



MEMORANDUM
Audrey Edmonson
Chairwoman
BOARD OF COUNTY COMMISSIONERS

To: Honorable Carlos A. Gimenez, Mayor
Honorable Rebeca Sosa, Vice Chair and
Members, Board of County Commissioners

Date: October 1, 2020

Cc: Melissa Adames, Director, Clerk of the Board

From: Audrey Edmonson, Chairwoman

Re: 2020 Florida Legislature
End-of Session Report

This legislative session, the legislature passed a state budget totaling approximately \$93.2 billion, an increase from last year's \$91 billion budget. Upon review, the Governor vetoed over \$1 billion, leaving the approved state budget at \$92.2 billion. The Governor's drastic action was considering the COVID-19 pandemic, which hit Florida towards the end of the legislative session.

The Governor signed the last presented bills on September 18, 2020.

The information compiled was provided by Miami-Dade's County Attorney's Office, the Office of Intergovernmental Affairs, and the contract lobbyists.

The sections are broken down as follows: Section A addresses Miami-Dade County Priorities as set by the Board of County Commissioners and other issues of significance; Sections B through I address issues in various policy areas.

A. Miami-Dade Priorities & Other Key Issues

1. **Conference Report on the General Appropriations Act -APPROVED-**The House and Senate passed the Conference Report on HB 5001, which is the state fiscal year 2020-21 budget.

Priorities and Key Funding:

- **Coronavirus Disease 2019 (COVID-19) Response -APPROVED-**

\$60.6 million statewide was approved. This amount includes \$52.4 million in the current state fiscal year 2019-20 for the state response to the Coronavirus outbreak to include additional epidemiology staff, enhanced surveillance systems, and medical protective equipment; and \$8.2 million in funds for other disease response to include the purchase of vaccines and early identification functions.

The 2020 session was just ending as COVID-19 came to the forefront. The \$60.6 million funding does not include \$4.6 billion allocated to Florida for state stabilization funds through the federal CARES Act that Congress passed after the Legislature's 2020 session has ended, and that will likely be formally appropriated at a later date, but that the Governor is currently spending under his emergency powers.

- **Operation Blue and Brown -NOT FUNDED- \$500K**

This was the subject of Resolution No. R-66-20.

- **Elder Affairs/Meals -APPROVED- \$7.1M** in non-recurring countywide funds includes the following:

- Hialeah Gardens Elder Meals Program - \$292K
- Hialeah Elder Meals Program - \$1.65M
- City of Sweetwater Elderly Activities Center -\$418K
- City of Miami Springs Senior Center /Meals - \$186K
- North Miami Foundation for Seniors Citizens-\$150K
- New Horizons Better Being Senior Program - \$450K
- Little Havana Activities & Nutritional Centers of Dade County -\$342K
- Congregate & Homebound Meals for At-Risk Elderly (Allapattah)- \$362K
- Elder At-Risk Meals (Marta Flores)- \$624K
- West Miami Community Center -\$69K

- **Sadowski Act Affordable Housing/State Housing Initiative Program (SHIP) - PARTIALLY APPROVED** - The Governor vetoed \$225 million for the state housing initiatives partnership (SHIP) program out of the total \$370 million in statewide funding for the Sadowski affordable housing trust fund. The Governor indicated that the SHIP funding veto was offset by \$250 million in CARES Act funding that the Governor announced last week that would be made available for rental and mortgage assistance to persons impacted by COVID-19.

The Governor had included in his budget proposal, and the Legislature had included in the budget itself, full funding for affordable housing programs through the Sadowski affordable housing trust fund, with no diversion of funds to the state's general revenue fund to use for other purposes. This was the first time in

over a decade that the House and Senate had not diverted all or some part of the Sadowski affordable housing trust fund.

Fully funding of the Sadowski affordable housing trust fund would have resulted in a total of \$370 million for affordable housing during state fiscal year 2020-2021. While \$225 million in SHIP funding was vetoed, funding for these two affordable housing programs were signed into law:

- \$115 million for Florida Housing Finance Corporation affordable housing programs; and
- \$30 million for the hurricane housing recovery program.

This is the subject of Resolution No. R-1101-19 (Critical Priority)

2. **Commercial Airports -APPROVED-** HB 915 by Representative Bryan Avila (R – Hialeah) was signed by the Governor and is effective October 1, 2020.

The final version of HB 915 does not include a provision preserving small business and local preference programs that appeared in the Senate companion bill, SB 1258 by Senator Manny Diaz (R – Hialeah Gardens).

Among other provisions, HB 915 requires all contracts executed by or on behalf of a commercial service airport in excess of \$325,000 to be approved, awarded, or ratified by the governing body as a separate line item on the meeting agenda after a reasonable opportunity for public comment. Such contracts may not be approved as part of a consent agenda.

HB 915 also requires commercial service airports to use the state procurement process in chapter 287, Florida Statutes, for the purchase of commodities or contractual services that exceed \$65,000. Such purchases may not be made without receiving competitive sealed bids, proposals, or replies, unless an exception applies or an immediate danger to the public health, safety, or welfare, or other substantial loss to the airport requires emergency action.

This was the subject of Resolution No. R-281-19 (County Priority).

3. **Public Records Exemption/Public Meetings/911, E911 Communication Systems - APPROVED-** SB 1060 by Senator Perry Thurston, Jr. (D – Fort Lauderdale) was signed by the Governor and is effective immediately.

SB1060 makes confidential and exempt from public records disclosure certain information including plans and maps relating to 911, E911, and public safety radio communication structures or facilities. Any portion of a meeting that would reveal the confidential and exempt information is made exempt from the public meeting requirements

4. **Tax Package -APPROVED-** HB 7097 is the tax package, a committee bill by the House Ways and Means Committee chaired by Representative Bryan Avila (R – Hialeah). HB 7097 was signed by the Governor and is effective date July 1, 2020, although certain provisions have a different effective date.

Earlier in the session, HB 7097 included a sunset of the transit half penny on December 31, 2049 and the redirection of tourist taxes from the Greater Miami Convention and Visitors Bureau to cities and the county for water quality and environmental improvements. These provisions were removed on the Senate floor, and the final version of HB 7097 does not include them. The final version of HB 7097 also does not include language relating to condominium association legal challenges to tax assessments.

The following provisions are included in the final version of HB 7097:

1. Preemption of energy efficient government building tax incentive sharing/section 179D;
2. Extension of affordable housing property tax exemption to vacant units; tenants above income thresholds; LLCs;
3. States of emergency/postponement of budget hearings/property tax notices;
4. Prohibition on additional information/items in Notice of Proposed Property Taxes (TRIM notice);
5. 3-Day back-to-school sales tax holiday; and
6. Disaster preparedness sales tax holiday.

B. Education, Library, Cultural Affairs and Parks & Recreation

5. **State Aid to Libraries** -APPROVED- \$14.3M statewide formula funding for local libraries.
 - \$2M in grants to library cooperatives -VETOED
 - \$1M in library construction grants - VETOED
6. **Cultural and Museum Grants** -APPROVED- \$15.6M in statewide grant funds of which, \$4.5M are countywide funds, which include:
 - **Miami-Dade County** - \$50K
 - **Miami Military Museum** - APPROVED- \$1M
 - **Zoo Miami Foundation** - \$47K
7. **Deering Estate Field Research Center Phase 2** -VETOED- \$600K
This was the subject of Resolution No. R-1264-19.
8. **Cutler Bay Wetland Restoration Project** -VETOED- \$100K
This was the subject of Resolution No. R-1095-19.
9. **Zoo Miami/Expansion/Renovation of Animal Hospital** -VETOED- \$200K
10. **Historic Preservation Grants** -APPROVED- \$225K in countywide funds

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11. Historic Preservation Properties Restoration – APPROVED- \$1.1M, which includes:

- **Miami Marine Stadium** - \$500K
- **Bay of Pigs Museum** – VETOED- \$1.5M
- **Camp Matecumbe -Pedro Pan Hall** – VETOED - \$250K

This was the subject of Resolution No. R-67-20.

12. Underline Multi-Use Trail -VETOED- \$1.5M

13. School and Instructional Enhancements – APPROVED- \$13M in non-recurring countywide funds, which includes:

- **Miami-Dade County Fair Foundation -STEAM innovation Center-VETOED** - \$300K
- **Safer,Smarter,Schools** - \$2M
- **SEED school of Miami** - \$ 8.7M

14. College Athlete Compensation/Rights -APPROVED- SB 646 by Senator Debbie Mayfield (R – Melbourne) was signed by the Governor and is effective July 1, 2021.

SB 646 provides rights for intercollegiate athletes and imposes corresponding responsibilities for postsecondary educational institutions relating to compensation of an intercollegiate athlete's name, image, or likeness.

This was the subject of Resolution No. R-1269-19

C. Transportation, Tourism & Economic Development Issues

15. Economic Development/CareerSource/Local Workforce Development Boards/Florida Development Finance Corporation -APPROVED- SB 426 by Senator Bill Montford (D – Quincy) was signed by the Governor and is effective July 1, 2020.

SB 426 clarifies the powers, duties and responsibilities of CareerSource, the CareerSource board of directors, and the Florida Department of Economic Opportunity (DEO).

SB 426 requires DEO to establish annual performance standards and develop a detailed report of the performance of the Florida Development Finance Corporation (FDFC). The bill increases the membership of the FDFC board from five to seven, adding the executive director of DEO as chair and the director of the Division of Bond Finance. The bill also authorizes the chief elected official of a local workforce development board to remove, for cause, a member of the local board, the executive director of the local board, or the designated person responsible for the operational and administrative functions of the local board.

16. Visit Florida -APPROVED- \$50M

- 17. Motor Vehicle Rentals/Peer-to-Peer Vehicle Sharing/Turo/Rental Car Surcharge - DIED-** HB 723 by Representative Jason Fischer (R – Jacksonville) died on the House floor when the bill was never taken up.

HB 723 would have established statutory requirements for peer-to-peer car-sharing, including liability and insurance obligations among participants to a car-sharing agreement.

The Senate companion bill, SB 478 by Senator Keith Perry (R – Gainesville), was temporarily postponed twice in the Senate Banking and Insurance Committee and the committee never returned to the bill. SB 478 included the provisions in HB 723, and also would have extended the current \$2 surcharge on the lease or rental of a motor vehicle applies to peer-to-peer car-sharing programs.

This was the subject of Resolution No. R-1106-19.

- 18. State Road Designations/Dixie Highway/Harriet Tubman Highway/Rosa Maria Plasencia Way -APPROVED-** SB 78 by Senator Doug Broxson (R – Pensacola) was signed by the Governor and is effective July 1, 2020.

SB 78 creates various road and bridge codesignations throughout the state. Relating to the renaming of South and West Dixie Highway in Miami-Dade County, SB 78:

- Codesignates that portion of South Dixie Highway/U.S. 1/S.R. 5 between the Monroe County line and S.R. 9A/I-95 Northbound as “Harriet Tubman Highway/U.S. 1/S.R. 5”;
- Codesignates that portion of West Dixie Highway/S.R. 909 between N.E. 119th Street and N.E. 163rd Street as “Harriet Tubman Highway/State Road 909”; and
- Directs the Florida Department of Transportation (FDOT) to examine the feasibility and impact to rename South and West Dixie Highways as “Harriet Tubman Highway,” including the impact and method to (i) change and update the E911 system, (ii) meet any United States Postal Service requirements, and (iii) address the financial impact to businesses and residents. FDOT is required to provide a report of its findings to the Senate President and House Speaker by October 1, 2020.

In addition, SB 78 includes the following road codesignations in Miami-Dade County:

- State Road 90/S.W. 8th Street between S.W. 12th Avenue and S.W. 14th Avenue as “Rosa Maria Plasencia Way”;
- U.S. 41/S.W. 8th Street between S.W. 82nd Avenue and S.R. 973/87th Avenue as “Manuel H. ‘Manny’ Piedra Memorial Highway”;
- I-95 between the Florida state line in Nassau County and S.W. 32nd Road in Miami-Dade County as the “Purple Heart Memorial Highway.”

This is the subject of Resolution No. R-168-20 and Resolution No. R-1100-19.

- 19. Electric Bicycles/Regulation/Multiuse Paths -APPROVED-** HB 971 by Representative Michael Grant (R – Port Charlotte) was signed by the Governor and is effective July 1, 2020.

HB 971 removes motorized or electric bicycles (e-bikes) from the definition of “bicycle”, creates regulations governing the operation of e-bikes and provides that e-bikes and e-bike operators must be afforded all the rights and privileges, and be subject to all of the duties, of bicycles and bicycle operators.

HB 971 authorizes e-bikes to operate where bicycles are allowed, including, but not limited to, streets, highways, roadways, shoulders, bicycle lanes, and bicycle and multiuse paths. However, local governments may regulate the operation of e-bikes on streets, highways, sidewalks, and sidewalk areas, and local governments and state agencies with jurisdiction over bicycle paths, multiuse paths, and trail networks may restrict or prohibit the operation of e-bikes on such paths and networks.

20. **Government Sponsored Recreation Programs -DIED-** HB 83 by Representative Nicholas Duran (D- Miami) and SB 668 by Senator Lauren Book (D- Plantation) would have provided an exemption for certain government sponsored recreational programs from certain child care requirements. However, these bills did not make it through their referenced committees.
21. **Smart Plan Rapid Transit -APPROVED-** \$26.8M (Intermodal Development Grants)
22. **Miami Dade Transit Palmetto Intermodal Terminal - APPROVED-** \$1.8M (intermodal Development Grants)
23. **Port of Miami -APPROVED-** \$6.5M (seaport grants)
24. **Port of Miami Tunnel - APPROVED-** \$44.2M (Intrastate Highway Construction Grants)
25. **Miami-Dade TPO -APPROVED-** \$3.7M (Metro Planning and Transportation Planning Grants)
26. **South FL. Commuter Services in Miami Dade -Dynamic Envelopes -APPROVED-** \$1.4M (Public Transit Development Grants)
27. **Miami-Dade Pedestrian & Bicycle Safety -APPROVED-** \$1M
28. **Miami-Dade Transit and Public Works -APPROVED-** \$134M (Public Transit/Development Grants), which includes the following:
 - **Miami-Dade Transit -State Transit Block Grant - \$22M**
 - **Miami-Dade County TPO Metro Planning -\$1.5M**
 - **Miami-Dade DTPW I-75 Express Bus Service- \$1M**
29. **South Dade Transitway Service Improvement Project – APPROVED - \$4.8M**
30. **Miami International Agriculture, Horse and Cattle Show -VETOED-** \$99K
This was the subject of Resolution No. R-1161-19.
31. **Miami International Airport -APPROVED-** \$19.7M - Aviation Development Grants.

32. Miami Opa-Locka Executive Airport -VETOED- \$1M

33. Biscayne Trail -APPROVED- \$1.8M - (Segment D - SW 328 St/SW 117 Ave)

D. Public Safety, Regulatory, Animal Services & Procurement

34. Conditions of Employment/Preemption -DIED- HB 305 by Representative Bob Rommel (R – Naples) died in the House Commerce Committee when the committee did not consider the bill.

HB 305 would have expanded the state preemption of local governments regulating wages and conditions of employment to include:

- Preemployment screenings;
- Job classification determinations;
- Job responsibilities;
- Hours of work; and
- Schedules and schedule changes.

HB 305 would have preserved the current exception to the preemption for local government employees and contractors, allowing local governments to continue to regulate wages and employment conditions for their own employees and contractors. HB 305 was targeted at prohibiting local governments from imposing predictive scheduling requirements, but the bill's preemption was significantly broader.

The Senate companion bill, SB 1126 by Senator Joe Gruters (R – Sarasota), did not receive a committee hearing.

This is the subject of Resolution No. R-162-20.

35. Humane Society of Greater Miami - New Quarantine/Intake Building - VETOED- \$300K

36. Keep Our Graduates Working Act/Licenses/Student Loans/Healthcare Practitioners -APPROVED- HB 115 by Representative Nicholas Duran (D – Miami) was signed by the Governor and is effective July 1, 2020.

HB 115 removes authority for the state to take disciplinary action against a healthcare practitioner who defaults on a student loan or who fails to comply with the terms of a service scholarship. The effect of HB 115 is that such healthcare practitioners may not have their licenses suspended or revoked by the Florida Department of Health solely because of a student loan default or failure to complete service scholarship obligations.

37. Procurement/Continuing Contracts/CCNA -APPROVED- HB 441 by Representative Nick DiCeglie (R – Largo) was signed by the Governor and is effective July 1, 2020.

HB 441 amends the Consultants' Competitive Negotiation Act (CCNA) related to architects, engineers and other professionals to increase the maximum limit for continuing contracts from an estimated per-project construction cost from \$2 million to \$4 million. The bill also increases the maximum limit for procuring a study using a continuing contract

from \$200,000 per study to \$500,000. HB 441 is likely to have a positive impact on Miami-Dade County and other local governments.

38. Public Construction/Retainage Limits/Preemption -APPROVED- HB 101 by Representative Robert Andrade (R – Pensacola) was signed by the Governor and is effective October 1, 2020. HB 101 changes the limits on retainage allowed to be withheld on local government contracts by reducing the maximum amount that may be retained to five percent for the entire project. Current law provides a ten percent retainage limit before half of the work is complete and five percent thereafter. HB 101 exempts Florida Department of Transportation construction projects from the lower retainage limits included in the bill. HB 101 does not apply to any contract for construction services entered into, pending approval, or advertised by a government entity on or before October 1, 2020.

39. Public Financing of Construction Projects/Sea Level Impact -APPROVED- SB 178 by Senator Jose Javier Rodriguez (D – Miami) was signed by the Governor and is effective July 1, 2020.

SB 178 requires the Florida Department of Environmental Protection (DEP), effective July 1, 2021, to adopt rules to develop a standard by which a governmental entity must conduct a sea level impact projection (SLIP) study under certain circumstances. Beginning one year after the date the rules are in effect, the bill prohibits a governmental entity from commencing construction of a state-funded coastal structure unless the entity has conducted a SLIP study, submitted the SLIP study to DEP, and received notification from DEP that the SLIP study was received and has been published on DEP's website for at least 30 days.

40. Environmental Regulation -APPROVED- HB 73 by Representative Tobin Overdorf (R-Palm City) was signed by the Governor and is effective July 1, 2020.

HB 73 requires local governments to address the contamination of recyclable materials in contracts for the collection, transportation and processing of residential material. It also prohibits local governments from requiring a person claiming an exemption from environmental resource permitting requirements to provide further verification from the Department of Environmental Protection.

41. Sunscreen Preemption – APPROVED- SB 172 by Senator Rob Bradley (R – Orange Park) was signed by the Governor and is effective July 1, 2020.

SB 172 preempts local governments from regulating sunscreen and other over-the-counter proprietary drugs or cosmetics. In February 2019, the Key West City Commission enacted an ordinance making it unlawful to sell, offer for sale, or distribute for sale in the City of Key West any SPF sunscreen product that contains oxybenzone or octinoxate, or both, without a prescription.

42. Pet Store Regulation/Preemption - DIED- SB 1698 by Senator Manny Diaz (R – Hialeah Gardens) died in the Senate Innovation, Industry, and Technology Committee when the committee did not consider the bill even though it was on the agenda.

SB 1698 would have preempted county and municipal ordinances and regulations that prohibit or regulate pet stores, and regulated at the state level the sale or transfer of household pets by pet stores.

The House companion bill, HB 1237 by Representative Bryan Avila (R – Hialeah), did not receive a committee hearing.

This was the subject of Resolution No. R-152-20.

- 43. Sale/Transfer of Police Vehicles/Remove Markings -APPROVED-** SB 1508 by Senator Annette Taddeo (D – Miami) was signed by the Governor and is effective July 1, 2020.

SB 1508 requires that before a person sells, exchanges, or transfers a police vehicle, the person must remove any police markings from the vehicle and provide the purchaser with an official letter from the law enforcement agency or seller affirming that the vehicle has had all police markings removed. SB 1508 provides exceptions for police vehicle collectors, and sales, exchanges, or transfers of police vehicles between law enforcement agencies.

- 44. Firefighter Cancer Decontamination Equipment Grant Program -APPROVED-** SB 1092 by Senator Aaron Bean (R – Jacksonville) was signed by the Governor and is effective July 1, 2020.

SB1092 creates the Firefighter Cancer Decontamination Equipment Grant Program within Florida Division of the State Fire Marshal to provide financial assistance in an effort to help protect firefighters from acquiring cancer. Funds allocated through this program can be used for equipment, supplies, and education training related to mitigating exposure to hazardous fire contaminants. SB 1092 provides a \$250,000 appropriation for the Firefighter Cancer Decontamination Equipment Grant Program.

This was the subject of Resolution No. R-218-20.

- 45. Firefighter Cancer Initiative - APPROVED-** \$2M in funding to the University of Miami, Sylvester Comprehensive Cancer Center for the purpose of Firefighter Cancer Research. The funds will be used to expand firefighter access to cancer screenings across the state; enable prevention and earlier detection of the disease; identify exposures that account for increased cancer risk; and field test new technology and methods that measure exposure in the field.

This was the subject of Resolution No. R-218-20.

- 46. Allie's Law -DIED-** HB 621 by Representative Dan Dailey (D- Coral Springs) and SB 1044 by Senator Jason Pizzo (D- Miami) were intended to make animal cruelty reporting mandatory. However, the bills had a number of technical problems. SB 1044 was amended to resolve some of the technical issues. However, HB 621 did not receive a hearing and the bills died.

- 47. Emergency Sheltering of Persons with Pets – APPROVED-** HB 705 by Representative Sam Killebrew (R – Winter Haven) was signed by the Governor and is effective July 1, 2020.

HB 705 requires counties that maintain designated emergency shelters to designate a shelter that can accommodate persons with pets. The emergency shelter must be in compliance with applicable FEMA disaster assistance policies and procedures and with safety procedures regarding the sheltering of pets established in the shelter component of both local and state comprehensive emergency management plans.

- 48. Emergency Preparedness -DIED-** SB 788 by Senator Lauren Book (D- Plantation) did not make it out of its referenced committees. SB 788 would have required the Florida Department of Law Enforcement (FDLE), in consultation with local law enforcement agencies to establish a uniform statewide rule on preparing for and responding to an active assailant. The bill would have further required the State Board of Education, in consultation with the State Fire Marshall and FDLE, to adopt rules to administer the development and execution of interlocal agreements and protocols for schools district communications with first responders.

This was the subject of Resolution No. R-1099-19.

- 49. Underground Facilities -DIED-** SB 592 by Senator Jason Pizzo (D-North Miami) and HB 6039 by Representative Nicholas Duran (D-Miami) were not heard in its respective committees of reference. The similar pair of bills would have removed a preemption on certain entities to adopt or enforce ordinances relating to types of paint used to identify underground facilities and removal of marks.

This was the subject of Resolution No. R-1158-19.

- 50. Plastic Bags -DIED-** HB 6043 by Representative Michael Grieco (D- Miami Beach) and SB 182 by Senator Linda Stewart (D- Orlando) would have repealed the preemption on the use and sale of disposable plastic bags and polystyrene products. However, these bills did not receive a hearing.

- 51. Crimes Against Veterans/Enhanced Sentences -APPROVED-** SB 294 by Senator Tom Wright (R – Port Orange) was signed by the Governor and is effective October 1, 2020.

SB 294 creates the Florida Veterans Protection Act, and enhances the penalty for a white collar crime against ten or more veterans to a first degree felony. In addition, a person who commits such a crime may be required to pay up to a \$500,000 fine or double the value of the pecuniary gain or loss, court costs, and restitution for each victim, whichever is greater.

- 52. Human Trafficking Victims/Public Records Exemption -APPROVED-** HB 7019 by Representative Jason Shoaf (R – Perry) was signed by the Governor and is effective October 1, 2020.

HB 7019 removes the scheduled repeal of an existing public records exemption for criminal intelligence and criminal investigative information that reveals the identities of certain human trafficking victims.

53. State Child Welfare System/Law Enforcement -APPROVED- SB 1326 by Senator Wilton Simpson (R – Spring Hills) was signed by the Governor and is effective July 1, 2020.

SB 1326 reforms the state child welfare system administered by the Florida Department of Children and Families (DCF). Among other provisions, SB 1326:

- Creates a new accountability system to ensure DCF and its providers meet high levels of performance;
- Establishes the DCF Office of Quality to identify performance standards and provide assistance to address identified performance deficiencies;
- Directs sheriffs and contracted attorneys to collaborate with DCF on federal and state quality assurance and quality improvement initiatives relating to child protective investigations;
- Requires all sheriffs that provide child protective services to operate in accord with the same federal performance standards imposed on DCF staff; and
- Requires DCF to conduct an annual evaluation of the performance of all sheriffs and contracted attorneys.

54. Law Enforcement and Corrections Officers Bill of Rights/Confidentiality for Peer Support for First Responders -APPROVED- SB 884 by Senator Ed Hooper (R – Palm Harbor) was signed by the Governor and is effective July 1, 2020.

HB 573 provides certain additional rights and privileges for law enforcement officers and correctional officers under the Law Enforcement Officers' Bill of Rights, and revises applicable definitions to include part-time law enforcement and correctional officers. HB 573 also provides confidentiality for peer support communications between a first responder and a first responder peer, defined to include a law enforcement officer, firefighter, emergency medical technician, paramedic, public safety communications officer, dispatcher, or 911 operator.

55. Public Records Exemption/Site-specific Location Information of Endangered and Threatened Species -APPROVED- HB 549 by Representative Tobin Overdorf (R – Stuart) was signed by the Governor and is effective July 1, 2020.

HB 549 provides that site-specific location information concerning a federally-designated endangered or threatened species or a state-designated threatened species held by an agency is exempt from public records requirements, with certain exceptions.

56. Public Records Exemption/Emergency Management/Public Shelter Space - DIED- The Senate passed SB 7048, a committee bill by Infrastructure and Security Committee, by a vote of 40 yeas, 0 nays, but SB 7048 died in messages when the House did not take up the bill.

SB 7048 would have created a public records exemption for personal information such as name, address, and telephone number that is held by an agency providing shelter or assistance during an emergency.

This was the subject of Resolution No. R-417-19.

57. DNA/Genetic Testing/Personal Information for Insurance Purposes/23andMe, Ancestry DNA -APPROVED- HB 1189 by Representative Chris Sprowls (R – Clearwater) was signed by the Governor and is effective July 1, 2020.

HB 1189 expands existing state prohibitions on the use of personal genetic information, such as from 23andMe or Ancestry DNA, by insurers to include entities that issue policies for life insurance, long-term care insurance, and disability income insurance. Specifically, HB 1189 prohibits issuers of life insurance, long-term care insurance, and disability income insurance from canceling, limiting, or denying coverage, and from setting different premium rates, based on personal genetic information without a specific diagnosis related to the genetic information.

58. Domestic Violence Injunctions/Animals/Pet Protection Orders – APPROVED- SB 1082 by Senator Ben Albritton (R – Bartow) was signed by the Governor and is effective July 1, 2020.

SB 1082 expressly authorizes a court, when granting a domestic violence injunction to:

- Award the petitioner the exclusive care, possession, or control of an animal that is owned, possessed, harbored, kept, or held by the petitioner, the respondent, or a minor child who is residing in the residence or household of the petitioner order the respondent to have no contact with the animal; and
- Prohibit the respondent from taking, transferring, encumbering, concealing, harming, or otherwise disposing of the animal.

The bill does not apply to animals owned primarily for a bona fide agricultural purpose or to a service animal if the respondent is the service animal's handler.

This was the subject of Resolution No R-158-20.

59. Security in Trial Court Facilities -APPROVED- HB 131 by Representative Stan McClain (R – Ocala) was signed by the Governor and is effective July 1, 2020.

HB 131 requires each county sheriff to coordinate with the board of county commissioners and the chief judge of the judicial circuit to develop a comprehensive security plan for trial court facilities. The sheriff retains authority over the implementation of security, and the chief judge retains decision-making authority to protect due process rights. HB 131 also clarifies that sheriffs and their deputies, employees, and contractors are officers of the court when providing security for court facilities.

60. Clerk of Court/Fines, Fees/Payment Plans/Driver's License -DIED- HB 903 by Representative Byron Donalds (R – Naples) died on the House floor when the House never took up the bill.

HB 903 would have reduced driver license suspensions by requiring clerks of court to establish uniform payment plans for court-related fees, service charges, costs, and fines for persons who apply for a payment plan. HB 903 also would have removed the clerk's authority to suspend a driver license based on a failure to pay fines or fees if the underlying offense is not driving-related.

The Senate companion bill, SB 1328 by Senator Tom Wright (R – Port Orange), died in the Senate Appropriations Committee when the committee never took up the bill.

- 61. Public Records Exemption/Emergency Management/Disaster Recovery Assistance Housing Programs - APPROVED-** SB 966 by Senator George Gainer (R – Panama City) was signed by the Governor and is effective July 1, 2020.

SB 966 creates a public records exemption for medical history, financial documents, financial information, applications and property photographs provided to a county, city, local housing finance agency, or certain state agencies for disaster recovery assistance housing programs.

This was the subject of Resolution No. R-417-19.

- 62. Underground Utilities/Pavement Markings - DIED-** SB 592 by Senator Jason Pizzo (D – Miami) died in committee when it didn't receive a committee hearing.

SB 592 would have removed the preemption on local governments adopting or enforcing ordinances relating to types of paint used to identify underground utilities and removal of marks.

The House companion bill, HB 6039 by Representative Nicholas Duran (D – Miami), also died in committee when it didn't receive a committee hearing.

This was the subject of Resolution No. R-1158-19.

- 63. Transportation Network Companies/Digital Ads on Vehicles/Luxury Ground Transportation/Preemption/Vicarious Liability -APPROVED-** HB 1039 by Representative Bob Rommel (R – Naples) was signed by the Governor and is effective immediately.

HB 1039 establishes a regulatory framework for digital advertising on transportation network company (TNC) vehicles and for luxury ground transportation network company vehicles, preempting such regulation to the state. HB 1039 also provides that TNCs are not vicariously liable for harm to a person or property arising out of the use, operation or possession of a TNC vehicle, with certain exceptions.

- 64. Health Insurance Coverage for Air Ambulance Services -APPROVED-** HB 747 by Representative Patricia Williams (D – Fort Lauderdale) was signed by the Governor and is effective immediately.

HB 747 requires health insurers and HMOs to provide reasonable reimbursement to air ambulance services for certain covered services; provides that such reimbursement may be reduced only by deductibles and other certain amounts; and provides that reasonable reimbursement must serve as full and final payment to the air ambulance service.

- 65. Contraband in County Detention Facilities/Medical Marijuana/Hemp/E-Cigarettes - APPROVED -** SB 1286 by Senator David Simmons (R – Longwood) was signed by the Governor and is effective July 1, 2020.

Among other provisions, SB 1286 expands the list of items that are contraband on the grounds of state correctional institutions, county detention facilities, juvenile detention facilities and certain other facilities to include medical marijuana, hemp, industrial hemp and vapor-generating electronic devices.

- 66. Prohibited Reptiles/Green Iguana/Black and White Tegu -APPROVED-** SB 906 by Senator Gary Farmer, Jr. (D – Fort Lauderdale) died in the Senate Rules Committee and HB 1415 by Representative Dan Daley (D – Sunrise) did not receive a committee hearing. But the language of these bills was amended onto SB 1414 by Senator Debbie Mayfield (R – Melbourne), which was signed by the Governor and is effective July 1, 2020.

Among other provisions, SB 1414 adds the green iguana and the black and white tegu to the list of species that may not be kept, possessed, imported, sold or bred in Florida.

This was the subject of Resolution No R-1269-19.

- 67. Hurricane/State of Emergency/Residential Evictions -DIED-** SB 480 by Senator Jason Pizzo (D – Miami) died in committee when it didn't receive a committee hearing.

SB 480 would have prohibited service of process for residential evictions during a declared state of emergency.

The House companion bill, HB 321 by Representative Michael Grieco (D – Miami Beach), received a committee hearing, but died in the House Judiciary Committee when the committee didn't hear the bill.

This was the subject of Resolution No. R-1097-19.

- 68. Construction Crane Preemption/Exception for Hurricane Preparedness -DIED-** SB 272 by Senator Jose Javier Rodriguez (D – Miami) died in committee when it didn't receive a committee hearing.

SB 272 would have created an exception to the state preemption of construction crane regulation to allow local regulation for hurricane preparedness.
There was no House companion bill to SB 272.

- 69. State Hemp Program/Sale of Hemp Products to Minors -APPROVED-** HB 921 by Representative Robert Brannan, III (R – Lake City) was signed by the Governor is effective July 1, 2020.

HB 921 is an omnibus agriculture and consumer services bill that, among other provisions, revises the state hemp program that the Legislature created in 2019 to regulate the cultivation of hemp in Florida. HB 921 revises the definition for "hemp extract;" amends the packaging and labeling requirements for hemp extract; and prohibits the sale of products that contain hemp extract intended for inhalation to persons under 21 years of age.

70. Tobacco and Nicotine Products/E-Cigarettes/Flavored Nicotine Products/Minimum Age/Regulation of Retail Nicotine Sellers – VETOED- SB 810 by Senator David Simmons (R – Longwood) was vetoed by the Governor.

SB 810 related to tobacco and nicotine products and would have:

- increased the minimum age to lawfully purchase and possess tobacco products from 18 years of age to 21 years of age, aligning state law with federal law;
- prohibited the sale of flavored liquid nicotine products, such as fruit or chocolate, with exceptions for tobacco or menthol flavors; and
- created a retail nicotine products dealer permit which must be obtained from the state to sell nicotine products, separate from the existing tobacco dealer permit, and establishes state regulatory oversight for retailers of nicotine products and nicotine dispensing devices.

71. Traffic, Pedestrian Safety/Crosswalks/Traffic Signals/Unfunded Mandate -DIED- The House passed HB 1371 by Representative Randy Fine (R – Palm Bay) by a vote of 118 yeas, 1 nay, but HB 1371 died in the Senate when the Senate never took up the bill.

HB 1371 would have required that, before a midblock pedestrian crosswalk on a public road can be installed, a traffic engineering study must be conducted by a licensed professional engineer and the study must recommend installation of the midblock crosswalk. A midblock crosswalk on a public road with a posted speed limit more than 20 miles per hour would have had to be controlled by coordinated traffic control signal devices and pedestrian control signals. All midblock crosswalks on public roads, including any on a public street with a posted speed limit less than 20 miles per hour, would have had to include pedestrian-facing signs informing the pedestrian of duties applicable to a pedestrian.

By October 1, 2026, any entity with jurisdiction over a public road with a midblock crosswalk in existence on July 1, 2020, would have had to ensure that the crosswalk is controlled by coordinated traffic control signal devices and pedestrian control signals. Alternatively, the entity with jurisdiction would have had to remove any of these existing crosswalks.

HB 1371 was expected to have a significant negative fiscal impact on local governments.

The Senate companion bill, SB 1000 by Senator Keith Perry (R – Gainesville), died in the Senate Appropriations Committee when the committee did not take up the bill.

72. Towing and Immobilizing Vehicles and Vessels/Preemption -APPROVED- HB 133 by Representative Stan McClain (R – Ocala) was signed by the Governor and is effective October 1, 2020.

HB 133 died on the Senate floor by a vote of 18 yeas, 20 nays, but the Senate adopted a motion to reconsider HB 133. Consideration of HB 133 was temporarily postponed several times and eventually an amendment was adopted, and HB 133 as amended passed the Senate and then went back to the House where it also passed.

Among other provisions, SB 1332 preempts Miami-Dade County from imposing an administrative fee or charge on an authorized wrecker operator or towing business. It also

would have prohibited a municipality or county from enacting an ordinance or rule requiring an authorized wrecker operator or towing business to accept credit cards as a form of payment, but the credit card provision was removed from HB 133 by the Senate floor amendment after the bill was reconsidered.

73. Workforce Development Boards/CareerSource -DIED- The Senate passed SB 1244 by Senator Ben Albritton (R – Bartow), but the bill died in messages when the House never took up the bill.

SB 1244 would have amended the structure of Florida's Workforce Development System and among other provisions:

- Replace CareerSource Florida, Inc. (CareerSource) with the state board or the Florida Department of Economic Opportunity (DEO) in provisions relating to the implementation of the Workforce Innovation and Opportunity Act; and
- Clarify the duties of the local workforce development boards.

The House companion bill was HB 1271 by Representative Amber Mariano (R – Port Richey). HB 1271 died in a House appropriations subcommittee when the subcommittee never took up the bill.

74. Legal Notices/Website Publications/Free Newspapers - DIED - The House passed HB 7 by Representative Randy Fine (R – Palm Bay), but the bill died in the Senate when the Senate never took up the bill.

HB 7 would have allowed a governmental agency the option of publishing legally required advertisements and public notices on a publicly accessible website if certain conditions are met. HB 7 was likely to have a positive fiscal impact on Miami-Dade County, as well as other counties and cities.

75. Drones/Law Enforcement/Fire/Disaster Assessment -DIED- HB 1433 by Representative Clay Yarborough (R – Jacksonville) died on the House floor calendar when the bill was never placed on special order for floor consideration.

HB 1433 would have expanded the exceptions to the prohibition on drone surveillance to permit use of a drone:

- To provide a law enforcement agency with an aerial perspective of a crowd of 50 people or more;
- To assist a law enforcement agency in traffic management, except that a drone may not be used to issue a traffic infraction citation based on images or video captured by the drone;
- To facilitate a law enforcement agency's collection of evidence at a crime scene or traffic crash scene;
- By a state agency or political subdivision:
 - To assess damage due to a flood, wildfire, or natural disaster;
 - or
 - For vegetation or wildlife management on publicly owned land;
- By certified fire department personnel to perform tasks within the scope and practice of their certification.

The Senate companion bill, SB 520 by Senator Joe Gruters (R – Sarasota), died in the Senate Rules Committee when the committee didn't take up the bill.

SB 520/HB 1433 is based on a departmental request by the Miami-Dade Police Department that was approved by the Board as part of the 2020 State Legislative Package.

The Senate companion bill, SB 520 by Senator Joe Gruters (R – Sarasota), died in the Senate Rules Committee when the committee didn't take up the bill.

76. Law Enforcement Body Camera Recordings/Public Records Exemption -PASSED-

HB 7015, a committee bill by the House Oversight, Transparency and Public Management was signed by the Governor and is effective October 1, 2020.

HB 7015 saves from repeal an existing public records exemption for certain law enforcement body camera recordings. If HB 7015 or similar legislation didn't pass during the 2020 session, the body camera public records exemption passed during the 2015 session would have stood repealed on October 2, 2020.

77. Verification of Employment Eligibility/E-Verify/Public Employers/Local Government Contractors and Subcontractors -APPROVED- SB 664 by Senator Tom Lee (R – Brandon) was signed by the Governor and is effective July 1, 2020.

SB 664 requires public employers, contractors, and subcontractors, beginning January 1, 2021, to register with and use the E-Verify system to verify the work authorization status of all newly hired employees. A public employer, contractor, or subcontractor may not enter into a contract unless each party to the contract registers with and uses the E-Verify system.

SB 664 also provides that, beginning January 1, 2021, a private employer must verify the employment eligibility of a person who has accepted an offer of employment or a contract employee upon the renewal or extension of his or her contract. A private employer must verify a person's employment eligibility by using the E-Verify system, requiring the person to provide the same documentation that is required by the United States Citizenship and Immigration Services on its Employment Eligibility Verification form (Form I-9), or using another verification process.

The I-9 and other options are only available to private employers. Public employers, contractors and subcontractors are required to use the E-Verify system.

78. Fiduciary Duty of Care for Appointed Public Officials and Executive Officers/Legal Representation Governmental Entity/Employees/Individuals -DIED- The Senate passed SB 1270 by Senator Tom Lee (R – Brandon), and then the House amended and passed it, but SB 1270 died in returning messages when the Senate never took up the amended bill.

SB 1270 would have established an express fiduciary duty of care for appointed public officials and executive officers acting on behalf of governmental entities. Among other provisions, SB 1270 would have required legal counsel employed by a governmental entity to represent the legal interest of the governmental entity's governing board and not the

interest of any individual or employee, unless such representation is directed by the governmental entity. As originally filed, SB 1270 would have had a negative fiscal impact on Miami-Dade County, other counties and cities, although an amendment was adopted to address the fiscal impact.

The House companion bill, HB 1113 by Representative Mike Beltran (R – Valrico), died in a House committee when the committee never took up the bill. The substance of HB 1113 was amended onto HB 1111 by Representative Josie Tomkow (R – Auburndale) in the House State Affairs Committee. HB 1111 was temporarily postponed on final passage on the House floor and died when the House never returned to the bill.

- 79. Expunction of Juvenile Diversion Program Record -DIED-** The Senate passed SB 700 Senator Keith Perry (R – Gainesville), and then the House passed SB 700, but the House added an amendment, which required SB 700 to return to the Senate. The Senate didn't take up SB 700 again and the bill died.

SB 700 would have permitted juvenile diversion expunction for any offense, including felony offenses. Current law only permits juvenile diversion expunction for a misdemeanor offense.

In addition, SB 700 would have permitted a juvenile who completes a diversion program for any offense, including a felony or subsequent offense, to lawfully deny or not acknowledge his or her participation in the program. This provision also would have expanded current law, which only allows a juvenile who completes diversion for a first-time misdemeanor offense to lawfully deny or fail to acknowledge his or her participation in the program.

The House amendment added the substance of SB 684/HB 565 to SB 700, which would have permitted any person, adult or juvenile, who had had a prior expunction granted for an offense that was committed when he or she was a minor to have another eligible record expunged, with certain exceptions.

- 80. Juvenile Diversion Program/Arrest Records/Public Records Exemption - APPROVED-**

SB 1292 Senator Keith Perry (R – Gainesville) passed both chambers and awaits the Governor's signature.

SB 1292 provides that the nonjudicial arrest records of minors who have successfully completed a diversion program and are eligible for expunction are made confidential and exempt from public disclosure, except that the record must be made available only to criminal justice agencies for specified purposes.

- 81. Housing Discrimination/Florida Fair Housing Act - VETOED-** SB 374 by Senator Darryl Rouson (D – St. Petersburg) passed both chambers but was vetoed by the Governor.

SB 374 would have allowed a person alleging housing discrimination under the Florida Fair Housing Act (FFHA) to file a civil action regardless of whether the aggrieved person has exhausted his or her administrative remedies, with certain exceptions. This change would have made the FFHA substantially equivalent to the federal Fair Housing Act in this regard.

- 82. Rental Agreements/Tenants/Foreclosure -APPROVED-** SB 1362 by Senator Jose Javier Rodriguez (D – Miami) was signed by the Governor and is effective July 1, 2020.

SB 1362 repeals a state law that conflicts with and was preempted by the federal Protecting Tenants at Foreclosure Act. The key difference between the federal law and state law was that the state law provided that a successor in interest at foreclosure does not have to honor an existing lease and may petition for a writ of possession only 30 days after serving the tenant with a lease termination notice.

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- 83. Home-Based Businesses/Preemption - DIED -** HB 537 by Representative Byron Donalds (R – Naples) died on the House floor calendar when the House never placed the bill on the special order for floor consideration.

HB 537 would have defined the term home-based business and provided that local governments may not enact or enforce any ordinance or regulation, or take any action to license or otherwise regulate, a home-based business in a manner that is different from other businesses in a local government's jurisdiction. The bill would have allowed a party to challenge any local government action regulating home-based businesses. The prevailing party would have been entitled to recover reasonable attorney fees and costs.

- 84. Controlled Substances/12-Month Maximum Sentence/Custodial Interrogations/County Cost Shift -DIED-** SB 346 by Senator Rob Bradley (R – Orange Park) passed the Senate but died in the House when the House placed it on the special order floor calendar but never considered it.

SB 346 would have provided that a person who possesses or purchases a personal use amount of a controlled substance, other than fentanyl and related analogs, may not be imprisoned for a term longer than 12 months.

SB 346 also would have authorized a court to downward depart from a mandatory minimum term of imprisonment and the mandatory fine for a drug trafficking offense that does not carry a 25-year mandatory minimum term.

Custodial interrogation language that previously appeared in SB 346 had been removed from the bill pursuant to a floor amendment.

SB 346 was likely to have had a negative fiscal impact on Miami-Dade County and other counties because of the shift of inmates from state prisons to county corrections facilities for sentences less than one year.

- 85. Deregulation of Professions, Occupations/Mobile Food Truck Preemption - APPROVED-** HB 1193 by Representative Blaise Ingoglia (R – Spring Hill) was signed by the Governor and effective July 1, 2020.

Among other provisions, HB 1193:

- preempts the regulation of mobile food dispensing vehicles (food trucks) to the state, prohibits local government from requiring a license, registration, or permit, and prohibits local governments from prohibiting the operation of food trucks;
- revises the membership of the Florida Building Commission;
- deregulates businesses and professions regulated by the Florida Department of Business and Professional Regulation and health professionals regulated by the Florida Department of Health (DOH), and allows reciprocity with certain other states;
- repeals the authority of the DOH to suspend or revoke a professional license because of a default on a student loan or failure to comply with service scholarship obligations; and
- waives the requirement to pass the commercial driver skills test for a military service member or veteran with the specified training.

86. Preemption of Local Occupational Licensing/Specialty Construction Contractors – DIED- HB 3 by Representative Michael Grant (R – Port Charlotte) passed the House but died in the Senate when the Senate did not take up the bill.

HB 3 would have expressly preempted the licensing of occupations to the state and supersedes any local government licensing of occupations. However, any licensing of occupations adopted prior to July 1, 2020, would have continued to be effective until July 1, 2022, at which time it will expire.

HB 3 also would have precluded local governments from requiring a license for painting, flooring, cabinetry, interior remodeling, driveway or tennis court installation, decorative stone, tile, marble, granite, or terrazzo installation, plastering, stuccoing, caulking, canvas awning installation, and ornamental iron installation.

The Senate companion bill, SB 1336 by Senator Keith Perry (R – Gainesville), died pending consideration in the Senate Innovation, Industry and Technology Committee. 1299 dying in messages.

87. Vacation Rentals Preemption -DIED- SB 1128 by Senator Manny Diaz (R – Hialeah Gardens) was temporarily postponed in the Senate Rules Committee and died when the committee never returned to it.

SB 1128 would have preempted all regulation of vacation rentals to the state, including, but not limited to, the inspection and licensing of vacation rentals.

The House companion bill, HB 1011 by Representative Jason Fischer (R – Jacksonville), was temporarily postponed on the House floor and died when the House never returned to it.

The vacation rentals preemption also was filed as a House floor amendment to HB 1193 by Representative Blaise Ingoglia (R – Spring Hill). HB 1193 deregulates various occupations currently licensed by the state. HB 1193 was a priority for the Governor, but the Governor had expressed concerns about the vacation rentals preemption. The amendment would have combined into a single bill something the Governor supported and something he did not support, with the ability only to sign or veto the entire bill. While

HB 1193 eventually passed the vacation rentals amendment was withdrawn and not amended to HB 1193.

- 88. Local Construction Licensing/Portability -DIED-** HB 1161 by Representative Scott Plakon (R – Longwood) died in the House State Affairs Committee when the committee did not consider the bill.

HB 1161 would have allowed an individual with a valid local license required by a city or county in Florida to work within the scope of a noncontractor local license throughout the state with no geographic limitation, and without obtaining an additional local license, taking an examination, or paying additional fees. Under the bill, local governments would have had disciplinary authority over licensees who are licensed by another local government.

The expanded authorization for local licensees to work anywhere in Florida would not have included performance of construction contracting work in regulated trade categories, such as roofing or plumbing. The type of work authorized in the bill for local licensees working outside their original license area would have included cabinetry, drywall, fencing and decks, rain gutters, interior remodeling, masonry, painting, paving, stuccoing, vinyl siding, and decorative tile and granite.

The Senate companion bill was SB 890 by Senator Keith Perry (R – Gainesville). SB 890 died in the Senate Community Affairs Committee when the committee did not consider the bill.

- 89. Airports/Construction Contracts -DIED-** HB 1441 by Representative Randy Maggard (R – Zephyrhills) died in the House Business and Professions Subcommittee when the committee did not consider the bill.

Current law provides that a construction project wholly or partially funded by the Florida Department of Transportation and administered by a local governmental entity, the same entity may not perform both design services and construction engineering and inspection services. HB 1441 would have created an exemption for airports, similar to a current exemption for seaports.

The Senate companion bill, SB 1380 by Senator Ben Albritton (R – Bartow), did not receive a committee hearing.

- 90. Recreational Vehicle Parks/Natural Disaster/Density/Preemption -APPROVED-** HB 647 by Representative Brad Drake (R – DeFuniak Springs) died on the House floor calendar when it was never placed on the special calendar to be considered for second reading. The Senate companion bill, SB 772 by Senator Travis Hutson (R – Palm Coast), died in the Senate Rules Committee when it was not placed on a committee agenda. But the language from SB 772 and HB 647 was amended onto HB 343 by Representative Elizabeth Fetterhoff (R – DeLand). HB343 was signed by the Governor and is effective July 1, 2020.

As amended and among other provisions, HB 343 preempts all permitting authority to the Florida Department of Health for recreational vehicle (RV) parks, mobile home parks, lodging parks, and recreational camps. HB 343 also allows an RV park damaged or destroyed by a natural disaster to be rebuilt on the same site using the same density standards established at the time of the initial approval of the RV park.

91. Fireworks/Holiday Exception -APPROVED- SB 140 by Senator Travis Hutson (R – Palm Coast) was signed by the Governor and is effective immediately.

SB 140 provides that federally-approved consumer fireworks may be imported, sold, purchased, and used solely and exclusively for the following holidays:

- New Year's Eve, December 31st;
- New Year's Day, January 1st; and
- Independence Day, July 4th.

SB 140 also:

- States that it is not intended to provide for the comprehensive regulation of fireworks nor is it intended to supersede any local government regulation relating to the use of fireworks; and
- Prohibits a homeowners' association from promulgating rules that attempt to abrogate a homeowners' right to use fireworks during a designate holiday or under general law..

The House companion bill was HB 65 by Representative Ana Maria Rodriguez (R – Doral).

92. Local Regulation of Smoking/Public Parks and Beaches -DIED- The Senate passed SB 630 by Senator Debbie Mayfield (R – Melbourne), but the bill died when the House never took it up.

SB 630 would have amended the Florida Clean Indoor Air Act to allow counties and municipalities to restrict smoking within the boundaries of any park they own. Currently, the state preempts the regulation of smoking, and does not provide counties and municipalities the authority to regulate smoking. Smoking is defined as inhaling, exhaling, burning, carrying, or possessing any lighted tobacco product, including cigarettes, cigars, pipe tobacco, and any other lighted tobacco product.

The House companion bill, HB 457 by Representative Chip LaMarca (R – Lighthouse Point), never received a committee hearing.

93. State Advisory Boards/Local Government Efficiency Task Force/Urban Core Crime and Violence Task Force -DIED- The House passed HB 7101, a committee bill by the House State Affairs Committee, but the bill died when the Senate never took it up.

HB 7101 would have created the Local Government Efficiency Task Force within the Florida Legislature and the Urban Core Crime and Violence Task Force within the Florida Department of Law Enforcement.

94. Public Nuisances -APPROVED- HB 625 by Representative Wengay Newton (D - St. Petersburg) was signed by the Governor and is effective July 1, 2020.

HB 625 revises various provisions in state law related to public nuisances. HB 625:

- Reduces the number of occasions a location must be used by a criminal gang, criminal gang members, or criminal gang associates for criminal gang-related activity before the location is declared a public nuisance from two or more occasions to one or more occasions;

- Provides that any place or premises used on two or more occasions within a six-month period as the site of any specified felony is a public nuisance that may be abated or enjoined;
- Increases a defendant's notice period when nuisance abatement and injunction is sought, requiring a written notice demanding nuisance abatement within 10 days;
- Requires, if the nuisance is not abated after a first written notice, a second written notice demanding nuisance abatement within 15 days, or a longer period if the defendant sends a written response making specified allegations, after which an injunction application may be made;
- Expands incidents for which a place or premises may be declared a nuisance and enjoined by a local government's administrative board to include two or more specified violent felony offenses in a six-month period; and
- Creates a rental property exception when a property is declared a nuisance for specified activity but the nuisance was committed by someone other than the property owner and the property owner takes specified remediation measures.

95. Ban on Shark Fins -APPROVED- SB 680 by Senator Travis Hutson (R – Palm Coast) was signed by the Governor and is effective October 1, 2020.

SB 680 prohibits the sale of shark fins in Florida, and the import and export of shark fins to and from Florida, with certain exceptions. One of the floor amendments named the bill the "Kristin Jacobs Ocean Conservation Act" after the House sponsor.

E. Housing, Health & Human Services.

96. Farm Share Program -APPROVED- \$1.7M in statewide funding.

97. Emergency Medical Services, Fire Rescue, Intergovernmental Transfers - APPROVED- \$20.9 M from the Medical Care Trust Fund for a certified public expenditure program for emergency medical services. Payments are contingent upon the nonfederal share being provided through intergovernmental transfers.

98. Limits on Retroactive Medicaid Eligibility -APPROVED- The budget implementing bill, HB 5003, includes language extending for an additional year the policy begun in the 2018-2019 fiscal year by providing payments for Medicaid eligible services for eligible non-pregnant adults retroactive only to the first day of the month in which an application for Medicaid is submitted as opposed to no more than 90 days before the month in which an application for Medicaid is submitted. Eligible children and pregnant women will continue to have the 90-day retroactive Medicaid eligibility. This policy was incorporated into the state budget.

This is the subject of Resolution No. R-163-20.

99. South Florida Behavioral Network, Miami Center for Mental Health and Recovery - VETOED- \$4M

100. Veterans Treatment Courts -DIED- The House passed HB 1085 by Representative Mel Ponder (R – Ft. Walton Beach) by a vote of 120 yeas, 0 nays, but HB 1085 died when the Senate never took up the bill.

HB 1085 would have created uniform standards and procedures for veterans treatment courts (VTCs). HB 1085 would have provided that a VTC in operation as of June 30, 2020, could continue in operation but would have had to comply with the bill's terms.

The Senate companion bill, SB 1496 Senator Tom Lee (R – Brandon), died in the Senate Appropriations Committee when the committee never took up the bill.

101. Problem Solving Courts/Veterans Treatment Court - APPROVED- \$9.4M in recurring statewide funding.

This funding is provided for treatment services, drug testing, case management, and ancillary services for participants in veterans' courts, adult drug courts, juvenile drug courts, family dependency drug courts, early childhood courts, and mental health courts.

The Trial Court Budget Commission will determine the allocation of funds to the circuits. Funds distributed must be matched by local government, federal government, or private funds. The matching ratio for allocation of these funds is 30 percent non-state and 70 percent state funding, other than veterans courts, which shall have a matching ratio of 20 percent non-state funding and 80 percent state funding. In providing this funding, a circuit may consider, among other criteria, the extent to which a problem-solving court addresses the needs of individuals with an opioid use disorder.

102. Children's Mental Health -APPROVED- HB 945 by Representative David Silvers (D – West Palm Beach) was signed by the Governor and is effective July 1, 2020.

HB 945 requires a coordinated system of mental health care for children.

The system is required to integrate services provided through providers funded by the state's child-serving systems, as well as other systems for which children and adolescents would qualify, and facilitate access by children and adolescents to needed mental health treatment and services at any point of entry. HB 945 includes crisis response services provided through mobile response teams in the array of services available to children and adolescents who are members of target populations and specifies the elements of that service.

103. Substance Abuse Services/Recovery Residences/Sober Homes -APPROVED- SB 1120 by Senator Gayle Harrell (R – Stuart) was signed by the governor and is effective July 1, 2020.

SB 1120 makes it a first-degree misdemeanor to knowingly and willfully refer to, or accept referrals from, a non-certified recovery residence with a non-certified recovery residence administrator. SB 1120 also requires the Florida Department of Children and Families to exempt substance abuse treatment personnel from disqualification based on background screening when these personnel committed certain nonviolent crimes common among substance users and requires a minimum waiting period, during which the individual cannot have been arrested for any offense. The bill adds disqualifying offenses for recovery residence administrators. SB 1120 expands the number of payment structures

allowed under Florida's patient-brokering statute by exempting discounts, waivers of payment, or payments that are not prohibited by the federal anti-kickback statute. This restores the statute to 2018 status, reversing changes made in 2019.

104. Assisted Living Facilities -APPROVED- HB 767 by Representative Michael Grant (R – Port Charlotte) was signed by the Governor and is effective July 1, 2020.

HB 767 revises various provisions of state law regulating assisted living facilities (ALFs). Among other provisions, HB 767:

- Requires the Florida Agency for Health Care Administration (AHCA) to conduct a full inspection, instead of an abbreviated biennial licensure inspection, to review key quality-of-care standards for a facility that has a history of certain violations resulting from complaints referred by the State Long-Term Care Ombudsman Program;
- Codifies current rule requirements relating to training and education of facility staff; and
- Amends the Resident Bill of Rights to allow the State Long-Term Care Ombudsman Program to provide assistance to a resident who needs to be relocated due to the closure of the facility.

105. Substance Abuse and Mental Health/Veteran Suicide Prevention/Baker Act/County Detention Facilities/First Responders Suicide Deterrence -APPROVED- SB 7012, a committee bill by the Children, Families, and Elder Affairs Committee was signed by the Governor and is effective July 1, 2020.

SB 7012 makes changes to laws relating to substance abuse and mental health services. Among other provisions, SB 7012:

- Redefines "mental illness" related to the Baker Act and post-adjudication commitment to exclude dementia and traumatic brain injury;
- Defines "coordinated specialty care programs" as an essential element of a coordinated system of care and requires the Florida Department of Children and Families (DCF) to report annually on any gaps in availability or access in the state;
- Makes coordinated specialty care programs eligible for Criminal Justice, Mental Health, and Substance Abuse Reinvestment grants;
- Broadens the scope and duties of the Statewide Office of Suicide Prevention by requiring the Statewide Office to coordinate education and training curricula on suicide prevention efforts for veterans and services members;
- Creates the First Responders Suicide Deterrence Task Force within the Statewide Office to assist in the reduction of suicide rates of first responders;
- Requires Baker Act receiving facilities to provide suicide prevention information resources to minors being released from a facility;
- Provides civil immunity to persons who help or attempt to help others at imminent risk of suicide;
- Requires county jails to administer the psychotropic medications prescribed by the DCF when a forensic client is discharged and returned to the county jail, unless the jail physician documents the need to change or discontinue such medication; and
- Requires the DCF treating physician to consult with the jail physician and consider prescribing medication included in the jail's drug formulary.

106. Servicemembers Civil Relief Act/Child Welfare -APPROVED- HB 197 by Representative Bobby Payne (R – Palatka) was signed by the Governor and is effective July 1, 2020.

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HB 197 prohibits the Florida Department of Children and Families (DCF) from considering a military-related absence of a parent, legal custodian, or caregiver responsible for a child's welfare when determining whether a child has been abandoned. HB 197 also requires DCF to ensure that the Servicemembers Civil Relief Act (SCRA), which is a federal law, is observed in cases where a parent, legal custodian, or caregiver is unable to take custody of a child or appear at a court proceeding in person because of military service, and provides that Florida's child welfare laws do not supersede the SCRA.

107. Florida Healthy Kids/Kidcare Program/Lifetime Maximum Benefit -APPROVED- SB 348 by Senator Aaron Bean (R – Jacksonville) was signed by the Governor and is effective immediately.

SB 348 repeals the \$1 million lifetime benefit maximum on covered expenses for a child enrolled in the Florida Healthy Kids program, which is part of the Kidcare program.

108. Miami-Dade Adults with Disabilities -APPROVED- \$1.1M

109. Homeless Trust/Housing First Mental Health Program -NOT FUNDED

110. Affordable Housing/Accessory Dwelling Units/Development/Zoning/Impact Fees/Permits/Mobile Homes -APPROVED- HB 1339 Representative Clay Yarborough (R – Jacksonville) was signed by the Governor and is effective July 1, 2020.

HB 1339 addresses several issues related to affordable housing, mobile homes, and mobile home parks. Among other provisions, HB 1339:

1. Authorizes local governments to approve the development of affordable housing on any parcel zoned for residential, commercial, or industrial use, notwithstanding other laws or regulations; and
2. Authorizes, but does not require, local governments to adopt ordinances allowing accessory dwelling units in any area zoned for single-family residential use. Previous versions of the both HB 1339 and the Senate companion bill, SB 998 by Senator Travis Hutson (R – Palm Coast), required adoption of such ordinances.

111. Miami-Dade County Homeless Trust-Bridge Housing for Specialized Outreach - VETOED- \$250K

This was the subject of Resolution No. R-1338-19.

112. Camillus House Human Trafficking Recovery Program -APPROVED- \$200K

113. Homelessness/Challenge Grants -APPROVED- HB 163 by Representative Thad Altman (R- Indian Harbour Beach) was signed by the Governor and is effective July 1, 2020.

HB 163 revises the state's approach to homelessness by adopting the federal definition for "homeless" and aligning other state requirements with federal Department of Housing and Urban Development requirements. The bill also changes the roles of the Office of Homelessness within the Florida Department of Children and Families and the

requirements for its award of challenge grants and grants-in-aid. The bill reduces the amount of matching funds or in-kind support required for a challenge grant recipient from 100 percent to 25 percent, increases the maximum percentage of grant funds that a Continuum of Care lead agency may spend on its administrative costs from 8 percent to 10 percent, and changes preference for funding to be to lead agencies for continuums of care that have a demonstrated ability to move households out of homelessness. HB 163 also revises sections of law outlining two approaches to housing services, Rapid ReHousing and Housing First.

F. Agriculture, Natural Resources, and Permits & Zoning

114. Environmental and Water Funding -APPROVED-

- **Everglades Restoration** - \$323.6M including \$192.7M in new funding.
- **Florida Forever** - \$100M
- **Springs Restoration** - \$50M
- **Coral Reef Protection** - \$10M
- **Beach Management** - \$50M
- **Florida Resilient Coastline Initiative** - \$10M
- **Water Quality Improvement Projects** - \$25M includes septic to sewer grants, wastewater improvements, and storm water system upgrades.
- **Water Quality and Monitoring/Information Portal and Blue-Green Algae Taskforce** - \$11M
- **Storm Water Quality Restoration** - \$25M in grants funds for storm water quality restoration projects and nonpoint source best management practices.
- **Alternative Water Supply** - \$40M
- **Algal Blooms and Nutrient Pollution Solutions/Technologies** - \$10M
- **Center for Red Tide Research** - \$7M
- **Water Projects** - \$48M (statewide)

NOT FUNDED

- Miami-Dade County Stormwater Pump Station Hardening
- Miami-Dade County S-20 Collector Canal Everglades Wetlands Restoration Project
- Miami-Dade County Model Lands North Canal Everglades Wetlands Restoration Project
- Miami-Dade County Sea Level Rise Hardening

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115. Coastal Mitigation and Sand Retention Pilot Project -VETOED- \$200K in non-recurring countywide funding.

116. Key Biscayne Sargassum Removal -VETOED- \$200K

117. North Miami Septic to Sewer Conversion -APPROVED- \$200K

118. Statewide Office of Resiliency/Statewide Sea-Level Rise Task Force -DIED- The Senate passed SB 7016, a committee bill by the Senate Infrastructure and Security Committee, by a vote of 38 yeas, 0 nays, but SB 7016 died in messages when the House did not take up the bill.

SB 7016 would have codified in state law the Statewide Office of Resiliency within the Executive Office of the Governor headed by a Chief Resilience Officer appointed by, and serving at, the pleasure of the Governor. Governor DeSantis already had created the office but codifying the office in state law would have required future governors to have such an office.

SB 7016 also would have created the Statewide Sea-Level Rise Task Force, adjunct to the Statewide Office of Resiliency, to recommend consensus projections of the anticipated sea-level rise and flooding impacts along Florida's coastline.

The House companion bill, HB 1073 by Representative Cyndi Stevenson (R – Saint Augustine), died in the State Affairs Committee when the committee never took up the bill.

This was the subject of resolution No. R-153-20.

119. Everglades Protection Area -DIED- HB 775 by Representative Bryan Avila (R- Miami Springs) and SB 1390 by Senator Manny Diaz (R-Hialeah) would have required certain comprehensive plan amendments within the Everglades Protection Area to follow the state coordinated review process. However, the bills did not make it through the committee process.

120. Growth Management/Bert J. Harris, Jr. Private Property Rights Protection Act -DIED- The House passed HB 519 by Representative James Grant (R – Tampa), but HB 519 died in the Senate when the Senate didn't take it up.

HB 519 would have significantly amended the Bert J. Harris Act and substantially handicapped local government ability to resolve these claims. The bill would have required any settlement reached on a Bert Harris claim that involves the issuance of a variance or exception to a regulation on a residential property be automatically applied by the government entity to all "similarly situated" residential properties that are subject to the same rules or regulations. A floor amendment to HB 519 made some improvements to the bill, including removing the "similarly situated" provisions and removing provisions that would have allowed business damages as part of a Bert Harris claim.

The Senate companion bill was SB 1766 by Senator Tom Lee (R – Brandon). SB 1766 died in the Senate Rules Committee, when the committee did not take up the bill even though it was on the committee agenda.

121. Essential State Infrastructure/Utility Permit Approvals in Right-of-Way/Conservation Easements on Agriculture Land/Linear Facilities/Electric Vehicle Charging Station Infrastructure/Turnpike Emergency Response Staging Areas -

VETOED- The Governor vetoed SB 410 by Senator Keith Perry (R – Gainesville). SB 410 would have addressed a number of issues related to growth management and land use. Among other provisions, SB 410 would have:

- Required local governments to include a private property rights element in their comprehensive plans no later than July 1, 2023;
- Required municipal comprehensive plans effective, instead of adopted, after July 1, 2019, to incorporate all existing development orders;
- Prohibited a county from adopting, after January 1, 2020, a comprehensive plan, land development regulation, or other restriction that limits a municipality's control of land use or zoning either within the municipal boundary or over lands annexed into the municipality, but an exception to this provision had been amended into the bill Miami-Dade County and certain other counties with a population of more than 750,000;
- Allowed developers and local governments to amend or cancel a development agreement without seeking consent from any other unaffected landowners;
- Specified that development agreements for certain developments of regional impact may be amended using the process adopted by the local government for amending development orders;
- Required the Florida Department of Transportation, when selling a parcel of land, to provide a right of first refusal to the prior owner of the land and provides a process for implementing this right of first refusal; and
- Required the Florida Department of Economic Opportunity to give preference to grant applications by counties and municipalities for assistance in making determinations pertaining to a proposed multiuse corridor interchange, including necessary changes or updates to a local government's comprehensive plan.

122. Growth Management/Private Property Rights Element/Comprehensive Plans/City Water and Sewer Service in Unincorporated Areas/DRIs/Utility Permit Approvals in Right-of-Way/FDOT Sale of Property/First Right of Refusal -

VETOED- SB 410 by Senator Keith Perry (R – Gainesville) passed both chambers but was vetoed by the Governor.

Among other provisions, SB 410 addressed a number of issues related to utility permits in the right-of-way, growth management and land use. SB 410 would have:

- Prohibited a county in a comprehensive plan or other local land development regulation from limiting a city from deciding land use, density, and intensity on land within the city without the city's consent, but there is an exception for Miami-Dade County and certain other counties with a population of more than 750,000;

- Expanded the expedited permit approval shot clock requirements that currently apply only to communication services to permit applications by all utilities in the right-of-way including electric utilities (this language also passed in SB 7018, see no. 70 below);
- Required a local comprehensive plan to have a property rights element, which requires the local government to consider certain private property rights in its decision-making process, and requires local governments to adopt this element during their next plan amendment process, or by July 1, 2023;
- Required the Florida Department of Transportation to provide a first right of refusal to a previous land owner before otherwise conveying property; and
- Provided that all municipal comprehensive plans effective January 1, 2019, rather than adopted after January 1, 2019, must incorporate development orders existing before the plan's effective date (a Senate floor amendment was filed by the bill sponsor to clarify the intent of this language but was withdrawn).

123. Transportation/FDOT Contracts/Disability-Accessible Transportation Network Companies/For-Hire Vehicles Insurance/Utility Permit Approvals in Right-of-Way/Airports -DIED- The House passed HB 395 by Representative Robert Andrade (R – Pensacola), but the bill died in the Senate when the Senate didn't take up the bill.

HB 395 was a 99-page omnibus transportation bill. As amended and among other provisions, HB 395 would have:

- Expanded the expedited permit approval shot clock requirements that currently applies only to communication services to permit applications by all utilities in the right-of-way including electric utilities (while HB 395 died, this language passed in SB 410 and SB 7018, see above and below);
- Authorized airports to allow the same entity perform the design and construction, engineering, and inspection services under certain circumstances;
- Provided that a texting while driving offense, combined with another offense, disqualifies a driver from a commercial driver's license for 3 years under certain circumstances;
- Effective July 1, 2023, repealed the Florida Rail Enterprise, transfers its functions to the Florida Department of Transportation (DOT), and authorized DOT to utilize documentary stamp tax revenues currently allocated to the Florida Rail Enterprise for rail safety;
- Increased the debt service cap on Right-of-Way Acquisition and Bridge Construction Bonds;
- Removed the expiration date for funding of the Intermodal Logistics Center Infrastructure Support Program;
- Revised the definition of an autocycle to incorporate federal safety standards;
- Increased the allowable weight of personal delivery devices;
- Added road and bridge maintenance or construction vehicles and postal vehicles to the Move Over Law if certain conditions are met;

- Authorized portable radar speed display units to display flashing red and blue lights under certain circumstances, and allows the use of flashing lights on vehicles during periods of extreme low visibility;
- Increased the age at which a child must be secured in an approved child restraint device;
- Waived commercial driver license skill test requirements for qualifying veterans;
- Authorized for-hire vehicles to be insured by certain non-admitted carriers and reduced the number of for-hire vehicles required before an owner or lessee may self-insure;
- Conformed airport zoning terminology and regulations to federal requirements;
- Required DOT to provide the previous property owner the right of first refusal regarding the disposal of DOT property under certain circumstances;
- Authorized DOT to establish emergency staging areas along the Florida Turnpike system;
- Advanced the deadline for the metropolitan planning organizations list of project priorities to be submitted to DOT;
- Provided that operating vessels in a certain manner near specified vessels constitutes careless operation of a vessel; and
- Required DOT and specified bridge and expressway authorities to submit a report documenting their uncollected customer receivables.

124. Petroleum Cleanup -APPROVED- SB 702 by Senator Ben Albritton (R-Bartow) was signed by the Governor and is effective July1,2020.

SB 702 revises the requirements for a limited contamination assessment report to be provided by a property owner, operator, or person otherwise responsible for site rehabilitation to the Department of Environmental Protection under the Petroleum Cleanup Participation Program. It also revises the contents of an advanced cleanup application to include a specified property owner or responsible party agreement.

125. Environmental Enforcement/Domestic Wastewater Discharge/Sanitary Sewer Lateral Inspection -APPROVED- HB 1091 by Representative Randy Fine (R – Palm Bay) was signed by the Governor and is effective July1, 2020.

HB 1091 substantially increases the maximum penalties for violating Florida's environmental laws, in many cases by 50 percent or more.

This was the subject of Resolution No. R-266-20.

126. Water Quality Improvements/Clean Waterways Act/Septic Tanks/Wastewater Discharges/Agriculture/Fertilizer/Stormwater/Agriculture/Biosolids/Bottled Water/Preemption -APPROVED- SB 712 by Senator Debbie Mayfield (R – Melbourne) was signed by the Governor and is effective July1, 2020.

SB 712 includes recommendations from the Blue-Green Algae Task Force and addresses septic tanks, wastewater, stormwater, agriculture, and biosolids. SB 712 directs the

Florida Department of Environmental Protection (DEP) to promulgate rules relating to most of these areas. In addition and among other provisions, SB 712 includes:

- additional regulations related to biosolids;
- a direction to DEP to review the bottled water industry and its impacts on springs; and
- a preemption on local governments granting legal rights to a plant, an animal, a body of water, or any other part of the natural environment that is not a person or political subdivision.

127. State Renewable Energy Goals -DIED- HB 97 by Representative Anna Eskamani (D-Orlando) and SB 0256 by Representative Jose Javier Rodriguez (D- Miami) would have required all electricity used in state be generated by renewable energy by year 2050. Both bills died in committee.

128. PACE/Property Assessed Clean Energy/Sewage Treatment, Seawall, Resiliency Improvements -DIED- SB 770 by Senator Jose Javier Rodriguez (D – Miami) died in committee when it didn't receive a committee hearing.

SB 770 would have amended the definition of “qualifying improvement” relating to the Property Assessed Clean Energy (PACE) program to include sewage treatment, seawall improvements, and certain resiliency improvements.

The House companion bill, HB 365 by Representative Barbara Watson (D – Miami Gardens), also died in committee when it didn't receive a committee hearing.

This was the subject of Resolution No. R-215-19 and R-1108-19

129. PACE/Property Assessed Clean Energy -DIED- SB 824 by Senator Ed Hooper (R – Palm Harbor) died in committee when it didn't receive a committee hearing.

SB 824 would have imposed additional regulations on the Property Assessed Clean Energy (PACE) program. Among other provisions, SB 824 would have prohibited a local government, a PACE administrator, or a PACE loan contractor from entering into a PACE loan contract with the property owner of qualifying residential real property until verification of the property owner's ability to repay the loan (as opposed to equity in the property); and would have provided that a PACE loan is subordinate to a first mortgage on the qualifying real property recorded after the notice of the PACE lien is recorded.

The House companion bill, HB 225 filed by Representative Ardian Zika (R – Land O' Lakes), also died in committee when it didn't receive a committee hearing.

130. Reclaimed Water/Domestic Wastewater Treatment Facilities/Recycled Water for Public Water Supply/Surface Water Discharge/Unfunded Mandate -DIED-The House passed HB 715 by Representative Randy Maggard (R – Zephyrhills) by a vote of 118 yeas, 0 nays, but HB 715 died when the Senate never took up the bill.

As originally filed, HB 715 had an estimated \$200 million negative fiscal impact to Miami-Dade water and sewer customers because HB 715 would have prohibited domestic

wastewater treatment facilities from disposing of effluent, reclaimed water, or reuse water by surface water discharge beginning January 1, 2026. This issue was addressed in a strike-all amendment adopted to HB 715 in committee.

The Senate companion bill, SB 1656 by Senator Ben Albritton (R – Bartow), died in the Senate Appropriations Committee when the committee never took up the bill.

131. Miami River Commission -NOT FUNDED.

132. Laurel Wilt Disease/Avocado Trees -VETOED- \$150K

133. Miami-Dade School Board Section 16 Land Sale -APPROVED- \$14.8 M in funding from the sale of surplus conservation land in Miami-Dade County.

134. Impact Fees -APPROVED- SB 1066 by Senator Joe Gruters (R – Sarasota) was signed by the Governor and is effective July 1, 2020.

SB 1066 imposes new requirements related to impact fees. The bill:

- Provides that impact fee credits are assignable and transferable at any time after establishment within the same impact fee zone or impact fee district, or an adjoining zone or district within the same local jurisdiction; and
- Prohibits the application of a new or increased impact fee to pending permit applications unless the result is to reduce the total impact fees or mitigation costs imposed on the applicant.

Language was removed from SB 1066 that:

- Requires impact fee calculations to use data obtained within the most recent 36 months and exclude any costs that do not meet specific definitions for infrastructure and public facility; and
- Requires each county or municipality assessing impact fees to establish an impact fee review committee and outlines the composition and duties of the committee.

135. Limerock Mining/Monitoring, Reporting Pilot Program/Miami-Dade County Lake Belt -APPROVED- HB 1047 by Representative Bryan Avila (R – Hialeah) was signed by the Governor and is effective October 1, 2020.

HB 1047 creates a pilot program for the use of explosives to monitor and report each blast for construction materials mining activities in Miami-Dade County.

136. Local Government Public Construction Works/Road, Bridge Projects/Limitations / In-House Employees -APPROVED- The House and Senate passed HB 279 by Representative David Smith (R – Winter Springs) was signed by the Governor and is effective July 1, 2020.

HB 279 requires a local government, when deciding whether it is in the public's best interest for the local government to perform a public building construction project using its own services, to account for all costs associated with performing and completing the work, including the cost of direct materials to be used in the construction.

137. Public Financing of Construction Projects/Sea Level Impact -APPROVED- SB 178

Senator Jose Javier Rodriguez (D – Miami) was signed by the Governor and is effective July 1, 2020.

SB 178 prohibits a governmental entity from commencing construction of a state-funded coastal structure unless the entity has conducted a sea level impact projection (SLIP) study and submitted the SLIP study to the Florida Department of Environmental Protection (FDEP). SB 178 also requires FDEP to adopt a standard by rule for conducting the SLIP study, and provides that such rule operates prospectively on projects that have not yet commenced as of the finalization of the rule.

The House companion bill was HB 579 by Representative Vance Aloupis (R – Miami).

138. Charter School Facility Approval/Zoning/Preemption -DIED- HB 1029 by

Representative Anthony Rodriguez (R – Miami) died on second reading on the House floor when House never placed the bill on a special order floor calendar.

HB 1029 included a provision that would have required a local government, if requested by a charter school, to provide written justification for any challenged requirements, restrictions or site planning within 14 days. In addition, HB 1029 would have provided that if a court finds that the local government failed to treat a charter school equitably with public schools, then the court would have been required to award attorney's fees and court costs to the charter school. Finally, HB 1029 would have preempted local government's regarding conversion of religious and other facilities to charter schools, meaning that there would have been no zoning review related to traffic or other impacts to surrounding properties.

The charter school zoning language also appeared in SB 1578 by Senator Travis Hutson (R – Palm Coast). SB 1578 died in committee when it was not considered by the Senate Appropriations Subcommittee on Education.

G. Finance & Tax / Government /Property and Elections

139. Local Government Fiscal Transparency/Tax Increases/Debt Affordability Analysis/Economic Development Incentives -DIED-

The House passed HB 1149 by Representative Nick DiCeglie (R – Largo), but HB 1149 died when the Senate never took up the bill.

HB 1149 would have created the Local Government Fiscal Transparency Act, providing for increased fiscal transparency for local governments by requiring:

- Public access to voting records of local governing body members related to tax increases and the issuance of tax-supported debt;
- Online access to truth-in-millage notices and a four-year history of property tax rates and total revenue generated by each local government;
- Additional public meetings and expanded public notice requirements for local option tax increases and the issuance of new long-term, tax-supported debt;

- Local governments to conduct a debt affordability analysis prior to issuance of new long-term, tax-supported debt;
- The chair of the local governing body to sign an affidavit of compliance with the Act; and
- The Auditor General to request evidence of corrective action from local governments found not to be in compliance with the Act and to report those who fail to do so to the Legislative Auditing Committee.

The Senate companion bill, SB 1702 by Senator Manny Diaz (R – Hialeah), did not receive a committee hearing.

140. Taxpayer E-mail Addresses Held by a Tax Collector/Public Records Exemption - APPROVED- SB 7004, a committee bill by Senate Finance and Tax Committee passed both chambers and was signed by the Governor and is effective October 1, 2020.

SB 7004 removes the scheduled repeal of an existing public records exemption for taxpayer e-mail addresses held by a tax collector.

141. Property Tax Exemption for Disabled Veterans -APPROVED- HB 1249 by Representative Jennifer Sullivan (R – Eustis) was signed by the Governor and is effective July 1, 2020.

HB 1249 allows a totally and permanently disabled veteran, or his or her surviving spouse, who acquires legal or beneficial title to property between January 1 and November 1, to receive a prorated refund of the ad valorem taxes paid for the newly acquired property as of the date of the property transfer.

Although current law provides a full property tax exemption for homestead property owned by veterans who sustained a total and permanent service-connected disability, tax-exempt veterans may sustain some tax liabilities when moving to a new homestead property. The bill would allow a veteran or surviving spouse to, in essence, keep their exempt status upon acquiring the new homestead property through a rebate process.

142. Court Jurisdiction/Circuit Court Appellate Jurisdiction/Local Code Enforcement Board Appeals -APPROVED- SB 1392 by Senator David Simmons (R – Longwood) was signed by the Governor and is effective July 1, 2020.

SB 1392 relates to various court issues. Among other provisions, SB 1392:

- Eliminates appellate jurisdiction of circuit courts for cases appealed from county courts, which, pursuant to the Florida Constitution, will cause the district courts of appeals to have appellate jurisdiction over such appeals; and
- Allows circuit courts to continue to exercise jurisdiction over:
 - Appeals from final administrative orders of local code enforcement boards; and
 - Reviews and appeals as otherwise provided by law.

143. Florida Commission on Human Relations -APPROVED- HB 255 by Representative Bruce Antone (D – Orlando) was signed by the Governor and is effective July 1, 2020.

HB 255 relates to the Florida Commission on Human Relations (Commission), which administers the state's civil rights laws and serves as a resource for businesses, individuals, and groups to prevent discriminatory activities. Specifically, the bill:

- Provides that six Commission members constitute a quorum for conducting business;
- Authorizes the Commission to recommend up to 10 nominees for the Florida Civil Rights Hall of Fame;
- Specifies the applicable statute of limitations for bringing a cause of action pursuant to the Florida Civil Rights Act;
- Deletes the registration requirements for facilities and communities claiming the housing for older persons exemption and eliminates related forms, fees, and fines;
- Deletes an investigation requirement for certain public accommodation discrimination cases, allowing the Commission to immediately use methods of conference, conciliation, and persuasion; and
- Aligns time periods in state employee whistle-blower cases with time periods in other cases investigated by the Commission.

144. Elections/Political Committee Contributions/Preemption/Poll Watchers -DIED- SB 1372 by Senator Jeff Brandes (R – St. Petersburg) died in the Senate Rules Committee, when the committee had the bill on its agenda, but didn't consider it.

SB 1372 would have preempted local governments from enacting any limitation or restriction involving contributions to a political committee or electioneering communications organization or expenditures for an electioneering communication or an independent expenditure. In addition, SB 1372 would have made various election administration changes that the Florida State Supervisors of Elections Association recommended for the 2020 general election cycle.

No House companion bill was filed.

145. HAVA Election Security Grant -APPROVED- \$3.5M statewide as federal pass-through funding for the 2020 Help America Vote Act (HAVA) election security grant.

146. Florida Retirement Systems/Employer Contribution Rates -APPROVED- HB 5007 is a committee bill by the House Appropriations, which was signed by the Governor and is effective July 1, 2020.

HB 5007 It establishes contribution rates to be paid by employers participating in the Florida Retirement System (FRS) beginning July 1, 2020 based on actuarial analysis. The rates fund the full normal cost of the FRS, as well as the amortization of the unfunded actuarial liability. Because aggregate employer contribution rates increase above the current state fiscal year rates in HB 5007, there will be a negative fiscal impact on Miami-Dade County, as well as all other FRS employers, including the state, state universities and colleges, school districts, counties, certain municipalities, and other governmental entities that participate in the FRS.

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147. Statewide Voter Registration Application Form/Felons Restoration of Rights -DIED- SB 1354 by Senator Jeff Brandes (R – St. Petersburg) passed the Senate, but died in messages to the House when the House didn't take up the bill.

SB 1354 would have returned the statutory felon declaration of voting eligibility statement on the uniform statewide voter registration application to its pre-2019 form.

No House companion bill was filed.

148. Constitutional Amendments/Citizen Initiatives -APPROVED- SB 1794 by Senator Travis Hutson (R – Palm Coast) was signed by the Governor and is effective immediately.

SB 1794 changes the process for amending the Florida Constitution by citizen initiative, including increasing the signature threshold for judicial review, preventing petition signatures from being carried over to the next ballot, and requiring payment of the actual cost of signature verification to supervisors of elections.

149. Elections/Vote-by-Mail Ballots -DIED- HB 491 by Representative Bobby Payne (R – Palatka) related to disposition of surplus funds by candidates. HB 491 passed the House, was amended and passed by the Senate, and then was amended and passed by the House. HB 491 died in returning messages to the Senate when the Senate didn't take up the bill with the House amendments.

The House had amended HB 491 to:

- Prohibit a person from providing, offering to provide, or accepting a pecuniary or other benefit in exchange for distributing, ordering, requesting, collecting, delivering, or otherwise physically possessing any vote-by-mail ballots, except the vote-by-mail ballots of immediate family members; and
- Make such an offense a first-degree misdemeanor and authorize a law enforcement officer to arrest a person without a warrant when probable cause existed that the person committed such a violation involving a vote-by-mail ballot.

150. Property Taxes/Homestead Transfer/Save-Our-Homes - (HJR) 369 by Representative Rick Roth (R – Palm Beach Gardens). (HJR) 369 is a joint resolution that was filed by the Senate President and House Speaker filed with the Secretary of State.

HJR 369 places a constitutional amendment on the 2020 general election ballot that extends the period to transfer the save-our-homes benefit from a prior homestead to a new homestead by an additional year, from two years to three years.

Joint resolutions proposing constitutional amendments do not require approval by the Governor.

151. Marketable Record Title/Calusa -DIED- HB 733 by Representative David Smith (R – Winter Springs) passed the House, but died when the Senate didn't take up the bill.

HB 733 would have revised the Marketable Record Title Act to clarify an exception to its main provision and to bolster the current law prohibition on discriminatory deed provisions.

The Senate companion bill was SB 802 by Senator Keith Perry (R – Gainesville). SB 802 died in the Senate Rules Committee when the committee didn't hear the bill.

152. Report Card for Residents re: Counties, Cities/Unfunded Mandate -DIED- The House passed House Joint Resolution (HJR) 7061 and HB 7069, both committee bills by the House State Affairs Committee, but these bills died when the Senate never took up the bills.

HJR 7061 would have proposed an amendment to the Florida Constitution to require the state's Chief Financial Officer to provide information about counties and municipalities to residents on an annual basis to allow residents to compare economic and non-economic factors of each local government.

HB 7069 would have required cities and counties to submit electronically to the state the following information:

- Government spending per resident (and the rank for the city or county compared to other cities and counties, respectively);
- Government debt per resident (with the comparative rank among peers);
- Average county/municipal employee salary (with the comparative rank among peers);
- Median income (with comparative rank among peers);
- Average school grade for the city or county;
- Crime rate for the county and the rank for the county compared to all counties;
- Population of the city or county;
- Unemployment rate for the city or county;
- Percent of the budget spent on salaries and benefits for public employees (with the comparative rank);
- Number of special taxing districts within the city or county; and
- Government revenue per resident for the city or county (with the comparative rank).

The Senate companion bills were Senate Joint Resolution (SJR) 1502 and SB 1512 by Senator Manny Diaz (R – Hialeah Gardens). SJR 1502 and SB 1512 died in the Senate Rules Committee and a Senate Appropriations Subcommittee, respectively, when the committees never took up the bills.

153. Dissolution of Municipalities/States of Emergency -DIED- HB 1209 by Representative Jason Fischer (R – Jacksonville) died in the House State Affairs Committee when the committee did not agenda the bill.

HB 1209 would have required any municipality that meets one or more specified criteria to hold a referendum on municipal dissolution. The criteria included:

The municipality was determined to be in a state of financial emergency subsequent to June 17, 2004, and has been in a state of financial emergency for two or more years;

The municipality has failed to comply with the terms of any signed agreement with the Governor's office as part of a financial emergency where a financial emergency board has been established;

The municipality has submitted its annual financial report and its annual financial audit report more than three months late for two or more consecutive years;

A grand jury or Auditor General audit report was issued within the past three years that contained a significant number of findings and the municipality failed to resolve five or more of those findings within 12 twelve months from the issuance of the report.

If any of these criteria are met, the governing body of the municipality would have had 30 days to set the date of a referendum to dissolve the municipality. If the governing body of the municipality failed to act, the governing body of the county in which the municipality is located would have been required to set the referendum.

The Senate companion bill, SB 1522 by Senator Doug Broxson (R – Pensacola), did not receive a committee hearing.

154. Supermajority Vote Required to Impose, Authorize, or Raise Local Taxes or Fees - DIED- House Joint Resolution (HJR) 477 by Representative Bob Rommel (R – Naples) died in committee when it didn't receive a committee hearing.

HJR 477 would have proposed an amendment to the Florida constitution to prohibit cities, counties, school boards, or special districts from imposing, authorizing, or raising a local tax or fee except by vote approved by two-thirds of the governing board membership. HJR 477 also would have required any such proposed local tax or fee imposition or increase to be contained in separate resolution or ordinance.

There was no Senate companion bill to HJR 477.

155. Public Records/Civil Action/Costs of Litigation Against Government Agencies - DIED- The Senate temporarily postponed on final passage SB 162 by Senator Keith Perry (R - Gainesville). SB 162 died when the Senate never returned to it.

SB 162 would have prohibited an agency from responding to a request to inspect or copy a public record by filing a civil action against the individual or entity making the request. This change effectively would have prohibited an agency from initiating a declaratory judgment seeking a judicial interpretation on the application of a public records exemption.

The House companion bill was HB 195 by Representative Ray Rodrigues (R – Fort Myers). HB 195 was temporarily postponed on second of three readings on the House floor and the House never returned to it.

156. Communication Services Tax - DIED- SB1174 by Senator Travis Hutson (R-Pam Coast) did not make it out of its committees of reference. SB1174 would have revised legislative intent regarding local communications service tax and revised downward the tax rate on the retail sales of communications services.

157. Brownfields - DIED- A number of bills would have addressed brownfields, including SB 1152 by Senator Doug Broxson (R- Gulf Breeze), HB 1001 by Representative Charlie Stone (R- Ocala), and SB 1350 by Senator Dennis Baxley (R- Ocala). These bills would have the total amount of tax credits that may be granted to brownfields each year, revised the conditions under which an applicant that has rehabilitated a contaminated site may receive tax credits, and revised the types of projects that are eligible for tax credits under the brownfields program. However, they did not pass.

This was the subject of Resolution No. R-154-20.

158. Public Records Exemption/Residential Facilities Serving Victims of Sexual Exploitation -APPROVED- HB 7013 by Representative Kimberly Daniels (D – Jacksonville) was signed by the Governor and is effective October 1, 2020.

HB 7013 makes permanent the public records exemption for information about the location of residential facilities serving victims of sexual exploitation

159. Public Records Exemption/County Attorneys, Assistant County Attorneys - DIED - The Senate passed SB 248 by Ed Hooper (R – Palm Harbor), but the bill died when the House never took it up.

SB 248 would have provided a public records exemption for personal identifying and location information of current and former county attorneys and assistant county attorneys, including spouses and children.

The House companion bill, HB 63 by Representative Randy Maggard (R – Zephyrhills), never received a committee hearing.

160. Emergency Management/Reporting/County Commissioners/Sunshine Law/Public Meeting/Declared Disaster -APPROVED- SB 538 by Senator Manny Diaz (R – Hialeah Gardens) was signed by the Governor and is effective July 1, 2020.

SB 538 requires local governments to notify the State Watch Office (SWO) within the Florida Division of Emergency Management of incidents occurring within their geographic boundaries. The bill authorizes the SWO to develop guidelines for reporting and must annually provide the list of reportable incidents to political subdivisions. SB 538 directs the SWO to create and maintain a list of emergency-related reportable incidents. The list must include, but is not limited to the following:

- Major fire incidents;
- Search and rescue operations;
- Bomb threats;
- Natural hazards and severe weather;
- Public health and population protective actions;
- Animal or agricultural events;
- Environmental concerns;
- Nuclear power plant events;
- Major transportation events;
- Major utility or infrastructure events; and
- Certain military events.

SB 538 is a priority of the Florida Division of Emergency Management. It may have a negative fiscal and administrative impact on Miami-Dade County and other local governments based on the reporting requirements.

A House floor amendment removed from SB 538 a provision that would have provided that certain informational meetings or calls related to a federal, state, or local response

to a declared disaster are not considered public meetings requiring notice when two or more members of a city or county commission attend such meeting or call occurring within 14 days of the date of an emergency declaration. SB 538 passed without this language.

161. Elections/Voting Systems -APPROVED- HB 1005 by Representative Cord Byrd (R – Jacksonville Beach) was signed by the Governor and is effective January 1, 2021.

HB 1005 allows county canvassing boards and supervisors of elections to use automated tabulating equipment that is not part of the voting system to conduct both machine and manual recounts. To facilitate faster manual recounts of overvotes and undervotes, the bill specifically allows for the counting of paper ballots or the digital image of the ballots. The bill specifies that a canvassing board may compare the digital image to the corresponding physical paper ballot. HB 1005 directs the Florida Division of Elections to develop procedures relating to the certification and the use of automatic tabulating equipment that is not part of a voting system. HB 1005 also corrects a provision of law that results in voting systems being tested for accuracy after the canvassing of vote-by-mail ballots has begun in certain instances.

162. Increase in Sovereign Immunity Caps/Tort Claims/Claim Bills -DIED- SB 1302 by Senator Anitere Flores (R – Miami) died when, after receiving favorable recommendations from two committees, it was not heard in the Senate Appropriations Committee.

SB 1302 would have increased the per-occurrence limit on the collectability of judgments against government entities from \$300,000 to \$500,000 and eliminated the \$200,000-per-claimant limit. SB 1302 further would have allowed government entities to settle claims in any amount without the approval of a claim bill by the Legislature. SB 1302 was originally filed with a \$1 million cap, but the cap was reduced to \$500,000 in its first committee. SB 1302 would have had a significant negative fiscal impact on Miami-Dade County, other counties and cities.

While no House companion bill was filed, the House was considering a committee bill that would have eliminated the sovereign immunity cap entirely. This issue is likely to return for the 2021 session.

163. Local Government Accountability/Board of County Commissioners Meeting Notices/Local Government Lobbyist Registration Preemption -DIED- SB 766 and SB 768 by Senator Keith Perry (R – Gainesville) died in committee when they didn't receive committee hearings.

Among other provisions, SB 766 and SB 768 would have required notice for a board of county commissioners meeting to be posted at least seven days in advance of any meeting except in the case of an emergency meeting. These bills also would have preempted local regulatory authority and corresponding fees related to local lobbyist registration and require the Florida Commission on Ethics to create a statewide local government lobbyist registration system.

The House companion bill, HB 611 by Representative Anthony Sabatini (R – Clermont), also died in committee when it didn't receive committee hearings.

