

For the Month of
December 2021 (December 1st, 2021)

Department Comments: Papico Construction has met or exceeded the requirements of the contract. Papico is responsive to issues and questions regarding maintenance. The clay and hard courts are properly maintained and

Notes:

Contract Performance Report Card

Vendor Name:

Ericks Consultants, Inc.

Contract Purpose:

Legislative Consulting Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	22
2. Quality of Work	30	29
3. Are all requirements of the contract being met	25	25
4. Department overall satisfaction	20	19
	<u>100</u>	<u>95</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

Yes

Department Comments:

Administration recommends renewal. Please see attached 2021 End of Session Summary Report.

Department Representative (Signature)

/ Aner Gonzalez - Assistant City Manager 11/3/21

Name & Title

Date

Department Head Approval (Signature)

/ Charles Dodge - City Manager 11/3/21

Name & Title

Date

The following is a summary of items that Ericks Consultants worked on behalf of Pembroke Pines for the 2020-2021 Fiscal Year.

1. 2021 Legislative Session and Interim Committee Meetings

The 2020-2021 Fiscal Year brought unique challenges to state advocacy efforts, with the Capitol building largely closed off to the public due to COVID-19. Our team was able to overcome these challenges through the strength of our relationships with policymakers. We traveled to Tallahassee, as in any other Session, to take advantage of every opportunity to engage policymakers and executive agencies outside of the Capitol building. We also stayed in constant contact with our Pembroke Pines state delegation members on appropriations requests and issues impacting the City. We followed and reported on all meetings of the Legislature of importance to the City and provided an account of the meetings in weekly updates sent to all City officials and staff. We tracked all developments in legislation related to the City, especially focused on protecting home rule, defending against unfunded mandates, and ensuring Pembroke Pines charter school system avoided negative legislative impacts. We met with and educated members on the impacts of proposals on the City and lobbied for and against specific language.

2. Charter School Funding:

This is a primary issue for the City that we have worked on continuously for many years. We worked to educate members of the Legislature on the unique nature, mission, challenges and successes of Pembroke Pines Charter School system. We closely tracked and reported on all education proposals during committee weeks and the Legislative Session, particularly with VPK and early learning initiatives pursued by the Legislature during the Session. We provided all proposals and proposed changes to the City for analysis of their impact.

3. Appropriations Requests

We advocated for the City's appropriations requests. ECI ensured required forms were filled out. We secured sponsors and worked closely with them throughout the interim and Legislative Session. We met with relevant House and Senate Chairmen to educate them on the State's return on investment for the City's projects. We worked closely with our sponsors, providing support and advice at every step. We also coordinated the efforts of the contract lobby team. Our sponsors ultimately secured the inclusion of \$125,000 for the City's License Plate Reader initiative and \$200,000 for the Seepage Management Storm Pump system in the FY 21-22 State Budget. We worked with our sponsors and the Governor's office to protect the funding. Unfortunately, the Governor ultimately vetoed all License Plate Reader projects, including ours. However, the Seepage project dollars were not vetoed.

4. Broward Delegation

We attended all Broward Delegation meetings and public hearings. Candice also served as Chair of Broward Days under the Broward Delegation, where she worked closely with Delegation members to facilitate two days of events at the Florida State Capitol for elected officials, non-profits, businesses and advocates from Broward County.

5. Attended FAIR meetings

We attended all weekly Florida Association of Intergovernmental Relations meetings in Tallahassee and actively participated in the organization in order to stay current on all legislative developments affecting local governments in Florida.

6. Worked closely with Florida League of Cities and Broward League of Cities

We worked side-by-side with the Florida League of Cities during the Legislative Session. We also worked closely with the Broward League of Cities on both State and Local proposals, from Vacation Rentals to CARES Act distribution. We attended in-person and virtual conferences and policy meetings in order to stay current on all legislative developments affecting municipalities in Florida and Broward County. We also attend all monthly Associate Member meetings for the Broward League of Cities.

7. COVID-19 Pandemic: We covered and reported on Federal, State and Local press conferences, emergency orders, funding packages, reopening plans, revenue estimates, and other events held by the Governor's office and delegation. the close of the Legislative Session.

Contract Performance Report Card

Vendor Name:

Lawrence J. Smith, P.A.

Contract Purpose:

Legislative Consulting Services

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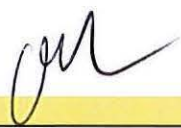
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Department Representative (Signature)

/ Aner Gonzalez - Assistant City Manager 11/3/21

Name & Title

Date


Department Head Approval (Signature)

/ Charles Dodge - City Manager 11/3/21

Name & Title

Date

Re: City of Pembroke Pines Bills not acted upon by the Legislature

Lawrence J. Smith <congl@hotmai.com>

Wed 5/12/2021 12:10 PM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Iris Siple <isiple@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; Good, Tom <tgood@ppines.com>; Gonzalez Aner <agonzalez@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>

Attached is a list of bills I was tracking for the City of Pembroke Pines that died and were never acted upon by the legislature which is most of the bills we were tracking. After the Governor signs all the bills that passed the legislature or veto's them, I will prepare that list pertaining to the City and send it to you. Hope all is well .

Lawrence J. Smith, Esq.
Congressman Lawrence J. Smith (Ret.)
Lawrence J. Smith, P.A.
2699 Stirling Road, Suite C-402
Fort Lauderdale, FL 33312
Phone: (754) 217-4017
Cell: (954) 614-4939
Email: congl@hotmai.com

City of Pembroke Pines

HB 0055 Building Design (Overdorf)

Actions

SENATE Died in Rules

HB 0133 Surrendered Newborn Infants (Harding)

Actions

SENATE Died in returning Messages

HB 0187 Law Enforcement Equipment (McCurdy)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

HB 0215 Prohibition of Public Funds for Lobbying by Local Governments (Sabatini)

Actions

HOUSE Died in Public Integrity & Elections Committee

HB 0219 Vacation Rentals (Fischer)

Actions

HOUSE Died in Ways & Means Committee

HB 0239 Regulation of Smoking by Counties and Municipalities (Altman)

Actions

HOUSE Died in Environment, Agriculture & Flooding Subcommittee

HB 0261 Deprivation of Rights by Public Officers and Employees (Rayner)

Actions

HOUSE Died in Civil Justice & Property Rights Subcommittee

SB 0284 Building Design (Perry)

Actions

SENATE Died in Rules

HB 0291 Legalization of Recreational Marijuana (Hinson)

Actions

HOUSE Died in Regulatory Reform Subcommittee

HB 0313 Firefighter Inquiries and Investigations (Busatta Cabrera)

Actions

SENATE Died in Rules

SB 0334 Regulation of Smoking in Public Places (Gruters)

Actions

SENATE Died in Rules

SB 0338 Specialty Contracting Services (Gruters)

Actions

SENATE Died in Community Affairs

HB 0357 Photographic Enforcement of School Zone Speed Limits (Duran)

Actions

HOUSE Died in Tourism, Infrastructure & Energy Subcommittee

SB 0364 Discrimination on the Basis of Personal Health Information (Gruters)

Actions

SENATE Died in Commerce and Tourism

SB 0370 Assault Weapons and Large-capacity Magazines (Farmer, Jr.)

Actions

SENATE Died in Judiciary

HB 0439 Prohibited Governmental Transactions with Technology Companies and for Chinese Products (Fine)

Actions

HOUSE Died in Public Integrity & Elections Committee

SB 0452 Law Enforcement Officer Body and Vehicle Dash Cameras (Bracy)

Actions

SENATE Died in Judiciary

SB 0456 Municipal Law Enforcement Agencies (Bracy)

Actions

SENATE Died in Judiciary

SB 0518 Drones (Diaz)

Actions

HOUSE Died in Message

SENATE Died in returning Messages

SB 0522 Vacation Rentals (Diaz)

Actions

SENATE Died in Rules

SB 0540 Supermajority Vote for Legislative Preemption (Farmer, Jr.)

Actions

SENATE Died in Community Affairs

HB 0563 Tax Exemption for Affordable Housing (Rodriguez (Ant))

Actions

HOUSE Died in Local Administration & Veterans Affairs Subcommittee

HB 0569 Law Enforcement Body and Dashboard Cameras (Chambliss)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

HB 0573 Fiduciary Duty of Care for Appointed Public Officials and Executive Officers (Beltran)

Actions

SENATE Died in Appropriations

SB 0594 Preemption of Recyclable and Polystyrene Materials (Stewart)

Actions

SENATE Died in Environment and Natural Resources

SB 0596 Preemption of Tree Pruning, Trimming, and Removal (Stewart)

Actions

SENATE Died in Community Affairs

SB 0672 Preemption of Firearms and Ammunition Regulation (Taddeo)

Actions

SENATE Died in Judiciary

SB 0730 Strangulation by a Law Enforcement Officer (Bracy)

Actions

SENATE Died in Criminal Justice

SB 0732 Body Camera Recordings by Law Enforcement Officers (Bracy)

Actions

SENATE Died in Criminal Justice

HB 0761 Solar Electrical Generating Facilities (Overdorf)

Actions

HOUSE Died in Tourism, Infrastructure & Energy Subcommittee

SB 0810 Prohibited Governmental Transactions Involving Certain Companies and Products (Gruters)

Actions

SENATE Died in Commerce and Tourism

HB 0853 Local Government Ethics Reform (Sirois)

Actions

SENATE Died in Rules

HB 0879 Mental Illness Training for Law Enforcement Officers (Hunschofsky)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

SB 0916 Residential Home Protection (Brodeur)

Actions

SENATE Died in Judiciary

HB 0945 Emergency Manangement Powers of Political Subdivisions (Rommel)

Actions

HOUSE Died in State Affairs Committee

SB 0970 Firefighters' Bill of Rights (Hooper)

Actions

SENATE Died in Governmental Oversight and Accountability

HB 1017 Fees for the Enforcement of Florida Building Code (Rayner)

Actions

HOUSE Died in Local Administration & Veterans Affairs Subcommittee

HB 1113 Traffic and Pedestrian Safety (Fine)

Actions

SENATE Died in Appropriations

HB 1147 Citizen Review Boards (Benjamin)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

SB 1148 Excessive Use of Force by Law Enforcement Officers (Rouson)

Actions

SENATE Died in Criminal Justice

HB 1167 Tree Pruning, Trimming, or Removal on Residential Property (Snyder)

Actions

HOUSE Died in Local Administration & Veterans Affairs Subcommittee

SB 1174 Preemption of Over-the-counter Drugs and Cosmetics (Stewart)

Actions

SENATE Died in Community Affairs

SB 1192 Mental Illness Training for Law Enforcement Officers (Powell)

Actions

SENATE Died in Appropriations

HB 1217 Meetings of Political Subdivisions During Declared Emergencies (Daley)

Actions

HOUSE Died in Government Operations Subcommittee

SB 1224 911 Public Safety Telecommunicators (Jones)

Actions

SENATE Died in Governmental Oversight and Accountability

SB 1348 Recyclable Materials (Polsky)

Actions

SENATE Died in Environment and Natural Resources

HB 1393 Abandoned Residential Real Property (Davis)

Actions

HOUSE Died in Insurance & Banking Subcommittee

SB 1396 Tree Pruning, Trimming, or Removal on Residential Property (Gruters)

Actions

SENATE Died in Community Affairs

SB 1412 Traffic and Pedestrian Safety (Perry)

Actions

SENATE Died in Appropriations

SB 1474 Photographic Enforcement of School Zone Speed Limits (Rodriguez (A))

Actions

SENATE Died in Transportation

HB 1481 Vacation Rentals (Goff-Marcil)

Actions

HOUSE Died in Regulatory Reform Subcommittee

SB 1494 Public Meetings During Declared States of Emergency (Cruz)

Actions

SENATE Died in Community Affairs

HB 1525 Misconduct by Law Enforcement Officers (Joseph)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

HB 1573 Excessive Use of Force by Law Enforcement Officers (DuBose)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

SB 1648 Waiver of Fees for Affordable Housing Construction (Powell)

Actions

SENATE Died in Community Affairs

SB 1790 Local Government Communications Services (Torres, Jr.)

Actions

SENATE Died in Community Affairs

SB 1894 Municipal Land Banks (Torres, Jr.)

Actions

SENATE Died in Community Affairs

SB 1924 Emergency Management Powers of Political Subdivisions (Diaz)

Actions

SENATE Died in Rules

SB 1982 Unlawful Acts of Officers, Employees, or Agents of the State (Powell)

Actions

SENATE Died in Judiciary

SB 1988 Vacation Rentals (Pizzo)

Actions

SENATE Died in Regulated Industries

HB 6009 Traffic Infraction Detectors (Sabatini)

Actions

HOUSE Died in Tourism, Infrastructure & Energy Subcommittee

HB 6023 Preemption of Tree Pruning, Trimming, and Removal (Eskamani)

Actions

HOUSE Died in Local Administration & Veterans Affairs Subcommittee

HB 6031 Wage and Employment Benefits Requirements (Smith (C))

Actions

HOUSE Died in Regulatory Reform Subcommittee

HB 6033 Preemption of Firearms and Ammunition (Daley)

Actions

HOUSE Died in Criminal Justice & Public Safety Subcommittee

HB 6041 Preemption of Over-the-counter Drugs and Cosmetics (Eskamani)

Actions

HOUSE Died in Professions & Public Health Subcommittee

HB 6045 Communications Services (Eskamani)

Actions

HOUSE Died in Tourism, Infrastructure & Energy Subcommittee

HB 6067 Repeal of Developer Incentive Requirements (Eskamani)

Actions

HOUSE Died in Local Administration & Veterans Affairs Subcommittee

HB 7043 State Ethics Reform (Public Integrity & Elections Committee)

Actions

HOUSE Died in State Affairs Committee



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MEMBER OF CONGRESS
1983-1993

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2021 SESSION REVIEW: Bills Related to the City of Pembroke Pines that PASSED

2021 Session: Bills (21) that PASSED

<u>Number</u>	<u>Title</u>	<u>Sponsor</u>	<u>Last Action</u>	<u>Date Folded</u>
HB 0001	Combating Public Disorder	Fernandez-Barquin	04/19/21	01/29/21 05:50PM
(S: 484)	<p>Combating Public Disorder: Authorizing specified elected officials to file an appeal to the Administration Commission if the governing body of a municipality makes a specified reduction to the operating budget of the municipal law enforcement agency; providing that a municipality has a duty to allow the municipal law enforcement agency to respond to a riot or unlawful assembly in a specified manner based on specified circumstances; reclassifying the penalty for an assault committed in furtherance of a riot or an aggravated riot; prohibiting cyberintimidation by publication; prohibiting a person from willfully participating in a specified violent public disturbance resulting in specified damage or injury; creating an affirmative defense to a civil action where the plaintiff participated in a riot, etc. Effective Date: upon becoming a law</p> <p>04/16/21 Signed by Officers and presented to Governor (Governor must act on this bill by 04/23/21)</p> <p>04/19/21 Approved by Governor; Chapter No. 2021-006</p>			
SB 0044	Use of Drones by Government Agencies	Wright	06/29/21	01/06/21 12:42PM
(S: 1049) (C: 433, 518)	<p>Use of Drones by Government Agencies; Expanding the authorized uses of drones by law enforcement agencies and other specified entities for specified purposes; requiring the Department of Management Services, in consultation with a specified officer, to publish a list of approved drone manufacturers meeting specified security standards; requiring governmental agencies to discontinue the use of specified drones by a certain date; requiring the department to establish minimum security standards for governmental agency drone use, etc. Effective Date: 7/1/2021</p> <p>06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)</p>			

06/29/21 Approved by Governor; Chapter No. 2021-165

HB 0053

Public Works DiCeglie

06/29/21

01/06/21
12:33PM

(C: 367, 1076)

Public Works: Revises prohibition relating to solicitation for construction services paid for with state appropriated funds; prohibits state or political subdivision that contracts for public works project from taking specified action against certain persons that are engaged in public works project or have submitted bid for such project; requires OEDR to include an analysis of certain expenditures in its annual assessment; requires counties, municipalities, & special districts that provide wastewater services & stormwater management to develop needs analysis. Effective Date: July 1, 2021

06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)

06/29/21 Approved by Governor; Chapter No. 2021-194

HB 0059

Growth Management McClain

06/29/21

01/06/21
12:33PM

(S: 496)

Growth Management: Requires comprehensive plans & certain land development regulations of municipalities effective after certain date to incorporate certain development orders; requires local governments to include property rights element in their comprehensive plans; provides statement of rights; requires local government to adopt property rights element within specified timeframe; provides that certain property owners are not required to consent to development agreement changes; provides requirements & procedures for right of first refusal; authorizes certain developments of regional impact agreements to be amended. Effective Date: July 1, 2021

06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)

06/29/21 Approved by Governor; Chapter No. 2021-195

HB 0337

Impact Fees DiCeglie

06/17/21

01/20/21
10:44AM

(S: 750)

Impact Fees: Requires local governments & special districts to credit against collection of impact fees any contribution related to public facilities or infrastructure; provides conditions under which credits may not be applied; provides limitations on impact fee increases; provides retroactive operation; requires specified entities to submit affidavit attesting that impact fees were appropriately collected & expended; provides retroactive application; requires school districts to report specified information regarding impact fees. Effective Date: upon becoming a law

06/03/21 Signed by Officers and presented to Governor (Governor must act on this bill by 06/18/21)

06/04/21 Approved by Governor; Chapter No. 2021-63

06/17/21 Bill to be Discussed During the Office of EDR's Revenue Estimating Impact Conference, 06/21/21, 10:00 am, 117 K (No Votes)

Will Be Taken)

SB 0388	Injured Police Canines	Wright	06/18/21	01/06/21 12:42PM
(I: 697)	<p>Injured Police Canines; Authorizing licensed life support services to transport injured police canines under certain circumstances; authorizing a paramedic or an emergency medical technician to provide emergency medical care to injured police canines under certain circumstances; providing for immunity from criminal and civil liability under certain circumstances, etc. Effective Date: 7/1/2021</p> <p>06/16/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/01/21)</p> <p>06/18/21 Approved by Governor</p>			
HB 0403	Home-based Businesses	Giallombardo	06/29/21	01/26/21 11:03AM
(L: 663) (S: 266)	<p>Home-based Businesses: Prohibiting local governments from taking certain actions relating to the licensure and regulation of home-based businesses; specifying conditions under which a business is considered a home-based business; authorizing home-based businesses to operate in areas zoned for residential use; specifying that home-based businesses are subject to certain business taxes; authorizing the prevailing party in such challenge to recover specified attorney fees and costs, etc. Effective Date: July 1, 2021</p> <p>06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)</p> <p>06/29/21 Approved by Governor; Chapter No. 2021-202</p>			
HB 0421	Relief From Burdens on Real Property Rights	Tuck	06/29/21	01/27/21 11:47AM
(S: 1876) (C: 1380)	<p>Relief From Burdens on Real Property Rights: Revises notice of claim requirements for property owners; creates presumption that settlement offers protect public interest; specifies property owners retain option to have court determine awards of compensation; authorizes property owners to bring claims against governmental entities in certain circumstances; provides property owners are not required to submit formal development applications or proceed through formal application processes to bring claims in specified circumstances. Effective Date: October 1, 2021 (Combined Bill HB 421 & HB 1101)</p> <p>06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)</p> <p>06/29/21 Approved by Governor; Chapter No. 2021-203</p>			
HB 0667	Building Inspections	Mooney, Jr.	06/29/21	02/02/21 11:18AM
(S: 1382)	<p>Building Inspections: Requires certain counties & enforcement agencies allow requests for inspections to be submitted electronically; provides</p>			

acceptable methods of electronic submission; authorizes enforcement agencies to perform virtual inspections; requires refund of fees in certain circumstances; requires surcharges be recalculated under certain conditions. Effective Date: July 1, 2021

06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)

06/29/21 Approved by Governor; Chapter No. 2021-212

SB 0694	Waste Management	Rodrigues (R)	06/21/21	01/22/21 11:02AM
<p>Waste Management; Requiring the Department of Environmental Protection to review and update its report on retail bags and submit the updated report to the Legislature by a specified date; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision authorizing a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; defining the term "storm-generated yard trash", etc. Effective Date: 7/1/2021</p>				
<p>(C: 331, 1348, 1563)</p>				
<p>06/16/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/01/21)</p>				
<p>06/21/21 Approved by Governor; Chapter No. 2021-125</p>				

HB 0735	Preemption of Local Occupational Licensing	Harding	06/29/21	02/04/21 10:58AM
<p>Preemption of Local Occupational Licensing: Preempts licensing of occupations to state; prohibits local governments from imposing or modifying licensing requirements; specifies certain local licensing may not be enforced; specifies certain specialty contractors are not required to register with Construction Industry Licensing Board; prohibits local governments from requiring certain specialty contractors to obtain license; specifies job scopes for which local government may not require license; authorizes counties & municipalities to issue journeyman licenses. Effective Date: July 1, 2021</p>				
<p>(I: 268)</p>				
<p>06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)</p>				
<p>06/29/21 Approved by Governor; Chapter No. 2021-214</p>				

HB 0839	Express Preemption of Fuel Retailers and Related Transportation Infrastructure	Fabricio	06/16/21	02/10/21 11:19AM
<p>Express Preemption of Fuel Retailers and Related Transportation Infrastructure: Prohibits municipality, county, special district, or political subdivision from taking certain actions to prohibit siting, development,</p>				
<p>(S: 856)</p>				

or redevelopment of fuel retailers & related transportation infrastructure & from requiring fuel retailers to install or invest in particular fueling infrastructure. Effective Date: upon becoming a law

06/14/21 Signed by Officers and presented to Governor (Governor must act on this bill by 06/29/21)

06/16/21 Approved by Governor; Chapter No. 2021-111

HB 0919	Preemption Over Restriction of Utility Services	Tomkow	06/21/21	02/11/21 12:05PM
(I: 1128)	Preemption Over Restriction of Utility Services: Prohibits municipalities, counties, special districts, or other political subdivisions from restricting or prohibiting types or fuel sources of energy production used, delivered, converted, or supplied by certain entities to customers; voids existing specified documents & policies that are preempted by this act. Effective Date: July 1, 2021			
	06/18/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/03/21)			
	06/21/21 Approved by Governor; Chapter No. 2021-150			
SB 0922	Veterans' Preference in Employment	Burgess	06/04/21	01/29/21 02:33PM
(S: 541)	Veterans' Preference in Employment; Authorizing the state and its political subdivisions to waive certain postsecondary educational requirements for employment for servicemembers and veterans who meet specified criteria; revising the list of positions that are exempt from veterans' preference requirements; requiring, rather than authorizing, each political subdivision to develop and implement a veterans' recruitment plan for specified purposes; modifying point preferences given to veterans and their family members when a numerically based selection process is used for hiring, etc. Effective Date: 7/1/2021			
	06/03/21 Signed by Officers and presented to Governor (Governor must act on this bill by 06/18/21)			
	06/04/21 Approved by Governor; Chapter No. 2021-57			
HB 1059	Construction Permits	Robinson (W)	06/29/21	02/18/21 11:01AM
(S: 1788)	Construction Permits: Requires county that issues building permits & local enforcement agency to post certain information on their websites; authorizes all components to completed application be submitted electronically or in person; requires local enforcement agency, local government, or local building department to reduce permit fee by specified percentage for failing to meet certain deadlines; requires applicant to take certain action within specified time; requires surcharges to be recalculated under certain conditions; prohibits authority that issues building permit from requiring applicant to provide			

specified contracts as part of application for certain construction.
Effective Date: October 1, 2021

06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)

06/29/21 Approved by Governor; Chapter No. 2021-224

SB 1884	Preemption of Firearms and Ammunition Regulation	Rodrigues (R)	05/07/21	03/01/21 11:20AM
(I: 1409)	Preemption of Firearms and Ammunition Regulation; Providing that written or unwritten policies are subject to provisions allowing for recovery of damages if such policies violate specified provisions; providing that a plaintiff challenging a local government regulation concerning firearms is considered a prevailing plaintiff for certain purposes in specified circumstances, etc. Effective Date: 7/1/2021			
	05/07/21 Signed by Officers and presented to Governor (Governor must act on this bill by 05/22/21)			
	05/07/21 Approved by Governor; Chapter No. 2021-015			
HB 2207	Pembroke Pines Seepage Management Stormwater Pump Station	Bartleman	04/30/21	01/27/21 11:45AM
	Pembroke Pines Seepage Management Stormwater Pump Station: Provides an appropriation for the Pembroke Pines Seepage Management Stormwater Pump Station. Effective Date: July 1, 2021			
	03/09/21 HOUSE Favorable by Agriculture & Natural Resources Appropriations Subcommittee; 15 Yeas, 0 Nays			
	03/09/21 HOUSE Now in Appropriations Committee			
	04/30/21 HOUSE See SB 2500 (line item 1607A)			
HB 2901	City of Pembroke Pines License Plate Reader (LPR) Project	Robinson (F)	06/02/21	02/04/21 10:57AM
	City of Pembroke Pines License Plate Reader (LPR) Project: Provides an appropriation for the City of Pembroke Pines License Plate Reader (LPR) Project. Effective Date: July 1, 2021			
	03/04/21 HOUSE Now in Appropriations Committee			
	06/02/21 Vetoed by Governor; See SB 2500 (line item 1249A)			
HB 4031	Pembroke Pines Sanitary Sewer	Woodson	04/30/21	02/18/21 11:00AM

**Vacuum
Tanker Truck**

Pembroke Pines Sanitary Sewer Vacuum Tanker Truck: Provides an appropriation for the Pembroke Pines Sanitary Sewer Vacuum Tanker Truck. Effective Date: July 1, 2021

03/16/21 HOUSE Favorable by Agriculture & Natural Resources Appropriations Subcommittee; 11 Yeas, 0 Nays

03/16/21 HOUSE Now in Appropriations Committee

04/30/21 HOUSE Died in Appropriations Committee

HB 7017

Foreign Influence	Public Integrity & Elections Committee	06/07/21	03/17/21 10:46AM
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(I: 2010)

Foreign Influence: Requiring any state agency or political subdivision to disclose certain gifts or grants received from any foreign source to the Department of Financial Services within a specified timeframe; requiring any entity that applies for a certain grant or proposes a certain contract to disclose to a state agency or political subdivision any current or prior interest of, contract with, or grant or gift received from a foreign country of concern under certain circumstances; requiring institutions of higher education to semiannually report to certain entities regarding certain gifts they received directly or indirectly from a foreign source; authorizing a whistle-blower to report an undisclosed foreign gift to the Attorney General or the Chief Financial Officer; authorizing the Chief Financial Officer to incur expenditures to provide such reward from the penalty recovery; requiring certain state universities and other entities to screen certain foreign applicants seeking employment in specified research positions; requiring certain state universities and other entities to establish an international travel approval and monitoring program, etc. Effective Date: July 1, 2021

06/04/21 Signed by Officers and presented to Governor (Governor must act on this bill by 06/19/21)

06/07/21 Approved by Governor; Chapter No. 2021-76

**Law
Enforcement
and
Correctional
Officer
Practices**

HB 7051

Judiciary Committee	06/29/21	04/17/21 09:27AM
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(C: 303, 438, 577,
626, 647, 740, 942,
1148, 1451, 1452,
1513, 1525, 1573,
1742, 1818, 1866,
1970, 1982)

Law Enforcement and Correctional Officer Practices: Requires application for employment or appointment as law enforcement or correctional officer to contain specified disclosures; requires background investigation of applicant to include specified information; requires employing agencies to maintain employment information for minimum period; requires establishment of standards for officer training & policies concerning use of force; requires law enforcement agencies to establish policies for specified use of force investigations; requires investigation to include an independent report; requires report to be submitted to state attorney; requires law enforcement agencies to

submit specified data to FDLE; prohibits child younger than certain age from being arrested, charged, or adjudicated delinquent for delinquent act or violation of law. Effective Date: July 1, 2021

06/28/21 Signed by Officers and presented to Governor (Governor must act on this bill by 07/13/21)

06/29/21 Approved by Governor; Chapter No. 2021-241

Fw: Budget Appropriations Vetoes

Lawrence J. Smith <congl@hotmai.com>

Thu 6/3/2021 11:26 AM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.com>; Commissioner Iris Siple <isiple@ppines.com>; Good, Tom <tgood@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>; Gonzalez Aner <agonzalez@ppines.com>; Bonilla, Jonathan <jbonilla@ppines.com>

Correction of previous email. The amount vetoed was \$125,000. Sorry. Larry

Lawrence J. Smith, Esq.

Congressman Lawrence J. Smith (Ret.)

Lawrence J. Smith, P.A.

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From: Lawrence J. Smith

Sent: Thursday, June 3, 2021 11:14 AM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.cododgem>; Commissioner Iris Siple <isiple@ppines.com>; Good, Tom <tgood@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>; Gonzalez Aner <agonzalez@ppines.com>; Bonilla, Jonathan <jbonilla@ppines.com>

Subject: Budget Appropriations Vetoes

Unfortunately, when signing the Annual Budget, our erstwhile Governor vetoed \$1.5 Billion in line items. Among them was the Appropriation for the Pembroke Pines License Plate Reader project in the amount of \$100,000. That was the only P. Pines project vetoed. Many cities were treated as badly or worse. Larry

Lawrence J. Smith, Esq.

Congressman Lawrence J. Smith (Ret.)

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Bills signed by Gov. relating to P. Pines

Lawrence J. Smith <conglis@hotmail.com>

Fri 6/4/2021 11:08 AM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Iris Siple <isiple@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.com>; Good, Tom <tgood@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>; Gonzalez Aner <agonzalez@ppines.com>

Yesterday the Governor signed HB337 dealing with Impact fees and Limitations thereon by Cities and SB922 giving Veterans preference in Hiring. We were tracking both bills for the City. Larry

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HB7017 Foreign Source Gifts

Lawrence J. Smith <conglis@hotmail.com>

Tue 6/8/2021 1:01 PM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Iris Siple <isiple@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.com>; Good, Tom <tgood@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>; Gonzalez Aner <agonzalez@ppines.com>

Yesterday the Gov. signed the above bill which requires State or political sub-divisions to disclose gifts or grants from any foreign source and other requirements. We were tracking this bill for the City. Larry

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Bills signed by Gov. affecting P. Pines

Lawrence J. Smith <congl@hotmai.com>

Tue 6/22/2021 11:26 AM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Iris Siple <isiple@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.com>; Good, Tom <tgood@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>; Gonzalez Aner <agonzalez@ppines.com>; Bonilla, Jonathan <jbonilla@ppines.com>

The Gov. recently signed 3 bills affecting municipalities. SB388 which authorizes Life Support services to treat injured police canines; SB694 which requires local government to pay a specified amount of compensation to a displaced Waste Co. and other provisions ; and HB919 which prohibits municipalities and others from restricting or prohibiting types of Fuel or Energy production and other provisions. I would suggest that your attorney carefully scrutinize these bills, especially the last two. Larry

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Bills signed by Gov.

Lawrence J. Smith <conglis@hotmail.com>

Thu 7/1/2021 11:46 AM

To: Charles Dodge <cdodge@ppines.com>; Mayor Frank Ortis <fortis@ppines.com>; Commissioner Iris Siple <isiple@ppines.com>; Commissioner Angelo Castillo <acastillo@ppines.com>; Good, Tom <tgood@ppines.com>; Commissioner Jay Schwartz <jschwartz@ppines.com>; City Attorney Sam Goren, Esq. <sgoren@cityatty.com>; Gonzalez Aner <agonzalez@ppines.com>; Bonilla, Jonathan <jbonilla@ppines.com>

The following bills that we were tracking for the City were signed by the Gov. yesterday. SB44 Use of Drones, HB53 Public Works, HB59 Growth Management, HB403 Home Based Business, HB421 Relief from Burdens on Real Property, HB667 Building Inspections, HB735 Preemption of Local Occupational Licensing, HB1059 Construction Permits, HB7051 Law Enforcement and Correctional Officers Practices. These bills need to be looked at closely. I believe many of them will have a negative impact on the City and its ability to govern. Questions?. Please feel free to call. Larry

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Contract Performance Report Card

Vendor Name:

Smith, Bryan & Myers, Inc.

Contract Purpose:

Legislative Consulting Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	22
2. Quality of Work	30	29
3. Are all requirements of the contract being met	25	25
4. Department overall satisfaction	20	19
	<u>100</u>	<u>95</u>

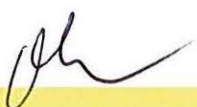
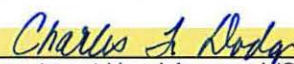
A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

Yes

Department Comments:

Administration recommends renewal. Please see attached 2021 End of Session Summary Report.

 Department Representative (Signature)	/ Aner Gonzalez - Assistant City Manager Name & Title	11/3/21 Date
 Department Head Approval (Signature)	/ Charles Dodge - City Manager Name & Title	11/3/21 Date



2021 Comprehensive Legislative Session Report

On April 30th 2021, the Florida House of Representatives and the Florida Senate agreed to the budget for the State Fiscal Year (SFY) 2021-2022. The budget is the culmination of many rounds of budget negotiations throughout the legislative session. The Florida Legislature is constitutionally required to pass a state budget, officially titled as the General Appropriations Act, during the annual regular session. The House and Senate's budget for State Fiscal Year 2021-2022 totals approximately \$101.5 billion, and represents a 8.9% increase from the previous SFY 2021 General Appropriations Act.

Health and Human Services received the largest portion of funding for the budget in SFY 2021-2022, totaling approximately \$44.6 billion. This represents a 13.2% increase in appropriations from the current year. All educational programs and services combined received the second largest amount of funding, totaling approximately \$30.1 billion. This represents an increase of approximately 11.3% from the current fiscal year. Finally, Natural Resources, Environmental Issues, Growth Management and Transportation Expenditures represent the third largest portion of the budget in SFY 2021-2022 with funding equaling \$14.7 billion. This represents a slight decrease of approximately -0.80% from the current fiscal year

WATER QUALITY BUDGET HIGHLIGHTS

- **Septic-to-Sewer/Stormwater Improvements:** The SFY 2021-2022 budget allocates \$626 million (of which \$500 million is contingent ARPA funds) from the Water Protection and Sustainability Program Trust Fund are provided for the wastewater grant program as established in section 403.0673, Florida Statutes, and are contingent upon SB 1954, SB 2512, and SB 2514, or similar legislation, becoming law. \$10 million is provided for the Septic Upgrade Incentive Program to incentivize homeowners in Priority Focus Areas to upgrade their septic system to include nitrogen reducing enhancements.
- **Wastewater Treatment Facility Construction:** \$211 million
- **Water Quality Enhancement and Accountability:** The budget allocate \$10.8 million for increased water quality monitoring, creation of a water quality public information portal, and for the establishment of the Blue-Green Algae Task Force. Funds may be used for administration and planning costs. The task force will support key funding and restoration initiatives to expedite nutrient reduction in Lake Okeechobee and the St. Lucie and Caloosahatchee estuaries. The task force will identify priority projects for funding that are based on scientific data and build upon Basin Management Action Plans (BMAPs) to provide the largest and most meaningful nutrient reductions in key waterbodies, as well as make recommendations for regulatory changes. \$4 million of those funds are provided to the DEP, which will continue to expand statewide water quality analytics for the nutrient over-enrichment analytics assessment and water quality

information portal to include a comprehensive statewide flood vulnerability and sea level rise data set.

- **Total Maximum Daily Loads:** The SFY 2021-2022 budget allocates \$45 million (\$20 million of which is contingent ARPA funds) for Total Maximum Daily Loads and the department may include innovative water treatment projects that demonstrate the ability to most rapidly achieve department verified phosphorous and/or nitrogen load reductions consistent with the nutrient load reduction goals and total maximum daily loads established by the department. The department may also provide cost-share funding for innovative nutrient removal projects.
- **Harmful Algal Blooms:** The SFY 2021-2022 budget allocates \$10.6 million for the purpose of supporting the evaluation and implementation of innovative technologies and short-term solutions to combat or clean up harmful algal blooms and nutrient enrichment of Florida's fresh waterbodies, including lakes, rivers, estuaries and canals. Funds may be used for the Department's red tide emergency grant program to support local governments in cleaning beaches and coastal areas to minimize the impacts of red tide to residents and visitors. Funds may also be used to implement water quality treatment technologies, identified by the Department, near water control structures in Lake Okeechobee.
- **Springs Restoration:** The SFY 2021-2022 budget allocates \$75 million (\$25 million of which is contingent ARPA funds) for land acquisition to protect springs and for capital projects that protect the quality and quantity of water that flow from springs.
- **Alternative Water Supply:** The SFY 2021-2022 budget allocates \$40 million, all of which is contingent ARPA funds, to the water supply and water resource development grant program to help communities plan for and implement conservation, reuse and water supply and water resource development projects.
- **Everglades Restoration:** \$420 million (\$59 million of which is contingent ARPA funds)
- **Florida Forever:** \$400 million (\$300 million of which is contingent ARPA funds)
- **Florida Recreation Development Assistance Grants:** \$2 million.

Beach Management Funding Assistance Program: The SFY 2021-2022 budget allocates \$75 million, (\$25 million of which is contingent ARPA funds) to the Department of Environmental Protection in Fixed Capital Outlay for distribution to beach and inlet management projects.

- **Resilient Coastline Initiative:** The SFY 2021-2022 budget allocates \$10.0 million to assist local governments with sea level rise planning and coastal resilience projects, including storm resiliency as well as coral reef restoration and monitoring. The Senate does not include this in their budget proposal.
- **Resilient Florida Trust Fund and program:** The SFY 2021-2022 budget allocates \$500 million, all of which are contingent ARPA funds, from the Resilient Florida Trust Fund and are contingent upon SB 1954, SB 2512, and SB 2514, or similar legislation, becoming law. The bills create the Resilient Florida Grant Program within DEP to provide \$111 million in grant funding to local governments to fund resiliency planning. Funding will support vulnerability assessments and mitigation plans to prepare for the threats of flooding and sea level rises. First-year funding will establish the program and provide for \$20 million in grant funding.
- **Mosquito control programs:** The SFY 2021-2022 budget allocates \$2.7 million
- **Piney Point Environmental Cleanup:** \$100 million, all of which is contingent ARPA funds, to the DEP for emergency response efforts and to expedite closure of the Piney Point facility, now operated as the Eastport Terminal facility, located in Manatee County, Florida. These funds may be used to address environmental impacts either directly or indirectly related to the emergency response and site closure

HEALTH AND HUMAN SERVICES BUDGET HIGHLIGHTS

Shared County/State Juvenile Detention: The SFY 2021-2022 budget estimates the counties' portion of total Shared County/State Juvenile Detention to be \$61,768,347. This represents an estimated increase of about \$4.1 million from the current year budget and 48% of the total Juvenile Detention funding (\$128,701,005).

Community Substance Abuse and Mental Health Services: Funded at approximately \$1.051 billion in the budget, which represents a \$200.7 million increase from the previous fiscal year.

Community Action Treatment (CAT) Teams: The SFY 2021-2022 budget allocates \$30.8 million, directed to DCF to contract with providers throughout the state for operation of CAT teams, which provide community-based services for children (aged 11 to 21) with mental health and/or substance abuse diagnoses, this is the same funding as the previous fiscal year

Public Safety, Mental Health, and Substance Abuse Local Matching Grant Program: The SFY 2021- 2022 budget allocates \$9 million for the program, which supports county programs that serve adults or youth who are in behavioral crisis and at risk of entering the criminal justice system. This represents the same budget year funding as the previous fiscal year.

Crime Labs: The SFY 2021-2022 budget allocates approximately \$60.9 million in grants and aids to local governments for criminal investigations, which represents a 1.3% decrease over the previous fiscal year.

Homeless Programs Challenge Grants: The SFY 2021-2022 budget allocates approximately \$3.2 million respectively, to DCF for challenge grants, which are awarded to lead agencies of homeless assistance continuums of care

AFFORDABLE HOUSING FUNDING

- State Housing Initiatives Partnership (SHIP) program: The SFY 2021-2022 budget allocates \$146.7 million for the State Housing Initiatives Partnership (SHIP).
- State Apartment Incentive Loan Program (SAIL): The SFY 2021-2022 budget allocates \$62.5 million for the State Apartment Incentive Loan Program (SAIL).
- The total amount of housing trust fund sweeps \$362.5 million. Job Growth Grant Fund: The SFY 2021-2022 budget allocates \$50 million, all of which is contingent ARPA funds Visit Florida: The SFY 2021-2022 budget allocates \$54 million (\$25 million of which is contingent ARPA funds) Small County Outreach Program (SCOP): The SFY 2021-2022 budget allocates \$88.8 million Small County Road Assistance Program (SCRAP): The SFY 2021-2022 budget allocates \$38.2 million Rural Economic Development
- Rural Infrastructure Fund: The SFY 2021-2022 budget allocates \$5 million to support local rural infrastructure projects such as broadband, roads, storm and wastewater systems, and telecommunications facilities. The eligible uses of these funds include roads or other remedies to transportation impediments; storm water systems; water or wastewater facilities; and telecommunications facilities and broadband facilities.
- Rural Community Development Revolving Loan Program: The SFY 2021-2022 budget allocates \$1.2 million to provide local governments with access to financial assistance to further promote the economic viability of Florida's rural communities.
- Small County Wastewater Grants: \$36 million (\$25 million of which is contingent ARPA funds)

AMERICAN RESCUE ACT FUNDS

The SFY 2021-22 budget includes an allocation of \$6.696 billion in American Rescue Act funds, contingent upon the receipt of the federal funds. These funds are allocated as follows and are in addition to any amounts otherwise appropriated for these purposes in the House GAA:

Florida Forever Land Acquisition	\$300 M
Piney Point	\$100 M
African American Cultural and Historic Grant Program.....	\$30 M
State Emergency Operations Center.....	\$100 M
PECO Supplement – Higher Education Construction.....	\$190.9 M
New Worlds Reading Initiative.....	\$125 M
Beach Management Funding Assistance Program	\$50 M
Coastal Mapping Services	\$100 M
Derelict Vessel Removal Program.....	\$25 M
Small County Wastewater Grant Program.....	\$25 M
Reemployment Assistance Program	\$56.4 M
Water Protection and Sustainability Program TF.....	\$500 M
Inland Protection TF	\$50 M
State Transportation TF	\$2.0 B
Emergency Preparedness and Response fund.....	\$1.0 B
Budget Stabilization Fund	\$350 M
Deferred Building Maintenance Program.....	\$350 M
PECO Supplement K12 Special Facilities Construction Projects.....	\$210.3 M
Total Maximum Daily Loads.....	\$20 M
Alternative Water Supply	\$40 M
Everglades Restoration.....	\$59 M
C-51 Reservoir	\$48 M
Springs Restoration	\$25 M
Payments to Pandemic First Responders.....	\$208.4 M
Job Growth Grant Funding	\$50 M
Visit Florida Increase	\$25 M
Military Affairs FCO New Armories Immokalee and Zephyrhills.....	\$50 M
FWC Enhanced Aviation Support	\$8.4 M

PREEMPTING LOCAL OCCUPATIONAL LICENSING LEGISLATION PASSES

SB 268 Preemption of Local Occupational Licensing by Sen. Perry expressly preempts the licensing of occupations to the state and supersedes any local government occupational licensing, except as authorized by general law. It saves local occupational licensing requirements enacted before January 1, 2021, but only until July 1, 2023, when all local occupational licensing expires unless authorized by general law. During this two-year period, however, a local government may not increase or modify the licensing requirements. Local governments may not require a person to obtain a license whose job scope does not substantially correspond to that of a contractor or journeyman type licensed by the Construction Industry Licensing Board. More specifically, the bill precludes local governments from requiring a license for: painting, flooring, cabinetry, interior remodeling, driveway or tennis court installation, handyman services, decorative stone, tile, marble, granite, or terrazzo installation, plastering, stuccoing, caulking, and canvas awning and ornamental iron installation. Finally, the bill authorizes counties and cities to issue journeyman licenses in the plumbing, pipe fitting, mechanical, and HVAC trades, as well as the electrical and alarm system trades. Local journeyman licensing is excepted from the state

preemption of local licensing since it would be authorized under general law. County governments license certain construction specialty trades and other occupations that are not licensed by the state.

FUEL PUMP PREEMPTION PASSES

SB 430- Petroleum Fuel Measuring Devices by Sen. Ana Maria Rodriguez preempts to the state the regulation of fuel measuring devices. Additionally, effective January 1, 2022, the owner or manager of a retail petroleum fuel measuring device who chooses to install a pressure-sensitive security tape must also include at least one other security measure. An owner or operator of a fuel measuring device must report to the department within 3 business days upon finding that a required security measure has been breached and has failed to restrict the unauthorized access of customer payment card information. An owner or operator of a pump or a registered meter mechanic must report to the department any illegal skimming or filtering device found within 3 business days. Currently, three counties have adopted additional consumer protection measures to protect against card skimming at gas pumps.

GAS STATION PREEMPTION PASSES

HB 839- State Preemption of Transportation Energy Infrastructure Regulation by Rep. Fabricio prohibits local governments from adopting a law, ordinance, regulation, policy, or resolution that prohibits the siting, development, redevelopment of a fuel retailer or the related transportation infrastructure that is necessary to provide fuel to a fuel retailer within a local government's entire jurisdiction. The bill preempts mandating any required infrastructure on a fuel retailer, including electric vehicle charging stations.

UTILITY SERVICES PREEMPTION PASSES

HB 919 - Preemption Over Restriction of Utility Services by Rep. Tomkow prevents counties, municipalities, special districts, or other political subdivisions from enforcing a resolution, ordinance, or code restricting or prohibiting the types of fuel sources of energy that can be used, delivered, converted, or supplied by a public utility. However, the bill does not prohibit a governmental entity from adopting rules, regulations, and policies governing an electric or natural gas utility that it owns or operates and directly controls.

LEGISLATION PREEMPTING REFERENDUMS OF FLORIDA SEAPORTS PASSES AS AN AMENDMENT TO TRANSPORTATION BILL

SB 1194- Transportation by Sen. Hooper authorizes a municipal or county governing body to abandon roads and rights of way dedicated in a recorded residential subdivision plat and to simultaneously convey a city's or county's interest to a community development district under specified conditions. It prohibits a local ballot initiative or referendum from restricting maritime commerce in all of Florida's seaports, including, but not limited to, regulations related to: • Vessel type, size, number, or capacity; • Number, origin, nationality, embarkation, or disembarkation of passenger or crew or their entry into this state or any local jurisdiction; • Source, type, loading, or unloading of cargo; or • Environmental or health records of a particular vessel or vessel line. Any local ballot initiative or referendum that was adopted before, on, or after July 1, 2021, and any local law, charter amendment, ordinance, resolution, regulation, or policy adopted in such an initiative or referendum, is prohibited, void, and expressly preempted to the state. This includes the three referendums approved by city of Key West voters in the November 2020 General Election which restricted the types of cruise vessels that could call on the Port of Key West.

SOLAR FACILITY PREEMPTION PASSES

SB 896- Renewable Energy by Sen. Brodeur passed. Originally, the bill amended s.366.91, F.S. by adding the terms “biogas” and “renewable natural gas” and expanding the term “renewable energy.” This adds a definition for “clean” methane to the classification of renewable energy. In the last committee, an amendment was adopted that added in language from the solar preemption bill (HB 761/SB 1008- Solar Electric Generating Facilities), which was previously unheard in both chambers. The bill requires solar facilities to be permitted use in all agricultural land use categories in a local government’s comprehensive plan, and all agricultural zoning districts within an unincorporated area. A county may only adopt an ordinance specifying buffer and landscaping requirements for solar facilities. On the Senate Floor, an amendment was adopted that the provisions within the bill do not apply to any site that was the subject of an application to construct a solar facility submitted to a local governmental entity before July 1, 2021. Only two solar projects were rejected by local governing boards, Alachua and Walton counties. Many counties already approve solar “farms” through a conditional use or special exception/exemption process. Counties will be preempted from disallowing a solar project on agricultural land solely because it’s located in an agricultural land designation. Uncertainty remains to the extent of preemption of local zoning, permitting, public input processes, and responsible energy & growth management policies. Additional environmental justice concerns remain against historically disadvantaged and minority communities in rural residential areas.

HOME-BASED BUSINESSES PREEMPTION PASSES

HB 403- Home-based Businesses by Rep. Giallombardo allows home-based businesses to operate in any area zoned for residential use and activities but must be secondary to the property’s use as a residential dwelling. After HB 403 was amended in the Senate to match the Senate version, an amendment by Rep. Giallombardo was adopted on the last day of session. The amendment weakened local control over the regulation of home-based businesses by prohibiting local governments from regulating home-based businesses in a manner that is more stringent than residential home where no business activity is conducted. Local governments cannot enact or enforce any ordinance, regulation, or policy to regulate or license a home-based business, except as allowed by the bill. Furthermore, a home-based business must meet the following requirements: the employees of the business who work at residential dwelling must reside in the dwelling, except for up to two employees or independent contractors, and the parking generated may not be greater than would normally be expected at a residence with no business operations and complies with local zoning requirements. Additionally, the amendment:

- Removes prohibitions on having business activities occur within view of the street.
- Removes local control over HBB hours of operation (leaving the bill with no regulation at all on hours of operation).
- Removes ability for local governments to regulate businesses signs, exterior storage, traffic/the number of cars coming and going from the house.
- Removes the prohibition on an HBB building external modifications that are visible from the street or neighboring properties.
- Removes local control on HBB uses or equipment or process that creates noise, vibration, heat, smoke, dust, glare, fumes, or odors. Instead, the amendment requires that such local regulations treat HBBs the same as any other residential property where no business is conducted.
- Keeps a provision that would allow an HBB owner to sue a local government and recover attorney fees for any violations by a local government of the new law.

COTTAGE FOOD PREEMPTION PASSES

HB 663- Cottage Food Operations by Rep. Salzman and Rep. Botana increases annual gross sales of cottage food products from \$50,000 to \$250,000 and authorizes the sale and delivery of cottage food products by mail. Furthermore, the bill preempts the regulation of cottage food

products to the state and prohibits any local law, ordinance, or regulation from regulating the preparation, processing, storage, and sale of these products. An amendment was adopted on the Senate Floor that clarifies upon passage of HB 403- Home-based Businesses, a cottage food operation must comply with the conditions for operation of a home-based business under s.559.995, F.S.

PUBLIC WORKS PROJECTS BILL PASSES

HB 53- Public Works Projects by Rep. DiCeglie amends the definition of “public work projects” as an activity that exceeds \$1,000,000 in value and that is paid for with any state-appropriated funds. The bill preempts existing local ordinances related to the procurement process for public works projects when any state funds are used. Currently, state law preempts local preference ordinances when 50% or more of the cost will be paid from state-appropriated. The bill removes this 50% threshold and applies the prohibition on local preference to all solicitations that will be paid for with funding that is state-appropriated. Furthermore, the bill prohibits a certified, licensed, or registered contractor, subcontractor, or material supplier or carrier, from participating in the bidding process based on certain preferences. The bill’s prohibitions do not apply to public works projects funded with local funds or to projects funded pursuant to a program authorized in s. 212.055(1), F.S., relating to the charter county and regional transportation surtax, that is approved by the majority of a county’s electors or by charter amendment approved by majority of the county’s electors. The bill requires the Office of Economic and Demographic Research (EDR) to include an analysis of the expenditures necessary to repair, replace, and expand water-related infrastructure in its annual assessment of Florida’s water resources and conservation lands. Lastly, the bill requires each county, municipality, or special district providing wastewater or stormwater services to develop an analysis of the wastewater and stormwater needs of its jurisdiction over the next 20 years. The bill was amended on the Senate Floor by Sen. Brodeur to include rural areas of opportunity, unless the requirements of the analysis create economic hardships for the county.

FIREARMS AND AMMUNITION PREEMPTION PASSES

SB 1884- Preemption of Firearms and Ammunition Regulation by Sen. Ray Rodrigues preempts the whole field of regulation of firearms and ammunition, including the purchase, sale, transfer, taxation, manufacture, ownership, possession, storage, and transportation thereof, to the state. The bill provides the right to maintain a legal action against a preempted local regulation, regulating firearms and ammunition, and applies even if the local regulation is unwritten. Lastly, the bill provides a mechanism for a plaintiff to recover damages and attorney’s fees when a government entity changes its regulation while the regulation is being challenged, when a government entity voluntarily changes the regulation, the plaintiff challenging the regulation is considered the prevailing party and may recover actual damages and attorney fees.

COVID-19 LIABILITY PROTECTIONS FOR BUSINESSES AND HEALTHCARE PROVIDERS

SB 72- Civil Liability for Damages Relating to COVID-19 by Sen. Brandes provides heightened liability protections against COVID-19-related claims due to the threat of unknown and potentially unbounded liability claims that may arise as a result of the pandemic. The protections are extended vastly to all persons, businesses, or other entities, including healthcare providers. A COVID-19-related lawsuit against any defendant must be brought within 1 year after a cause of action arises unless the cause of action occurred before the effective date of the bill. However, if a cause arises before the effective date of the bill, the plaintiff has 1 year from the effective date

of the act to bring the claim. The bill takes effect upon becoming a law and applies retroactively. However, the bill does not apply in a civil action against a particular defendant if the suit is filed before the bill's effective date. The bill defines a COVID-19-related claim, against a person, business, or other entity, but generally not a health care provider, as a claim that arises from or is related to COVID-19. For claims against a person other than a health care provider, the bill establishes preliminary requirements that a plaintiff must complete before the case can proceed. A court must determine whether:

- The complaint was pled with particularity.
- A physician's affidavit was simultaneously submitted stating that, within a reasonable degree of medical certainty, the physician believed that the defendant caused, through acts or omissions, the plaintiff's damages, injury, or death. If the plaintiff did not meet these requirements, the court must dismiss the action, but the plaintiff is not barred from correcting the deficiencies and refile the claim.
- The defendant made a "good faith" effort to substantially comply with authoritative or controlling health standards when the action accrued. If the court determines that the defendant made the requisite good faith effort, the defendant is immune from civil liability.

Liability Protections for Health Care Providers The liability protections for COVID-19-related claims against a health care provider primarily focuses on claims:

- Arising from the diagnosis or treatment of a person for COVID-19
- The provision of an experimental COVID-19 treatment
- The transmission of COVID-19
- The delay or cancellation of a medical procedure

A claim by a person other than a patient or resident stating that the health care provider caused the person to contract COVID-19 may be pursued under the provisions of the bill that primarily relate to claims against persons other than a health care provider.

COVID-19 FRAUD SAFEGUARD BILL PASSES

HB 9- Protecting Consumers Against Pandemic-related Fraud by Rep. Zika protects the public from fraudulent activity, or false misleading information relating to the availability and effectiveness of personal protective equipment (PPE) and fraudulent activity against COVID-19 vaccination availability and access. The legislation will prevent the creation of websites, social media, emails, phone calls with false information with the intent to steal personal identification or to receive money. The bill will make these actions a third-degree felony.

EMERGENCY POWERS OF LOCAL GOVERNMENTS PASSES

SB 2006-Emergency Management by Sen. Burgess amends the State Emergency Management Act to address the threat posed by a future pandemic or other public health emergency. More specifically, the bill specifies that the State Emergency Management Act applies to pandemics and other public health emergencies; requires the Division of Emergency Management to include in the state comprehensive emergency management plan provisions addressing public-health-emergency preparedness, response, recovery, and mitigation. The bill requires the political subdivision imposing an ordinance or other measure that deprives a person of a right, a liberty, or property, to prove that the measure is "narrowly tailored" and serves a "compelling public health or safety purpose." An amendment by Rep. Leek matched his language from the House companion (HB 7047), that would require emergency orders to automatically expire after 7 days and may be extended by a majority vote of the political subdivision's governing body. However, orders may not exceed more than 42 days and may not be substantially similar upon renewal. The amendment removed Sen. Burgess language of 10-day extensions and removed the authorization for governing bodies to meet virtually to renew orders. The Governor has the authority to invalidate an emergency order that "unnecessarily restricts individual rights or liberties." Lastly, the bill prohibits certain businesses, government entities, and educational institutions from requiring documentation of COVID-19 vaccination or post-infection recovery, excluding health care providers. The Department of Health is authorized to issue fines to

businesses and institutions who violate the terms, however, the fines may not exceed \$5,000 per violation.

PUBLIC RECORDS EXEMPTIONS IN EMERGENCIES PASSES

HB 327- Public Records/ Disaster Response by Rep. Rommel passed this session. The bill creates a public records exemption of the address and phone number of a person held by an agency impacted during an emergency. The bill provides that the exemption created under the bill is subject to the Open Government Sunset Review Act in accordance with s. 119.15, F.S., and will be repealed on October 2, 2026, unless reviewed and saved from repeal by the Legislature. The bill also provides a statement of public necessity as required by the State Constitution, providing that the exemption is necessary to limit the amount of privacy a person must forfeit by choosing to enter a shelter, and to protect a person from those who might seek to exploit their vulnerability following a catastrophic event.

ANTI-RIOT BILL PASSES

HB 1- Combating Public Disorder by Reps. Fernandez-Barquin and Byrd and Senate sponsor, Sen. Burgess, was signed into law and was effective immediately on Monday, April 19. As a top priority for GOP leadership this session, the bill defines crimes related to rioting and enhances penalties for aggravated rioting, including, but not limited to, acts of assault, battery, mob intimidation, destroying a memorial or historic property, and cyber intimidation. The bill creates a budget appeal process to challenge reductions in municipal law enforcement agencies' budgets similar to that available to a county sheriff, requires a pedestrian violation for obstructing a roadway to be committed willfully, rather than intentionally, and revises the crime of mob intimidation to require a threat to use force to be imminent.

BILL ALLOWING FAITH-BASED VOLUNTEER AMBULANCE SERVICES PASSES

SB 1084- Volunteer Ambulance Services by Sen. Pizzo allows a volunteer ambulance service vehicle that qualifies as an authorized emergency vehicle to disregard specified traffic laws and ordinances and use emergency lights and sirens while responding to an emergency. The bill also allows physicians or medical technicians of a volunteer ambulance service to disregard specified traffic laws and ordinances and use red lights in their privately owned vehicles when responding to an emergency in the line of duty. The bill exempts faith-based volunteer first responder agencies from the public convenience and necessity requirements if the agency: • Has been operating in this state for at least 10 years; • Has no for-profit subsidiaries; • Is a not-for-profit corporation registered under Ch. 617, F.S.; • Uses volunteers to provide services; • Does not operate for pecuniary profit or financial gain and does not distribute to or inure to the benefit of its directors, members, or officers any part of its assets or income; • Does not receive government funds, however, may receive funding from specialty license proceeds; • Has never had a license denied, revoked, or suspended; • Provides free service; and • Provides a management plan to DOH that includes a training program, complaint management system, accident or injury handling system, quality assurance program, and proof of adequate insurance requirements. This exemption may be granted to no more than four counties and the service must comply with all other requirements for licensure. A county may not limit a volunteer ambulance service from responding to an emergency or providing emergency services within its jurisdiction.

MEDICAID COVERAGE FOR NON-EMERGENCY AMBULANCES PASSES

SB 348-Medicaid by Senator Ana Rodriguez passed unanimously this session. This bill requires Florida Medicaid to reimburse Medicare crossover claims for non-emergency ambulance services. When an individual is enrolled in both Medicaid and Medicare (dual-eligible),

Medicare is the primary payer and Medicaid may cover the cost not paid by Medicare. If Medicare does not pay the full cost of a service, the state Medicaid program decides if Medicaid will cover the difference; this is categorized as a crossover plan. Currently, Medicaid only pays for emergency transportation for crossover claims. Thus, the bill requires Medicaid to pay for all services by ambulances.

BILL PROHIBITING ANONYMOUS COMPLAINTS BY CODE INSPECTORS PASSES

SB 60-County and Municipal Code Enforcement by Sen. Bradley prohibits county and municipal code inspectors from opening an investigation into violations of city or county codes or ordinances through an anonymous complaint. However, the bill excludes code inspectors who find a violation that presents an imminent threat to the public health, safety, or welfare of a community. An individual who files a complaint must provide their name and address to county or city officials before an investigation occurs.

TOBACCO 21 LEGISLATION PASSES

HB 987- Tobacco and Nicotine Products by Rep. Toledo raises the smoking age of tobacco to 21 and expands the definition of tobacco and tobacco products. The bill among other things, creates a separate licensing structure and regulation for the sale of nicotine dispensing devices and nicotine products; prohibits smoking and vaping of individuals under 21 near school property; and requires identity verification of age for the sale or delivery of tobacco products of individuals who appear to be under 30 to comply with federal law.

JUVENILE JUSTICE PROGRAM LEGISLATION PASSES

HB 885- Juvenile Justice Programs & Detention by Rep. Plasencia creates the Accountability and Program Support within the Department of Juvenile Justice. The bill requires the Department of Juvenile Justice to calculate and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share. The share must be multiplied by 50% of the total shared detention costs to determine the county's share of detention costs. These counties must incorporate into their annual budget sufficient funds to pay the annual percentage share.

REQUIRED ELECTRONIC PAMPHLET FOR NONOPIOIDS ALTERNATIVES PASSES

SB 530-Nonopioid Alternatives by Sen. Perry requires health care patients to be given a pamphlet, electronically or printed, containing information on the use of nonopioid alternatives for the treatment of pain. This pamphlet is required to be given to the patient, if the patient receives anesthesia or is prescribed opioid medications.

BILL ESTABLISHING BEHAVIORAL HEALTH CARE PROGRAM FOR VETERANS PASSES

HB 231- Services for Veterans and Their Families by Rep. Zika creates the Florida Veterans' Care Coordination Program through the Department of Veterans' Affairs. The program will provide veterans and their families behavioral health care referral services, especially mental health and substance abuse care followed with goals and follow-up reports. The program will be modeled after the pilot programs established by the Crisis Center of Tampa Bay and the Department of Veterans' Affairs in Hillsborough, Pasco, Pinellas, Polk, and Manatee counties in 2014.

“SERENA’S LAW” LEGISLATION PASSES

HB 1229 - Public Records by Rep. Persons-Mulicka creates the “Serena’s Law” that allows members of the general public to more easily identify individuals who have had civil protective injunctions ordered against them for acts involving offenses such as domestic violence, sexual violence, and stalking. The bill requires that each county recorder or clerk of the court publish on an Internet website the identity of each person who is the subject of such a protective injunction unless the defendant or respondent is a minor.

LEGISLATION PROMOTING HEALTH EQUITY FOR MINORITY POPULATIONS PASSES

HB 183- Office of Minority Health and Health Equity by Reps. Brown and Joseph requires the Office of Minority Health and Health Equity within the Department of Health to form and promote the statewide implementation of policies, programs, and practices that increase health equity for racial and ethnic minority populations in Florida. The Office will coordinate with other agencies, organizations, and providers across the State to gather data regarding disparities in quality and access to health services for racial and ethnic minority populations.

SUBSTANCE ABUSE SERVICES LEGISLATION PASSES

SB-804 Substance Abuse Services by Sen. Harrell makes several changes to provisions governing the licensure and regulation of substance abuse treatment programs, including recovery residences. The bill makes it a third-degree felony to falsify information, or to withhold material facts, on an application for licensure as a substance abuse service provider. The bill authorizes the Department of Children and Families (DCF) to suspend a service provider’s license for failing to pay, within 60 days of a date set by the DCF, administrative fines and accrued interest related to disciplinary action taken against the service provider. The bill also mandates that a service provider pay fines and accrued interest resulting from violations of patient referral prohibitions within 60 days of a date specified by the DCF. If a service provider fails to remit payment within 60 days, the bill requires the DCF to immediately suspend the service provider’s license.

BERT HARRIS PROPERTY RIGHTS LEGISLATION PASSES

HB 421- Governmental Actions Affecting Private Property Rights by Reps. Tuck and Persons-Mulicka modifies the Bert Harris Act by:

- Revising the term “action of a governmental entity” to include adopting or enforcing any ordinance, resolution, regulation, rule, or policy and the term “real property” to include any legal interest in land, including surface, subsurface, and mineral estates and any other relevant land interest held by a property owner.
- Reducing the timeframe, from 150 days to 90 days, under which a property owner must notify the government before filing a court action.
- Specifying that written settlement offers are presumed to protect the public interest.
- Allowing the property owner to have the court, rather than a jury, determine damages.
- Extending the point from which a prevailing property owner may recover attorney fees and costs – from the date of filing the circuit court action to the date the property owner presents the claim to the head of the governmental entity.
- Authorizing a property owner, at any time after enactment of a law or regulation, to notify the government in writing that he or she deems a law or regulation’s impact on his or her real property to be restrictive of allowable uses.

The government entity must respond to the property owner within 45 days after receiving the property owner’s written notice to describe the limitations imposed on the property by the law or regulation. The bill also allows a property owner to challenge an unlawful government exaction upon his or her property without waiting for a written notice of the action if the local government

action is imminent. Finally, the bill revises the definitions of “land” and “real property” under Florida Land Use and Environmental Dispute Resolution Act (FLUEDRA).

ELECTRONIC BUILDING INSPECTION LEGISLATION PASSES

HB 667 – Building Inspections by Rep. Mooney, Jr. requires local enforcement agencies to allow requests for building code inspections to be submitted electronically. Accepted methods of electronic submission include but are not limited to: E-mail; Electronic fill-in form available on the building department’s website or a third-party submission management software; or an application that can be downloaded on a mobile device. The bill also provides that a local enforcement agency must refund 10 percent of the permit and inspection fees if: The inspector or building official determines the work, which requires the permit, fails an inspection; and the inspector or building official fails to provide a reason that is based on compliance with the Florida Building Code, the Florida Fire Prevention Code, or local ordinance, indicating why the work failed the inspection within 5 business days of the inspection. If any permit and inspection fees are refunded, the surcharges for funding the Building Commission, the Florida Building Code Administrators and Inspectors Board, and the Florida Homeowners’ Recovery Fund must be recalculated based on the amount of the permit and inspection fees after the refund. A government entity with authority to enforce the Building Code may perform virtual inspections at the discretion of the government entity. However, structural inspections on threshold buildings cannot be performed virtually.

BILL REPEALING M-CORES PROGRAM PASSES

SB 100- Highway Projects by Sen. Harrell repeals the Multi-use Corridors of Regional Economic Significance (M-CORES) Program, with the funding allocated to the program being retained with the State Transportation Trust Fund. The bill authorizes the Florida Department of Transportation (FDOT) to upgrade existing arterial roadways with targeted improvements, such as adding new tolled or non-tolled limited access alignment. Additionally, requires the FDOT to develop and include in the work program construction of controlled access facilities to achieve free flow traffic on U.S. 19 and requires the facility to be developed using existing or portions of existing roadway by specified improvements by December 31, 2035.

RESILIENT FLORIDA GRANT PROGRAM PASSES

SB 1954-Statewide Flooding and Sea-level Rise Resilience by Sen. Ray Rodrigues creates the Resilient Florida Grant Program within the Department of Environmental Protection to provide grant funding, subject to appropriation, to local governments for resiliency planning and projects to adapt critical assets. Funding will support vulnerability assessments and mitigation plans to prepare for the threats of flooding and sea level rise. The bill authorizes counties to enter into agreements to form regional resilience coalitions for the purpose of planning for the resilience needs of communities and coordinating intergovernmental solutions including multijurisdictional vulnerability assessments and project proposals for the statewide resilience plan. By July 1, 2022, the DEP must complete the development of a comprehensive statewide flood vulnerability and sea level rise data set. By July 1, 2023, the DEP will use the data to complete a comprehensive statewide flood vulnerability and sea level rise assessment. The bill creates the Florida Flood Hub for Applied Research and Innovation within the University of South Florida College of Marine Science. The hub must organize existing data needs, coordinate research funds, establish community-based programs to improve flood monitoring and prediction, and develop opportunities to partner with other flood and sea level rise research and innovation leaders.

BILL CREATING THE RESILIENT FLORIDA TRUST FUND PASSES

SB 2514- Resilient Florida Trust Fund creates the Resilient Florida Trust Fund within the Department of Environmental Protection as a funding source for the Resilient Florida Grant Program and the Statewide Flooding and Sea Level Rise Resilience Plan, including the costs to operate and develop the plan, and grants to the regional resilience coalitions. The Resilient Florida Trust fund will be terminated on July 1, 2025, unless re-created by the Legislature.

RECLAIMED WATER LEGISLATION PASSES

SB 64- Reclaimed Water by Sen. Albritton requires local governmental utilities to submit plans to DEP for the elimination of surface water discharges by 11/1/21. The bill provides exceptions for discharge conditions including; when associated with an indirect potable reuse project, wet weather discharge, stormwater management system discharge withdrawn for irrigation purposes, utilities operating 90% reuse of annual average flow, or when discharges provide direct ecological or public water supply benefits. Additionally, the bill provides exceptions for hardship conditions including when a utility demonstrates that the project is: technically, economically, or environmentally infeasible, or the utility is within a fiscally constrained county. The utility must update plans annually to verify hardship conditions. Timelines and plans must be implemented by 1/1/32. The bill authorizes utilities to include conceptual plans for potable reuse projects or projects that provide direct ecological or public water supply, however, those plans cannot extend the timeline for implementation of the plan.

DEP RULE RATIFICATION ON BIOSOLIDS AND CENTRAL FLORIDA WATER INITIATIVE PASSES

SB 7060- Biosolids by Sen. Brodeur ratifies DEP's proposed rules on biosolids and exempts the biosolids rules from review and approval by the Environmental Regulation Commission. The rules:

- Regulate the management, use, and land application of biosolids so as to ensure protection of the environment and public health.
- Establishes minimum requirements for biosolids which are to be applied to land for agricultural purposes, distributed and marketed, or used for land reclamation.
- Establishes minimum requirements for septage which will be treated at facilities permitted by the Department and will be applied to land for agricultural purposes or land reclamation.
- Prohibits the land application of biosolids in certain regional watersheds.
- Provides for minimum requirements to biosolids monitoring, record keeping, and reporting.

In the Senate, the bill was amended to include the provisions of the Central Florida Water Initiative F.A.C. rule ratification (SB 7062):

- Provides that the cumulative use of the Upper Floridan aquifer across the CFWI Area has caused detrimental effects to other users and the water resources of the state.
- Sets out methods for calculating per capita water use and annual conservation goals.
- Limits water withdrawals from the Upper Floridan aquifer to the demonstrated 2025 demand (the existing permitted allocation) for public supply, industrial/commercial/institutional, and mining/dewatering water uses.
- Requires existing Consumptive Use Permits with withdrawal points within the CFWI Area to be modified to be consistent with the new rules.
- Provides for temporary allocations of water required to meet the applicant's reasonable demand beyond the demonstrated 2025 demand while implementing an offset, substitution credit, land use transition, or alternative water supply.

AGRITOURISM AND FARMER LIABILITY PROTECTIONS PASSES

SB 88- Farming Operations by Sen. Brodeur amends the Florida Right to Farm Act to include agritourism in the definition of farm operations and particle emissions. Furthermore, the bill provides strong liability protections for farming operations from public and private nuisance

lawsuits including agritourism activities. The bill further limits who can bring nuisance claims to those within one-half mile of the alleged source of the nuisance and which violate existing environmental laws.

DRONE USE FOR LAW ENFORCEMENT AGENCIES PASSES

HB 1049-Use of Drones by Government Agencies by Rep. Giallombardo provides exemptions for law enforcement use of drones for traffic management and collection of evidence at a crime or traffic scene. The bill specifies for drone use on a crowd of 50 people guidelines must be followed. This includes, specified use for the drone, appropriate release storage and release of images or videos collected by the drone, and the head of law enforcement must have written authorization for drone use. Additionally, the bill allows state agencies and local governments to assess damage due to flood, wildfire, or any other natural disaster as well as monitoring vegetation or wildlife management on publicly owned land or water. The bill was amended by the House Floor with new exceptions for law enforcement agencies. Law enforcement agencies can use drones to gain an aerial perspective of a crowd of 50 or more to assist with traffic management, however, the agency can not issue a traffic infraction with images and video captured by the drone. The amendment allows fire department personnel to use drones to perform tasks authorized under their certification. Lastly, the amendment limits drone use during natural disasters prior to the expiration of a declared emergency.

AUTONOMOUS VEHICLES LEGISLATION PASSES

HB 1289- Autonomous Vehicles by Rep. McFarland allows autonomous delivery vehicles to operate on streets or roads where the posted speed limit is 35 miles per hour or less. A low-speed autonomous delivery vehicle may operate on a street or road with a posted speed limit of more than 35 miles per hour, but no more than 45 miles per hour, under certain conditions. All provisions within this bill are replaced by conflicting federal regulations. A low-speed autonomous delivery vehicle must be covered by automobile insurance policy and require seatbelts if there is a person on the vehicle. The bill was amended on the floor to include a new definition for the maximum weight for personal delivery devices from 80 pounds to a weight established by the Department of Transportation rule. Additionally, the bill was amended to modify requirements for autocycle break and steering wheel mechanisms.

IMPACT FEE CAP INCREASES PASSES

HB 337- Impact Fees by Rep. DiCeglie revises the limitations and requirements to impose impact fees by local governments. There are six provisions regarding impact fee increases within the bill: An impact fee may be increased only pursuant to a plan for the imposition, collection and use of the increased impact fee that complies with this section; Any increase to a current impact fee rate of not more than 25 percent of the current rate must be implemented in two equal annual installments; An increase to a current impact fee that exceeds 25 percent but not more than 50% of the current rate must be implemented in four equal installments; No impact fee increase may exceed 50 percent of the current impact fee rate; An impact fee may not be increased more than once every 4 years; and an impact fee may not be increased retroactively for a previous or current fiscal or calendar year. However, a local government, school district, or special district may increase an impact fee rate beyond the cap amounts. In order to increase an impact fee beyond the cap amount, three requirements must be met: • A demonstrated need study justifying the increase that has been completed within 12 months prior to the adoption of the impact fee that expressly demonstrates the extraordinary circumstances necessitating the need to exceed the phase-in limitations; • Two publicly noticed workshops dedicated to the extraordinary circumstances creating the need to exceed the phase-in limitations; and • Impact fee increase

must be approved by no less than a two-thirds vote of the governing body. The cap language operates retroactively to January 1, 2021.

AFFORDABLE HOUSING, RESILIENT FLORIDA, AND WATER PROTECTION DISTRIBUTIONS FROM DOCUMENTARY STAMP TAX PASSES

SB 2512- Documentary Stamp Tax revises the distributions from the Documentary Stamp Tax that are deposited into the Local Government Housing Trust Fund and State Housing Trust Fund, the Water Protection and Sustainability Trust Fund, and Resilient Florida Trust Fund. Under current law, \$423.2 M is distributed into the two housing trust funds, while under the conforming bills, the two housing trust funds will receive \$200 M combined, and the two new trust funds will each receive \$111.7 M. Other distributions from Documentary Stamp Tax were not affected. The bill also specified that the Local Government Housing Trust Fund and the State Housing Trust Fund revenues may not be swept to the General Revenue Fund in the General Appropriations Act in future years.

BILL PROHIBITING DECLARATORY RELIEF IN RESPONSE TO RECORD REQUESTS PASSES

SB 400-Public Records by Sen. Rodrigues prohibits an agency from responding to a request to inspect or copy a record by filing an action for declaratory relief against the requester to determine whether the record is a public record as defined in s. 119.011, F.S., or the status of the record as confidential or exempt from the provisions of s. 119.07(1), F.S.

INCREASED INTEREST RATE FOR CONSTRUCTION PROJECTS PASSES

HB 585- Payment for Construction Services by Rep. DiCeglie increases the interest rate by one percent per month for payments wrongfully withheld for construction services for public and private construction projects. For public sector construction projects, the bill increases from one to two percent per month. Furthermore, the bill increases the interest rate on late payments for private construction services to the rate specified in s.55.03, F.S., plus twelve percent per annum.

As always, it was a pleasure representing City Pembroke Pines this session. If you have any questions or would like additional information about the budget or specific bills please let us know.

Sincerely,


Jeff Hartley

Contract Performance Report Card

Vendor Name:

Papico Construction, Inc.

Contract Purpose:

Tennis Court Maintenance IFB # RE-20-01

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	22
2. Quality of Work	30	27
3. Are all requirements of the contract being met	25	23
4. Department overall satisfaction	20	18
	<u>100</u>	<u>90</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☒ Yes / ☐ No / ☐ Not Applicable

Department Comments:

Papico Construction has met or exceeded the requirements of the contract. Papico is responsive to issues and questions regarding maintenance. The clay and hard courts are properly maintained and are kept clean and safe.


Department Representative (Signature)

/ Jonathan Nasser-Division Director of Recreation 9/29/21

Name & Title

Date

Department Head Approval (Signature)

/ Christina Sorensen - Director 9/29/21

Name & Title

Date

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	15
2. Quality of Work	30	15
3. Are all requirements of the contract being met	25	10
4. Department overall satisfaction	20	10
	<u>100</u>	<u>50</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☐ Yes / ☒ No / ☐ Not Applicable

Department Comments:

It takes them a long time to provide us credits, and not consistent with pick ups.

Department Representative

Name & Title

Date

Department Head Approval

Name & Title

Date

School / EDC:

Principal Academic Village

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

Rating Categories

Maximum
Points

Department
Head
Rating

1. Work Completed on time

25

20

2. Quality of Work

30

30

3. Are all requirements of the contract being met

25

20

4. Department overall satisfaction

20

10

100

80

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☒ Yes / ☐ No / ☐ Not Applicable

Department Comments:

Hard to contact them for
Pick-ups.
No dependable.

Department Representative

Name & Title

Date

Department Head Approval

Name & Title

Date

School / EDC:

Central Campus

Sean Chance, Principal 9/22/21

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	10
2. Quality of Work	30	10
3. Are all requirements of the contract being met	25	10
4. Department overall satisfaction	20	0
	<u>100</u>	<u>30</u>

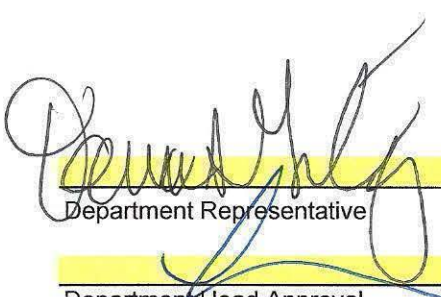
A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☐ Yes / ☒ No / ☐ Not Applicable

Department Comments:

Since the start of school year 2021-2022 our Bookkeeper has been contacting Brinks to set up services. She has called on numerous occasions at different times; Tamarac location. Calls are not answered, emails are not responded to; Mgr cell phones are not set up to receive messages. We have communicated this via several emails to our Contracts Dept and Brinks representative. Since contracts and Brinks District office involvement, they have just started to provide services. However, they are not consistent. We continue to have to call and sent emails; office does not follow up with a call or respond to emails. This lack of communication gives us no confidence in doing business with this office.


Department Representative

Tania S Gutierrez, Bookkeeper 9/21/2021
Name & Title Date

Department Head Approval

Channale Augustin, Principal 9/21/2021
Name & Title Date

School / EDC:

Pembroke Pines Charter East Elementary

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	25
2. Quality of Work	30	30
3. Are all requirements of the contract being met	25	25
4. Department overall satisfaction	20	15
	<u>100</u>	<u>95</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

Yes

Department Comments:

We are happy with this company and are recommending a renewal of the contract. However, we are requesting that the company review the process for providing invoices.

Lisa Sponillo

Department Head Approval

Lisa Sponillo, Principal

Name & Title

Date

10/11/2021

School / EDC:

Pembroke Pines-Florida State University Charter Elementary School

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	20
2. Quality of Work	30	30
3. Are all requirements of the contract being met	25	20
4. Department overall satisfaction	20	15
	<u>100</u>	<u>85</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

" Yes / " No / " Not Applicable

Department Comments:

Department Representative

Name & Title

Date

Department Head Approval

Name & Title

Date

School / EDC:

West Campus

Contract Performance Report Card

Vendor Name: Brink's Incorporated

Contract Purpose: Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	A
2. Quality of Work	30	F
3. Are all requirements of the contract being met	25	F
4. Department overall satisfaction	20	F
	<u>100</u>	<u>25</u>

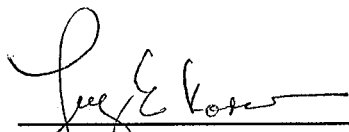
A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

NO

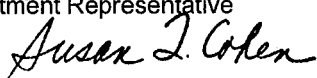
Department Comments:

They do pickups on time, but invoicing is a nightmare. I'm still waiting for credits since November, missing invoices and incorrect invoices. Have not been able to close P.O. for that reason.



Department Representative

/ Luz Kornfeld, bookkeeper 10/11/21
Name & Title Date



Department Head Approval

/ Susan Cohen, Site Supervisor 10/11/21
Name & Title Date

School / EDC:

Early Development Center: Central Campus

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

Rating Categories

Maximum
Points

Department
Head
Rating

1. Work Completed on time

25

20

2. Quality of Work

30

25

3. Are all requirements of the contract being met

25

22

4. Department overall satisfaction

20

15

100


82


A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☒ Yes / ☐ No / ☐ Not Applicable

Department Comments:


Department Representative


Site Supervisor
Name & Title

10/11/21
Date

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

Rating Categories

	Maximum Points	Department Head Rating
1. Work Completed on time	25	20
2. Quality of Work	30	28
3. Are all requirements of the contract being met	25	20
4. Department overall satisfaction	20	15
	<u>100</u>	<u>83</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☐ Yes / ☐ No / ☐ Not Applicable

Department Comments:

Department Representative (Signature)

Name & Title

Date


Department Head-Approval (Signature)

MARLENE D GRAHAM 10/14/21
Name & Title Date

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	15
2. Quality of Work	30	20
3. Are all requirements of the contract being met	25	15
4. Department overall satisfaction	20	5
	<u>100</u>	<u>55</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☐ No

Department Comments:

At present, Pines Point, Pines Place and Community Services are encountering various issues with this vendor. Invoices are not received on time or at all for processing. Some invoices received have been requested to be revised for inaccuracies and have yet to be resent. Calls and emails to vendor are not answered or returned. All sites have also had missed pick ups and rescheduling has been impossible. Complete dissatisfaction with vendor at this time.

Department Representative (Signature)

/ Silvia Aguilar - Assistant Director 9/27/21

Name & Title

Date

Department Head Approval (Signature)

/ Jay Shechter - Director 9/27/21

Name & Title

Date

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	25
2. Quality of Work	30	30
3. Are all requirements of the contract being met	25	25
4. Department overall satisfaction	20	20
	<u>100</u>	<u>100</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0


Recommend Renewal?

☒ Yes / ☐ No / ☐ Not Applicable

Department Comments:


Department Representative (Signature)

melissa Wollard - Records Unit Manager 9/21/2021
Name & Title Date


Department Head Approval (Signature)

Chief Kipp M. Simpson 09/30/2021
Name & Title Date

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	22
2. Quality of Work	30	28
3. Are all requirements of the contract being met	25	22
4. Department overall satisfaction	20	17.5
	<u>100</u>	<u>89.5</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☒ Yes / ☐ No / ☐ Not Applicable

Department Comments:

Generally, Brinks is reliable and on-time for pick-up service. Contacting them is a challenge at times for pick-ups or billing questions.

Department Representative (Signature)

Name & Title

Date

Carol Campisi
Department Head Approval (Signature)

Carol Campisi, Assistant Director
Name & Title

10/6/2021
Date

Contract Performance Report Card

Vendor Name:

Brink's Incorporated

Contract Purpose:

Armored Car Services

<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	20
2. Quality of Work	30	24
3. Are all requirements of the contract being met	25	20
4. Department overall satisfaction	20	15
	<u>100</u>	<u>79</u>


A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☐ Yes

Department Comments:


Had many problems with late or missed pick-ups. Log book was not signed each time. Monthly invoices continually needed correcting. They have improved over the past few months and hope this will continue.


Department Representative (Signature)

Melinda Maugeri-Administrative Supervisor Utilities 09-30-2021

Name & Title

Date


Department Head Approval (Signature)

PAUL THOMPSON ASST UTILITIES DIRECTOR

Name & Title

Date

10/4/21

Contract Performance Report Card

Vendor Name:

Burnett Lime Company, Inc.

Contract Purpose:

Lime Slurry System & Product Agreement (2021-2022)


<u>Rating Categories</u>	<u>Maximum Points</u>	<u>Department Head Rating</u>
1. Work Completed on time	25	25
2. Quality of Work	30	30
3. Are all requirements of the contract being met	25	25
4. Department overall satisfaction	20	20
	<u>100</u>	<u>100</u>

A =	100 - 90
B =	89 - 80
C =	79 - 70
D =	69 - 60
F =	59 - 0

Recommend Renewal?

☐ Yes / ☐ No / ☒ Not Applicable

Department Comments:


Department Representative (Signature)

/ Tyler Harrel - Project Manager (Utilities) 10/11/21
Name & Title Date


Department Head Approval (Signature)

/ George Wrvs - Asst. Director (Utilities) 10/11/21
Name & Title Date