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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
06/08/2017	.	
Floor: 4/AD/2R	.	
06/08/2017 04:46 PM	.	
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The Committee on Appropriations (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 298 - 300

and insert:

(5) To be eligible for funds from the Florida Job Growth Grant Fund, a project must:

(a) Be in an industry, as referenced in s. 288.106.

(b) Have a positive economic benefit ratio of at least 2 to

1.

(c) Induce economic expansion in the project's location or



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11 in the state.

12 (d) Be supported by the local community in which the  
13 project is to be located.

14 (e) Be certified by the Department of Transportation as  
15 compatible with the adopted 5-year work program.

16 (f) Not be included as a specific appropriations line item  
17 in the most recent General Appropriations Act.

18 (g) Not have been vetoed by the Governor for funding in the  
19 most recent General Appropriations Act.

20 (6) (a) The department and Enterprise Florida, Inc., shall  
21 jointly review submitted applications and determine the  
22 eligibility of each project, consistent with the criteria in  
23 subsection (5).

24 (b) 1. Within 7 business days after evaluating a project,  
25 the department shall recommend to the Governor approval or  
26 disapproval of the project for funding from the Florida Job  
27 Growth Grant Fund. When recommending a project, the department  
28 must include proposed performance conditions that the project  
29 must meet to obtain grant funds.

30 2. The Governor may approve grant requests for projects  
31 without consulting the Legislature for projects requiring less  
32 than \$2 million in funding.

33 3. For projects requiring funding in the amount of \$2  
34 million to \$5 million, the Governor shall provide a written  
35 description and evaluation of a project recommended for approval  
36 to the chair and vice chair of the Legislative Budget Commission  
37 at least 10 days before giving final approval for the project.  
38 The recommendation must include proposed performance conditions  
39 that the project must meet to obtain grant funds.



40           4. If the chair or vice chair of the Legislative Budget  
41 Commission, the President of the Senate, or the Speaker of the  
42 House of Representatives timely advises the Executive Office of  
43 the Governor in writing that such action or proposed action  
44 exceeds the delegated authority of the Executive Office of the  
45 Governor or is contrary to legislative policy or intent, the  
46 Executive Office of the Governor must void the release of funds  
47 and instruct the department to immediately change such action or  
48 proposed action until the Legislative Budget Commission or the  
49 Legislature addresses the issue. Notwithstanding such  
50 requirement, any project exceeding \$5 million must be approved  
51 by the Legislative Budget Commission before the funds are  
52 released.

53           (c) Upon the approval of the Governor, the department and  
54 the grant recipient shall enter into a contract that sets forth  
55 the conditions for payment of moneys from the fund. The contract  
56 must include the total amount of funds awarded; the authorized  
57 use of grant funds; the current baseline service the project  
58 addresses and the measure of enhanced capacity or capability it  
59 will achieve; the methodology for validating project  
60 performance; the schedule of payments from the fund; and  
61 sanctions for failure to meet performance objectives. The  
62 contract must specify that payment of moneys from the fund is  
63 contingent upon a sufficient appropriation by the Legislature.

64           (7) Funds appropriated by the Legislature to implement this  
65 section shall be placed in reserve and may only be released  
66 pursuant to the legislative consultation and review requirements  
67 set forth in this section.

68           (8) The department shall establish an application process



69 for receiving grant requests.

70 (9) The department shall establish a methodology for making  
71 grant award recommendations. This methodology must be ratified  
72 by the Legislature before any grant funds are proposed pursuant  
73 to paragraph (6) (b).

74 (10) All contracts executed by the department shall be made  
75 publicly available on the department's website. All contracts  
76 with the department valued at \$500,000 or more shall be made  
77 publicly available for review on the department's website 14  
78 days before execution. A contract entered into between the  
79 department and any other public or private entity must include:

80 (a) The purpose of the contract.

81 (b) Specific performance standards and responsibilities for  
82 each entity.

83 (c) A detailed project or contract budget, if applicable.

84 (d) The value of any services provided.

85 (e) The value of the matching funds provided.

86 (11) Funds appropriated to the Florida Job Growth Grant  
87 Fund may not be transferred to any account outside the State  
88 Treasury before payments are made for a project in accordance  
89 with this section.

90

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

92 And the title is amended as follows:

93 Delete lines 24 - 25

94 and insert:

95 training; providing definitions; providing eligibility  
96 criteria for projects to receive funds from the  
97 Florida Job Growth Grant Fund; requiring the



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98 department and Enterprise Florida, Inc., to jointly  
99 review applications and determine the eligibility of  
100 each project; requiring the department to make its  
101 recommendations to the Governor within a specified  
102 timeframe; requiring the Governor to obtain certain  
103 approval for projects requiring funding that exceeds a  
104 specified amount; requiring the department and a grant  
105 recipient to enter into a contract for the payment of  
106 moneys from the fund under certain circumstances;  
107 providing requirements for the contract; requiring  
108 certain funds to be placed in reserve and to be  
109 released only pursuant to certain legislative  
110 consultation and review requirements; requiring the  
111 department to establish an application process;  
112 requiring the department to establish a methodology  
113 for making grant award recommendations; requiring that  
114 the methodology be approved by the Legislature;  
115 requiring that certain contracts be made publicly  
116 available on the department's website before or after  
117 execution; providing requirements for the contracts;  
118 prohibiting funds appropriated to the Florida Job  
119 Growth Grant Fund from being transferred to certain  
120 accounts under certain circumstances; amending