



The Florida Senate

Interim Report 2011-107

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Committee on Commerce

IDENTIFICATION, REVIEW, AND RECOMMENDATIONS RELATING TO OBSOLETE STATUTORY REFERENCES TO THE FORMER FLORIDA DEPARTMENTS OF LABOR AND EMPLOYMENT SECURITY, AND COMMERCE

Issue Description

The Division of Statutory Revision of the Office of Legislative Services reviews Florida Statutes, in part, to remove inconsistencies and otherwise improve their clarity and facilitate their correct and proper interpretation. Any revision the division makes to a statute, either complete, partial, or topical, is accompanied by revision and history notes relating to the same, showing the changes made therein and the reason for such recommended change.

The Division of Statutory Revision maintains an informal list of statute issues, which may include notes and recommendations to clarify and remove inconsistencies in Florida Statutes. Several issues related to references in statutes to the former Department of Labor and Employment Security or the former Florida Department of Commerce still exist in the Florida Statutes.

The Department of Labor and Employment Security was abolished by the Legislature in 2002.¹ Chapter 96-320, L.O.F., provided for the dissolution of the Florida Department of Commerce, effective December 31, 1996.

This interim report will explore the structure of these former departments and how their structures were ultimately dismantled and redistributed to other areas of Florida government. This framework is intended to serve as a resource for use in the examination of current references to the former Department of Labor and Employment Security or the former Florida Department of Commerce in Florida Statutes and assist in determining potential solutions to update such references.

Background

Department of Labor and Employment Security

The Department of Labor and Employment Security (DLES) was created in 1978 when it was removed from the Florida Department of Commerce.² It consisted of one administrative support division, six program divisions, and administratively housed several independent entities.³

The process for the abolishment of DLES began in the 1999 Legislative Session,⁴ and subdivisions and programs of the department were transferred or repealed through several legislative bills until the department was formally abolished by the Legislature in 2002.

¹ Chapter 2002-194, L.O.F.

² Chapter 78-201, L.O.F.

³ See Senate Staff Analysis and Economic Impact Statement for CS/CS/SB 230, dated April 19, 1999.

⁴ Chapter 99-240, L.O.F.

Division of DLES	Purpose	Transferred or Repealed⁵	Chapter Law
Division of Administrative Services	Provided support services through four functional units: (a) Human Resource Management; (b) Administrative Support; (c) Management Information Systems; and (d) the Office of Training and Development.	<ul style="list-style-type: none"> • Transferred administration of labor organizations, migrant and farm labor registration, and other workplace regulation functions to the Department of Business and Professional Regulation • Transferred the Office of Information Systems to the State Technology Office • Other support services were transferred as appropriate 	Ch. 2002-194, L.O.F.
Division of Blind Services	Provided rehabilitation, job placement, and follow-up services designed to find employment for Florida's blind residents.	<ul style="list-style-type: none"> • Transferred to the Department of Education 	Ch. 99-240, L.O.F. Ch. 2002-22, L.O.F.
Division of Jobs and Benefits	Helped workers find jobs and assisted employers with recruitment of qualified applicants. The division administered a number of programs, including the following: Job Training Partnership Act; Apprenticeship; Child Labor; Labor Market Information; Professional Placement Network; WAGES/WORKPay\$; and School-to-Work.	<ul style="list-style-type: none"> • Transferred to the Agency for Workforce Innovation, Workforce Florida, Inc., and the Department of Children and Family Services, as appropriate. • Transferred apprenticeship training to the Department of Education • Transferred administration of labor organizations, and migrant, farm worker, and child labor laws to the Department of Business and Professional Regulation 	Ch. 2000-165, L.O.F. Ch. 2002-194, L.O.F.
Division of Safety	Performed worksite inspections, and educated employers, employees, and the public about workplace safety issues.	<ul style="list-style-type: none"> • Repealed July 1, 2000 	Ch. 99-240, L.O.F.
Division of Unemployment Compensation	Administered the federally-mandated insurance program that pays wage-replacement benefits to unemployed workers.	<ul style="list-style-type: none"> • Transferred to the Agency for Workforce Innovation (and required the agency to contract with the Department of Revenue for tax collection services) 	Ch. 2000-165, L.O.F.

⁵ These are not necessarily the current locations for such programs or authority.

<p>Division of Vocational Rehabilitation (including the Office of Disability Determinations)</p>	<p>Assisted persons with physical or mental impairment gain employment. The Office of Disability Determinations was a federally funded program which was responsible for determining medical eligibility for Social Service Disability Insurance and Supplemental Security Income Benefits. The office also made appropriate referrals to the Division of Vocational Rehabilitation and programs within the Department of Health to assist claimants in obtaining necessary health care and regaining employment security.</p>	<ul style="list-style-type: none"> • Effective January 1, 2000, the brain and spinal cord injury program and the Office of Disability Determinations were transferred to the Department of Health. • Transferred to Department of Education 	<p>Ch. 99-240, L.O.F. Ch. 2002-22, L.O.F.</p>
<p>Division of Workers' Compensation</p>	<p>Assisted in the delivery of benefit payments and provided rehabilitative and support services to injured workers to facilitate their reemployment.</p>	<ul style="list-style-type: none"> • Transferred to the Department of Insurance; • Also transferred workers' compensation medical services to the Agency for Health Care Administration; and • Workers' compensation rehabilitation and reemployment services to the Department of Education 	<p>Ch. 2002-194, L.O.F. Ch. 2002-262, L.O.F.</p>
<p>Office of the Judges of Compensation Claims</p>	<p>Adjudicated disputed facts and resolved disputed issues regarding workers' compensation claims.</p>	<ul style="list-style-type: none"> • Transferred to the Division of Administrative Hearings 	<p>Ch. 2002-194, L.O.F.</p>
<p>Public Employees Relations Commission</p>	<p>Responsible for enforcement of constitutional and statutory provisions giving public employees rights in bargaining with their employer.</p>	<ul style="list-style-type: none"> • Transferred to the Department of Management Services 	<p>Ch. 2001-43, L.O.F.</p>
<p>Unemployment Appeals Commission</p>	<p>Responsible for deciding contested appeals for Unemployment Compensation.</p>	<ul style="list-style-type: none"> • Transferred to the Agency for Workforce Innovation 	<p>Ch. 2002-194, L.O.F.</p>
<p>Workers' Compensation Oversight Board</p>	<p>Formulated proposed workers' compensation and held hearings.</p>	<ul style="list-style-type: none"> • Repealed July 1, 2002 	<p>Ch. 2002-194, L.O.F.</p>
<p>Minority Business Advocacy and Assistance Office</p>	<p>Oversees the state's minority business enterprise program, including certifying participants in the program</p>	<ul style="list-style-type: none"> • Renamed the Office of Supplier Diversity and transferred to the Department of Management Services 	<p>Ch. 2000-286, L.O.F.</p>
<p>Florida Advisory Council on Small and Minority Business Development</p>	<p>Advised and assisted the secretary of DLES in carrying out duties related to minority businesses and economic and business development</p>	<ul style="list-style-type: none"> • Neither: the council still statutorily resides with DLES; however, it currently operates within the Department of Management Services 	<p>Ch. 2000-286, L.O.F.</p>

Florida Department of Commerce

The Florida Department of Commerce (FDC) was created in 1969.⁶ It consisted of three divisions and administratively housed or staffed a number of independent entities. It was “the state agency with the primary responsibility for promoting and developing the general business, trade, and tourism components of the state economy.”⁷

FDC was abolished in 1996 in a reorganization of Florida’s economic development structure.⁸ The department’s functions were either repealed or transferred to various other agencies. In general, the reorganization transferred economic development functions to Enterprise Florida, Inc. (EFI); tourism development and marketing functions to the Florida Commission on Tourism, Inc.; and all other functions that were considered to be “governmental in nature and [could not] effectively be transferred to public private partnerships” to the Office of Tourism, Trade, and Economic Development (OTTED).⁹

Division of FDC	Purpose	Transferred or Repealed ¹⁰	Chapter Law
Division of Economic Development (included the Florida State Rural Development Council, and the Bureau of Business Assistance)	Responsible for economic development in Florida, including the promotion of Florida businesses and goods, assisting businesses locating or relocating in Florida, and creating high-wage employment opportunities for Floridians Responsibilities included: assisting small and minority businesses; oversight and promotion of the solar energy industry in Florida; the Quick-Response Training Program; the Economic Development Transportation Fund; qualified target industry businesses; enterprise zones; and the Jobs Siting Act	<ul style="list-style-type: none"> • Transferred to the Office of Tourism, Trade, and Economic Development • Transferred the Quick Response Training Program to Enterprise Florida, Inc. • Transferred solar energy responsibilities to Enterprise Florida, Inc., and the Department of Community Affairs • Created a rules ombudsman within the Executive Office of the Governor to monitor for adverse impacts on business and job creation 	Ch. 96-320, L.O.F.
Division of Tourism	Operated advertising and promotional programs for promoting Florida including the agricultural, industrial, and tourism advantages of the state	<ul style="list-style-type: none"> • Transferred to the Florida Commission on Tourism, Inc., administratively housed in the Executive Office of the Governor 	Ch. 96-320, L.O.F.
Division of International Trade and Development	Responsible for promoting Florida tourism and economic development, gathering information on trade data and opportunities in foreign countries, and assisting foreign firms to invest in Florida Responsibilities included: foreign international trade offices; coordination with the Florida Export Finance Corporation; participation in the	<ul style="list-style-type: none"> • Transferred to the Office of Tourism, Trade, and Economic Development • Transferred coordination with the Florida Export Finance Commission and participation in the International Trade Data Resource and Research Center to Enterprise Florida, Inc. 	Ch. 96-320, L.O.F.

⁶ Section 17, ch. 69-106, L.O.F.

⁷ See Senate Staff Analysis and Economic Impact Statement for CS/CS/SB 958, dated March 18, 1996.

⁸ Chapter 96-320, L.O.F.

⁹ See Senate Staff Analysis and Economic Impact Statement for CS/CS/SB 958, dated March 18, 1996.

¹⁰ These are not necessarily the current locations for such programs or authority.

	International Trade Data Resource and Research Center; and outreach activities in Latin America and the Caribbean Basin	<ul style="list-style-type: none"> Created the International Trade and Economic Development Board within Enterprise Florida, Inc., to assist and advise in the development of Florida's domestic and international economic development policy 	
Florida Entertainment Commission (Direct Support Organization)	Assisted FDC in the promotion and development of the motion picture, television, video, recording, and related entertainment industries	<ul style="list-style-type: none"> Transferred to the Office of Tourism, Trade, and Economic Development The Commission reorganized itself as the Florida Entertainment Industry Council, Inc. 	Ch. 96-320, L.O.F.
Florida Sports Foundation (Direct Support Organization)	Assisted FDC in improving the economic presence of sports related industries in Florida	<ul style="list-style-type: none"> Transferred to the Office of Tourism, Trade, and Economic Development 	Ch. 96-320, L.O.F.
Economic Development Advisory Council	Made recommendations on economic development in Florida, including future growth, impact of government on doing business in the state, and education	<ul style="list-style-type: none"> Repealed (Enterprise Florida, Inc., had been performing similar functions since it was created in 1992) 	Ch. 96-320, L.O.F.
Commission on Minority Economic and Business Development (included the Minority Business Advocacy and Assistance Office and the Florida Council on Small and Minority Business Development)	Central oversight body for minority business enterprise development efforts, including certification of minority business enterprises	<ul style="list-style-type: none"> Repealed; the Minority Business Advocacy and Assistance Office was transferred to the Department of Labor and Employment Security (see above chart) Renamed the Florida Council on Small and Minority Business Development as the Florida Advisory Council on Small and Minority Business Development and transferred to DLES (see above chart) 	Ch. 96-320, L.O.F.
Black Business Investment Board	Assisted in the development and expansion of black business enterprises	<ul style="list-style-type: none"> Transferred to the Office of Tourism, Trade, and Economic Development 	Ch. 96-320, L.O.F.
Enterprise Zone Interagency Coordinating Council	Advised and assisted in the management and development of enterprise zones	<ul style="list-style-type: none"> Transferred to the Office of Tourism, Trade, and Economic Development 	Ch. 96-320, L.O.F.
Florida Film and Television Investment Board	Promoted and developed the film and television industry in Florida	<ul style="list-style-type: none"> Transferred to the Office of Tourism, Trade, and Economic Development 	Ch. 96-320, L.O.F.

Florida Commission on Tourism (included the Florida Tourism Industry Marketing Corporation, a direct-support organization)	Advisory body of industry representatives to promote and enhance Florida tourism	<ul style="list-style-type: none"> • Transferred to the Florida Commission on Tourism, Inc. • Required establishment of the Florida Tourism Industry Marketing Corporation (VISIT FLORIDA) 	Ch. 96-320, L.O.F.
Recycling Markets Advisory Committee	Coordinated policy and overall strategic planning for recovered materials among state agencies and the private sector	<ul style="list-style-type: none"> • Transferred to the Office of Tourism, Trade, and Economic Development 	Ch. 96-320, L.O.F.
Florida Defense Conversion and Transition Commission	Advised the Governor and Legislature in the development and implementation of military base reuse and transition policy	<ul style="list-style-type: none"> • Transferred to the Office of Tourism, Trade, and Economic Development 	Ch. 96-320, L.O.F.

Findings and/or Conclusions

Methodology

The professional staff of the Senate Commerce Committee searched Florida Statutes for terms related to the former Department of Labor and Employment Security and the former Department of Commerce. Staff also utilized the Division of Statutory Revision's informal list of statute issues to identify obsolete references.

Upon creating a list of obsolete references, staff prepared a spreadsheet listing each provision, potential agencies that may currently have jurisdiction over the statute, any historical information about the purpose of the statute or reference, and possible recommendations related to updating the statute. This information was provided to relevant agencies to seek guidance and information about the obsolete references and potential recommended solutions for updating the statute in question.

Findings

Staff found that, despite the decentralization and abolishment of the departments, references to the former Department of Labor and Employment Security and former Department of Commerce still exist in current Florida Statutes.

Further, staff found references in the Florida Statutes to obsolete programs or entities that were transferred to one of the two former departments. The Florida State Employment Service and Florida Council for the Blind both pre-date the former Department of Labor and Employment Security, however, it appears that their responsibilities were transferred or merged into the department. Because the responsibilities of these programs were eventually part of the Department of Labor and Employment Security, staff proceeded to research the vitality of the provisions which still reference these programs.

Additionally, staff discovered references to workforce programs that were formerly housed in Enterprise Florida, Inc., including the Workforce Development Board and its predecessor, the Enterprise Florida Jobs and Education Partnership. Although not specifically within the former Department of Commerce, these programs were also amended at the time that the Legislature was remodeling its economic development policies.¹¹

Some obsolete references also required staff to look into the purpose of entire programs, such as the Trench Safety Act¹² and the asbestos management program in public-buildings owned by state agencies.¹³

¹¹ Chapter 96-320, L.O.F.

¹² Part III, ch. 553, F.S.

¹³ Sections 255.551 - 255.563, F.S.

Options and/or Recommendations

In total, there are 35 references to the former Department of Labor and Employment Security, or one of its former programs, and there are 10 references to the Florida Department of Commerce still remaining in Florida Statutes. The professional staff of the Senate Commerce Committee found that some references are still necessary in statute, while others should be repealed or amended to reference the current agency or program.¹⁴

Department of Labor and Employment Security

Retain Reference in Statute

Statute	Recommended Change
§122.02(4)(a) <i>Determination of years of service in the State and County Officers and Employees' Retirement System (SCOERS)</i>	The reference is to the Florida State Employment Service (merged into DLES in 1983) This reference should remain in statute DMS administers ch. 122, F.S. SCOERS was closed to new members in 1970. The agency indicated that leaving the reference may aid individuals who are still active under SCOERS; but also suggested that if the reference was changed, then a footnote should be added to identify the former reference However, AWI suggested the reference be changed to "Public Employment Service"
§122.20(1) <i>Permits certain "blind or partially sighted persons" to participate in SCOERS</i>	This reference is to the Council for the Blind (merged into DLES Division of Blind Services) This reference should remain in statute DMS administers ch. 122, F.S. SCOERS was closed to new members in 1970. The agency indicated that leaving the reference will aid individuals who are still eligible for SCOERS through this statute
§440.60(3) <i>Application of Law for a particular time period for acts of the former Division of Workers' Compensation</i>	This reference should remain in statute DFS affirmed
§443.141(3)(f) <i>Reproductions of documents for collection proceedings for unemployment taxes</i>	This reference should remain in statute AWI affirmed

Delete the Reference or Repeal the Statute/Provision

Statute	Recommended Change
§45.031(7)(a) <i>Judicial sales procedure where agency was named defendant (unemployment tax)</i>	Delete the reference to DLES from the statute DOR recommended deleting the reference – stated that it would not affect any cases However, AWI recommended revisiting the issue in 2023, 20 years after the DLES was abolished

¹⁴ A detailed analysis is on file with the Senate Commerce Committee.

Statute	Recommended Change
§69.041(4)(a) <i>DOR rights to pursue certain liens</i>	Delete the reference to DLES from the statute DOR recommended deleting the reference – stated that it would not affect any cases However, AWI recommended revisiting the issue in 2023, 20 years after the DLES was abolished
§252.87(7) <i>Supplemental state reporting requirements of Emergency Planning and Community Right-to-Know Act (EPCRA)</i>	Delete the reference to DLES from the statute DCA had no comment
§252.937(2) <i>Coordination of state agencies for implementation of the Accidental Release Prevention Program (Clean Air Act)</i>	Delete the reference to DLES from the statute DCA had no comment
§287.09451(4)(h), (o)2. <i>Office of Supplier Diversity</i>	Delete the references to DLES from the statute DMS recommended that no change be made to the statute at this time, or that the reference to DLES be removed
§288.038 <i>Allows DLES to enter into an agreement with county tax collectors to accept applications for licensure or registration¹⁵</i>	Repeal this statute AWI and OTTED affirmed
§440.49(9)(b)2. <i>Assessments for the Special Disability Trust Fund</i>	Repeal the provisions referencing DLES from the statute DFS affirmed
§446.60 <i>Assistance for displaced local exchange telecommunications company workers</i>	Repeal this statute WFI indicated that they do not perform this function AWI agreed that the provision may be outdated and beyond the timeline intended by the Legislature
§553.62 <i>State standard for trench safety</i>	Delete the reference to DLES and rulemaking authority from the statute DOT affirmed

¹⁵ Similar language appears in ss. 288.037, 455.213(1), and 456.013(1)(a), F.S., for different state agencies.

Statute	Recommended Change
§597.006(1) <i>Aquaculture Interagency Coordinating Council</i>	Delete the reference to DLES from the statute

Update Reference to Appropriate Agency

Statute	Recommended Change
§252.85(1) <i>EPCRA fee based on number of employees</i>	Change the reference to DLES to “AWI or its tax collection service provider” AWI and DOR affirmed DCA had no comment
§287.09431 Introduction, Art. II (2) – (4) <i>Statewide and interlocal agreement on certification of business concerns for the status of minority business enterprise</i>	Change the references to DLES to DMS DMS recommended that no change be made to the statute at this time
§287.0947(1) <i>Florida Advisory Council on Small and Minority Business Development</i>	Update the statute to reflect current status of the program, and delete references to DLES as appropriate The council is administratively housed within DMS DMS recommended that no change be made to the statute at this time, or that the reference to DLES be removed
§288.021(1) <i>Agency economic development liaisons</i>	Change the references to DLES to AWI AWI and OTTED affirmed
§409.2576(1), (3)(b), (8) <i>State Directory of New Hires</i>	There are 3 references to the DLES in the statute The first 2 are unnecessary at this time, since the date specified has passed, and could be deleted For the third, change the reference to DLES to “AWI or its tax collection service provider” AWI and DOR affirmed
§414.24 <i>Integrated welfare reform and child welfare services</i>	Change the references to DLES to AWI DCF affirmed
§414.40(2)(d) <i>Stop Inmate Fraud Program – agency coordination</i>	Change the reference to DLES to AWI AWI and FDLE affirmed

Statute	Recommended Change
§440.385(5) <i>Florida Self-Insurers Guaranty Association – plan of operation</i>	Change reference to DLES to DFS, and repeal obsolete language as appropriate DFS affirmed
§450.161 <i>Introduction Chapter on child labor not to affect apprentices</i>	Change reference to the Division of Jobs and Benefits to DOE DOE affirmed
§489.1455(1)(b) <i>Construction contracting journeymen reciprocity standards</i>	Change the reference to DLES to “the registration agency defined in 29 C.F.R. 29.2” – or “DOE, state apprenticeship agency, or USDOL” DOE recommended changing the reference to DOE; or to “registration agency defined in 29 C.F.R. 29.2” – or “DOE, state apprenticeship agency, or USDOL” because it is a national program with reciprocity DBPR stated that it does not have jurisdiction over this provision
§489.5335(1)(b) <i>Electrical and alarm system contracting journeymen reciprocity standards</i>	Change the reference to DLES to “the registration agency defined in 29 C.F.R. 29.2” – or “DOE, state apprenticeship agency, or USDOL” DOE recommended changing the reference to DOE; or to “registration agency defined in 29 C.F.R. 29.2” – or “DOE, state apprenticeship agency, or USDOL” because it is a national program with reciprocity DBPR stated that it does not have jurisdiction over this provision
§944.012(5) <i>Legislative intent for the state correctional system & calls for coordination of agency efforts</i>	The reference is to the Florida State Employment Service (merged into DLES in 1983) Change the reference to “public employment service” AWI, DOC, and DMS affirmed

No Recommendation

Statute	Recommended Change
§112.044(2)(d), (5) <i>Florida’s age discrimination statutes, requiring each [public] employer, employment agency [procuring public employees], and labor organization to post a certain notice</i>	Neither DMS’s Division of Human Resource Management, AWI’s Office of Civil Rights, nor the Florida Commission on Human Relations currently perform this function AWI indicated that age discrimination in employment as addressed in Florida statutes is more comprehensive and the protections available to individuals are broader than those available under Federal regulations The DMS Division of Human Resource Management agrees with the recommendation to repeal the reference to DLES and instead refer to the United States Department of Labor and the Equal Employment Opportunity Commission for the required notice to be posted However, if the Legislature determined that a different notice was necessary to be posted by employers, then another state agency would need to be designated to fulfill this purpose

Statute	Recommended Change
§255.551 - 255.563 <i>Asbestos in state owned buildings</i>	<p>It appears that no state agency currently performs the functions required by this part</p> <p>DMS concurs with the removal of ss. 255.552, 255.555, and 255.563, F.S.</p> <p>DMS strongly recommends retaining the technical content of ss. 255.551, 255.553, 255.5535, and 255.556-562, F.S., but moving them to be managed by a regulator in the environmental arena.</p> <p>Currently, EPA, state (DEP), and local air program inspectors inspect renovation and demolition sites to determine compliance with the Asbestos National Emission Standards for Hazardous Air Pollutants (NESHAP)</p>
§469.003(2)(b) <i>Certified asbestos surveyors prior to October 1, 1987</i>	<p>DBPR and DMS indicated that repeal of this provision would be OK with them</p> <p>Another idea raised by professional staff of the Senate Regulated Industries Committee is to just eliminate any reference to DLES – “any person engaged in the business of asbestos surveys prior to October 1, 1987... who has complied with the training...” etc.</p>

Florida Department of Commerce

Retain Reference in Statute

Statute	Recommended Change
§288.901(2) <i>Enterprise Florida, Inc. – employ/lease individuals from FDC</i>	<p>This reference should remain in statute</p> <p>EFI and DMS indicated that there are still 3 individuals employed under this provision; the reference is necessary until they retire</p> <p>This provision also references the “Workforce Development Board established under s. 288.9620” which was transferred to s. 445.004, F.S., which created Workforce Florida, Inc., and designated it as the state’s Workforce Investment Board (ch. 2000-165, L.O.F.)¹⁶</p>

Delete the Reference or Repeal the Statute/Provision

Statute	Recommended Change
§14.2015(8) <i>OTTED collection of visitor data</i>	<p>Delete the reference to FDC from the statute</p> <p>OTTED suggested deleting the reference because the methodology was updated in 2009</p>
§288.035(1) <i>Economic development expenses that public utilities are permitted to recover</i>	<p>Delete the reference to FDC from the statute, and update the statute as necessary</p> <p>OTTED affirmed</p> <p>See SB 1696 (2010)</p>
§288.1162(6)(a), (8) <i>Certification of professional sports franchise facilities</i>	<p>Repeal this statute, and update the associated revenue statute (s. 212.20, F.S.)</p> <p>OTTED stated that eligibility for the program is closed; they recommend repealing the statute, as long as it doesn’t impact funds still flowing to the certified applicants</p> <p>See SB 1696 (2010)</p>

¹⁶ Section 331.369, F.S., also references “the Workforce Development Board of Enterprise Florida, Inc.,” in subsections (2), (4), and (5). These obsolete references should be updated to reflect the current workforce entity, Workforce Florida, Inc.

Statute	Recommended Change
§288.1168(1), (2) <i>Professional golf hall of fame facility</i>	<p>Repeal this statute, and update the associated revenue statute (s. 212.20, F.S.)</p> <p>OTTED is required to annually review the facility’s generic Florida advertising but there are no financial penalties involved; they recommend repealing the statute, as long as it doesn’t impact funds still flowing to the certified facility.</p> <p>See SB 1696 (2010)</p>
§288.1229(7) <i>OTTED contract with sports-related DSO</i>	<p>Delete the reference to FDC from the statute</p> <p>OTTED recommended repealing the reference and related obsolete language</p>
§446.60 <i>Assistance for displaced local exchange telecommunications company workers</i>	<p>Repeal this statute</p> <p>WFI indicated that they do not perform this function</p> <p>AWI agreed that the provision may be outdated and beyond the timeline intended by the Legislature</p> <p>This provision also references the “the Enterprise Florida Jobs and Education Partnership” which was transferred to EFI and renamed the Workforce Development Board (s. 112, ch. 96-320, L.O.F.), and was subsequently transferred to s. 445.004, F.S., which created Workforce Florida, Inc., and designated it as the state’s Workforce Investment Board (ch. 2000-165, L.O.F.)¹⁷</p>

Update Reference to Appropriate Agency

Statute	Recommended Change
§20.18(4)(b) <i>Directs Department of Community Affairs to work with FDC to develop employment opportunities</i>	<p>Change the reference to FDC to OTTED</p> <p>DCA affirmed</p>
§288.1169 <i>International Game Fish Association World Center facility</i>	<p>Update the statute to reflect current status of the program, and delete FDC as appropriate</p> <p>OTTED is required to complete the required 10-year recertification in 2011; they recommended waiting until at least 2012 to repeal the statute</p> <p>See SB 1696 (2010)</p>
§377.711(5)(h) <i>Recommendations of the Southern States Energy Compact</i>	<p>Change the reference to FDC to the standard language of the compact, as other states involved have implemented in their state laws: <u>Any such recommendation shall be made through the appropriate state agency with due consideration of the desirability of uniformity but shall also give appropriate weight to any special circumstances which may justify variations to meet local conditions.</u></p> <p>Section 377.712(3), F.S., deals with state agencies cooperation with the Southern States Energy Board, and references “the department,” which may be referencing FDC; this reference could be changed permit <u>any</u> department to cooperate with the Board, so long as it has approval of either the Governor or the Department of Health</p>

¹⁷ Section 464.203(1)(d), F.S., references the Enterprise Florida Jobs and Education Partnership Grant. This obsolete reference should be updated to reflect the current practice.