

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Abruzzo offered the following:

2  
3 **Amendment (with title amendment)**

4 Between lines 1789 and 1790, insert:

5 Section 46. Section 509.302, Florida Statutes, is amended  
6 to read:

7 509.302 Hospitality Education Program.--

8 (1) (a) The division shall administer an educational  
9 program, designated the "Hospitality Education Program," offered  
10 for the benefit of the hospitality ~~restaurant and lodging~~  
11 industries of this state. As used in this section, the term  
12 "hospitality industry" means the restaurant industry or the  
13 lodging industry.

14 (b) The ~~This~~ program may affiliate with Florida State  
15 University, Florida International University, and the University  
16 of Central Florida. The program may also affiliate with any

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17 other member of the State University System or Florida Community  
18 College System, or with any privately funded college or  
19 university, which offers a program of hospitality administration  
20 and management.

21 (c) The purpose primary goal of the this program is to  
22 provide, support, and enhance instruct and train all individuals  
23 and businesses licensed under this chapter, in cooperation with  
24 recognized associations that represent the licensees, in the  
25 application of state and federal laws and rules. Such programs  
26 shall also include:

27 ~~(a) Management training.~~

28 ~~(b) Inservice continuing education programs.~~

29 ~~(c) Awareness of food-recovery programs, as promoted in s.~~  
30 ~~570.0725.~~

31 ~~(d) Enhancement of school-to-career training and~~  
32 ~~transition programs for students interested in pursuing careers~~  
33 ~~in a hospitality the food service or lodging industry.~~

34 (d) The training and transition programs shall be funded  
35 provided through the public school system using a nationally  
36 recognized curriculum approved by the division, with the  
37 enhancements funded under this section provided by grants to one  
38 or more from nonprofit statewide organizations that represent a  
39 in the hospitality industry of this state. The training and  
40 transition programs shall be delivered through the public school  
41 system using a nationally recognized curriculum approved by the  
42 division. The division shall administer the services field, and  
43 the application process for the grants shall be administered by  
44 the division.

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45 ~~(c) Such other programs as may be deemed appropriate by~~  
46 ~~the director and the advisory council.~~

47 (2) (a) All public lodging establishments and all public  
48 food service establishments licensed under this chapter shall  
49 pay an annual fee of no more than \$10, which shall be included  
50 in the annual license fee and used for the sole purpose of  
51 funding the Hospitality Education Program.

52 (b) The division shall use at least 68 percent of the  
53 funds collected under paragraph (a) for programs directed to  
54 careers in the restaurant industry and at least 14 percent of  
55 the funds for programs directed to careers in the lodging  
56 industry. If the division does not receive a sufficient number  
57 of grant applications, which are submitted timely and comply  
58 with the division's requirements, to use all of the funds  
59 reserved for programs directed to careers in one of the  
60 industries, the division may use the remaining funds for  
61 programs directed to careers in the other industry.

62 (c) The division may use up to 10 percent of the funds  
63 collected under paragraph (a) for administration of the program.

64 (3) Notwithstanding any other provision of law to the  
65 contrary, grant funding under this section ~~for the services~~  
66 ~~described in paragraph (1)(d)~~ shall include all expenses related  
67 incident to providing the programs ~~those services~~, including the  
68 cost of staff support; student scholarships; compensation to  
69 program instructors for time spent in relevant training; special  
70 events or competitive events; and a reasonable stipend for  
71 travel, lodging, and meals for instructors and students  
72 participating in training or in related special events. All of of

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73 | an applicant's ~~such~~ expenses must ~~shall~~ be consistent ~~in~~  
74 | ~~accordance~~ with the budget submitted by the applicant in the  
75 | grant application and approved by the division. The expenditure  
76 | of all funds distributed under this section is ~~shall be~~ subject  
77 | to audit by the division.

78 | (4) The director shall develop ~~formulate~~ an annual budget,  
79 | programs, and activities to accomplish the purposes of this  
80 | section, in accordance with and subject to the advice and  
81 | recommendations of the advisory council.

82 | (a) The annual budget of the Hospitality Education Program  
83 | must show that the total fees estimated to be collected during  
84 | the next fiscal year under this section will be dedicated solely  
85 | to the estimated cost of funding the Hospitality Education  
86 | Program, less any trust fund service charge imposed by s.  
87 | 215.20. If the estimated cost of funding the Hospitality  
88 | Education Program in any fiscal year is less than the total fees  
89 | estimated to be collected during that year, the director shall  
90 | submit a report to the advisory council demonstrating why the  
91 | amount of the ~~such~~ fee should not be immediately reduced to  
92 | eliminate the projected surplus. The director shall also submit  
93 | this report to the Secretary of Business and Professional  
94 | Regulation as part of the division's annual budget request.

95 | (b) Both the secretary's legislative budget requests  
96 | submitted under ~~pursuant to~~ ss. 216.023 and 216.031 and the  
97 | Governor's recommended budget submitted under ~~pursuant to~~ s.  
98 | 216.163 must also show that the total fees estimated to be  
99 | collected during the next fiscal year under this section will be  
100 | dedicated solely to funding the Hospitality Education Program,  
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101 less any trust fund service charge imposed by s. 215.20. If the  
102 estimated cost of funding the Hospitality Education Program in  
103 any fiscal year is less than the total fees estimated to be  
104 collected during that year, the secretary shall submit a report  
105 demonstrating why the amount of the ~~such~~ fee should not be  
106 immediately reduced to eliminate the projected surplus.

107 ~~(5) The director, with the consent of the advisory~~  
108 ~~council, may designate funds, not to exceed \$250,000 annually,~~  
109 ~~to support school-to-career transition programs available~~  
110 ~~through statewide organizations in the hospitality services~~  
111 ~~field. Such programs shall be designed to prepare students for~~  
112 ~~progressive careers in the hospitality industry. The director,~~  
113 ~~with the consent of the advisory council, may also designate~~  
114 ~~funds, not to exceed \$50,000 annually, to support food safety~~  
115 ~~training programs available through statewide organizations in~~  
116 ~~the hospitality services field, and not to exceed \$50,000~~  
117 ~~annually, to support nontransient public lodging training~~  
118 ~~programs available through statewide organizations in the public~~  
119 ~~lodging services field.~~

120 ~~(5)-(6)~~ The director shall supervise ~~have supervision over~~  
121 the administration of the programs set forth in this section  
122 ~~subsection~~ and shall report the status of the programs at all  
123 meetings of the advisory council and at ~~such~~ other times ~~as are~~  
124 prescribed by the advisory council.

125 ~~(6)-(7)~~ The division shall adopt rules providing the  
126 criteria for grant approval and the procedures for processing  
127 grant applications. The criteria and procedures must ~~shall~~ be  
128 approved by the advisory council. The criteria shall give

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129 primary consideration to the experience and history of the  
130 applicant in representing a hospitality ~~the food service or~~  
131 ~~lodging~~ industry in the state, the applicant's prior commitment  
132 to school-to-career transition programs in a hospitality ~~the~~  
133 ~~food service or lodging~~ industry, and the applicant's  
134 demonstrated ability to provide services statewide with industry  
135 support and participation. Grants awarded under this section  
136 shall be for a term of 4 years, with funding provided on an  
137 annual basis.

138 ~~(8) Revenue from administrative fines may be used to~~  
139 ~~support this section. This subsection expires July 1, 2008.~~

141 -----  
142 **T I T L E A M E N D M E N T**

143 Remove line 187 and insert:

144 program; amending s. 509.302, F.S.; defining the term  
145 "hospitality industry"; revising the purpose of the program to  
146 focus on certain training and transition programs; requiring a  
147 statewide nonprofit organization that receives the program's  
148 grant funding to represent a hospitality industry in the state;  
149 requiring the Division of Hotels and Restaurants of the  
150 Department of Business and Professional Regulation to use a  
151 portion of certain annual licenses fees for programs directed to  
152 careers in the restaurant industry and a portion of the fees for  
153 programs directed to careers in the lodging industry;  
154 authorizing the division to use a portion of the fees for  
155 administration of the program; deleting provisions related to  
156 the allocation of the funds to various programs; revising the  
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HOUSE AMENDMENT

Bill No. CS/CS/CS/CS/HB 425

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157 criteria for the award of grants to conform to changes made by  
158 the act; removing an expired provision that authorized  
159 administrative fines to be used for the program; amending s.  
160 548.002, F.S.; defining the term  
161

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