

# 2017 FAC Legislative Review

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FAC Annual Conference  
FAC Public Policy Team  
June, 2017



# FAC 2017 Legislative Review

## FAC Public Policy Team

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# FAC 2017 Legislative Review

- **3000+ bills filed**
- **@250 bills passed**

## **FAC experienced success in addressing many of its priorities:**

- 3 major bills addressing the impact of the opioid epidemic
- A respectable level of beach funding ((\$50 million + \$13 million (Matthew))
- Implementing legislation for renewable energy constitutional amendment that protects existing projects from tax exemptions
- Potential preservation of 10% cap on assessments of non-homestead property
- Protection from burdensome administrative rules with regards to the notice of pollution activity
- A relatively modest impact from the 2017 tax package that included a reduction in the commercial lease sales tax
- \$85 million Florida Job Growth Grant Fund for infrastructure and workforce development

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**FAC also enjoyed success in having their voices heard as several bills failed to pass:**

- Red light camera repeal
- Constitutional Officers / Charter Preemption
- Vacation Rentals
- Local Government Super Preemption
- Local Business Taxes
- Community Redevelopment Agencies

**As a result of the 2017 session, Counties will face many policy-related challenges:**

- Transportation Network Companies
- Drones & Personal Delivery Vehicles
- Small Cells/ Advanced Wireless Infrastructure Deployment (5G)
- Increased Homestead Exemption
- Implementing Medical Marijuana



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## Increased Homestead Exemption

- HJR (HB) 7105 (Rep. LaRosa / Sen. Lee)
- Ballot Language – Increased Homestead Property Tax Exemption. Proposing an amendment to the State Constitution to increase the homestead exemption by exempting the assessed valuation of homestead property greater than \$100,000 and up to \$125,000 for all levies other than school district levies.
- **Effective Date:** January 1, 2019

## HB 7107 (Rep. LaRosa / Sen. Lee)

- Negates the traditional method of computing the rolled-back rate and the maximum millage to force absorption of impact
- Fiscally constrained county offset appropriation

## How did we get here?

- Senate (1774); House (7105); & the “Big” trade for “Lake O”

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## Advanced Wireless Infrastructure Deployment ACT (Small Cells / 5G)

- HB 687 (Rep. LaRosa / Sen. Hutson)
- Limited Preemption to collocate small wireless facilities in the public rights of way
  - Minimum separation distances are prohibited
  - Streamlined permitting
    - Streamlined application
    - 60 days
    - Consolidated application for up to 30 sites
- Local Governments may:
  - Enforce applicable codes (building, fire, etc...)
  - Apply objective design standards by ordinance for small facilities, and new or replacement poles
    - Contextual location, color, stealth and concealment

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## Advanced Wireless Infrastructure Deployment ACT (Small Cells / 5G)

- Local Governments may (CONTINUED...):
  - Deny collocation if small wireless facilities interfere with:
    - Safe operation of traffic control equipment
    - Sight lines or clear zones for transportation or public safety
    - Compliance with ADA or similar laws
    - Compliance with 2010 FDOT Utility Accommodation Manual
  - Negotiate alternative location of facilities (14 days)(30 days)
  - Apply and enforce height restrictions – 10 feet above existing structures; tallest existing poles within 500 feet (ROW); or 50 feet
  - Apply and enforce insurance and performance bonds
  - Require “Make-Ready” work at telcom’s expense
  - Rate for collocation attachments is \$150 per year per pole
  - Limit 3<sup>rd</sup> party infrastructure companies (MOBILITIE) to only do contract work for traditional telecom

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## Medical Marijuana

- HB 8A (Sen. Bradley)
- Passed during special election 2017A

## County Stuff

- No sales tax on marijuana or delivery devices
- Cultivation and processing regulations preempted to State
- Allows governments to ban
- If no ban, regulate similar to pharmacies
- Safe Zones – 500 feet from schools unless waived by local governments

## Other Stuff

- Maximum of 25 licenses (@ 200k patients) 10 –added by October 2017
- Maximum of 35 dispensaries per license
- Dispensary location determined by zone & proportionate share of population
- Employers will be able to continue “drug-free” workplace policies
- Expanded uses include “nonmalignant chronic pain”



# FAC 2017 Legislative Review

## 2017 Upcoming FAC Events

1. NACo Annual Conference – July 21, 2017; Columbus, Ohio
- 3. Policy Conference – September 27, 2017; Osceola County**
4. Legislative Committee Weeks – September; Tallahassee
5. Legislative Committee Weeks – October; Tallahassee
- 6. Legislative Conference – November 15, 2017; Sarasota County**
7. Legislative Committee Weeks – November; Tallahassee
8. Legislative Committee Weeks – December; Tallahassee
- 9. First Day of 2018 Session: January 9<sup>th</sup>, 2018; Tallahassee**

# Questions, Discussion & Guidance



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