provide to the Governor, the  
16 President of the Senate, and the Speaker of the House of  
17 Representatives a written report containing specific  
18 recommendations for addressing growth management in the state,  
19 including executive and legislative recommendations. Further,  
20 the report must ~~shall~~ contain discussions regarding the need  
21 for intergovernmental cooperation and the balancing of  
22 environmental protection and future development and  
23 recommendations on issues, including, but not limited to,  
24 recommendations regarding dedicated sources of funding for  
25 sewer facilities, water supply and quality, transportation  
26 facilities that are not adequately addressed by the Strategic  
27 Intermodal System, and educational infrastructure to support  
28 existing development and projected population growth.

29 (g) Create and dissolve advisory committees or similar  
30 organizations as necessary in order to carry out the mission  
31 of the commission.

1           (h) Receive and accept contributions from any source,  
2 which shall be used to further the mission of the commission.

3           (i) Prepare and submit a budget under chapter 216.

4           ~~(g)~~

5  
6 Beginning with the 2007 Regular Session of the Legislature,  
7 the President of the Senate and the Speaker of the House of  
8 Representatives shall create a joint select committee, the  
9 task of which shall be to review the findings and  
10 recommendations of the Century Commission for a Sustainable  
11 Florida for potential action.

12           (5) EXECUTIVE DIRECTOR; STAFF AND OTHER ASSISTANCE.--

13           (a) The commission shall appoint an executive director  
14 who shall serve under the direction, supervision, and control  
15 of the commission. The commission shall have complete  
16 authority for fixing the salary of the executive director. The  
17 commission is assigned to the Executive Office of the Governor  
18 for purposes of administration and fiscal accountability, but  
19 the commission shall otherwise function independently of the  
20 control and direction of the Governor. The executive director,  
21 with the consent of the commission and within budgetary  
22 limitations, shall employ staff as necessary to adequately  
23 perform the functions of the commission. Each employee of the  
24 commission, including the executive director, is exempt from  
25 chapter 110 and serves at the pleasure of the commission. The  
26 ~~Secretary of Community Affairs shall select an executive~~  
27 ~~director of the commission, and the executive director shall~~  
28 ~~serve at the pleasure of the secretary under the supervision~~  
29 ~~and control of the commission.~~

1 (b) The Department of Community Affairs shall provide  
2 staff and other resources necessary to accomplish the goals of  
3 the commission ~~based upon recommendations of the Governor.~~

4 (c) All agencies under the control of the Governor are  
5 directed, and all other agencies are requested, to render  
6 assistance to, and cooperate with, the commission.

7 Section 2. The three additional appointments to the  
8 Century Commission for a Sustainable Florida required by  
9 section 1 of this act shall be made by October 1, 2007.

10 Section 3. The sum of \$550,000 in recurring funds is  
11 appropriated from the Grants and Donations Trust Fund in the  
12 Department of Community Affairs to the Century Commission for  
13 a Sustainable Florida for the purpose of paying salaries and  
14 other administrative expenses of the commission which are  
15 necessary to carry out the provisions of s. 163.3247, Florida  
16 Statutes, during the 2007-2008 fiscal year.

17 Section 4. This act shall take effect July 1, 2007.

18 \*\*\*\*\*

19  
20 SENATE SUMMARY

21 Revises provisions governing appointments to the Century  
22 Commission for a Sustainable Florida. Bars commission  
23 members from having certain interests in contracts or  
24 benefits awarded by the commission. Specifies additional  
25 powers and duties of the commission. Revises provisions  
concerning appointment and oversight of the commission's  
executive director. Exempts commission employees from  
certain state employment requirements. Provides an  
appropriation.