

Bill No. CS for SB 318

Barcode 485364

585-2049B-07

Proposed Committee Substitute by the Committee on Governmental Operations

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A bill to be entitled
An act relating to the Joint Legislative
Committee for a Sustainable Florida; creating
s. 11.74, F.S.; creating the Joint Legislative
Committee for a Sustainable Florida; requiring
the Governor, the President of the Senate, and
the Speaker of the House of Representatives to
appoint the members of the committee; providing
for a chairperson of the committee and terms of
office; providing for meetings and a quorum;
authorizing reimbursement of members for per
diem and travel expenses; prohibiting a member
of the committee from having certain interests
in contracts or benefits awarded by the
committee; providing for additional powers and
duties of the committee; providing for the
appointment and oversight of the executive
director of the committee; providing for the
committee to be located within the Office of
Legislative Services for administrative
purposes; amending s. 201.15, F.S.; revising
the amount of an appropriation to local
governments and school districts of proceeds
from the excise tax on documents; deleting an
appropriation of such funds to the Century
Commission; repealing s. 163.3247, F.S.,
relating to the Century Commission for a
Sustainable Florida; providing an appropriation
to the committee; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

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1 Section 1. Section 11.74, Florida Statutes, is created
2 to read:

3 11.74 Joint Legislative Committee for a Sustainable
4 Florida.--

5 (1) The Joint Legislative Committee for a Sustainable
6 Florida is created for the purpose of helping the residents of
7 this state envision and plan their collective future with an
8 eye towards both 25-year and 50-year horizons.

9 (a) The committee shall consist of 18 members, 6
10 members appointed by the Governor, 6 members appointed by the
11 President of the Senate, one of whom may be a Senator, and 6
12 members appointed by the Speaker of the House of
13 Representatives, one of whom may be a member of the House of
14 Representatives. The membership must represent local
15 governments, school boards, developers and home builders, the
16 business community, the agriculture community, the
17 environmental community, and other appropriate stakeholders.
18 In making the appointments, the President of the Senate and
19 the Speaker of the House of Representatives shall ensure that
20 the membership of the committee reflects the racial, ethnic,
21 and gender diversity, as well as the geographic distribution,
22 of the state's population. The President of the Senate and the
23 Speaker of the House of Representatives shall give the
24 greatest consideration possible to the appointment of members
25 of the Century Commission to the committee. One member shall
26 be elected as the chairperson of the committee. Any vacancy
27 that occurs on the committee shall be filled in the same
28 manner as the original appointment and shall be for the
29 unexpired term of that committee seat. Members shall be
30 appointed to 4-year terms. An appointee may not serve more
31 than 8 years.

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1 (b) The committee shall meet at the call of the
 2 chairperson but not less frequently than three times per year
 3 in order to solicit input from the public or any other
 4 individuals offering testimony relevant to the issues to be
 5 considered.

6 (c) Each member of the committee is entitled to one
 7 vote, and actions of the committee are not binding unless
 8 taken by a three-fifths vote of the members present. A
 9 majority of the members is required to constitute a quorum,
 10 and the affirmative vote of a quorum is required for a binding
 11 vote.

12 (d) Members of the committee shall serve without
 13 compensation, but are entitled to receive reimbursement for
 14 per diem and travel expenses in accordance with s. 112.061
 15 while performing their duties.

16 (e) A member of the committee may not, in the period
 17 commencing with his or her appointment to the committee and
 18 continuing for 2 years after termination of such appointment,
 19 have an interest, direct or indirect, in any contract or other
 20 benefit granted or awarded by the committee.

21 (2) The committee shall:

22 (a) Conduct a process through which the committee
 23 envisions the future for the state and then develops and
 24 recommends policies, plans, action steps, or strategies to
 25 assist in achieving the vision.

26 (b) Continuously review and consider statutory and
 27 regulatory provisions, governmental processes, and societal
 28 and economic trends in its inquiry of how state, regional, and
 29 local governments and entities and residents of this state can
 30 best accommodate projected increases in the population while
 31 maintaining the natural, historical, cultural, and manmade

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1 life qualities that best represent the state.

2 (c) Bring together people representing varied
3 interests in order to develop a shared image of the state and
4 its developed and natural areas. The process should involve
5 exploring the effects of increases in the estimated population
6 and other emerging trends and issues, creating a vision for
7 the future, and developing a strategic action plan to achieve
8 that vision using 25-year and 50-year intermediate planning
9 timeframes.

10 (d) Focus on essential state interests, which are
11 those interests that transcend local or regional boundaries
12 and that are most appropriately conserved, protected, and
13 promoted at the state level.

14 (e) Serve as an objective, nonpartisan repository of
15 exemplary community-building ideas and as a source to
16 recommend strategies and practices to assist others in working
17 collaboratively to solve problems concerning issues relating
18 to growth management.

19 (f) Annually, on January 16, provide to the Governor,
20 the President of the Senate, and the Speaker of the House of
21 Representatives a written report containing specific
22 recommendations for addressing growth management in the state,
23 including executive and legislative recommendations. In
24 addition, the report must contain discussion and
25 recommendations regarding the need for intergovernmental
26 cooperation and the balancing of environmental protection and
27 future development, including, but not limited to,
28 recommendations regarding dedicated sources of funding for
29 sewer facilities, water supply and quality, transportation
30 facilities that are not adequately addressed by the Strategic
31 Intermodal System, and educational infrastructure to support

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1 existing development and projected population growth.

2 (g) Enter into contracts to receive and accept grants
3 and contributions from any source, which shall be used to
4 further the mission of the committee.

5 (h) Adopt rules necessary for its own organization and
6 operation and for that of its staff, consistent with general
7 law and with the rules of each house.

8 (3)(a) The committee shall appoint an executive
9 director who shall serve under the direction, supervision, and
10 control of the committee. The committee shall have complete
11 authority for fixing the salary of the executive director. The
12 committee is assigned to the Office of Legislative Services
13 for purposes of administration and fiscal accountability. The
14 executive director, with the consent of the committee and
15 within budgetary limitations, shall employ staff as necessary
16 to adequately perform its functions.

17 (b) The Office of Legislative Services shall provide
18 staff and other resources necessary to accomplish the goals of
19 the committee based upon recommendations of the Legislature.

20 (c) All agencies are requested, to render assistance
21 to, and cooperate with, the committee.

22 Section 2. Paragraph (d) of subsection (1) of section
23 201.15, Florida Statutes, as amended by section 22 of chapter
24 2006-1, section 2 of chapter 2006-185, and section 2 of
25 chapter 2006-231, Laws of Florida, is amended to read:

26 201.15 Distribution of taxes collected.--All taxes
27 collected under this chapter shall be distributed as follows
28 and shall be subject to the service charge imposed in s.
29 215.20(1), except that such service charge shall not be levied
30 against any portion of taxes pledged to debt service on bonds
31 to the extent that the amount of the service charge is

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1 required to pay any amounts relating to the bonds:

2 (1) Sixty-two and sixty-three hundredths percent of
3 the remaining taxes collected under this chapter shall be used
4 for the following purposes:

5 (d) The remainder of the moneys distributed under this
6 subsection, after the required payments under paragraphs (a),
7 (b), and (c), shall be paid into the State Treasury to the
8 credit of:

9 1. The State Transportation Trust Fund in the
10 Department of Transportation in the amount of \$541.75 million
11 in each fiscal year, to be paid in quarterly installments and
12 used for the following specified purposes, notwithstanding any
13 other law to the contrary:

14 a. For the purposes of capital funding for the New
15 Starts Transit Program, authorized by Title 49, U.S.C. s. 5309
16 and specified in s. 341.051, 10 percent of these funds;

17 b. For the purposes of the Small County Outreach
18 Program specified in s. 339.2818, 5 percent of these funds;

19 c. For the purposes of the Strategic Intermodal System
20 specified in ss. 339.61, 339.62, 339.63, and 339.64, 75
21 percent of these funds after allocating for the New Starts
22 Transit Program described in sub-subparagraph a. and the Small
23 County Outreach Program described in sub-subparagraph b.; and

24 d. For the purposes of the Transportation Regional
25 Incentive Program specified in s. 339.2819, 25 percent of
26 these funds after allocating for the New Starts Transit
27 Program described in sub-subparagraph a. and the Small County
28 Outreach Program described in sub-subparagraph b.

29 2. The Water Protection and Sustainability Program
30 Trust Fund in the Department of Environmental Protection in
31 the amount of \$100 million in each fiscal year, to be paid in

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1 quarterly installments and used as required by s. 403.890.

2 3. The Public Education Capital Outlay and Debt
3 Service Trust Fund in the Department of Education in the
4 amount of \$105 million in each fiscal year, to be paid in
5 monthly installments with \$75 million used to fund the
6 Classrooms for Kids Program created in s. 1013.735, and \$30
7 million to be used to fund the High Growth County District
8 Capital Outlay Assistance Grant Program created in s.
9 1013.738. If required, new facilities constructed under the
10 Classrooms for Kids Program must meet the requirements of s.
11 1013.372.

12 4. The Grants and Donations Trust Fund in the
13 Department of Community Affairs in the amount of ~~\$3~~ ~~\$3.25~~
14 million in each fiscal year to be paid in monthly
15 installments, ~~with \$3 million~~ to be used to fund technical
16 assistance to local governments and school boards on the
17 requirements and implementation of this act ~~and \$250,000 to be~~
18 ~~used to fund the Century Commission established in s.~~
19 ~~163.3247.~~

20
21 Moneys distributed pursuant to this paragraph may not be
22 pledged for debt service unless such pledge is approved by
23 referendum of the voters.

24 Section 3. Section 163.3247, Florida Statutes, is
25 repealed.

26 Section 4. The sum of \$500,000 in recurring general
27 revenue is appropriated to the Joint Legislative Committee for
28 a Sustainable Florida for the purpose of paying salaries and
29 other administrative expenses of the committee which are
30 necessary to carry out the provisions of s. 11.74, Florida
31 Statutes, during the 2007-2008 fiscal year.

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Section 5. This act shall take effect July 1, 2007.