



Legislative Wrap - Up Session 2017

June 13, 2017
Nicole Fogarty
Legislative Affairs Manager

The image features a solid blue background. At the top, there are several overlapping, wavy lines in various shades of blue, creating a sense of motion or a modern design element. The word "BUDGET" is centered in the lower half of the image.

BUDGET

Education

✓ Early Learning Coalition	\$8,824,196
✓ Voluntary Pre-K Program	\$5,999,456
✓ Indian River State College (PECO)	\$5,000,000
✓ Indian River State College (Program)	\$47,675,481



Health & Human Services

- ✓ Ardie R. Copas Veterans Nursing Home \$38,693,692
- ✓ New Horizons of the Treasure Coast \$1,393,482
- ✓ Mental Health & Substance Abuse Local Grants
\$9,000,000

Agriculture & Natural Resources

- ✓ Teague Hammock Preserve \$400,000
- ✓ City of Port St. Lucie McCarty Ranch \$1 million
- ✓ Comprehensive Everglades Restoration Plan \$135 million
- ✓ Beach Restoration & Inlet Management \$50 million
- ✓ Hurricane Matthew & Hermine Beach Funding \$13.3 million
- ✓ Northern Everglades & Estuary Protection \$34 million
- ✓ Indian River Lagoon National Estuary Program \$250,000
- ✓ UF/IFAS Invasive Plant Research \$633,128

Economic Development

✓ Florida Seaport Infrastructure	\$147 million
✓ Florida DOT Work Plan to SLC	\$105 million
✓ Visit Florida	\$25 million
✓ Enterprise Florida	\$16 million
✓ SHIP Funding	
✓ St. Lucie County	\$759,603
✓ Fort Pierce	\$447,689
✓ Port St. Lucie	\$1,850,693

St. Lucie County Total

\$198,337,700

Directly and Indirectly to St. Lucie County

Legislation presented to
or approved by the
Governor

Increased Homestead Exemption

- Constitutional amendment to increase the homestead exemption by \$25,000, for all levies other than schools, on the assessed value greater than \$100,000 and up to \$125,000.
- If approved by the voters the amendment will take effect January 1, 2019.

Limitations on Property Tax Assessments

- Constitutional amendment to permanently retain the 10 percent cap on annual non-homestead parcel assessment increases.
- If approved by the voters, the amendment will take effect January 1, 2019.

Tax Package

- Includes new sales tax exemptions for Feminine hygiene products;
- “Disaster Preparedness” sales tax holiday for June 2 to June 4 for specific items related to disaster preparedness;
- Exempts from the sales and use tax fingerprint services that are part of the application to obtain a concealed weapons and concealed firearms license;
- Back to school holiday August 4 to August 6, for clothing and foot wear up to \$60 and school supplies up to \$15, this includes personal computers of \$750 or less.

Small Wireless Facilities

- Establishes a process by which wireless providers may place certain “small wireless facilities” within public right-of-ways on utility poles that are under the jurisdiction and control of an “authority” (i.e., a county or municipality).
- It provides specific terms and conditions under which an authority must process and issue permits for collocation, including the grounds on which an authority may deny an application.
- The bill caps the rate for collocation on an authority utility pole at \$150 annually.

Medical Marijuana

- Preempts the regulation of cultivation and processing of marijuana to the state.
- Allows local governments to ban MMTC dispensing facilities.
 - If a local government does not ban dispensing facilities it may not place any restrictions on the number of dispensing facilities allowed and;
 - May not adopt any regulations for dispensing facilities that are more restrictive than its ordinances regulating pharmacies.
- Prohibits MMTC's from being within 500 feet of a school.

Medical Marijuana

- DOH will determine maximum number of dispensing facilities for each region by using the formula below:

$$\begin{array}{ccccc} \text{\% total of} & \times & \text{Statewide} & = & \text{Total \# of} \\ \text{State pop} & & \text{maximum \#} & & \text{dispensaries} \\ & & \text{of dispensing} & & \text{for that region} \end{array}$$

Example:

$$\begin{array}{ccccc} 10\% & \times & 25 & = & 3 \end{array}$$

Medical Marijuana

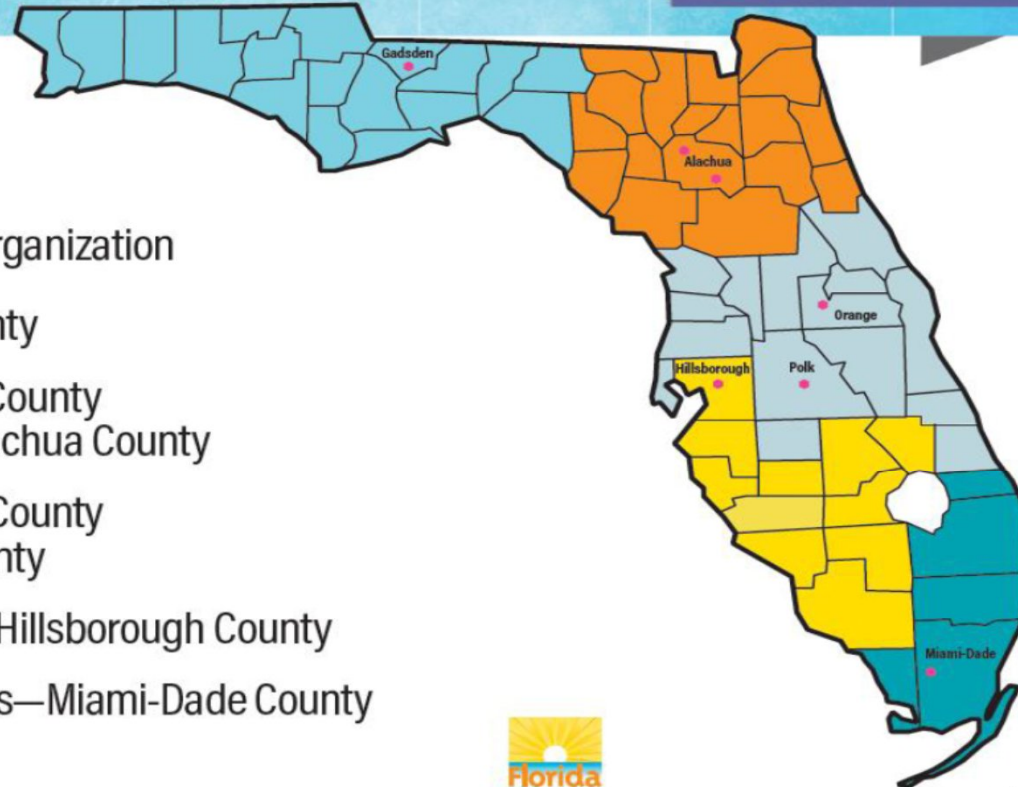
FLORIDA DEPARTMENT OF HEALTH

Office of Compassionate Use

Low-THC Cannabis & Medical Cannabis

Dispensing Organizations

-  Approved Dispensing Organization
-  Trulieve—Gadsden County
-  CHT Medical—Alachua County
The Green Solution—Alachua County
-  Knox Medical—Orange County
GrowHealthy—Polk County
-  Surterra Therapeutics—Hillsborough County
-  Modern Health Concepts—Miami-Dade County



01/11/17

Water Resources (SB 10)

- Provides \$800 million for the design and construction of a reservoir able to hold at least 240,000 acre-feet of water, south of Lake Okeechobee located near the A-2 parcel.
- The legislation provides direction to the SFWMD on ending current leases with land lessees and landowners.
- Terminates the Second Amended and Restated Agreement for Sale and Purchase between US Sugar and the SFWMD.
- Provides funding for the construction of the C-51 Reservoir located in western Palm Beach County.

Capital Felonies

- The bill amends the death penalty sentencing statutes to require jury unanimity in death penalty sentencing procedures.

Criminal History Records

- Requires the publisher of an arrest booking photograph to remove the photograph within 10 days after receiving a written request from the person in the photograph or his or her legal representative.
- The publisher may not solicit or accept a fee to remove the photograph.

Practice of Substance Abuse Service Providers

- Creates new and amends existing criminal offenses (prohibited acts) related to patient brokering and marketing practices that create or increase fines and potential prison sentences.
- Requires entities providing substance abuse marketing services to be licensed by the Department of Agriculture and Consumer Services under the Florida Telemarketing Act.
- Expands DCF's authority to take action against a service provider for violations on a tier-based system that also includes the imposition of fines.

Child Protection

- Provides that a court-ordered time-sharing plan may not require a minor child to visit a parent between the hours of 9 p.m. and 7 a.m. if that parent lives in a recovery residence.
- Also prohibits court-ordered visitation of a minor child to a recovery residence where a sexual predator or sexual offender resides.

Public Records

- Requires a court to award attorney fees and costs to a plaintiff who sues an agency to enforce a public records request if the court determines that the agency unlawfully refused access to a public record and the plaintiff provided written request for the public records to the agency's records custodian at least five business days before filing the lawsuit.
- Court must also determine if a plaintiff requested records or otherwise participated in an enforcement action for an improper purpose.
 - An improper purpose is one in which a person requests records primarily to cause a violation of the public records law or for a frivolous purpose.
 - If the court finds that a plaintiff requested records for an improper purpose, the court will require the plaintiff to pay the agency's attorney fees and costs.

FRS Changes

Required employer contribution rates for each membership class of FRS (Defined Benefit and Defined Investment) are amended as follows:

CLASS	FY 2017/18 UAL Rate	FY 2016/17 UAL Rate
Regular	2.90%	2.97%
Special Risk	11.86%	11.80%
Special Risk Administrative Support	3.83%	3.87%
Elected Officers (legislators)	6.45%	6.63%
Elected Officers (judges)	11.67%	11.68%
Elected Officers (county officers)	8.54%	8.55%
Senior Management	4.29%	4.38%
DROP	4.17%	4.23%

To address unfunded actuarial liabilities (UAL) of the system, the bill amends the current employer contribution rates for each membership class of FRS as follows:

CLASS	FY 2017/18 UAL Rate	FY 2016/17 UAL Rate
Regular	3.30%	2.83%
Special Risk	9.69%	9.05%
Special Risk Administrative Support	29.08%	22.47%
Elected Officers (legislators)	42.69%	33.75%
Elected Officers (judges)	26.25%	23.30%
Elected Officers (county officers)	35.24%	32.20%
Senior Management	16.70%	15.67%
DROP	7.43%	7.10%

Watchdog List

Fiscal Responsibility

- The bill would have created a new statutory maximum millage rate for local governments other than school districts.
- A county, municipality, special district dependent to a county or municipality, municipal service taxing unit, or independent special district may not levy a millage rate above its rolled-back rate
- This, in effect, prohibits property tax increases, as defined in current law, unless certain excess fund balances are spent down.

Local Tax Referenda

- Revised statute pertaining to discretionary sales surtax referendums:
 - General Election ballot will need a majority approval.
 - Primary or Presidential Primary ballot will need a super majority
 - Prohibits any referendum to be placed on a Special Election ballot.

Commerce, Trade, and Labor

- Would have reserved to the state the exclusive right to regulate matters of commerce, trade, and labor under certain circumstances and;
- Prohibiting counties, municipalities, and special districts from engaging in specified actions that regulate commerce, trade, or labor, unless otherwise expressly authorized to do so by special or general law.

Ethics Reform

- Would have made numerous changes to Florida's Code of Ethics for Public Officers and Employees (Code) as it relates to local government officers, employees, and lobbyists.

Local Regulation Preemption

- Would have prohibited local governments from adopting or imposing new regulations on a business, profession, or occupation unless the regulation was expressly authorized by general law.
- The bill provided that this prohibition was effective retroactively to January 1, 2017.

Local Business Taxes

- Would have prohibited a county or municipality from levying a local business tax that was adopted after January 1, 2017.
- The bill specified that the local business tax could not exceed \$25 for a taxpayer.

More Legislation

- Reform to Community Redevelopment Agencies
- Vacation Rentals
- Coastal Management
- Juvenile Civil Citations
- Visit Florida and EFI
- Requirement for legislative approval and referendum for increase of millage.

The image features a solid blue background. At the top, there are several wavy, overlapping lines in various shades of blue, creating a sense of motion or a decorative header. The word "Questions?" is centered in the middle of the page in a light blue, sans-serif font.

Questions?