



264882

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/29/2011	.	
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The Committee on Commerce and Tourism (Gaetz) recommended the following:

**Senate Amendment (with directory and title amendments)**

Between lines 83 and 84  
insert:

(4) APPLICATION AND APPROVAL PROCESS.—

(b) To qualify for review by the office, the application of a target industry business must, at a minimum, establish the following to the satisfaction of the office:

1.a. The jobs proposed to be created under the application, pursuant to subparagraph (a)4., must pay an estimated annual average wage equaling at least 115 percent of the average private sector wage in the area where the business is to be



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13 located or the statewide private sector average wage. The  
14 governing board of the county or municipality where the  
15 qualified target industry business is to be located shall notify  
16 the office and Enterprise Florida, Inc., which calculation of  
17 the average private sector wage in the area must be used as the  
18 basis for the business's wage commitment. In determining the  
19 average annual wage, the office shall include only new proposed  
20 jobs, and wages for existing jobs shall be excluded from this  
21 calculation.

22 b. The office may waive the average wage requirement at the  
23 request of the local governing body recommending the project and  
24 Enterprise Florida, Inc. The office may waive the wage  
25 requirement for a project located in a brownfield area  
26 designated under s. 376.80, in a rural city, in a rural  
27 community, in an enterprise zone, or for a manufacturing project  
28 at any location in the state if the jobs proposed to be created  
29 pay an estimated annual average wage equaling at least 100  
30 percent of the average private sector wage in the area where the  
31 business is to be located, only if the merits of the individual  
32 project or the specific circumstances in the community in  
33 relationship to the project warrant such action. If the local  
34 governing body and Enterprise Florida, Inc., make such a  
35 recommendation, it must be transmitted in writing, and the  
36 specific justification for the waiver recommendation must be  
37 explained. If the office elects to waive the wage requirement,  
38 the waiver must be stated in writing, and the reasons for  
39 granting the waiver must be explained.

40 2. The target industry business's project must result in  
41 the creation of at least 10 jobs at the project and, in the case



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42 of an expansion of an existing business, must result in a net  
43 increase in employment of at least 10 percent at the business.  
44 At the request of the local governing body recommending the  
45 project and Enterprise Florida, Inc., the office may waive this  
46 requirement for a business in a rural community or enterprise  
47 zone if the merits of the individual project or the specific  
48 circumstances in the community in relationship to the project  
49 warrant such action. If the local governing body and Enterprise  
50 Florida, Inc., make such a request, the request must be  
51 transmitted in writing, and the specific justification for the  
52 request must be explained. If the office elects to grant the  
53 request, the grant must be stated in writing, and the reason for  
54 granting the request must be explained.

55 3. The business activity or product for the applicant's  
56 project must be within an industry identified by the office as a  
57 target industry business that contributes to the economic growth  
58 of the state and the area in which the business is located, that  
59 produces a higher standard of living for residents of this state  
60 in the new global economy, or that can be shown to make an  
61 equivalent contribution to the area's and state's economic  
62 progress.

63  
64 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

65 And the directory clause is amended as follows:

66 Delete lines 11 - 12

67 and insert:

68 Section 1. Paragraph (t) of subsection (2) and paragraph (b)  
69 of subsection (4) of section 288.106, Florida Statutes, are  
70 amended to read:



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

And the title is amended as follows:

Delete line 7

and insert:

providing for notification by a municipal governing  
board of private-sector wage calculation; providing an  
effective date.