



## *MAF CAPITAL REVIEW*

April 23, 2010

To access bills in the Legislature, go to Online Sunshine at the below address. There is a tab titled "Session" and links that are for various information. Click on "Bills and Related Documents". This Link allows you to view all activity and print bill content for both the House and Senate bills by number <http://www.leg.state.fl.us/>. To unsubscribe to this publication, please reply to this email and put "Remove" in the subject line.

### **MAF Post Session Briefing Registration Open**

Senator Gardiner and Representative Williams are confirmed speakers for the MAF Post Session Briefing on May 13 in Orlando, along with representatives from Space Florida, the Florida Chamber, Enterprise Florida, OTTED and Workforce Florida and more. Please come to learn about new opportunities for manufacturers in Florida and help us show our appreciation for all the work they have done on behalf of the manufacturing community this session. You may register on line at [www.mafmfg.com](http://www.mafmfg.com). See you there!

### **Final Week of Session**

Next week is the final week of the 2010 Legislative Session. Staff will be preparing a final report during the week of May 3 on the bills that passed of interest to manufacturers. The jobs bill with manufacturing sales tax exemptions has been patiently waiting in the wings until the appropriations bills were finalized. Action will take place on the jobs bill in this final week coming up. We expect some more revisions to the current tax proposals and we are working with legislative leaders on alternatives. As soon as we have good news, we will let you know!

### **Bills Acted on by Governor**

SB 2126 Tax Credit Scholarships will allow 25,000 low-income Florida students to have access to scholarships. It was signed by the Governor on April 22.

### **Bill Sent to the Governor This Week**

HB 821 International Commercial Arbitration passed the House and Senate this week and was sent to the Governor. The significance is that it replaces the Florida International Arbitration Act with international standards for arbitration and will establish Florida as a venue for international legal arbitration. This moves Florida forward on international affairs. It was strongly supported by the Florida Bar.

### **Appropriations Issues Resolved**

The House and Senate Transportation and Economic Development Committees have completed their work, absent a few issues that will be decided by House and Senate leaders. The biggest sticking points were funding for libraries and economic development agencies' programs. We are delighted to report that the Quick Response Training program will be funded at \$3.3 million. Further, the international program within Enterprise Florida will have its own budget authority for \$4.9 million. We are expecting to work closely with EFI on international issues in the upcoming year.

### **Bills that Passed the Senate This Week**

- SB 602 Contamination Notification passed the Senate on April 21. The bill requires additional notification to communities by the person who has contamination migrating off his property. The bill is not expected to pass the House.
- SB 1178 Cost Benefit passed the Senate on April 22. The bill would allow legislative leaders to request a cost benefit analysis on specific proposed legislation. This would help evaluate economic development proposals for greater success.

### **Bills that Passed the House This Week**

- HB 481 NASA and Kennedy Space Center passed the House on April 21 and is sitting in the House. The bill is a memorial to Congress to provide sufficient funding to NASA to mitigate economic losses in the gap of the space program.
- HB 1389 Space and Aerospace Infrastructure passed the House on April 22. The bill creates the Space Transition and Revitalization Act. It modifies the Quick Action Closing Fund (QAC) to emphasize the importance of the transition from the end of the space shuttle program. Also, mitigating the impact of the conclusion of the space shuttle program is added to the list of considerations for waiver of the QAC qualification criteria. Additionally, the bill revises a previous appropriation to Space Florida to provide Space Florida with some flexibility in the use of the funds originally targeted to Space Launch Complex 36.
- HB 7123 Capital Formation passed the House on April 22. The bill incentivizes private investment for state infrastructure projects.

### **Bills Moved Out Of All Committees This Week**

The Senate continued to move the last bills to be heard out of committees this week. The following bills were passed out of committees:

- SB 570 Recycling was approved by the Senate General Government Appropriations Committee despite controversy over where to dispose of yard trash on April 19. It moved to the Senate Floor and was amended but then temporarily postponed. It is expected to pass the Senate early next week. Private company recycling reporting is still voluntary in the bill.
- SB 992 Energy by Senator Diaz de la Portilla morphed into a comprehensive renewable energy bill similar to the House bill on April 20, where it passed out of the Senate Communications, Energy and Public Utilities Committee.
- SB 1342 Career and Education Planning passed out of the Senate Education Pre K 12 Committee on April 20. The bill requires middle school students to have a course in career education that explores the National Career Clusters.
- S 1472 Research Commercialization passed the Senate Transportation and Economic Development Committee on April 19 and has been placed on the Senate Calendar for consideration.
- SB 1844 Rulemaking passed the Senate Governmental Oversight Committee on April 20. The bill requires agencies to prepare statements of regulatory costs (SERCs) and economic analyses of certain proposed rules, amended rules, and rule repeals; stays the implementation of rules that trigger economic-development thresholds until the Legislature has had an opportunity to review them; and give substantially affected persons more time to review rules and submit lower-cost regulatory alternatives to the agencies.
- SB 1992 Florida Ports passed the Senate Transportation Committee on April 19. The bill incentivizes private investors who invest in seaport infrastructure projects by offering \$100 million in insurance premium tax credits.
- SB 2000 Seaports passed the Senate Ways and Means Committee on April 20. The bill provides for a port conceptual permit system and more.
- SB 2606 Space Florida passed the Senate Governmental Oversight Committee on April 20. The bill relates to the governing Board for Space Florida.

### **Numeric Nutrient Criteria**

SB 550 Environmental Protection was amended in the Senate Policy & Steering Committee on April 20 and at that time it still contained industry numeric nutrient criteria language, along with revisions to water management districts laws and a mandatory septic tank inspection program for the state.

SB 550 was presented on the Senate floor on April 23. The numeric nutrient criteria language supported by MAF was deleted that day, with the explanation that discussions between FDEP and industry were ongoing. The bill is expected to be presented again for the final time to the Senate on Monday April 26 before it is sent on to the House.

We are hopeful that an agreement can be worked out between industry and FDEP by then, but not optimistic. Senate leaders have been informed about how important this is to industry but they are strongly influenced by Mike Sole, FDEP, who indicates talks with EPA are going well and they don't want to jeopardize those talks. FDEP appears to have the upper hand in this debate.

On the other hand, the House has taken some positive action. HB 1589 Numeric Nutrient Criteria, a memorial to Congress, urging Congress to require U.S.EPA to subject proposed numeric nutrient criteria to peer review by the agency's science advisory board passed the House on April 21 and is sitting in messages to the Senate.

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