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1                   A bill to be entitled  
2           An act relating to the Department of Economic  
3           Opportunity; repealing s. 49 of ch. 2011-47, Laws of  
4           Florida; abrogating the future expiration of an  
5           amendment to s. 163.3247(3)(d), F.S., to nullify the  
6           reversion of the text of that paragraph to that in  
7           existence on June 30, 2010; repealing s. 51 of ch.  
8           2011-47, Laws of Florida; abrogating the future  
9           expiration of an amendment to s. 201.15(1)(c)2., F.S.,  
10          to nullify the reversion of the text of that  
11          subparagraph to that in existence on June 30, 2010;  
12          requiring the Auditor General and the Office of  
13          Program Policy Analysis and Governmental  
14          Accountability to conduct a joint audit and review of  
15          the Florida Housing Finance Corporation; amending s.  
16          443.036, F.S.; revising the definition of the term  
17          "initial skills review" to correct a reference to the  
18          agency that approves online education or training  
19          programs as the Department of Economic Opportunity  
20          rather than the Agency for Workforce Innovation;  
21          amending s. 445.009, F.S.; deleting the future  
22          expiration of provisions authorizing worker's  
23          compensation coverage for a participant in an adult or  
24          youth work experience activity; repealing s. 445.06,  
25          F.S., relating to the Florida Ready to Work  
26          Certification Program; amending s. 1003.4285, F.S.;  
27          deleting a provision that requires a standard high  
28          school diploma to include a designation reflecting a  
29          Florida Ready to Work Credential, to conform to

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30 changes made by the act; directing the Department of  
31 Economic Opportunity to prepare draft legislation to  
32 conform the Florida Statutes to the provisions of the  
33 act; requiring that the department submit the draft  
34 legislation to the Governor and the Legislature by a  
35 specified date; amending s. 212.20, F.S.; requiring  
36 that the Department of Revenue distribute monthly to  
37 the Florida Institute of Technology a specified amount  
38 for the purpose of operating a space exploration  
39 research institute; requiring that the Florida  
40 Institute of Technology develop a plan for the space  
41 exploration research institute in conjunction with  
42 Space Florida; authorizing a local governmental entity  
43 that is an independent special district providing  
44 certain utility services to reduce its rates by  
45 resolution for a specified time for a user that will  
46 provide a community benefit; providing effective  
47 dates.

48  
49 Be It Enacted by the Legislature of the State of Florida:

50  
51 Section 1. Section 49 of chapter 2011-47, Laws of Florida,  
52 is repealed.

53 Section 2. Section 51 of chapter 2011-47, Laws of Florida,  
54 is repealed.

55 Section 3. The Auditor General and the Office of Program  
56 Policy Analysis and Governmental Accountability shall conduct a  
57 joint audit and review of the programs and operations of the  
58 Florida Housing Finance Corporation, and shall jointly develop a

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59 work plan for such audit and review to be submitted to the  
60 President of the Senate and the Speaker of the House of  
61 Representatives no later than July 1, 2012. The audit and review  
62 shall encompass, at a minimum, a review of the corporation's  
63 assets, liabilities, income, and operating expenses, the  
64 internal management, financial and operational controls  
65 employed, the programmatic decision-making processes used, the  
66 governance, direction and oversight provided by the Florida  
67 Housing Finance Corporation Board of Directors, and the  
68 performance outcomes of the programs administered by the Florida  
69 Housing Finance Corporation. The audit and review shall also  
70 include formulation of recommendations to the Legislature for  
71 changes to the structure, governance and operational processes  
72 of the Florida Housing Finance Corporation. Unless otherwise  
73 directed in writing jointly by the President of the Senate and  
74 the Speaker of the House of Representatives, a written report on  
75 the audit and review shall be submitted to the President of the  
76 Senate and the Speaker of the House of Representatives no later  
77 than December 1, 2012. This section shall be effective upon this  
78 act becoming law.

79 Section 4. Subsection (26) of section 443.036, Florida  
80 Statutes, is amended to read:

81 443.036 Definitions.—As used in this chapter, the term:

82 (26) "Initial skills review" means an online education or  
83 training program, ~~such as that established under s. 1004.99,~~  
84 that is approved by the Department of Economic Opportunity  
85 ~~Agency for Workforce Innovation~~ and designed to measure an  
86 individual's mastery level of workplace skills.

87 Section 5. Subsection (11) of section 445.009, Florida

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88 Statutes, is amended to read:

89 445.009 One-stop delivery system.—

90 (11) A participant in an adult or youth work experience  
91 activity administered under this chapter shall be deemed an  
92 employee of the state for purposes of workers' compensation  
93 coverage. In determining the average weekly wage, all  
94 remuneration received from the employer shall be considered a  
95 gratuity, and the participant is ~~shall~~ not be entitled to any  
96 benefits otherwise payable under s. 440.15, regardless of  
97 whether the participant may be receiving wages and remuneration  
98 from other employment with another employer and regardless of  
99 his or her future wage-earning capacity. ~~This subsection expires~~  
100 ~~July 1, 2012.~~

101 Section 6. Section 445.06, Florida Statutes, is repealed.

102 Section 7. Subsection (4) of section 1003.4285, Florida  
103 Statutes, is amended to read:

104 1003.4285 Standard high school diploma designations.—Each  
105 standard high school diploma shall include, as applicable:

106 ~~(4) A designation reflecting a Florida Ready to Work~~  
107 ~~Credential in accordance with s. 445.06.~~

108 Section 8. The Legislature recognizes that there is a need  
109 to conform the Florida Statutes to the policy decisions  
110 reflected in this act. Therefore, the Department of Economic  
111 Opportunity is directed to prepare draft legislation to conform  
112 the Florida Statutes to the provisions of this act. The  
113 department shall submit the draft legislation to the Governor,  
114 the President of the Senate, and the Speaker of the House of  
115 Representatives on or before October 1, 2012.

116 Section 9. Paragraph (d) of subsection (6) of section

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117 212.20, Florida Statutes, is amended to read:

118 212.20 Funds collected, disposition; additional powers of  
119 department; operational expense; refund of taxes adjudicated  
120 unconstitutionally collected.—

121 (6) Distribution of all proceeds under this chapter and s.  
122 202.18(1)(b) and (2)(b) shall be as follows:

123 (d) The proceeds of all other taxes and fees imposed  
124 pursuant to this chapter or remitted pursuant to s. 202.18(1)(b)  
125 and (2)(b) shall be distributed as follows:

126 1. In any fiscal year, the greater of \$500 million, minus  
127 an amount equal to 4.6 percent of the proceeds of the taxes  
128 collected pursuant to chapter 201, or 5.2 percent of all other  
129 taxes and fees imposed pursuant to this chapter or remitted  
130 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in  
131 monthly installments into the General Revenue Fund.

132 2. After the distribution under subparagraph 1., 8.814  
133 percent of the amount remitted by a sales tax dealer located  
134 within a participating county pursuant to s. 218.61 shall be  
135 transferred into the Local Government Half-cent Sales Tax  
136 Clearing Trust Fund. Beginning July 1, 2003, the amount to be  
137 transferred shall be reduced by 0.1 percent, and the department  
138 shall distribute this amount to the Public Employees Relations  
139 Commission Trust Fund less \$5,000 each month, which shall be  
140 added to the amount calculated in subparagraph 3. and  
141 distributed accordingly.

142 3. After the distribution under subparagraphs 1. and 2.,  
143 0.095 percent shall be transferred to the Local Government Half-  
144 cent Sales Tax Clearing Trust Fund and distributed pursuant to  
145 s. 218.65.

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146 4. After the distributions under subparagraphs 1., 2., and  
147 3., 2.0440 percent of the available proceeds shall be  
148 transferred monthly to the Revenue Sharing Trust Fund for  
149 Counties pursuant to s. 218.215.

150 5. After the distributions under subparagraphs 1., 2., and  
151 3., 1.3409 percent of the available proceeds shall be  
152 transferred monthly to the Revenue Sharing Trust Fund for  
153 Municipalities pursuant to s. 218.215. If the total revenue to  
154 be distributed pursuant to this subparagraph is at least as  
155 great as the amount due from the Revenue Sharing Trust Fund for  
156 Municipalities and the former Municipal Financial Assistance  
157 Trust Fund in state fiscal year 1999-2000, no municipality shall  
158 receive less than the amount due from the Revenue Sharing Trust  
159 Fund for Municipalities and the former Municipal Financial  
160 Assistance Trust Fund in state fiscal year 1999-2000. If the  
161 total proceeds to be distributed are less than the amount  
162 received in combination from the Revenue Sharing Trust Fund for  
163 Municipalities and the former Municipal Financial Assistance  
164 Trust Fund in state fiscal year 1999-2000, each municipality  
165 shall receive an amount proportionate to the amount it was due  
166 in state fiscal year 1999-2000.

167 6. Of the remaining proceeds:

168 a. In each fiscal year, the sum of \$29,915,500 shall be  
169 divided into as many equal parts as there are counties in the  
170 state, and one part shall be distributed to each county. The  
171 distribution among the several counties must begin each fiscal  
172 year on or before January 5th and continue monthly for a total  
173 of 4 months. If a local or special law required that any moneys  
174 accruing to a county in fiscal year 1999-2000 under the then-

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175 existing provisions of s. 550.135 be paid directly to the  
176 district school board, special district, or a municipal  
177 government, such payment must continue until the local or  
178 special law is amended or repealed. The state covenants with  
179 holders of bonds or other instruments of indebtedness issued by  
180 local governments, special districts, or district school boards  
181 before July 1, 2000, that it is not the intent of this  
182 subparagraph to adversely affect the rights of those holders or  
183 relieve local governments, special districts, or district school  
184 boards of the duty to meet their obligations as a result of  
185 previous pledges or assignments or trusts entered into which  
186 obligated funds received from the distribution to county  
187 governments under then-existing s. 550.135. This distribution  
188 specifically is in lieu of funds distributed under s. 550.135  
189 before July 1, 2000.

190       b. The department shall distribute \$166,667 monthly  
191 pursuant to s. 288.1162 to each applicant certified as a  
192 facility for a new or retained professional sports franchise  
193 pursuant to s. 288.1162. Up to \$41,667 shall be distributed  
194 monthly by the department to each certified applicant as defined  
195 in s. 288.11621 for a facility for a spring training franchise.  
196 However, not more than \$416,670 may be distributed monthly in  
197 the aggregate to all certified applicants for facilities for  
198 spring training franchises. Distributions begin 60 days after  
199 such certification and continue for not more than 30 years,  
200 except as otherwise provided in s. 288.11621. A certified  
201 applicant identified in this sub-subparagraph may not receive  
202 more in distributions than expended by the applicant for the  
203 public purposes provided for in s. 288.1162(5) or s.

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204 288.11621(3).

205 c. Beginning 30 days after notice by the Department of  
206 Economic Opportunity to the Department of Revenue that an  
207 applicant has been certified as the professional golf hall of  
208 fame pursuant to s. 288.1168 and is open to the public, \$166,667  
209 shall be distributed monthly, for up to 300 months, to the  
210 applicant.

211 d. Beginning 30 days after notice by the Department of  
212 Economic Opportunity to the Department of Revenue that the  
213 applicant has been certified as the International Game Fish  
214 Association World Center facility pursuant to s. 288.1169, and  
215 the facility is open to the public, \$83,333 shall be distributed  
216 monthly, for up to 168 months, to the applicant. This  
217 distribution is subject to reduction pursuant to s. 288.1169. A  
218 lump sum payment of \$999,996 shall be made, after certification  
219 and before July 1, 2000.

220 e. Beginning 30 days after notice by the Department of  
221 Economic Opportunity to the Department of Revenue that the  
222 Department of Economic Opportunity has approved a plan developed  
223 by the Florida Institute of Technology for establishing a space  
224 exploration research institute, the department must distribute  
225 \$416,666 monthly to the Florida Institute of Technology for the  
226 purpose of operating a space exploration research institute.  
227 This amount represents sales and use taxes generated by visitor  
228 activity at the Kennedy Space Center and the Cape Canaveral Air  
229 Force Station. The Florida Institute of Technology shall develop  
230 a plan for the space exploration research institute in  
231 conjunction with Space Florida.

232 7. All other proceeds must remain in the General Revenue

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233 Fund.

234       Section 10. If the governing body of a local governmental  
235 entity existing as an independent special district that provides  
236 water, wastewater, and sanitation services in a county having a  
237 population of fewer than 600,000 determines that a new user or  
238 the expansion of an existing user of one or more of its utility  
239 systems will provide a significant benefit to the community in  
240 terms of increased job opportunities, economies of scale, or  
241 economic development in the area, the governing body may  
242 authorize a reduction of its rates, fees, or charges for that  
243 user for a specified period of time. A governing body that  
244 exercises this power must do so by resolution that states the  
245 anticipated economic benefit justifying the reduction as well as  
246 the period of time that the reduction remains in place.

247       Section 11. Except as otherwise expressly provided in this  
248 act, this act shall take effect July 1, 2012.