

**STORAGE NAME:** h1737.frc  
**DATE:** March 22, 2001

**HOUSE OF REPRESENTATIVES**  
**FISCAL RESPONSIBILITY COUNCIL**  
**ANALYSIS**

**BILL #:** HB 1737  
**RELATING TO:** Growth Management  
**SPONSOR(S):** Fiscal Responsibility Council and Representative(s)

**TIED BILL(S):**

**ORIGINATING COMMITTEE(S)/COUNCIL(S)/COMMITTEE(S) OF REFERENCE:**

- (1) FISCAL RESPONSIBILITY COUNCIL YEAS 20 NAYS 1
  - (2)
  - (3)
  - (4)
  - (5)
- 

I. SUMMARY:

The bill changes the requirements, specifications and procedural rules for publishing a notice of intent in a local newspaper to find that a comprehensive plan or plan amendment is in compliance or not in compliance. The bill also redefines what the state land planning agency shall include in the publication of notices for the plan or plan amendment.

The bill allows a reduction of \$55,000 in recurring General Revenue in the Department of Community Affairs.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- |                                   |                              |                             |  |
|-----------------------------------|------------------------------|-----------------------------|--|
| 1. <u>Less Government</u>         | Yes <input type="checkbox"/> | No <input type="checkbox"/> | None <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u>             | Yes <input type="checkbox"/> | No <input type="checkbox"/> | None <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u>      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | None <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | None <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u>      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | None <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

Pursuant to subsection 163.3181(8), F.S., the Department of Community Affairs (Department) is required to publish its notice of intent in a local newspaper to find that a local comprehensive plan or plan amendment is in compliance or not in compliance with state law and rules. The notice shall not be published in the legal and classified advertisement portion of the newspaper with column width and height requirements. The advertisement should not be placed in the portion of the newspaper where legal notices and classified advertisements appear.

C. EFFECT OF PROPOSED CHANGES:

The proposed change would allow the Department to publish its notice of intent in the legal and classified advertisement portion of the newspaper and remove the column width and height restrictions. However, to ensure better citizen notification, the Department would publish its notice of intent on the Department's website and send a letter to citizens that participated in the local government hearing to inform them of our compliance determination.

D. SECTION-BY-SECTION ANALYSIS:

See Effect of Proposed Changes.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

The Department is currently spending \$170,000/year in General Revenue to publish its notice of intent in newspapers. The Department estimates that the proposed changes will reduce these publishing costs. The bill permits a decrease in expense authority in the amount of \$55,000 in fiscal year 2001-2002.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to spend funds or take an action requiring the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

The bill does not reduce the authority of counties or municipalities to raise revenues in the aggregate.

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This bill does not reduce the percentage of a state tax shared with counties or municipalities.

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. OTHER COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

None.

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VII. SIGNATURES:

FISCAL RESPONSIBILITY COUNCIL:

Prepared by:

Staff Director:

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Kurt Hamon

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