



**Interim Committee Week: County Lobbyist Call
Monday, February 6, 2017**

2017 Priorities Update

Opioid Abuse – Lisa Hurley, Esq.
No update.

Medical Marijuana – Laura Youmans, Esq. and Susan Harbin, Esq.

- DOH is holding statewide rule development workshops on the medical marijuana amendment this week. The schedule can be found here: [Click here](#)
- **SB 406 (Bradley)**: SB 406 provides a proposed framework for the implementation of medical marijuana. With regard to FAC's Priority Statement, the proposed bill does extend local government authority to regulate land use activity with regard to dispensing facilities. The bill preempts regulation of cultivation and processing to the state. Additionally, the bill maintains the vertical integration requirement for Medical Marijuana Treatment Centers (MMTCs), currently known as "dispensing organizations". The DOH is directed to register additional MMTCs as the number of active qualifying patients in the compassionate use registry grows.
- **SB 614 (Brandes)**: Contrary to Sen. Bradley's bill, SB 614 does away with the requirement that medical marijuana growers, processors, and distributors be vertically integrated, and instead allows for businesses to obtain separate licenses for different aspects of the industry. SB 614 does preempt local regulation as well as location of cultivation and processing facilities, although the bill itself specifies that such facilities be located at least 1,000 feet from schools, child care facilities, and substance abuse treatment facilities. The bill also limits the number of dispensaries in a county to one per 25,000 residents. Dispensaries would be required to obtain operating permits from DOH. The bill does allow a county or city to levy a local business tax on dispensaries, and would allow a county or city to refuse to allow dispensaries within its boundaries.

Tax Reform / Local Revenue Enhancement – Laura Youmans, Esq.
To view FAC's Budget Analysis – [Click here](#).

Economic Development – Eric Poole

The House Careers and Competition Subcommittee will take up a comprehensive economic development bill (CCS1) on Wednesday that will, among other things, effectively eliminate Enterprise Florida and Visit Florida. The proposed legislation come on the heels of Governor Rick Scott's Jobs Summit, where the importance of incentives were touted as being critical to Florida's economic growth.

Beach Nourishment – Susan Harbin, Esq.
No update.

Comprehensive Water – Susan Harbin, Esq.

Water Quality

SB 532 (Galvano) – Public Notice of Pollution (also under emerging issue section of notes)

- The bill requires DEP to establish and publish a list of substances that, at a quantity determined by DEP, pose an immediate and substantial risk to public health, safety, and welfare. An owner or operator of an installation where a reportable release of a listed substance occurs must provide notice to DEP within 24 hours of discovery. The notice must include specific details about the nature of the release, as outlined in the bill. The bill also directs DEP to publish all notices within 24 hours of receipt, as well as maintain e-mail lists to notify the public. The bill creates a \$10,000 per day fine for installation owners and operators in violation of the notice requirements. SB 532 has not yet been referred to committees.

HB 285 (Fine) – Septic Tank Inspections

- HB 285 would remove the prohibition on local governments requiring evaluations of septic systems at the point of sale in real estate transactions, and would instead require inspection of septic tanks at the point of sale. The bill does not specify which entity or entities are responsible for the costs of inspection. Failing septic systems are known to contribute to water quality problems and excessive nutrients in the state’s water bodies.

HB 551 (Stone) – Septic Tank Remediation Plans

- HB 551 appropriates \$20 million annually to offset property owner costs incurred by retrofitting septic systems that are determined by DEP to be contributing excess nutrient pollution to the Indian River Lagoon and Caloosahatchee and St. Lucie estuaries, or connecting properties to sewer systems, and for muck dredging and stormwater improvements in the northern Indian Lagoon.
- The bill directs DEP, DOH, local governments, and wastewater utilities to develop septic system remediation plans, as part of a basin management action plan (BMAP), if DEP determines that such is necessary to achieve a total maximum daily load. The DEP is permitted to identify priority geographic focus areas. The DEP is the lead agency in coordinating the preparation and adoption of a plan.

Florida Water and Land Conservation Amendment

- **Background:** Approved overwhelmingly by voters in 2014, the Florida Water and Land Conservation Amendment requires that, for the 20 years following its effective date, 33 percent of net revenues from the state’s excise tax on documents (commonly known as “doc stamps”) must be deposited into the Land Acquisition Trust Fund (LATF) to be used only for specified purposes. Those purposes include, among other things, land acquisition, wildlife management, Everglades protection, beaches and shore preservation, recreational lands, farms and ranches, and the restoration of natural systems.

- **Update:** Two separate groups have challenged the state’s allocation of Amendment 1 funds, arguing that the Legislature misappropriated some of the funds towards unauthorized purposes, including agency salaries and other expenses. In January of this year, the groups agreed to consolidate their cases, which are still pending.

SB 10 (Bradley) – Water Resources

- SB 10 outlines a plan for the South Florida Water Management District to purchase 60,000 acres of land for a water storage reservoir south of Lake Okeechobee to reduce freshwater discharges into the St. Lucie and Caloosahatchee estuaries. The bill directs SFWMD to seek out willing property sellers within the Everglades Agricultural Area; however, if willing sellers do not come forward by December 2017, the SFWMD, in coordination with the US Army Corps of Engineers, must begin a planning study for the project by October 1, 2019.
- The bill will be heard in the Senate Environmental Preservation and Conservation Committee on Tuesday at 2:00pm.

2017 Emerging Issues Update

SB 90 (Amendment 4) – Renewable Energy – Laura Youmans

First hearing in Senate Tuesday. Sen. Brandes filed SB 90 to implement Amendment 4 to exempt solar and renewable energy devices from property taxes. The Revenue Estimating Conference has not yet determined the fiscal impact of the bill to local government. Leader Rodrigues will sponsor the House version. The bill would expand the definition of “renewable energy source device” to include power storage devices and wiring and structural supports. The current prohibition against property appraisers considering renewable energy devices in determining the assessed value of real property only applies to residential property installed on or after January 1, 2013. SB 90 expands the exclusion to *all* property and would apply *without regard to when the installation occurred*.

Super Preemption – Laura Youmans

HB 17 (filed in House): As of January 1, 2017, no local government would be able to adopt or impose a new regulation on a business, profession, or occupation, unless expressly authorized by general law, by preempting regulation of businesses to state. Regulation includes rule or regulations, licenses, permits, and fees. Existing regulations would expire January 1, 2020. The bill also requires that any change to an existing regulation would be to repeal or reduce the regulation.

Cell Towers – Eric Poole

No update.

Firefighters – Lisa Hurley

No update.

Civil Citation Program for Juveniles – Lisa Hurley

No update.

SB 532 (Galvano) – Public Notice of Pollution - Susan Harbin

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SB 626 (Steube) – Concealed Weapons – Lisa Hurley

Removes prohibition from carrying a concealed weapon at a BOCC meeting (note the prohibition still applies to a courthouse).

Weekly Calendar

Tuesday

2 p.m. (S) Communications, Energy and Public Utilities

- SB 90 (Brandes) Renewable Energy Source Devices

2 p.m. (S) Environmental Preservation and Conservation

- SB 10 (Bradley) Water Resources

Wednesday

9:00 a.m. (H) Energy & Utilities Subcommittee

- Presentations on the Future of Telecommunications Technologies

1:00 p.m. (H) Careers & Competition Subcommittee

- Consideration of the following proposal committee bill:
PCB CCS 17-01 – Economic Programs

Thursday

1:00 p.m. (S) Appropriations

- Presentation on 2016 Economic Evaluation for Select State Economic Development Incentive Programs by Amy Baker, Coordinator, Office of Economic and Demographic Research.
- Update on status of Enterprise Florida, Inc., Contracts by Cissy Proctor, Executive Director, Department of Economic Opportunity.
- Other Related Meeting Documents.

4:00 p.m. (H) Select Committee on Triumph Gulf Coast

- Workshop on the following:
Draft legislation relating to the Gulf Coast Economic Corridor Act

Q&A

There were no questions.