

MEMORANDUM

Substitute
Agenda Item No. 11(A)(2)

TO: Honorable Vice Chairwoman Audrey M. Edmonson and Members, Board of County Commissioners **DATE:** December 18, 2012

FROM: R. A. Cuevas, Jr.
County Attorney **SUBJECT:** Resolution approving the proposed 2013 state legislative package

Resolution No. R-1075-12

This substitute differs from the original item in that it removes the federal legislative package from the item, which will be brought back to the Board at a later date, revises the title of this item to show that the substitute only relates to the state legislative package, and makes the following changes to the state legislative package:

1. Adds as priorities the elections changes to state law recommended by the Mayor's Elections Advisory Group;
2. Removes Resolution No. R-725-12 related to bicycle lanes because it was deferred by the Board to no date certain;
3. Adds items related to funding for construction of the Liberty City Clinic and for the Miami-Health Department Main Complex project;
4. Adds support for legislation related to net metering and local government waste-to-energy facilities;
5. Adds as an attachment the Jackson Health System 2013 state legislative package.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chairwoman Audrey M. Edmonson.


R. A. Cuevas, Jr.
County Attorney


RAC/cp



MEMORANDUM
(Revised)

TO: Honorable Vice Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: December 18, 2012

FROM: 
R. A. Cuevas, Jr.
County Attorney

Substitute
SUBJECT: Agenda Item No. 11(A)(2)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Substitute
Agenda Item No. 11(A)(2)
12-18-12

RESOLUTION NO. R-1075-12

RESOLUTION APPROVING THE PROPOSED 2013 STATE
LEGISLATIVE PACKAGE

~~[[WHEREAS, the 113th United States Congress will begin on January 13, 2013; and]]~~¹

WHEREAS, the 2013 session of the Florida Legislature will begin on March 15, 2013, with the Organizational Session set to begin November 20, 2012; and

WHEREAS, on January 24, 2012, this Board approved Resolution No. R-59-12, which directed the Office of Intergovernmental Affairs, when it presents the proposed federal or state legislative agenda respectively to the Board, to include all “urging” resolutions and other resolutions related to federal or state legislation passed by the Board of County Commissioners to date for the current Congress or session; and

WHEREAS, Resolution No. R-59-12 further directed the Office of Intergovernmental Affairs to present the proposed federal and state legislative agendas in three sections:

- (1) County priorities;
- (2) Departmental items; and
- (3) All “urging” resolutions and other resolutions related to federal or state legislation passed by the Board; and

WHEREAS, the proposed 2013 ~~[[federal—and]]~~ state legislative ~~[[packages are]]~~^{>>}package is^{<<} attached to this resolution and incorporated by reference; and

¹ The differences between the substitute and the original item are indicated as follows: words stricken through and/or ~~[[double bracketed]]~~ shall be deleted, words underscored and/or ~~»double arrowed«~~ constitute the amendment proposed.

WHEREAS, to best position Miami-Dade County for success in Washington and Tallahassee, it is desirable to approve the proposed 2013 federal and state legislative packages as soon as possible,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Approves the proposed 2013 ~~[[federal—and]]~~ state legislative ~~[[packages]]>>package<<~~.

Section 2. Directs the Clerk of the Board to transmit certified copies of this resolution to the Members of the Florida Congressional Delegation and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's ~~[[federal—and]]~~ state lobbyists to advocate for the action set forth in proposed 2013 ~~[[federal—and]]~~ state legislative ~~[[packages, respectively]]>>package<<~~.

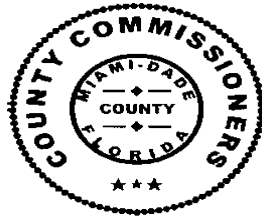
The Prime Sponsor of the foregoing resolution is Vice Chairwoman Audrey M. Edmonson. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Vice Chairwoman			aye
Bruno A. Barreiro	absent	Lynda Bell	aye
Esteban L. Bovo, Jr.	aye	Jose "Pepe" Diaz	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Jean Monestime	aye	Dennis C. Moss	absent
Rebeca Sosa	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	absent	Juan C. Zapata	aye

The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of December, 2012. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK



By: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

JMM

Jess M. McCarty



MIAMI-DADE COUNTY 2013 FEDERAL LEGISLATIVE AGENDA

CRITICAL PRIORITIES

- U.S. CBP and CBP Ag Staffing at MIA — *ADVOCATE* for adequate CBP staffing at MIA and PortMiami. CBP passenger and cargo perishables inspections for international arrivals are a critical component of operations at MIA and PortMiami. As the federal government continues to increase security measures and inspections of inbound international passengers and cargo, maintaining sufficient CBP and CBP-Ag staffing at MIA and PortMiami is critical for operational efficiency.
- Sequestration — *MONITOR* potential adverse effects to Miami Dade County caused by automatic federal spending cuts, known as "sequestration" scheduled to take effect next January 2013.
- Public Housing Programs — *ADVOCATE* for members of the Miami Dade County congressional delegation to support U.S. Housing and Urban Development programs. These programs will ensure the preservation of existing housing stock and improvement of federally funded programs that provide crucial affordable housing and rental subsidies to low-income families.
- EPA Municipal Waste Combustor (MWC) Standards — *OPPOSE* any Environmental Protection Agency (EPA) rules that could impose unreasonable MWC operating standards potentially increasing operational and capital costs, fines and facility closure.
- Beach Renourishment — *SUPPORT* efforts of the U.S. Army Corps of Engineers to identify, permit, and secure non-domestic sand sources to re-nourish critically eroded segments of coastline in Miami Dade County.
- Bus Rapid Transit (BRT) — *ADVOCATE* for any available discretionary funds to establish and operate BRT corridors along some of Miami Dade County's busy corridors.
- Water Infrastructure Finance Innovations Authority — *SUPPORT* creation of a new water infrastructure support mechanism (WIFIA) to provide low cost capital to water utilities needing to invest in infrastructure, and to State Revolving Funds, in addition to supporting

efforts to reform and capitalization of state revolving loan fund programs for drinking water and wastewater.

- ~~Deep Dredge Funding~~ *REQUEST* that the federal government allocates a nominal amount for the 50ft Deep Dredge Project in the President's FY2014 Budget for reimbursement of the federal share of the project advanced by the State of Florida. The Deep Dredge has been designated a project of National and Regional and National Significance and is one of the most important infrastructure projects on the drawing board in the US.



MIAMI-DADE COUNTY
2013 FEDERAL LEGISLATIVE AGENDA

MIAMI-DADE BOARD OF COUNTY COMMISSIONERS
FEDERAL RESOLUTIONS

R-968-12: Resolution *URGING* the United States Congress and the United States Secretary of Homeland Security to provide more Customs & Border Protection staffing at Miami International Airport.

R-967-12: Resolution *URGING* Congress to pass S. 1301 or similar legislation that would reauthorize and strengthen the Trafficking Victims Protection Act.

R-826-12: Resolution *URGING* Congress and the Federal government to increase funding for Head Start and Early Head start to reduce the number of children on waiting lists.

R-822-12: Resolution *URGING* Congress to pass the Veterans Job Corps Act of 2012, S. 3457, or similar legislation that would put unemployed veterans to work in conservation, resource management and historic preservation projects on public lands and provide grants to hire veterans as firefighters and law enforcement officers.

R-742-12: Resolution *URGING* the federal government to provide additional programs and funding for housing for disabled veterans, supporting H.R. 6111, which allows certain disabled veterans to qualify for additional federal housing benefits.

R-620-12: Resolution *URGING* the United States Department of Education to designate the Liberty City area a Promise Neighborhood and award federal funds to the Miami Children's Initiative, Inc. on behalf of a coalition of youth, parents, residents and community leaders representing the nonprofit, public and private sectors for the purpose of enabling certain actions to be taken to help improve educational and developmental outcomes of children and youth in this neighborhood.

R-520-12: Resolution *URGING* Congress to prohibit packaging of tobacco products that resembles candy, mints and breath strips that appear to be designed to entice and encourage youths to use tobacco; further urging the Florida legislature to prohibit such product packaging.

R-495-12: Resolution *URGING* the federal government, the United States Department of Agriculture and the United States Food and Drug Administration to ban the use of "pink slime"

in meat products, or at the very least, require that meat products containing "pink slime" include labels that clearly indicate that the meat contains the filler, urging the Florida Legislature to ban the use of meat products containing "pink slime" in food that the State of Florida prepares or serves; urging the other counties in the State of Florida to ban the use of meat products containing "pink slime" in food that the county prepares or serves.

R-494-12: Resolution *URGING* Congress to pass The End Racial Profiling Act, S. 1670, H.R. 3618 or similar legislation prohibiting law enforcement agencies from engaging in racial profiling and mandating training for federal law enforcement officials on racial profiling issues.



MIAMI-DADE COUNTY 2013 FEDERAL LEGISLATIVE AGENDA

DEPARTMENTAL REQUESTS

AVIATION

- U.S. CBP and CBP Ag Staffing at MIA — *ADVOCATE* for adequate CBP and CBP Ag staffing at MIA. CBP passenger and cargo perishables inspections for international arrivals are a critical component of operations at MIA. As the federal government continues to increase security measures and inspections of inbound international passengers and cargo, maintaining sufficient CBP and CBP Ag staffing at MIA is critical for operational efficiency.
- Transportation Security Administration (TSA) Reimbursement for Terminal Modifications Associated with the In-Line Installation of Explosives Detection Systems (EDS) at MIA — *SUPPORT* legislation in the TSA Authorization Act, directing TSA to increase the federal participation rate on MIA's EDS project from 75% to 90%.
- MIA Airport Operations and Communications Center (AOCC) — *ADVOCATE* for funding for the AOCC that integrates all existing Operations Control Center, security and command and control functions to greatly improve efficiencies in these areas, particularly Threat Detection and Crisis Incident Management.
- Miami International Airport K-9 Police Housing and Training Substation — *ADVOCATE* to obtain funding for a K-9 facility as the use of police K-9 teams has increased security screening efficiency and accuracy in the screening of cargo and passenger baggage, greatly assisting the federal agencies operating at MIA.
- MIA Biometric Access Control System Upgrades — *ADVOCATE* for funding to require a common infrastructure utilizing biometrics for issuing secure identity credentials and access control at U.S. airports.
- Airport revenue collection — *SUPPORT* legislative efforts that provide airports the flexibility to collect the revenue necessary to improve airport facilities and increase the efficiency of our air transportation system, reduce delays, and improve safety.
- U.S. Department of Agriculture (USDA), Animal Plant Health Inspection Service (APHIS) extended hours of operation of the two fumigation facilities at MIA — *MONITOR*. MIA is one of the world's leading airports for importing and exporting perishable products handling 597,514 tons or 69% of all perishables that come into the U.S., including 89% of all cut flower imports and 73% of fruit and vegetable imports. Many of

these perishable commodities require fumigation upon arrival in the U.S. The leading commodities requiring fumigation are asparagus (100%) and cut flowers, when actionable pests are detected.

MIA has two on-site fumigation facilities to meet the enormous demand for commodities needing immediate fumigation. The facilities are privately operated under the supervision of APHIS. The current hours of operation of the two facilities are 8:00 a.m. to 4:30 p.m. However, approximately 30% of fumigation occurs after the current operating hours, with APHIS supervising on an overtime basis paid by the industry. Industry stakeholders would like the operating hours to be extended from 6:00 a.m. to 8:00 p.m. USDA is reviewing the request for extended hours and it appears the two groups are willing to work together to reach a favorable solution.

- **Food and Drug Administration (FDA) Inspector Staffing at MIA and legislation that would restrict the importation of commodities that require FDA inspection, including medicine, cosmetics, dog food and eyeglasses, to ports of entry with an FDA testing facility — OPPOSE.** FDA performs routine cargo inspections of pharmaceuticals and certain commodities. Staffing levels must be monitored in order to maintain timely inspections for operators using MIA's cargo facilities. Additionally, MIA opposes any efforts to introduce legislation that would restrict the importation of commodities that require FDA inspection, including medicine, cosmetics, dog food and eyeglasses to ports of entry with an FDA testing facility.

Since there is no facility in Miami, restricting the importation to only those Ports of Entry with an FDA testing facility would jeopardize the operations of tenants importing these types of products at MIA. Miami Dade Aviation Department (MDAD) urges the County to advocate for a testing facility in Miami on a permanent basis or through the use of one of the agency's mobile testing lounges, which could be sent to Miami.

- **Additional Funding for Homeland Security, Environmental Remediation, Technology Initiatives — SUPPORT** MDAD's efforts to seek additional funding opportunities through grants and/or pilot programs for perimeter security and other homeland security efforts, environmental remediation and technology upgrades impacting airport infrastructure.
- **Issues Impacting Visitor Entry into the United States — MONITOR** any issues, federal programs or procedures that could impact visitor entry into the United States. Since MIA is a major point of entry for foreign nationals, and since MIA handles more international freight than any other U.S. airport, the County and MDAD must work to ensure that policymakers understand how these measures impact the region's top economic engine.

COMMUNITY ACTION AND HUMAN SERVICES

- **Community Services Block Grant (CSBG) — SUPPORT** legislative action to extend funding during Fiscal Year 2013 for the Community Services Block Grant (CSBG) initiative. The federal budget for FY 2013 for the CSBG program has been recommended at \$350 million dollars by President Obama. The budget also proposes to use competition to target

the CSBG funds to high-performing agencies that are most successful in meeting important community needs. The CSBG program was funded by congress at \$677 million-dollars for FY 2012.

CORRECTIONS

- State Criminal Alien Assistance Program (SCAAP) — SUPPORT full funding for the SCAAP. If SCAAP funding is substantially reduced or eliminated, local taxpayers will unfairly bear the full cost of incarcerating criminal aliens, although immigration policy is solely a federal responsibility.

FIRE RESCUE

- USDA Property Acquisition — SUPPORT legislation to purchase property, or authorize conveyance of federal property in exchange for county property of equal value, from USDA to build a new fire station to serve Pinecrest, Palmetto Bay, Cutler Bay and surrounding communities.
- FAA Waiver — SUPPORT legislation or administrative action providing for a waiver of Federal Aviation Administration (FAA) Part 135 Regulations that would allow a Public Safety Air Rescue exemption.

HOMELESS TRUST

- ADVOCATE for the final appropriations bill for FY 2013 for the Departments of Transportation and Housing and Urban Development (THUD), to include, at a minimum, level funding for HUD's McKinney Vento Homeless Assistance Grants at a level to provide for 100% funding for all current, renewal projects.

INFORMATION TECHNOLOGY DEPARTMENT

- 700 MHz Interoperable Overlay Network for First Responders — SUPPORT for federal grant funding that would assist Miami-Dade County's efforts to expand its existing system. Expansion of the 700 MHz Interoperable network would provide much needed communications for First Responders across multiple jurisdictions.

JUVENILE SERVICES DEPARTMENT

- National Demonstration Project — SUPPORT federal funding or program grant opportunities that would continue the critical work that was initiated under the first phase of the JAC's National Demonstration Project. It is the first research project that provides information and guidance on how communities can take what has been documented to work and use it to most effectively plan and allocate their resources when addressing at-risk youth and a complete juvenile arrest population that consists of both serious and minor offenders.

MANAGEMENT AND BUDGET – GRANTS COORDINATION

- HIV/AIDS treatment Extension Act of 2009, Part A (CFDA 93:914) SUPPORT – an increase in funding for this program. The HIV/AIDS Treatment Extension Act is the nation's largest HIV-specific federal grant program and a critical source of health care and treatment for people living with HIV/AIDS. The program has been in existence since 1990 and has been re-authorized six times. To ensure continuation of this vital program which has proven successful in maintaining low income persons in care and necessary treatment as well as preventing secondary infections, Miami Dade County is requesting an increase of five (5%) percent nationally and to the Miami-Dade County Part A award (\$1,244,331) for a total award of \$26,130,956 for FY 2013.

OFFICE COUNTYWIDE HEALTHCARE PLANNING

- Center for Health Insurance Education and Primary Care Access – ADVOCATE for congressional delegation support and identify potential federal funding for health navigators and the establishment of the Center for Health Insurance Education and Primary Care Access which will include a university collaborative institute for educational strategies the Center's Health Insurance Showcase, University based Learning Institute and Health Navigators.

PARKS, RECREATION AND OPEN SPACES

- Land and Water Conservation Authorization and Funding Act of 2011 – SUPPORT current S. 1265 to provide full funding for the Land and Water Conservation Authorization and Funding. The bill amends the LWCF Act of 1965 to stop the diversion of LWCF revenues for unrelated purposes by ensuring that full authorized funding for LWCF – \$900 million per year is dedicated expressly for land conservation and is no longer subject to reductions in the annual appropriations process.
- The Urban Revitalization and Livable Communities Act & Community Parks Revitalization Act – SUPPORT the Authorization and passage of H.R. 709, the Urban Revitalization and Livable Communities Act and S. 3583, the Community Parks Revitalization Act, to make urban areas healthier, more livable and economically competitive through the revitalization and development of parks, green space and recreation opportunities.
- Healthy Kids Outdoors Act of 2011 (S. 1802) – SUPPORT legislation that would will authorize a federal program financial assistance to eligible entities for the development of state level strategic plans to that will help Americans effectively connect with active, outdoor experiences. The bill specifies that each eligible entity will provide 25% in non-federal matching dollars. Act authorizes \$15 million over 5 years.
- Community Transformation Grant Program – SUPPORT funding for this grant program, which helps with chronic diseases such as heart disease, cancer, stroke and diabetes.

- ~~Alliance for Youth Excellence (Fit to Play) Program~~ *SUPPORT* funding to continue programming at 17 economically disadvantaged areas providing 450 children with After-School services. The funding will be allocated to personnel and non-personnel expenses such as program supplies and administrative costs. *SUPPORT* passage of supporting federal legislation. The 2011-12 fiscal year program was funded by CDBG for \$735,000.
- ~~Restoration of Environmentally Sensitive lands~~ *ADVOCATE* for funding for the restoration and maintenance of environmentally sensitive lands under the protection of Miami Dade County Parks, Recreation and Open Spaces Department.
- ~~Exotic Wildlife Control~~ *ADVOCATE* for funding to manage and control invasive exotic animals through the increase in enforcement assistance to coordinate removal, control and monitoring of wildlife. Miami Dade County manages more than 20,000 acres of native ecosystems spread across more than 80 different properties.
- ~~Million Trees Miami~~ *ADVOCATE* for five years of annual funding for the program, with the challenge to plant 100,000 trees per year over the next 10 years that will make the county safer, cleaner, have a healthier population, increase revenue in commercial areas, higher property values and recover faster from economic setbacks.
- ~~Cultural Arts Center Bridge and the Lighted Promenade~~ *SUPPORT* funding to help complete the construction of a 180 LF three span Cultural Arts Center Bridge and a 570 LF Lighted Promenade to SW 211 St. and the surrounding cultural and civic facilities.
- ~~Conservation and Stewardship of the Deering Estate at Cutler~~ *ADVOCATE* for funding that would go toward the completion of a Phase I and II Archaeological Survey, renovation of the historic houses, estimated at \$100,000; and, necessary historic restoration efforts for better stewardship, public use and interpretation estimated at \$400,000.
- ~~Miami Dade County Red Fields to Green Fields Initiative~~ *SUPPORT* any potential federal funding and raise awareness among federal partners of this important program to revitalize the community and make Miami Dade County greener, healthier and more vibrant. Can reduce the oversupply of non-performing real estate, jump start economic development, and recalibrate local property values. The Miami Dade Red Fields to Green Fields initiative will be implemented through a partnership of public and private interests dedicated to rescuing underused properties and restoring land as parks.

POLICE

- ~~Justice Assistance Grants funding~~ *ADVOCATE* for full funding of the Edward Byrne Memorial Justice Assistance Grant (“Byrne JAG”) program by the U.S. Department of Justice, Bureau of Justice Assistance.

Byrne Grant funds provide critical funding to support the Miami Dade Police Department with the necessary resources for enhancements to technology, investigative and other special

equipment, equipment for officer safety, and training. Resources to support each of these areas allow this Department to maintain a professional force that is fully trained and equipped. This is absolutely essential for successful crime fighting initiatives in the 21st Century so that law enforcement combats crime using best practices and state-of-the-art technology/equipment for the safety and security of its citizens and its officers.

- ~~Forensic Science Grant Programs at U.S. Department of Justice, National Institute of Justice (NIJ) — *ADVOCATE* for full funding of vital law enforcement programs that have faced potential reduction or elimination in recent Congressional budget proposals. The grant programs include:~~
 - ~~Paul Coverdell Forensic Science Improvement Grant Program (Formula and Competitive grants);~~
 - ~~DNA Backlog Reduction Program;~~
 - ~~Solving Cold Cases with DNA Program;~~
 - ~~NIJ Research Grants.~~

PUBLIC HOUSING AND COMMUNITY DEVELOPMENT

- ~~Public Housing & Section 8 Housing — *ADVOCATE* for increased federal funding from HUD for public housing and Section 8 programs. Funding for these programs will ensure the preservation of existing housing stock and improvement of federally-funded programs that provide crucial affordable housing and rental subsidies to low income families.~~
- ~~HOME Investment Partnership (HOME) Program — *SUPPORT* continued funding for the HUD HOME program.~~
 - ~~The HOME program is authorized under Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended. It is the largest Federal block grant to State and local governments, and it is designed to create affordable housing for low-income households. This program, administered by the U.S. Department of Housing and Urban Development (HUD), includes but is not limited to providing rental housing, rental housing assistance, home purchase or rehabilitation financing assistance to eligible homeowners and new homebuyers.~~
 - ~~HUD has classified Miami Dade County as a “high-cost area.” By implication, the high housing cost also results in high rental costs. It is important that the County support housing programs which benefit the low- to moderate-income residents in the community who typically will require rental housing. The HOME program is one of the many funding sources that the County relies upon to address housing needs of its low to moderate-income residents. Therefore, any further reduction or elimination of HOME program funding will have a devastating impact on the County’s ability to continue to house its most needy residents.~~
- ~~Community Development Block Grant (CDBG) — *SUPPORT* for increased federal funding for the HUD-CDBG program.~~

- ~~The CDBG entitlement program provides grants on a formula basis to general units of local governments and states to address a variety of community development needs. Such as, decent housing, suitable living environment and economic opportunities for low and moderate income persons.~~
- ~~The CDBG program's primary objective is to assist in the development of viable urban communities by providing decent housing, a suitable living environment and to expand economic opportunities for persons of low and moderate income. Over the last three years Miami-Dade County has adopted a strategic focus on development within the Neighborhood Revitalization Areas in an effort to have the greatest impact among the most needy communities and households. The reduction of funding for the CDBG program has a significant impact on the County's ability to continue to implement programs designed to address the needs of its very low to moderate income communities which this program serve. The CDBG program funding has declined each year over the last ten years and given the current economic conditions this financial support is critically needed to continue serving and addressing the needs of very low and moderate income residents.~~
- ~~**Census data formula language** *ADVOCATE* for a statutory language fix in the formula by which census data is used to determine funding levels.~~
- ~~**Recapture of Section 8 Housing Voucher Funds** – *ADVOCATE*~~

~~In December 2008, Congress directed HUD (thru H.R. 1105) to recapture \$750 million in unused Section 8 Housing Choice Voucher (HCV) Program Net Restricted Assets (NRA) funds from Public Housing Authorities (PHAs) across the country. Over 2,000 PHAs administer HCV programs in the United States. \$43 million was recaptured from MIAMI-DADE COUNTY (MDC), the 2nd largest recapture amount in the country and, by far, disproportionate in relation to the size of the top 10 PHAs' respective HCV programs and their recapture amounts (chart attached). MDC's amount represents almost 6% of the total amount recaptured nationwide even though MDC administers less than 1% of the total number of Housing Choice Vouchers authorized in the United States.~~

~~MDC experienced this recapture despite the fact that its Section 8 HCV program was under HUD receivership in all of 2008. Additionally, MDC was under enhanced HUD oversight thru a Memorandum of Understanding (MOU) between HUD and MDC all of 2009 and 2010. Under the HUD receivership, over \$26 million dollars in Section 8 HCV funds were allocated to MDC from January 2008 to December 2008, enough to assist almost 2,000 of the 70,000 families on MDC's Section 8 waiting list. HUD receivership administrators chose not to expend these funds. These funds were included in the amount subsequently recaptured by HUD as a result of HUD's implementation of H.R. 1105.~~

~~As a consequence of this recapture and HUD's budget based renewal formula for annual funding to PHAs, MIAMI-DADE COUNTY does not receive funding for almost 10% of the Section 8 Housing Choice Vouchers authorized to assist low income families in the County.~~

16

PUBLIC WORKS AND WASTE MANAGEMENT

- ~~**Municipal Waste Combustor (MWC) MACT Standards**~~ — **OPPOSE** any Environmental Protection Agency (EPA) issued MWC MACT rule that imposes standards using the “pollutant by pollutant” methodology. The EPA should set standards by selecting facilities that have the best overall pollutant levels, in addition to considering waste content and emissions variability. Setting standards by the best individual pollutant levels would result in unrealistic and unachievable emission standards, some of which may not be met by the PWWM’s Waste-to-Energy facility. Imposing a MWC MACT standard measurement using a “pollutant by pollutant” approach could result in increased operational and capital costs as well as costly fines and the potential closing of the facility.
- ~~**Market Incentives for Electricity Produced from Renewable Resources**~~ — **SUPPORT** market incentives to encourage development and operation of alternative, renewable energy production. Support legislation designating biomass as a qualified energy resource, eligible for any and all market incentives.
- ~~**Flow Control/Interstate Waste Transport**~~ — **OPPOSE** any efforts seeking to amend legislation in response to the April, 2007 Supreme Court decision "United Haulers Assn. v. Oreida Herkimer Solid Waste Authority (No. 05-1345)" which held that flow control to publicly owned facilities is a legislative use of flow control authority. Flow control improves the DSWM's financial position and creates a more stable environment.
- ~~**Waste-to-Energy Ash Study**~~ — **SUPPORT** a funding request for a study on development of new construction opportunities for the beneficial use of Waste-to-Energy Ash through the Ash Demonstrator Project. A portion of the funding request will be allocated for a "bench" test; and the remainder will be utilized for a pilot test for what has been determined to be the most beneficial use of the ash.
- ~~**Hybrid Truck Renovation Pilot**~~ — **SUPPORT** funding for ten Hybrid Trucks, thus allowing the Miami Dade County Department of Solid Waste Management to utilize a cleaner diesel hybrid vehicle technology and accelerate the planned conversion of the entire fleet.

REGULATORY AND ECONOMIC RESOURCES, BUSINESS AFFAIRS DIVISION

AGRICULTURE

- ~~**Agriculture: Invasive Pests and Disease**~~ — **ADVOCATE** for funding, programs legislation and assistance to increase viability of our local agricultural industry and mitigate any effects of invasive pests, diseases, freezes, flooding, windstorm and other potential damages to our said local agricultural industry.

BUSINESS AFFAIRS

- ~~**Preemption of Regulated Industries** — *OPPOSE* any initiative which would impact local regulation of the following County regulated industries: motor vehicle repair, moving, locksmith, wrecker services (towing), motor vehicle title loan, vehicle immobilization and for hire transportation. If legislation is introduced regarding any of the above industries, the legislation should require that those industries continue to be regulated by local government and at minimum to be licensed by Miami Dade County Department of Regulatory Resources.~~
- ~~**RIDE Act Preemptions** — *OPPOSE* amendments to the Real Interstate Driver Equity Act of 2002 (Public Law 107-298 Nov. 26, 2002) that would prohibit an operator of a transportation terminal that is the recipient of federal funds, including airports and seaports, from charging fees to providers of pre-arranged ground transportation.~~

ENVIRONMENTAL PROTECTION

- ~~**Beach Renourishment** — *SUPPORT* efforts to identify, permit, and secure non-domestic sand sources and continued funding for federal programs that would re-nourish critically eroded segments of coastline in Miami Dade County.~~

SEAPORT

- ~~**Deep Dredge Funding** — *REQUEST* the federal government allocates a nominal amount, for the 50ft Deep Dredge Project in the President's FY2014 Budget for reimbursement of the federal share of the project advanced by the State of Florida. The Deep Dredge has been designated a project of National and Regional and National Significance and is one of the most important infrastructure projects on the drawing board in the US.~~
- ~~**Transshipment Inspection Protocol** — *ADVOCATE* for regulatory changes relating to developing a “transshipment inspection protocol” for the Port of Miami which will allow our port to safely and efficiently process new transshipment cargo.~~
- ~~**U.S. Department of Agriculture** — *ADVOCATE* for the Port of Miami to be added as a port of entry specifically authorized by USDA to import fruits requiring cold treatment.~~
- ~~**Maritime Transportation Security Act** — *ADVOCATE* for additional funding sources, which need to be identified, to assist the Port of Miami with additional costs it has incurred due to federal mandates imposed by the Maritime Transportation Security Act and subsequent federal laws.~~
- ~~**Water Resources Development Act** — *SUPPORT* language changes that will have direct benefits for the industry and for the Miami Dade County Seaport Department by increasing federal responsibility and cost-sharing in a number of areas. The Port of Miami's specific changes to include: federalization of and assumption of maintenance of the Dodge Island Cut.~~

- ~~**Passenger Vessel Services Act**—*SUPPORT* legislation that would supersede certain sections of the Passenger Vessel Services Act of 1886, which restricts foreign built cruise ships from traveling between U.S. ports. U.S. port calls on international itineraries are heavily concentrated in Florida and Alaska due to their proximity to neighboring countries. A similar long-standing act exists for cargo vessels traveling between U.S. ports (the Jones Act).~~
- ~~**Harbor Maintenance Tax**—*SUPPORT* legislation that would repeal the Harbor Maintenance Tax and authorize general revenues to pay for the federal cost of operating, maintaining and constructing the nation's harbors.~~
- ~~**National Freight Policy**—*SUPPORT* USDOT's efforts aimed at developing a comprehensive national freight policy to ensure that the flow of goods and commerce through our international portals of commerce and via our interstate rail and highway effectively flows both intra and interstate.~~
- ~~**"Closed Loop" Cruise Program**—*ADVOCATE* for the expansion of the number of countries included in the "Closed Loop" system, to enhance the ability of CBP agents to securely expedite a larger volume of cruise passengers upon debarkation at the Port of Miami.~~

~~TRANSIT~~

- ~~**Bus Rapid Transit (BRT)**—*ADVOCATE* for any available discretionary funds to establish and operate BRT corridors along some of Miami-Dade County's busy corridors.~~
- ~~**MAP-21 Implementation**—*SUPPORT* for implementation of formula grant programs for bus and rail improvements under the recently passed MAP-21 bill. These programs should include 5307 and 5309 formula funding.~~

~~WATER & SEWER~~

- ~~**Water Infrastructure Finance Innovations Authority**—*SUPPORT* creation of a new water infrastructure support mechanism (WIFIA) to provide low cost capital to water utilities needing to invest in infrastructure, and to State Revolving Funds, in addition to supporting efforts to reform and capitalization of state revolving loan fund programs for drinking water and wastewater.~~
- ~~**Water Protection and Reinvestment Fund**—*SUPPORT* (H.R. 6249) or any legislation that would establish a federal trust fund for investments in clean water infrastructure. The bill would provide \$9 billion annually for clean water investments, much of it going toward the Clean Water State Revolving Fund program. Introduction of this legislation represents an important step in the discussion of how to address a growing clean water infrastructure funding gap in a sustainable way. While this bill is unlikely to move during this Congress, it~~

will provide the basis for a discussion on water and sewer investment challenges during the 113th Congress.

- ~~**Integrated Planning Approach to Clean Water Act Obligations**~~ ~~*SUPPORT*~~ Clean Water Affordability Act of 2012 (S. 2094) or any legislation or regulatory changes that would allow and advocate for an integrated planning approach to help communities better address the growing financial and compliance challenges posed by the Clean Water Act (CWA). Integrated planning enables municipalities to prioritize competing and costly wet weather, stormwater, nutrient-related, and other requirements to achieve maximum water quality benefit for ratepayers. This approach optimizes limited community resources by encouraging more sustainable and innovative solutions, such as green infrastructure, that improve water quality and enhance the vitality of local communities. This legislation would provide \$1.8 billion to address sewer overflows, Require that the integrated planning approach for CWA obligations be available to all communities, encouraging the use of green infrastructure for managing wet weather issues and require EPA to revise guidance on determining a community's financial capability to meet CWA obligations.

- ~~**State Revolving Loan (SRF) program**~~ ~~*SUPPORT*~~ any Congressional actions to amend the manner in which State Revolving Funds are allocated to the States, to the extent that the legislation would provide greater amounts of funding to the State of Florida. Support legislation to reauthorize and expand the Drinking Water State Revolving Loan (SRF) program. That legislation should do the following: Expand and modernize the drinking water State Revolving Loan Fund (SRF) program and increase the authorization of appropriations for the fund.

- ~~**Chemical Facilities Security**~~ ~~*MONITOR*~~ legislation or EPA and/or Department of Homeland Security regulations that address security at the nation's water & sewer plants that may be vulnerable to terrorist attack. ~~*OPPOSE*~~ any changes in the manner that local facilities have to prepare and anticipate for possible terrorism that carry a significant cost burden to the Department and to consumers, and oppose any legislation or regulation that does not provide financial assistance for public entities to comply with the new legislation or rules.

- ~~**The Water Efficiency, Conservation and Adaptation Programs**~~ ~~*MONITOR*~~ bills designed to reduce water consumption and provide funding to support following initiatives:
 - ~~*SUPPORT*~~ legislation to provide tax credits and other incentives to encourage water conservation as a way to reward families and businesses for water conservation efforts;

 - ~~*SUPPORT*~~ legislation that authorizes a grant program to finance a variety of measures to improve drinking water, wastewater, irrigation and other water systems in order to help communities adapt to the impacts of climate change. A broad range of water recycling, desalination, irrigation, groundwater and wastewater projects are eligible for assistance;

- ~~**SUPPORT** legislation that funds EPA's Water Sense program to provide customer incentives for water efficient products, buildings, landscapes, processes or services.~~



MIAMI-DADE COUNTY 2013 STATE LEGISLATIVE AGENDA

CRITICAL PRIORITIES

- **State funding/budget:** *PRESERVE* state funding for County programs and important community programs and *OPPOSE* efforts to cost shift additional financial and programmatic obligations from the state to local governments, in light of the state budget situation and declining state revenues.
- **Elderly Services:** *PRESERVE* funding currently received in the area of elderly services, including programs for elderly high-risk meals and homebound elderly and funding for community care and Local Service Providers.
- **Jackson Health:** *PRESERVE* current state funding for charity care to Jackson Health System as burdens on Jackson continue to increase as revenue declines.
- **Deep Dredge:** *SUPPORT* efforts to maintain funding allocated for the Deep Dredge Project in the Florida Department of Transportation's 2012-2013 Work Program.
- **Pretrial Release:** *OPPOSE* legislation that would place arbitrary statutory restrictions on pretrial supervision programs.
- **Ocean Outfalls:** *SUPPORT* amending previously passed ocean outfall legislation to provide more flexible compliance options and to reduce compliance costs by \$1 billion or more while still meeting the intent of the legislation.
- **Early Learning Coalition:** *SUPPORT* restoration of school readiness funding to the Early Learning Coalition of Miami-Dade/Monroe.
- **Elections Reform / Voter Rights:** *SUPPORT* the recommendations of the Mayor's Election Advisory Group

- Early Voting Sites: *SUPPORT* the expansion of allowable facilities eligible for use as early voting sites.
- Early Voting Days: *SUPPORT* extending the availability of early voting from eight (8) to nine (9) days, so as to include the last Sunday before Election Day
- Ballot Language: *SUPPORT* limiting ballot language for constitutional amendments to a maximum of 15 words for title and 75 words for ballot summary.
- Ballot Canvassing: *SUPPORT* extending the number of days that Supervisors of Elections are permitted to canvass ballots.
- Discontinue “Absentee Ballot” Term: *SUPPORT* discontinuing the term “Absentee Ballot” and replacing it with “Vote by Mail.”

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MIAMI-DADE COUNTY 2013 STATE LEGISLATIVE AGENDA

GUIDING PRINCIPLES

- **Home Rule and Preemption:** *SUPPORT* preservation of local home rule; *OPPOSE* any effort to preempt local authority.
- **State Funding, Cost Shifts and Unfunded Mandates:** *SUPPORT* preservation of existing state funding for County programs; and *OPPOSE* any additional cost shifts or unfunded mandates from the state to the County, and any reductions in County revenue, revenue sharing, or funding from the state. *OPPOSE* any measure that would adversely affect County revenues, including in the area of property taxes.
- **Protect Previous State Funding:** *SUPPORT* efforts to secure the same level of state funding for County programs as last year.
- **Promote Partnerships:** *SUPPORT* partnerships with the state, other counties, municipalities, statewide associations and any other entity that would help to create favorable outcomes for the County.

**Miami-Dade County
2013 State Legislative Agenda**

**Miami-Dade Board of County Commissioners
State Resolutions**

719-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS A JOINT RESOLUTION THAT WOULD PROPOSE A CONSTITUTIONAL AMENDMENT TO PROVIDE LOCAL GOVERNMENTS THE AUTHORITY TO PROVIDE BUSINESSES WITH PROPERTY TAX REDUCTIONS, CREDITS AND OTHER INCENTIVES TO INSTALL VIDEO SURVEILLANCE CAMERAS; FURTHER URGING THE FLORIDA LEGISLATURE TO PROVIDE STATE TAX INCENTIVES TO BUSINESSES TO INSTALL VIDEO SURVEILLANCE CAMERAS

750-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION STRENGTHENING FLORIDA LAW RELATED TO HUMAN TRAFFICKING AND SEX TRAFFICKING CONSISTENT WITH LEGISLATION PASSED EARLIER THIS YEAR BY THE GEORGIA GENERAL ASSEMBLY

938-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT WORKPLACE ANTI-BULLYING LEGISLATION

940-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT LEGISLATION MAKING IT A THIRD-DEGREE FELONY TO RETRIEVE OR RETURN MORE THAN ONE ABSENTEE BALLOT FROM A NON-RELATIVE; ALTERNATIVELY URGING THE LEGISLATURE TO MAKE IT A THIRD DEGREE FELONY TO VIOLATE ANY LOCAL ELECTION LAW

1091-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO EXTEND FLORIDA'S ANTI-BULLYING LAW TO PRIVATE SCHOOLS

1092-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION REQUIRING THAT AN UNEMPLOYED PERSON COMPLETE AN ON-LINE EMPLOYMENT REGISTRATION APPLICATION THROUGH "EMPLOY FLORIDA MARKETPLACE" BEFORE RECEIVING UNEMPLOYMENT COMPENSATION

1094-11: RESOLUTION URGING THE FLORIDA LEGISLATURE TO INCREASE REGULATION OF THE HIRING PRACTICES FOR RESIDENTIAL AND COMMERCIAL PEST CONTROL COMPANIES AND REQUIRE PEST CONTROL COMPANIES TO INCUR NON-WAIVABLE LIABILITY FOR THEFT WHILE PROPERTY IS UNDER THEIR CONTROL, OR, IN THE ALTERNATIVE, TO GRANT LOCAL GOVERNMENTS GREATER ABILITY TO ENACT THEIR OWN REGULATIONS

182-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO AMEND ARTICLE 1, SECTION 2 OF THE FLORIDA CONSTITUTION AND REPEAL THE ALIEN LAND LAW

183-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO ESTABLISH A SCHOOL OF VETERINARY MEDICINE IN MIAMI-DADE COUNTY AND EXPLORE AFFILIATION WITH THE UNIVERSITY OF FLORIDA'S COLLEGE OF VETERINARY MEDICINE

249-12: RESOLUTION SUPPORTING SB 1726 AND HB 1467 OR SIMILAR LEGISLATION THAT WOULD PROHIBIT PUBLIC HIGH SCHOOL STUDENTS FROM LEAVING SCHOOL GROUNDS DURING HIS OR HER DESIGNATED LUNCH PERIOD

322-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO CONVENE HEARINGS RELATED TO THE "STAND YOUR GROUND" LAW AND TO REPEAL THE LAW; SUPPORTING GOVERNOR SCOTT'S TASK FORCE ON CITIZEN SAFETY AND PROTECTION

439-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO REQUIRE ASSISTED LIVING FACILITIES AND COMMUNITY RESIDENTIAL HOMES THAT ARE LOCATED WITHIN AREAS ZONED AS RESIDENTIAL AND THAT SERVE RESIDENTS WITH SUBSTANCE ABUSE DISORDERS OR WITH SEVERE MENTAL ILLNESSES TO IMPLEMENT EFFECTIVE MONITORING AND SECURITY MEASURES TO HELP ENSURE THE SAFETY OF BOTH RESIDENTS OF THE FACILITIES AND OF SURROUNDING RESIDENTIAL NEIGHBORHOODS

443-12: RESOLUTION URGING THE FLORIDA EDUCATION COMMISSIONER TO REVIEW OUT-OF-SCHOOL SUSPENSION IN PUBLIC SCHOOLS

492-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO CONDUCT AN INTERIM STUDY ON HOW LAWS CAN BE STRENGTHENED RELATED TO FALSE, STOLEN AND COUNTERFEIT IDENTITY DOCUMENTS IN AN EFFORT TO COMBAT HUMAN AND SEX TRAFFICKING

493-12: RESOLUTION URGING THE GOVERNOR AND CABINET TO REINSTATE THE AUTOMATIC RESTORATION OF VOTING RIGHTS FOR 5 CITIZENS CONVICTED OF NON-VIOLENT FELONIES WHO HAVE COMPLETED THEIR SENTENCES

495-12: RESOLUTION URGING THE FEDERAL GOVERNMENT, THE UNITED STATES DEPARTMENT OF AGRICULTURE, AND THE UNITED STATES FOOD & DRUG ADMINISTRATION TO BAN THE USE OF "PINK SLIME" IN MEAT PRODUCTS, OR AT THE VERY LEAST, REQUIRE THAT MEAT PRODUCTS CONTAINING "PINK SLIME" INCLUDE LABELS THAT CLEARLY INDICATE THAT THE MEAT CONTAINS THE FILLER; URGING THE FLORIDA LEGISLATURE TO BAN THE USE OF MEAT PRODUCTS CONTAINING "PINK SLIME" IN FOOD THAT THE STATE OF FLORIDA PREPARES OR SERVES; URGING THE OTHER COUNTIES IN THE STATE OF FLORIDA

26

TO BAN THE USE OF MEAT PRODUCTS CONTAINING "PINK SLIME" IN FOOD THAT THE COUNTY PREPARES OR SERVES

503-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO REPEAL THE STATE PREEMPTION OF LOCAL GOVERNMENTS' ABILITY TO ADDRESS ABANDONED SHOPPING CARTS

520-12: RESOLUTION URGING CONGRESS TO PROHIBIT PACKAGING OF TOBACCO PRODUCTS THAT RESEMBLES CANDY, MINTS AND BREATH STRIPS THAT APPEAR TO BE DESIGNED TO ENTICE AND ENCOURAGE YOUTHS TO USE TOBACCO; FURTHER URGING THE FLORIDA LEGISLATURE TO PROHIBIT SUCH PRODUCT PACKAGING

521-12: RESOLUTION OPPOSING A PROPOSAL BY CITIZENS PROPERTY INSURANCE CORPORATION TO INCREASE PROPERTY INSURANCE RATES FOR NEW POLICIES BY MORE THAN THE 10 PERCENT ANNUAL CAP SET IN STATUTE; URGING THE FLORIDA OFFICE OF INSURANCE REGULATION NOT TO APPROVE CITIZENS' RATE CHANGE REQUEST RELATED TO THIS PROPOSAL; FURTHER URGING THE FLORIDA LEGISLATURE TO TAKE WHATEVER STEPS ARE AVAILABLE TO ENSURE THAT CITIZENS ADHERES TO THE LEGISLATURE'S INTENT IN CAPPING CITIZENS' RATE INCREASES AT 10 PERCENT PER YEAR

523-12: RESOLUTION URGING THE FLORIDA LEGISLATURE AND GOVERNOR RICK SCOTT TO CONTINUE FUNDING THE CENTRAL ACCESS CUSTOMER SERVICE CENTER OF THE FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES LOCATED AT 1490 NORTHWEST 27 AVENUE, MIAMI, FLORIDA

615-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT LIMITED AMNESTY FROM PENALTIES AND INTEREST TO ENCOURAGE TAXPAYERS WHO IMPROPERLY RECEIVED HOMESTEAD EXEMPTIONS TO COME FORWARD, PAY PAST TAXES, AND HAVE THEIR PROPERTIES PROPERLY PLACED ON THE TAX ROLL FOR FUTURE TAX YEARS

616-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO REINSTATE A UNIVERSAL MOTORCYCLE HELMET LAW

619-12: RESOLUTION URGING THE GOVERNOR AND THE STATE BOARD OF EDUCATION TO ADOPT AND IMPLEMENT THE RECOMMENDATIONS OF THE EDUCATION COMMISSIONER'S TASK FORCE ON INCLUSION AND ACCOUNTABILITY RELATED TO ENGLISH LANGUAGE LEARNERS AND STUDENTS WITH DISABILITIES

663-12: RESOLUTION CODESIGNATING SW 152 STREET FROM SW 117 AVENUE TO SW 137 AVENUE AS "REVEREND JOHN A. FERGUSON STREET"; URGING THE FLORIDA LEGISLATURE TO CODESIGNATE SW 152 STREET FROM SW 99 COURT TO SW 117 AVENUE AS "REVEREND JOHN A. FERGUSON STREET"

723-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO BAN TEXTING WHILE DRIVING

724-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO SIMPLIFY THE CURRENT CIVIL PENALTY PROCEDURES FOR TOLL VIOLATIONS; URGING THE FLORIDA LEGISLATURE TO AUTHORIZE THE FLORIDA DEPARTMENT OF TRANSPORTATION, THE FLORIDA DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES AND EXPRESSWAY AUTHORITIES TO USE ALL AVAILABLE MEANS FOR TRANSMITTING TOLL INVOICES AND TOLL VIOLATIONS; URGING SUCH ENTITIES TO BETTER EDUCATE THE PUBLIC ABOUT THE IMPORTANCE OF KEEPING ADDRESS INFORMATION CURRENT RELATED TO SUNPASS, TOLL-BY-PLATE AND TOLL VIOLATIONS

~~725-12: RESOLUTION URGING THE FLORIDA DEPARTMENT OF TRANSPORTATION TO WORK COOPERATIVELY WITH LOCAL GOVERNMENTS WHEN INSTALLING BICYCLE LANES ON STATE ROADS; URGING THE FLORIDA LEGISLATURE TO AMEND APPLICABLE STATUTES TO REQUIRE SUCH COOPERATION AND PROVIDE GREATER FLEXIBILITY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION RELATED TO BICYCLE LANES~~

729-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO EXEMPT FROM PUBLIC RECORDS DISCLOSURE ABSENTEE BALLOT REQUESTS AND PERSONAL INFORMATION INCLUDED ON SUCH REQUESTS

730-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO REINSTATE "FOR CAUSE" REQUIREMENTS FOR THE USE OF ABSENTEE BALLOTS TO RESTORE INTEGRITY TO THE ABSENTEE BALLOT PROCESS

741-12: RESOLUTION URGING THE GOVERNOR AND SECRETARY OF STATE TO APPLY FLORIDA EARLY VOTING UNIFORMLY ACROSS THE STATE AND RETURN EARLY VOTING TO THE FULL POSSIBLE 14 DAYS IN PLACE BEFORE THE PASSAGE OF HB 1355 INCLUDING THE SUNDAY BEFORE ELECTION DAY

823-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO RESTORE SCHOOL READINESS FUNDING TO THE EARLY LEARNING COALITION OF MIAMI-DADE/MONROE THAT RECENTLY HAS BEEN REDUCED AS A RESULT OF A NEW STATEWIDE FUNDING FORMULA; IDENTIFYING THIS ISSUE AS A CRITICAL COUNTY PRIORITY FOR THE 2013 SESSION

824-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION REINSTATING LANGUAGE PROHIBITING CERTAIN MUNICIPAL WATER AND SEWER UTILITIES FROM IMPOSING A SURCHARGE ON CONSUMERS LOCATED OUTSIDE THE CITY AS "TAXATION WITHOUT REPRESENTATION"

825-12: RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT COMPREHENSIVE LEGISLATION DURING THE 2013 SESSION TO PROTECT THE ELDERLY AND OTHER VULNERABLE POPULATIONS THAT RESIDE IN ASSISTED LIVING FACILITIES, FURTHER URGING FLORIDA'S GOVERNOR AND APPLICABLE STATE AGENCIES TO TAKE ALL REGULATORY AND ENFORCEMENT ACTIONS NECESSARY TO ENSURE THE HEALTH AND SAFETY OF RESIDENTS OF ASSISTED LIVING FACILITIES

827-12: RESOLUTION URGING CONGRESS, THE FLORIDA LEGISLATURE, THE FLORIDA SECRETARY OF STATE AND OTHER APPLICABLE FEDERAL AND STATE AGENCIES TO PROVIDE FUNDING FOR THE RESTORATION OF NAVAL AIR STATION RICHMOND BUILDING NO. 25 AS THE MIAMI MILITARY MUSEUM

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**MIAMI-DADE COUNTY
2013 STATE LEGISLATIVE AGENDA**

DEPARTMENTAL REQUESTS

Animal Services

- **Animal Control and Cruelty Violation Surcharge:** *SUPPORT* legislation which would expand the use of proceeds generated from the \$5 surcharge fee on civil violations to fund other operating expenses, in addition to animal control training programs.

Aviation

- **Funding of Capital Projects:** *SUPPORT* full funding of aviation capital projects included in the Florida Department of Transportation's FY 2013-2014 Work Program and *OPPOSE* any efforts that will result in reduction of funding to the program.
- **Sales Tax Exemptions:** *MONITOR* legislation that would repeal the sales tax exemptions on aircraft sales and services.
- **Pilot Programs:** *SUPPORT* funding for enhancement of security and safety, particularly through pilot programs.
- **Telecom Legislation:** *MONITOR* any telecommunications legislation or rules that would negatively impact the Aviation department.

Community Action and Human Services

- **Elderly High-Risk Nutritional Meals Program:** *SUPPORT* reauthorizations of the Older American Acts and increased funding to provide supplemental nutritional meals to elderly residents 60 years and over.
- **In-Home Support Services:** *SUPPORT* in-home support services to 100-125 new frail elderly in lieu of nursing home placement.
- **Early Learning Coalition:** *SUPPORT* restoration of School Readiness funding to the Early Learning Coalition of Miami-Dade County.
- **School Readiness Funding:** *SUPPORT* an "equity funding formula" by the Office of Early Learning to restore an overall slated reduction of funding.

Corrections

- **Lewd or Lascivious Behavior:** *SUPPORT* legislation that would expand the third degree felony currently in place for lewd or lascivious behavior in state or private jails to county detention centers and jails.
- **Cellular Phones as Contraband:** *SUPPORT* legislation that would include cellular phones in the statute that defines contraband.

- **Limited Arrest Authority:** *SUPPORT* legislation that allows correctional officers limited arrest authority within detention facilities.
- **Department of Corrections Certification:** *OPPOSE* legislation that would require county detention facilities to receive periodic state certification from the Department of Corrections.

Cultural Affairs

- **Cultural Affairs Grants:** *SUPPORT* an increase to the statewide budget allocation for cultural affairs grants.

Elections

- **Early Voting:** *SUPPORT* legislation that would allow for the expansion of allowable facilities that can be used as early voting sites.
- **Early Voting Days:** *SUPPORT* legislation extending the availability of early voting from eight (8) to nine (9) days, so as to include the last Sunday before Election Day.
- **Limit on Word Count on Constitutional Amendments:** *SUPPORT* legislation limiting ballot language for constitutional amendments to a maximum of 15 words for title and 75 words for ballot summary.
- **Expand Number of Days to Canvas:** *SUPPORT* legislation extending the number of days that Supervisors of Elections are permitted to canvass ballots.
- **Discontinue "Absentee Ballot" Term:** *SUPPORT* legislation discontinuing the term "Absentee Ballot" and replacing it with "Vote by Mail."
- **Community Development District:** *SUPPORT* legislation that would allow for Community Development District elections to be conducted via mail ballot.
- **Removal of Committeeman/Committeewoman from Ballot:** *SUPPORT* legislation that would remove the partisan Executive Committeeman and Committeewoman races from the Primary Election ballot during a presidential year.

Homeless Trust

- **Crisis Outplacement Beds:** *SUPPORT* funding to continue the Crisis Outplacement Bed Project to assist homeless individuals served by the Eleventh Judicial Circuit Criminal Mental Health Project's Jail Diversion Program.
- **Gap Funding:** *SUPPORT* funding to continue the Gap Funding Project to assist homeless individuals served by the Eleventh Judicial Circuit Criminal Mental Health Project's Jail Diversion Program.

Library

- **State Aid to Public Libraries:** *SUPPORT* statewide funding request in the amount of \$21,000,000 for the State Aid to Libraries program.

Office of Countywide Healthcare Planning

- **Miami-Dade Premium Assistance Program:** *SUPPORT* funding under the Low Income Pool program for the Miami-Dade Health Insurance Assistance Program.
- **Center for Health Insurance Education and Primary Care Access:** *SUPPORT* funding for health navigators and the establishment of the Center for Health Insurance Education and Primary Care Access which will include a university collaborative institute for educational strategies.
- **Liberty City Clinic Capital Construction:** *SUPPORT* continued funding to construct phase II of the new clinic in the area of Liberty City.
- **Miami-Health Department Main Complex Capital Project:** *SUPPORT* funding for the completion of a combined parking garage and office tower located at the Miami-Health Department Main Complex Capital Project.

Parks, Recreation and Open Spaces

- **Florida Recreation Development Assistance Program:** *SUPPORT* full funding of the Florida Recreation Development Assistance Program.
- **Florida Institute of Conservation and Research:** *SUPPORT* legislation to designate the Conservation and Research Department at Zoo Miami as the Florida Institute of Conservation and Research.

PortMiami

- **Deep Dredge:** *SUPPORT* efforts to maintain the funding allocated for the deep dredge project.
- **Florida Ports Council:** *SUPPORT* the Florida Ports Council's legislative agenda.
- **Transportation Intermodal Issues:** *MONITOR* legislation involving transportation intermodal issues, including the strategic intermodal system.
- **Perishables Protocol:** *SUPPORT* a partnership with the Department of Agriculture to develop new protocols that would allow for the importation of certain fruits and vegetables through PortMiami

Public Housing and Community Development

- **45 Day Rule:** *SUPPORT* legislation that would exempt public housing agencies from Florida Statute 83.56(5), allowing them to comply with eviction processes outlined in federal regulations.

- **Homeowners Associations:** *SUPPORT* legislation that would exempt public housing agencies and the tenants they serve from Florida Statute 718.116(11), 720.3085(8), and 719.108(10), or, in the alternative, require as a condition the homeowners or condo associations to enter into a Housing Assistance Payment (HAP) Contract with the public housing agency following a request by the owner to assign the HAP to the association.
- **State Housing Initiative Partnership:** *SUPPORT* preservation of the State Housing Initiative Partnership (SHIP), and maintenance or increase in current levels of funding.

Public Works and Waste Management

- **Net Metering:** *SUPPORT* legislation allowing local governments that own waste-to-energy (WTE) facilities to use the power they export to offset electricity they purchase from electrical utilities.
- **Renewable Energy:** *SUPPORT* the department's efforts to preserve waste-to-energy's inclusion in applicable definitions of "renewable energy" and "green energy" and to provide incentives and other support for the product of such renewable energy.
- **Environmental Control:** *MONITOR* activity on legislation that would make changes to previously established legislation providing incremental recycling goals for counties.
- **Solid Waste Grant Program:** *SUPPORT* legislation which would provide for equitable treatment of counties for funding of state solid waste grant programs in counties of over 100,000 residents.
- **Advance Traffic Management Systems:** *SUPPORT* funding to complete implementation and system enhancements to the advanced traffic management systems.

Regulatory and Economic Resources

Agriculture

- *SUPPORT* funding, programs, legislation and assistance to increase viability of our local agricultural industry and mitigate any effects of invasive pests, diseases, freezes, flooding, windstorm, and other potential damages to our said industry.

Business Affairs

- **Preemption of Local Towing, Moving, Locksmith, Motor Vehicle Repair, For-Hire Transportation and Ambulance Regulations:** *OPPOSE* any legislation that would preempt local control in the areas of towing, moving, locksmith, motor vehicle repair, for-hire transportation and ambulance regulations to the state.
- **State of Florida Film Production Tax Incentive Changes:** *SUPPORT* legislation that would raise or remove the cap on the amount of incentives allotted to high-impact television.

- **National Criminal Background Checks:** *SUPPORT* legislation that would allow Miami-Dade County to conduct a national criminal background check on all for-hire chauffeurs.
- **Local Regulation of Tour Guides:** *SUPPORT* legislation that would remove preemption to the state which currently exists on local regulation of tour guides.

Environmental Protection

- **Beach Erosion Funding:** *SUPPORT* the maintenance of a dedicated funding source for statewide beach erosion control activities, with a specific request for the Bakers Haulover Inlet Sand Bypassing and Jetty Modification.
- **Inland Protection Trust Fund:** *SUPPORT* full funding from the Inland Protection Trust Fund (IPTF) for the Florida Petroleum Cleanup Program to remediate contaminated sites.
- **Title V:** *SUPPORT* full funding from the Florida Department of Environmental Protection (FDEP) Air Pollution Control Trust Fund to approved Local Agency Air Pollution Control Programs for the Title V Program.
- **Contamination of Water Wells:** *SUPPORT* sufficient funding to investigate contamination of private drinking water wells and to respond to contamination, in areas including, but not limited to the following areas:

Area of Investigation	North Boundary	South Boundary	West Boundary	East Boundary
Fuchs Park	SW 81 Street	SW 88 Street	SW 67 Ave	SW 60 Ave
Palmetto Bay	SW 146 Street	SW 148 Street	SW 87 Place	SW 87 Court
Sunset Area	SW 72 Street	SW 80 Street	SW 83 Court	SW 78 Court
Pinecrest Area 1	SW 88 Street	SW 92 Street	SW 62 Court	SW 61 Court
Pinecrest Area 2	SW 92 Street	SW 95 Street	SW 72 Ave	SW 70 Ave
Caribbean Estate North	SW 132 Street	SW 136 Street	SW 99 Place	SW 99 Court
Caribbean Estate South	SW 136 Street	SW 140 Street	SW 100 Ave	SW 97 Ave
Continental Park	SW 94 Street	SW 100 Street	SW 85 Ave	SW 79 Ave
Continental Park West	SW 96 Street	SW 100 Street	SW 92 Ave	SW 87 Court

- **Florida Forever:** *SUPPORT* full funding of the Florida Forever program.

Permitting

- **Product Approval Procedures:** *SUPPORT* legislative provisions on the development of product approval revocation procedures and the selection of a single energy code and *OPPOSE* legislative actions removing F.S. 120 process from non-substantial corrections needed to process product approval and/or Florida Building Code related matters.
- **Civil Citations:** *SUPPORT* legislation that would allow local authority to issue civil citations to construction contractors.

- **Marketable Record Titles to Real Property:** *SUPPORT* legislation that would clarify that county covenants do not expire after 30 years.

Tax Collector

- **Exemption Violation Liens:** *SUPPORT* legislation that would permit tax certificates to be sold in order to recover taxes, interest and penalties unlawfully received by property owners receiving an exemption that they were not entitled to receive.
- **Central Issuance of Tags and Registrations:** *OPPOSE* legislative action that would implement any form of central issuance for tags and registrations.

Transit

- **Formula Grants:** *SUPPORT* current funding levels and formula distribution for the State Public Transit Block Grant.
- **Toll Revenue Credits:** *SUPPORT* efforts to urge the Florida Department of Transportation to continue allocating to Miami-Dade Transit toll revenue credits that can be used as a local match for federal grants.

Water and Sewer

- **Ocean Outfalls:** *SUPPORT* amending previously passed ocean outfall legislation to provide more flexible compliance options and to reduce compliance costs by \$1 billion or more while still meeting the intent of the legislation.



Legislative Priorities

FY 2012-13

- ADVOCATE for the transition of Jackson Health System from solely using the Low Income Pool (LIP) program to also incorporate a Certified Public Expenditure (CPE) model.
- ADVOCATE for increased Medicaid provider reimbursement rates for Jackson Health System and specifically Holtz Children's Hospital as a high-volume provider disproportionately impacted by charity-care demands and historic Medicaid rate reductions.
- ADVOCATE for additional funding for graduate medical education (GME) slots ensuring that Florida's medical students have in-state residency opportunities and protecting against the loss of next-generation doctors to other states.
- ENGAGE stakeholders and government officials to ensure a beneficial result for Jackson Health System's operations, finances and other resources in an evolving environment of Medicaid managed care and in relation to the implementation of the Affordable Care Act.
 - ENSURE that Jackson Health System's interests are protected during the implementation of diagnosis-related groups (DRG) funding models in Medicaid.
- MODIFY existing law to allow office space controlled by the Public Health Trust to be leased to physicians through negotiation (approved by Financial Recovery Board (FRB) Strategy and Growth Committee on November 15, 2012, pending final FRB approval on November 26, 2012).

RESOLUTION NO. PHT 10/12 – 082

RESOLUTION APPROVING THE PUBLIC HEALTH TRUST'S STATE LEGISLATIVE PRIORITIES FOR THE 2013 LEGISLATIVE SESSION OF THE FLORIDA LEGISLATURE AND DIRECTING THE PRESIDENT, OR HIS DESIGNEE TO SUBMIT THE LEGISLATIVE PRIORITIES TO MIAMI-DADE COUNTY, THROUGH THE OFFICE OF INTERGOVERNMENTAL AFFAIRS, FOR INCLUSION IN THE COUNTY'S PROPOSED 2013 STATE LEGISLATIVE PACKAGE

(Nathan Ray, Corporate Director, Governmental Relations)

WHEREAS, the Public Health Trust (the "Trust") recognizes the need to establish its State legislative priorities for the 2013 legislative session of the Florida Legislature; and

WHEREAS, upon adoption, the Trust is required to submit its State legislative priorities to Miami-Dade County, through the Office of Intergovernmental Affairs, for inclusion in the County's Proposed 2013 State Legislative Package; and

WHEREAS, the list of the Trust's State Legislative Priorities for the 2013 legislative session of the Florida Legislature is attached hereto and made a part hereof and requires approval of the Financial Recovery Board; and

WHEREAS, the President and Chief Executive Officer recommends approval of the priorities and of submission to the County.

NOW, THEREFORE, BE IT RESOLVED BY THE FINANCIAL RECOVERY BOARD OF THE PUBLIC HEALTH TRUST OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves the Public Health Trust's State Legislative Priorities for the 2013 legislative session of the Florida Legislature, which is attached hereto and made a part hereof, and declares it to be an official action of the Public Health Trust, and provided further that the President, or his designee, is directed to submit the State legislative priorities to Miami-Dade County, through the Office of Intergovernmental Affairs, for inclusion in the County's Proposed 2013 State Legislative Package.

-Page 2-


The foregoing resolution was offered by Mr. Nuell and the motion was seconded by Mr. del Cueto as follows:

Joe Arriola	Absent
Michael Bileca	Aye
Joaquin del Cueto	Aye
Mojdeh L. Khaghan	Aye
Marcos Jose Lapciuc	Absent
Stephen S. Nuell	Aye
Darryl K. Sharpton	Aye

The Chairperson thereupon declared the resolution duly passed and adopted this 29th day of October 2012.

PUBLIC HEALTH TRUST OF MIAMI-DADE COUNTY, FLORIDA

BY: _____


Joaquin del Cueto, Secretary

Approve by the County Attorney as to form
and legal sufficiency _____