

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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|-----------------------|---------------|-------|
| ADOPTED | <u> </u> | (Y/N) |
| ADOPTED AS AMENDED | <u> </u> | (Y/N) |
| ADOPTED W/O OBJECTION | <u> </u> | (Y/N) |
| FAILED TO ADOPT | <u> </u> | (Y/N) |
| WITHDRAWN | <u> </u> | (Y/N) |
| OTHER | <u> </u> | |

Committee/Subcommittee hearing bill: Local & Federal Affairs
Committee

Representative Combee offered the following:

Amendment (with title amendment)

Remove lines 36-71 and insert:

(2) (a) The department shall collect by January 1, 2014 all relevant information from whatever sources are reasonably available to the department as to the conditions in cities and counties that impact the creation or expansion of businesses within the boundaries of a city or county. If that information is not reasonably available to the department, the department shall request the otherwise unavailable information from the relevant heads of local government entities.

(b) The department shall place all the collected information on the webpage as soon as practicable.

(c) Business information collected by the department shall not include quality of life considerations. The information the department collects shall include, as applicable:

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20 1. An indication as to whether the city or county, or a
21 portion of the city or county, is designated as or contained
22 within:

23 a. A rural area of critical economic concern.

24 b. A foreign trade zone.

25 c. An enterprise zone.

26 2. Current millage rates for all relevant taxing
27 authorities, school districts, and special districts.

28 3. The rate of any local discretionary sales surtax.

29 4. The rate of any local option food and beverage tax.

30 5. The rate of any local option fuel tax.

31 6. The rate of any local public service tax.

32 7. A complete schedule for local business taxes, the
33 categories for which local business taxes are collected, any
34 cost difference or savings if more than one category of local
35 business tax is required for the same business, and the average
36 length of time for processing the application.

37 8. A complete schedule and explanation of any other fees
38 or taxes that may be imposed by the local government entity that
39 would impact the establishment or expansion of a new business or
40 new business location, and the average length of time for
41 processing an application, including the following:

42 a. Construction licensing fees.

43 b. Impact fees.

44 c. Water and sewer connection fees.

45 d. Stormwater fees and permits, specifically identifying
46 permitting requirements that exceed the requirements of the
47 water management districts.

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48 e. Sign ordinance requirements, permits, and fees.

49 f. Tree and landscape ordinances, permits, and fees.

50 g. Local licenses required to perform any construction or
51 specialty trade within the local government entity's
52 jurisdiction, including the categories of licensure, fees
53 charged, requirements for competency and testing, and the
54 average length of time for processing an application.

55 h. A schedule of local fees charged for issuance of
56 building or demolition permits, including the categories of
57 permits and fees charged for each, and the average length of
58 time for reviewing and processing each type of application.

59 i. Local fees charged for any other applications for new
60 developments and the average length of time required for review
61 and processing of each type of application.

62 9. For each of the permits or fees imposed, whether the
63 application and fee information can be obtained from the local
64 government entity's website.

65 (d) Local government entities must provide notice to the
66 department of any factor, such as the elimination of, addition
67 of, or change in any items specified in paragraph (d), as soon
68 as practicable.

69 (e) Local government entities may provide to the
70 department a summary of 1,500 words or less which shall be
71 included on the web page, stating the advantages to business
72 that exist within the area of the local government entity and
73 including a link to the city's or county's website. The summary
74 may include quality of life considerations or other factors that
75 in the determination of the local government entity create

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76 conditions that are favorable to business creation or expansion.

77 Section 2. Section 288.112, Florida Statutes, is created
78 to read:

79 288.112 Community of Economic Profitability Certification
80 Program.-

81 (1) The Legislature finds that it is in the best interest
82 of the public welfare to encourage communities in this state to
83 become engaged in activities that will contribute to economic
84 growth and job creation. In furtherance of these goals, the
85 Community of Economic Profitability Certification Program is
86 created within the Department of Economic Opportunity to promote
87 economic development, job creation, business retention and
88 expansion, and pro-business governing policies within this
89 state.

90 (2) The department shall serve as the state agency for
91 certifying an applicant as a Community of Economic
92 Profitability. The department shall develop and adopt rules for
93 the receipt and processing of applications for certification
94 which shall include the receipt of online applications.
95 Applications shall be narrative-based and must detail the
96 applicant's demonstrated commitment to economic development, job
97 creation, business retention and expansion, and pro-business
98 governing policies.

99 (3) (a) There is created the Community of Economic
100 Profitability Advisory Council which shall be located for
101 administrative purposes within the Department of Economic
102 Opportunity. The advisory council shall serve in an advisory
103 capacity to the executive director of the department.

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104 (b) The purpose of the advisory council is to review
105 applications for certification as a Community of Economic
106 Profitability and to make recommendations to the executive
107 director based upon the council's determination that qualified
108 applicants have demonstrated exemplary commitment to economic
109 development, job creation, business retention and expansion and
110 pro-business governing policies.

111 (c)1. The advisory council shall consist of seven members.
112 Advisory council members must be residents of this state and
113 shall be recommended to the Governor, the President of the
114 Senate, and the Speaker of the House of Representatives by the
115 department on the basis of their knowledge in the areas of
116 economic development, job creation, business retention and
117 expansion, and pro-business governing policies.

118 2. Advisory council members shall serve for 2-year terms.
119 A member may be reappointed when his or her term expires. The
120 seven members of the advisory council shall be appointed as
121 follows:

122 a. The Governor shall appoint three members.

123 b. The President of the Senate shall appoint two members.

124 c. The Speaker of the House of Representatives shall
125 appoint two members.

126 3. The Governor shall designate a chair of the advisory
127 council every 2 years.

128 4. The advisory council shall meet biannually beginning in
129 January 2014. The department shall provide notice of the
130 scheduled meetings to the public on its website at least 120
131 days before each meeting.

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132 5. The department shall provide staff to assist the
133 advisory council in the performance of its duties.

134 6. Members of the advisory council shall serve without
135 compensation, but are entitled to reimbursement for travel and
136 per diem expenses, as provided in s. 112.061, Florida Statutes,
137 while performing their duties under this section.

138 (4) Before certifying an applicant as a Community of
139 Economic Profitability, the department must determine that:

140 (a) An applicant is a unit of local government as defined
141 in s. 218.369.

142 (b) An applicant has certified by resolution after public
143 hearing that the application serves a public purpose.

144 (c) The advisory council has voted unanimously to
145 recommend an applicant for certification.

146 (d) The application is received at least 60 days before
147 the biannual advisory council meeting.

148 (e) An applicant has complied with all additional requests
149 for information made by the department pursuant to Section 1 of
150 this act.

151 (5) (a) A list of applicants certified by the department
152 shall be prominently displayed on the department's website and
153 certified applicants shall be eligible to use the term
154 "Community of Economic Profitability" and any associated logos,
155 displays, or signage.

156 (b) Certified applicants may purchase and have erected by
157 the Department of Transportation suitable markers designating
158 the applicant as a Community of Economic Profitability. The

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159 Department of Transportation may not charge the applicant more
160 than \$500 per marker.

161 (6) Applicants failing to meet the requirements for
162 certification shall be provided a summary prepared by the
163 department explaining the reasons for denial of certification
164 and detailing steps that may be taken by the applicant to
165 improve economic development, job creation, business retention
166 and expansion, pro-business governing policies prior to
167 reapplication, and compliance with all additional requests for
168 information made by the department pursuant to Section 1 of this
169 act.

170 (7) Certification as a Community of Economic Profitability
171 shall expire 4 years after issuance of the certification.
172 Previously certified applicants are eligible to reapply for
173 certification upon expiration of their original certification.

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

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Remove lines 8-13 and insert:

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providing purposes of the web page; requiring the department to

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collect all local business information available to the

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department; requiring the department to request the relevant

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local government to provide any otherwise unavailable

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information; requiring local governments to provide notice of

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changes in information collected by the department; creating s.

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288.112, F.S.; providing legislative findings, creating the

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 121 (2013)

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187 Community of Economic Profitability Certification Program within
188 the Department of Economic Opportunity; providing purpose of the
189 program; providing for certification of program applicants by
190 the department; requiring the department to develop and adopt
191 rules; providing application requirement; creating the Community
192 of Economic Profitability Advisory Council; providing
193 requirements for applicants for certification as a Community of
194 Economic Profitability; establishing allowable promotional uses
195 of certification; authorizing the Department of Transportation
196 to erect markers designating an applicant as a Community of
197 Economic Profitability; limiting the charge for such markers;
198 providing procedure with respect to an applicant's failure to
199 meet certification requirements; providing for expiration of
200 certification; providing an effective date.

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