



Commerce Committee

**Tuesday, November 14, 2017
1:00 PM – 3:00 PM
Webster Hall (212 Knott)**

Action Packet

COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

Summary:

Commerce Committee

Tuesday November 14, 2017 01:00 pm

HB 3	Favorable With Committee Substitute	Yeas: 26	Nays: 0
	Amendment 027627 Adopted Without Objection		

PCB COM 18-01	Favorable With Amendment(s)	Yeas: 18	Nays: 8
	Amendment PCB COM 18-01 a1 Adopted		
	Amendment PCB COM 18-01 a2 Failed to Adopt		
	Amendment PCB COM 18-01 a3 Withdrawn		
	Amendment PCB COM 18-01 a4 Failed to Adopt		

Committee meeting was reported out: Tuesday, November 14, 2017 7:39PM

COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Jim Boyd (Chair)	X		
Loranne Ausley	X		
Bryan Avila			X
Lori Berman	X		
Halsey Beshears	X		
Daniel Burgess, Jr.	X		
Charles Clemons, Sr.	X		
Nicholas Duran	X		
Dane Eagle	X		
Katie Edwards	X		
Randy Fine	X		
Joseph Geller	X		
Tom Goodson	X		
James Grant	X		
Joe Gruters	X		
Bill Hager			X
Blaise Ingoglia	X		
Evan Jenne	X		
Sam Killebrew	X		
Mike La Rosa	X		
Kionne McGhee	X		
Mike Miller	X		
Jared Moskowitz			X
Bobby Payne	X		
Ray Rodrigues	X		
Rick Roth	X		
Sean Shaw	X		
Richard Stark	X		
Jackie Toledo	X		
Jay Trumbull	X		
Totals:	27	0	3

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COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

HB 3 : Economic Development and Tourism Promotion Accountability

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Loranne Ausley	X				
Bryan Avila			X		
Lori Berman	X				
Halsey Beshears	X				
Daniel Burgess, Jr.	X				
Charles Clemons, Sr.	X				
Nicholas Duran	X				
Dane Eagle	X				
Katie Edwards	X				
Randy Fine	X				
Joseph Geller	X				
Tom Goodson	X				
James Grant	X				
Joe Gruters	X				
Bill Hager			X		
Blaise Ingoglia	X				
Evan Jenne	X				
Sam Killebrew	X				
Mike La Rosa	X				
Kionne McGhee	X				
Mike Miller	X				
Jared Moskowitz			X		
Bobby Payne	X				
Ray Rodrigues			X		
Rick Roth	X				
Sean Shaw	X				
Richard Stark	X				
Jackie Toledo	X				
Jay Trumbull	X				
Jim Boyd (Chair)	X				
Total Yeas: 26		Total Nays: 0			

HB 3 Amendments

Amendment 027627

Adopted Without Objection

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COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

HB 3 : Economic Development and Tourism Promotion Accountability (continued)

Appearances:

Economic Development and Tourism Promotion Accountability

Pitts, Brian - Information Only

Justice-2-Jesus

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Economic Development and Tourism Promotion Accountability

Stuart, Robert (Lobbyist) - Opponent

Central Florida Hotel & Lodging Association

GrayRobinson PA 301 S Bronough St Ste 600

Tallahassee FL 32301

Phone: (850) 577-9090

Economic Development and Tourism Promotion Accountability

Forrest, Mat (Lobbyist) - Opponent

Florida Association of Destination Marketers

403 E. Park Ave.

Tallahassee FL 32301

Phone: 850- 577-0444

Economic Development and Tourism Promotion Accountability

Zander, Skylar (Lobbyist) - Proponent

Americans for Prosperity

200 W College Ave Suite 113

Tallahassee FL 32301

Phone: (904) 705-6572

COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

PCB COM 18-01 : Workers' Compensation

Favorable With Amendment(s)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Loranne Ausley		X			
Bryan Avila			X		
Lori Berman		X			
Halsey Beshears	X				
Daniel Burgess, Jr.	X				
Charles Clemons, Sr.	X				
Nicholas Duran		X			
Dane Eagle	X				
Katie Edwards		X			
Randy Fine	X				
Joseph Geller		X			
Tom Goodson	X				
James Grant	X				
Joe Gruters	X				
Bill Hager			X		
Blaise Ingoglia	X				
Evan Jenne		X			
Sam Killebrew	X				
Mike La Rosa	X				
Kionne McGhee		X			
Mike Miller	X				
Jared Moskowitz			X		
Bobby Payne			X		
Ray Rodrigues	X				
Rick Roth	X				
Sean Shaw		X			
Richard Stark	X				
Jackie Toledo	X				
Jay Trumbull	X				
Jim Boyd (Chair)	X				
Total Yeas: 18		Total Nays: 8			

PCB COM 18-01 Amendments

Amendment PCB COM 18-01 a1

Adopted

Amendment PCB COM 18-01 a2

Failed to Adopt

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COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

PCB COM 18-01 : Workers' Compensation (continued)

PCB COM 18-01 Amendments (continued)

Amendment PCB COM 18-01 a3

Withdrawn

Amendment PCB COM 18-01 a4

Failed to Adopt

Appearances:

Workers' Compensation

Clark, J.B. (Lobbyist) - Opponent

Florida Electrical Workers Association

Lobbyist

207 Cynthia Dr

Tallahassee FL 32303

Phone: (850) 556-8143

Workers' Compensation (a2)

Rosemary Eure - Proponent

Florida Workers Advocates

P.O. Drawer 4057

Sarasota FL 34230

Phone: 941-350-1398

Workers' Compensation (a3)

Fernandes, Kimberly (Lobbyist) - Opponent

Florida Justice Reform Institute

201 S Monroe St

Tallahassee FL 32301-1855

Phone: (850) 577-1301

Workers' Compensation

King, Theresa (Lobbyist) (General Public) - Opponent

Florida Building and Construction Trades Council

President

200 E College Ave Suite B

Tallahassee FL 32301

Phone: (850) 228-8940

Workers' Compensation

Robert Haen - Opponent

Center One Surgery Center

Executive Director

10475 Centurion Parkway N

Jacksonville FL 32256

Phone: 904-652-2311

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COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

PCB COM 18-01 : Workers' Compensation (continued)

Appearances: (continued)

Workers' Compensation

Marie Baker - Opponent

Myself

34110 Brown Bayou

Wesley Chapel FL 33543

Phone: 813-716-4402

Workers' Compensation

Lisa Mazza (General Public) - Opponent

Myself

37213 Price Drive

Zephyrhills FL 33541

Phone: 813-770-9223

Workers' Compensation

Large, Toni (Lobbyist) - Waive In Opposition

Florida Orthopaedic Society

519 E Park Ave

Tallahassee FL 32301

Phone: 850-556-1461

Workers' Compensation (a2)

Templin, Richard (Lobbyist) - Proponent

Florida AFL-CIO

135 S. Monroe

Tallahassee FL 32301

Phone: 850-224-6926

Workers' Compensation (a4)

Templin, Richard (Lobbyist) - Proponent

Florida AFL-CIO

135 S Monroe St

Tallahassee FL 32301

Phone: (850) 224-6926

Workers' Compensation (a3)

Templin, Richard (Lobbyist) - Proponent

Florida AFL-CIO

135 S Monroe St

Tallahassee FL 32301

Phone: (850) 224-6926

Workers' Compensation

Templin, Richard (Lobbyist) - Waive In Opposition

Florida AFL-CIO

135 S Monroe St

Tallahassee FL 32301

Phone: (850) 224-6926

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COMMITTEE MEETING REPORT

Commerce Committee

11/14/2017 1:00PM

Location: Webster Hall (212 Knott)

PCB COM 18-01 : Workers' Compensation (continued)

Appearances: (continued)

Workers' Compensation

Fernandes, Kimberly (Lobbyist) - Opponent

Florida Justice Reform Institute

201 S Monroe St

Tallahassee FL 32301-1855

Phone: (850) 577-1301

Workers' Compensation

Pitts, Brian - Information Only

Justice-2-Jesus

Trustee

1119 Newton Ave. S.

St. Petersburg FL 33705

Phone: 727-897-9291

Workers' Compensation (a3)

Brian Sutter - Proponent

Worker Insurance Litigation Group

2340 Tamiami Trail

Port Charlotte Florida

Phone: 941-280-6940

Workers' Compensation

David Langham - Information Only

Chief Judge of Compensation Claims

700 S. Palafox

Pensacola FL 32502

Phone: 850-595-6310

Workers' Compensation (a4)

Richard Chait - Proponent

Florida Justice Association

Attorney

2030 S. Douglas Road Suite 217

Coral Gables FL 33134

Phone: 305-442-2318

Workers' Compensation

Richard Chait - Opponent

Florida Justice Association

Attorney

2030 S. Douglas Road # 217

Coral Gables FL 33134

Phone: 305-442-2318

Workers' Compensation

Rosemary Eure - Opponent

Florida Workers Advocates

P.O. Drawer 4057

Sarasota FL 34230

Phone: 941-350-1398

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COMMITTEE MEETING REPORT

Commerce Committee

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Location: Webster Hall (212 Knott)

PCB COM 18-01 : Workers' Compensation (continued)

Appearances: (continued)

Workers' Compensation

Brian Sutter - Opponent

Worker Insurance Litigation Group

2340 Tamiami Trail

Port Charlotte FL

Phone: 941-286-6940

Committee meeting was reported out: Tuesday, November 14, 2017 7:39PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 3 (2018)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED ___ (Y/N)
ADOPTED AS AMENDED ___ (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT ___ (Y/N)
WITHDRAWN ___ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Commerce Committee
2 Representative Grant, M. offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

6 Section 1. Paragraphs (y) and (z) are added to subsection
7 (3) of section 11.45, Florida Statutes, to read:

8 11.45 Definitions; duties; authorities; reports; rules.—

9 (3) AUTHORITY FOR AUDITS AND OTHER ENGAGEMENTS.—The
10 Auditor General may, pursuant to his or her own authority, or at
11 the direction of the Legislative Auditing Committee, conduct
12 audits or other engagements as determined appropriate by the
13 Auditor General of:

14 (y) The accounts and records pertaining to the use of
15 funds from a tax imposed pursuant to s. 125.0104, s. 125.0108,
16 or s. 212.0305 for tourism development or promotion by a local

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17 governmental entity, nonprofit organization, or for-profit
18 organization, including a tourism promotion agency as defined in
19 s. 288.12261 or a program or entity created by a tourism
20 promotion agency.

21 (z) The accounts and records pertaining to:

22 1. An economic development agency of a county or
23 municipality, including an economic development agency as
24 defined in s. 288.0751 or a program or entity created by an
25 economic development agency;

26 2. If the county or municipality does not have an economic
27 development agency, the county or municipal officers or
28 employees assigned to promote the general business interests,
29 industrial interests, or related responsibilities of the county
30 or municipality; or

31 3. If authorized by the state, a municipality, or a county
32 to promote the general business interests, industrial interests,
33 or related responsibilities of the state, municipality, or
34 county, a private agency, person, partnership, corporation, or
35 business entity.

36 Section 2. Section 288.0751, Florida Statutes, is created
37 to read:

38 288.0751 Local economic development agencies.—

39 (1) DEFINITION.—For purposes of this section, the term
40 "economic development agency" means an entity, including, but
41 not limited to, an agency as defined in s. 119.011, that

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42 receives public funds and is engaged in economic development
43 activities on behalf of one or more local governmental entities.

44 (a) An economic development agency may include any local
45 governmental entity or any entity under contract with one or
46 more local governmental entities to promote economic development
47 activities on behalf of such local governmental entity or
48 entities through the expenditure of public funds.

49 (b) Enterprise Florida, Inc., and the Department of
50 Economic Opportunity are not considered economic development
51 agencies.

52 (2) OPERATION.—An economic development agency must operate
53 in accordance with the following:

54 (a) Each officer and member of the board of directors of
55 an economic development agency who is not otherwise required to
56 file a financial disclosure pursuant to ch. 112 must file an
57 annual disclosure describing the nature of his or her interests
58 or the nature of the interests of his or her principals,
59 including corporate parents and subsidiaries of his or her
60 principals, when such interests benefit from the expenditure of
61 economic development agency funds. The disclosure must be placed
62 on the website of the economic development agency and included
63 in the minutes of each meeting of the board of directors of the
64 economic development agency when such expenditures are discussed
65 or voted upon.

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66 (b) Board members shall serve without compensation, but
67 are entitled to receive reimbursement for per diem and travel
68 expenses pursuant to s. 112.061. Such expenses must be paid out
69 of funds of the economic development agency.

70 (c) Officers, employees, or agents, including the
71 president or chief executive officer, may not receive
72 compensation for employment from public funds, pursuant to such
73 contract, that exceeds the salary and benefits authorized to be
74 paid to the Governor. Any payments of performance bonuses or
75 severance pay to officers, employees, or agents from public
76 funds are prohibited unless specifically authorized by law.

77 (d) An economic development agency must comply with the
78 per diem and travel expense provisions of s. 112.061.

79 (e) Officers and employees are subject to the Code of
80 Ethics for Public Officers and Employees standards under s.
81 112.313.

82 (f) An economic development agency must avoid, neutralize,
83 or mitigate significant potential organizational conflicts of
84 interest before it enters into a contract. If the economic
85 development agency elects to mitigate a significant potential
86 organizational conflict of interest, an adequate mitigation
87 plan, including organizational, physical, and electronic
88 barriers, shall be developed and the head of the economic
89 development agency must certify that the award is in the best
90 interests of the county and submit such certification to the

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91 governing board of the county within 3 business days after
92 entering into the contract.

93 (g) Lodging expenses for an employee or board member may
94 not exceed \$150 per day, excluding taxes, unless the economic
95 development agency is participating in a negotiated group rate
96 discount or the economic development agency provides
97 documentation of at least three comparable alternatives
98 demonstrating that such lodging at the required rate is not
99 available. However, an employee or board member may expend his
100 or her own funds for any lodging expenses in excess of \$150 per
101 day.

102 (h) Economic development agency funds may not be expended
103 for food, beverages, lodging, entertainment, or gifts for
104 employees or board members, unless authorized pursuant to s.
105 112.061 or this section. Employees or board members may not
106 accept or receive food, beverages, lodging, entertainment, or
107 gifts from persons, vendors, or other entities doing business
108 with the economic development agency unless such food, beverage,
109 lodging, entertainment, or gift is available to similarly
110 situated members of the general public.

111 (3) TRANSPARENCY.—

112 (a) All contracts entered into by an economic development
113 agency shall include:

114 1. The purpose of the contract.

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115 2. Specific performance standards and responsibilities for
116 each entity.

117 3. A detailed project or contract budget, if applicable.

118 4. The value of any services provided.

119 5. The projected travel and entertainment expenses for
120 employees and board members, if applicable.

121 (b) A proposed contract with an estimated total contract
122 value of \$250,000 or more must be submitted to the governing
123 body of the local governmental entity on whose behalf the
124 contracted activity will occur and published on that local
125 governmental entity's website at least 14 days before the
126 contract is executed. If the governing body of the local
127 governmental entity rejects such proposed contract by a majority
128 vote held during the 14-day period, the economic development
129 agency may not execute such proposed contract or any
130 substantially similar contract without obtaining a majority vote
131 of the governing body of the local governmental entity in favor
132 of such contract. An economic development agency may not enter
133 into multiple related contracts to avoid the requirements of
134 this paragraph.

135 (c)1. An economic development agency shall submit to the
136 governing board of the county, within 30 days after the end of
137 its fiscal year, a complete and detailed report setting forth
138 all public and private financial data of the economic

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139 development agency, and shall publish such report on its
140 website.

141 2. The financial data shall include:

142 a. The total amount of revenue received from public and
143 private sources.

144 b. The operating budget.

145 c. The total amount of salary, benefits, and other
146 compensation provided by the economic development agency to its
147 officers, employees, or agents, regardless of the funding
148 source.

149 d. An itemized account of all expenditures, including all
150 travel and entertainment expenditures.

151 (d) The following information must be posted on the
152 website of each economic development agency:

153 1. All contracts with a total contract value of \$5,000 or
154 more. Such contracts must be posted within 5 business days after
155 execution.

156 2. All contracts, information, and financial data
157 submitted to the governing board of the county. Such contracts,
158 information, and data must be posted within 5 business days
159 after submission.

160 3. Video recordings of each board meeting. Such recordings
161 must be posted within 3 business days after the meeting.

162 4. A detailed report of expenditures following each
163 marketing event paid for with economic development agency funds.

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164 Such report must be posted within 10 business days after the
165 event.

166 5. An annual itemized account of the total amount of funds
167 spent by a third party on behalf of the economic development
168 agency, its board members, or its employees.

169 6. An annual itemized account of the total amount of
170 travel and entertainment expenditures.

171 (e) Notwithstanding any provision of law to the contrary,
172 a record required under this section, including, but not limited
173 to, a contract or agreement, is a public record and is not
174 confidential or exempt from s. 119.07(1) and s. 24(a), Art. I of
175 the State Constitution. Such record shall be produced in full in
176 accordance with this section or upon request.

177 (f) An economic development agency shall maintain and
178 provide online access to all of the information required under
179 this subsection. Each economic development agency shall provide
180 the Department of Economic Opportunity with the specific website
181 address where the required information is published and
182 maintained online, and the Department of Economic Opportunity
183 shall publish and maintain a single online directory which lists
184 each economic development agency and the specific website
185 address where such required information may be located.

186 (g) An economic development agency that fails to comply
187 with the transparency and accountability requirements of this

Amendment No. 1

188 subsection may not receive or expend public funds until it
189 becomes fully compliant.

190 (4) AUDITS.—The Auditor General shall annually select at
191 least two economic development agencies that received public
192 funds in the previous year and conduct audits, as defined in s.
193 11.45, to verify that funds were expended as required by this
194 section and to verify that transparency and accountability
195 requirements were met. If the Auditor General determines that
196 funds were not expended as required by this section, he or she
197 shall immediately report such findings to the Governor, the
198 President of the Senate, and the Speaker of the House of
199 Representatives.

00 (5) PENALTIES.—It is unlawful for a person to knowingly
201 and willfully make a materially false or misleading statement,
202 provide false or misleading information, fail to report certain
203 information, or structure an organization or agreement to avoid
204 the requirements of this section. A person who violates this
205 section commits a misdemeanor of the first degree, punishable as
206 provided in s. 775.082 or s. 775.083.

207 (6) APPLICABILITY.—A private entity that meets the
208 definition of an economic development agency under subsection
209 (1) due solely to the existence of a contract between the
210 private entity and an economic development agency to engage in
211 economic development activities is required to comply with this
212 section only in connection with the performance of its

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213 obligations and the expenditure of funds pursuant to such
214 contract. This section shall not be construed to require the
215 private entity to report or conform its other business practices
216 or activities to the provisions of this section, provided such
217 practices or activities are not directly related to or funded by
218 such contract.

219 Section 3. Section 288.12261, Florida Statutes, is created
220 to read:

221 288.12261 Tourism promotion agencies.-

222 (1) DEFINITION.-For purposes of this section, the term
223 "tourism promotion agency" means an entity, including, but not
224 limited to, an agency as defined in s. 119.011, that receives
225 public funds to promote tourism development on behalf of one or
226 more local governmental entities.

227 (a) A tourism promotion agency may include any local
228 governmental entity or any entity under contract with one or
229 more local governmental entities to promote tourism development
230 on behalf of such local governmental entity or entities through
231 the expenditure of public funds.

232 (b) For purposes of this section, the Florida Tourism
233 Industry Marketing Corporation and the Department of Economic
234 Opportunity are not considered tourism promotion agencies.

235 (2) OPERATION.-A tourism promotion agency must operate in
236 accordance with the following:

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237 (a) Each officer and member of the board of directors of a
238 tourism promotion agency who is not otherwise required to file a
239 financial disclosure pursuant to ch. 112 must file an annual
240 disclosure describing the nature of his or her interests or the
241 interests of his or her principals, including corporate parents
242 and subsidiaries of his or her principal, when such interests
243 benefit from the expenditure of tourism promotion agency funds.
244 The disclosure must be placed on the website of the tourism
245 promotion agency and included in the minutes of each meeting of
246 the board of directors of the tourism promotion agency when such
247 expenditures are discussed or voted upon.

248 (b) Board members shall serve without compensation, but
249 are entitled to receive reimbursement for per diem and travel
250 expenses pursuant to s. 112.061. Such expenses must be paid out
251 of funds of the tourism promotion agency.

252 (c) Officers, employees, or agents, including the
253 president or chief executive officer, may not receive
254 compensation for employment from public funds, pursuant to such
255 contract, that exceeds the salary and benefits authorized to be
256 paid to the Governor. Any payments of performance bonuses or
257 severance pay to officers, employees, or agents from public
258 funds are prohibited unless specifically authorized by law.

259 (d) A tourism promotion agency must comply with the per
260 diem and travel expense provisions of s. 112.061.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 3 (2018)

Amendment No. 1

261 (e) Officers and employees are subject to the Code of
262 Ethics for Public Officers and Employees standards under s.
263 112.313.

264 (f) A tourism promotion agency must avoid, neutralize, or
265 mitigate significant potential organizational conflicts of
266 interest before it enters into a contract. If the tourism
267 promotion agency elects to mitigate a significant potential
268 organizational conflict of interest, an adequate mitigation
269 plan, including organizational, physical, and electronic
270 barriers, shall be developed and the head of the tourism
271 promotion agency must certify that the award is in the best
272 interests of the county and submit such certification to the
273 governing board of the county within 3 business days after
274 entering into the contract.

275 (g) Lodging expenses for an employee or board member may
276 not exceed \$150 per day, excluding taxes, unless the tourism
277 promotion agency is participating in a negotiated group rate
278 discount or the tourism promotion agency provides documentation
279 of at least three comparable alternatives demonstrating that
280 such lodging at the required rate is not available. However, an
281 employee or board member may expend his or her own funds for any
282 lodging expenses in excess of \$150 per day.

283 (h) Tourism promotion agency funds may not be expended for
284 food, beverages, lodging, entertainment, or gifts for employees
285 or board members, unless authorized pursuant to s. 112.061 or

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286 this section. Employees or board members may not accept or
287 receive food, beverages, lodging, entertainment, or gifts from
288 persons, vendors, or other entities doing business with the
289 tourism promotion agency unless such food, beverage, lodging,
290 entertainment, or gift is available to similarly situated
291 members of the general public.

292 (i) A tourism promotion agency shall not expend public or
293 private funds that directly benefit only one business entity.

294 (3) TRANSPARENCY.-

295 (a) All contracts entered into by a tourism promotion
296 agency shall include:

297 1. The purpose of the contract.

98 2. Specific performance standards and responsibilities for
299 each entity.

300 3. A detailed project or contract budget, if applicable.

301 4. The value of any services provided.

302 5. The projected travel and entertainment expenses for
303 employees and board members, if applicable.

304 (b) A proposed contract with an estimated total contract
305 value of \$250,000 or more must be submitted to the governing
306 board of the county and published on the county's website at
307 least 14 days before the contract is executed. If the governing
308 board of the county rejects such proposed contract by a majority
309 vote held during the 14-day period, the tourism promotion agency
310 may not execute such proposed contract or any substantially

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311 similar contract without obtaining a majority vote of the
312 governing body of the county in favor of such contract. A
313 tourism promotion agency may not enter into multiple related
314 contracts to avoid the requirements of this paragraph.

315 (c)1. A tourism promotion agency shall submit to the
316 governing board of the county, within 30 days after the end of
317 its fiscal year, a complete and detailed report setting forth
318 all public and private financial data of the tourism promotion
319 agency, and shall publish such report on its website.

320 2. The financial data shall include:

321 a. The total amount of revenue received from public and
322 private sources.

323 b. The operating budget.

324 c. The total amount of salary, benefits, and other
325 compensation provided by the tourism promotion agency to its
326 officers, employees, or agents, regardless of the funding
327 source.

328 d. An itemized account of all expenditures, including all
329 travel and entertainment expenditures.

330 (d) The following information must be posted on the
331 website of each tourism promotion agency:

332 1. All contracts with a total contract value of \$5,000 or
333 more. Such contracts must be posted within 5 business days after
334 execution.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 3 (2018)

Amendment No. 1

335 2. All contracts, information, and financial data
336 submitted to the governing board of the county. Such contracts,
337 information, and data must be posted within 5 business days
338 after submission.

339 3. Video recordings of each board meeting. Such recordings
340 must be posted within 3 business days after the meeting.

341 4. A detailed report of expenditures following each
342 marketing event paid for with the funds of the tourism promotion
343 agency. Such report must be posted within 10 business days after
344 the event.

345 5. An annual itemized account of the total amount of funds
346 spent by a third party on behalf of the tourism promotion
47 agency, its board members, or its employees.

348 6. An annual itemized account of the total amount of
349 travel and entertainment expenditures.

350 (e) Notwithstanding any provision of law to the contrary,
351 a record required under this section, including, but not limited
352 to, a contract or agreement, is a public record and is not
353 confidential or exempt from s. 119.07(1) and s. 24(a), Art. I of
354 the State Constitution. Such record shall be produced in full in
355 accordance with this section or upon request.

356 (f) A tourism promotion agency shall maintain and provide
357 online access to all of the information required under this
358 subsection and s. 125.0104(4)(f). Each tourism promotion agency
359 shall provide the Department of Economic Opportunity with the

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360 specific website address where the required information is
361 published and maintained online, and the Department of Economic
362 Opportunity shall publish and maintain a single online directory
363 which lists each tourism promotion agency and the specific
364 website address where such required information may be located.

365 (g) A tourism promotion agency that fails to comply with
366 the transparency and accountability requirements of this
367 subsection may not receive or expend public funds until it
368 becomes fully compliant.

369 (4) AUDITS.—

370 (a) For any county that annually receives \$30,000,000 or
371 more from taxes imposed pursuant to s. 125.0104, s. 125.0108, or
372 s. 212.0305, the Auditor General shall, biennially, conduct an
373 audit, as defined in s. 11.45, of all tourism promotion agencies
374 in such county to verify that funds were expended as required by
375 this section and to verify that transparency and accountability
376 requirements were met. If the Auditor General determines that
377 funds were not expended as required by this section, he or she
378 shall immediately notify the Department of Revenue, which may
379 pursue recovery of the funds under the laws and rules governing
380 the assessment of taxes.

381 (b) The Auditor General shall annually select at least two
382 counties that in the previous year received less than
383 \$30,000,000 from taxes imposed pursuant to s. 125.0104, s.
384 125.0108, or s. 212.0305 and conduct audits, as defined in s.

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385 11.45, of all tourism promotion agencies in the county to verify
386 that funds were expended as required by this section and to
387 verify that transparency and accountability requirements were
388 met. If the Auditor General determines that funds were not
389 expended as required by this section, he or she shall
390 immediately notify the Department of Revenue, which may pursue
391 recovery of the funds under the laws and rules governing the
392 assessment of taxes.

393 (5) ENFORCEMENT.--The Governor or Chief Financial Officer
394 may at any time order the Department of Revenue or the local
395 official to whom the tax is remitted to cease and desist
396 distributing any taxes levied under s. 125.0104, s. 125.0108, or
97 s. 212.0305 based on a tourism promotion agency's failure to
398 comply with this section.

399 (6) PENALTIES.--It is unlawful for a person to knowingly
400 and willfully make a materially false or misleading statement,
401 provide false or misleading information, fail to report certain
402 information, or structure an organization or agreement to avoid
403 the requirements of this section. A person who violates this
404 section commits a misdemeanor of the first degree, punishable as
405 provided in s. 775.082 or s. 775.083.

406 (7) APPLICABILITY.--A private entity that meets the
407 definition of a tourism promotion agency under subsection (1)
408 due solely to the existence of a contract between the private
409 entity and a tourism promotion agency to promote tourism

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410 development is required to comply with this section only in
411 connection with the performance of its obligations and the
412 expenditure of funds pursuant to such contract. This section
413 shall not be construed to require the private entity to report
414 or conform its other business practices or activities to the
415 provisions of this section, provided such practices or
416 activities are not directly related to or funded by such
417 contract.

418 Section 4. Paragraph (e) of subsection (4) of section
419 125.0104, Florida Statutes, is amended, and paragraph (f) is
420 added to that subsection, to read:

421 125.0104 Tourist development tax; procedure for levying;
422 authorized uses; referendum; enforcement.-

423 (4) ORDINANCE LEVY TAX; PROCEDURE.-

424 (e) The governing board of each county which levies and
425 imposes a tourist development tax under this section shall
426 appoint an advisory council to be known as the "... (name of
427 county)... Tourist Development Council." The council shall be
428 established by ordinance and composed of nine members who shall
429 be appointed by the governing board. The chair of the governing
430 board of the county or any other member of the governing board
431 as designated by the chair shall serve on the council. Two
432 members of the council shall be elected municipal officials, at
433 least one of whom shall be from the most populous municipality
434 in the county or subcounty special taxing district in which the

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Bill No. HB 3 (2018)

Amendment No. 1

435 tax is levied. Six members of the council shall be persons who
436 are involved in the tourist industry and who have demonstrated
437 an interest in tourist development, of which members, not less
438 than three nor more than four shall be owners or operators of
439 motels, hotels, recreational vehicle parks, or other tourist
440 accommodations in the county and subject to the tax. All members
441 of the council shall be electors of the county. The governing
442 board of the county shall have the option of designating the
443 chair of the council or allowing the council to elect a chair.
444 The chair shall be appointed or elected annually and may be
445 reelected or reappointed. The members of the council shall serve
446 for staggered terms of 4 years. The terms of office of the
447 original members shall be prescribed in the resolution required
448 under paragraph (b). The council shall meet at least once each
449 quarter and, from time to time, shall make recommendations to
450 the county governing board for the effective operation of the
451 special projects or for uses of the tourist development tax
452 revenue and perform such other duties as may be prescribed by
453 county ordinance or resolution. The council shall continuously
454 review expenditures of revenues from the tourist development
455 trust fund and shall receive, at least quarterly, expenditure
456 reports from the county governing board or its designee.
457 Expenditures which the council believes to be unauthorized shall
458 be reported to the county governing board and the Department of
459 Revenue. The governing board and the department shall review the

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460 findings of the council and take appropriate administrative or
461 judicial action to ensure compliance with this section. The
462 county governing board shall review a proposed contract with an
463 estimated total contract value of \$250,000 or more. The county
464 governing board may reject such proposed contract by a majority
465 vote before the execution of such contract. The county governing
466 board must review all certifications by the head of a tourism
467 promotion agency related to potential conflicts of interest and
468 mitigation plans ~~The changes in the composition of the~~
469 ~~membership of the tourist development council mandated by~~
470 ~~chapter 86-4, Laws of Florida, and this act shall not cause the~~
471 ~~interruption of the current term of any person who is a member~~
472 ~~of a council on October 1, 1996.~~

473 (f) The governing board of a county that levies and
474 imposes a tourist development tax under this section shall
475 publish and make the following information available online:

476 1. The approved tourist development plan, including the
477 approximate cost or expense allocation for each specific project
478 or special use.

479 2. Any substantial amendments to the tourist development
480 plan.

481 3. The tax district in which the tourist development tax
482 is levied.

483 4. A prioritized list of the proposed uses of the tax
484 revenue by specific project or special use.

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485 5. The quarterly expenditure reports from the county
486 governing board or its designee.

487 Section 5. Paragraph (c) of subsection (13) of section
488 288.1226, Florida Statutes, is amended to read:

489 288.1226 Florida Tourism Industry Marketing Corporation;
490 use of property; board of directors; duties; audit.-

491 (13) TRANSPARENCY.-

492 (c)1. Any entity that in the previous fiscal year received
493 more than 50 percent of its revenue from the corporation ~~or~~
494 ~~taxes imposed pursuant to s. 125.0104, s. 125.0108, or s.~~
495 ~~212.0305, and that partners with the corporation or participates~~
496 ~~in a program, cooperative advertisement, promotional~~
497 ~~opportunity, or other activity offered by or in conjunction with~~
498 ~~the corporation,~~ shall annually on July 1 report all public and
499 private financial data to the Governor, the President of the
500 Senate, and the Speaker of the House of Representatives, and
501 include such report on its website.

502 2. The financial data shall include:

503 a. The total amount of revenue received from public and
504 private sources.

505 b. The operating budget ~~of the partner entity.~~

506 c. The total amount of salary, benefits, and other
507 compensation provided by the entity to its officers, employees,
508 board members, or agents, regardless of the funding source

Amendment No. 1

509 ~~Employee and board member salary and benefit details from public~~
510 ~~and private funds.~~

511 d. An itemized account of all expenditures, including all
512 travel and entertainment expenditures, by the ~~partner~~ entity on
513 the behalf of, or coordinated for the benefit of, the
514 corporation, its board members, or its employees.

515 ~~e. Itemized travel and entertainment expenditures of the~~
516 ~~partner entity.~~

517 Section 6. Paragraph (c) of subsection (6) of section
518 288.904, Florida Statutes, is amended to read:

519 288.904 Funding for Enterprise Florida, Inc.; performance
520 and return on the public's investment.—

521 (6)

522 (c)1. Any entity that in the previous fiscal year received
523 more than 50 percent of its revenue from Enterprise Florida,
524 Inc., ~~or a tax imposed pursuant to s. 125.0104, s. 125.0108, or~~
525 ~~s. 212.0305, and that partners with Enterprise Florida, Inc., in~~
526 ~~a program or other activity offered by or in conjunction with~~
527 ~~Enterprise, Florida, Inc.,~~ shall annually on July 1 report all
528 public and private financial data to the Governor, the President
529 of the Senate, and the Speaker of the House of Representatives,
530 and include such report on its website.

531 2. The financial data shall include:

532 a. The total amount of revenue received from public and
533 private sources.

Amendment No. 1

- 534 b. The operating budget ~~of the partner entity.~~
- 535 c. The total amount of salary, benefits, and other
- 536 compensation provided by the entity to its officers, employees,
- 537 board members, or agents, regardless of the funding source
- 538 ~~Employee and board member salary and benefit details from public~~
- 539 ~~and private funds.~~
- 540 d. An itemized account of all expenditures, including all
- 541 travel and entertainment expenditures, by the ~~partner~~ entity on
- 542 the behalf of, or coordinated for the benefit of, Enterprise
- 543 Florida, Inc., its board members, or its employees.
- 544 e. ~~Itemized travel and entertainment expenditures of the~~
- 545 ~~partner entity.~~

46 Section 7. This act shall take effect July 1, 2018

547 -----

548

549 **T I T L E A M E N D M E N T**

550 Remove everything before the enacting clause and insert:

551 Enter Amending Text Here

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Commerce Committee

2 Representative Burgess offered the following:

3
4 **Amendment (with title amendment)**

5 Remove lines 507-679 and insert:

6 under this chapter through an attorney shall provide his or her
7 personal signature attesting that he or she has reviewed,
8 understands, and acknowledges the following statement, which
9 must be in at least 14-point bold type, prior to engaging an
10 attorney for services related to a petition for benefits under
11 s. 440.192 or s. 440.25: "THE WORKERS' COMPENSATION LAW REQUIRES
12 YOU TO PAY YOUR OWN ATTORNEY FEES. YOUR EMPLOYER AND/OR ITS
13 INSURANCE CARRIER ARE NOT REQUIRED TO PAY YOUR ATTORNEY FEES,
14 EXCEPT IN CERTAIN CIRCUMSTANCES. EVEN THEN, YOU MAY BE
15 RESPONSIBLE FOR PAYING ATTORNEY FEES IN ADDITION TO ANY AMOUNT
16 YOUR EMPLOYER OR ITS CARRIER MAY BE REQUIRED TO PAY, DEPENDING

PCB COM 18-01 a1

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 1

17 ON THE DETAILS OF YOUR AGREEMENT WITH YOUR ATTORNEY OR
18 REPRESENTATIVE. CAREFULLY READ AND MAKE SURE YOU UNDERSTAND ANY
19 AGREEMENT OR RETAINER FOR REPRESENTATION BEFORE YOU SIGN IT." If
20 the injured employee or other party does not sign or refuses to
21 sign the document attesting that he or she has reviewed,
22 understands, and acknowledges the statement, the injured
23 employee or other party making a claim under this chapter shall
24 be prohibited from proceeding with a petition for benefits under
25 s. 440.192 or s. 440.25, except pro se, until such signature is
26 obtained.

27 Section 6. Subsections (2), (4), (5), and (7) of section
28 440.192, Florida Statutes, are amended to read:

29 440.192 Procedure for resolving benefit disputes.—

30 (2) Upon receipt, the Office of the Judges of Compensation
31 Claims shall review each petition and shall dismiss each
32 petition or any portion of such a petition that does not on its
33 face meet the requirements of this section and the definition of
34 specificity under s. 440.02, and specifically identify or
35 itemize the following:

36 (a) The name, address, and telephone number,~~and social~~
37 ~~security number~~ of the employee.

38 (b) The name, address, and telephone number of the
39 employer.

40 (c) A detailed description of the injury and cause of the
41 injury, including the Florida county or, if outside of Florida,

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42 the state location of the occurrence and the date or dates of
43 the accident.

44 (d) A detailed description of the employee's job, work
45 responsibilities, and work the employee was performing when the
46 injury occurred.

47 (e) The specific time period for which compensation and
48 the specific classification of compensation were not timely
49 provided.

50 (f) The specific date of maximum medical improvement,
51 character of disability, and specific statement of all benefits
52 or compensation that the employee is seeking. A claim for
53 permanent benefits must include the specific date of maximum
54 medical improvement and the specific date that such permanent
55 benefits are claimed to begin.

56 (g) All specific travel costs to which the employee
57 believes she or he is entitled, including dates of travel and
58 purpose of travel, means of transportation, and mileage and
59 including the date the request for mileage was filed with the
60 carrier and a copy of the request filed with the carrier.

61 (h) A specific listing of all medical charges alleged
62 unpaid, including the name and address of the medical provider,
63 the amounts due, and the specific dates of treatment.

64 (i) The type or nature of treatment care or attendance
65 sought and the justification for such treatment. If the employee
66 is under the care of a physician for an injury identified under

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Amendment No. 1

67 paragraph (c), a copy of the physician's request, authorization,
68 or recommendation for treatment, care, or attendance must
69 accompany the petition.

70 (j) The specific amount of compensation claimed and the
71 methodology used to calculate the average weekly wage, if the
72 average weekly wage calculated by the employer or carrier is
73 disputed; otherwise, the average weekly wage and corresponding
74 compensation calculated by the employer or carrier are presumed
75 to be accurate.

76 (k)(j) A specific explanation of any other disputed issue
77 that a judge of compensation claims will be called to rule upon.

78 (l) The signed attestation required pursuant to s.
79 440.1915.

80 (m) Evidence of a good faith attempt to resolve the
81 dispute pursuant to subsection (4).

82
83 The dismissal of any petition or portion of such a petition
84 under this subsection ~~section~~ is without prejudice and does not
85 require a hearing.

86 (4) Prior to filing a petition, the claimant or, if the
87 claimant is represented by counsel, the claimant's attorney must
88 make a good faith effort to resolve the dispute. The petition
89 must include evidence of a certification by the claimant or, if
90 the claimant is represented by counsel, the claimant's attorney,
91 stating that the claimant, or attorney if the claimant is

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92 represented by counsel, has made a good faith effort to resolve
93 the dispute and that the claimant or attorney was unable to
94 resolve the dispute with the carrier or employer, if self-
95 insured. If the petition is not dismissed under subsection (2),
96 the judge of compensation claims must review the evidence
97 required under this subsection and determine, in her or his
98 independent discretion, whether a good faith effort to resolve
99 the dispute was made by the claimant or the claimant's attorney.
100 Upon a determination that the claimant or the claimant's
101 attorney has not made a good faith effort to resolve the
102 dispute, the judge of compensation claims must dismiss the
103 petition and may impose sanctions to ensure compliance with this
104 subsection, which may include an order to pay to the other party
105 or parties the amount of the reasonable expenses incurred
106 because of the filing of the petition, including attorney fees,
107 not to exceed \$150 per hour, based on the number of necessary
108 hours related to the determination that the claimant or, if the
109 claimant is represented by counsel, the claimant's attorney has
110 not made a good faith effort to resolve the dispute.

111 (5) (a) All motions to dismiss must state with
112 particularity the basis for the motion. The judge of
113 compensation claims shall enter an order upon such motions
114 without hearing, unless good cause for hearing is shown.
115 Dismissal of any petition or portion of a petition under this
116 subsection is without prejudice.

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Amendment No. 1

117 (b) Upon motion that a petition or portion of a petition
118 be dismissed for lack of specificity, a judge of compensation
119 claims shall enter an order on the motion, unless stipulated in
120 writing by the parties, within 10 days after the motion is filed
121 or, if good cause for hearing is shown, within 20 days after
122 hearing on the motion. When any petition or portion of a
123 petition is dismissed for lack of specificity under this
124 subsection, the claimant must be allowed 20 days after the date
125 of the order of dismissal in which to file an amended petition.
126 Any grounds for dismissal for lack of specificity under this
127 section which are not asserted within 30 days after receipt of
128 the petition for benefits are thereby waived.

129 (7) Notwithstanding ~~the provisions of s. 440.34~~, a judge
130 of compensation claims may not award attorney ~~attorney's~~ fees
131 payable by the employer or carrier for services expended or
132 costs incurred before ~~prior to~~ the filing of a petition ~~that~~
133 ~~does not meet the requirements of this section.~~

134 Section 7. Paragraphs (a), (c), (h), and (j) of subsection
135 (4) of section 440.25, Florida Statutes, are amended to read:

136 440.25 Procedures for mediation and hearings.—

137 (4)

138 (a) If the parties fail to agree to written submission of
139 pretrial stipulations, the judge of compensation claims shall
140 conduct a live pretrial hearing. The judge of compensation
141 claims shall give the interested parties at least 14 days'

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 1

142 advance notice of the pretrial hearing by mail or by electronic
143 means approved by the Deputy Chief Judge. At least 5 days before
144 the pretrial hearing, the claimant's attorney must file with the
145 judge of compensation claims, and serve on all interested
146 parties, a statement verified pursuant to s. 92.525 detailing
147 his or her hours to date, which specifically allocates the hours
148 by each benefit claimed, and accounting for hours relating to
149 multiple benefits in a manner that apports such hours by
150 percentage, in whole numbers, to each benefit.

151 (c) The judge of compensation claims shall give the
152 interested parties at least 14 days' advance notice of the final
153 hearing, served upon the interested parties by mail or by
154 electronic means approved by the Deputy Chief Judge. At least 5
155 days before the final hearing, the claimant's attorney must file
156 with the judge of compensation claims, and serve on all
157 interested parties, a statement verified pursuant to s. 92.525
158 detailed his or her hours to date, which specifically allocates
159 the hours by each benefit claimed, and accounting for hours
160 relating to multiple benefits in a manner that apports such
161 hours by percentage, in whole numbers, to each benefit.

162 (h) To further expedite dispute resolution and to enhance
163 the self-executing features of the system, those petitions filed
164 in accordance with s. 440.192 that involve a claim for benefits
165 of \$5,000 or less shall, in the absence of compelling evidence
166 to the contrary, be presumed to be appropriate for expedited

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COMMITTEE/SUBCOMMITTEE AMENDMENT

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Amendment No. 1

167 resolution under this paragraph; and any other claim filed in
168 accordance with s. 440.192, upon the written agreement of both
169 parties and application by either party, may similarly be
170 resolved under this paragraph. A claim in a petition of \$5,000
171 or less for medical benefits only or a petition for
172 reimbursement for mileage for medical purposes shall, in the
173 absence of compelling evidence to the contrary, be resolved
174 through the expedited dispute resolution process provided in
175 this paragraph. For purposes of expedited resolution pursuant to
176 this paragraph, the Deputy Chief Judge shall make provision by
177 rule or order for expedited and limited discovery and expedited
178 docketing in such cases. At least 15 days prior to hearing, the
179 parties shall exchange and file with the judge of compensation
180 claims a pretrial outline of all issues, defenses, and
181 witnesses, including a statement verified pursuant to s. 92.525
182 detailing his or her

T I T L E A M E N D M E N T

186 Remove line 44 and insert:

187 requiring the filing of a verified statement detailing a

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Bill No. PCB COM 18-01 (2018)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED ___ (Y/N)
ADOPTED AS AMENDED ___ (Y/N)
ADOPTED W/O OBJECTION ___ (Y/N)
FAILED TO ADOPT ✓ (Y/N)
WITHDRAWN ___ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Commerce Committee

2 Representative Shaw offered the following:

3
4 **Amendment (with directory and title amendments)**

5 Between lines 122 and 123, insert:

6 (2) MEDICAL TREATMENT; DUTY OF EMPLOYER TO FURNISH.--

7 (f) Upon the written request of the employee, the carrier
8 shall authorize a one-time second opinion physician of the
9 employee's choice who is not professionally affiliated with the
10 previously authorized physician within 5 business days after
11 receipt of the request ~~give the employee the opportunity for one~~
12 ~~change of physician during the course of treatment for any one~~
13 ~~accident. The second opinion physician need not be in the same~~
14 specialty as the originally authorized physician. ~~Upon the~~
15 ~~granting of a change of physician, the originally authorized~~
16 ~~physician in the same specialty as the changed physician shall~~

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17 ~~become deauthorized upon written notification by the employer or~~
18 ~~carrier. The carrier shall authorize an alternative physician~~
19 ~~who shall not be professionally affiliated with the previous~~
20 ~~physician within 5 days after receipt of the request. Following~~
21 ~~the second opinion, the employee shall furnish the carrier~~
22 ~~written notice of his or her intent to treat with either the~~
23 ~~originally authorized physician or the second opinion physician.~~
24 If the carrier fails to timely authorize a second opinion
25 ~~provide a change of~~ physician as requested by the employee, the
26 employee may select the physician and such physician shall be
27 considered authorized if the treatment being provided is
28 compensable and medically necessary.

31 -----
32 **D I R E C T O R Y A M E N D M E N T**

33 Remove lines 118-120 and insert:

34 Section 3. Paragraph (f) of subsection (2), paragraphs (d)
35 and (i) of subsection (3) and subsection (12) of section 440.13,
36 Florida Statutes, are amended to read:

37 -----
38
39
40 **T I T L E A M E N D M E N T**

41 Remove line 7 and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 2

42 amending s. 440.13, F.S.; requiring a carrier to authorize a
43 one-time, second-opinion physician chosen by an employee under
44 specified circumstances; requiring the employee to provide the
45 carrier with specified written notice of intent; requiring
46 carriers to take
47

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Commerce Committee

2 Representative Shaw offered the following:

3
4 **Amendment (with directory and title amendments)**

5 Remove lines 402-448 and insert:

6 (c) All impairment income benefits shall be based on an
7 impairment rating using the impairment schedule referred to in
8 paragraph (b). Impairment income benefits are paid biweekly at
9 the rate of ~~75 percent~~ of the employee's average weekly
10 temporary total disability benefit not to exceed the maximum
11 weekly benefit under s. 440.12; provided, however, that such
12 benefits shall be reduced by 50 percent for each week in which
13 the employee has earned income equal to or in excess of the
14 employee's average weekly wage. An employee's entitlement to
15 impairment income benefits begins the day after the employee
16 reaches maximum medical improvement or the expiration of

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 3

17 temporary benefits, whichever occurs earlier, and continues
18 until the earlier of:

19 1. The expiration of a period computed at the rate of 3
20 weeks for each percentage point of impairment; or

21 2. The death of the employee.

22
23 ~~Impairment income benefits as defined by this subsection are~~
24 ~~payable only for impairment ratings for physical impairments.~~
25 ~~If objective medical findings can substantiate a permanent~~
26 ~~psychiatric impairment resulting from the accident, permanent~~
27 ~~impairment benefits are limited for the permanent psychiatric~~
28 ~~impairment to 1 percent permanent impairment.~~

29 (d) After the employee has been certified by a doctor as
30 having reached maximum medical improvement or 6 weeks before
31 the expiration of temporary benefits, whichever occurs
32 earlier, the certifying doctor shall evaluate the condition of
33 the employee and assign an impairment rating, using the
34 impairment schedule referred to in paragraph (b). If the
35 certification and evaluation are performed by a doctor other
36 than the employee's treating doctor, the certification and
37 evaluation must be submitted to the treating doctor, the
38 employee, and the carrier within 10 days after the evaluation.
39 The treating doctor must indicate to the carrier agreement or
40 disagreement with the other doctor's certification and
41 evaluation.

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 3

42 1. The certifying doctor shall issue a written report to
43 the employee and the carrier certifying that maximum medical
44 improvement has been reached, stating the impairment rating to
45 the body as a whole, and providing any other information
46 required by the department by rule. The carrier shall
47 establish an overall maximum medical improvement date and
48 permanent impairment rating, based upon all such reports.

49 2. Within 14 days after the carrier's knowledge of each
50 maximum medical improvement date and impairment rating to the
51 body as a whole upon which the carrier is paying benefits, the
52 carrier shall report such maximum medical improvement date
53 and, when determined, the overall maximum medical improvement
54 date and associated impairment rating to the department in a
55 format as set forth in department rule. If the employee has
56 not been certified as having reached overall maximum medical
57 improvement before the expiration of 254 98 weeks after the
58 date temporary disability benefits begin to accrue, the
59 carrier shall notify the treating doctor of the requirements
60 of this section.

61 3. If an employee receiving benefits under subsection
62 (2) has not reached overall maximum medical improvement before
63 receiving the maximum number of weeks of temporary disability
64 benefits, the maximum number of weeks are extended for up to
65 an additional 26 weeks. If the employee has not reached
66 overall maximum medical improvement after receiving the

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Amendment No. 3

67 additional weeks allowed under this subparagraph, a judge of
68 compensation claims, upon petition, must determine the
69 employee's current eligibility for benefits under this
70 subsection and subsection (1).

71 4. If an employee receiving benefits under subsection
72 (4) has not reached overall maximum medical improvement before
73 receiving the maximum number of weeks of temporary disability
74 benefits, the employee shall receive benefits under this
75 subsection in accordance with the greatest single impairment
76 rating assigned to the employee. Impairment benefits received
77 under this subparagraph shall be credited against indemnity
78 benefits subsequently due to the employee.

79 (g) Notwithstanding paragraph (c), for accidents
80 occurring on or after October 1, 2003, an employee's
81 entitlement to impairment income benefits begins the day after
82 the employee reaches maximum medical improvement or the
83 expiration of temporary benefits, whichever occurs earlier,
84 and continues for the following periods:

85 1. Twenty-six ~~Two~~ weeks of benefits are to be paid to
86 the employee for each percentage point of impairment from 1
87 percent up to and including 3 ~~10~~ percent.

88 2. Fifty-two weeks of benefits are to be paid to the
89 employee for each percentage point of impairment from 4
90 percent up to and including 6 percent.

91 3. For each percentage point of impairment from 7 ~~11~~

PCB COM 18-01 a3

Published On: 11/13/2017 8:17:26 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 3

92 percent up to and including 9 ~~15~~ percent, 78 ~~3~~ weeks of
93 benefits are to be paid.

94 ~~4.3.~~ For each percentage point of impairment from 10 ~~16~~
95 percent up to and including 12 ~~20~~ percent, 104 ~~4~~-weeks of
96 benefits are to be paid.

97 ~~5.4.~~ For each percentage point of impairment from 13 ~~21~~
98 percent and higher, 208 ~~6~~ weeks of benefits are to be paid.

99

100

101

D I R E C T O R Y A M E N D M E N T

102 Remove lines 379-380 and insert:
03

04 Section 4. Paragraph (a) of subsection (2), paragraphs (c),
105 (d) and (g) of subsection (3), paragraphs (a) and (e) of
106 subsection (4), and

107

108

T I T L E A M E N D M E N T

109 Remove lines 22-24 and insert:
110

111 receive temporary total disability benefits; increasing the
112 value of permanent impairment benefits; removing certain
113 limitations on permanent impairment income benefits for
114 psychiatric injuries; providing conditions under which employees
115 may receive permanent impairment benefits; increasing the

PCB COM 18-01 a3

Published On: 11/13/2017 8:17:26 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 3

116 duration of permanent impairment benefits; extending the
117 timeframe in which

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT ✓ _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Commerce Committee

2 Representative Jenne offered the following:

3
4 **Amendment (with title amendment)**

5 Remove lines 706-930 and insert:

6 (1) (a) A fee, gratuity, or other consideration may not be
7 paid by a carrier ~~for a claimant~~ in connection with any
8 proceedings arising under this chapter, unless approved by the
9 judge of compensation claims or court having jurisdiction over
10 such proceedings. Any attorney fees ~~attorney's fee~~ approved by a
11 judge of compensation claims for benefits secured on behalf of a
12 claimant must equal to 20 percent of the first \$5,000 of the
13 amount of the benefits secured, 15 percent of the next \$5,000 of
14 the amount of the benefits secured, 10 percent of the remaining
15 amount of the benefits secured to be provided during the first

PCB COM 18-01 a4

Published On: 11/13/2017 8:22:15 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 4

16 10 years after the date the claim is filed, and 5 percent of the
17 benefits secured after 10 years.

18 (b) Notwithstanding paragraph (a), the judge of
19 compensation claims must consider the following factors in each
20 case and may increase the attorney fees if, in his or her
21 judgment, he or she expressly finds that the circumstances of
22 the particular case warrant such increase:

23 1. The time and labor required, the novelty and difficulty
24 of the questions involved, and the skill required to perform the
25 legal service properly.

26 2. The fee customarily charged in the locality for similar
27 legal services.

28 3. The amount involved in the controversy and the benefits
29 accruing to the claimant.

30 4. The time limitation imposed by the claimant or the
31 circumstances.

32 5. The experience, reputation, and ability of the
33 attorneys performing services.

34 6. The contingent nature of a fee.

35 (c) The judge of compensation claims ~~may shall~~ not approve
36 a compensation order, ~~a joint stipulation for lump sum~~
37 ~~settlement, a stipulation or agreement between a claimant and~~
38 ~~his or her attorney, or any other agreement related to benefits~~
39 under this chapter that which provides for carrier-paid attorney
40 fees ~~an attorney's fee~~ in excess of the amount permitted by this

PCB COM 18-01 a4

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 4

41 section. The judge of compensation claims is not required to
42 approve any retainer agreement between the claimant and his or
43 her attorney. ~~The retainer agreement as to fees and costs may~~
44 ~~not be for compensation in excess of the amount allowed under~~
45 ~~this subsection or subsection (7).~~

46 (2) In awarding carrier-paid attorney fees ~~a claimant's~~
47 ~~attorney's fee~~, the judge of compensation claims shall consider
48 only those benefits secured by the attorney. An attorney is not
49 entitled to attorney ~~attorney's~~ fees for representation in any
50 issue that was ripe, due, and owing and that reasonably could
51 have been addressed, but was not addressed, during the pendency
52 of other issues for the same injury. The amount, statutory
53 basis, and type of benefits obtained through legal
54 representation must ~~shall~~ be listed on all attorney ~~attorney's~~
55 fees awarded by the judge of compensation claims. For purposes
56 of this section, the term "benefits secured" does not include
57 future medical benefits to be provided on any date more than 5
58 years after the date on which the claim is filed. ~~In the event~~
59 ~~an offer to settle an issue pending before a judge of~~
60 ~~compensation claims, including attorney's fees as provided for~~
61 ~~in this section, is communicated in writing to the claimant or~~
62 ~~the claimant's attorney at least 30 days prior to the trial date~~
63 ~~on such issue, for purposes of calculating the amount of~~
64 ~~attorney's fees to be taxed against the employer or carrier, the~~
65 ~~term "benefits secured" shall be deemed to include only that~~

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Published On: 11/13/2017 8:22:15 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 4

66 ~~amount awarded to the claimant above the amount specified in the~~
67 ~~offer to settle. If multiple issues are pending before the judge~~
68 ~~of compensation claims, said offer of settlement shall address~~
69 ~~each issue pending and shall state explicitly whether or not the~~
70 ~~offer on each issue is severable. The written offer shall also~~
71 ~~unequivocally state whether or not it includes medical witness~~
72 ~~fees and expenses and all other costs associated with the claim.~~

73 (3) If a any party prevails ~~should prevail~~ in any
74 proceedings before a judge of compensation claims or court,
75 ~~there shall be taxed against the nonprevailing party the~~
76 reasonable costs of such proceedings, not to include attorney
77 attorney's fees, must be taxed against the nonprevailing party.
78 A claimant is responsible for the payment of her or his own
79 attorney attorney's fees, except that a claimant is entitled to
80 recover attorney fees ~~an attorney's fee~~ in an amount equal to
81 the amount provided for in subsection (1) ~~or subsection (7)~~ from
82 a carrier or employer:

83 (a) Against whom she or he successfully asserts a petition
84 for medical benefits only, if the claimant has not filed or is
85 not entitled to file at such time a claim for disability,
86 permanent impairment, wage-loss, or death benefits, arising out
87 of the same accident;

88 (b) In any case in which the employer or carrier files a
89 response to petition denying benefits with the Office of the
90 Judges of Compensation Claims and the injured person has

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Published On: 11/13/2017 8:22:15 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 4

91 employed an attorney in the successful prosecution of the
92 petition;

93 (c) In a proceeding in which a carrier or employer denies
94 that an accident occurred for which compensation benefits are
95 payable, and the claimant prevails on the issue of
96 compensability; or

97 (d) In cases where the claimant successfully prevails in
98 proceedings filed under s. 440.24 or s. 440.28.

99
100 Regardless of the date benefits were initially requested,
101 attorney ~~attorney's~~ fees shall not attach under this subsection
102 until 30 days after the date the carrier or employer, if self-
103 insured, receives the petition.

104 (4) In such cases in which the claimant is responsible for
105 the payment of her or his own attorney ~~attorney's~~ fees, such
106 fees are a lien upon compensation payable to the claimant,
107 notwithstanding s. 440.22.

108 (5) If any proceedings are had for review of any claim,
109 award, or compensation order before any court, the court may
110 award the injured employee or dependent attorney fees ~~an~~
111 ~~attorney's~~ fee to be paid by the employer or carrier, in its
112 discretion, which shall be paid as the court may direct.

113 (6) A judge of compensation claims may not enter an order
114 approving the contents of a retainer agreement that permits the

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB COM 18-01 (2018)

Amendment No. 4

115 placing of any portion of the employee's compensation into an
116 escrow account until benefits have been secured.

117 (7) This section may not be interpreted to limit or
118 otherwise infringe on a claimant's right to retain an attorney
119 and pay the attorney reasonable attorney fees for legal services
120 related to a claim under this chapter. If an attorney's fee is
121 owed under paragraph (3)(a), the judge of compensation claims
122 may approve an alternative attorney's fee not to exceed \$1,500
123 only once per accident, based on a maximum hourly rate of \$150
124 per hour, if the judge of compensation claims expressly finds
125 that the attorney's fee amount provided for in subsection (1),
126 based on benefits secured, fails to fairly compensate the
127 attorney for disputed medical only claims as provided in
128 paragraph (3)(a) and the circumstances of the particular case
129 warrant such action.

130 -----

131 T I T L E A M E N D M E N T

132 Remove lines 52-59 and insert:
133 Compensation Claims; authorizing a judge of
134 compensation claims to increase an award of attorney
135 fees upon consideration of specified factors; removing
136 a limitation on attorney fees and costs in retainer
137 agreements; deleting requirements related to offers of
138 settlement; providing construction; removing a
139 limitation on alternative attorney fees related to

PCB COM 18-01 a4

Published On: 11/13/2017 8:22:15 PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

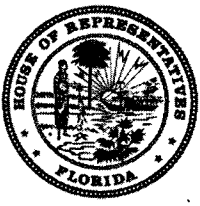
Bill No. PCB COM 18-01 (2018)

Amendment No. 4

140 | certain claims for medical benefits only; amending s.
141 | 440.345, F.S.; providing

PCB COM 18-01 a4

Published On: 11/13/2017 8:22:15 PM



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

wfo

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01</u>	
Amendment Number: _____	

Name: J. B. CLARK

Representing: FL. ELECTRICAL WORKERS ASSN

Title: LOBBYIST

Address: 204 CYNTHIA DRIVE

City: TALLAHASSEE State/Zip: FL 32303

Phone Number: 850-556-8143 Meeting Date: 11/14/17

Committee/Subcommittee: COMMITTEE COMMITTEE

Presentation/Workshop Topic: WORKERS' COMPENSATION

Registered Lobbyist: YES NO

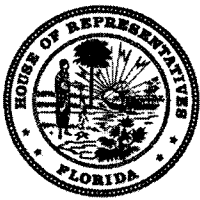
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill Amendment
Bill/PCS/PCB Number: PCB 18-01
Amendment Number: 2

Name: Rosemary B. Ewe

Representing: FLORIDA WORKERS ADVOCATES

Title: _____

Address: P.O. DRAWER 4257

City: SARASOTA State/Zip: FL 34230

Phone Number: 941 350-1398 Meeting Date: _____

Committee/Subcommittee: _____

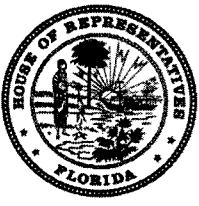
Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only
Amendment: Proponent Opponent Info only
DEB



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input type="checkbox"/> Bill	<input checked="" type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01</u>	
Rep. SHAW	Amendment Number: <u>10003 (#3)</u>

Name: Kim Fernandes

Representing: Florida Justice Reform Institute

Title: _____

Address: 201 South Monroe Street

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-577-1301 Meeting Date: 11-14-17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers' Compensation

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



46237008



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee administrative assistant at the meeting.

<input checked="" type="checkbox"/> Bill <input type="checkbox"/> Amendment Bill Number: N/A PCB/PCS/Amendment #: COM 18-01

Name: **King, Theresa**

Representing: **Florida Building and Construction Trades Council**

Title: **President**

Address: **200 E College Ave, Suite B**

City: **Tallahassee** State/Zip: **FL 32301**

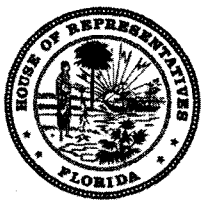
Phone Number: **(850) 228-8940** Meeting Date: **Nov 14 2017 1:00PM**

Committee/Subcommittee: **Commerce Committee**

Presentation/Workshop Topic: **N/A**
Workers Comp

- Registered Lobbyist
- State Employee
- I Wish To Speak
- Appearing in response to subpoena
- Appearing in response to an inquiry for information made by member, committee or staff
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance Form Submitted

<u>Bill</u>
Opponent
<u>Amendment</u>
N/A



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>PCB COM 18-01</u>	
Amendment Number: _____	

Name: Robert Haen

Representing: Center One Surgery Center

Title: Executive Director

Address: 10475 Centurion Parkway N

City: Jacksonville State/Zip: FL 32256

Phone Number: 904-652-2311 Meeting Date: 11/24/17

Committee/Subcommittee: House Banking & Insurance

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

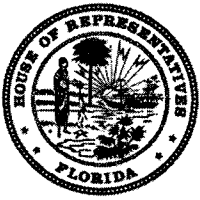
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01</u>	
Amendment Number: _____	

Name: Marie Baker

Representing: myself

Title: _____

Address: 34110 Brown Bayou

City: Wesley Chapel

State/Zip: FL 33543

Phone Number: (813) 716-4402

Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [X] Amendment []
Bill/PCS/PCB Number: 18-01
Amendment Number: []

Name: LISA MAZZA

Representing: myself

Title: []

Address: 37213 Price Drive

City: Zephyrhills State/Zip: FL 33541

Phone Number: 813-770-9223 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: []

Registered Lobbyist: YES [] NO [X]
State Employee: YES [] NO [X]

- I wish to speak [X]
Appearing in response to an inquiry for information made by member, committee, or staff []
Appearing in response to subpoena []
Appearing at the written request of the chair []
Judge or elected officer appearing in official capacity []
Lobbyist Appearance form submitted online []

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [] Opponent [X] Info only []
Amendment: Proponent [] Opponent [] Info only []



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

wfo

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01 WC</u>	
Amendment Number: _____	

Name: Toni Large

Representing: FL Orthopedic Society

Title: _____

Address: 519 E. Park Ave

City: Tallahassee State/Zip: FL 32308

Phone Number: (850) 556-1461 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Worker's Comp

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input type="checkbox"/> Bill	<input checked="" type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>Com 1</u>	
Amendment Number: <u>1002</u>	

Name: Rich Templin

Representing: Florida AFL-CIO

Title: _____

Address: 135 S Monroe

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-224-6926 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers Comp

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill/PCB/PCB Number: COM 1
Amendment Number: 1004

Name: Rich Templin

Representing: Florida AFL-CIO

Title:

Address: 135 S Monroe

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-224-6926 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers Comp

Registered Lobbyist: YES [X] NO []

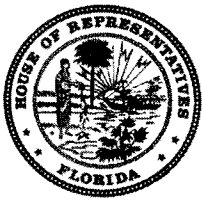
State Employee: YES [] NO [X]

- I wish to speak [X]
Appearing in response to an inquiry for information made by member, committee, or staff []
Appearing in response to subpoena []
Appearing at the written request of the chair []
Judge or elected officer appearing in official capacity []
Lobbyist Appearance form submitted online []

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [] Opponent [] Info only []

Amendment: Proponent [X] Opponent [] Info only []



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input type="checkbox"/> Bill	<input checked="" type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>Com 1</u>	
Amendment Number: <u>1003</u>	

Name: Rich Templin

Representing: Florida AFL-CIO

Title: _____

Address: 135 S. Monroe

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-224-6926 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers Comp

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

w/d

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>COM 1</u>	
Amendment Number: _____	

Name: Rich Templin

Representing: Florida AFL-CIO

Title: _____

Address: 135 S Monroe

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-224-6926 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

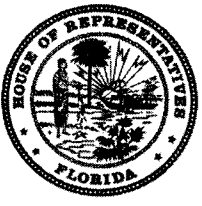
Presentation/Workshop Topic: Workers Camp

Registered Lobbyist: YES NO
 State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only
Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [checked] Amendment []
Bill/PCS/PCB Number: PCB COM 18-2
Amendment Number: []

Name: Kim Fernandes

Representing: Florida Justice Reform Institute

Title: []

Address: 201 South Monroe Street

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-577-1301 Meeting Date: []

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers' Compensation

Registered Lobbyist: YES [checked] NO []

State Employee: YES [] NO [checked]

- I wish to speak [checked]
Appearing in response to an inquiry for information made by member, committee, or staff []
Appearing in response to subpoena []
Appearing at the written request of the chair []
Judge or elected officer appearing in official capacity []
Lobbyist Appearance form submitted online []

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [] Opponent [checked] Info only []
Amendment: Proponent [] Opponent [] Info only []



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

w/p

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input checked="" type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01</u>	
Amendment Number: <u>3</u>	

Name: Brian Sutter

Representing: Workers Injury Litigation Group WILG

Title: _____

Address: 2340 Tamiami Trail

City: Port Charlotte State/Zip: FL

Phone Number: 941-286-6940 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers Compensation

Registered Lobbyist: YES NO

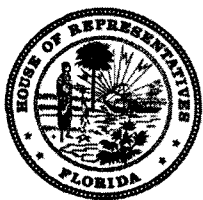
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: 3 Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01</u>	
Amendment Number: _____	

Name: BRIAN PITTS

Representing: Justice-2-Jesus

Title: Trustee

Address: 1119 Newton Ave S

City: St. Petersburg State/Zip: FL/33705

Phone Number: 727/897-9291 Meeting Date: 11-14-2017

Committee/Subcommittee: COM

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

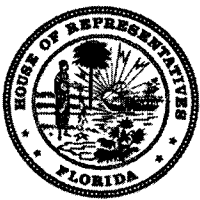
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input checked="" type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: <u>18-01</u>	
Amendment Number: _____	

Name: DAVID LANGHAM

Representing: STATE OF FLORIDA

Title: DEPT CHIEF JUDGE OF COMPENSATION CLAIMS

Address: 700 S. PALAFOX

City: PENSACOLA State/Zip: FL 32502

Phone Number: 850 595 6310 Meeting Date: 11.14.17

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

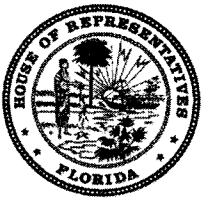
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: _____	
Amendment Number: <u># 4</u>	

Name: RICHARD CHAIT

Representing: FLORIDA JUSTICE ASSOC

Title: ATTORNEY

Address: 203 S DOWNING RD #217

City: CORNGARLES State/Zip: FL 33134

Phone Number: 305 442 2318 Meeting Date: 11/14/17

Committee/Subcommittee: COMMERCE COMMITTEE

Presentation/Workshop Topic: WORKERS' COMPENSATION

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

<input type="checkbox"/> Bill	<input type="checkbox"/> Amendment
Bill/PCS/PCB Number: _____	
Amendment Number: _____	

Name: RICHARD CHAIT

Representing: FLORIDA JUSTICE ASSOCIATION

Title: ATTORNEY

Address: 2030 S. DOUGLAS ROAD #217

City: CORAL GABLES State/Zip: FL 33134

Phone Number: 305 442 2318 Meeting Date: 11/14/17

Committee/Subcommittee: COMMERCE

Presentation/Workshop Topic: WORKERS COMPENSATION

Registered Lobbyist: YES NO

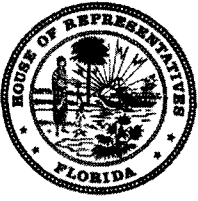
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill Amendment

Bill/PCS/PCB Number: PCB 18-01

Amendment Number: _____

Name: ROSEMARY EWE (Your ey)

Representing: FLORIDA WORKER ADVOCATES

Title: _____

Address: 2 P.O DRAWER 4257

City: SARASOTA State/Zip: FL 34230

Phone Number: 941 3501398 Meeting Date: 11/15/17

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

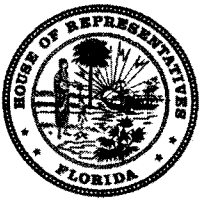
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill Amendment
Bill/PCS/PCB Number:
Amendment Number:

Name: Brian Sutter

Representing: Workers Injury Litigation Group

Title:

Address: 2340 Tamiami Trail

City: Port Charlotte State/Zip: FL

Phone Number: 941-286-6990 Meeting Date: 11/14/17

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Workers Compensation

Registered Lobbyist: YES NO [X]

State Employee: YES NO [X]

- I wish to speak
Appearing in response to an inquiry for information made by member, committee, or staff
Appearing in response to subpoena
Appearing at the written request of the chair
Judge or elected officer appearing in official capacity
Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent [X] Info only

Amendment: 3 Proponent [X] Opponent Info only