



**Regular Session: County Lobbyist Call
Monday, April 17, 2017**

Welcome & Opening Remarks

Davin Suggs, FAC's Director of Public Policy, made the following announcement:

- Week 7!
- Budgets have been passed and adopted. Ready for Budget Conference!
- Please refer to previous editions of County Lobbyists notes and FAC Legislative Bulletins for information on bills not discussed this week.
- **LEGISLATIVE ALERTS** for this week have been included.
- **Red** - means an upcoming event, bill hearing, etc...
- **Green** - refers to last action on a bill from the previous week.

LEGISLATIVE PREEMPTION ALERT #1

**We can have technology without preemption: Vote no on HB 687 and SB 596
Cell phone tower preemption up Wednesday in House and Senate!
Wednesday, April 19th, 2017 - House Commerce Committee - 8:00 a.m.
Wednesday, April 19th, 2017 - Senate Rules Committee - 4:00 p.m.**

Preempting local community control over local taxpayer facilities from private wireless companies
[SB 596](#) (Sen. Hutson) and [HB 687](#) (Rep. LaRosa) will, among other technical provisions, severely limit the ability of local communities to regulate the collocation of small wireless facilities in public rights-of-way. The bill limits the fees (\$15 maximum) counties can charge communication facility companies to locate on taxpayer funded infrastructure.

- **Taxpayers shouldn't foot the bill:** Both [SB 596](#) /[HB 687](#) limit the fees counties can charge the for-profit wireless companies, like AT&T and Verizon, to just \$15 per item on county infrastructure. Wireless companies made billions in profit last year and pay private property owners and even other government entities outside Florida much, much more than just \$15. By limiting what counties can charge these companies for their use of taxpayer-funded and maintained utilities poles amounts to a taxpayer subsidy to private for-profit companies.
- **Let's work together:** Counties want to bring new and faster technology to their communities but it shouldn't be on the back of taxpayers. These private for-profit companies need to pay their fair share and defer to public safety experts on where these facilities should go.
- **The Communications Services Tax red herring:** Proponents of this legislation argue that attachment fees should be capped because local governments receive the communications

services tax (CST). However, there is no relationship between the CST and the use of county poles. And more importantly the CST is paid by us – the consumers – NOT wireless companies.

- **Protect public safety and community standards:** Local right-of-way regulations are needed to protect the health, safety, and welfare of the public, while maintaining community design standards. Under these bills, counties would be unable to apply basic safety and aesthetic standards to the collocation of small cells.
- **Stop the Preemption:** Both bills limit local communities from *prohibiting, regulating, or charging* for the collocation of these wireless facilities on taxpayer funded infrastructure like traffic signals and light posts.

HOW CAN I HELP “STOP” THIS LEGISLATION?

- CALL MEMBERS of the [House Commerce Committee](#) and [Senate Rules Committee](#) and share your local perspective.
- E-MAIL MEMBERS of the [House Commerce Committee](#) and [Senate Rules Committee](#) and share your local perspective.

FAC Contact

To learn more about this issue and related legislative information contact Eric Poole via email @ epoole@fl-counties.com .

2017 PRIORITIES UPDATE

OPIOID ABUSE – LISA HURLEY, ESQ.

[SB 788 \(Sen. Clemons\)](#) – related to marketing practices for substance abuse services **is scheduled to be heard on Wednesday, 4/19/17 in the Senate Rules Committee.**

[SB 588](#) (Sen. Passidomo) is the companion bill to [HB 249](#) (Rep. Rommel) encourages first responders to report certain overdose incident data to the Department of Health within 120 hours of the incident through the existing state Emergency Medical Service Tracking and Reporting System (or other appropriate method) and requires the Department to make the information available to local government agencies no later than 120 hours after receipt. **[SB 588](#) is scheduled to be heard on Monday, 4/17/17 in the Senate Criminal Justice committee.** [HB 249](#) is on 2nd reading calendar in the House.

[SB 150](#) (Rep. Steube) / [HB 477](#) (Rep. Boyd) creates crimes of trafficking in fentanyl and synthetic drugs and increases penalties for some drug related offenses. This is the priority legislation for the Florida Sheriffs Association. **[SB 150](#) is scheduled to be heard in the Senate Judiciary committee on Wednesday, 4/19/17.** **[HB 477](#) has been placed on the special-order calendar for Tuesday 4/18/17 and will be heard on 2nd reading.**

Legislation and FAC Contact

To learn more about this issue and related legislative information contact Lisa M. Hurley, Esq. via email @ lhurley@smithbryanandmyers.com or visit the **OPIOID EPIDEMIC** Legislative page [here](#).

MEDICAL MARIJUANA –SUSAN HARBIN, ESQ.

[SB 406](#) (Sen. Bradley) is scheduled to be heard on Tuesday, 4/18/17 during a meeting of the Senate Appropriations Subcommittee on Health and Human Services. [HB 1397](#) (Rep. Rodrigues) is scheduled to be heard on Tuesday, 4/18/17 in the House Appropriations Committee.

Legislation and FAC Contact

To learn more about this issue and related legislative information contact Susan Harbin, Esq. via email @ sharbin@fl-counties.com or visit the **MEDICAL MARIJUANA** Legislative page [here](#).

TAX REFORM / LOCAL REVENUE ENHANCEMENT – LAURA YOUMANS, ESQ.

House Proposed Tax Cut Package - [HB 7109](#) - The proposed 2017 House tax cut package has yet to receive any further committee references. Based on [FAC's analysis](#) of the proposed tax cut concepts, Counties will experience an estimated \$33 million recurring impact statewide.

10% Assessment Limit on Non-Homestead Property - [SB 76](#) (Sen. Lee) was unanimously passed on Wednesday, 4/12/17 by the Senate Rules Committee and now it heads to the Senate Floor.

Additional Homestead Exemption - Please review FAC's new County by County impact analysis of [SJR 1774](#) (Sen. Lee) and [HB 7105](#) (Rep. LaRosa) [here](#).

Renewable Energy - [SB 90 \(Sen. Brandes\)](#) was passed unanimously on 4/13/2017 by the Senate Finance and Tax committee.

Local Business Taxes - [SB 330](#) (Sen. Stuebe) was unanimously passed by the Senate Finance and Tax committee on 4/13/17.

Legislation and FAC Contact

To learn more about this issue and related legislative information contact Laura Youmans, Esq. via email @ lyoumans@fl-counties.com or visit the **TAX REFORM** Legislative page [here](#)

ECONOMIC DEVELOPMENT – ERIC POOLE

No update

Legislation and FAC Contact

To learn more about this issue and related legislative information contact Eric Poole via email @ epoole@fl-counties.com or visit the **ECONOMIC DEVELOPMENT** Legislative page [here](#) .

BEACH RENOURISHMENT – SUSAN HARBIN, ESQ.

[SB 1590](#) (Sen. Latvala) – Relating to Coastal Management passed unanimously on 4/13/17 in the Appropriations Subcommittee on the Environment and Natural Resources.

Legislation and FAC Contact

To learn more about this issue and related legislative information contact Susan Harbin, Esq. via email @ sharbin@fl-counties.com or visit the **BEACH RENOURISHMENT** Legislative page [here](#).

COMPREHENSIVE WATER – SUSAN HARBIN, ESQ.

[HB 285](#) (Rep. Fine) - Relating to Onsite Sewage Treatment and Disposal System Inspections **has been placed on the special-order calendar for Tuesday, 4/18/17 and will be heard on 2nd reading.** In its current form, [HB 285](#) would require DOH to create a database of existing septic systems including location and operational condition. The amended bill also requires a disclosure form at the point sale of indicating that a septic system exists on the property and recommending that the purchaser request the latest inspection report or request an inspection and assessment of the system a report is not available. [SB 1748](#) (Sen. Stewart) **is scheduled to be heard in the Senate Environmental Preservation and Conservation committee on Wednesday, 4/19/17.**

[SB 532](#) (Sen. Galvano) related to public notices of pollution **was passed on the Senate Special Order Calendar for 2nd reading on Thursday, 4/13/2017 and has been scheduled for 3rd reading on Tuesday, 4/18/17.**

[SB 10](#) (Sen. Bradley) – Relating to Water Resources **passed off the Senate floor and is now in House messages.**

Legislation and FAC Contact

To learn more about this issue and related legislative information contact Susan Harbin, Esq. via email @ sharbin@fl-counties.com or visit the **COMPREHENSIVE WATER** Legislative page [here](#).

2017 EMERGING ISSUES UPDATE

Health & Human Services / Public Safety

1. **Sentencing** – Lisa Hurley (lhurley@smithbryanandmyers.com)

[SB 1068](#) (Sen. Brandes) / [HB 157](#) (Rep. Burgess) - Relating to Sentencing:

[SB 1068](#) (Sen. Brandes) **was unanimously passed on 4/13/17 by the Senate Appropriations Subcommittee on Criminal and Civil Justice.**

2. **Clerks of the Circuit Court** – Lisa Hurley (lhurley@fl-counties.com)

[SB 2506 \(Senate Appropriations\) / HB 7051](#) (Rep. Byrd) - Relating to Clerks of the Circuit Court

[SB 2506](#) **was passed off the Senate Floor, received by the House which took up the bill and amended the legislation and ultimately agreed to include the subject matter of the bill as a part of the upcoming budget conference. [HB 7051](#) passed out of the House Judiciary committee on 4/13/17 and is now headed to the House Floor.**

3. **Drones** - Eric Poole (epoole@fl-counties.com)

[SB 832 \(Sen. Young\) / HB 1027 \(Rep. Yarborough\)](#) - Relating to Drones

[HB 1027](#) **has been placed on the House special order calendar for 4/18/17 and will be heard on 2nd reading. [SB 832](#) is scheduled to be heard on 4/19/17 by the Senate Communications, Energy, and Utilities committee.**

4. **Civil Citation Program for Juveniles** – Lisa Hurley (lhurley@fl-counties.com)
[SB 196](#) (Sen. Flores) / [HB 205](#) (Rep. Ahern) - Relating to Juvenile Civil Citation & Similar Diversion Programs:

[SB 196](#) was passed on 4/13/17 by the Senate Appropriations Subcommittee on Criminal and Civil Justice.

5. **Prearrest Diversion Programs** – Lisa Hurley (lhurley@smithbryanandmyers.com)
[SB 448](#) (Sen. Brandes) / [HB 367](#) (Rep. Plakon) – Relating to Prearrest Diversion Programs

[SB 448](#) was unanimously passed on 4/13/17 by the Senate Appropriations Subcommittee on Criminal and Civil Justice.

Finance, Tax & Administration

1. **House and Senate Budget:** The Senate and House proposed budgets for State Fiscal Year (SFY) 2018 were heard, amended and passed off the floor of each respective chamber. The legislature is now primed for this year's budget conference.
2. **Public Records** – Laura Youmans (lyoumans@fl-counties.com)
[SB 80](#) (Sen. Stuebe) / [HB 163](#) (Rep. Burgess) - Relating to Public Records

Among other provisions, the bill would allow judicial discretion when determining whether to award attorney's fees to a requestor in a public records lawsuit.

[SB 80 and HB 163](#) have both been placed on the House special order calendar for 4/18/17 and will be heard on 2nd reading.

3. **Constitutional Officers** – Laura Youmans (lyoumans@fl-counties.com)
[SJR 134](#) (Sen. Artiles) / [HJR 721](#) (Rep. Fischer) - Selection and Duties of County Officers/Sheriff

[SJR 134](#) relating to Sheriffs is scheduled to be heard again by the Senate Judiciary committee on 4/19/17. [HJR 721](#) is also expected to be heard again by the House Government Accountability committee on 4/19/17.

4. **Worker's Compensation** – Laura Youmans (lyoumans@fl-counties.com)
[SB 1582](#) (Sen. Bradley) / [HB 7085](#) (Rep. Burgess) - Worker's Compensation

The bills provide concepts for reform of existing worker's compensation system. [SB 1582](#) (Sen. Bradley) was passed in the Appropriations committee on 4/10/17. The Senate version would cap attorneys' fees at \$250 and would require individual insurers to file their own rate requests rather than the requests being filed by the National Council on Compensation Insurance. The bill now includes language that would deem multiple myeloma and non-Hodgkin's lymphoma to be occupational diseases for firefighters for purposes of workers' compensation. [HB 7085](#) (Rep. Burgess) is on Special Order Calendar for 4/18/17. Among other provisions, the House version of the workers' compensation reform would limit claimants' attorney's fees to \$150.

5. **Local Referenda** – Laura Youmans (lyoumans@fl-counties.com)
[HB 139](#) (Rep. Ingoglia) / [SB 278](#) (Sen. Stuebe) - Relating to Local Tax Referenda:

[SB 278](#) is scheduled to be heard on Monday, 4/17/17 by the Senate Community Affairs committee.

Growth Management and Transportation

1. **UBER** - Eric Poole (epoole@fl-counties.com)
[SB 340](#) (Sen. Brandes) / [HB 221](#) (Rep. Sprowls) - **Relating to Transportation Network Companies**

[SB 340](#) has been placed on the special-order calendar for 4/18/17 and will be heard on 2nd reading.

2. **Public Works Contracting** - Eric Poole (epoole@fl-counties.com)
[SB 534](#) (Sen. Perry) / [HB 599](#) (Rep. Williamson) - **Relating to Public Works Projects**

[HB 599](#) has been placed on the special-order calendar for 4/18/17 and will be heard on 2nd reading.

3. **Community Redevelopment Agencies** - Susan Harbin (sharbin@fl-counties.com)
[SB 1770](#) (Sen. Lee) / [HB 13](#) (Rep. Raburn) - **Relating to Community Redevelopment Agencies**







[SB 1770](#) is scheduled to be heard on 4/18/17 by the Senate Appropriations Subcommittee on Transportation, Tourism, and Economic Development.

4. **Vacation Rentals** - Eric Poole (epoole@fl-counties.com)
[SB 188](#) (Sen. Stuebe) / [HB 425](#) (Rep. LaRosa) - **Relating to Vacation Rentals**

[SB 188](#) will be heard again on Monday, 4/17/2017, during the Senate Community Affairs committee meeting.

Week Ahead Calendar

Monday

S Criminal Justice	37 S	1:30PM-3:30PM
SB 0588 	Drug Overdoses	Passidomo
S Education	412 K	1:30PM-3:30PM
SB 0796 	Charter Schools	Bean
S Community Affairs	301 S	4:00PM-6:00PM
SB 0278 	Local Tax Referenda	Stuebe
SB 0188 	Vacation Rentals	Stuebe
SB 1312 	Construction	Perry
SB 0914 	Public Meetings	Baxley

Tuesday

H Appropriations Committee 212 K 9:00AM-12:00PM

HB 1397 Medical Use of Marijuana [Rodrigues \(R\)](#)

H Ways & Means Committee 17 H 10:00AM-12:00PM

Workshop on the following:
Taxation of Communication Services

S SESSION 10:00AM-12:00PM

SB 0532 Public Notification of Pollution [Galvano](#)

SB 0340 Transportation Network Companies [Brandes](#)

HB 0221 Transportation Network Companies [Sprowls](#)

H SESSION 1:00PM-N/A

HB 0599 Public Works Projects [Williamson](#)

HB 1021 Construction [Avila](#)

HB 0477 Controlled Substances [Boyd](#)

HB 0285 Onsite Sewage Treatment and Disposal Systems [Fine](#)

HB 1027 Unmanned Aircraft [Yarborough](#)

S Appropriations Subcommittee on Transportation, Tourism, and Economic Development 110 S 1:30PM-3:30PM

SB 1770 Community Redevelopment Agencies [Lee \(T\)](#)

S Appropriations Subcommittee on Health and Human Services 401 S 4:00PM-6:00PM


SB 0406 Compassionate Use of Low-THC Cannabis and Marijuana [Bradley](#)

Wednesday

H Commerce Committee 212 K 8:00AM-12:00PM


H **Government Accountability Committee** 17 H 8:00AM-12:00PM

S **Communications, Energy, and Public Utilities** 301 S 1:30PM-3:30PM

[SB 0832](#)  **Drones** [Young](#)

S **Judiciary** 110 S 1:30PM-3:30PM

[SB 0134](#)  **Selection and Duties of County Sheriff** [Artiles](#)

[SB 0150](#)  **Controlled Substances** [Steube](#)

S **Rules** 110 S 4:00PM-6:00PM

[SB 0596](#)  **Utilities** [Hutson](#)

[SB 0788](#)  **Marketing Practices for Substance Abuse Services** [Clemens \(J\)](#)

[SB 0420](#)  **Flood Insurance** [Brandes](#)

[SB 1582](#)  **Workers' Compensation Insurance** [Bradley](#)