



804678

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/24/2014	.	
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The Committee on Appropriations (Galvano) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 1465 - 1560  
and insert:

(1) In addition to the penalties provided for in s. 496.419(5), the department may issue an order to disqualify a charitable organization or sponsor from receiving any sales tax exemption certificate issued by the Department of Revenue if the department finds a violation of s. 496.419(4).

(2) A charitable organization or sponsor may appeal a



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11 disqualification order by requesting a hearing within 21 days  
12 after notification from the department that it has issued a  
13 disqualification order under this section. The hearing must be  
14 conducted in accordance with chapter 120.

15 (3) A disqualification order issued by the department  
16 pursuant to this section is effective for 1 year after such  
17 order becomes final.

18 (4) The department shall provide a disqualification order  
19 to the Department of Revenue within 30 days after such order  
20 becomes final. A final disqualification order is conclusive as  
21 to the charitable organization's or sponsor's entitlement to any  
22 sales tax exemption. The Department of Revenue shall revoke or  
23 refuse to grant a sales tax exemption certificate to a  
24 charitable organization or sponsor subject to a final  
25 disqualification order within 30 days after receiving such  
26 disqualification order. A charitable organization or sponsor may  
27 not appeal or challenge the revocation or denial of a sales tax  
28 exemption certificate by the Department of Revenue if such  
29 revocation or denial is based upon a final disqualification  
30 order issued pursuant to this section.

31 Section 20. Section 496.431, Florida Statutes, is created  
32 to read:

33 496.431 Severability.—If any provision of this chapter or  
34 its application to any person or circumstance is held invalid,  
35 the invalidity does not affect other provisions or applications  
36 of this chapter which can be given effect without the invalid  
37 provision or application, and to this end the provisions of this  
38 chapter are severable.

39 Section 21. Paragraph (a) of subsection (3) of section



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40 741.0305, Florida Statutes, is amended to read:

41 741.0305 Marriage fee reduction for completion of  
42 premarital preparation course.—

43 (3)(a) All individuals electing to participate in a  
44 premarital preparation course shall choose from the following  
45 list of qualified instructors:

46 1. A psychologist licensed under chapter 490.

47 2. A clinical social worker licensed under chapter 491.

48 3. A marriage and family therapist licensed under chapter  
49 491.

50 4. A mental health counselor licensed under chapter 491.

51 5. An official representative of a religious institution  
52 which is recognized under s. 496.404(23) ~~s. 496.404(19)~~, if the  
53 representative has relevant training.

54 6. Any other provider designated by a judicial circuit,  
55 including, but not limited to, school counselors who are  
56 certified to offer such courses. Each judicial circuit may  
57 establish a roster of area course providers, including those who  
58 offer the course on a sliding fee scale or for free.

59 Section 22. For the 2014-2015 fiscal year, there is  
60 appropriated to the Department of Agriculture and Consumer  
61 Services, the sums of \$179,944 in recurring and \$235,584 in  
62 nonrecurring funds from the General Inspection Trust Fund, and 3  
63 full-time equivalent positions with associated salary rate of  
64 110,441 are authorized for the purpose of implementing this act.

65  
66 ===== T I T L E A M E N D M E N T =====

67 And the title is amended as follows:

68 Delete lines 190 - 207



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69 and insert:

70 procedure; providing that a disqualification order  
71 remains effective for a specified period; requiring  
72 the department to provide a final disqualification  
73 order to the Department of Revenue within a specified  
74 period; providing that a final disqualification order  
75 is conclusive as to a charitable organization or  
76 sponsor's right to a sales tax exemption; requiring  
77 the Department of Revenue to revoke or deny a sales  
78 tax exemption to a charitable organization or sponsor  
79 subject to a final disqualification order within a  
80 specified period; prohibiting a charitable  
81 organization or sponsor from appealing or challenging  
82 the revocation or denial of a sales tax exemption  
83 certificate under certain circumstances; creating s.  
84 496.431, F.S.; providing for severability; amending s.  
85 741.0305, F.S.; conforming a cross-reference;  
86 providing an appropriation and authorizing positions;  
87 providing an effective date.