



# LEGISLATIVE UPDATE

2020 Legislative Session  
Weekly Report 2&3  
(1/20/20 – 1/24/20)  
(1/27/20 – 1/31/20)

## **Research Coast Legislative Conference (01/21/20 – 01/23/20)**

Hosted by Indian River County Chamber of Commerce, community leaders from Martin, St. Lucie, and Indian River Counties gathered in Tallahassee to meet with legislators and agency directors to discuss the mutual priorities of the Treasure Coast. Attendees included county commissioners, county administrators, members of the Economic Councils, and chamber members. The main topics of discussion revolved around economic development and water quality funding. The group met with the following people:

- Speaker Pro Tempore MaryLynn Magar
- Florida Department of Transportation Secretary, Kevin Thibault
- Representative Toby Overdorf
- Representative Hogan Johnson
- Chief Resilience Officer Dr. Julia Nesheiwat
- Senator Gayle Harrell
- Representative Erin Grall
- Senator David Simmons
- Representative Holly Raschein
- Jamal Sowell, President and CEO of Enterprise Florida
- Director of Department of Economic Opportunity, Ken Lawson
- Senator Debbie Mayfield
- Chris Pettit, Water Policy Director for the Florida Department of Agriculture and Consumer Services

## **Florida Association of Counties (FAC) Legislative Day (1/29/20)**

Martin County commissioners and the county administrator met in Tallahassee to advocate for Martin County's 2020 State Legislative Priorities. The county met with the following individuals:

- Adam Blalock, Florida Department of Environmental Protection, Deputy Secretary
- Representative Holly Raschein
- Representative Kristin Jacobs
- Stephanie Kopelousos, Legislative Affairs Director for Governor DeSantis
- Representative Erin Grall
- Representative Toby Overdorf
- Adrian Lukis, Governor's Office Deputy Chief of Staff



# LEGISLATIVE UPDATE

- Senator Wilton Simpson

## Draft Committee Budget Highlights

The first drafts of the House and Senate Budget were released. This budget will change as both the house and the senate appropriations committees work and negotiate to reach agreements for every line item. The following are highlights, specific to Martin County's priorities. Please note, these amounts are subject to change throughout the remaining weeks:

- \$122 million in the house for Water Quality Improvements
  - This includes money for septic to sewer local match grant funding
- \$50 million in the senate for Everglades Water Quality Projects
- \$25 million in the senate for Water Quality Improvements
- The house included two of Martin County's appropriations requests for water quality projects
  - \$100,000 for Cypress Creek Floodplain Restoration
  - \$100,000 for Savanna's South Weir
- The senate and the house both included \$10 million for coral reefs
- The senate and the house included \$50 million for beach nourishment and inlet management
- The senate included \$50 million for VISIT Florida
  - The house did not include any funding for VISIT Florida

## Committees Recap

**Tuesday (1/21/20)**

### HOUSE Local, Federal & Veterans Affairs

*HB 113 - Florida Drug and Cosmetic Act* – Representative Roach

Florida Drug and Cosmetic Act: Preempts regulation of over-the-counter proprietary drugs or cosmetics to state. Effective Date: July 1, 2020

Favorable by Local, Federal & Veterans Affairs Subcommittee; 9 Yeas, 6 Nays

*HB 0687 Services for Veterans and Their Families* by Representative Zika

Services for Veterans and Their Families: Requires DVA to establish Florida Veterans' Care Coordination Program to provide behavioral health care referral & care coordination services for veterans & their families; requires DVA to contract with certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; provides program goals; provides for statewide delivery of specified services by program teams; requires Florida 211 Network participants to collect program implementation data & to submit such data to DVA; requires DVA to submit report to Governor & Legislature. Effective Date: July 1, 2020



## LEGISLATIVE UPDATE

Favorable by Local, Federal & Veterans Affairs Subcommittee; 14 Yeas, 0 Nays

### **Senate Infrastructure and Security**

#### *SB 0378 Motor Vehicle Insurance* by Senator Lee

Motor Vehicle Insurance; Repealing provisions which comprise the Florida Motor Vehicle No-Fault Law; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; revising garage liability insurance requirements for motor vehicle dealer applicants; revising minimum liability coverage requirements for motor vehicle owners or operators, etc. CLAIM: \$83,651 Effective Date: Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect January 1, 2021

Favorable by Infrastructure and Security; 6 Yeas, 1 Nay

#### *SB 0538 Emergency Reporting* by Senator Diaz

Requiring a county or municipality to report certain incidents to the State Watch Office within the Division of Emergency Management; requiring the division to annually provide the State Watch Office Reportable Incidents List to local emergency managers and the Legislature; requiring the division to notify local emergency managers and the Legislature of any amendments to the reportable incidents list, etc. Effective Date: 7/1/2020

Favorable with CS by Infrastructure and Security; 7 Yeas, 0 Nays

#### *SB 0966 Public Records/Disaster Recovery Assistance* by Senator Gainer

Public Records/Disaster Recovery Assistance; Providing an exemption from public records requirements for certain records and information provided to the Department of Economic Opportunity, the Florida Housing Finance Corporation, a county, a municipality, or a local housing finance agency by or on behalf of an applicant for or a participant in a federal, state, or local housing assistance program for the purpose of disaster recovery assistance; providing for future legislative review and repeal of the exemption; providing a statement of public necessity, etc. Effective Date: 7/1/2020

Infrastructure and Security; 7 Yeas, 0 Nays

### **House State Affairs**

#### *HB 441 Public Procurement of Services* by Representative DiCeglie

Revises maximum dollar amount for continuing contracts for construction projects; revises term "continuing contract" to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, & surveying & mapping services. Effective Date: July 1, 2020

Favorable with CS by State Affairs Committee; 24 Yeas, 0 Nays

### **Senate Community Affairs**



# LEGISLATIVE UPDATE

## *SB 0514 Homestead Exemptions* by Senator Gruters

Providing that a person or family unit receiving or claiming the benefit of certain ad valorem tax exemptions or tax credits in another state is entitled to the homestead exemption in this state if the person or family unit demonstrates certain conditions to the property appraiser; providing that homestead exemption forms prescribed by the Department of Revenue may include taxpayer information relating to such ad valorem tax exemptions or tax credits in another state, etc. Effective Date: 7/1/2020

Favorable with CS by Community Affairs; 3 Yeas, 0 Nays

## **Senate Agriculture**

### *SB 0764 Certified Pile Burning* by Senator

Removing a provision specifying the origin of debris authorized for certified pile burning, etc. Effective Date: 7/1/2020

Favorable by Agriculture; 5 Yeas, 0 Nays

## **Senate Health Policy**

### *SB 0810 Tobacco and Nicotine Products* by Senator Simmons

Revising the age limits for permits relating to cigarettes; revising age and time restrictions relating to the prohibition of smoking and vaping near school property; revising prohibitions on the sale of tobacco products from vending machines; requiring that the age of persons purchasing tobacco products be verified under certain circumstances, etc. Effective Date: October 1, 2020

Favorable with CS by Health Policy; 10 Yeas, 0 Nays

## **House Agriculture & Natural Resources Subcommittee**

### *HB 1073 Statewide Office of Resiliency* by Representative Stevenson

Establishes office within EOG; provides for appointment of Chief Resilience Officer by Governor; creates Statewide Sea-Level Rise Task Force within office; requires DEP to serve as task force's contract administrator; requires Environmental Regulation Commission to take certain action on task force's recommendations; provides for task force repeal; provides appropriation. Effective Date: July 1, 2020

Favorable by Agriculture & Natural Resources Subcommittee; 15 Yeas, 0 Nays

## **Senate Criminal Justice**

### *SB 1304 Sentencing* by Senator

Creating conditional sentences for substance use and mental health offenders; providing minimum sentencing requirements; specifying duties of the Department of Corrections; requiring the department to provide written notice to specified parties upon the offender's admission into an in-prison treatment program; requiring that an offender be transitioned to probation upon the completion of an in prison program, etc. Effective Date: 10/1/2020



# LEGISLATIVE UPDATE

Favorable by Criminal Justice; 4 Yeas, 0 Nays

## **Senate Children, Families, and Elder Affairs**

*SB 1326 Department of Children and Families* by Senator Simpson

Citing this act as the "DCF Accountability Act"; providing for the creation of the Office of Quality Assurance and Improvement in the Department of Children and Families; extending the timeframe within which a protective investigation is required to be commenced in certain circumstances; requiring certain sheriffs to adopt Florida's Child Welfare Practice Model and operate under certain provisions of law; providing for the calculation of the allocation of core plus funds, etc. Effective Date: 7/1/2020

Favorable by Children, Families, and Elder Affairs; 7 Yeas, 0 Nays

## **Wednesday (1/22/20)**

### **House Session**

*HB 0073 Environmental Regulation* by Representative Overdorf

Specifies requirements for contracts between residential recycling collectors or recovered materials processing facilities & counties or municipalities for collecting, transporting, & processing residential recycling material & contaminated recyclable material; prohibits local governments from requiring further verification from DEP for certain projects; revises types of dock & pier replacements & repairs that are exempt from such verification & certain permitting requirements. Effective Date: July 1, 2020

Read Second Time; Read Third Time; Passed (Vote: 119 Yeas / 0 Nays)

*HB 0101 Public Construction* by Representative Andrade

Revises amounts of retainage that local governmental entities & contractors may withhold from progress payments for construction services contract; revises requirements for DMS rules governing certain contracts; revises amounts of retainage that public entities & contractors may withhold from progress payments for construction services contract. Effective Date: October 1, 2020

Read Second Time; Read Third Time; Passed (Vote: 118 Yeas / 1 Nay)

## **Senate Appropriations Subcommittee on Criminal and Civil Justice**

*SB 0118 Security in Trial Court Facilities* by Senator Gruters

Requiring sheriffs to coordinate with certain boards of county commissioners and chief judges to develop a comprehensive plan for security of trial court facilities; specifying that sheriffs and their deputies, employees, and contractors are officers of the court under specified circumstances, etc. Effective Date: 7/1/2020

Favorable by Appropriations Subcommittee on Criminal and Civil Justice; 7 Yeas, 0 Nays



# LEGISLATIVE UPDATE

*SB 0560 Sentencing* by Senator Brandes

Renaming the Criminal Punishment Code as the Public Safety Code; revising the primary purpose of sentencing under the Public Safety Code from punishing an offender to public safety, etc.

Effective Date: 7/1/2020

Favorable by Appropriations Subcommittee on Criminal and Civil Justice; 7 Yeas, 0 Nays

## **Senate Session**

*SB 0172 Florida Drug and Cosmetic Act* by Senator Bradley

Preempting the regulation of over-the-counter proprietary drugs or cosmetics to the state, etc.

Effective Date: 7/1/2020

Read Second Time; Placed on Third Reading, 01/29/20

## **Senate Appropriations Subcommittee on Agriculture, Environment and General Government**

*SB 0506 Public Procurement of Services* by Senator

Revising the maximum dollar amount for continuing contracts for construction projects; revising the term "continuing contract" to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, and surveying and mapping services, etc.

Effective Date: 7/1/2020

Favorable by Appropriations Subcommittee on Agriculture, Environment and General Government; 9 Yeas, 0 Nays

## **House Civil Justice Subcommittee**

*HB 0623 Community Associations* by Representative Shoaf

Revises & provides requirements relating to community associations, including contracts, documents, records, assessments, fines, liens, improvements, online voting, electronic notice, natural gas fueling stations, alternative dispute resolution, & prohibited provisions to governing documents. Effective Date: July 1, 2020

Favorable with CS by Civil Justice Subcommittee; 14 Yeas, 0 Nays

## **Senate Appropriations Subcommittee on Agriculture, Environment and General Government**

*SB 0712 Water Quality Improvements* by Senator

Citing this act as the "Clean Waterways Act"; requiring the Department Health to provide a specified report to the Governor and the Legislature by a specified date; transferring the Onsite Sewage Program within the Department of Health to the Department of Environmental Protection by a type two transfer by a specified date; creating an onsite sewage treatment and disposal systems technical advisory committee within the department; requiring the department to adopt rules relating to the underground pipes of wastewater collection systems; requiring basin management action plans for nutrient total maximum daily loads to include wastewater



## LEGISLATIVE UPDATE

treatment and onsite sewage treatment and disposal system remediation plans that meet certain requirements, etc. Effective Date: Except as otherwise expressly provided in this act this act shall take effect July 1, 2020

Favorable with CS by Appropriations Subcommittee on Agriculture, Environment and General Government; 9 Yeas, 0 Nays

### Thursday (1/23/20)

#### House State Affairs

*HB 0441 Public Procurement of Services* by Representative DiCeglie

Revises maximum dollar amount for continuing contracts for construction projects; revises term "continuing contract" to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, & surveying & mapping services. Effective Date: July 1, 2020  
Favorable with CS by State Affairs Committee; 24 Yeas, 0 Nays

### Monday (1/27/20)

#### Senate Infrastructure and Security

*SB 0076 Transportation Disadvantaged* by Senator Book

Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost-effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Effective Date: 7/1/2020  
Favorable by Infrastructure and Security; 7 Yeas, 0 Nays

*SB 0752 Emergency Sheltering of Persons with Pets* by Senator Bean

Requiring the Department of Education to assist the Division of Emergency Management in determining strategies regarding the evacuation of persons with pets; requiring counties that meet specified criteria to designate and operate at least one shelter that can accommodate persons with pets; specifying requirements for such shelters, etc. Effective Date: 7/1/2020  
Favorable with CS by Infrastructure and Security; 7 Yeas, 0 Nays

#### Senate Health Policy

*SB 0190 Medicaid School-based Services* by Senator Montford

Revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; deleting a requirement specifying the use of certified state and local education funds for school-based services; revising a requirement for the agency's reimbursement of school-based services to certain charter and private schools;



## LEGISLATIVE UPDATE

specifying the federal agency that may waive certain school-based provider qualifications, etc.

Effective Date: 7/1/2020

Favorable by Education; 7 Yeas, 0 Nays

### House Way and Means

*HB 0223 Homestead Exemptions* by Representative Buchanan

Provides exceptions to definition of term "change of ownership" for purposes of certain homestead assessment limitation; provides that person or family unit receiving or claiming benefit of certain ad valorem tax exemptions or tax credits in another state is not entitled to homestead exemption unless person or family unit demonstrates to property appraiser that certain conditions have been met; provides that homestead exemption forms prescribed by DOR may include taxpayer information relating to ad valorem tax exemptions or tax credits in another state. Effective Date: July 1, 2020

Favorable with CS by Ways & Means Committee; 14 Yeas, 0 Nays

### Senate Community Affairs

*SB 0334 Tourist Development Tax* by Senator Stewart

Authorizing counties imposing the tax to use the tax revenues to promote or incentivize film or television productions in this state; requiring such counties to require certain productions to include a specified statement in the production's credits, etc. Effective Date: 7/1/2020

Favorable by Community Affairs; 4 Yeas, 0 Nays

*SB 0410 Growth Management* by Senator Perry

Requiring the Department of Economic Opportunity to give a preference to certain counties and municipalities when selecting applications for funding for technical assistance; requiring a comprehensive plan to include a property rights element; providing a statement of rights that a local government may use, etc. Effective Date: 7/1/2020

Favorable with CS by Community Affairs; 5 Yeas, 0 Nays

*SB 772 - Recreational Vehicle Parks* by Senator Hutson

Providing a timeframe for certain owners or transferees to apply for a permit; preempting to the Department of Health the regulatory authority for permitting standards; providing that evidence of a certain length of stay in a guest register creates a rebuttable presumption that a guest is transient; specifying when certain property becomes abandoned; authorizing a park operator to refuse certain individuals access to the premises and to eject transient guests or visitors based on specified conduct; providing that a person who refuses to leave the park premises commits the offense of trespass, etc. Effective Date: 7/1/2020

Favorable with CS by Community Affairs; 5 Yeas, 0 Nays

### Senate Environment and Natural Resources



## LEGISLATIVE UPDATE

### *SB 0702 Petroleum Cleanup* by Senator Albritton

Revising requirements for a limited contamination assessment report required to be provided by a property owner, operator, or person otherwise responsible for site rehabilitation to the Department of Environmental Protection under the Petroleum Cleanup Participation Program; revising the contents of an advanced cleanup application to include a specified property owner or responsible party agreement, etc. Effective Date: 7/1/2020

Favorable with CS by Environment and Natural Resources; 5 Yeas, 0 Nays

### *SB 1382 Environmental Resource Management* by Senator Albritton

Providing additional management strategies for basin management action plans; requiring the Department of Agriculture and Consumer Services to work with the Department of Environmental Protection to improve the accuracy of data used to estimate certain agricultural land uses and to work with producers to identify certain agricultural technologies; prohibiting local governments from recognizing, granting, conveying, or extending legal rights or legal standing to animals or certain parts of the natural environment under certain circumstances, etc. Effective Date: 7/1 /2020

Favorable with CS by Environment and Natural Resources; 4 Yeas, 0 Nays

### *SB 1390 Everglades Protection Area* by Senator Simmons

Requiring comprehensive plans and plan amendments adopted by the governing bodies of local governments whose boundaries include any portion of the Everglades Protection Area to follow the state coordinated review process; requiring the Department of Environmental Protection to make certain determinations for such plans and amendments, to provide written notice of its determination to the local governments within a specified timeframe, and to coordinate with the local governments on certain mitigation measures, etc. Effective Date: 7/1/2020

Favorable by Environment and Natural Resources; 5 Yeas, 0 Nays

### *SB 1450 Environmental Enforcement* by Senator Gruters

Revising administrative penalties for violations of certain provisions relating to beach and shore construction and activities; revising civil penalties for violations of certain provisions relating to the Biscayne Bay Aquatic Preserve, aquatic preserves, water resources, the Pollutant Discharge Prevention and Control Act, the Clean Ocean Act, regulation of oil and gas resources, the Phosphate Land Reclamation Act, and other provisions relating to pollution and the environment, respectively; revising criminal penalties for violations of certain provisions relating to pollution and the environment, etc. Effective Date: 7/1/2020

Favorable with CS by Environment and Natural Resources; 5 Yeas, 0 Nays

### *SB 1572 Climate Change* by Senator Stewart

Expressing the Legislature's support for the adoption of policies that will prepare Florida for the environmental and economic impact of climate change, sea-level rise, and flooding, and recognizing the important role that resiliency and infrastructure will play in fortifying this state, etc.

Favorable with CS by Infrastructure and Security; 5 Yeas, 0 Nays



# LEGISLATIVE UPDATE

## **Senate Innovation, Industry, and Technology**

### *SB 0890 Local Licensing* by Senator Perry

Providing that individuals who hold valid, active local licenses may work within the scope of such licenses in any local government jurisdiction without needing to meet certain additional licensing requirements; requiring licensees to provide consumers with certain information; providing that local governments have disciplinary jurisdiction over such licensees, etc. Effective Date: 10/1/2020

Favorable by Innovation, Industry, and Technology; 6 Yeas, 3 Nays

**Tuesday (1/28/20)**

## **Senate Health Policy**

### *SB 0120 Naloxone in Schools* by Senator

Authorizing a public school to purchase a supply or enter into an arrangement to receive a supply of the opioid antagonist naloxone for a certain purpose; requiring the school district to adopt a protocol for the administration of naloxone; providing that a school district and its employees and agents and the physician who provides the protocol are not liable for any injury arising from the administration of the naloxone pursuant to the protocol, etc. Effective Date: 7/1/2020

Favorable by Health Policy; 9 Yeas, 0 Nays

## **House Justice Appropriations Subcommittee**

### *HB 0131 Security in Trial Court Facilities* by Representative McClain

Requires sheriffs to coordinate with specified entities to develop comprehensive plan for security of trial court facilities; specifies that sheriffs & chief judges retain certain authority; specifies that sheriffs & their deputies, employees, & contractors are officers of court under specified circumstances. Effective Date: July 1, 2020

Favorable by Justice Appropriations Subcommittee; 12 Yeas, 0 Nays

## **House Criminal Justice Subcommittee**

### *HB 0183 Prohibited Places for Weapons and Firearms* by Representative Ponder

Prohibits elected member of specified governing body who holds license to carry concealed weapons or firearms to carry concealed weapon or firearm to meeting of governing body of which he or she is member, unless otherwise prohibited by law. Effective Date: July 1, 2020

Favorable with CS by Criminal Justice Subcommittee; 11 Yeas, 3 Nays

### *HB 1085 Veterans Treatment Court* by Representative Ponder

Authorizes courts to create & administer veterans treatment courts; provides eligibility criteria; requires participant agreements & specifies requirements; exempts certain statements &



## LEGISLATIVE UPDATE

information from recordkeeping requirements; specifies that act does not create right to participate. Effective Date: July 1, 2020

Favorable by Criminal Justice Subcommittee; 13 Yeas, 0 Nays

### **House Government Operations & Technology Appropriations Subcommittee**

*HB 0207 Acquisition of Water and Wastewater Systems* by Representative McClain

Authorizes certain water & wastewater utilities to establish rate base value by using fair market value when acquiring utility system; establishes procedure in determining fair market value; requires rate base value to be reflected in acquiring utility's next rate case for rate-making purposes; specifies contents required for an application to PSC for approval of rate base value of utility system; specifies duties of commission in approving or denying an application; requires commission to adopt rules. Effective Date: July 1, 2020

Favorable by Government Operations & Technology Appropriations Subcommittee; 11 Yeas, 0 Nays

*HB 0459 Building Design* by Representative Overdorf

Provides that regulations relating to building design elements may not be applied to certain structures; authorizes substantially affected person to file petition with Florida Building Commission to review local government regulations; provides requirements for such petition; provides requirements for commission when considering petition; requires commission to issue nonbinding advisory opinion within specified timeframe. Effective Date: July 1, 2020

Favorable by Government Operations & Technology Appropriations Subcommittee; 9 Yeas, 2 Nays

*HB 0689 Department of Business and Professional Regulation* by Representative Rodriguez (Ant)

Revises & provides requirements relating to electronic reporting, application fee schedules, weight of boxing gloves, fingerprint processing procedures, proof of occupancy of premises, food service establishment audit schedules, delinquency of payment conditions, rules related to submission of certain complaints, & location of Office of the Condominium Ombudsman. Effective Date: July 1, 2020

Favorable with CS by Government Operations & Technology Appropriations Subcommittee; 12 Yeas, 0 Nays

### **House Local, Federal & Veterans Affairs Subcommittee**

*HB 0305 Preemption of Conditions of Employment* by Representative Rommel

Preempts to state right to regulate conditions of employment by an employer; voids certain ordinances, regulations, or policies that are preempted by act. Effective Date: upon becoming a law

Favorable by Local, Federal & Veterans Affairs Subcommittee; 10 Yeas, 5 Nays

### **House Agriculture & Natural Resources Appropriations Subcommittee**



## LEGISLATIVE UPDATE

### *HB 0609 Petroleum Restoration* by Representative Perez

Requires limited contamination assessment reports & Petroleum Cleanup Participation Program site rehabilitation agreements to include cost savings; removes requirements for demonstration & determination of copayment & assessment report requirements; requires advanced cleanup applications to include agreements for continued program participation & conceptual proposed courses of actions; removes provisions prohibiting refund of contamination assessment report costs from Inland Protection Trust Fund; requires selected agency term contractors to submit scopes of work for limited contamination assessments to DEP; directs DEP to issue purchase orders. Effective Date: July 1, 2020

Favorable by Agriculture & Natural Resources Appropriations Subcommittee; 12 Yeas, 0 Nays

### *HB 1343 Water Quality Improvements* by Representative Payne

Requires DOH & DEP to submit reports & recommendations relating to transfer of Onsite Sewage Program in DOH to DEP; transfers Onsite Sewage Program from DOH to DEP; requires WMDs to submit consolidated annual reports to OEDR; removes provisions relating to DOH technical review & advisory panel & research & review advisory committee; directs DEP to determine that hardship exists for certain OSTDS onsite variance requests; creates OSTDS technical advisory committee; requires county health departments to coordinate with DEP to administer evaluation programs; requires basin management action plans to include treatment & remediation plans; requires DEP to submit cost estimates to OEDR; provides for management of biosolids & water quality monitoring; establishes clean water grant program. Effective Date: July 1, 2021

Favorable by Agriculture & Natural Resources Subcommittee; 12 Yeas, 0 Nays

### *HB 1363 Basin Management Action Plans* by Representative Overdorf

Provides additional management strategies for such plans; requires certain plans to include specified elements; provides requirements for DEP, DACS, DOH, UF/IFAS, local governments, water management districts, & owners of agricultural operations; requires specified data collection & research; establishes nutrient reduction cost-share program within DEP; exempts rural homesteads from certain best management practices under certain conditions; requires DEP & DACS to include specified information in annual progress reports for such plans. Effective Date: July 1, 2020

Favorable with CS by Agriculture & Natural Resources Subcommittee; 11 Yeas, 0 Nays

## **House Justice Appropriations Subcommittee**

### *HB 0615 Juvenile Diversion Program Expunction* by Representative Watson (C)

Removes requirement that limits diversion program expunction to programs for misdemeanor offenses. Effective Date: July 1, 2020

Favorable by Justice Appropriations Subcommittee; 12 Yeas, 0 Nays

## **Senate Appropriations Subcommittee on Criminal and Civil Justice**



# LEGISLATIVE UPDATE

## *SB 0700 Juvenile Diversion Program Expunction* by Senator Perry

Deleting a requirement that limits diversion program expunction to programs for misdemeanor offenses, etc. Effective Date: On the same date that SB 1292 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes law.

Favorable by Appropriations Subcommittee on Criminal and Civil Justice; 6 Yeas, 0 Nays

## **Senate Appropriations Subcommittee on Health and Human Services**

### *SB 1326 Department of Children and Families* by Senator Simpson

Citing this act as the "DCF Accountability Act"; providing for the creation of the Office of Quality Assurance and Improvement in the Department of Children and Families; extending the timeframe within which a protective investigation is required to be commenced in certain circumstances; requiring certain sheriffs to adopt Florida's Child Welfare Practice Model and operate under certain provisions of law; providing for the calculation of the allocation of core plus funds, etc. Effective Date: 7/1/2020

Favorable by Appropriations Subcommittee on Health and Human Services; 10 Yeas, 0 Nays

## **House Health Quality Subcommittee**

### *HB 647 - Recreational Vehicle Parks* by Representative Drake

Revises provisions relating to recreational vehicle parks, including permit application, preemption, rebuilding of park, abandoned property, ejection of certain persons & removal of property from park, & immunity from liability. Effective Date: July 1, 2020

Favorable with CS by Health Quality Subcommittee; 14 Yeas, 0 Nays

## **Wednesday (1/29/20)**

## **House Session**

### *HB 0073 Environmental Regulation* by Representative Overdorf

Specifies requirements for contracts between residential recycling collectors or recovered materials processing facilities & counties or municipalities for collecting, transporting, & processing residential recycling material & contaminated recyclable material; prohibits local governments from requiring further verification from DEP for certain projects; revises types of dock & pier replacements & repairs that are exempt from such verification & certain permitting requirements. Effective Date: July 1, 2020

SENATE In Messages

### *HB 0101 Public Construction* by Representative Andrade

Revises amounts of retainage that local governmental entities & contractors may withhold from progress payments for construction services contract; revises requirements for DMS rules governing certain contracts; revises amounts of retainage that public entities & contractors may



# LEGISLATIVE UPDATE

withhold from progress payments for construction services contract. Effective Date: October 1, 2020

SENATE In Messages

## Senate Session

*SB 0172 Florida Drug and Cosmetic Act* by Senator Bradley

Preempting the regulation of over-the-counter proprietary drugs or cosmetics to the state, etc.

Effective Date: 7/1/2020

SENATE Read Third Time; Passed (Vote: 25 Yeas / 14 Nays)

## Senate Rules

*SB 0248 Public Records/County Attorneys and Assistant County Attorneys* by Senator Hooper

Providing an exemption from public records requirements for the personal identifying and location information of current and former county attorneys and assistant county attorneys and the names and personal identifying and location information of the spouses and children of such attorneys; providing a statement of public necessity, etc. Effective Date: 7/1/2020

Favorable by Rules; 12 Yeas, 3 Nays

*SB 7006 Penalties for Violations of the Constitutional Prohibition Against Abuse of Public Position* by Ethics and Elections

Reenacting provisions relating to penalties, etc. Effective Date: 12/31/2020

Favorable by Rules; 17 Yeas, 0 Nays

## House Oversight, Transparency & Public Management Subcommittee

*HB 0279 Local Government Public Construction Works* by Representative Smith (D)

Requires local governing board to consider estimated costs of certain projects when making specified determination; requires local government that performs project using its own services, employees, & equipment to disclose costs of project after completion to Auditor General; requires Auditor General to review such disclosures as part of routine audits of local governments. Effective Date: July 1, 2020

Favorable with CS by Oversight, Transparency & Public Management Subcommittee; 11 Yeas, 3 Nays

*HB 0865 Emergency Reporting* by Representative Rodriguez (Ant)

Requires State Watch Office within DEM to create list of reportable incidents; requires political subdivision to report certain incidents; authorizes State Watch Office to establish guidelines for reporting; requires State Watch Office to annually provide list of reportable incidents to certain entities. Effective Date: July 1, 2020

Favorable with CS by Oversight, Transparency & Public Management Subcommittee; 14 Yeas, 0 Nays



# LEGISLATIVE UPDATE

## House Civil Justice Subcommittee

### *HB 0295 Construction Defects* by Representative Santiago

Requires specified real estate licensees to disclose construction defect claim relating to residential real property & its outcome; revises provisions relating to construction defects including notice of claim requirements, inspections of property subject to claim, & service of copies of notice; provides jury verdict & final judgment requirements; requires seller of real property to disclose specified information relating to construction defect to buyer; requires claimant to notify mortgagee or assignee within specified timeframe after settlement or judgment of construction defect claim; requires claimant to update notice within specified timeframe under certain circumstances. Effective Date: July 1, 2020

Favorable with CS by Civil Justice Subcommittee; 9 Yeas, 4 Nays

### *HB 0573 Peer-to-Peer Support for First Responders* by Representative Casello

Prohibits certain persons who provide peer-to-peer support to first responders from testifying or divulging specified information; prohibits liability & cause of action. Effective Date: July 1, 2020

Favorable with CS by Civil Justice Subcommittee; 15 Yeas, 0 Nays

### *HB 0591 Court Service Charges* by Representative Clemons

Specifies amount of charges for certain services rendered & noncourt records filed by clerk of circuit court; specifies amount of service charges that must be deposited into General Revenue Fund for filing certain appeals; requires service charges to be distributed in specified manner. Effective Date: July 1, 2020

Favorable with CS by Civil Justice Subcommittee; 11 Yeas, 0 Nays

### *HB 0625 Public Nuisances* by Representative Newton

Revises notice requirements for filing of temporary injunctions relating to enjoinder of certain nuisances; extends time period of notice before lien may attach to certain real estate; declares that use of location by certain persons is public nuisance; declares that any place or premises that has been used on more than two occasions during certain time period as site of specified violations is nuisance; provides opportunity to remedy nuisance; prohibits rental property from being abated or subject to forfeiture under certain conditions. Effective Date: July 1, 2020

Favorable with CS by Civil Justice Subcommittee; 15 Yeas, 0 Nays

### *HB 1199 Environmental Protection Act* by Representative Ingoglia

Prohibits local governments from recognizing or granting certain legal rights to natural environment or granting such rights relating to natural environment to person or political subdivision. Effective Date: upon becoming a law

Favorable by Civil Justice Subcommittee; 14 Yeas, 1 Nay

## Senate Appropriations Subcommittee on Transportation, Tourism, and Economic Development



# LEGISLATIVE UPDATE

## *SB 0362 Florida Tourism Marketing* by Senator Hooper

Revising the scheduled repeal of the Florida Tourism Industry Marketing Corporation direct-support organization; abrogating the scheduled repeal of the Division of Tourism Marketing of Enterprise Florida, Inc., etc. Effective Date: Upon becoming a law

Favorable by Appropriations Subcommittee on Transportation, Tourism, and Economic Development; 8 Yeas, 0 Nays

## *SB 7020 Emergency Staging Areas* by Infrastructure and Security

Authorizing the Department of Transportation to plan, design, and construct staging areas as part of the turnpike system for the intended purpose of staging supplies for prompt provision of assistance to the public in a declared state of emergency; requiring the department, in consultation with the Division of Emergency Management, to select sites for such areas; requiring the department to give priority consideration to placement of such staging areas in specified counties, etc. Effective Date: 7/1/2020

Favorable by Appropriations Subcommittee on Transportation, Tourism, and Economic Development; 8 Yeas, 0 Nays

## **House Local Administration Subcommittee**

### *HB 0423 Town of Ocean Breeze, Martin County* by Representative Overdorf

Provides exception to general law; authorizes the Town of Ocean Breeze in Martin County to hold public meetings within specified mileage of its jurisdictional boundary under certain circumstances. Effective Date: upon becoming a law

Favorable with CS by Local Administration Subcommittee; 10 Yeas, 0 Nays

## **House Children, Families & Seniors Subcommittee**

### *HB 1071 Substance Abuse and Mental Health* by Representative Grant (M)

Revises provisions related to substance abuse and mental health, including requirements for Criminal Justice, Mental Health, & Substance Abuse Reinvestment Grant Program; community action treatment teams; requirements for school substance abuse prevention partnership grants; continuing education requirements of certain experts; & department requirements. Effective Date: July 1, 2020

Favorable with CS by Children, Families & Seniors Subcommittee; 11 Yeas, 0 Nays

## **House Appropriations**

### *HB 1073 Statewide Office of Resiliency* by Representative Stevenson

Establishes office within EOG; provides for appointment of Chief Resilience Officer by Governor; creates Statewide Sea-Level Rise Task Force within office; requires DEP to serve as task force's contract administrator; requires Environmental Regulation Commission to take certain action on task force's recommendations; provides for task force repeal; provides appropriation. Effective Date: July 1, 2020



# LEGISLATIVE UPDATE

Favorable by Appropriations Committee; 29 Yeas, 0 Nays

**Thursday (1/30/20)**

## **House Commerce Committee**

*HB 0003 Preemption of Local Occupational Licensing* by Representative Grant (M)

Preempts licensing of occupations to state; prohibits local governments from imposing or modifying certain licensing requirements; specifies certain local licensing may not be enforced; specifies certain specialty contractors are not required to register with Construction Industry Licensing Board; prohibits local governments from requiring certain specialty contractors to obtain license; specifies job scopes for which local government may not require license; authorizes counties & municipalities to issue journeyman licenses. Effective Date: July 1, 2020

Favorable by Commerce Committee; 14 Yeas, 5 Nays

## **House Health & Human Services Committee**

*HB 0113 Florida Drug and Cosmetic Act* by Representative Roach

Preempts regulation of over-the-counter proprietary drugs or cosmetics to state. Effective Date: July 1, 2020

Favorable by Health & Human Services Committee; 10 Yeas, 6 Nays

## **House State Affairs Committee**

*HB 0133 Towing and Immobilizing Vehicles and Vessels* by Representative McClain

Authorizes local governments to enact rates to tow vessels on private property & remove & store vessels; prohibits counties or municipalities from enacting ordinances that impose costs or penalties on owners, persons in control, or lienholders of vehicles or vessels or that require wrecker operators or towing businesses to accept specified form of payment; authorizes persons to place liens on vehicles or vessels to recover fees or charges; revises requirement regarding notices & signs concerning towing or removal of vehicles & vessels. Effective Date: October 1, 2020

Favorable with CS by State Affairs Committee; 16 Yeas, 7 Nays

## **House Commerce Committee**

*HB 0487 Fire Prevention and Control* by Representative Fetterhoff Fire

Creates Firefighter Cancer Decontamination Equipment Grant Program for certain purposes; requires Division of State Fire Marshal to administer program & annually award grants to qualifying fire departments; requires State Fire Marshal to adopt rules & procedures; provides eligibility requirements; provides requirements for grant recipients; provides appropriation. Effective Date: July 1, 2020

Favorable by Commerce Committee; 21 Yeas, 0 Nays



## LEGISLATIVE UPDATE

### *HB 0511 Insulation Products* by Representative Fine

Specifies that person who takes certain actions relating to interior building envelope insulation products for residential dwellings without having certain test report is subject to Florida Deceptive & Unfair Trade Practices Act; requires that such test report be provided, upon request, to local building official; provides that product evaluation report may not be provided in lieu of test report. Effective Date: July 1, 2020

Favorable by Commerce Committee; 21 Yeas, 0 Nays

### *HB 0519 Private Property Rights Protection* by Representative Grant (J)

Revises notice of claim requirements for property owners; revises procedures for determination of compensation; authorizes property owners to bring claims against governmental entities in certain circumstances; authorizes property owners to bring actions to declare prohibited exactions invalid; provides for resolution of disputes concerning comprehensive plan amendments under Florida Land Use & Environmental Dispute Resolution Act; requires DOT to afford right of first refusal to previous property owner before disposing of property in certain circumstances. Effective Date: July 1, 2020

Favorable by Commerce Committee; 13 Yeas, 8 Nays

## **House State Affairs**

### *HB 0551 Transportation Disadvantaged* by Representative Jenne

Requires community transportation coordinators to increase & support programs that enhance cross-county mobility for specified purposes for transportation disadvantaged; requires coordinating boards to evaluate multicounty or regional transportation opportunities to increase & support such programs. Effective Date: July 1, 2020

Favorable by State Affairs Committee; 22 Yeas, 0 Nays