



PALM BEACH COUNTY DAY 2012

Joint Legislative Agenda

Palm Beach County Board of County Commissioners

School District of Palm Beach County

Palm Beach County League of Cities, Inc.

REDISTRICTING

Support the adoption of an apportionment plan in which Palm Beach County residents comprise a majority of the constituencies in the senatorial and representative districts created such that no less than three Senate districts are created with a majority of their district within Palm Beach County.

MANDATES

Palm Beach County Governments recommend a moratorium on any additional mandates of any kind during the 2012 legislative session. Local governments are working to maintain current services levels within the confines of an economic downturn. We request the state legislature allow time for governments to focus on current requirements without more being added.

EXPANSION OF GAMBLING AT PARI-MUTUEL FACILITIES

Oppose legislation that would place Palm Beach County pari-mutuel facilities at an unfair competitive disadvantage as it relates to the expansion of gambling in the state.

PRE-TRIAL RELEASE & OTHER CRIMINAL JUSTICE PRIORITIES

Support maintaining county ability to provide non-monetary pre-trial release services that ensure the safety and welfare of local communities and oppose legislation that would limit the discretion of first appearance judges to prescribe pre-trial options for defendants.

Furthermore, support efforts to expand the use of diversion programs, re-entry efforts, and alternatives to detention for juvenile offenders.

PRE K-12 EDUCATION GOVERNANCE

Reinstate the equivalent of the 1999-2010 Charter School District authority for Palm Beach by allowing any school district the authority to have specific statutes waived by the Governor or State Board of Education that are not in conflict with life-safety or other federal requirements and which can be demonstrated by the Board as ineffective or extraneous to improving student performance.

GLADES REGIONAL INITIATIVES

In an effort to provide economic growth and stimulus to the region surrounding Lake Okeechobee, Palm Beach County has identified several legislative issues that will provide economic development and job creation to the area.

INTERNET SALES TAX

Support clarifying and enforcing the existing law relating to the collection of sales tax on taxable items purchased via internet. Currently, individuals in the State of Florida are obligated to pay taxes on goods purchased online. The burden lies on *the individual* to remit to the Department of Revenue the tax incurred for online purchases unlike “brick and mortar” businesses where *the business* is required to collect and remit to the state. The state legislature should clarify law to require all businesses to collect and remit appropriate sales tax on goods purchased online. Additionally, the Federal Government should enact provisions that allow for the interstate collection and remittance of sales taxes paid on taxable goods that are purchased from businesses in said states.

SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY/TRI-RAIL

Oppose any legislation that grants to the Florida Department of Transportation, or any other state agency: (1) control over any county funds appropriated by the three County Commissions pursuant to Section 343.52, Florida Statutes, for the SFRTA’s capital and operational needs; or (2) the power to determine how much county funds are allocated. Additionally, the Board opposes any efforts by the state to stop funding Tri-Rail.

PROPORTIONATE FAIR-SHARE MITIGATION/ GROWTH MANAGEMENT

Support changes in law that give counties the option of using the proportionate share process and modifying the proportionate share language to allow local governments to determine if the proportionate fair share payment is adequate to satisfy the requirements of the local government concurrency management system.

Support modifying the proportionate fair share language in statute to ensure local governments can charge each development its proportionate share of road improvements when the road is currently deficient or when development causes the road to operate below its adopted level of service.

Support clarifying language in statute that requires local governments to apply a credit only to that portion of any transportation impact fee that would have been used to fund the same improvements on which a proportionate fair share contribution is calculated, while eliminating the requirement that counties give a dollar-for-dollar credit for impact fees paid or payable in the future.