Commerce Committee

Wednesday, March 8, 2023
11:00 AM – 12:30 PM
Webster Hall (212 Knott)

Action Packet

Paul Renner
Speaker

Bob Rommel
Chair

COMMITTEE MEETING REPORT

Commerce Committee

3/8/2023 11:00AM

Location: Webster Hall (212 Knott)

Summary:

Commerce Committee

Wednesday March 08, 2023 11:00 am

HB 3	Favorable With Committee Substitute	Yeas: 16	Nays: 5
	Amendment 268823 Adopted Without Objection		
	Amendment 485905 Adopted Without Objection		
CS/HB 179	Favorable	Yeas: 19	Nays: 0
CS/HB 327	Favorable With Committee Substitute	Yeas: 20	Nays: 0
	Amendment 672137 Adopted Without Objection		

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

COMMITTEE MEETING REPORT

Commerce Committee

3/8/2023 11:00AM

Location: Webster Hall (212 Knott)

Attendance:

	Present	*Absent*	*Excused*
Bob Rommel (Chair)	X		
Bruce Antone	X		
Kristen Arrington	X		
Webster Barnaby	X		
Christopher Benjamin	X		
David Borrero	X		
Kimberly Daniels	X		
Wyman Duggan	X		
Mike Giallombardo	X		
Dotie Joseph	X		
Chip LaMarca	X		
Thomas Leek	X		
Patt Maney	X		
Lauren Melo	X		
Tobin Overdorf	X		
Joel Rudman	X		
Tyler Sirois	X		
Kevin Steele	X		
Allison Tant	X		
Chase Tramont	X		
Bradford Yeager	X		
Totals:	**21**	**0**	**0**

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

COMMITTEE MEETING REPORT

Commerce Committee

3/8/2023 11:00AM

Location: Webster Hall (212 Knott)

HB 3 : Government and Corporate Activism

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bruce Antone		X			
Kristen Arrington		X			
Webster Barnaby	X				
Christopher Benjamin		X			
David Borrero	X				
Kimberly Daniels	X				
Wyman Duggan	X				
Mike Giallombardo	X				
Dotie Joseph		X			
Chip LaMarca	X				
Thomas Leek	X				
Patt Maney	X				
Lauren Melo	X				
Tobin Overdorf	X				
Joel Rudman	X				
Tyler Sirois	X				
Kevin Steele	X				
Allison Tant		X			
Chase Tramont	X				
Bradford Yeager	X				
Bob Rommel (Chair)	X				
	Total Yeas: 16	**Total Nays: 5**			

HB 3 Amendments

Amendment 268823

[X] *Adopted Without Objection*

Amendment 485905

[X] *Adopted Without Objection*

Appearances:

Government and Corporate Activism
Patronis, Jimmy (State Employee) - Waive In Support
Department of Financial Services
Chief Financial Officer
200 E. Gaines St.,
Tallahassee, FL 32399
Phone: 850-413-5939

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

Location: Webster Hall (212 Knott)

HB 3 : Government and Corporate Activism (continued)

Appearances: (continued)

Padgett, Logan (General Public) - Proponent
The James Madison Institute
Vice President of Communications
100 N. Duval Street
Tallahassee, FL 32301
Phone: 850-386-3131

Prater, Amanda (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Opportunity Solutions Project
4035 Swift Way
Tallahassee, FL
Phone: 850-766-0679

Mattingly, Dwight (General Public) - Opponent
Amalgamated Transit Union Local 1577
Pension Board Trustee
1003 Belvedere Rd.
West Palm Beach, FL 33405
Phone: 561-523-0525

Racioppi, Len - Waive In Support
Marion REC

Nungesser, Tim (Lobbyist) - Waive In Support
National Federation of Independent Business
Legislative Director - NFIB
110 E. Jefferson St.
Tallahassee, FL 32301
Phone: 850-445-6367

Templin, Rich Dr. (Lobbyist) - Opponent
Florida AFL-CIO
135 S. Monroe Street
Tallahassee, FL 32301
Phone: 850-224-9626

Cullen, David - Information Only
Sieara Club Florida
2838 Little Deal Rd.
Tallahassee, FL 32308
Phone: 941-323-2404

DiMarco, Anthony (Lobbyist) - Opponent
Florida Bankers Association
Executive Vice President Government Affairs
1001 Thomasville Rd.
Tallahassee, FL 32303
Phone: 850-224-2268

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

COMMITTEE MEETING REPORT

Commerce Committee

3/8/2023 11:00AM

Location: Webster Hall (212 Knott)

CS/HB 179 : Florida Kratom Consumer Protection Act

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bruce Antone			X		
Kristen Arrington	X				
Webster Barnaby	X				
Christopher Benjamin			X		
David Borrero	X				
Kimberly Daniels	X				
Wyman Duggan	X				
Mike Giallombardo	X				
Dotie Joseph	X				
Chip LaMarca	X				
Thomas Leek	X				
Patt Maney	X				
Lauren Melo	X				
Tobin Overdorf	X				
Joel Rudman	X				
Tyler Sirois	X				
Kevin Steele	X				
Allison Tant	X				
Chase Tramont	X				
Bradford Yeager	X				
Bob Rommel (Chair)	X				
	Total Yeas: 19	**Total Nays: 0**			

Appearances:

Florida Kratom Consumer Protection Act
Bishop, Barney (Lobbyist) (Lobbyist Appearance Form Submitted) - Waive In Support
Florida Smart Justice Alliance
CEO
1454 Vieux Carre Dr
Tallahassee, FL
Phone: (850) 510-9922

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

COMMITTEE MEETING REPORT

Commerce Committee

3/8/2023 11:00AM

Location: Webster Hall (212 Knott)

CS/HB 327 : Fire Sprinkler System Projects

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bruce Antone			X		
Kristen Arrington	X				
Webster Barnaby	X				
Christopher Benjamin	X				
David Borrero	X				
Kimberly Daniels	X				
Wyman Duggan	X				
Mike Giallombardo	X				
Dotie Joseph	X				
Chip LaMarca	X				
Thomas Leek	X				
Patt Maney	X				
Lauren Melo	X				
Tobin Overdorf	X				
Joel Rudman	X				
Tyler Sirois	X				
Kevin Steele	X				
Allison Tant	X				
Chase Tramont	X				
Bradford Yeager	X				
Bob Rommel (Chair)	X				
	Total Yeas: 20	**Total Nays: 0**			

CS/HB 327 Amendments

Amendment 672137

[X] *Adopted Without Objection*

Appearances:

Amendment 672137
Fire Sprinkler System Projects
Suarez, Bobby (General Public) - Proponent
City of Miami Fire & Miami Dade Fire Marshalls
Fire Lieutenant
444 SW 2nd Ave
Miami, FL 33132
Phone: 305-984-3299

Suarez, Bobby - Opponent
City of Miami Fire & Miami Dade Fire Marshalls
444 SW 2nd Ave
Miami, FL 33132
Phone: 305-984-3299

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

Location: Webster Hall (212 Knott)

CS/HB 327 : Fire Sprinkler System Projects (continued)

Appearances: (continued)

Briggs, Edward (Lobbyist) - Waive In Support
American Fire Sprinkler Association - FL Chpt.
VP Government & Community Affairs
113 East College Avenue
Tallahassee, FL 32301

Committee meeting was reported out: Wednesday, March 08, 2023 3:36PM

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	____

Committee/Subcommittee hearing bill: Commerce Committee
Representative Rommel offered the following:

Amendment (with title amendment)

Remove lines 439-1139 and insert:

the risk or returns of an investment based on appropriate investment horizons consistent with applicable investment objectives and funding policy. The term does not include the consideration or furtherance of any social, political, or ideological interests.

(b) Notwithstanding any other law except for ss. 215.472, 215.4725, and 215.473, when deciding whether to invest and when investing the assets of any fund, the State Board of Administration must make decisions based solely on pecuniary factors and may not subordinate the interests of the participants and beneficiaries of the fund to other objectives,

including sacrificing investment return or undertaking additional investment risk to promote any nonpecuniary factor. The weight given to any pecuniary factor must appropriately reflect a prudent assessment of its impact on risk or returns.

(c) Investments made by the State Board of Administration shall be designed to maximize the financial return to the fund consistent with the risks incumbent in each investment and shall be designed to preserve an appropriate diversification of the portfolio. The board shall discharge its duties with respect to a plan solely in the interest of its participants and beneficiaries. The board in performing the above investment duties shall comply with the fiduciary standards set forth in the Employee Retirement Income Security Act of 1974 at 29 U.S.C. s. 1104(a)(1)(A) through (C). Except as provided in paragraph (b), in case of conflict with other provisions of law authorizing investments, the investment and fiduciary standards set forth in this paragraph ~~subsection shall~~ prevail.

Section 9. Subsection (1) of section 215.475, Florida Statutes, is amended to read:

215.475 Investment policy statement.—

(1) In making investments for the System Trust Fund pursuant to ss. 215.44-215.53, the board shall make no investment which is not in conformance with the Florida Retirement System Defined Benefit Plan Investment Policy Statement, hereinafter referred to as "the IPS," as developed by

the executive director and approved by the board. The IPS must comply with s. 215.47(10) and include, among other items, the investment objectives of the System Trust Fund; permitted types of securities in which the board may invest; and evaluation criteria necessary to measure the investment performance of the fund. As required from time to time, the executive director of the board may present recommended changes in the IPS to the board for approval.

Section 10. Present paragraphs (b), (c), and (d) of subsection (1) of section 215.4755, Florida Statutes, are redesignated as paragraphs (c), (d), and (e), respectively, a new paragraph (b) is added to that subsection, and subsection (3) of that section is amended, to read:

215.4755 Certification and disclosure requirements for investment advisers and managers.—

(1) An investment adviser or manager who has discretionary investment authority for direct holdings and who is retained as provided in s. 215.44(2)(b) shall agree pursuant to contract to annually certify in writing to the board that:

(b) All investment decisions made on behalf of the trust funds and the board are made based solely on pecuniary factors as defined in s. 215.47(10)(a) and do not subordinate the interests of the participants and beneficiaries of the funds to other objectives, including sacrificing investment return or undertaking additional investment risk to promote any

nonpecuniary factor. This paragraph applies to any contract executed, amended, or renewed on or after July 1, 2023.

(3)(a) An investment adviser or manager certification required under subsection (1) must ~~shall~~ be provided by each ~~annually, no later than~~ January 31~~,~~ for the reporting period of the previous calendar year on a form prescribed by the board.

(b) Failure to timely file the certification required under subsection (1) is grounds for termination of any contract between the board and the investment advisor or manager.

(c) Submission of a materially false certification is deemed a willful refusal to comply with the fiduciary standard described in paragraph (1)(b).

(d) If an investment advisor or manager fails to comply with the fiduciary standard described in paragraph (1)(b) while providing services to the board, the board must report such noncompliance to the Attorney General, who may bring a civil or administrative action for damages, injunctive relief, and such other relief as may be appropriate. If such action is successful, the Attorney General is entitled to reasonable attorney fees and costs.

Section 11. Section 215.681, Florida Statutes, is created to read:

215.681 ESG bonds; prohibitions.—

(1) As used in this section, the term:

(a) "Bonds" means any note, general obligation bond,

revenue bond, special assessment bond, special obligation bond, private activity bond, certificate of participation, or other evidence of indebtedness or obligation, in either temporary or definitive form.

(b) "ESG" means environmental, social, and governance.

(c) "ESG bonds" means any bonds that have been designated or labeled as bonds that will be used to finance a project with an ESG purpose, including, but not limited to, green bonds, Certified Climate Bonds, GreenStar designated bonds, and other environmental bonds marketed as promoting an environmental objective; social bonds marketed as promoting a social objective; and sustainability bonds and sustainable development goal bonds marketed as promoting both environmental and social objectives. The term includes those bonds self-designated by the issuer as ESG-labeled bonds and those designated as ESG-labeled bonds by a third-party verifier.

(d) "Issuer" means the division, acting on behalf of any entity; any local government, educational entity, or entity of higher education as defined in s. 215.89(2)(c), (d), and (e), respectively, or other political subdivision granted the power to issue bonds; any public body corporate and politic authorized or created by general or special law and granted the power to issue bonds, including, but not limited to, a water and sewer district created under chapter 153, a health facilities authority as defined in s. 154.205, an industrial development

authority created under chapter 159, a housing financing authority as defined in s. 159.603(3), a research and development authority as defined in s. 159.702(1)(c), a legal or administrative entity created by interlocal agreement pursuant to s. 163.01(7), a community redevelopment agency as defined in s. 163.340(1), a regional transportation authority created under chapter 163, a community development district as defined in s. 190.003, an educational facilities authority as defined in s. 243.52(1), the Higher Educational Facilities Financing Authority created under s. 243.53, the Florida Development Finance Corporation created under s. 288.9604, a port district or port authority as defined in s. 315.02(1) and (2), respectively, the South Florida Regional Transportation Authority created under s. 343.53, the Central Florida Regional Transportation Authority created under s. 343.63, the Tampa Bay Area Regional Transit Authority created under s. 343.92, the Greater Miami Expressway Agency created under s. 348.0304, the Tampa-Hillsborough County Expressway Authority created under s. 348.52, the Central Florida Expressway Authority created under s. 348.753, the Jacksonville Transportation Authority created under s. 349.03, and the Florida Housing Finance Corporation created under s. 420.504.

(e) "Rating agency" means any nationally recognized rating service or nationally recognized statistical rating organization.

(f) "Third-party verifier" means any entity that contracts with an issuer to conduct an external review and independent assessment of proposed ESG bonds to ensure that such bonds may be designated or labeled as ESG bonds or will be used to finance a project that will comply with applicable ESG standards.

(2) Notwithstanding any other provision of law relating to the issuance of bonds, it is a violation of this section and it is prohibited for any issuer to:

(a) Issue ESG bonds.

(b) Expend public funds as defined in s. 215.85(3) or use moneys derived from the issuance of bonds to pay for the services of a third-party verifier related to the designation or labeling of bonds as ESG bonds, including, but not limited to, certifying or verifying that bonds may be designated or labeled as ESG bonds, rendering a second-party opinion or producing a verifier's report as to the compliance of proposed ESG bonds with applicable ESG standards and metrics, complying with post-issuance reporting obligations, or other services that are only provided due to the designation or labeling of bonds as ESG bonds.

(c) Enter into a contract with any rating agency whose ESG scores for such issuer will have a direct, negative impact on the issuer's bond ratings.

(3) Notwithstanding s. 655.0323, a financial institution as defined in s. 655.005(1) may purchase and underwrite bonds

issued by a governmental entity.

(4) This section does not apply to any bonds issued before July 1, 2023, or to any agreement entered into or any contract executed before July 1, 2023.

Section 12. Section 215.855, Florida Statutes, is created to read:

215.855 Investment manager external communication.—

(1) As used in this section, the term:

(a) "Governmental entity" means a state, regional, county, municipal, special district, or other political subdivision whether executive, judicial, or legislative, including, but not limited to, a department, division, board, bureau, commission, authority, district, or agency thereof, or a public school, Florida College System institution, state university, or associated board.

(b) "Investment manager" means a private sector company that offers one or more investment products or services to a governmental entity and that has the discretionary investment authority for direct holdings.

(c) "Public funds" means all moneys under the jurisdiction of a governmental entity and includes all manner of pension and retirement funds and all other funds held, as trust funds or otherwise, for any public purpose, subject to investment.

(2) Any contract between a governmental entity and an investment manager must contain the following provisions:

(a) That any written communication made by the investment manager to a company in which such manager invests public funds on behalf of a governmental entity must include the following disclaimer in a conspicuous location if such communication discusses social, political, or ideological interests; subordinates the interests of the company's shareholders to the interest of another entity; or advocates for the interest of an entity other than the company's shareholders:

The views and opinions expressed in this communication are those of the sender and do not reflect the views and opinions of the people of the State of Florida.

(b) That the contract may be unilaterally terminated at the option of the governmental entity if the investment manager does not include the disclaimer required in paragraph (a).

(3) This section applies to contracts between a governmental entity and an investment manager executed, amended, or renewed on or after July 1, 2023.

Section 13. Subsection (24) is added to section 218.415, Florida Statutes, to read:

218.415 Local government investment policies.—Investment activity by a unit of local government must be consistent with a written investment plan adopted by the governing body, or in the absence of the existence of a governing body, the respective

principal officer of the unit of local government and maintained by the unit of local government or, in the alternative, such activity must be conducted in accordance with subsection (17). Any such unit of local government shall have an investment policy for any public funds in excess of the amounts needed to meet current expenses as provided in subsections (1)-(16), or shall meet the alternative investment guidelines contained in subsection (17). Such policies shall be structured to place the highest priority on the safety of principal and liquidity of funds. The optimization of investment returns shall be secondary to the requirements for safety and liquidity. Each unit of local government shall adopt policies that are commensurate with the nature and size of the public funds within its custody.

(24) INVESTMENT DECISIONS.—

(a) As used in this subsection, the term "pecuniary factor" means a factor that the governing body of the unit of local government, or in the absence of the existence of a governing body, the respective principal officer of the unit of local government, prudently determines is expected to have a material effect on the risk or returns of an investment based on appropriate investment horizons consistent with applicable investment objectives and funding policy. The term does not include the consideration or furtherance of any social, political, or ideological interests.

(b) Notwithstanding any other law, when deciding whether

to invest and when investing public funds pursuant to this section, the unit of local government must make decisions based solely on pecuniary factors and may not subordinate the interests of the people of this state to other objectives, including sacrificing investment return or undertaking additional investment risk to promote any nonpecuniary factor. The weight given to any pecuniary factor must appropriately reflect a prudent assessment of its impact on risk or returns.

Section 14. Present paragraphs (e) and (f) of subsection (26) of section 280.02, Florida Statutes, are redesignated as paragraphs (g) and (h), respectively, and new paragraphs (e) and (f) are added to that subsection, to read:

280.02 Definitions.—As used in this chapter, the term:

(26) "Qualified public depository" means a bank, savings bank, or savings association that:

(e) Makes determinations about the provision of services or the denial of services based on an analysis of risk factors unique to each customer or member. This paragraph does not restrict a qualified public depository that claims a religious purpose from making such determinations based on the religious beliefs, religious exercise, or religious affiliations of a customer or member.

(f) Does not engage in the unsafe and unsound practice of denying or canceling its services to a person, or otherwise discriminating against a person in making available such

services or in the terms or conditions of such services, on the basis of:

1. The person's political opinions, speech, or affiliations;

2. Except as provided in paragraph (e), the person's religious beliefs, religious exercise, or religious affiliations;

3. Any factor if it is not a quantitative, impartial, and risk-based standard, including any such factor related to the person's business sector; or

4. The use of any rating, scoring, analysis, tabulation, or action that considers a social credit score based on factors including, but not limited to:

a. The person's political opinions, speech, or affiliations.

b. The person's religious beliefs, religious exercise, or religious affiliations.

c. The person's lawful ownership of a firearm.

d. The person's engagement in the lawful manufacture, distribution, sale, purchase, or use of firearms or ammunition.

e. The person's engagement in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy, timber, mining, or agriculture.

f. The person's support of the state or Federal Government in combatting illegal immigration, drug trafficking, or human

trafficking.

g. The person's engagement with, facilitation of, employment by, support of, business relationship with, representation of, or advocacy for any person described in this subparagraph.

h. The person's failure to meet or commit to meet, or expected failure to meet, any of the following as long as such person is in compliance with applicable state or federal law:

(I) Environmental standards, including emissions standards, benchmarks, requirements, or disclosures;

(II) Social governance standards, benchmarks, or requirements, including, but not limited to, environmental or social justice;

(III) Corporate board or company employment composition standards, benchmarks, requirements, or disclosures based on characteristics protected under the Florida Civil Rights Act of 1992; or

(IV) Policies or procedures requiring or encouraging employee participation in social justice programming, including, but not limited to, diversity, equity, or inclusion training.

Section 15. Section 280.025, Florida Statutes, is created to read:

280.025 Attestation required.—

(1) Beginning July 1, 2023, the following entities must attest, under penalty of perjury, on a form prescribed by the

Chief Financial Officer, whether the entity is in compliance with s. 280.02(26)(e) and (f):

(a) A bank, savings bank, or savings association, upon application or reapplication for designation as a qualified public depository.

(b) A qualified public depository, upon filing the report required by s. 280.16(1)(d).

(2) If an application or reapplication for designation as a qualified public depository is pending on July 1, 2023, the bank, savings bank, or savings association must file the attestation required under subsection (1) before being designated or redesignated a qualified public depository.

Section 16. Paragraph (d) of subsection (13) and subsection (17) of section 280.05, Florida Statutes, are amended to read:

280.05 Powers and duties of the Chief Financial Officer.—In fulfilling the requirements of this act, the Chief Financial Officer has the power to take the following actions he or she deems necessary to protect the integrity of the public deposits program:

(13) Require the filing of the following reports, which the Chief Financial Officer shall process as provided:

(d)1. Any related documents, reports, records, or other information deemed necessary by the Chief Financial Officer in order to ascertain compliance with this chapter, including, but

not limited to, verifying the attestation required under s. 280.025.

2. If the Chief Financial Officer determines that the attestation required under s. 280.025 is materially false, he or she must report such determination to the Attorney General, who may bring a civil or administrative action for damages, injunctive relief, and such other relief as may be appropriate. If such action is successful, the Attorney General is entitled to reasonable attorney fees and costs.

3. As related to federally chartered financial institutions, this paragraph may not be construed to create a power exceeding the visitorial powers of the Chief Financial Officer allowed under federal law.

(17) Suspend or disqualify or disqualify after suspension any qualified public depository that has violated ~~any of the provisions of~~ this chapter or ~~of~~ rules adopted hereunder or that no longer meets the definition of a qualified public depository under s. 280.02.

(a) Any qualified public depository that is suspended or disqualified pursuant to this subsection is subject to the provisions of s. 280.11(2) governing withdrawal from the public deposits program and return of pledged collateral. Any suspension shall not exceed a period of 6 months. Any qualified public depository which has been disqualified may not reapply for qualification until after the expiration of 1 year from the

date of the final order of disqualification or the final disposition of any appeal taken therefrom.

(b) In lieu of suspension or disqualification, impose an administrative penalty upon the qualified public depository as provided in s. 280.054.

(c) If the Chief Financial Officer has reason to believe that any qualified public depository or any other financial institution holding public deposits is or has been violating ~~any of the provisions of~~ this chapter or ~~of~~ rules adopted hereunder or no longer meets the definition of a qualified public depository under s. 280.02, he or she may issue to the qualified public depository or other financial institution an order to cease and desist from the violation or to correct the condition giving rise to or resulting from the violation. If any qualified public depository or other financial institution violates a cease-and-desist or corrective order, the Chief Financial Officer may impose an administrative penalty upon the qualified public depository or other financial institution as provided in s. 280.054 or s. 280.055. In addition to the administrative penalty, the Chief Financial Officer may suspend or disqualify any qualified public depository for violation of any order issued pursuant to this paragraph.

Section 17. Subsections (14) and (15) are added to section 280.051, Florida Statutes, to read:

280.051 Grounds for suspension or disqualification of a

qualified public depository.—A qualified public depository may be suspended or disqualified or both if the Chief Financial Officer determines that the qualified public depository has:

(14) Failed to file the attestation required under s. 280.025.

(15) No longer meets the definition of a qualified public depository under s. 280.02.

Section 18. Paragraph (b) of subsection (1) of section 280.054, Florida Statutes, is amended to read:

280.054 Administrative penalty in lieu of suspension or disqualification.—

(1) If the Chief Financial Officer finds that one or more grounds exist for the suspension or disqualification of a qualified public depository, the Chief Financial Officer may, in lieu of suspension or disqualification, impose an administrative penalty upon the qualified public depository.

(b) With respect to any knowing and willful violation of a lawful order or rule, the Chief Financial Officer may impose a penalty upon the qualified public depository in an amount not exceeding $1,000 for each violation. If restitution is due, the qualified public depository shall make restitution upon the order of the Chief Financial Officer and shall pay interest on such amount at the legal rate. Each day a violation continues constitutes a separate violation. Failure to timely file the attestation required under s. 280.025 is deemed a knowing and

willful violation.

Section 19. Paragraphs (e) and (f) of subsection (1) of section 280.055, Florida Statutes, are amended, and paragraph (g) is added to that subsection, to read:

280.055 Cease and desist order; corrective order; administrative penalty.—

(1) The Chief Financial Officer may issue a cease and desist order and a corrective order upon determining that:

(e) A qualified public depository or a custodian has not furnished to the Chief Financial Officer, when the Chief Financial Officer requested, a power of attorney or bond power or bond assignment form required by the bond agent or bond trustee for each issue of registered certificated securities pledged and registered in the name, or nominee name, of the qualified public depository or custodian; ~~or~~

(f) A qualified public depository; a bank, savings association, or other financial institution; or a custodian has committed any other violation of this chapter or any rule adopted pursuant to this chapter that the Chief Financial Officer determines may be remedied by a cease and desist order or corrective order; or

(g) A qualified public depository no longer meets the definition of a qualified public depository under s. 280.02.

Section 20. Section 287.05701, Florida Statutes, is created to read:

287.05701 Prohibition against considering social, political, or ideological interests in government contracting.—

(1) As used in this section, the term "awarding body" means:

(a) For state contracts, an agency or the department.

(b) For local government contracts, the governing body of a county, a municipality, a special district, or any other political subdivision of the state.

(2)(a) An awarding body may not request documentation of or consider a vendor's social, political, or ideological interests when determining if the vendor is a responsible vendor.

(b) An awarding body may not give preference to a vendor based on the vendor's social, political, or ideological interests.

(3) Beginning July 1, 2023, any solicitation for the procurement of commodities or contractual services by an awarding body must include a provision notifying vendors of the provisions of this section.

Section 21. Section 516.037, Florida Statutes, is created to read:

516.037 Unsafe and unsound practices.—

(1) Licensees must make determinations about the provision or denial of services based on an analysis of risk factors unique to each current or prospective customer and may not

engage in an unsafe and unsound practice as provided in subsection (2). This subsection does not restrict a licensee that claims a religious purpose from making such determinations based on the current or prospective customer's religious beliefs, religious exercise, or religious affiliations.

(2) It is an unsafe and unsound practice for a licensee to deny or cancel its services to a person, or to otherwise discriminate against a person in making available such services or in the terms or conditions of such services, on the basis of:

(a) The person's political opinions, speech, or affiliations;

(b) Except as provided in subsection (1), the person's religious beliefs, religious exercise, or religious affiliations;

(c) Any factor if it is not a quantitative, impartial, and risk-based standard, including any such factor related to the person's business sector; or

(d) The use of any rating, scoring, analysis, tabulation, or action that considers a social credit score based on factors including, but not limited to:

1. The person's political opinions, speech, or affiliations.

2. The person's religious beliefs, religious exercise, or religious affiliations.

3. The person's lawful ownership of a firearm.

4. The person's engagement in the lawful manufacture, distribution, sale, purchase, or use of firearms or ammunition.

5. The person's engagement in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy, timber, mining, or agriculture.

6. The person's support of the state or Federal Government in combatting illegal immigration, drug trafficking, or human trafficking.

7. The person's engagement with, facilitation of, employment by, support of, business relationship with, representation of, or advocacy for any person described in this paragraph.

8. The person's failure to meet or commit to meet, or expected failure to meet, any of the following as long as such person is in compliance with applicable state or federal law:

a. Environmental standards, including emissions standards, benchmarks, requirements, or disclosures;

b. Social governance standards, benchmarks, or requirements, including, but not limited to, environmental or social justice;

c. Corporate board or company employment composition standards, benchmarks, requirements, or disclosures based on characteristics protected under the Florida Civil Rights Act of 1992; or

d. Policies or procedures requiring or encouraging

employee participation in social justice programming, including, but not limited to, diversity, equity, or inclusion training.

(3) Beginning July 1, 2023, and upon application for a license or license renewal, applicants and licensees must attest, under penalty of perjury, on a form prescribed by the commission whether the applicant or licensee is acting in compliance with subsections (1) and (2).

(4) In addition to any sanctions and penalties under this chapter, a failure to comply with subsection (1) or engaging in a practice described in subsection (2) constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act under part II of chapter 501. Notwithstanding s. 501.211, violations must be enforced only by the enforcing authority, as defined in s. 501.203(2), and subject the violator to the sanctions and penalties provided for in that part. If such action is successful, the enforcing authority is entitled to reasonable attorney fees and costs.

Section 22. Section 560.1115, Florida Statutes, is created to read:

560.1115 Unsafe and unsound practices.—

(1) Licensees must make determinations about the provision or denial of services based on an analysis of risk factors unique to each current or prospective customer and may not engage in an unsafe and unsound practice as provided in subsection (2). This subsection does not restrict a licensee

that claims a religious purpose from making such determinations based on the current or prospective customer's religious beliefs, religious exercise, or religious affiliations.

(2) It is an unsafe and unsound practice for a licensee to deny or cancel its services to a person, or to otherwise discriminate against a person in making available such services or in the terms or conditions of such services, on the basis of:

(a) The person's political opinions, speech, or affiliations;

(b) Except as provided in subsection (1), the person's religious beliefs, religious exercise, or religious affiliations;

(c) Any factor if it is not a quantitative, impartial, and risk-based standard, including any such factor related to the person's business sector; or

(d) The use of any rating, scoring, analysis, tabulation, or action that considers a social credit score based on factors including, but not limited to:

1. The person's political opinions, speech, or affiliations.

2. The person's religious beliefs, religious exercise, or religious affiliations.

3. The person's lawful ownership of a firearm.

4. The person's engagement in the lawful manufacture, distribution, sale, purchase, or use of firearms or ammunition.

5. The person's engagement in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy, timber, mining, or agriculture.

6. The person's support of the state or Federal Government in combatting illegal immigration, drug trafficking, or human trafficking.

7. The person's engagement with, facilitation of, employment by, support of, business relationship with, representation of, or advocacy for any person described in this paragraph.

8. The person's failure to meet or commit to meet, or expected failure to meet, any of the following as long as such person is in compliance with applicable state or federal law:

a. Environmental standards, including emissions standards, benchmarks, requirements, or disclosures;

b. Social governance standards, benchmarks, or requirements, including, but not limited to, environmental or social justice;

c. Corporate board or company employment composition standards, benchmarks, requirements, or disclosures based on characteristics protected under the Florida Civil Rights Act of 1992; or

d. Policies or procedures requiring or encouraging employee participation in social justice programming, including, but not limited to, diversity, equity, or inclusion training.

(3) Beginning July 1, 2023, and upon application for a license or license renewal, applicants and licensees, as applicable, must attest, under penalty of perjury, on a form prescribed by the commission whether the applicant or licensee is acting in compliance with subsections (1) and (2).

(4) In addition to any sanctions and penalties under this chapter, a failure to comply with subsection (1) or engaging in a practice described in subsection (2) constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act under part II of chapter 501. Notwithstanding s. 501.211, violations must be enforced only by the enforcing authority, as defined in s. 501.203(2), and subject the violator to the sanctions and penalties provided for in that part. If such action is successful, the enforcing authority is entitled to reasonable attorney fees and costs.

Section 23. Paragraph (h) of subsection (1) of section 560.114, Florida Statutes, is amended to read:

560.114 Disciplinary actions; penalties.—

(1) The following actions by a money services business, authorized vendor, or affiliated party constitute grounds for the issuance of a cease and desist order; the issuance of a removal order; the denial, suspension, or revocation of a license; or taking any other action within the authority of the office pursuant to this chapter:

(h) Engaging in an act prohibited under s. 560.111 or s.

560.1115.

Section 24. Paragraph (y) of subsection (1) of section 655.005, Florida Statutes, is amended to read:

655.005 Definitions.—

(1) As used in the financial institutions codes, unless the context otherwise requires, the term:

(y) "Unsafe or unsound practice" or "unsafe and unsound practice" means:

1. Any practice or conduct found by the office to be contrary to generally accepted standards applicable to a financial institution, or a violation of any prior agreement in writing or order of a state or federal regulatory agency, which practice, conduct, or violation creates the likelihood of loss, insolvency, or dissipation of assets or otherwise prejudices the interest of the financial institution or its depositors or members. In making this determination, the office must consider the size and condition of the financial institution, the gravity of the violation, and the prior conduct of the person or institution involved; or

2. Failure to comply with s. 655.0323(1), or engaging in a practice described in s. 655.0323(2).

Section 25. Section 655.0323, Florida Statutes, is created to read:

655.0323 Unsafe and unsound practices.—

(1) Financial institutions must make determinations about

the provision or denial of services based on an analysis of risk factors unique to each current or prospective customer or member and may not engage in an unsafe and unsound practice as provided in subsection (2). This subsection does not restrict a financial institution that claims a religious purpose from making such determinations based on the current or prospective customer's or member's religious beliefs, religious exercise, or religious affiliations.

(2) It is an unsafe and unsound practice for a financial institution to deny or cancel its services to a person, or to otherwise discriminate against a person in making available such services or in the terms or conditions of such services, on the basis of:

(a) The person's political opinions, speech, or affiliations;

(b) Except as provided in subsection (1), the person's religious beliefs, religious exercise, or religious affiliations;

(c) Any factor if it is not a quantitative, impartial, and risk-based standard, including any such factor related to the person's business sector; or

(d) The use of any rating, scoring, analysis, tabulation, or action that considers a social credit score based on factors including, but not limited to:

1. The person's political opinions, speech, or

affiliations.

2. The person's religious beliefs, religious exercise, or religious affiliations.

3. The person's lawful ownership of a firearm.

4. The person's engagement in the lawful manufacture, distribution, sale, purchase, or use of firearms or ammunition.

5. The person's engagement in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy, timber, mining, or agriculture.

6. The person's support of the state or Federal Government in combatting illegal immigration, drug trafficking, or human trafficking.

7. The person's engagement with, facilitation of, employment by, support of, business relationship with, representation of, or advocacy for any person described in this paragraph.

8. The person's failure to meet or commit to meet, or expected failure to meet, any of the following as long as such person is in compliance with applicable state or federal law:

a. Environmental standards, including emissions standards, benchmarks, requirements, or disclosures;

b. Social governance standards, benchmarks, or requirements, including, but not limited to, environmental or social justice;

c. Corporate board or company employment composition

692 standards, benchmarks, requirements, or disclosures based on
693 characteristics protected under the Florida Civil Rights Act of
694 1992; or
695 d. Policies or procedures requiring or encouraging
696 employee participation in social justice programming, including,
697 but not limited to, diversity, equity, or inclusion training.
698 (3) Beginning July 1, 2023, and by July 1 of each year
699 thereafter, financial institutions subject to the financial
700 institutions codes must attest, under penalty of perjury, on a
701 form prescribed by the commission whether the entity is acting
702 in compliance with subsections (1) and (2).
703 (4) Engaging in a practice described in subsection (2) is
704 a failure to comply with this chapter, constitutes a violation
705 of the financial institutions codes, and is subject to the
706 applicable sanctions and penalties provided for in the financial
707 institutions codes.
708 (5) Notwithstanding ss. 501.211 and 501.212, a failure to
709 comply with subsection (1) or a practice described in subsection
710 (2) constitutes a violation of the Florida Deceptive and Unfair
711 Trade Practices Act under part II of chapter 501. Violations
712 must be enforced only by the enforcing authority, as defined in
713 s. 501.203(2), and subject the violator to the sanctions and
714 penalties provided for in that part. If such action is
715 successful, the enforcing authority is entitled to reasonable
716 attorney fees and costs.

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

Remove lines 26-107 and insert:

by the act; amending s. 215.47, F.S.; defining the term "pecuniary factor"; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict; amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary interests be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based solely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain noncompliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s.

742 215.681, F.S.; defining terms; prohibiting bond issuers from
743 issuing environmental, social, and governance bonds and taking
744 other related actions; authorizing certain financial
745 institutions to purchase and underwrite specified bonds;
746 providing applicability; creating s. 215.855, F.S.; defining
747 terms; requiring that contracts between governmental entities
748 and investment managers contain certain provisions and a
749 specified disclaimer; providing applicability; amending s.
750 218.415, F.S.; defining the term "pecuniary factor"; requiring
751 units of local government to make investment decisions based
752 solely on pecuniary factors; amending s. 280.02, F.S.; revising
753 the definition of the term "qualified public depository";
754 creating s. 280.025, F.S.; requiring a specified attestation,
755 under penalty of perjury, from certain entities; amending s.
756 280.05, F.S.; requiring the Chief Financial Officer to verify
757 such attestations; requiring the Chief Financial Officer to
758 report materially false attestations to the Attorney General,
759 who is authorized to bring certain civil and administrative
760 actions; providing that if the Attorney General is successful in
761 those proceedings, he or she is entitled to reasonable attorney
762 fees and costs; providing construction; authorizing the Chief
763 Financial Officer to suspend or disqualify a qualified public
764 depository that no longer meets the definition of that term;
765 amending s. 280.051, F.S.; adding grounds for suspension or
766 disqualification of a qualified public depository; amending s.

280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term "awarding body"; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licensees to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to

reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make determinations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323, F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under

817 penalty of perjury, from financial institutions annually,
818 beginning on a specified date; providing that engaging in unsafe
819 and unsound practices constitutes a violation of the Florida
820 Deceptive and Unfair Trade Practices Act, subject to specified
821 sanctions and penalties; providing that only the enforcing
822 authority can enforce such violations; providing that an
823 enforcing authority that brings a successful action for
824 violations is entitled to reasonable attorney fees and costs;
825 prohibiting certain entities from exercising specified
826 authority; amending s. 1010.04, F.S.; prohibiting
827

Amendment No. 1a

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	____	

Committee/Subcommittee hearing bill: Commerce Committee

Representative Rommel offered the following:

Amendment to Amendment (485905) by Representative Rommel

Remove line 703 of the amendment and insert:

(4) Engaging in a practice described in subsection (2) or failing to timely provide the attestation under subsection (3) is

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	___	

Committee/Subcommittee hearing bill: Commerce Committee

Representative Bell offered the following:

Amendment

Remove line 37 and insert:

sprinklers, or the installation or replacement of an equivalent fire

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: COMMERCE

Meeting Date: 3/8/23

- [x] Bill/PCS/PCB Number: 3
- [ ] Amendment Barcode Number:
- [ ] Presentation/Workshop Topic:

Name: CFO JIMMY PATRONIS

Representing:

Title: Chief Financial Officer

Address: 200 E Gaines

City: Tallahassee State/Zip: FL 32399

Phone Number: 850 413 5939

Registered Lobbyist: YES [ ] * NO [ ]

**Registered lobbyists must have a House appearance record on file with the Public Integrity & Elections Committee (Rule 17.1(h))*

State Employee: YES [x] NO [ ]

- [x] I wish to speak at the meeting
- [ ] 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

(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	[ ]	Waive in Support	[x]	Waive in Opposition	[ ]	Info only [ ]
Amendment:	Proponent	[ ]	Opponent	[ ]	Waive in Support	[ ]	Waive in Opposition	[ ]	Info only [ ]

57919277

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Commerce Committee**

Meeting Date: **March 08, 2023 11:00 AM**

- [x] Bill/PCS/PCB Number: **HB 3 : Government and Corporate Activism**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Padgett, Logan**

Representing: **The James Madison Institute**

Title: **Vice President of Communications**

Address: **100 N Duval Street**

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

Phone Number: **8503863131**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

Bill
Proponent
Amendment

43310415

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Commerce Committee**

Meeting Date: **March 08, 2023 11:00 AM**

- [x] Bill/PCS/PCB Number: **HB 3 : Government and Corporate Activism**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Prater, Amanda**

Representing: **Opportunity Solutions Project**

Title:

Address: **4035 Swift Way**

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

Phone Number: **(850) 766-0679**

- [x] Registered Lobbyist
- [ ] State Employee
- [ ] I Wish to Appear in Person
- [ ] 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
- [x] Lobbyist Appearance Form Submitted

Bill
Waive In Support
Amendment

60578799

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Commerce Committee**

Meeting Date: **March 08, 2023 11:00 AM**

- [x] Bill/PCS/PCB Number: **HB 3 : Government and Corporate Activism**
- [ ] Amendment Barcode Number: **N/A**
- [ ] Presentation/Workshop Topic: **N/A**

Name: **Mattingly, Dwight**

Representing: **Amalgamated Transit Union Local 1577**

Title: **Pension Board Trustee**

Address: **1003 Belvedere Road**

City: **West Palm Beach** State/Zip: **FL 33405**

Phone Number: **561-523-0525**

- [ ] Registered Lobbyist
- [ ] State Employee
- [x] I Wish to Appear in Person
- [ ] 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

Bill
Opponent
Amendment

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: HB 3

Amendment Barcode Number: _____

Name: Lew Raciappi

Representing: Marion REC

Title: _____

Address: _____

City: _____ State/Zip: _____

Phone Number: _____ Meeting Date: 8 mar 2023

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 ☐ Waive in Support ☑ Waive in Opposition ☐ Info only ☐

Amendment: Proponent ☐ Opponent ☐ Waive in Support ☐ Waive in Opposition ☐ 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: 3

Amendment Barcode Number: _____

Name: Tim Nungesser

Representing: National Federation of Independent Business

Title: Legislative Director - NFIB

Address: 110 E Jefferson St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-445-5367 Meeting Date: 3/8/23

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

State Employee: YES [ ] NO [X]

- [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 [ ] Waive in Support [X] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] 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: 3

Amendment Barcode Number: _____

Name: Dwight Mattingly

Representing: Amalgamated Transit Union Local 1577

Title: Pension Board Trustee

Address: 1003 Belvedere Rd

City: West Palm Beach State/Zip: FL 33405

Phone Number: 561-523-0525 Meeting Date: 3/08/2023

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [ ] NO [X]

State Employee: YES [ ] NO [X]

- [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] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] 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: HB 3

Amendment Barcode Number: _____

Name: Dr. Rich Templin

Representing: Florida AFL-CIO

Title: _____

Address: 135 S. Monroe

City: Tallahassee State/Zip: FL 32301

Phone Number: 850-224-6926 Meeting Date: 3/8/23

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: FRS - Pensions

Registered Lobbyist: YES [X] NO [ ]

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] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] 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: 3

Amendment Barcode Number: _____

Name: DAVID CULLEN

Representing: SIERRA CLUB FLORIDA

Title: _____

Address: 2838 LITTLE DEAL RD

City: TLH State/Zip: FL 32308

Phone Number: 941-323-2404 Meeting Date: 3.8.23

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 [✓] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] 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: 3

Amendment Barcode Number: _____

Name: Anthony DiMarco

Representing: Florida Bankers Association

Title: EVP of Govt Affairs

Address: 1001 Thomasville Rd

City: Tallahassee State/Zip: FL/32308

Phone Number: 850-224-2265 Meeting Date: 3/8/23

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] NO [ ]

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.)

	Proponent	Opponent	Waive in Support	Waive in Opposition	Info only
Bill:	[ ]	[X]	[ ]	[ ]	[ ]
Amendment:	[ ]	[ ]	[ ]	[ ]	[ ]

48186241

COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Committee/Subcommittee: **Commerce Committee**

Meeting Date: **March 08, 2023 11:00 AM**

☑	Bill/PCS/PCB Number:	**CS/HB 179 : Florida Kratom Consumer Protection Act**
☐	Amendment Barcode Number:	**N/A**
☐	Presentation/Workshop Topic:	**N/A**

Name: **Bishop, Barney**

Representing: **Florida Smart Justice Alliance**

Title: **CEO**

Address: **1454 Vieux Carre Dr**

City: **Tallahassee** State/Zip: **F**

Phone Number: **(850) 510-9922**

☑ Registered Lobbyist
☐ State Employee
☐ I Wish to Appear in Person
☐ 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

Bill	Amendment
Waive In Support	

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: CSHB 327

Amendment Barcode Number: _____

Name: Bobby Suarez

Representing: City of Miami Fire + Miami Dade Fire Marshalls

Title: Fire Lieutenant

Address: 444 SW 2 ave

City: Miami State/Zip: FL 33132

Phone Number: 305 984 3299 Meeting Date: 3/8/23

Committee/Subcommittee: Commerce

Presentation/Workshop Topic: Fire Sprinkler

Registered Lobbyist: YES [ ] NO [X]

State Employee: YES [ ] NO [X]

[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] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [X] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] 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.

Bill [X] Amendment [ ]

Bill/PCS/PCB Number: 327

Amendment Barcode Number: _____

Name: Edward Briggs

Representing: American Fire Sprinklers Assoc. - FL Chapter

Title: VP Govt & Comm Affairs

Address: 113 E. College Ave.

City: Tallahassee State/Zip: FL 32301

Phone Number: _____ Meeting Date: 3/8/23

Committee/Subcommittee: Commerce Committee

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [X] 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 [ ] Waive in Support [X] Waive in Opposition [ ] Info only [ ]

Amendment: Proponent [ ] Opponent [ ] Waive in Support [ ] Waive in Opposition [ ] Info only [ ]