



LEGISLATIVE UPDATE

2020 Legislative Session
Weekly Report 7
(2/24/20 – 2/28/20)

Highlights

- Governor Ron DeSantis, Lt. Governor Jeanette Nunez, and Surgeon General Scott Rivkees held a press conference to provide an update on the state's preparations and preparedness for the Coronavirus outbreak. The state is monitoring 150 people for the virus.
- The House and Senate are expected to start budget negotiations during the week of March 2; however, if agreement is not reached on allocations on-time, they may signal an extended session beyond March 13.

Committees Recap

Tuesday (2/25/20)

Senate Appropriations Subcommittee on Agriculture, Environment & General Government

SB 332 Land Acquisition Trust Fund – Senator Stewart

Requiring a specified annual appropriation to the Florida Forever Trust Fund; prohibiting moneys from the Land Acquisition Trust Fund from being used for specified costs, etc. Effective Date: 7/1/2020 Favorable by Appropriations Subcommittee on Agriculture, Environment, and General Government; 9 Yeas, 0 Nays

SB 702 Petroleum Cleanup – Senator Albritton

Authorizing the Department of Environmental Protection to use funds from the Inland Protection Trust Fund to pay for specified activities related to removal and replacement of petroleum storage systems; providing for petroleum storage system repair or replacement due to damage caused by ethanol or biodiesel and for preventive measures to reduce the potential for such damage; 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 by Appropriations Subcommittee on Agriculture, Environment, and General Government; 9 Yeas, 0 Nays

Senate Appropriations Subcommittee on Transportation, Tourism & Economic Development

SB 7054 Transportation – Senator Lee, Infrastructure & Security

Revising the organization of the Department of Transportation; revising uses for distributions made under the State Transportation Trust Fund in specified fiscal years; deleting the scheduled

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expiration of funding for the Intermodal Logistics Center Infrastructure Support Program; requiring airport protection zoning regulations to require certain permit applicants to submit a final valid determination from the Federal Aviation Administration, 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 Transportation, Tourism, and Economic Development; 7 Yeas, 0 Nays

House Appropriations

CS/HB 865 Emergency Reporting – Representative A. Rodriguez, Oversight, Transparency & Public Management

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 by Appropriations Committee; 27 Yeas, 0 Nays

HB 7069 Local Government Reporting – Representative Ingoglia, State Affairs

Requires each county & municipality to annually report specified fiscal & economic information to DFS; requires DFS to establish certain website; specifies information to be included on department's website; requires DFS to annually generate & distribute to residents specified local government report; authorizes DFS to select contractors for certain purposes. Effective Date: upon becoming a law

Favorable with CS by Appropriations Committee; 18 Yeas, 10 Nays

HB 7097 Taxation – Ways & Means

Revises provisions related to tourist development taxes, ad valorem taxes, value adjustment boards, tangible personal property rolls, truth-in-millage processes, communications services taxes, penalties related to dyed diesel fuels, convention development taxes, rental & license fees, sales tax reports, charter county & regional transportation system surtaxes, school capital outlay surtaxes, corporate income taxes, & contaminated site rehabilitation tax credits; repeals provision related to sports development; provides tax-free holidays. Effective Date: July 1, 2020

Favorable with CS by Appropriations Committee; 25 Yeas, 4 Nays

Wednesday (2/26/20)

House Education

HB 1083 Student Mental Health Procedures – Representative Webb

Requiring verification that certain strategies have been utilized and certain outreach has been initiated before a principal or his or her designee contacts a law enforcement officer under specified circumstances; providing an exception, etc. Effective Date: July 1, 2020 Favorable by Education Committee; 16 Yeas, 0 Nays



Senate Rules

CS/CS/SB 1794 Constitutional Amendments – Senator Hutson, Judiciary, Ethics & Elections

Requiring the Secretary of State to submit an initiative petition to the Legislature when a certain amount of signatures are obtained and verified; providing that a citizen may challenge in circuit court a petition circulator's registration with the Secretary of State; authorizing the Division of Elections or a supervisor of elections to provide petition forms in a certain electronic format; requiring that ballots containing constitutional amendments include certain disclosures and statements, in a specified order, etc. Effective Date: Upon becoming a law
Favorable with CS by Rules; 10 Yeas, 7 Nays

CS/CS/SB 666 Florida Development Finance Corporation – Senator Mayfield, Governmental Oversight & Accountability

Requiring the executive director of the Department of Economic Opportunity to serve as the chair of the board of directors of the Florida Development Finance Corporation; requiring the department to develop performance standards for the corporation and to include certain information relating to the standards in the department's annual report; requiring the corporation to submit an annual report containing specified information to the department, etc. Effective Date: 7/1/2020
Favorable with CS by Rules; 17 Yeas, 0 Nays

CS/CS/SB 752 Emergency Sheltering of Persons with Pets – Senator Bean, Community Affairs, Infrastructure & Security

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 maintain designated shelters to designate a shelter that can accommodate persons with pets; specifying requirements for such shelters, etc. Effective Date: 7/1/2020
Favorable by Rules; 15 Yeas, 0 Nays

CS/SB 1050 Disaster Volunteer Leave for State Employees – Senator Diaz, Governmental Oversight & Accountability

Reordering, revising, and providing definitions; revising conditions under which an employee may be granted leave under the Florida Disaster Volunteer Leave Act; specifying requirements and limitations, etc. Effective Date: 7/1/2020
Favorable by Rules; 17 Yeas, 0 Nays

CS/SB 966 Public Records/Disaster Recovery Assistance – Senator Gainer, Governmental Oversight & Accountability

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



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recovery assistance; providing for future legislative review and repeal of the exemption; providing a statement of public necessity, etc. Effective Date: 7/1/2020

Favorable by Rules; 14 Yeas, 0 Nays

CS/SB 1148 Electric Bicycles – Senator Brandes, Infrastructure & Security

Revising definitions relating to the Florida Uniform Traffic Control Law; authorizing a county or municipality to enact an ordinance regulating the operation of electric bicycles on sidewalks or sidewalk areas when such use is permissible under federal law; expanding exceptions to a prohibition on persons driving certain vehicles on sidewalks and bicycle paths; requiring electric bicycles to comply with specified provisions of law, etc. Effective Date: 7/1/2020

Not Considered by Rules

CS/CS/SB 1464 Underground Facility Damage Prevention and Safety – Senator Flores, Banking & Insurance, Infrastructure & Security

Revising noncriminal violations and providing noncriminal violations relating to the transportation of certain hazardous materials; providing that certain incident reports must be submitted to, and investigated by, the State Fire Marshal or his or her agents; requiring Sunshine State One-Call of Florida, Inc., to review certain reports and complaints, etc. Effective Date: 7/1/2020

Favorable with CS by Rules; 17 Yeas, 0 Nays

SB 1272 Statewide Emergency Shelter Task Force – Senator Montford and others

Establishing the task force adjunct to the Department of Management Services; specifying the task force's purpose; providing for the membership of the task force; providing requirements and restrictions for members of the task force; requiring the task force to report recommendations to the Governor and the Legislature by a specified date, etc. Effective Date: 7/1/2020

Favorable by Rules; 17 Yeas, 0 Nays

SB 7048 Public Records/Public Shelter Space – Senator Lee, Infrastructure & Security

Creating an exemption from public records requirements for the name, address, and telephone number of a person which are held by an agency providing shelter or assistance to such person during an emergency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity, etc. Effective Date: Upon becoming a law

Not Considered by Rules

SJR 7062 Citizen Initiative – Senator Simmons, Judiciary

Proposing an amendment to the State Constitution to revise threshold requirements for the number of petitions signed by electors needed in order for a citizen initiative to amend or revise the State Constitution to be placed on the ballot, etc.

Temporarily Postponed by Rules



Thursday (2/27/20)

Senate Appropriations

CS/CS/SB 1066 Impact Fees – Senator Gruters, Finance & Tax, Community Affairs

Revising requirements for counties and municipalities that adopt, collect, or administer an impact fee by ordinance and for special districts that adopt, collect, and administer an impact fee by resolution; prohibiting new or increased impact fees from applying to certain applications; providing that impact fee credits are assignable and transferable under certain conditions; requiring certain counties and municipalities to establish impact fee review and advisory committees, etc. Effective Date: 7/1/2020

Temporarily Postponed by Appropriations

SJR 1076 Surviving Spouse Ad Valorem Tax Reduction – Senator Wright and others

Proposing amendments to the State Constitution to provide for the carryover of the homestead property tax discount for certain veterans with permanent combat-related disabilities to a veteran's surviving spouse if certain criteria are met, to authorize the transfer of the discount to a surviving spouse's new homestead property if certain criteria are met, and to provide an effective date, etc.

Favorable by Appropriations; 19 Yeas, 0 Nays; Placed on Special Order Calendar, 03/03/20

House Commerce

HB 771 Motor Vehicle Insurance – Representative Grall

Repeals provisions relating Florida Motor Vehicle No-Fault Law; revises garage liability insurance requirements; revises minimum coverage requirements for proof of financial responsibility for motor vehicles; revises amount of certificate of deposit required to elect certain method of proof of financial responsibility; revises excess liability coverage requirements; revises financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; revises coverages of motor vehicle policy which are subject to stacking prohibition; revises insurance requirements for transportation network company drivers. Effective Date: January 1, 2021

Favorable by Commerce Committee; 17 Yeas, 7 Nays

CS/CS/HB 1339 Housing – Representative Yarborough, Ways & Means, Local, Federal & Veterans Affairs

Revises provisions addressing affordable housing; specifies sales tax rate for new mobile homes; exempts certain mobile home park & mobile home subdivision owners from regulation by Florida Public Service Commission relating to water & wastewater service; revises provisions addressing state apartment incentive loans; renames Community Workforce Housing Innovation Pilot Program; revises provisions addressing workforce housing; revises distribution of funds from Local Government Housing Trust Fund; revises membership of local affordable housing advisory



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committees; revises provisions addressing mobile home owners & mobile home parks; revises legal procedures related to mobile home park owners. Effective Date: July 1, 2020
Favorable with CS by Commerce Committee; 23 Yeas, 0 Nays

House State Affairs

HB 203 Growth Management – Representative McClain

Removes provision that prohibits specified attorney fees & costs from applying to certain local ordinances; provides requirements for certain comprehensive plan & adopted land development regulations; requires DEO to give preference to certain entities when selecting applications for funding for technical assistance; requires comprehensive plan to include property rights element & specifies date for adoption; provides that certain property owners are not required to consent to development agreement changes; prohibits municipality from annexing specified areas; provides conditions under which municipality may provide water & sewer services within unincorporated area of county; allows certain developments of regional impact agreements to be amended. Effective Date: July 1, 2020

Favorable with CS by State Affairs Committee; 15 Yeas, 7 Nays

PCS for CS/HB 1111 – Government Accountability

Creates Florida Integrity Office under Auditor General; revises provisions related to legislative procedure definitions, Auditor General, Chief Inspector General, CFO investigations, government efficiency hotline, agency inspectors general, saving sharing program, & contracting. Effective Date: July 1, 2020

Temporarily Postponed by State Affairs Committee

PCS for HB 1343 – Environmental Resource Management

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 with CS by State Affairs Committee; 15 Yeas, 7 Nays

HB 569 Diesel Exhaust Fluid – Representative McClure and Representative Overdorf

Requires governing body of each public airport that meets certain criteria to create diesel exhaust fluid safety mitigation & exclusion plan for submission to DOT; provides plan requirements; requires annual certification of compliance. Effective Date: July 1, 2020 Favorable with CS by State Affairs Committee; 22 Yeas, 0 Nays



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HB 1091 Environmental Enforcement – Representative Fine

Increases civil penalties for violations of certain provisions relating to beach & shore construction, Biscayne Bay Aquatic Preserve, aquatic preserves, state water resource plan, artesian wells, pollution, operating terminal facility without discharge prevention & response certificates, discharge contingency plans for vessels, Pollutant Discharge Prevention & Control Act, Clean Ocean Act, pollution of surface & ground waters, regulation of oil & gas resources, Phosphate Land Reclamation Act, sewage disposal facilities, pollution control, reasonable costs & expenses for pollution releases, necessary permits, dumping litter, small quantity generators, abatement of imminent hazards caused by hazardous substances, hazardous waste generators, transporters, or facilities, & coral reef protection; provides that certain conditions constitute separate offenses. Effective Date: July 1, 2020 Favorable with CS by State Affairs Committee; 23 Yeas, 0 Nays

Floor Recap

Senate

CS/HB 73 Environmental Regulation – Representative Overdorf, State Affairs 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 Third Time; Passed (Vote: 40 Yeas / 0 Nays)

CS/HB 101 Public Construction – Representative Andrade, Commerce 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 Third Time; Passed (Vote: 40 Yeas / 0 Nays)

CS/SB 1490 Public Officers and Employees – Senator Bradley, Governmental Oversight & Accountability Authorizing specified reporting individuals and procurement employees to accept gifts or compensation to be used toward costs incurred due to a serious bodily injury or the diagnosis of a serious disease or illness of the individual, employee, or a child thereof; revising provisions regarding prohibited lobbying expenditures in the legislative and executive branches to conform to changes made by the act, etc. Effective Date: 7/1/2020 Temporarily Postponed on Second Reading



House

CS/HB 223 Homestead Exemptions – Representative Buchanan, Ways & Means 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 Read Third Time; Passed (Vote: 114 Yeas / 0 Nays)

CS/CS/CS/HB 283 Liens and Bonds – Representative Toledo, Commerce, Civil Justice, Business & Professions Requires copy of notice of nonpayment be served on surety; prohibits person from requiring claimant or lienor to furnish waiver in exchange for or to induce payments; provides specified provisions in waivers or releases are unenforceable; revises process for notarizing forms; provides waivers apply to certain contracts; authorizes, lienor to record one claim of lien for multiple direct contracts; revises requirements for notice of commencement & notice of termination; requires service of documents to be made in specified manner; authorizes attorney fees in certain actions. Effective Date: July 1, 2020 Read Third Time; Passed (Vote: 113 Yeas / 0 Nays)

CS/HB 659 Drones – Representative Fischer, Agriculture & Natural Resources Appropriations Adds exception to prohibited uses of drone for managing & eradicating invasive exotic plants or animals on public lands & suppressing & mitigating wildfire threats. Effective Date: July 1, 2020 Read Third Time; Passed (Vote: 114 Yeas / 0 Nays)

CS/HB 707 Legislative Review of Occupational Regulations – Representative Renner, Health & Human Services Authorizes schedule for systematic review of occupational regulatory programs; authorizes Legislature to take certain actions before scheduled repeal of occupational regulatory program; provides regulation of occupation to state if such occupation's regulatory program has been repealed through this act; provides schedule of repeal for occupational regulatory programs. Effective Date: upon becoming a law Read Third Time; Passed (Vote: 85 Yeas / 29 Nays)

HB 1149 Local Government Fiscal Transparency – Representative DiCeglie, Buchanan Revises Legislative Auditing Committee duties; specifies purpose of local government fiscal transparency requirements; requires local governments to post voting record information on websites; requires property appraisers & local governments to post property tax information & history on websites; requires public notices for public hearings & meetings before new tax increases; requires local governments to conduct debt affordability analyses; provides method for local governments to post certain required information. Effective Date: July 1, 2020 Read Third Time; Passed (Vote: 77 Yeas / 36 Nays)



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CS/HB 1169 Specialty Contracting – Representative McClure, Business & Professions Authorizes specialty contracting for commercial or residential swimming pools, hot tubs, and spas by certain persons under the supervision of specified licensed contractors; provides that such supervision does not require a direct contract between specified persons or for a person to be an employee of specified certified or registered contractors. Effective Date: July 1, 2020 Read Third Time; Passed (Vote: 113 Yeas / 2 Nays)