Agriculture & Environment Appropriations Committee

Revised

Friday, March 17, 2006

9:00 a.m.

306 House Office Building

ACTION PACKET

Allan Bense
Speaker

Stan Mayfield
Chair

COMMITTEE MEETING REPORT

Agriculture & Environment Appropriations Committee

3/17/2006 9:00:00AM

Location: 306 HOB

Attendance:

	Present	*Absent*	*Excused*
Stan Mayfield (Chair)	X		
Bob Allen	X		
Charles Dean			X
Greg Evers	X		
D. Alan Hays	X		
Will Kendrick	X		
Kenneth Littlefield	X		
Richard Machek	X		
Matthew Meadows			X
Ralph Poppell	X		
Dwight Stansel	X		
Trudi Williams	X		
Juan Zapata	X		
Totals:	**11**	**0**	**2**

COMMITTEE MEETING REPORT

Agriculture & Environment Appropriations Committee

3/17/2006 9:00:00AM

Location: 306 HOB

HB 261 : Florida Incentive-based Permitting Act

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bob Allen	X				
Charles Dean			X		
Greg Evers	X				
D. Alan Hays	X				
Will Kendrick	X				
Kenneth Littlefield	X				
Richard Machek	X				
Matthew Meadows			X		
Ralph Poppell	X				
Dwight Stansel	X				
Trudi Williams	X				
Juan Zapata	X				
Stan Mayfield (Chair)	X				
	Total Yeas: 11	**Total Nays: 0**			

Appearances:

HB 261
Kenya Cory (Lobbyist) - Proponent
Associated Industries of Florida
110 East College Avenue
Tallahassee FL 32301
Phone: 681-1065

HB 261
Julie Wraithmell (Lobbyist) - Opponent
Audubon of Florida
2507 Callaway Road, Suite 103
Tallahassee FL 32303
Phone: 224-7546

HB 261
Jennifer Fitzwater (Lobbyist) (State Employee) - Opponent
Florida Department of Environment Protection
3900 Commonwealth
Tallahassee FL 32399
Phone: 245-2140

COMMITTEE MEETING REPORT

Agriculture & Environment Appropriations Committee

3/17/2006 9:00:00AM

Location: 306 HOB

Workshop

Budget Workshop

PCB AGEA 06-01- Relating to Water Management Districts

Appearances:

David Moore - Information Only
PCB AGEA 06-01
SFWMD
301 S. Orange Ave., Suite 1170
Orlando FL 32801
Phone:407-648-2208

Ernie Barnett (Lobbyist) (State Employee) - Information Only
PCB AGEA 06-01
SFWMD
3301 Gun Club Road
West Palm Beach FL 33406
Phone:561-951-2840

Mike Slayton (Lobbyist) - Information Only
PCB AGEA 06-01
St John River Water Management District
525 Community College Pkwy
Palm Bay FL 32951
Phone:321-508-0801

Paul Dumars - Information Only
PCB AGEA 06-01
South Florida Water Management District(SFWMD)
3301 Gun Club
West Palm Beach FL

Richard Miller - Information Only
PCB AGEA 06-01
SFWMD
West Palm Beach FL 33401
Phone:561-820-0274

COMMITTEE MEETING REPORT

Agriculture & Environment Appropriations Committee

3/17/2006 9:00:00AM

Location: 306 HOB

Summary:

Agriculture & Environment Appropriations Committee

Friday March 17, 2006 09:00 am

HB 261 Favorable Yeas: 11 Nays: 0

Agriculture & Environment Appropriations Committee

Friday, March 17, 2006

9:00 a.m.

306 House Office Building

ACTION PACKET

AMENDED

Allan Bense
Speaker

Stan Mayfield
Chair

1 A bill to be entitled
2 An act relating to water management districts; amending s.
3 373.503, F.S.; providing that a water management
4 district's millage rate is subject to annual authorization
5 by the Legislature; requiring the Legislature to annually
6 review a water management district's millage rate;
7 requiring the Legislature to annually set the revenue
8 authorized to be raised by each water management district
9 from ad valorem taxes; providing the authorized revenue to
10 be raised by each water management district if the
11 Legislature does not set the amount; amending s. 373.536,
12 F.S.; providing that a water management district's fiscal
13 year begins July 1; providing a timeline for a water
14 management district's budget submission; providing for
15 implementation; providing an effective date.
16
17 Be It Enacted by the Legislature of the State of Florida:
18
19 Section 1. Paragraph (a) of subsection (3) of section
20 373.503, Florida Statutes, is amended, subsection (5) is
21 renumbered as subsection (6), and a new subsection (5) is added
22 to said section, to read:
23 373.503 Manner of taxation.--
24 (3)(a) <u>Subject to annual authorization to levy ad valorem</u>
25 <u>taxes pursuant to subsection (5),</u> the districts may levy ad
26 valorem taxes on property within the district solely for the
27 purposes of this chapter and of chapter 25270, 1949, Laws of
28 Florida, as amended, and chapter 61-691, Laws of Florida, as

29 amended. The authority to levy ad valorem taxes as provided in
30 this act shall commence with the year 1977. However, the taxes
31 levied for 1977 by the governing boards pursuant to this section
32 shall be prorated to ensure that no such taxes will be levied
33 for the first 4 days of the tax year, which days will fall prior
34 to the effective date of the amendment to s. 9(b), Art. VII of
35 the State Constitution, which was approved March 9, 1976. When
36 appropriate, taxes levied by each governing board may be
37 separated by the governing board into a millage necessary for
38 the purposes of the district and a millage necessary for
39 financing basin functions specified in s. 373.0695. ~~Beginning~~
40 ~~with the taxing year 1977, and~~ Notwithstanding the provisions of
41 any other general or special law to the contrary, and subject to
42 annual authorization to levy ad valorem taxes pursuant to
43 subsection (5), the maximum total millage rate for district and
44 basin purposes shall be:
45 1. Northwest Florida Water Management District: 0.05 mill.
46 2. Suwannee River Water Management District: 0.75 mill.
47 3. St. Johns River Water Management District: 0.6 mill.
48 4. Southwest Florida Water Management District: 1.0 mill.
49 5. South Florida Water Management District: 0.80 mill.
50 (5) In order to ensure that the taxes authorized by this
51 chapter continue to be in proportion to the benefits derived by
52 the several parcels of real estate within the districts, the
53 Legislature shall annually review the authorized millage rate
54 for each district and annually set the amount of revenue
55 authorized to be raised by each district from the taxes
56 authorized by this chapter. However, if the annual amount of

57 revenue authorized to be raised by each district is not set by
58 the Legislature on or before July 1 of each year, each district
59 is authorized to raise the amount of revenue authorized by the
60 Legislature in the preceding fiscal year and adjusted by the
61 percentage change in the Consumer Price Index for the preceding
62 fiscal year.
63 Section 2. Subsection (1), subsection (2), and paragraphs
64 (c), (e), and (f) of subsection (5), of section 373.536, Florida
65 Statutes, are amended to read:
66 373.536 District budget and hearing thereon.--
67 (1) FISCAL YEAR.--The fiscal year of districts created
68 under the provisions of this chapter shall extend July 1 ~~October~~
69 ~~1~~ of one year through June 30 ~~September 30~~ of the following
70 year.
71 (2) BUDGET SUBMITTAL.--The budget officer of the district
72 shall~~, on or before July 15 of each year,~~ submit for
73 consideration by the governing board of the district a tentative
74 budget for the district covering its proposed operations and
75 funding requirements for the ensuing fiscal year.
76 (5) TENTATIVE BUDGET CONTENTS AND SUBMISSION; REVIEW AND
77 APPROVAL.--
78 (c) Each water management district shall, by February 1
79 ~~August 1~~ of each year, submit for review a tentative budget to
80 the Governor, the President of the Senate, the Speaker of the
81 House of Representatives, the chairs of all legislative
82 committees and subcommittees with substantive or fiscal
83 jurisdiction over water management districts, as determined by
84 the President of the Senate or the Speaker of the House of

85 Representatives as applicable, the secretary of the department,
86 and the governing body of each county in which the district has
87 jurisdiction or derives any funds for the operations of the
88 district.
89 ~~(e) By September 5 of the year in which the budget is~~
90 ~~submitted, the House and Senate appropriations chairs may~~
91 ~~transmit to each district comments and objections to the~~
92 ~~proposed budgets. Each district governing board shall include a~~
93 ~~response to such comments and objections in the record of the~~
94 ~~governing board meeting where final adoption of the budget takes~~
95 ~~place, and the record of this meeting shall be transmitted to~~
96 ~~the Executive Office of the Governor, the department, and the~~
97 ~~chairs of the House and Senate appropriations committees.~~
98 (f) The Executive Office of the Governor shall annually,
99 on or before September 15 ~~December 15~~, file with the Legislature
100 a report that summarizes its review of the water management
101 districts' tentative budgets and displays the adopted budget
102 allocations by program area. The report must identify the
103 districts that are not in compliance with the reporting
104 requirements of this section. State funds shall be withheld from
105 a water management district that fails to comply with these
106 reporting requirements.
107 Section 3. For the 2006-2007 and 2007-2008 fiscal years,
108 notwithstanding any law to the contrary, the water management
109 districts are directed to budget and plan for their fiscal
110 management to conform to the provisions of this act.
111 Section 4. This act shall take effect July 1, 2007.