

2003

Session Law 03-087

Florida Senate & House of Representatives

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HISTORY OF SENATE BILLS

S 46 (CONTINUED)

03/04/03 SENATE Introduced, referred to The Special Master on Claim Bills, Criminal Justice, Finance and Taxation -SJ 00010, Recommendation Favorable with 1 amendment(s) by The Special Master on Claim Bills, -SJ 00095, Now in Criminal Justice -SJ 00095, On Committee agenda—Criminal Justice, 02/20/03, 9 00 am, 37-S, Favorable with 1 amendment(s) by Criminal Justice, YEAS 7 NAYS 0 -SJ 00095, Now in Finance and Taxation -SJ 00096, On Committee agenda—Finance and Taxation, 03/06/03, 1 00 pm, 37-S

03/06/03 SENATE Favorable by— Finance and Taxation, YEAS 3 NAYS 0 -SJ 00166, Placed on Calendar, on second reading -SJ 00166

05/01/03 SENATE Placed on Special Order Calendar—Claim Bill Calendar -SJ 01053, Substituted HB 1691 -SJ 01033, Laid on Table, Link/Iden/Sim/Compare passed, refer to HB 1691 (Ch 2003-386)

S 48 CLAIMS/LOCAL BILL by Diaz de la Portilla (Similar H 1689) Relief/Llerena & Guzman/Hialeah provides for relief of Asbel Llerena & Wendy Guzman, authorizes & directs City of Hialeah to compensate them for death of Maria de Jesus Llerena, due to negligence of City of Hialeah employee Claim \$200,000 Effective Date Upon becoming law

08/01/02 SENATE Prefiled

08/14/02 SENATE Referred to The Special Master on Claim Bills, Finance and Taxation

01/09/03 SENATE Recommendation Favorable with 3 amendment(s) by The Special Master on Claim Bills., Now in Finance and Taxation

01/14/03 SENATE On Committee agenda—Finance and Taxation, 01/23/03, 2 00 pm, 37-S— Meeting canceled

01/27/03 SENATE On Committee agenda—Finance and Taxation, 02/06/03, 2 30 pm, 37-S

02/06/03 SENATE Favorable with 3 amendment(s) by— Finance and Taxation, YEAS 5 NAYS 0

02/07/03 SENATE Placed on Calendar, on second reading

03/04/03 SENATE Introduced, referred to The Special Master on Claim Bills, Finance and Taxation -SJ 00010, Recommendation Favorable with 3 amendment(s) by The Special Master on Claim Bills, -SJ 00095, Now in Finance and Taxation -SJ 00096, On Committee agenda—Finance and Taxation, 01/23/03, 2 00 pm, 37-S—Meeting canceled, On Committee agenda—Finance and Taxation, 02/06/03, 2 30 pm, 37-S, Favorable with 3 amendment(s) by— Finance and Taxation, YEAS 5 NAYS 0 -SJ 00096, Placed on Calendar, on second reading -SJ 00096

05/01/03 SENATE Placed on Special Order Calendar—Claim Bill Calendar -SJ 01053

05/02/03 SENATE Placed on Special Order Calendar—Claim Bill Calendar -SJ 01053, Read second time -SJ 01086, Amendment(s) adopted -SJ 01086, Substituted HB 1689 -SJ 01086, Laid on Table, Link/Iden/Sim/Compare passed, refer to HB 1689 (Ch 2003-385)

S 50 GENERAL BILL by Miller

Neighborhood Crime Watch Programs authorizes county sheriff or municipal police department to establish neighborhood crime watch programs, provides for residents & business owners located within county or municipality to participate in program, prohibits harassment of participant of said program, provides penalty, defines term "harass" Effective Date 07/01/2003

12/13/02 SENATE Prefiled

12/20/02 SENATE Referred to Comprehensive Planning, Criminal Justice

03/04/03 SENATE Introduced, referred to Comprehensive Planning, Criminal Justice -SJ 00010

05/02/03 SENATE Died in Committee on Comprehensive Planning

S 52 GENERAL BILL/CS/CS by Health, Aging, and Long-Term Care; Transportation; Wise; (CO-SPONSORS) Lynn; Atwater (Similar H 0633, Compare 1ST ENG/H 0189)

Driver's Licenses/Vision Tests, requires vision tests for certain applicants for license renewal, prohibits those applicants from renewing by telephone or electronic means, requires HSMV to study effects of aging on driving ability Amends 322 18 Effective Date 07/11/2003 except as otherwise provided

12/13/02 SENATE Prefiled

12/20/02 SENATE Referred to Transportation Health Aging and Long-Term Care, Appropriations Subcommittee on Transportation and Economic Development Appropriations

02/10/03 SENATE On Committee agenda—Transportation 02/18/03 4 00 pm, 37-S—Temporarily postponed

S 52 (CONTINUED)

03/04/03 SENATE Introduced, referred to Transportation, Health, Aging, and Long Term Care, Appropriations Subcommittee on Transportation and Economic Development, Appropriations -SJ 00010, On Committee agenda—Transportation, 02/18/03, 4 00 pm, 37-S—Temporarily postponed

03/06/03 SENATE On Committee agenda—Transportation, 03/11/03, 1 00 pm, 37-S

03/11/03 SENATE CS by Transportation, YEAS 9 NAYS 0 -SJ 00178, CS read first time on 03/13/03 -SJ 00178

03/13/03 SENATE Now in Health, Aging, and Long-Term Care -SJ 00178

03/20/03 SENATE On Committee agenda—Health, Aging, and Long-Term Care, 03/25/03, 3 15 pm, 412-K

03/25/03 SENATE CS/CS by Health, Aging, and Long Term Care, YEAS 10 NAYS 0 -SJ 00282, CS read first time on 03/27/03 -SJ 00288

03/27/03 SENATE Now in Appropriations Subcommittee on Transportation and Economic Development -SJ 00282

04/16/03 SENATE Withdrawn from Appropriations Subcommittee on Transportation and Economic Development, Appropriations -SJ 00423, Placed on Calendar, on second reading

04/23/03 SENATE Placed on Special Order Calendar -SJ 00502, Read second time -SJ 00490

04/24/03 SENATE Read third time -SJ 00552, CS passed, YEAS 39 NAYS 0 -SJ 00552

04/25/03 HOUSE In Messages

04/28/03 HOUSE Received, placed on Calendar -HJ 00705

04/30/03 HOUSE Placed on Special Order Calendar, Substituted for HB 633 -HJ 00883, Read second time -HJ 00883

05/01/03 HOUSE Read third time -HJ 01016, CS passed, YEAS 102 NAYS 0 -HJ 01016

05/01/03 SENATE Ordered enrolled -SJ 01057

06/30/03 Signed by Officers and presented to Governor

07/11/03 Approved by Governor, Chapter No 2003-273

S 54 GENERAL BILL/CS by Comprehensive Planning; Constantine; (CO-SPONSORS) Fasano; Cowin; Wise; Lynn (Similar H 0321)

Local Government/Minimum Wage, provides definitions, prohibits local governments from requiring employers to pay minimum wage other than federal minimum wage, provides exceptions Effective Date 06/04/2003

12/13/02 SENATE Prefiled

12/20/02 SENATE Referred to Comprehensive Planning

03/04/03 SENATE Introduced, referred to Comprehensive Planning -SJ 00010

03/21/03 SENATE On Committee agenda—Comprehensive Planning, 03/26/03, 11 15 am, 412-K—Not considered

03/26/03 SENATE On Committee agenda—Comprehensive Planning, 03/31/03, 2 00 pm, 412-K—Pending reconsideration (Favorable, YEAS 6 NAYS 0)

04/01/03 SENATE On Committee agenda—Comprehensive Planning, 04/07/03, 11 00 am, 412-K

04/07/03 SENATE CS by— Comprehensive Planning, YEAS 5 NAYS 2 -SJ 00383, CS read first time on 04/10/03 -SJ 00391

04/09/03 SENATE Placed on Calendar, on second reading -SJ 00383

04/16/03 SENATE Placed on Special Order Calendar -SJ 00423, Read second time -SJ 00422, Amendment(s) failed -SJ 00422

04/24/03 SENATE Read third time -SJ 00537, Amendment(s) failed -SJ 00537, CS passed, YEAS 22 NAYS 13 -SJ 00537

04/25/03 HOUSE In Messages

04/29/03 HOUSE Received, placed on Calendar -HJ 00802

05/01/03 HOUSE Placed on Special Order Calendar, Substituted for HB 321 -HJ 00985, Read second time -HJ 00985, Amendment(s) failed -HJ 00985

05/02/03 HOUSE Read third time -HJ 01075, CS passed, YEAS 84 NAYS 32 -HJ 01075

05/02/03 SENATE Ordered enrolled -SJ 01163

05/20/03 Signed by Officers and presented to Governor

06/04/03 Approved by Governor, Chapter No 2003-87

S 56 GENERAL BILL/CS by Health, Aging, and Long-Term Care; Wise (Similar H 0177)

Cert-of-need Exemption/Open Heart provides exemption from certificate-of-need requirements for certain open-heart-surgery programs, provides criteria for qualifying for exemption, requires AHCA to report to Legislature, provides for expiration of exemption Amends 408 036 Effective Date 07/11/2003

12/13/02 SENATE Prefiled

12/20/02 SENATE Referred to Health, Aging, and Long-Term Care, Judiciary, Appropriations Subcommittee on Health and Human Services, Appropriations

Version:	Posted:	Format:
S 0054	09/17/2003	Web Page PDF
S 0054C1	04/09/2003	Web Page PDF
S 0054ER	05/04/2003	Web Page PDF

Committee Amendments and Filed Floor Amendments:

Version:	Amendment:	Published/Filed:	Action:	Format:
S 0054	682062 <i>4/4</i>	Filed 04/15/2003	Withdrawn on 2R (04/15/2003)	Web Page PDF
5 S 0054C1	075990	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
8 S 0054C1	091430	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
<i>2</i> S 0054C1	092783	Filed 04/28/2003	No action	Web Page PDF
6 S 0054C1	122750	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
4 S 0054C1	181530	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
A S 0054C1	354446	Filed 04/15/2003	Failed on 2R (04/16/2003)	Web Page PDF
3 S 0054C1	412034	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
+ S 0054C1	600344	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
2 S 0054C1	651554	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF
<i>1 H</i> S 0054C1	740785	Filed 04/28/2003	No action	Web Page PDF
S 0054C1	820094	Filed 04/22/2003	Withdrawn on 3R (04/24/2003)	Web Page PDF
7 S 0054C1	863474	Filed 04/22/2003	Failed on 3R (04/24/2003)	Web Page PDF

Staff Analysis:

Analysis:	Committee:	Format:
s 0054	Comprehensive Planning	PDF

Vote History - Committee

Chamber:	Committee:	Date:	Format:
Senate	Comprehensive Planning	03/26/03	Web Page
Senate	Comprehensive Planning	03/31/03	Web Page
Senate	Comprehensive Planning	04/07/03	Web Page

Vote History - Floor

Chamber:	Roll Call:	Date:	Format:
HOUSE	0445	05/02/03	Web Page
SENATE	0003	04/24/03	Web Page

Citations - Statute

HISTORY OF HOUSE BILLS

H 319 (CONTINUED)

vides membership & terms of office, revises membership of university boards of trustees & terms of office, creates Fla Uniform Management of Institutional Funds Act, includes employees of state universities in definition of "employee" for purposes of pretax benefits program, revises provisions re determination of resident status for tuition purposes, etc Amends FS Effective Date 07/01/2003 except as otherwise provided

- 02/12/03 HOUSE Prefiled
- 02/25/03 HOUSE Referred to Higher Education (EDK), Education K-20, Education Appropriations (AP), Appropriations
- 03/04/03 HOUSE Introduced, referred to Higher Education (EDK), Education K-20, Education Appropriations (AP), Appropriations -HJ 00043
- 03/20/03 HOUSE On Subcommittee agenda—Higher Education (EDK), 03/24/03, 4:30 pm, 12-H
- 03/24/03 HOUSE Recommendation Favorable by Higher Education (EDK), YEAS 6 NAYS 0
- 03/27/03 HOUSE Now in Education K-20
- 04/03/03 HOUSE On Committee agenda—Education K-20, 04/07/03, 3:00 pm, Morris Hall
- 04/07/03 HOUSE Favorable with CS amendment by Education K-20, YEAS 22 NAYS 0 -HJ 00392
- 04/14/03 HOUSE Pending review of CS under Rule 6 3(b)
- 04/15/03 HOUSE Now in Education Appropriations (AP) -HJ 00392
- 04/22/03 HOUSE Withdrawn from Education Appropriations (AP), Appropriations -HJ 00428, Placed on Calendar
- 04/25/03 HOUSE Placed on Special Order Calendar, Read second time -HJ 00616, Amendment(s) adopted -HJ 00616, Ordered engrossed -HJ 00618
- 04/29/03 HOUSE Read third time -HJ 00793, Passed as amended, YEAS 117 NAYS 0 -HJ 00793
- 04/29/03 SENATE In Messages
- 05/01/03 SENATE Received, referred to Education, Governmental Oversight and Productivity, Appropriations Subcommittee on Education, Appropriations -SJ 01054
- 05/02/03 SENATE Withdrawn from Education, Governmental Oversight and Productivity, Appropriations Subcommittee on Education, Appropriations -SJ 01106, Substituted for CS/CS/SB 1520 -SJ 01106, Read second time -SJ 01106, Amendment(s) adopted -SJ 01106, Amendment(s) reconsidered, adopted as further amended -SJ 01117, Read third time -SJ 01118, Passed as amended, YEAS 38 NAYS 0 -SJ 01118
- 05/02/03 HOUSE In returning messages, Died in returning Messages, Link/Iden/Sim/Compare passed, refer to CS/CS/SB 1006 (Ch 2003-91), HB 51-A (Ch 2003-392)

H 321 GENERAL BILL by Attkisson; (CO-SPONSORS) Kallinger; Kottkamp; Littlefield; Stargel (Similar CS/S 0054)

- Local Government/Minimum Wage, prohibits local governments from requiring employers to pay minimum wage in excess of federal minimum wage, provides exceptions Effective Date Upon becoming law
- 02/12/03 HOUSE Prefiled
- 02/25/03 HOUSE Referred to State Administration
- 03/04/03 HOUSE Introduced, referred to State Administration -HJ 00043
- 03/13/03 HOUSE On Committee agenda—State Administration, 03/17/03, 3:00 pm Reed Hall
- 03/17/03 HOUSE Favorable by—State Administration, YEAS 5 NAYS 0 -HJ 00226
- 03/21/03 HOUSE Placed on Calendar -HJ 00226
- 04/10/03 HOUSE Placed on Special Order Calendar; Temporarily postponed, on Second Reading -HJ 00376
- 05/01/03 HOUSE Placed on Special Order Calendar, Substituted CS/SB 54, Laid on Table, Link/Iden/Sim/Compare passed, refer to CS/SB 54 (Ch 2003-87) -HJ 00985

H 323 GENERAL BILL by Harrell; (CO-SPONSORS) Allen; Cantens; Kravitz; Littlefield (CS by Agriculture) (Identical CS/S 1530)

- Fraud Prevention Unit, creates said unit within Attorney General's Office to improve & coordinate state's response to fraud & related crimes, requires said unit to establish Statewide Complaint Receipt & Referral Center to collect, refer, & analyze information concerning fraud, authorizes Attorney General to use volunteers, requires Fraud Prevention Unit to coordinate its investigations with other law enforcement agencies & victim assistance programs, etc Effective Date 07/01/2004
- 02/12/03 HOUSE Prefiled
- 02/25/03 HOUSE Referred to Judiciary, Agriculture Public Safety Appropriations (AP), Appropriations
- 03/04/03 HOUSE Introduced, referred to Judiciary, Agriculture Public Safety Appropriations (AP), Appropriations -HJ 00043
- 04/07/03 HOUSE On Committee agenda—Judiciary 04/09/03, 10:15 am Morris Hall

H 323 (CONTINUED)

- 04/09/03 HOUSE Favorable by Judiciary, YEAS 18 NAYS 0 -HJ 00371
Now in Agriculture -HJ 00371, On Committee agenda—Agriculture 04/10/03, 10:00 am, 214-C
- 04/10/03 HOUSE Favorable with CS amendment by Agriculture, YEAS 12 NAYS 0 -HJ 00385
- 04/16/03 HOUSE Pending review of CS under Rule 6 3(b)
- 04/18/03 HOUSE Now in Public Safety Appropriations (AP) -HJ 00385
- 05/02/03 HOUSE Died in Committee on Public Safety Appropriations (AP)

H 325 GENERAL BILL/1ST ENG by Bean; (CO-SPONSORS) Hogan; Pickens (Similar S 1654, Compare 1ST ENG/H 0049, H 0251, CS/1ST ENGS 0192, S 1406, CS/CS/S 1434)

- Public Libraries, revises provisions re public library construction grants, provides for local matching requirement under certain circumstances, revises provisions re confidentiality of public library registration & circulation records to authorize disclosure of information to parent or guardian of library patron under age 16, for purpose of collecting fines or recovering overdue books or other materials, etc Amends 257 191, 261 Effective Date Upon becoming law
- 02/13/03 HOUSE Prefiled
- 02/25/03 HOUSE Referred to Commerce, Appropriations
- 03/04/03 HOUSE Introduced, referred to Commerce, Appropriations -HJ 00043
- 03/06/03 HOUSE On Committee agenda—Commerce, 03/10/03, 3:00 pm, 404-H
- 03/10/03 HOUSE Favorable with CS amendment by Commerce, YEAS 16 NAYS 0 -HJ 00185
- 03/17/03 HOUSE Pending review of CS under Rule 6 3(b)
- 03/20/03 HOUSE Now in Appropriations -HJ 00185
- 04/22/03 HOUSE Withdrawn from Appropriations -HJ 00428, Placed on Calendar
- 04/28/03 HOUSE Placed on Special Order Calendar, Read second time -HJ 00657, Amendment(s) adopted -HJ 00658, Ordered engrossed -HJ 00659
- 04/30/03 HOUSE Read third time -HJ 00897, Amendment pending -HJ 00897, Pending amendment withdrawn -HJ 00903, Passed as amended, YEAS 117 NAYS 0 -HJ 00903
- 05/01/03 SENATE In Messages
- 05/02/03 SENATE Received, referred to Comprehensive Planning, Appropriations Subcommittee on Transportation and Economic Development, Appropriations -SJ 01153, Died in Committee on Comprehensive Planning, Link/Iden/Sim/Compare passed, refer to CS/SB 192 (Ch 2003-13), CS/CS/SB 1434 (Ch 2003-126)

H 327 GENERAL BILL by Arza; (CO-SPONSORS) Cantens; Zapata (Identical CS/S 0322)

- Dist School Bd Employee/Legislator, requires employee of district school board who is member of Legislature to take unpaid leave for time away from employment while on legislative business Effective Date Upon becoming law
- 02/13/03 HOUSE Prefiled
- 02/25/03 HOUSE Referred to State Administration
- 03/04/03 HOUSE Introduced, referred to State Administration -HJ 00044
- 05/02/03 HOUSE Died in Committee on State Administration

H 329 GENERAL BILL by Littlefield; (CO-SPONSORS) Allen; Brummer; Bullard; Murzin; Ross; Troutman (CS by Appropriations) (Identical 1ST ENG/S 1430, Compare CS/S 1774)

- Gross Receipts Tax/Manufactured Gas, excludes gross receipts from sales of manufactured gas to certain utilities from term "gross receipts" for certain purposes exempts purchase of manufactured gas for resale or for use as fuel in generation of electricity from public service tax Amends 203 01, 166 231 Effective Date Upon becoming law
- 02/13/03 HOUSE Prefiled
- 02/25/03 HOUSE Referred to Energy (BR), Business Regulation, Finance & Tax, Commerce & Local Affairs Appropriations (AP), Appropriations
- 03/04/03 HOUSE Introduced, referred to Energy (BR), Business Regulation, Finance & Tax Commerce & Local Affairs Appropriations (AP), Appropriations -HJ 00044
- 03/07/03 HOUSE On Subcommittee agenda—Energy (BR), 03/11/03 1:00 pm, 12-H
- 03/11/03 HOUSE Recommendation Favorable with 1 amendment(s) by Energy (BR) YEAS 9 NAYS 0
- 03/12/03 HOUSE Now in Business Regulation
- 03/14/03 HOUSE On Committee agenda—Business Regulation 03/18/03 2:00 pm, Morris Hall
- 03/18/03 HOUSE Favorable with CS amendment by Business Regulation YEAS 31 NAYS 0 -HJ 00228
- 03/19/03 HOUSE Pending review of CS under Rule 6 3(b)
- 03/25/03 HOUSE Now in Finance & Tax -HJ 00228

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TOP

House 0321: Relating to Local Government/Minimum Wage

H321 GENERAL BILL by Attkisson; (CO-SPONSORS) Kallinger; Kottkamp; Littlefield; Stargel (Similar CS/S 0054)
Local Government/Minimum Wage; prohibits local governments from requiring employers to pay minimum wage in excess of federal minimum wage; provides exceptions. EFFECTIVE DATE: Upon becoming law.

02/12/03 HOUSE Prefiled
 02/25/03 HOUSE Referred to State Administration
 03/04/03 HOUSE Introduced, referred to State Administration -HJ 00043
 03/13/03 HOUSE On Committee agenda-- State Administration, 03/17/03, 3:00 pm, Reed Hall
 03/17/03 HOUSE Favorable by- State Administration; YEAS 5 NAYS 0 -HJ 00226
 03/21/03 HOUSE Placed on Calendar -HJ 00226
 04/10/03 HOUSE Placed on Special Order Calendar; Temporarily postponed, on Second Reading -HJ 00376
 05/01/03 HOUSE Placed on Special Order Calendar; Substituted CS/SB 54; Laid on Table, Link/Iden/Sim/Compare passed, refer to CS/SB 54 (Ch. 2003-87) -HJ 00985

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Bill Text

Version:	Posted:	Format:
H 0321	02/14/2003	Web Page PDF

Amendments:

HB0321AM

Amendment:	Posted:	Format:
008425	03/25/2003	Web Page PDF
009241	03/25/2003	Web Page PDF
030081	03/25/2003	Web Page PDF
140394	04/30/2003	Web Page PDF
484695	03/25/2003	Web Page PDF
284635	03/25/2003	Web Page PDF
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244003	03/25/2003	Web Page PDF
347387	03/25/2003	Web Page PDF
349637	03/25/2003	Web Page PDF
388527	03/25/2003	Web Page PDF
436297	03/25/2003	Web Page PDF
531631	03/25/2003	Web Page PDF
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658517	03/25/2003	Web Page PDF
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829565	03/25/2003	Web Page PDF
876285	03/25/2003	Web Page PDF
884309	03/25/2003	Web Page PDF
984499	03/25/2003	Web Page PDF

Bill Analysis:

Analysis:	Sponsor	Format:
h 0321	State Administration	PDF <i>2/6/03</i>
h 0321a	State Administration	PDF <i>5/17/03</i>

Vote History:

NO VOTE HISTORY AVAILABLE FOR HOUSE BILL 0321.

Citations - Statute

NO STATUTE CITATIONS FOUND FOR HOUSE BILL 0321.

Citations - Constitution

NO CONSTITUTION CITATIONS FOUND FOR HOUSE BILL 0321

MISCELLANEOUS LOCAL GOVERNMENT

CS/SB 54 — Local Government Minimum Wage

by Comprehensive Planning Committee and Senators Constantine, Fasano, Cowin, Wise, and Lynn

This committee substitute prohibits the political subdivisions of the state from requiring employers to pay a minimum wage other than a federal minimum wage, or from requiring employers to apply a federal minimum wage to wages that are exempt under federal law. However, political subdivisions may establish a minimum wage for their employees, for employees of contractors and subcontractors under contract with the political subdivision, and for employees of employers receiving direct tax abatements or subsidies from the political subdivision.

This committee substitute creates an unnumbered section of the Florida Statutes.

If approved by the Governor, these provisions take effect upon becoming law

Vote. Senate 22-13, House 84-32

SB 732 — Miami River Commission

by Senator Villalobos

This bill removes language that would sunset the Miami River Commission on July 1, 2003 and, therefore, effectively establishes a permanent commission.

This bill repeals section 7 of chapter 98-402, Laws of Florida.

If approved by the Governor, these provisions take effect upon becoming law

Vote. Senate 39-0, House 117-0

HB 1721 — Subdivision Property

by Rep. Bılrakıs and others (CS/SB 1824 by Comprehensive Planning Committee and Senators Sebesta, Crist, and Fasano)

This bill increases the tax deed application fee from \$15 to \$75, requires that before property is sold under an outstanding tax certificate on land that is either submerged land or common elements in a subdivision, each owner of property contiguous to the property subject to sale must be notified, requires that a county notify each owner of such property within 90 days after property is placed on the list of lands available for taxes if the county holds the tax certificate and does not purchase the property; and requires that the value of taxes and non-ad valorem assessments against common elements of a subdivision be prorated by the property appraiser and included within the value of the lots within the subdivision.

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To: Ed Tribble
From: Adis Riveron

The Miami Herald
June 5, 2003
Section: Local
Edition: Final
Page: 1B

PENELAS CRITICAL OF NEW PAY LAW LESLEY CLARK, lclark@herald.com

Over the objections of Miami-Dade Mayor **Alex Penelas**, Gov. **Jeb Bush** signed into law Wednesday a bill that critics fear could cut pay in half for up to 4,000 workers at Miami International Airport.

Bush signed the bill that prevents cities and counties in some circumstances from forcing local companies to pay wages higher than the federal minimum.

The law doesn't affect rules in Miami-Dade and Broward counties and Miami Beach requiring their own government employees be paid higher than the federal minimum.

But **Penelas** and others fear companies doing work at the airport could use the law to drop employees' wages. The companies have been operating under a county ordinance requiring that airport workers, particularly those with security-sensitive positions, make twice the federal minimum wage, now \$5.15 an hour. About 4,000 workers - 2,000 in security-sensitive jobs - are covered by the county rule.

Bush added in a letter accompanying his signature that he shares **Penelas'** fears about the airport workers, and called company heads to warn them not to use the law to cut airport workers' pay.

"I am signing this legislation with the express expectation that it will not be used to reduce the wages of any current employee," **Bush** said in the letter. "I expect employers to honor the law and to honor their commitments to these individuals on both legal and moral grounds. This administration will use its power and resources to ensure that they do."

The announcement took some workers at Miami International Airport's Swissport USA by surprise. Ramp duty manager Claudio Boyett feared for the 500 or so passenger service and cargo workers the company employs there.

He said when the original Miami-Dade County ordinance passed years ago, most employees' paychecks rose, so he expects them to fall now.

"Wow, it's going to affect everyone," said Boyett, 43, a father of three who earns \$16.50 an hour. "Most people are used to their earnings, now they're most likely going to have to look for other jobs."

Swissport executives could not be reached for comment late Wednesday.

Backers of the law said companies shouldn't have to pay different minimum wages in different cities or counties.

Bush said he'll seek legislation to make it clear that security-sensitive jobs should be exempt from the law, but **Penelas** said in a telephone interview he was disappointed.

"I understand he's going to make an effort to fix the glitch and urge private permit holders not to lower salaries, but this is still going to cause a terrible amount of instability in thousands of households in Miami-Dade County," said **Penelas**, a Democrat who is running for U.S. Senate and who last week led a rally at the airport calling for **Bush** to veto the bill. "I appreciate him saying this, but there are no assurances this will happen and we could be looking at tremendous turnover in critical areas as wages get cut."

Broward County attorney Ed Dion said the law will not affect Broward's living wage ordinance, in effect Oct. 1.

"We wrote in a certain language so that a bill like this would not affect it," he said. "Our ordinance can still be enforced." The ordinance dictates that county employees and employees with businesses that contract with Broward for \$100,000 or more must receive at least \$9.57 an hour. It does not apply to workplaces that do not do business with the county.

"It's up to those businesses to decide on their own what they pay their employees," said Dion.

Herald staff writers **Charles Rabin** and **Ashley Fantz** contributed to this report.

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June 4, 2003

JEB BUSH
GOVERNOR

The Honorable Glenda E. Hood
Secretary of State
Florida Department of State
R. A. Gray Building
500 S. Bronough Street
Tallahassee, Florida 32399

2003 JUN -4 PM 5:05
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA
FILED

Dear Secretary Hood: *Glenda*

Today, I hereby transmit to you, with my signature, Committee Substitute for Senate Bill 54, an Act relating to Local Government/Minimum (Living) Wage, passed by the Florida Legislature on May 2, 2003. I have signed this bill because it is an important measure in making sure that Florida's economy remains competitive and continues to foster job growth for Florida's 16 million residents.

Numerous surveys and studies by independent economists confirm that so-called "living wage" ordinances requiring private employers to pay a certain amount significantly above the federally required minimum wage create higher unemployment and reduce economic growth. Far from helping the most unskilled workers increase their standard of living, "living wage" ordinances generally lead to layoffs, increased costs to businesses and higher prices for consumers. Moreover, the potential for many different "living wage" ordinances that may impose varying requirements on employers that do business across our state threatens to undermine the stability and economic predictability that are important to those who are attracted to doing business in our state. Such destabilization would drive employers from Florida, resulting in the loss of jobs across all sectors of our economy. CS/SB 54 ensures that Florida has a uniform minimum wage, the federal minimum wage, across the entire state, except under very limited circumstances. Under CS/SB 54, cities, counties and private employers will be free to establish their own wage rates for employees, based upon the market and the skills of the individuals -- core principles of our system.

CS/SB 54 strikes an appropriate balance between respecting the rights of private employers to set their employees' pay based on qualifications and the valid interests of local governments in distributing the benefits of their public spending by requiring that those who voluntarily contract with or lease from local



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government or otherwise receive special incentives agree to pay their employees wages commensurate with the costs of living in the communities that they serve. In addition, government employers still have the right to set higher wages for their employees as they see fit.

Florida is a national leader in promoting economic growth and increased job opportunities. Our low tax environment and flexible workforce are two of the many reasons why businesses from all over the world invest in Florida. These investments, in turn, create a climate of economic opportunity for all Floridians, who benefit directly from the creation of the jobs and related business activities resulting from such investment.

Florida's job market gained 92,800 jobs over the past year. It is the only state in the nation that has steadily increased the number of jobs over the past 13 months. Florida's unemployment rate has been below the national unemployment rate for 14 consecutive months. This sustained job growth continues to demonstrate that Florida's businesses are growing. We continue to create more jobs for Floridians and we are doing it at a faster rate than the ten most populous states. This is a record of which we can be proud.

Responding to Concerns

Despite the sound economic policy promoted by CS/SB 54, some have raised concerns that application of CS/SB 54 will result in the reduction of the wages of approximately 2,700 workers employed by some service providers at the Miami International Airport. These service providers hold permits from Miami-Dade County to operate at the airport but otherwise do not contract with or lease from Miami-Dade County. In September 2002, the Miami-Dade County Commission expanded the County's "living wage" ordinance to these employers out of concern that lower wages for workers engaged in fueling planes, providing catering, handling baggage and cleaning aircraft led to reduced security due to the high turn-over in these jobs, which require a security clearance.

I, too, am concerned about the potential effect that the prohibition may have had on these workers. That is not the purpose or intent of this bill. It is intended to apply prospectively only and not to nullify Miami-Dade County's or any other existing ordinance.

I am signing this Legislation with the express expectation that it will not be used to reduce the wages of any current employee who is employed under a salary arrangement agreed in reliance on an existing ordinance.

I expect employers to honor the law and to honor their commitments to these individuals on both legal and moral grounds. This administration will use its power and resources to ensure that they do.

I have placed phone calls to the CEO's of the largest such employers identified by Miami Dade County, urging them not to use this legislation as an excuse to reduce their employees' wages. Good business would dictate that once you hire an employee at a certain wage you do not lower their salary arbitrarily. I also would expect these employers to be sensitive to the security concerns that led to the expansion of the Miami Dade County ordinance to airport permit holders.

Furthermore, in order to eliminate any doubt as to the applicability of CS/SB 54 to the employees of service providers at security sensitive facilities owned and operated by local governments, I intend to propose Legislation for the purpose of clarifying the bill's language. I believe that it is in Florida's best interest that local governments be able to use a variety of means for improving the stability and the quality of the workforce servicing the most sensitive facilities in the state, such as airports. This should include requirements related to compensation.

For the reasons stated above, I do hereby sign Committee Substitute for Senate Bill 54.

Sincerely,



Jeb Bush



Governor's
Legislative Office
STATE OF FLORIDA

JEB BUSH
GOVERNOR

LEGISLATIVE AFFAIRS DIRECTOR

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FROM: Susanne Danna

TOTAL PAGES (including cover sheet) 4

SPECIAL INSTRUCTIONS:

SB 54 2003
transmittal letter

Please give me a
call if you have
any questions.

[Signature]

ALPHONSO BUNICHELLI S. 2000/05

