



Insurance, Business & Financial Affairs Policy Committee

Wednesday, February 17, 2010

2:45 PM

212 Knott Bldg.

COMMITTEE ACTION PACKET

COMMITTEE MEETING REPORT
Insurance, Business & Financial Affairs Policy Committee

2/17/2010 2:45:00PM

Location: Webster Hall (212 Knott)

Summary:

Insurance, Business & Financial Affairs Policy Committee

Wednesday February 17, 2010 02:45 pm

HB 327	Favorable	Yeas: 11	Nays: 1
HB 501	Temporarily Deferred		
HB 527	Favorable With Committee Substitute	Yeas: 12	Nays: 0
HB 557	Favorable With Committee Substitute	Yeas: 12	Nays: 0

Committee meeting was reported out: **Wednesday, February 17, 2010 4:16:49PM**

COMMITTEE MEETING REPORT
Insurance, Business & Financial Affairs Policy Committee

2/17/2010 2:45:00PM

Location: Webster Hall (212 Knott)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Pat Patterson (Chair)	X		
Carl Domino		X	
Eric Eisnaugle	X		
Anitere Flores	X		
Tom Grady			X
D. Alan Hays	X		
Evan Jenne	X		
Janet Long	X		
Peter Nehr	X		
Bryan Nelson	X		
Kevin Rader	X		
Dwayne Taylor	X		
John Wood	X		
Ritch Workman	X		
Totals:	12	1	1

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COMMITTEE MEETING REPORT
Insurance, Business & Financial Affairs Policy Committee

2/17/2010 2:45:00PM

Location: Webster Hall (212 Knott)

HB 327 : Community Associations

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Carl Domino				X	
Eric Eisnaugle	X				
Anitere Flores	X				
Tom Grady				X	
D. Alan Hays	X				
Evan Jenne	X				
Janet Long	X				
Peter Nehr	X				
Bryan Nelson	X				
Kevin Rader	X				
Dwayne Taylor	X				
John Wood		X			
Ritch Workman	X				
Pat Patterson (Chair)	X				
Total Yeas: 11 Total Nays: 1					

Appearances:

David Hart, VP Governmental Affairs (Lobbyist) - Proponent
 FL Home Builders Association
 201 E. Park Avenue
 Tallahassee FL 32301
 Phone: 850-224-4316

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COMMITTEE MEETING REPORT
Insurance, Business & Financial Affairs Policy Committee

2/17/2010 2:45:00PM

Location: Webster Hall (212 Knott)

HB 501 : Administration of Life Insurance Contracts

Temporarily Deferred

Committee meeting was reported out: Wednesday, February 17, 2010 4:16:49PM

COMMITTEE MEETING REPORT
Insurance, Business & Financial Affairs Policy Committee

2/17/2010 2:45:00PM

Location: Webster Hall (212 Knott)

HB 527 : Florida Funeral, Cemetery, and Consumer Services Act

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Carl Domino				X	
Eric Eisnaugle	X				
Anitere Flores	X				
Tom Grady				X	
D. Alan Hays	X				
Evan Jenne	X				
Janet Long	X				
Peter Nehr	X				
Bryan Nelson	X				
Kevin Rader	X				
Dwayne Taylor	X				
John Wood	X				
Ritch Workman	X				
Pat Patterson (Chair)	X				
Total Yeas: 12 Total Nays: 0					

Appearances:

Brian Pitts, Chair (General Public) - Proponent

Justice-2-Jesus

1119 Newton Avenue S.

St. Petersburg FL 33705

Phone: 727-897-9291

Committee meeting was reported out: Wednesday, February 17, 2010 4:16:49PM

Adopted
2/10/10

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 527 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Insurance, Business & Financial
2 Affairs Policy Committee
3 Representative(s) Roberson offered the following: remove lines
4 534-542 and insert:
5 (5) (a) The licensing authority may not issue, and effective
6 July 1, 2011, may not renew, a license under this chapter to an
7 applicant that has a criminal record required to be disclosed
8 under s. 497.142(10) unless the applicant demonstrates that
9 issuance of the license, according to rules adopted by the
10 licensing authority, does not create a danger to the public.
11 This paragraph does not require a licensee who previously
12 disclosed a criminal record upon initial application or renewal
13 of a license to disclose crimes for which he or she has been
14 convicted, or has entered a plea of guilty or no contest, unless
15 those crimes have occurred since the date of the initial
16 application or renewal of a license, depending upon which is the
17 most recent.

Adopted
2/17/10

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 527 (2010)

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Insurance, Business & Financial
2 Affairs Policy Committee
3 Representative(s) Roberson offered the following: remove lines
4 568-589 and insert:
5 (10) (a) When applying for any license under this chapter, every
6 applicant must disclose the applicant's criminal records in
7 accordance with this subsection. When applying for renewal of
8 any license under this chapter, every licensee shall only be
9 required to disclose crimes required to be disclosed under this
10 subsection since the issuance of the most recent license.
11 (b) The criminal record required to be disclosed shall be any
12 crime listed in paragraph (c) for ~~of~~ which the person or entity
13 required to make disclosure has been convicted or to which that
14 person or entity entered a plea ~~in the nature of~~ guilty or no
15 contest. Disclosure ~~is shall be~~ required ~~pursuant to this~~
16 ~~subsection regardless of~~ whether adjudication is was entered or
17 withheld by the court ~~in which the case was prosecuted.~~
18 (g) The licensing authority shall ~~may~~ adopt rules specifying
19 forms and procedures to be used ~~utilized~~ by persons required to

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 527 (2010)

Amendment No. 2

20 | disclose criminal records under this subsection. The licensing
21 | authority may conduct investigation and further inquiry of any
22 | person regarding any criminal record disclosed pursuant to this
23 | section.

COMMITTEE MEETING REPORT
Insurance, Business & Financial Affairs Policy Committee

2/17/2010 2:45:00PM

Location: Webster Hall (212 Knott)

HB 557 : Heavy Equipment Rental Property

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Carl Domino				X	
Eric Eisnaugle	X				
Anitere Flores	X				
Tom Grady					X
D. Alan Hays	X				
Evan Jenne	X				
Janet Long	X				
Peter Nehr	X				
Bryan Nelson	X				
Kevin Rader	X				
Dwayne Taylor	X				
John Wood	X				
Ritch Workman	X				
Pat Patterson (Chair)	X				
Total Yeas: 12 Total Nays: 0					

Committee meeting was reported out: Wednesday, February 17, 2010 4:16:49PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Adopted
2/17/10

Amendment No.

Bill No. HB 557

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Insurance, Business, &
 2 Financial Affairs Policy Committee
 3 Representative Workman offered the following:

Amendment (with title amendments)

Remove everything after the enacting clause and insert:

4
 5 **Amendment (with title amendments)**
 6 Remove everything after the enacting clause and insert:
 7 Section 1. Heavy equipment rental; tangible personal
 8 property tax recovery fee. A person who engages in the business
 9 of renting heavy equipment under short term rental agreements
 10 may collect a tangible personal property tax recovery fee on the
 11 rental of heavy equipment. The purpose of the fee is to allow
 12 the owner of the heavy equipment to recover the tangible
 13 personal property taxes imposed upon the equipment. The amount
 14 of the fee must be disclosed in the rental agreement. The rate
 15 of the property tax recovery fee shall not exceed the rate of
 16 the tangible personal property tax imposed on such property by
 17 the county in which the equipment rental business is located.
 18 For purposes of this section, the term "heavy equipment" means
 19 industrial or construction equipment and includes, but is not
 20 limited to, equipment described in North American Industry
 21 Classification System (NAICS) Code 532412, as published in 2007

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.

22 by the Office of Management and Budget, Executive Office of the
23 President. For purposes of this section, the term "short term
24 rental agreement" includes only those lease or rental agreements
25 for a term of less than 365 days or an at-will contract that
26 does not specify the length of time of the contract. "Short term
27 rental agreement" does not include any extension or renewal of a
28 lease contract with an original term of one year or more.

29 Section 2. This act shall take effect July 1, 2010.

30
31 -----
32 **T I T L E A M E N D M E N T**

33 Remove the entire title and insert:

34 An act relating to tangible personal property tax transparency;
35 authorizing a person who rents heavy equipment to disclose the
36 tangible personal property tax recovery fee in the rental
37 agreement; defining the term "heavy equipment"; providing an
38 effective date.