



# Journal of the Senate

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Wednesday, April 12, 2017

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## CALL TO ORDER

The Senate was called to order by President Negron at 12:00 noon. A quorum present—37:

Mr. President	Farmer	Rader
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Grimsley	Steube
Bradley	Hutson	Stewart
Brandes	Latvala	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Excused: Senator Hukill

## PRAYER

The following prayer was offered by Pastor Terrance Wilson, Trinity Church, Miami Gardens:

Mighty God, we believe that what the scripture says in the Psalms is true: "This is the day the Lord has made; We will rejoice and be glad in it." We rejoice because you, oh merciful God, have given us another day and with that day, another opportunity to show love towards one another, to reconcile the mistakes of our past, and to seize the moments this present day has to offer. On this day, we gather to build a better tomorrow, knowing and believing we can only do so with your guidance and divine wisdom.

I pray for the leadership of this great State of Florida, believing that, "In the Lord's hand, the king's heart is a stream of water that he channels toward all who please him." May our actions as a state and nation be pleasing to you, oh matchless God, and may you propel our hearts in a direction that leads us to have compassion for our fellow man, in spite of our own preconceived notions of him. May we always follow the command to love our neighbor as ourselves, knowing that this command calls us to seek out the common ground you have created in all of us. May we strive to find the links in the cords that bind us together as people, and may we eliminate the barriers between us that

hinder us from calling each other brothers and sisters. Though we are all uniquely created, may we remember we are all fearfully and wonderfully created in your image. For it is only through you, oh God, that we can truly operate in unity.

Finally, creator God, we thank you for this great nation, the United States of America. May your divine hand always be upon us and protect us from those who would wish to harm us. We know and believe in scriptures that remind us, "The Lord God is a sun and a shield; the Lord bestows favor and honor." As our sun, may you continually provide and resource our nation and state to create brighter pathways for the generations that will follow us. As our shield, may you guard us from decisions that may potentially become destructive towards ourselves and others. May your favor and honor continue to bless us today, and be a hope for our children, as we believe for a better tomorrow. We pray these things in thy name. Amen.

## PLEDGE

Senator Campbell led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## DOCTOR OF THE DAY

The President recognized Dr. Laurie Welton of Vero Beach, sponsored by Senator Mayfield, as the doctor of the day. Dr. Welton specializes in infectious disease.

## ADOPTION OF RESOLUTIONS

At the request of Senator Campbell—

By Senator Campbell—

**SR 1796**—A resolution recognizing June 2017 as "Caribbean Heritage Month" in Florida.

WHEREAS, from a region that conjures images of a scenic paradise, Caribbean Americans are as vibrant as the islands from which they come, possessing a wealth of talent and history that reverberates throughout this great state and nation, and

WHEREAS, as educators, authors, community leaders, activists, athletes, artists, musicians, and politicians, Caribbean Americans have made their mark in every facet of our society and have contributed to the betterment and diversity of our state and nation, and

WHEREAS, counted among many famous sons and daughters of the Caribbean are civil rights activist W.E.B. Du Bois; United States Secretary of the Treasury Alexander Hamilton; United States Secretary of State Colin Powell; United States Congresswoman Shirley Chisholm; Oscar-nominated actress Cicely Tyson; Oscar-winning actor Sidney Poitier; author, poet, and civil rights activist James Weldon Johnson; musician, actor, and social activist Harry Belafonte; Haitian Revolution General Henri Christophe; actor and author Louise Bennett-Coverley; and numerous others who have displayed great strength and resiliency while serving as pioneers among the people of the Caribbean, and

WHEREAS, the United States has thrived as a country of immigrants, united by common values and by the promise of a better tomorrow, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That June 2017 is recognized as “Caribbean Heritage Month” in Florida and all communities and individuals throughout the state and nation are encouraged to honor their cultural and historical bonds and be reminded that America’s greatness lies in its diversity.

—was introduced, read, and adopted by publication.

At the request of Senator Stargel—

By Senator Stargel—

**SR 1832**—A resolution recognizing November 2017 as “Diabetes and Heart Disease Awareness Month” in Florida.

WHEREAS, diabetes affects more than 29 million Americans, including more than 2.4 million Floridians, and is a chronic condition that occurs when the body does not properly produce or use the hormone insulin, which regulates blood sugar, and

WHEREAS, type 2 diabetes is the most common type of diabetes, representing an estimated 90 to 95 percent of all diagnosed adult diabetes cases in the United States, and

WHEREAS, diabetes is the seventh leading cause of death nationally, and

WHEREAS, of the more than 29 million people who have diabetes nationally, more than 8 million are undiagnosed and unaware they have the disease, and

WHEREAS, the number of adults with type 2 diabetes in the Florida Medicaid program increased from more than 93,900 in the 2009-2010 state fiscal year to more than 120,900 in the 2014-2015 state fiscal year, and the total cost of diabetes in the Florida Medicaid program in the 2014-2015 state fiscal year was \$142 million, and

WHEREAS, the estimated total cost of diabetes in Florida in 2012 was \$24.3 billion, including \$19.3 billion in direct medical costs, and

WHEREAS, cardiovascular disease, a class of diseases involving the heart or blood vessels, is the leading cause of death associated with diabetes due to complications associated with the disease, such as high blood sugar, high blood pressure, and obesity, which can result in heart attacks, heart failure, and stroke, and

WHEREAS, people with type 2 diabetes are two to four times more likely to develop cardiovascular disease, and

WHEREAS, the prevalence of type 2 diabetes increases with age and affects more than one in four seniors over the age of 65 in the United States, and Florida has the largest percentage of population in this demographic in the nation, and

WHEREAS, one in ten Medicare enrollees in Florida has diabetes and cardiovascular disease, and

WHEREAS, a recent study shows that 52 percent of adults living with type 2 diabetes are unaware that they are at increased risk of cardiovascular disease, and

WHEREAS, two out of three deaths in Americans with type 2 diabetes are attributed to cardiovascular disease, and

WHEREAS, diabetes costs America \$245 billion annually, with direct medical costs accounting for \$176 billion of the total costs in 2012, and

WHEREAS, appropriate awareness and education about the cardiovascular risks associated with diabetes can effectively improve the overall outcome and reduce the financial burden of the illness, and

WHEREAS, the Florida Department of Health and other partners are seeking to promote awareness, education, and action related to diabetes and the link to cardiovascular disease, and

WHEREAS, it is essential that state agencies, public health authorities, health care providers, insurers, and other health care stakeholders promote education and awareness of the connection between diabetes and cardiovascular disease, risk factors, and opportunities to

promote better health for the individuals and populations at risk, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That November 2017 is recognized as “Diabetes and Heart Disease Awareness Month” in Florida.

BE IT FURTHER RESOLVED that the Florida Senate recognizes the policy recommendations of the Florida Diabetes Advisory Council contained in its 2017 Florida Diabetes Report and encourages the organization’s efforts to raise awareness of and address the connection between diabetes and cardiovascular disease.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

**SR 1838**—A resolution recognizing April 12, 2017, as “Nigerian-American Day” in Florida.

WHEREAS, the Federal Republic of Nigeria (Nigeria) is the most populous country in Africa with more than 177 million residents and is the seventh most populated nation in the world, and

WHEREAS, Nigeria, Africa’s largest democracy and economy, is the world’s twelfth largest producer of crude oil and has the world’s tenth largest proven oil reserves, and

WHEREAS, Nigeria has more than 510 living languages, the world’s third largest collection of living languages, including Hausa, Yoruba, Ijaw, Ibibio, Edo, Itsekiri, and Igbo, and

WHEREAS, brave Nigerians volunteered in the “forgotten army” to fight with the 81st and 82nd West African Divisions of the Allied Forces in World War II, served with distinction in various peacekeeping forces, and have been widely recognized in the international community as unrelenting advocates of global peace, and

WHEREAS, there are more than 266,000 Nigerians in the United States, approximately 9,000 of whom reside in Florida, and, according to the United States Census Bureau’s 2014 American Community Survey, Nigerian immigrants in the United States are well-educated, with approximately 96 percent of Nigerian Americans surveyed between 2008 and 2012 having a minimum of a high school education and approximately 61 percent having obtained at least a bachelor’s degree, and

WHEREAS, some notable Nigerians include Akinwande Oluwole “Wole” Babatunde Soyinka, Africa’s first winner of the Nobel Prize in Literature; Hakeem Olajuwon, National Basketball Association (NBA) Finals Most Valuable Player and a 12-time NBA All-Star; Chinua Achebe, author of “Things Fall Apart,” one of the most widely read novels in modern African literature which has been translated into more than 50 languages and has sold more than 8 million copies worldwide; and Aliko Dangote, a Nigerian billionaire who was ranked by Forbes magazine as the richest person of African descent, and

WHEREAS, the Nigerian-American community and the nonprofit Nigerian American Foundation strive to increase awareness and understanding of the Nigerian culture through education and collaborative endeavors, such as the annual Nigerian Festival in Miami Gardens which brings people together to enjoy traditional Nigerian culture, music, and performances, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That April 12, 2017, is recognized as “Nigerian-American Day” in Florida and the Nigerian American Foundation is commended for its contributions to Nigerian Americans in this state.

—was introduced, read, and adopted by publication.

## SPECIAL GUESTS

Senator Flores recognized her son, Máximo Monte Anderson, who was present in the chamber.

Senator Braynon recognized his son, Oscar Braynon III, who was present in the chamber.

## SPECIAL ORDER CALENDAR

**CS for SB 10**—A bill to be entitled An act relating to water resources; amending s. 201.15, F.S.; revising the requirements under which certain bonds may be issued; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.4598, F.S.; providing legislative findings and intent; defining terms; authorizing the South Florida Water Management District and the Board of Trustees of the Internal Improvement Trust Fund to negotiate the amendment and termination of leases on lands within the Everglades Agricultural Area for exchange or use for the reservoir project; requiring certain lease agreements for agricultural work programs to be terminated in accordance with the lease terms; requiring the district to identify certain lands; requiring that the district contact the lessors or landowners of any land identified by a certain date; requiring the board to provide certain land to the district; authorizing the district to acquire land from willing sellers under certain circumstances; prohibiting the total acreage necessary for additional water treatment from exceeding the amount reasonably required to meet state and federal water quality standards; requiring the district to request that the United States Army Corps of Engineers jointly develop a post-authorization change report for the Central Everglades Planning Project; providing requirements for the report; requiring the district to report the status of the report to the Legislature by a certain date; requiring the district to terminate an option agreement under certain circumstances; requiring the district, in coordination with the corps, to begin the planning study for the Everglades Agricultural Area reservoir project by a certain date under specified conditions; requiring the district to give hiring preferences to certain displaced agricultural workers; authorizing the district to negotiate with the owners of the C-51 reservoir project; providing requirements for the C-51 reservoir project if state funds are appropriated for the project; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; specifying how such bond proceeds shall be deposited; authorizing the use of state funds for the reservoir project; requiring the district to seek additional sources of funding; requiring the district to request the corps, in the corps' review of the regulation schedule, to consider any repairs to the Herbert Hoover Dike and implementation of certain projects to optimally utilize the added storage capacity; creating s. 373.475, F.S.; providing legislative findings and intent; defining terms; requiring the state, through the Department of Environmental Protection, to provide certain funding assistance to local governments and water supply entities for the development and construction of water storage facilities; requiring the department to adopt rules; specifying required documentation for local government or water supply entities; specifying that recipients need not request certain advance payment; authorizing technical assistance from the department and water management districts to local governments or water supply entities for a certain purpose; specifying certain loan funding minimums and term requirements; requiring a report; authorizing certain audits and servicing fees; providing that the Water Protection and Sustainability Program Trust Fund must be used to carry out the purposes of the water storage facility revolving loan fund; specifying certain default and compliance provisions; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from and to the Water Protection and Sustainability Program Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; amending s. 946.511, F.S.; prohibiting the use of inmates for correctional work programs in the agricultural industry in certain areas; providing a directive to the Di-

vision of Law Revision and Information; providing appropriations; providing an effective date.

—was read the second time by title.

## SENATOR FLORES PRESIDING

## THE PRESIDENT PRESIDING

Senator Clemens moved the following amendment:

**Amendment 1 (318228) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (5) of section 215.618, Florida Statutes, is amended to read:

215.618 Bonds for acquisition and improvement of land, water areas, and related property interests and resources.—

(5) The proceeds from the sale of bonds issued pursuant to this section, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited into the Florida Forever Trust Fund. The bond proceeds deposited into the Florida Forever Trust Fund shall be distributed by the Department of Environmental Protection as provided in s. 259.105. *This subsection does not apply to proceeds from the sale of bonds issued for the purposes of s. 373.45927.*

Section 2. Section 373.45927, Florida Statutes, is created to read:

*373.45927 Florida Forever bonding for the Comprehensive Everglades Restoration Plan.—*

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

(a) *“Comprehensive Everglades Restoration Plan” or “CERP” has the same meaning as the term “comprehensive plan” as defined in s. 373.470.*

(b) *“District” means the South Florida Water Management District.*

(2) *The Legislature finds that the current progress and schedules for restoration of the Everglades pursuant to the Comprehensive Everglades Restoration Plan are inadequate to timely restore the ecological system of the Everglades and timely address adverse changes in water quality and in the quantity, distribution, and timing of water flows in the Everglades.*

(3) *Pursuant to s. 11(e), Art. VII of the State Constitution, state bonds are authorized to accelerate the district's current restoration efforts relating to CERP.*

(4) *Any CERP-related cost may be funded using proceeds from Florida Forever bonds issued under s. 215.618, as authorized under that section. The Legislature determines that the authorization and issuance of such bonds is in the best interest of the state and determines that the CERP projects should be accelerated. Notwithstanding any other provision of law, proceeds from the sale of such bonds, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited in a total amount of up to \$1.2 billion in bond proceeds over the course of the 2017-2018 through 2022-2023 fiscal years to the Florida Forever Trust Fund to implement CERP projects.*

Section 3. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to water resources; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.45927, F.S.; defining terms; providing legislative findings; authorizing the issuance of state bonds to accelerate certain restoration efforts of the South Florida Water Management District; providing that the proceeds from the sale of Florida Forever bonds authorized under the section may fund

any costs associated with the Comprehensive Everglades Restoration Plan; providing for the annual deposit of the proceeds, less certain costs, up to a maximum amount for a specified timeframe; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Clemens moved the following substitute amendment which failed:

**Amendment 2 (616632) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (5) of section 215.618, Florida Statutes, is amended to read:

215.618 Bonds for acquisition and improvement of land, water areas, and related property interests and resources.—

(5) The proceeds from the sale of bonds issued pursuant to this section, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited into the Florida Forever Trust Fund. The bond proceeds deposited into the Florida Forever Trust Fund shall be distributed by the Department of Environmental Protection as provided in s. 259.105. *This subsection does not apply to proceeds from the sale of bonds issued for the purposes of s. 373.45927.*

Section 2. Section 373.45927, Florida Statutes, is created to read:

*373.45927 Florida Forever bonding for the Comprehensive Everglades Restoration Plan.—*

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

(a) *“Comprehensive Everglades Restoration Plan” or “CERP” has the same meaning as the term “comprehensive plan” as defined in s. 373.470.*

(b) *“District” means the South Florida Water Management District.*

(2) *The Legislature finds that the current progress and schedules for restoration of the Everglades pursuant to the Comprehensive Everglades Restoration Plan are inadequate to timely restore the ecological system of the Everglades and timely address adverse changes in water quality and in the quantity, distribution, and timing of water flows in the Everglades.*

(3) *Pursuant to s. 11(e), Art. VII of the State Constitution, state bonds are authorized to accelerate the district’s current restoration efforts relating to CERP.*

(4) *Any CERP-related cost may be funded using proceeds from Florida Forever bonds issued under s. 215.618, as authorized under that section. The Legislature determines that the authorization and issuance of such bonds is in the best interest of the state and determines that the CERP projects should be accelerated. Notwithstanding any other provision of law, proceeds from the sale of such bonds, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited in a total amount of up to \$1.2 billion in bond proceeds over the course of the 2017-2018 through 2022-2023 fiscal years to the Florida Forever Trust Fund to implement CERP projects.*

Section 3. Subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

(3) Funds distributed into the Land Acquisition Trust Fund pursuant to s. 201.15 shall be applied:

(a) First, to pay debt service or to fund debt service reserve funds, rebate obligations, or other amounts payable with respect to Florida Forever bonds issued under s. 215.618; and pay debt service, provide reserves, and pay rebate obligations and other amounts due with respect to Everglades restoration bonds issued under s. 215.619; and

(b) Of the funds remaining after the payments required under paragraph (a), but before funds may be appropriated, pledged, or dedicated for other uses:

1. A minimum of the lesser of 25 percent or \$200 million shall be appropriated annually for Everglades projects that implement the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project subject to Congressional authorization; the Long-Term Plan as defined in s. 373.4592(2); and the Northern Everglades and Estuaries Protection Program as set forth in s. 373.4595. From these funds, \$32 million shall be distributed each fiscal year through the 2023-2024 fiscal year to the South Florida Water Management District for the Long-Term Plan as defined in s. 373.4592(2). After deducting the \$32 million distributed under this subparagraph, from the funds remaining, a minimum of the lesser of 76.5 percent or \$100 million shall be appropriated each fiscal year through the 2025-2026 fiscal year for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project; *the Everglades Agricultural Area storage reservoir, known as Component G of CERP; the Lake Okeechobee Watershed Project; the C-43 West Basin Storage Reservoir Project; the Indian River Lagoon-South Project; the Western Everglades Restoration Project; the C-111 South-Dade Project; and the Picayune Strand Restoration Project* ~~subject to Congressional authorization~~. The Department of Environmental Protection and the South Florida Water Management District shall give preference to those Everglades restoration projects that reduce harmful discharges of water from Lake Okeechobee to the St. Lucie or Caloosahatchee estuaries in a timely manner. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

2. A minimum of the lesser of 7.6 percent or \$50 million shall be appropriated annually for spring restoration, protection, and management projects. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

3. The sum of \$5 million shall be appropriated annually each fiscal year through the 2025-2026 fiscal year to the St. Johns River Water Management District for projects dedicated to the restoration of Lake Apopka. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth in this subparagraph.

4. *The sum of \$100 million is appropriated and shall be transferred to the Everglades Trust Fund for the 2018-2019 fiscal year, and each fiscal year thereafter, for the Everglades Agricultural Area storage reservoir, known as Component G of CERP. Any funds remaining in any fiscal year shall be made available only for projects identified in subparagraph 1. and must be used in accordance with laws relating to such projects. Any funds made available for such purposes in a fiscal year is in addition to the amount appropriated under that subparagraph. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2017, for the purposes set forth in this subparagraph.*

Section 4. Section 446.71, Florida Statutes, is created to read:

*446.71 Everglades Restoration Agricultural Community Employment Training Program.—*

(1) *The Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., shall establish the Everglades Restoration Agricultural Community Employment Training Program within the Department of Economic Opportunity. The Department of Economic Opportunity shall use funds appropriated to the program by the Legis-*

lature to provide grants to stimulate and support training and employment programs that seek to match persons who complete such training programs with nonagricultural employment opportunities in areas of high agricultural unemployment, and to provide other training, educational, and information services necessary to stimulate the creation of jobs in the areas of high agricultural unemployment.

(2) *The Legislature supports projects that improve the economy in the Everglades Agricultural Area. In recognition of the employment opportunities and economic development generated by new and expanding industries in the area, such as the Airglades Airport in Hendry County and the development of an inland port in Palm Beach County, the Legislature finds that training the citizens of the state to fill the needs of these industries significantly enhances the economic viability of the region.*

(3) *Funds may be used for grants for tuition for public or private technical or vocational programs and matching grants to employers to conduct employer-based training programs, or for the purchase of equipment to be used for training purposes, the hiring of instructors, or any other purpose directly associated with the program.*

(4) *The Department of Economic Opportunity may not award a grant to any given training program which exceeds 50 percent of the total cost of the program. Matching contributions may include in-kind services, including, but not limited to, the provision of training instructors, equipment, and training facilities.*

(5) *The Department of Economic Opportunity may grant up to 100 percent of the tuition for a training program participant primarily employed during 36 of the previous 60 months in the Everglades Agricultural Area.*

(6) *Programs established in the Everglades Agricultural Area must include opportunities to obtain the qualifications and skills necessary for jobs related to federal and state restoration projects, the Airglades Airport in Hendry County, or an inland port in Palm Beach County.*

(7) *The Department of Economic Opportunity shall adopt rules to implement this section.*

Section 5. *The South Florida Water Management District, in coordination with the United States Army Corps of Engineers, must begin a planning study of the Everglades Agricultural Area storage reservoir, known as Component G of CERP, by October 31, 2018.*

Section 6. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to water resources; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.45927, F.S.; defining terms; providing legislative findings; authorizing the issuance of state bonds to accelerate certain restoration efforts of the South Florida Water Management District; providing that the proceeds from the sale of Florida Forever bonds authorized under the section may fund any costs associated with the Comprehensive Everglades Restoration Plan; providing for the annual deposit of the proceeds, less certain costs, up to a maximum amount for a specified timeframe; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; requiring the department, in coordination with the United States Army Corps of Engineers, to begin a planning study of the Everglades Agricultural Area storage reservoir by a specified date; providing an effective date.

The question recurred on **Amendment 1 (318228)** which was withdrawn.

Senator Rodriguez moved the following amendments which failed:

**Amendment 3 (264380) (with title amendment)**—Delete line 285 and insert:  
*project is prohibited; however, this prohibition expires if, by January 1, 2022, the land for the EAA reservoir project has not been acquired or the post-authorization change report, developed pursuant to subsection (5), has not received congressional approval.*

And the title is amended as follows:

Delete line 19 and insert: requiring the district to identify certain lands; prohibiting the use of eminent domain in the Everglades Agricultural Area for the purpose of implementing the reservoir project; providing for expiration of the prohibition on a specified date under certain circumstances;

**Amendment 4 (232260) (with title amendment)**—Delete line 346 and insert:

*district shall begin the preliminary planning or construction of,*

And the title is amended as follows:

Delete line 32 and insert: for the report; requiring certain project site planning, construction, or modification under certain conditions; requiring the district to report the

**Amendment 5 (623444)**—Delete line 370 and insert:  
*congressional approval; and*

Senator Bradley moved the following amendment which was adopted:

**Amendment 6 (921088) (with title amendment)**—Delete lines 377-386 and insert:

*report is not approved by the corps and submitted for congressional approval by October 1, 2018, or the post-authorization change report has not received congressional approval by December 31, 2019, the district, unless granted an extension by the Legislature, must request the corps to initiate a project implementation report, as defined in s. 373.470, for the EAA reservoir project and the district may proceed with the implementation of CEPP project components in accordance with the final project implementation report.*

(b) *The district, when developing the project implementation report, must focus on the goals of the EAA reservoir project as identified in CERP, which include providing additional water storage and conveyance south of the*

And the title is amended as follows:

Delete lines 36-37 and insert: district to request the corps to initiate the project implementation report for the Everglades Agricultural Area

## INTRODUCTION OF FORMER SENATORS

The President recognized Constitution Revision Commissioner Don Gaetz, a former Senate President, who was present in the chamber.

Senator Rodriguez moved the following amendments which failed:

**Amendment 7 (376758)**—Delete lines 385-388 and insert:  
*focus on the purpose of the EAA reservoir project, which is to provide additional water storage and conveyance south of the lake to reduce the volume of regulatory discharges of water from the lake to the east and west, as well as to provide water to the natural system south of the reservoir.*

**Amendment 8 (948278)**—Between lines 500 and 501 insert:

(c) *“Water supply entity” means a publicly owned water supply entity.*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

**Amendment 9 (163704)**—Delete lines 789-820 and insert:  
*agricultural unemployment. In determining whether to provide funds to*

a particular program, the Department of Economic Opportunity shall consider the location of the program in proximity to the program's intended participants.

(2) The Legislature supports projects that improve the economy in the Everglades Agricultural Area. In recognition of the employment opportunities and economic development generated by new and expanding industries in the area, such as the Airglades Airport in Hendry County and the development of an inland port in Palm Beach County, the Legislature finds that training the citizens of the state to fill the needs of these industries significantly enhances the economic viability of the region.

(3) Funds may be used for grants for tuition for public or private technical or vocational programs and matching grants to employers to conduct employer-based training programs, or for the purchase of equipment to be used for training purposes, the hiring of instructors, or any other purpose directly associated with the program.

(4) The Department of Economic Opportunity may not award a grant to any given training program which exceeds 50 percent of the total cost of the program, unless the training program is located within a rural area of opportunity, in which case the grant may exceed 50 percent of the total cost of the program and up to 100 percent. Matching contributions may include in-kind services, including, but not limited to, the provision of training instructors, equipment, and training facilities.

(5) Prior to granting a request for funds made in accordance with this section, the Department of Economic Opportunity shall enter into a grant agreement with the requestor of funds and the institution receiving funding through the program. Such agreement must include all of the following information:

(a) An identification of the personnel necessary to conduct the instructional program, the qualifications of such personnel, and the respective responsibilities of the parties for paying costs associated with the employment of such personnel.

(b) An identification of the estimated length of the instructional program.

(c) An identification of all direct, training-related costs, including tuition and fees, curriculum development, books and classroom materials, and overhead or indirect costs.

(d) An identification of special program requirements that are not otherwise addressed in the agreement.

(6) The Department of Economic Opportunity may grant up to 100 percent of the tuition for a training program participant who currently resides, and has resided for at least three of the five immediately preceding years within the Everglades Agricultural Area as described in s. 373.4592 and in counties that provide for water storage and dispersed water storage that is located in Rural Areas of Opportunity as described in s. 288.0656.

(7) Programs established in the Everglades Agricultural Area must include opportunities to obtain the qualifications and skills necessary for jobs related to federal and state restoration projects, the Airglades Airport in Hendry County, an inland port in Palm Beach County, or other industries with verifiable, demonstrated interest in operating within the Everglades Agricultural Area and in counties that provide for water storage and dispersed water storage that is located in Rural Areas of Opportunity as described in s. 288.0656.

(8) The Department of Economic Opportunity shall adopt

## INTRODUCTION OF FORMER SENATORS

Senator Latvala recognized former Senator Curt Kiser who was present in the gallery.

On motion by Senator Bradley, by two-thirds vote, **CS for SB 10**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Perry
Artiles	Gainer	Powell
Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Farmer	Passidomo	Young

Nays—3

Brandes	Clemens	Torres
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By direction of the President, the rules were waived and the Senate reverted to—

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### RETURNING MESSAGES

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 8, with 1 amendment, and requests the concurrence of the Senate.

Portia Palmer, Clerk

**CS for SB 8**—A bill to be entitled An act relating to gaming; amending and reordering s. 24.103, F.S.; defining the term "point-of-sale terminal"; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket at a point-of-sale terminal; authorizing the department to adopt rules; providing requirements for the rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including or making use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; amending s. 285.710, F.S.; redefining the term "compact"; ratifying and approving a specified compact executed by the Governor and the Seminole Tribe of Florida contingent upon the adoption of specified amendments to the compact; superseding the compact approved by the Legislature in 2010, subject to certain requirements; directing the Governor to cooperate with the Tribe in seeking approval of the amended compact from the United States Secretary of the Interior; directing the Secretary of the Department of Business and Professional Regulation to provide written notice of the effective date of the compact to specified persons under certain circumstances; specifying the amendments that must be made to the compact by agreement between the Governor and the Tribe for the compact to be deemed ratified and approved; prohibiting the incorporation of specified amendments into the compact from impacting or changing the payments required to the state by the Tribe during specified payment periods; prohibiting the compact from being amended to prorate or reduce required payments to the state; requiring specified provisions of the compact relating to required payments to the state during the initial payment period be deleted; expanding the games authorized to be conducted and the counties in which such games may be offered; amending s. 285.712, F.S.; correcting a citation; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Contest Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the se-

cretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator's license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term "convicted"; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office by a certain date; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; providing a requirement for such records; requiring that such records be available for audit and inspection; requiring the department to adopt rules; creating s. 546.18, F.S.; providing a civil penalty; providing applicability; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing a directive to the Division of Law Revision and Information; amending s. 550.002, F.S.; redefining the term "full schedule of live racing or games"; amending s. 550.01215, F.S.; revising application requirements for pari-mutuel operating licenses; authorizing a greyhound racing permitholder to specify certain intentions on its application; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another permitholder's greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications and that it is a pari-mutuel facility; authorizing such thoroughbred racing permitholder's facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, F.S., to be eligible as a guest track for intertrack wagering and simulcasting, and to remain eligible for a cardroom license; requiring, for a specified period, that such permitholder file with the division an irrevocable consent authorizing the use of certain contributions for specified purses and awards; exempting certain harness horse racing permitholders, quarter horse racing permitholders, and jai alai permitholders from specified live racing or live games requirements; authorizing such permitholders to specify certain intentions on their applications; authorizing certain permitholders that elect not to conduct live racing to retain their permits; providing that certain facilities of such permitholders that have been issued a slot machine license remain eligible facilities, continue to be eligible for a slot machine license, are exempt from certain provisions of ch. 551, F.S., are eligible to be guest tracks or, in certain cases, host tracks for certain purposes, and remain eligible for a cardroom license; authorizing the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to approve changes in racing dates for permitholders under certain circumstances; providing requirements for licensure of certain jai alai permitholders; deleting a provision for conversion of certain converted permits to jai alai permits; authorizing certain limited thoroughbred racing permitholders to apply by a certain date to conduct live performances during a specified timeframe subject to certain conditions; amending s. 550.0251, F.S.; requiring the division to annually report to the Governor and the Legislature; specifying requirements for the content of the report; amending s. 550.054, F.S.; requiring the division to revoke a pari-mutuel wagering operating permit under certain circumstances; prohibiting issuance or approval of new pari-mutuel permits after a specified date; prohibiting certain revoked permits from being reissued; authorizing a permitholder to apply to the division to place a permit in inactive status; revising provisions that prohibit transfer or assignment of a pari-mutuel permit; deleting provisions authorizing a jai alai permitholder to convert such permit to conduct greyhound racing; deleting a provision requiring the division to convert such permits under certain circumstances; deleting provisions for certain converted permits; amending s. 550.0555, F.S.; authorizing specified permitholders to relocate under certain circumstances, subject to certain restrictions; deleting a provision requiring the relocation to be necessary to ensure the revenue-producing capability of the permittee without deteriorating the revenue-producing capability of any other pari-mutuel permittee within a certain distance; revising how certain distances are measured; repealing s. 550.0745, F.S., relating to the conversion of pari-mutuel permits to summer jai alai permits; amending s. 550.0951, F.S.; deleting provisions for certain credits for a greyhound racing permitholder; deleting a provision requiring a specified license fee to be deposited with the

Chief Financial Officer to the credit of the Pari-mutuel Wagering Trust Fund; revising the tax on handle for live greyhound racing and inter-track wagering if the host track is a greyhound racing track; repealing s. 550.09511(4), F.S., relating to a requirement that certain jai alai permitholders pay to the state the same aggregate amount of certain fees and taxes as the permitholders paid during a specified year in which they conducted at least 100 live performances; amending s. 550.09512, F.S.; providing for the revocation of certain harness horse racing permits; specifying that a revoked permit may not be reissued; amending s. 550.09514, F.S.; deleting certain provisions that prohibit tax on handle until a specified amount of tax savings have resulted; revising purse requirements of a greyhound racing permitholder that conducts live racing; amending s. 550.09515, F.S.; providing for the revocation of certain thoroughbred racing permits; specifying that a revoked permit may not be reissued; amending s. 550.1625, F.S.; deleting the requirement that a greyhound racing permitholder pay the breaks tax; repealing s. 550.1647, F.S., relating to unclaimed tickets and breaks held by greyhound racing permitholders; amending s. 550.1648, F.S.; revising requirements for a greyhound racing permitholder to provide a greyhound adoption booth at its facility; requiring sterilization of greyhounds before adoption; authorizing the fee for such sterilization to be included in the cost of adoption; defining the term "bona fide organization that promotes or encourages the adoption of greyhounds"; creating s. 550.1752, F.S.; creating the permit reduction program within the division; providing a purpose for the program; providing for funding for the program; requiring the division to purchase pari-mutuel permits from permitholders under certain circumstances; requiring that permitholders who wish to make an offer to sell meet certain requirements; requiring the division to adopt a certain form by rule; requiring that the division establish the value of a pari-mutuel permit based on the valuation of one or more independent appraisers; authorizing the division to establish a value that is lower than the valuation of the independent appraiser; requiring the division to accept the offers that best utilize available funding; prohibiting the department from accepting an offer to purchase a permit or from executing a contract to purchase a permit under certain conditions; requiring, by a specified date, that the division certify an executed contract to the Chief Financial Officer and request a distribution to be paid to the permitholder; limiting such distributions; providing for expiration of the program; creating s. 550.1753, F.S.; creating the thoroughbred purse and awards supplement program within the division as of a specified date; providing a purpose for the program; providing for funding of the program; requiring the division, within a specified timeframe, to certify to the Chief Financial Officer the amount of the purse and awards supplement funds to be distributed to eligible thoroughbred racing permitholders and request distribution of such funds from the General Revenue Fund to such permitholders; limiting the amount of distributions in any given fiscal year; specifying intended uses of the funds; prohibiting certain thoroughbred horse racing permitholders from receiving purse and awards supplements unless they provide a copy of a certain agreement; specifying percentages of the funds that must be used for certain purposes; requiring the division to apportion purse and awards supplement funds in a specified manner; providing conditions under which certain limited thoroughbred racing permitholders may make annual application for and receive certain funds; providing that funding must be allocated on a pro rata share basis; providing that certain funding is conditioned on limited thoroughbred racing permitholders applying for a limited number of performances; providing that limited thoroughbred permitholders under the program are treated as other thoroughbred permitholders applying for funding after a certain date; authorizing such funds to be used to supplement purses and subsidize certain costs; requiring the division to distribute a specified percentage of funds to a specified organization for payment of specified racing awards; authorizing certain supplemental funds to be returned to thoroughbred horse racing permitholders to allow them to distribute special racing awards under certain circumstances under terms established in a required written agreement; requiring the division to adopt a form to apply to receive supplement purse funds under the program; authorizing the division to adopt rules; providing for expiration of the program; amending s. 550.2415, F.S.; revising the actions that mark the commencement of certain administrative actions; requiring the division to adopt certain rules; deleting a provision specifying the version of the Controlled Therapeutic Medication Schedule which must be used by the division to adopt certain rules; requiring the division rules to include a penalty system for the use of certain drugs, medications, and other foreign substances; requiring the classification and penalty system included in division rules to incorporate specified documents; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported within a certain timeframe on a form adopted by the division; requiring such form to be completed and signed under oath or affirmation by certain individuals; providing penalties; specifying information that must be included on the form; requiring the division to maintain the forms as

public records for a specified time; specifying disciplinary action that may be taken against a licensee of the Department of Business and Professional Regulation who makes false statements on an injury form or who fails to report an injury; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3345, F.S.; deleting obsolete provisions; revising requirements for a permit previously converted from a quarter horse racing permit to a limited thoroughbred racing permit; authorizing certain holders of limited thoroughbred racing permits to apply for and be issued an operating license for a specified purpose under certain circumstances; amending s. 550.3551, F.S.; deleting a provision that limits the number of out-of-state races on which wagers are accepted by a greyhound racing permitholder; deleting a provision requiring certain permitholders to conduct a full schedule of live racing to receive certain full-card broadcasts and accept certain wagers; conforming a cross-reference; amending s. 550.475, F.S.; prohibiting a permitholder from leasing from certain pari-mutuel permitholders; amending s. 550.5251, F.S.; deleting a provision relating to requirements for thoroughbred permitholders; deleting a provision prohibiting a thoroughbred racing permitholder from beginning a race before a specified time; amending s. 550.615, F.S.; revising eligibility requirements for certain pari-mutuel facilities to qualify to receive certain broadcasts; providing that certain greyhound racing permitholders are not required to obtain certain written consent; deleting requirements that intertrack wagering be conducted between certain permitholders; deleting a provision prohibiting certain intertrack wagering in certain counties; specifying conditions under which greyhound racing permitholders may accept wagers; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.101, F.S.; revising the facilities that may possess slot machines and conduct slot machine gaming; deleting certain provisions requiring a countywide referendum to approve slot machines at certain facilities; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; prohibiting the division from issuing a slot machine license to certain pari-mutuel permitholders; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; exempting a summer thoroughbred racing permitholder from certain purse requirements; providing applicability; providing an expiration for a provision requiring certain slot machine licensees to remit a certain amount for the payment of purses on live races; deleting a provision prohibiting the division from issuing or renewing a license for an applicant holding a permit under ch. 550, F.S., under certain circumstances; conforming provisions to changes made by the act; creating s. 551.1042, F.S.; prohibiting the transfer of a slot machine license or relocation of a slot machine facility; providing an exception; creating s. 551.1043, F.S.; providing legislative findings; authorizing two additional slot machine licenses to be awarded and renewed annually to persons located in specified counties; providing that no more than one license may be awarded in each of those counties; authorizing certain persons to apply for such licenses; providing that certain persons are ineligible to apply for the additional slot machine licenses; providing a license application fee; requiring the deposit of the fee in the Pari-mutuel Wagering Trust Fund; requiring the Division of Pari-mutuel Wagering to award the license to the applicant that best meets the selection criteria; providing selection criteria; requiring the division to complete a certain evaluation by a specified date; specifying grounds for denial of an application; providing that certain protests be forwarded to the Division of Administrative Hearings; providing requirements for appeals; authorizing the Division of Pari-mutuel Wagering to adopt certain emergency rules; authorizing the licensee of the additional slot machine license to operate a cardroom and a specified number of house banked blackjack table games at its facility under certain circumstances; providing that such licensee is subject to specified provisions of ch. 849, F.S., and exempt from specified provisions of chs. 550 and 551, F.S.; creating s. 551.1044, F.S.; authorizing blackjack table games at certain pari-mutuel facilities; specifying limits on wagers; requiring a permitholder that offers banked blackjack to pay a tax to the state; providing that such tax is subject to certain provisions of ch. 849, F.S.; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenues under certain conditions; revising the taxes to be paid to the division for deposit into the Pari-mutuel Wagering Trust Fund; requiring certain funds to be transferred into the Educational Enhancement Trust Fund and to specified entities; requiring certain permitholders and licensees to pay a slot machine guarantee fee if certain taxes and fees paid to the state during certain periods fall below a specified amount; amending s. 551.108, F.S.; providing applicability; amending s. 551.114, F.S.; revising the areas where a designated slot machine gaming area may be located; amending s.

551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 551.121, F.S.; authorizing the serving of complimentary or reduced-cost alcoholic beverages to persons playing slot machines; authorizing the location of an automated teller machine or similar device within designated slot machine gaming areas; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; revising certain license renewal requirements; deleting provisions relating to restrictions on hours of operation; authorizing certain cardroom operators to offer certain designated player games; requiring the designated player and employees of the designated player to be licensed; requiring the designated player to pay certain fees; prohibiting cardroom operators from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover all wagers of opposing players; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permitholder; providing contract requirements for the agreement; requiring a thoroughbred permitholder to remit a percentage of specified funds to the Florida Thoroughbred Breeders' Association, Inc., subject to certain requirements; revising requirements to transfer or reissue certain cardroom gaming licenses; conforming provisions to changes made by the act; amending s. 849.0931, F.S.; authorizing certain veterans' organizations engaged in charitable, civic, benevolent, or scholastic works or similar endeavors to conduct bingo using electronic tickets on specified premises; requiring that electronic tickets for instant bingo meet a certain requirement; making the sale of such tickets by veterans' organizations contingent upon certification of software by a nationally recognized independent gaming laboratory; directing the Division of Pari-mutuel Wagering to revoke certain pari-mutuel permits; specifying that the revoked permits may not be re-issued; providing a directive to the Division of Law Revision and Information; providing effective dates; providing a contingent effective date.

**House Amendment 1 (837981) (with title amendment)**—Remove everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (1) and subsection (3) of section 285.710, Florida Statutes, are amended to read:

285.710 Compact authorization.—

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

(a) “Compact” means the Gaming Compact between the Seminole Tribe of Florida and the State of Florida, ~~executed on April 7, 2010.~~

(3)(a) The Gaming Compact between the Seminole Tribe of Florida and the State of Florida, executed by the Governor and the Tribe on April 7, 2010, ~~is~~ ratified and approved by chapter 2010-29, Laws of Florida. ~~The Governor shall cooperate with the Tribe in seeking approval of the compact from the United States Secretary of the Interior.~~

(b) *The Governor, on behalf of this state, is hereby authorized and directed to execute a new compact with the Tribe as set forth in paragraph (c), and the Legislature hereby signifies in advance its approval and ratification of such compact, provided that it is identical to the compact set forth in paragraph (c) and becomes effective on or before January 1, 2018. The Governor shall cooperate with the Tribe in seeking approval of such compact ratified and approved under this paragraph from the Secretary of the Department of the Interior. Upon becoming effective, such compact supersedes the Gaming Compact ratified and approved under paragraph (a), which shall then become null and void.*

(c) *The Legislature hereby approves and ratifies the following Gaming Compact between the State of Florida and the Seminole Tribe of Florida, provided that such compact becomes effective on or before January 1, 2018:*



*Gaming Compact Between the Seminole Tribe of Florida  
and the State of Florida*

*This compact is made and entered into by and between the Seminole Tribe of Florida and the State of Florida, with respect to the operation of covered games, as defined herein, on the Tribe's Indian lands, as defined by the Indian Gaming Regulatory Act, 25 U.S.C. ss. 2701 et seq.*

PART I

*TITLE.—This document shall be referred to as the “Gaming Compact between the Seminole Tribe of Florida and the State of Florida.”*

PART II

*LEGISLATIVE FINDINGS.—*

(1) *The Seminole Tribe of Florida is a federally recognized tribal government that possesses sovereign powers and rights of self-government.*

(2) *The State of Florida is a state of the United States of America that possesses the sovereign powers and rights of a state.*

(3) *The State of Florida and the Seminole Tribe of Florida maintain a government-to-government relationship.*

(4) *The United States Supreme Court has long recognized the right of an Indian Tribe to regulate activity on lands within its jurisdiction, but the United States Congress, through the Indian Gaming Regulatory Act, has given states a role in the conduct of tribal gaming in accordance with negotiated tribal-state compacts.*

(5) *Pursuant to the Seminole Tribe Amended Gaming Ordinance, adopted by Resolution No. C-195-06, and approved by the Chairman of the National Indian Gaming Commission on July 10, 2006, hereafter referred to as the “Seminole Tribal Gaming Code,” the Seminole Tribe of Florida desires to offer the play of covered games, as defined in Part III, as a means of generating revenues for purposes authorized by the Indian Gaming Regulatory Act, including, without limitation, the support of tribal governmental programs, such as health care, housing, sewer and water projects, police, fire suppression, general assistance for tribal elders, day care for children, economic development, educational opportunities, per capita payments to tribal members, and other typical and valuable governmental services and programs for tribal members.*

(6) *This compact is the only gaming compact between the Tribe and the state. This compact supersedes the Gaming Compact between the Tribe and the state executed on or about April 7, 2010, which was subsequently ratified by the Legislature and went into effect on or about July 6, 2010.*

(7) *It is in the best interests of the Seminole Tribe of Florida and the State of Florida for the state to enter into a compact with the Tribe that recognizes the Tribe's right to offer certain Class III gaming and provides substantial exclusivity of such activities in conjunction with a reasonable revenue sharing arrangement between the Tribe and the state that will entitle the state to significant revenue participation.*

PART III

*DEFINITIONS.—As used in this compact, the term:*

(1) *“Annual oversight assessment” means the amount owed by the Tribe to the state for reimbursement for the actual and reasonable costs incurred by the state compliance agency to perform the monitoring functions set forth under the compact.*

(2) *“Class II video bingo terminals” means any electronic aid to a Class II bingo game that includes a video spinning reel or mechanical spinning reel display.*

(3) *“Class III gaming” means the forms of Class III gaming defined in 25 U.S.C. s. 2703(8) and by the regulations of the National Indian Gaming Commission.*

(4) *“Commission” means the Seminole Tribal Gaming Commission, which is the tribal governmental agency that has the authority to carry out the Tribe's regulatory and oversight responsibilities under this compact.*

(5) *“Compact” means this Gaming Compact between the Seminole Tribe of Florida and the State of Florida.*

(6) *“Covered game” or “covered gaming activity” means the following Class III gaming activities:*

(a) *Slot machines, which machines must meet all of the following requirements:*

1. *Any mechanical or electrical contrivance, terminal that may or may not be capable of downloading slot games from a central server system, machine, or other device.*

2. *Require, for play or operation, the insertion of a coin, bill, ticket, token, or similar object, or payment of any consideration whatsoever, including the use of any electronic payment system, except a credit card or debit card, unless state law authorizes the use of an electronic payment system that uses a credit or debit card payment, in which case the Tribe is authorized to use such payment system.*

3. *Are available to play or operate, the play or operation of which, whether by reason of skill or application of the element of chance or both, may deliver or entitle the person or persons playing or operating the contrivance, terminal, machine, or other device to receive cash, billets, tickets, tokens, or electronic credits to be exchanged for cash or to receive merchandise or anything of value whatsoever, whether the payoff is made automatically from the machine or manually.*

4. *Includes associated equipment necessary to conduct the operation of the contrivance, terminal, machine, or other device.*

5. *May use spinning reels, video displays, or both.*

(b) *Banking or banked card games, including any card games that are banked by the house, a player, other person or party, or any combination or variation thereof, such as baccarat, chemin de fer, and blackjack or 21; provided that the Tribe shall not offer such banked card games at its Brighton or Big Cypress facilities.*

(c) *Raffles and drawings.*

(d) *Any new game, if expressly authorized by the Legislature pursuant to legislation enacted subsequent to the effective date of this compact and lawfully conducted by any person for any purpose pursuant to such authorization, except for banked card games authorized for any other federally recognized tribe pursuant to Indian Gaming Regulatory Act, provided that the tribe has land in federal trust in the state as of February 1, 2017.*

(7) *“Covered game employee” or “covered employee” means an individual employed and licensed by the Tribe whose responsibilities include the rendering of services with respect to the operation, maintenance, or management of covered games, including, but not limited to, managers and assistant managers; accounting personnel; commission officers; surveillance and security personnel; cashiers, supervisors, and floor personnel; cage personnel; and any other employee whose employment duties require or authorize access to areas of the facility related to the conduct of covered games or the technical support or storage of covered game components. The term does not include the Tribe's elected officials, provided that such individuals are not directly involved in the operation, maintenance, or management of covered games or covered games components.*

(8) *“Documents” means books, records, electronic, magnetic, and computer media documents, and other writings and materials, copies of such documents and writings, and information contained in such documents and writings.*

(9) *“Effective date” means the date on which the compact becomes effective pursuant to subsection (1) of Part XVI.*

(10) *“Electronic bingo machine” means a card minding device, which may only be used in connection with a bingo game as defined in s. 849.0931(1)(a), Florida Statutes, which is certified in advance by an independent testing laboratory approved by the Division of Pari-Mutuel Wagering as a bingo aid device that meets all of the following requirements:*

(a) *Aids a bingo game player by:*

1. Storing in the memory of the device not more than three bingo faces of tangible bingo cards as defined by s. 849.0931(1)(b), Florida Statutes, purchased by a player.

2. Comparing the numbers drawn and individually entered into the device by the player to the bingo faces previously stored in the memory of the device.

3. Identifying preannounced winning bingo patterns marked or covered on the stored bingo faces.

(b) Is not capable of accepting or dispensing any coins, currency, or tokens.

(c) Is not capable of monitoring any bingo card face other than the faces of the tangible bingo card or cards purchased by the player for that game.

(d) Is not capable of displaying or representing the game result through any means other than highlighting the winning numbers marked or covered on the bingo card face or giving an audio alert that the player's card has a prize-winning pattern. No casino game graphics, themes, or titles, including, but not limited to, depictions of slot machine-style symbols, cards, craps, roulette, or lottery may be used.

(e) Is not capable of determining the outcome of any game.

(f) Does not award progressive prizes of more than \$2,500.

(g) Does not award prizes exceeding \$1,000, other than progressive prizes not exceeding \$2,500.

(h) Does not contain more than one player position for playing bingo.

(i) Does not contain or does not link to more than one video display.

(j) Awards prizes based solely on the results of the bingo game, with no additional element of chance.

(11) "Facility" means a building or buildings of the Tribe in which the covered games authorized by this compact are conducted.

(12) "Guaranteed minimum compact term payment" means a minimum total payment for the guarantee payment period of \$3 billion, which shall include all revenue share payments during the guarantee payment period.

(13) "Guarantee payment period" means the seven-year period beginning July 1, 2017, and ending June 30, 2024.

(14) "Guaranteed revenue sharing cycle payment" means the payments as provided in Part XI.

(15) "Historic racing machine" means an individual historic race terminal linked to a central server as part of a network-based video game, where the terminals allow pari-mutuel wagering by players on the results of previously conducted horse or greyhound races, but only if the game is certified in advance by an independent testing laboratory approved by the Division of Pari-Mutuel Wagering as complying with all of the following requirements:

(a) Stores all data on previously conducted horse or greyhound races in a secure format on the central server, which is located at the pari-mutuel facility.

(b) Uses only horse or greyhound races that were recorded at licensed pari-mutuel facilities in the United States after January 1, 2000.

(c) Offers one or more of the following three bet types on all historic racing machines: win-place-show, quinella, or tri-fecta.

(d) Offers one or more of the following racing types: thoroughbreds, harness, or greyhounds.

(e) Progressive prizes of more than of \$2,500 are prohibited.

(f) Does not award prizes exceeding \$1,000, other than progressive prizes not exceeding \$2,500.

(g) After each wager is placed, displays a video of at least the final eight seconds of the horse or greyhound race before any prize is awarded or indicated on the historic racing machine.

(h) The display of the video of the horse or greyhound race must occupy at least 70 percent of the historic racing machine's video screen and does not contain and is not linked to more than one video display.

(i) Does not use casino game graphics, themes, or titles, including but not limited to, depictions of slot machine-style symbols, cards, craps, roulette, lottery, or bingo.

(j) Does not use video or mechanical reel displays.

(k) Does not contain more than one player position for placing wagers.

(l) Does not dispense coins, currency, or tokens.

(m) Awards prizes solely on the results of a previously conducted horse or greyhound race with no additional element of chance.

(n) Uses a random number generator to select the race from the central server to be displayed to the player and the numbers or other designations of race entrants that will be used in the various bet types for any "Quick Pick" bets. To prevent an astute player from recognizing the race based on the entrants and thus knowing the results before placing a wager, the entrants of the race may not be identified until after all wagers for that race have been placed.

(16) "Indian Gaming Regulatory Act" means the Indian Gaming Regulatory Act, Pub. L. 100-497, Oct. 17, 1988, 102 Stat. 2467, codified at 25 U.S.C. ss. 2701 et seq. and 18 U.S.C. ss. 1166 to 1168.

(17) "Indian lands" means the lands defined in 25 U.S.C. s. 2703(4).

(18) "Initial payment period" means the period beginning on the effective date of the compact and ending on June 30, 2017.

(19) "Lottery vending machine" means any of the following three types of machines:

(a) A machine that dispenses pre-printed paper instant lottery tickets, but that does not read or reveal the results of the ticket or allow a player to redeem any ticket. The machine, or any machine or device linked to the machine, does not include or make use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play, but does not preclude the use of casino game themes or titles on such tickets or signage or advertising displays on the machines;

(b) A machine that dispenses pre-determined electronic instant lottery tickets and displays an image of the ticket on a video screen on the machine, where the player touches the image of the ticket on the video screen to reveal the outcome of the ticket, provided the machine does not permit a player to redeem winnings, does not make use of video reels or mechanical reels, and does not simulate the play of any casino game, and the lottery retailer is paid the same amount as would be paid for the sale of paper instant lottery tickets; or

(c) A machine that dispenses a paper lottery ticket with numbers selected by the player or randomly by the machine, but does not reveal the winning numbers. Such winning numbers are selected at a subsequent time and different location through a drawing conducted by the state lottery. The machine, or any machine or device linked to the machine, does not include or make use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play. The machine is not used to redeem a winning ticket. This does not preclude the use of casino game themes, titles for signage, or advertising displays on the machine.

(20) "Monthly payment" means the monthly revenue share payment which the Tribe remits to the state on the 15th day of the month following each month of the revenue sharing cycle.

(21) "Net revenue base" means the net win for the 12 month period immediately preceding the offering of, for public or private use, Class III or other casino-style gaming at any of the licensed pari-mutuel facilities in Broward and Miami-Dade Counties, except that if the commencement

of such new gaming is made during the initial payment period, “net revenue base” means net win for the 12-month period immediately preceding this compact.

(22) “Net win” means the total receipts from the play of all covered games less all prize payouts and free play or promotional credits issued by the Tribe.

(23) “Pari-mutuel wagering activities” means those activities presently authorized by chapter 550, which do not include any casino-style game or device that includes video reels or mechanical reels or other slot machine or casino game themes or titles.

(24) “Patron” means any person who is on the premises of a facility, or who enters the Tribe’s Indian lands for the purpose of playing covered games authorized by this compact.

(25) “Regular payment period” means the period beginning on July 1, 2024, and terminating at the end of the term of this compact.

(26) “Revenue share payment” means the periodic payment by the Tribe to the state provided for in Part XI.

(27) “Revenue sharing cycle” means the annual 12-month period of the Tribe’s operation of covered games in its facilities beginning on July 1 of each fiscal year, except for during the initial payment period, when the first revenue sharing cycle begins on July 1 of the previous year, and the Tribe receives a credit for any amount paid to the state under the 2010 Compact for that revenue sharing cycle.

(28) “Rules and regulations” means the rules and regulations promulgated by the commission for implementation of this compact.

(29) “State” means the State of Florida.

(30) “State compliance agency” means the state agency designated by the Florida Legislature that has the authority to carry out the state’s oversight responsibilities under this compact.

(31) “Tribe” means the Seminole Tribe of Florida or any affiliate thereof conducting activities pursuant to this compact under the authority of the Seminole Tribe of Florida.

#### PART IV

##### AUTHORIZATION AND LOCATION OF COVERED GAMES.—

(1) The Tribe and state agree that the Tribe is authorized to operate covered games on its Indian lands, as defined in the Indian Gaming Regulatory Act, in accordance with the provisions of this compact. Except as otherwise provided in this compact, nothing gives the Tribe the right to conduct roulette, craps, roulette-style games, or craps-style games; however, nothing in the compact is intended to prohibit the Tribe from operating slot machines that employ video or mechanical displays of roulette, wheels, or other table game themes. Except for the provisions in subsection (1) of Part XI, nothing in this compact shall limit the Tribe’s right to operate any Class II gaming under the Indian Gaming Regulatory Act.

(2) The Tribe is authorized to conduct covered games under this compact only at the following seven existing facilities, which may be expanded or replaced as provided in subsection (3) on Indian lands:

- (a) Seminole Indian Casino-Brighton in Okeechobee, FL.
- (b) Seminole Indian Casino-Coconut Creek in Coconut Creek, FL.
- (c) Seminole Indian Casino-Hollywood in Hollywood, FL.
- (d) Seminole Indian Casino-Immokalee in Immokalee, FL.
- (e) Seminole Indian Casino-Big Cypress in Clewiston, FL.
- (f) Seminole Hard Rock Hotel & Casino-Hollywood in Hollywood, FL.
- (g) Seminole Hard Rock Hotel & Casino-Tampa in Tampa, FL.

(3) Any of the facilities existing on Indian lands identified in subsection (2) may be expanded or replaced by another facility on the same Indian lands with at least 60 days’ advance notice to the state.

#### PART V

##### RULES AND REGULATIONS; MINIMUM REQUIREMENTS FOR OPERATIONS.—

(1) At all times during the term of this compact, the Tribe shall be responsible for all duties that are assigned to it and the commission under this compact. The Tribe shall promulgate any rules necessary to implement this compact, which, at a minimum, shall expressly include or incorporate by reference all provisions of Parts V, VI, VII, and VIII. Nothing in this compact shall be construed to affect the Tribe’s right to amend its rules, provided that any such amendment is in conformity with this compact. The state compliance agency may propose additional rules consistent with and related to the implementation of this compact to the commission at any time, and the commission shall give good faith consideration to such proposed rules and shall notify the state compliance agency of its response or action with respect to such rules.

(2) All facilities shall comply with, and all covered games approved under this compact shall be operated in accordance with, the requirements set forth in this compact, including, but not limited to, the requirements set forth in subsections (3) and (4) and the Tribe’s Internal Control Policies and Procedures. In addition, all facilities and all covered games shall be operated in strict compliance with tribal internal control standards that provide a level of control that equals or exceeds those set forth in the National Indian Gaming Commission’s Minimum Internal Control Standards, 25 C.F.R. part 542 (2015), even if the 2015 regulations are determined to be invalid or are subsequently withdrawn by the National Indian Gaming Commission. The Tribe may amend or supplement its internal control standards from time to time, provided that such changes continue to provide a level of control that equals or exceeds those set forth in 25 C.F.R. part 542 (2015).

(3) The Tribe and the commission shall retain all documents in compliance with the requirements set forth in the Tribe’s Record Retention Policies and Procedures.

(4) The Tribe shall continue and maintain its program to combat problem gambling and curtail compulsive gambling and work with the Florida Council on Compulsive Gambling or other organizations dedicated to assisting problem gamblers. The Tribe shall continue to maintain the following safeguards against problem gambling:

(a) The Tribe shall provide to every new gaming employee a comprehensive training and education program designed in cooperation with the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers.

(b) The Tribe shall make printed materials available to patrons, which include contact information for the Florida Council on Compulsive Gambling 24-hour helpline or other hotline dedicated to assisting problem gamblers, and will work with the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers to provide contact information for the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers, and to provide such information on the facility’s website. The Tribe shall continue to display within the facilities all literature from the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers.

(c)1. The commission shall establish a list of patrons voluntarily excluded from the Tribe’s facilities, pursuant to subparagraph 3.

2. The Tribe shall employ its best efforts to exclude patrons on such list from entry into its facilities; provided that nothing in this compact shall create for patrons who are excluded but gain access to the facilities, or any other person, a cause of action or claim against the state, the Tribe or the commission, or any other person, entity, or agency for failing to enforce such exclusion.

3. Patrons who believe they may be compulsively playing covered games may request that their names be placed on the list of patrons voluntarily excluded from the Tribe’s facilities.

(d) All covered game employees shall receive training on identifying compulsive gamblers and shall be instructed to ask such persons to leave. The facility shall make available signs bearing a toll-free help-line number and educational and informational materials at conspicuous locations and automated teller machines in each facility, which materials aim at the prevention of problem gaming and which specify where patrons may receive counseling or assistance for gambling problems. All covered games employees shall also be screened by the Tribe for compulsive gambling habits. Nothing in this subsection shall create for patrons, or any other person, a cause of action or claim against the state, the Tribe or the commission, or any other person, entity, or agency for failing to identify a patron or person who is a compulsive gambler or ask that person to leave.

(e) The Tribe shall follow the rules for exclusion of patrons set forth in the Seminole Tribal Gaming Code.

(f) The Tribe shall make diligent efforts to prevent underage individuals from loitering in the area of each facility where the covered games take place.

(g) The Tribe shall ensure that any advertising and marketing of covered games at the facilities contains a responsible gambling message and a toll-free help-line number for problem gamblers, where practical, and that such advertising and marketing make no false or misleading claims.

(5) The state may secure an annual independent audit of the conduct of covered games subject to this compact, as set forth in Part VIII.

(6) The facility shall visibly display summaries of the rules for playing covered games and promotional contests and shall make available complete sets of rules upon request. The Tribe shall provide copies of all such rules to the state compliance agency within 30 calendar days after issuance or amendment.

(7) The Tribe shall provide the commission and state compliance agency with a chart of the supervisory lines of authority with respect to those directly responsible for the conduct of covered games, and shall promptly notify those agencies of any material changes to the chart.

(8) The Tribe shall continue to maintain proactive approaches to prevent improper alcohol sales, drunk driving, underage drinking, and underage gambling. These approaches shall involve intensive staff training, screening and certification, patron education, and the use of security personnel and surveillance equipment in order to enhance patrons' enjoyment of the facilities and provide for patron safety.

(a) Staff training includes specialized employee training in non-violent crisis intervention, driver license verification, and detection of intoxication.

(b) Patron education shall be carried out through notices transmitted on valet parking stubs, posted signs in the facilities, and in brochures.

(c) Roving and fixed security officers, along with surveillance cameras, shall assist in the detection of intoxicated patrons, investigate problems, and engage with patrons to deescalate volatile situations.

(d) To help prevent alcohol-related crashes, the Tribe will continue to operate the "Safe Ride Home Program," a free taxi service.

(e) The Tribe shall maintain these programs and policies in its Alcohol Beverage Control Act for the duration of the compact but may replace such programs and policies with stricter or more extensive programs and policies. The Tribe shall provide the state with written notice of any changes to the Tribe's Alcohol Beverage Control Act, which notice shall include a copy of such changes and shall be sent on or before the effective date of the change. Nothing in this subsection shall create for patrons, or any other person, a cause of action or claim against the state, the Tribe or the commission, or any other person, entity, or agency for failing to fulfill the requirements of this subsection.

(9) A person under 21 years of age may not play covered games, unless otherwise permitted by state law.

(10) The Tribe may establish and operate facilities that operate covered games only on its Indian lands as defined by the Indian Gaming Regulatory Act and as specified in Part IV.

(11) The commission shall keep a record of, and shall report at least quarterly to the state compliance agency, the number of covered games in each facility, by the name or type of each game and its identifying number.

(12) The Tribe and the commission shall make available, to any member of the public upon request, within 10 business days, a copy of the minimum internal control standards of the National Indian Gaming Commission (25 C.F.R. part 542 (2015)), the Seminole Tribal Gaming Code, this compact, the rules of each covered game operated by the Tribe, and the administrative procedures for addressing patron tort claims under Part VI.

#### PART VI

#### PATRON DISPUTES, WORKERS' COMPENSATION, TORT CLAIMS; PRIZE CLAIMS; LIMITED CONSENT TO SUIT.—

(1) All patron disputes involving gaming shall be resolved in accordance with the procedures established in the Seminole Tribal Gaming Code.

(2) Tort claims by employees of the Tribe's facilities will be handled pursuant to the provisions of the Tribe's Workers' Compensation Ordinance, which shall provide workers the same or better protections as provided in state workers' compensation laws.

(3) Disputes involving employees of the Tribe's facilities will be handled pursuant to the provisions of the Tribe's policy for gaming employees, as set forth in the Employee Fair Treatment and Dispute Resolution Policy.

(4) A patron who claims to have been injured after the effective date of the compact at one of the Tribe's facilities in which covered games are played is required to provide written notice to the Tribe's Risk Management Department or the facility, in a reasonable and timely manner, but no longer than three years after the date of the incident giving rise to the claimed injury, or the claim shall be forever barred.

(5) The Tribe shall have 30 days to respond to a claim made by a patron. If the Tribe fails to respond within 30 days, the patron may file suit against the Tribe. When the Tribe responds to an incident alleged to have caused a patron's injury or illness, the Tribe shall provide a claim form to the patron. The form must include the address for the Tribe's Risk Management Department and provide notice of the Tribe's administrative procedures for addressing patron tort claims, including notice of the relevant deadlines that may bar such claims if the Tribe's administrative procedures are not followed. It is the patron's responsibility to complete the form and forward the form to the Tribe's Risk Management Department within a reasonable period of time, and in a reasonable and timely manner. Nothing herein shall interfere with any claim a patron might have arising under the Federal Tort Claim Act.

(6) Upon receiving written notification of the claim, the Tribe's Risk Management Department shall forward the notification to the Tribe's insurance carrier. The Tribe shall use its best efforts to ensure that the insurance carrier contacts the patron within a reasonable period of time after receipt of the claim.

(7) The insurance carrier shall handle the claim to conclusion. If the patron, Tribe, and insurance carrier are not able to resolve the claim in good faith within one year after the patron provided written notice to the Tribe's Risk Management Department or the facility, the patron may bring a tort claim against the Tribe in any court of competent jurisdiction in the county in which the incident alleged to have caused injury occurred, as provided in this compact, and subject to a four-year statute of limitations, which shall begin to run from the date of the incident of the injury alleged in the claim. A patron's notice of injury to the Tribe pursuant to subsection (4) and the fulfillment of the good faith attempt at resolution pursuant to this part are conditions precedent to filing suit.

(8) For tort claims of patrons made pursuant to subsection (4), the Tribe agrees to waive its tribal sovereign immunity to the same extent as the state waives its sovereign immunity, as specified in s. 768.28(1) and (5), Florida Statutes, as such provision may be amended from time to time by the Legislature. In no event shall the Tribe be deemed to have waived its tribal immunity from suit beyond the limits set forth in s. 768.28(5), Florida Statutes. These limitations are intended to include

liability for compensatory damages, costs, pre-judgment interest, and attorney fees if otherwise allowable under state law arising out of any claim brought or asserted against the Tribe, its subordinate governmental and economic units, any Tribal officials, employees, servants, or agents in their official capacities and any entity which is owned, directly or indirectly, by the Tribe. All patron tort claims brought pursuant to this provision shall be brought solely against the Tribe, as the sole party in interest.

(9) Notices explaining the procedures and time limitations with respect to making a tort claim shall be prominently displayed in the facilities, posted on the Tribe's website, and provided to any patron for whom the Tribe has notice of the injury or property damage giving rise to the tort claim. Such notices shall explain:

(a) The method and places for making a tort claim, including where the patron must submit the claim.

(b) That the process is the exclusive method for asserting a tort claim arising under this section against the Tribe.

(c) That the Tribe and its insurance carrier have one year from the date the patron gives notice of the claim to resolve the matter, and that after that time, the patron may file suit in a court of competent jurisdiction.

(d) That the exhaustion of the process is a prerequisite to filing a claim in state court.

(e) That claims that fail to follow this process shall be forever barred.

(10) The Tribe shall maintain an insurance policy that shall:

(a) Prohibit the insurer or the Tribe from invoking tribal sovereign immunity for claims up to the limits to which the state has waived sovereign immunity as set forth in s. 768.28(5), Florida Statutes, or its successor statute.

(b) Include covered claims made by a patron or invitee for personal injury or property damage.

(c) Permit the insurer or the Tribe to assert any statutory or common law defense other than sovereign immunity.

(d) Provide that any award or judgment rendered in favor of a patron or invitee shall be satisfied solely from insurance proceeds.

(11) The Tribal Council of the Seminole Tribe of Florida may, in its discretion, consider claims for compensation in excess of the limits of the Tribe's waiver of its sovereign immunity.

#### PART VII

##### ENFORCEMENT OF COMPACT PROVISIONS.—

(1) The Tribe, the commission, and the state compliance agency, to the extent authorized by this compact, shall be responsible for regulating activities pursuant to this compact. As part of its responsibilities, the Tribe shall adopt or issue standards designed to ensure that the facilities are constructed, operated, and maintained in a manner that adequately protects the environment and public health and safety. Additionally, the Tribe and the commission shall ensure that:

(a) Operation of the conduct of covered games is in strict compliance with:

1. The Seminole Tribal Gaming Code.

2. All rules, regulations, procedures, specifications, and standards lawfully adopted by the National Indian Gaming Commission and the commission.

3. The provisions of this compact, including, but not limited to, the Tribe's standards and rules.

(b) Reasonable measures are taken to:

1. Ensure the physical safety of facility patrons, employees, and any other person while in the facility.

2. Prevent illegal activity at the facilities or with regard to the operation of covered games, including, but not limited to, the maintenance of employee procedures and a surveillance system.

3. Ensure prompt notification is given, in accordance with applicable law, to appropriate law enforcement authorities of persons who may be involved in illegal acts.

4. Ensure that the construction and maintenance of the facilities complies with the standards of the Florida Building Code, the provisions of which the Tribe has adopted as the Seminole Tribal Building Code.

5. Ensure adequate emergency access plans have been prepared to ensure the health and safety of all covered game patrons.

(2) All licenses for members and employees of the commission shall be issued according to the same standards and terms applicable to facility employees. The commission's officers shall be independent of the Tribal gaming operations, and shall be supervised by and accountable only to the commission. A commission officer shall be available to the facility during all hours of operation upon reasonable notice, and shall have immediate access to any and all areas of the facility for the purpose of ensuring compliance with the provisions of this compact. The commission shall investigate any suspected or reported violation of this part and shall officially enter into its files timely written reports of investigations and any action taken thereon, and shall forward copies of such investigative reports to the state compliance agency within 30 calendar days after such filing. The scope of such reporting shall be determined by the commission and the state compliance agency as soon as practicable after the effective date of this compact. Any such violations shall be reported immediately to the commission, and the commission shall immediately forward such reports to the state compliance agency. In addition, the commission shall promptly report to the state compliance agency any such violations which it independently discovers.

(3) In order to develop and foster a positive and effective relationship in the enforcement of the provisions of this compact, representatives of the commission and the state compliance agency shall meet at least annually to review past practices and examine methods to improve the regulatory scheme created by this compact. The meetings shall take place at a location mutually agreed upon by the commission and the state compliance agency. The state compliance agency, before or during such meetings, shall disclose to the commission any concerns, suspected activities, or pending matters reasonably believed to constitute violations of the compact by any person, organization, or entity, if such disclosure will not compromise the interest sought to be protected.

#### PART VIII

##### STATE MONITORING OF COMPACT.—

(1) It is the express intent of the Tribe and the state for the Tribe to regulate its own gaming activities. Notwithstanding, the state shall conduct random inspections as provided for in this part to ensure that the Tribe is operating in accordance with the terms of the compact. The state may secure an annual independent audit of the conduct of covered games subject to this compact and the Tribe shall cooperate with such audit. The audit shall:

(a) Examine the covered games operated by the Tribe to ensure compliance with the Tribe's Internal Control Policies and Procedures and any other standards, policies, or procedures adopted by the Tribe, the commission, or the National Indian Gaming Commission which govern the play of covered games.

(b) Examine revenues in connection with the conduct of covered games and include only those matters necessary to verify the determination of net win and the basis and amount of the payments the Tribe is required to make to the state pursuant to Part XI and as defined by this compact.

(2) A copy of the audit report for the conduct of covered games shall be submitted to the commission and the state compliance agency within 30 calendar days after completion. Representatives of the state compliance agency may, upon request, meet with the Tribe and its auditors to discuss the audit or any matters in connection therewith; provided that such discussions are limited to covered games information. The annual independent audit shall be performed by an independent firm selected by the state which has experience in auditing casino operations, subject to the consent of the Tribe, which shall not be unreasonably withheld. The Tribe shall pay for the cost of the annual independent audit.

(3) As provided herein, the state compliance agency may monitor the conduct of covered games to ensure that the covered games are conducted in compliance with the provisions of this compact. In order to properly monitor the conduct of covered games, agents of the state compliance agency shall have reasonable access, without prior notice, to all public areas of the facilities related to the conduct of covered games.

(a) The state compliance agency may review whether the Tribe's facilities are in compliance with the provisions of this compact and the Tribe's rules and regulations applicable to covered games and may advise on such issues as it deems appropriate. In the event of a dispute or disagreement between Tribal and state compliance agency regulators, the dispute or disagreement shall be resolved in accordance with the dispute resolution provisions of Part XIII.

(b) In order to fulfill its oversight responsibilities, the state compliance agency may perform on a routine basis specific oversight testing procedures as set forth in paragraph (c).

(c)1. The state compliance agency may inspect any covered games in operation at the facilities on a random basis, provided that such inspections may not exceed one inspection per facility per calendar month and the inspection may not exceed ten hours spread over those two consecutive days, unless the state compliance agency determines that additional inspection hours are needed to address the issues of substantial noncompliance, provided that the state compliance agency provides the Tribe with written notification of the need for additional inspection hours and a written summary of the substantial noncompliance issues that need to be addressed during the additional inspection hours. The total number of hours of random inspections and audit reviews per year may not exceed 1,200 hours. Inspection hours shall be calculated on the basis of the actual amount of time spent by the state compliance agency conducting the inspections at a facility, without accounting for a multiple for the number of state compliance agency inspectors or agents engaged in the inspection activities. The purpose of the random inspections is to confirm that the covered games function properly pursuant to the manufacturer's technical standards and are conducted in compliance with the Tribe's Internal Control Policies and Procedures and any other standards, policies, or procedures adopted by the Tribe, the commission, or the National Indian Gaming Commission which govern the play of covered games. The state compliance agency shall provide notice to the commission of such inspection at or before the commencement of a random inspection and a commission agent may accompany the inspection.

2. For each facility, the state compliance agency may perform one annual review of the Tribe's slot machine compliance audit.

3. At least annually, the state compliance agency may meet with the Tribe's Internal Audit Department for Gaming to review internal controls and the record of violations for each facility.

(d) The state compliance agency shall cooperate with and obtain the assistance of the commission in the resolution of any conflicts in the management of the facilities, and the state and the Tribe shall make their best efforts to resolve disputes through negotiation whenever possible. Therefore, to foster a spirit of cooperation and efficiency, the state compliance agency and Tribe shall resolve disputes between the state compliance agency staff and commission regulators about the day-to-day regulation of the facilities through meeting and conferring in good faith. Notwithstanding, the parties may seek other relief that may be available when circumstances require such relief. In the event of a dispute or disagreement between tribal and state compliance agency regulators, the dispute or disagreement shall be resolved in accordance with the dispute resolution provisions of Part XIII.

(e) The state compliance agency shall have access to each facility during the facility's operating hours only. No advance notice is required when the state compliance agency inspection is limited to public areas of the facility; however, representatives of the state compliance agency shall provide notice and photographic identification to the commission of their presence before beginning any such inspections.

(f) The state compliance agency agents, to ensure that a commission officer is available to accompany the state compliance agency agents at all times, shall provide one hour notice and photographic identification to the commission before entering any nonpublic area of a facility. Agents of the state compliance agency shall be accompanied in nonpublic areas of the facility by a commission officer.

(g) Any suspected or claimed violations of this compact or law shall be directed in writing to the commission. The state compliance agency, in

conducting the functions assigned them under this compact, shall not unreasonably interfere with the functioning of any facility.

(4) Subject to the provisions herein, the state compliance agency may review and request copies of documents of the facility related to its conduct of covered games during normal business hours unless otherwise allowed by the Tribe. The Tribe may not refuse said inspection and copying of such documents, provided that the inspectors do not require copies of documents in such volume that it unreasonably interferes with the normal functioning of the facilities or covered games. To the extent that the Tribe provides the state with information that the Tribe claims to be confidential and proprietary, or a trade secret, the Tribe shall clearly mark such information with the following designation: "Trade Secret, Confidential, and Proprietary." If the state receives a request under chapter 119 that would include such designated information, the state shall promptly notify the Tribe of such a request and the Tribe shall promptly notify the state about its intent to seek judicial protection from disclosure. Upon such notice from the Tribe, the state may not release the requested information until a judicial determination is made. This designation and notification procedure does not excuse the state from complying with the requirements of the state's public records law, but is intended to provide the Tribe the opportunity to seek whatever judicial remedy it deems appropriate. Notwithstanding the foregoing procedure, the state compliance agency may provide copies of tribal documents to federal law enforcement and other state agencies or state consultants that the state deems reasonably necessary in order to conduct or complete any investigation of suspected criminal activity in connection with the Tribe's covered games or the operation of the facilities or in order to assure the Tribe's compliance with this compact.

(5) At the completion of any state compliance agency inspection or investigation, the state compliance agency shall forward any written report thereof to the commission, containing all pertinent, non-confidential, nonproprietary information regarding any violation of applicable laws or this compact which was discovered during the inspection or investigation unless disclosure thereof would adversely impact an investigation of suspected criminal activity. Nothing herein prevents the state compliance agency from contacting tribal or federal law enforcement authorities for suspected criminal wrongdoing involving the commission.

(6) Except as expressly provided in this compact, nothing in this compact shall be deemed to authorize the state to regulate the Tribe's government, including the commission, or to interfere in any way with the Tribe's selection of its governmental officers, including members of the commission.

#### PART IX

**JURISDICTION.**—The obligations and rights of the state and the Tribe under this compact are contractual in nature and are to be construed in accordance with the laws of the state. This compact does not alter tribal, federal, or state civil adjudicatory or criminal jurisdiction in any way.

#### PART X

**LICENSING.**—The Tribe and the commission shall comply with the licensing and hearing requirements set forth in 25 C.F.R. parts 556 and 558, as well as the applicable licensing and hearing requirements set forth in Articles IV, V, and VI of the Seminole Tribal Gaming Code. The commission shall notify the state compliance agency of any disciplinary hearings or revocation or suspension of licenses.

#### PART XI

##### PAYMENTS TO THE STATE OF FLORIDA.—

(1) The parties acknowledge and recognize that this compact provides the Tribe with partial but substantial exclusivity and other valuable consideration consistent with the goals of the Indian Gaming Regulatory Act, including special opportunities for tribal economic development through gaming within the external boundaries of the state with respect to the play of covered games. In consideration thereof, the Tribe covenants and agrees, subject to the conditions agreed upon in Part XII, to make payments to the state derived from net win as set forth in subsections (2) and (7). The Tribe further agrees that it will not purchase or lease any new Class II video bingo terminals or their equivalents for use at its facilities after the effective date of this compact.

(2) The Tribe shall make periodic revenue share payments to the state derived from net win as set forth in this subsection, and any such payments shall be made to the state via electronic funds transfer. Of the amounts paid by the Tribe to the state, three percent shall be distributed to local governments, including both counties and municipalities, in the state affected by the Tribe's operation of covered games. Of the remaining amounts paid by the Tribe to the state, one-third shall be allocated to K-12 teacher recruitment and retention bonuses, one-third shall be allocated to schools that serve students from persistently failing schools, and one-third shall be allocated to higher education institutions to recruit and retain distinguished faculty. If the Florida Legislature fails to allocate the amounts to the specified educational purposes in the precise manner and amounts set forth in this subsection, all further payments due to the state pursuant to subsections (2) and (7) shall cease, until such time as such allocations are made, in which event the payments shall resume. Payments shall be due in accordance with the payment schedule set forth in paragraph (a).

(a) Revenue share payments by the Tribe to the state shall be calculated as follows:

1. During the initial payment period, the Tribe agrees to pay the state a revenue share payment in accordance with this subparagraph.

a. 13 percent of all amounts up to \$2 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

b. 17.5 percent of all amounts greater than \$2 billion up to and including \$3.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

c. 20 percent of all amounts greater than \$3.5 billion up to and including \$4 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

d. 22.5 percent of all amounts greater than \$4 billion up to and including \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle; or

e. 25 percent of all amounts greater than \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle.

2. During the guarantee payment period, the Tribe agrees to make fixed payments in accordance with this subparagraph. In addition, within 90 days after the end of the guarantee payment period, the Tribe shall make an additional payment to the state equal to the amount above \$3 billion, if any, that would have been owed by the Tribe to the state had the percentages set forth in subparagraph 3. been applicable during the guarantee payment period.

a. A payment of \$325 million during the first revenue sharing cycle;

b. A payment of \$350 million during the second revenue sharing cycle;

c. A payment of \$375 million during the third revenue sharing cycle;

d. A payment of \$425 million during the fourth revenue sharing cycle;

e. A payment of \$475 million during the fifth revenue sharing cycle;

f. A payment of \$500 million during the sixth revenue sharing cycle; and

g. A payment of \$550 million during the seventh revenue sharing cycle.

3. During the regular payment period, the Tribe agrees to pay a revenue share payment, for each revenue sharing cycle, to the state equal to the amount calculated in accordance with this subparagraph.

a. 13 percent of all amounts up to \$2 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

b. 17.5 percent of all amounts greater than \$2 billion up to and including \$3.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

c. 20 percent of all amounts greater than \$3.5 billion up to and including \$4 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

d. 22.5 percent of all amounts greater than \$4 billion up to and including \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle; or

e. 25 percent of all amounts greater than \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle.

(3) The Tribe shall remit monthly payments as follows:

(a) On or before the 15th day of the month following each month of the revenue sharing cycle, the Tribe will remit to the state or its assignee the monthly payment. For purposes of this section, the monthly payment shall be 8.3 percent of the estimated revenue share payment to be paid by the Tribe during such revenue sharing cycle.

(b) The Tribe shall make available to the state at the time of the monthly payment the basis for the calculation of the payment.

(c) The Tribe shall, on a monthly basis, reconcile the calculation of the estimated revenue share payment based on the Tribe's unaudited financial statements related to covered games.

(4) The Tribe shall have an audit conducted as follows:

(a) On or before the 45th day after the third month, sixth month, ninth month, and twelfth month of each revenue sharing cycle, provided that the 12-month period does not coincide with the Tribe's fiscal year end date as indicated in paragraph (c), the Tribe shall provide the state with an audit report by its independent auditors as to the annual revenue share calculation.

(b) For each quarter within revenue sharing cycle, the Tribe shall engage its independent auditors to conduct a review of the unaudited net revenue from covered games. On or before the 120th day after the end of the Tribe's fiscal year, the Tribe shall require its independent auditors to provide an audit report with respect to net win for covered games and the related payment of the annual revenue share.

(c) If the twelfth month of the revenue sharing cycle does not coincide with the Tribe's fiscal year, the Tribe shall deduct net win from covered games for any of the months outside of the revenue sharing cycle and include net win from covered games for those months outside of the Tribe's audit period but within the revenue sharing cycle, before issuing the audit report.

(d) No later than 30 calendar days after the day the audit report is issued, the Tribe shall remit to the state any underpayment of the annual revenue share, and the state shall either reimburse to the Tribe any overpayment of the annual revenue share or authorize the overpayment to be deducted from the next successive monthly payment or payments.

(5) If, after any change in state law to affirmatively allow internet or online gaming, or any functionally equivalent remote gaming system that permits a person to play from home or any other location that is remote from a casino or other commercial gaming facility, the Tribe's net win from the operation of covered games at all of its facilities combined drops more than five percent below its net win from the previous 12-month period, the Tribe shall no longer be required to make payments to the state based on the guaranteed minimum compact term payment and shall not be required to make the guaranteed minimum compact term payment. However, the Tribe shall continue to make payments based on the percentage revenue share amount. The Tribe shall resume making the guaranteed minimum compact term payment for any subsequent revenue sharing cycle in which its net win rises above the level described in this subsection. This subsection does not apply if:

(a) The decline in net win is due to acts of God, war, terrorism, fires, floods, or accidents causing damage to or destruction of one or more of its facilities or property necessary to operate the facility of facilities; or

(b) The Tribe offers internet or online gaming or any functionally equivalent remote gaming system that permits a person to game from home or any other location that is remote from any of the Tribe's facilities, as authorized by law.

(6) The annual oversight assessment, which shall not exceed \$250,000 per year, indexed for inflation as determined by the Consumer Price Index, shall be determined and paid in quarterly installments within 30 calendar days after receipt by the Tribe of an invoice from the state compliance agency. The Tribe reserves the right to audit the invoices on an annual basis, a copy of which will be provided to the state compliance agency, and any discrepancies found therein shall be reconciled within 45 calendar days after receipt of the audit by the state compliance agency.

(7) The Tribe shall make an annual donation to the Florida Council on Compulsive Gaming as an assignee of the state in an amount not less than \$250,000 per facility.

(8) In accordance with the Tribe's previous and continued conduct of Class III gaming pursuant to the previously existing compact, the Tribe shall continue to pay the state \$19.5 million on or before the 15th day of the month following each month that the Tribe conducts Class III gaming before the effective date of this compact.

(9) On the effective date of this compact, any moneys remitted by the Tribe before the effective date of this compact shall be released to the state without further obligation or encumbrance.

(10) Except as expressly provided in this part, nothing in this compact shall be deemed to require the Tribe to make payments of any kind to the state or any of its agencies.

## PART XII

**REDUCTION OF TRIBAL PAYMENTS BECAUSE OF LOSS OF EXCLUSIVITY OR OTHER CHANGES IN STATE LAW.**—The intent of this compact is to provide the Tribe with the right to operate covered games on an exclusive basis throughout the state, subject to the exceptions and provisions in this part.

(1) For purposes of this subsection, the terms "Class III gaming" or "other casino-style gaming" include, but are not limited to, slot machines, electronically assisted bingo or electronically assisted pull-tab games, noncard table games, video lottery terminals, or any similar games, whether or not such games are determined through the use of a random number generator.

(a) If, after February 1, 2017, state law is amended, implemented, or interpreted to allow the operation of Class III gaming or other casino-style gaming at any location under the jurisdiction of the state that was not in operation as of February 1, 2017, or a new form of Class III gaming or other casino-style gaming that was not in operation as of February 1, 2017, and such gaming is offered to the public as a result of the amendment, implementation, or interpretation, the Tribe, no fewer than 30 days after the commencement of such new gaming or 90 days after the state's receipt of written notice from the Tribe pursuant to subsection (b), whichever occurs later, may elect to begin making the affected portion of its payments due to the state pursuant to subsections (2) and (7) of Part XI, into an escrow account.

(b) In order to exercise the provisions of paragraph (a), the Tribe must first notify the state, within 90 days after such amendment, implementation, or interpretation of state law, of the Tribe's objections to such action or interpretation and further specify the basis for the Tribe's contention that such action or interpretation infringes upon the substantial exclusivity afforded under this compact. As part of its written notice, the Tribe must also indicate, if applicable, its intention to begin making the affected portion of its payments due to the state into an escrow account.

(c) Upon receipt of written notice from the Tribe, the state may elect to:

1. Invoke the dispute resolution provisions of Part XIII to determine whether the Tribe's contention is well-founded. In such proceeding, the Tribe carries the burden of proof and persuasion. The pendency of such proceeding tolls the time periods set forth in paragraph (1)(a) of Part XI for the duration of the dispute or litigation; or

2. Seek through enforcement action, legislation, or other means to stop the conduct of such new games.

(d)1. If, within 15 months following the state's receipt of written notice from the Tribe, the Tribe's contention is deemed not to be well-founded at the conclusion of dispute resolution or new gaming is made illegal and is halted, then all funds being held in the escrow account shall be released to the state and all further payments due to the state pursuant to subsections (2) and (7) of Part XI shall promptly resume.

2. If, after 15 months following the state's receipt of written notice from the Tribe, the Tribe's contention is deemed to be well-founded at the conclusion of dispute resolution and such gaming is not made illegal and halted, then all funds being held in escrow shall be returned to the Tribe and all further payments due to the state pursuant to subsections (2) and (7) of Part XI shall cease or be reduced as provided in subsection (2) until such gaming is no longer operated, in which event the payments shall promptly resume.

(2) The following are exceptions to the exclusivity provisions of subsection (1):

(a) Any Class III gaming authorized by a compact between the state and any other federally recognized tribe pursuant to Indian Gaming Regulatory Act, provided that the tribe has land in federal trust in the state as of February 1, 2017.

(b) The operation of slot machines, which does not include any game played with tangible playing cards, at each of the four currently operating licensed pari-mutuel facilities in Broward County and the four currently operating licensed pari-mutuel facilities in Miami-Dade County, whether or not currently operating slot machines, provided that such licenses are not transferred or otherwise used to move or operate such slot machines at any other location.

(c)1. If state law is amended to allow for the play of any additional type of Class III or other casino-style gaming at any of the presently operating licensed pari-mutuel facilities in Broward and Miami-Dade Counties, the Tribe may be entitled to a reduction in the revenue sharing payment as described in subparagraph 2.

2. If the Tribe's annual net win from its facilities located in Broward County for the 12 month period after the gaming specified in subparagraph 1. begins to be offered for public or private use is less than the net revenue base, the revenue share payments due to the state, pursuant to subparagraph (2)(a)2. of Part XI, for the next revenue sharing cycle and future revenue sharing cycles shall be calculated by reducing the Tribe's payment on revenue generated from its facilities in Broward County by 50 percent of that reduction in annual net win from its facilities in Broward County. This paragraph does not apply if the decline in net win is due to acts of God, war, terrorism, fires, floods, or accidents causing damage to or destruction of one or more of its facilities or property necessary to operate the facility or facilities.

3. If the Tribe's annual net win from its facilities located in Broward County subsequently equals or exceeds the net revenue base, then the Tribe's payments due to the state pursuant to subparagraph (2)(a)2. of Part XI shall again be calculated without any reduction, but may be reduced again under the provisions set forth in subparagraph 2.

(d) If state law is amended to allow the play of Class III gaming or other casino-style gaming, as defined in this part, at any location in Miami-Dade County or Broward County under the jurisdiction of the state that is not presently licensed for the play of such games at such locations, other than those facilities set forth in paragraph (c) and this paragraph, and such games were not in play as of February 1, 2017, and such gaming begins to be offered for public or private use, the payments due the state pursuant to subparagraph (c)2., shall be calculated by excluding the net win from the Tribe's facilities in Broward County.

(e) The operation of a combined total of not more than 350 historic racing machines, connected to a central server at that facility, and electronic bingo machines at each pari-mutuel facility licensed as of February 1, 2017, and not located in either Broward County or Miami-Dade County.

(f) The operation of pari-mutuel wagering activities at pari-mutuel facilities licensed by the state, provided such facilities annually conduct



a full schedule of live races or games in a manner that would comply with the Florida Statutes in effect as of February 1, 2017.

(g) The operation of poker, including no-limit poker but excluding any game involving a bank, at card rooms licensed by the state; provided all such card rooms are located at pari-mutuel facilities that annually conduct a certain number of live performances in a manner that would comply with cardroom license renewal requirements set forth in the Florida Statutes in effect as of February 1, 2017.

(h) The operation by the Department of the Lottery of those types of lottery games authorized under chapter 24 as of February 1, 2017, but not including any player-activated or operated machine or device other than a lottery vending machine or any banked or banking card or table game. However, not more than ten lottery vending machines may be installed at any facility or location and no lottery vending machine that dispenses electronic instant tickets may be installed at any licensed pari-mutuel facility.

(i) The operation of games authorized by chapter 849 as of February 1, 2017, which does not authorize any card game in which any person, operator, or other party serves as a bank, paying all winners and collecting from all losers.

(3) To the extent that the exclusivity provisions of this part are breached or otherwise violated and the Tribe's ongoing payment obligations to the state pursuant to subsections (2) and (7) of Part XI cease, any outstanding payments that would have been due the state from the Tribe's facilities before the breach or violation shall be made within 30 business days after the breach or violation.

(4) The breach of this part's exclusivity provisions and the cessation of payments pursuant to subsections (2) and (7) of Part XI shall not excuse the Tribe from continuing to comply with all other provisions of this compact, including continuing to pay the state the annual oversight assessment as set forth in subsection (3) of Part XI.

### PART XIII

**DISPUTE RESOLUTION.**—In the event that the Tribe or State believes that the other party has failed to comply with any requirements of this compact, or in the event of any dispute hereunder, including, but not limited to, a dispute over the proper interpretation of the terms and conditions of this compact, the goal of the parties is to resolve all disputes amicably and voluntarily whenever possible. In pursuit of this goal, the following procedures may be invoked:

(1) A party asserting noncompliance or seeking an interpretation of this compact first shall serve written notice on the other party. The notice shall identify the specific compact provision alleged to have been violated or in dispute and shall specify in detail the asserting party's contention and any factual basis for the claim. Representatives of the Tribe and state shall meet within 30 calendar days after receipt of notice in an effort to resolve the dispute, unless they mutually agree to extend this period.

(2) A party asserting noncompliance or seeking an interpretation of this compact under this part shall be deemed to have certified that to the best of the party's knowledge, information, and belief formed after reasonable inquiry, the claim of noncompliance or the request for interpretation of this compact is warranted and made in good faith and not for any improper purpose, such as to harass or to cause unnecessary delay or the needless incurring of the cost of resolving the dispute.

(3) If the parties are unable to resolve a dispute through the process specified in subsections (1) and (2), either party may call for mediation under the Commercial Mediation Procedures of the American Arbitration Association or any successor procedures, provided that such mediation does not last more than 60 calendar days, unless an extension to this time limit is negotiated by the parties. Only matters arising under the terms of this compact may be available for resolution through mediation. If the parties are unable to resolve a dispute through the process specified in this part, notwithstanding any other provision of law, either party may bring an action in a United States District Court having venue regarding a dispute arising under this compact. If the court declines to exercise jurisdiction, or federal precedent exists that holds that the court would not have jurisdiction over such a dispute, either party may bring the action in the appropriate court of the Seventeenth Judicial

Circuit in Broward County, Florida. The parties are entitled to all rights of appeal permitted by law in the court system in which the action is brought.

(4) For purposes of actions based on disputes between the state and the Tribe that arise under this compact and the enforcement of any judgment resulting from such action, the Tribe and the state each expressly waive the right to assert sovereign immunity from suit and from enforcement of any ensuing judgment, and further consent to be sued in federal or state court, including the right of appeal specified above, as the case may be, provided that:

(a) The dispute is limited solely to issues arising under this compact.

(b) There is no claim for monetary damages, except that payment of any money required by the terms of this compact, as well as injunctive relief or specific performance enforcing a provision of this compact requiring the payment of money to the state may be sought.

(c) Nothing herein shall be construed to constitute a waiver of the sovereign immunity of the Tribe with respect to any third party that is made a party or intervenes as a party to the action. In the event that intervention, joinder, or other participation by any additional party in any action between the state and the Tribe would result in the waiver of the Tribe's sovereign immunity as to that additional party, the waiver of the Tribe may be revoked.

(5) The state may not be precluded from pursuing any mediation or judicial remedy against the Tribe on the grounds that the state has failed to exhaust its Tribal administrative remedies.

(6) Notwithstanding any other provision of this part, any failure of the Tribe to remit the payments pursuant to the terms of Part XI entitles the state to seek injunctive relief in federal or state court, at the state's election, to compel the payments after the dispute resolution process in subsections (1) and (2) is exhausted.

### PART XIV

**CONSTRUCTION OF COMPACT; SEVERANCE; FEDERAL APPROVAL.**—

(1) Each provision of this compact shall stand separate and independent of every other provision. In the event that a federal district court in Florida or other court of competent jurisdiction shall find any provision of this compact to be invalid, the remaining provisions shall remain in full force and effect, provided that severing the invalidated provision does not undermine the overall intent of the parties in entering into this compact. However, if subsection (6) of Part III, Part XI, or Part XII is held by a court of competent jurisdiction to be invalid, this compact will become null and void.

(2) It is understood that Part XII, which provides for a cessation of the payments to the state under Part XI, does not create any duty on the state but only a remedy for the Tribe if gaming under state jurisdiction is expanded.

(3) This compact is intended to meet the requirements of the Indian Gaming Regulatory Act as it reads on the effective date of this compact, and where reference is made to the Indian Gaming Regulatory Act, or to an implementing regulation thereof, the reference is deemed to have been incorporated into this document. Subsequent changes to the Indian Gaming Regulatory Act that diminish the rights of the state or Tribe may not be applied retroactively to alter the terms of this compact, except to the extent that federal law validly mandates that retroactive application without the respective consent of the state or the Tribe. In the event that a subsequent change in the Indian Gaming Regulatory Act, or to an implementing regulation thereof, mandates retroactive application without the respective consent of the state or the Tribe, the parties agree that this compact is voidable by either party if the subsequent change materially alters the provisions in the compact relating to the play of covered games, revenue sharing payments, suspension or reduction of payments, or exclusivity.

(4) Neither the presence of language that is not included in this compact, nor the absence in this compact of language that is present in another state-tribal compact shall be a factor in construing the terms of this compact.

(5) *The Tribe and the state shall defend the validity of this compact.*

(6) *The parties shall cooperate in seeking approval of this compact from the Secretary of the Department of the Interior.*

#### PART XV

**NOTICES.**—All notices required under this compact shall be given by certified mail, return receipt requested, commercial overnight courier service, or personal delivery, to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chairman and General Counsel of the Seminole Tribe of Florida.

#### PART XVI

##### EFFECTIVE DATE AND TERM.—

(1) *This compact, if identical to the version ratified by the Legislature in s. 285.710(3)(c), Florida Statutes, in 2017, shall become effective upon its approval as a tribal-state compact within the meaning of the Indian Gaming Regulatory Act either by action of the Secretary of the Department of the Interior or by operation of law under 25 U.S.C. s. 2710(d)(8) upon publication of a notice of approval in the Federal Register under 25 U.S.C. s. 2710(d)(8)(D).*

(2) *This compact shall have a term of twenty years beginning on the first day of the month following the month in which the compact becomes effective under subsection (1).*

(3) *The Tribe's authorization to offer covered games under this compact shall automatically terminate twenty years after the effective date unless renewed by an affirmative act of the Legislature.*

#### PART XVII

##### AMENDMENT OF COMPACT AND REFERENCES.—

(1) *Amendment of this compact may only be made by written agreement of the parties, subject to approval by the Secretary of the Department of the Interior, either by publication of the notice of approval in the Federal Register or by operation of law under 25 U.S.C. s. 2710(d)(8).*

(2) *Legislative ratification is required for any amendment to the compact that alters the provisions relating to covered games, the amount of revenue sharing payments, suspension or reduction in payments, or exclusivity.*

(3) *Changes in the provisions of tribal ordinances, regulations, and procedures referenced in this compact may be made by the Tribe with 30 days' advance notice to the state. If the state has an objection to any change to the tribal ordinance, regulation, or procedure which is the subject of the notice on the ground that its adoption would be a violation of the Tribe's obligations under this compact, the state may invoke the dispute resolution provisions provided in Part XIII.*

#### PART XVIII

##### MISCELLANEOUS.—

(1) *Except to the extent expressly provided in this compact, this compact is not intended to, and shall not be construed to, create any right on the part of a third party to bring an action to enforce any of its terms.*

(2) *If, after the effective date of this compact, the state enters into a compact with any other Tribe that contains more favorable terms with respect to the provisions of this Compact and the Secretary of the Department of the Interior approves such compact, either by publication of the notice of approval in the Federal Register or by operation of law under 25 U.S.C. s. 2710(d)(8), upon tribal notice to the state and the Secretary, this compact shall be deemed amended to contain the more favorable terms, unless the state objects to the change and can demonstrate, in a proceeding commenced under Part XIII, that the terms in question are not more favorable.*

(3) *Upon the occurrence of certain events beyond the Tribe's control, including acts of God, war, terrorism, fires, floods, or accidents causing damage to or destruction of one or more of its facilities or property necessary to operate the facility or facilities, the Tribe's obligation to pay the guaranteed minimum compact term payment described in Part XI*

*shall be reduced pro rata to reflect the percentage of the total net win lost to the Tribe from the impacted facility or facilities and the net win specified under subsection (2) of Part XII for purposes of determining whether the Tribe's payments described in Part XI shall cease, shall be reduced pro rata to reflect the percentage of the total net win lost to the Tribe from the impacted facility or facilities. The foregoing shall not excuse any obligations of the Tribe to make payments to the state as and when required hereunder or in any related document or agreement.*

(4) *The Tribe and the state recognize that opportunities to engage in gaming in smoke-free or reduced-smoke environments provides both health and other benefits to patrons, and the Tribe has instituted a nonsmoking section at its Seminole Hard Rock Hotel & Casino-Hollywood Facility. As part of its continuing commitment to this issue, the Tribe shall:*

(a) *Install and utilize a ventilation system at all new construction at its facilities, which system exhausts tobacco smoke to the extent reasonably feasible under existing state-of-the-art technology.*

(b) *Designate a smoke-free area for slot machines at all new construction at its facilities.*

(c) *Install nonsmoking, vented tables for table games installed in its facilities sufficient to reasonably respond to demand for such tables.*

(d) *Designate a nonsmoking area for gaming within all of its facilities within five years after the effective date of the compact.*

(5) *The annual average minimum pay-out of all slot machines in each facility may not be less than 85 percent.*

(6) *Nothing in this compact shall alter any of the existing memoranda of understanding, contracts, or other agreements entered into between the Tribe and any other federal, state, or local governmental entity.*

(7) *The Tribe currently has, as set forth in its Employee Fair Treatment and Dispute Resolution Policy, and agrees to maintain, standards that are comparable to the standards provided in federal laws and state laws forbidding employers from discrimination in connection with the employment of persons working at the facilities on the basis of race, color, religion, national origin, gender, age, disability, or marital status. Nothing herein shall preclude the Tribe from giving preference in employment, promotion, seniority, lay-offs, or retention to members of the Tribe and other federally recognized tribes.*

(8) *The Tribe shall, with respect to any facility where covered games are played, adopt and comply with tribal requirements that meet the same minimum state requirements applicable to businesses in the state with respect to environmental and building standards.*

#### PART XIX

**EXECUTION.**—The Governor of the State of Florida affirms that he has authority to act for the state in this matter and that, provided that this compact is identical to the compact ratified by the Legislature pursuant to s. 285.710(3)(c), Florida Statutes, no further action by the state or any state official is necessary for this compact to take effect upon federal approval by action of the Secretary of the Department of the Interior or by operation of law under 25 U.S.C. s. 2710(d)(8) by publication of the notice of approval in the Federal Register. The Governor affirms that he will proceed with obtaining such federal approval and take all other appropriate action to effectuate the purposes and intent of this Compact. The undersigned Chairman of the Tribal Council of the Seminole Tribe of Florida affirms that he is duly authorized and has the authority to execute this Compact on behalf of the Tribe. The Chairman also affirms that he will assist in obtaining federal approval and take all other appropriate action to effectuate the purposes and intent of this Compact.

Section 2. Subsection (4) of section 285.712, Florida Statutes, is amended to read:

285.712 Tribal-state gaming compacts.—

(4) *Upon execution ~~receipt of an act ratifying~~ a tribal-state compact entered pursuant to s. 285.710(3)(b), the Governor shall provide a copy to the Secretary of State who shall forward a copy of the executed compact*

and the ratifying act to the United States Secretary of the Interior for his or her review and approval, in accordance with 25 U.S.C. s. 2710(d)(8) ~~2710(8)(d)~~.

Section 3. Subsections (9), (11), (13), and (14) of section 550.054, Florida Statutes, are amended to read:

550.054 Application for permit to conduct pari-mutuel wagering.—

(9)(a) After a permit has been granted by the division and has been ratified and approved by the majority of the electors participating in the election in the county designated in the permit, the division shall grant to the lawful permit holder, subject to the conditions of this chapter, a license to conduct pari-mutuel operations under this chapter, and, except as provided in s. 550.5251, the division shall fix annually the time, place, and number of days during which pari-mutuel operations may be conducted by the permit holder at the location fixed in the permit and ratified in the election. After the first license has been issued to the holder of a ratified permit for racing in any county, all subsequent annual applications for a license by that permit holder must be accompanied by proof, in such form as the division requires, that the ratified permit holder still possesses all the qualifications prescribed by this chapter and that the permit has not been recalled at a later election held in the county.

(b) The division may revoke or suspend any permit or license issued under this chapter upon ~~a the willful violation by the permit holder or licensee of any provision of chapter 551, chapter 849, or this chapter or rules of any rule adopted pursuant to those chapters under this chapter. With the exception of the revocation of permits required in paragraphs (c) and (f) in lieu of suspending or revoking a permit or license, the division, in lieu of suspending or revoking a permit or license, may impose a civil penalty against the permit holder or licensee for a violation of this chapter or rules adopted pursuant thereto any rule adopted by the division.~~ The penalty so imposed may not exceed \$1,000 for each count or separate offense. All penalties imposed and collected must be deposited with the Chief Financial Officer to the credit of the General Revenue Fund.

(c)1. *The division shall revoke the permit of any permit holder that fails to make payments due pursuant to chapter 550, chapter 551, or s. 849.086 for more than 24 consecutive months unless such failure was the direct result of fire, strike, war, or other disaster or event beyond the permit holder's control. Financial hardship to the permit holder does not, in and of itself, constitute just cause for failure to make payments.*

2. *The division shall revoke the permit of any permit holder that has not obtained an operating license in accordance with s. 550.01215 for a period of more than 24 consecutive months after June 30, 2012. The division shall revoke the permit upon adequate notice to the permit holder. Financial hardship to the permit holder does not, in and of itself, constitute just cause for failure to operate.*

(d) *A new permit to conduct pari-mutuel wagering may not be approved or issued after January 1, 2017.*

(e) *A permit revoked under this subsection is void and may not be reissued.*

(11)(a) A permit granted under this chapter may not be transferred or assigned except upon written approval by the division pursuant to s. 550.1815, ~~except that the holder of any permit that has been converted to a jai alai permit may lease or build anywhere within the county in which its permit is located.~~

(13)(a) ~~Notwithstanding any provision provisions of this chapter or chapter 551, a pari-mutuel no thoroughbred horse racing permit or license issued under this chapter may not shall be transferred, or re-issued when such reissuance is in the nature of a transfer so as to permit or authorize a licensee to change the location of a thoroughbred horse racetrack except upon proof in such form as the division may prescribe that a referendum election has been held:~~

1. ~~If the proposed new location is within the same county as the already licensed location, in the county where the licensee desires to conduct the race meeting and that a majority of the electors voting on that question in such election voted in favor of the transfer of such license.~~

2. ~~If the proposed new location is not within the same county as the already licensed location, in the county where the licensee desires to conduct the race meeting and in the county where the licensee is already licensed to conduct the race meeting and that a majority of the electors voting on that question in each such election voted in favor of the transfer of such license.~~

(b) ~~Each referendum held under the provisions of this subsection shall be held in accordance with the electoral procedures for ratification of permits, as provided in s. 550.0651. The expense of each such referendum shall be borne by the licensee requesting the transfer.~~

(14)(a) ~~Notwithstanding any other provision of law, a pari-mutuel permit, cardroom, or slot machine facility may not be relocated, and a pari-mutuel permit may not be converted to another class of permit. Any holder of a permit to conduct jai alai may apply to the division to convert such permit to a permit to conduct greyhound racing in lieu of jai alai if:~~

1. ~~Such permit is located in a county in which the division has issued only two pari-mutuel permits pursuant to this section;~~

2. ~~Such permit was not previously converted from any other class of permit; and~~

3. ~~The holder of the permit has not conducted jai alai games during a period of 10 years immediately preceding his or her application for conversion under this subsection.~~

(b) ~~The division, upon application from the holder of a jai alai permit meeting all conditions of this section, shall convert the permit and shall issue to the permit holder a permit to conduct greyhound racing. A permit holder of a permit converted under this section shall be required to apply for and conduct a full schedule of live racing each fiscal year to be eligible for any tax credit provided by this chapter. The holder of a permit converted pursuant to this subsection or any holder of a permit to conduct greyhound racing located in a county in which it is the only permit issued pursuant to this section who operates at a leased facility pursuant to s. 550.475 may move the location for which the permit has been issued to another location within a 30 mile radius of the location fixed in the permit issued in that county, provided the move does not cross the county boundary and such location is approved under the zoning regulations of the county or municipality in which the permit is located, and upon such relocation may use the permit for the conduct of pari-mutuel wagering and the operation of a cardroom. The provisions of s. 550.6305(9)(d) and (f) shall apply to any permit converted under this subsection and shall continue to apply to any permit which was previously included under and subject to such provisions before a conversion pursuant to this section occurred.~~

Section 4. *Section 550.0555, Florida Statutes, is repealed.*

Section 5. *Section 550.0745, Florida Statutes, is repealed.*

Section 6. Subsection (3) of section 550.09512, Florida Statutes, is amended to read:

550.09512 Harness horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)(a) ~~The division shall revoke the permit of a harness horse racing permit holder who does not pay tax on handle for live harness horse performances for a full schedule of live races for more than 24 consecutive months during any 2 consecutive state fiscal years shall be void and shall escheat to and become the property of the state unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, or other disaster or event beyond the ability of the permit holder to control. Financial hardship to the permit holder does shall not, in and of itself, constitute just cause for failure to operate and pay tax on handle. A permit revoked under this subsection is void and may not be reissued.~~

(b) ~~In order to maximize the tax revenues to the state, the division shall reissue an escheated harness horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari-mutuel permit shall not apply to the reissuance of an escheated harness horse permit. As specified in the application and upon approval by the division of an application for the permit, the new permit holder shall be authorized to operate a harness~~

horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.

Section 7. Subsections (3) and (7) of section 550.09515, Florida Statutes, are amended to read:

550.09515 Thoroughbred horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)~~(a)~~ The division shall revoke the permit of a thoroughbred racing horse permitholder that ~~who~~ does not pay tax on handle for live thoroughbred horse performances for a full schedule of live races for more than 24 consecutive months during any 2 consecutive state fiscal years shall be void and shall escheat to and become the property of the state unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, or other disaster or event beyond the ability of the permitholder to control. Financial hardship to the permitholder does not, in and of itself, constitute just cause for failure to operate and pay tax on handle. A permit revoked under this subsection is void and may not be reissued.

~~(b) In order to maximize the tax revenues to the state, the division shall reissue an escheated thoroughbred horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari mutuel permit shall not apply to the reissuance of an escheated thoroughbred horse permit. As specified in the application and upon approval by the division of an application for the permit, the new permitholder shall be authorized to operate a thoroughbred horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.~~

~~(7) If a thoroughbred permitholder fails to operate all performances on its 2001-2002 license, failure to pay tax on handle for a full schedule of live races for those performances in the 2001-2002 fiscal year does not constitute failure to pay taxes on handle for a full schedule of live races in a fiscal year for the purposes of subsection (3). This subsection may not be construed as forgiving a thoroughbred permitholder from paying taxes on performances conducted at its facility pursuant to its 2001-2002 license other than for failure to operate all performances on its 2001-2002 license. This subsection expires July 1, 2003.~~

Section 8. Section 550.3345, Florida Statutes, is amended to read:

550.3345 Conversion of quarter horse permit to a Limited thoroughbred racing permit.—

(1) In recognition of the important and long-standing economic contribution of the thoroughbred horse breeding industry to this state and the state's vested interest in promoting the continued viability of this agricultural activity, the state intends to provide a limited opportunity for the conduct of live thoroughbred horse racing with the net revenues from such racing dedicated to the enhancement of thoroughbred purses and breeders', stallion, and special racing awards under this chapter; the general promotion of the thoroughbred horse breeding industry; and the care in this state of thoroughbred horses retired from racing.

(2) A limited thoroughbred racing permit previously converted from ~~Notwithstanding any other provision of law, the holder of a quarter horse racing permit pursuant to chapter 2010-29, Laws of Florida, issued under s. 550.334 may only be held by, within 1 year after the effective date of this section, apply to the division for a transfer of the quarter horse racing permit to a not-for-profit corporation formed under state law to serve the purposes of the state as provided in subsection (1). The board of directors of the not-for-profit corporation must be composed comprised of 11 members, 4 of whom shall be designated by the applicant, 4 of whom shall be designated by the Florida Thoroughbred Breeders' Association, and 3 of whom shall be designated by the other 8 directors, with at least 1 of these 3 members being an authorized representative of another thoroughbred racing permitholder in this state. A limited thoroughbred racing The not for profit corporation shall submit an application to the division for review and approval of the transfer in accordance with s. 550.054. Upon approval of the transfer by the division, and notwithstanding any other provision of law to the contrary,~~

the not for profit corporation may, within 1 year after its receipt of the permit, request that the division convert the quarter horse racing permit to a permit authorizing the holder to conduct pari-mutuel wagering meets of thoroughbred racing. Neither the transfer of the quarter horse racing permit nor its conversion to a limited thoroughbred permit shall be subject to the mileage limitation or the ratification election as set forth under s. 550.054(2) or s. 550.0651. Upon receipt of the request for such conversion, the division shall timely issue a converted permit. The converted permit and the not-for-profit corporation are shall be subject to the following requirements:

(a) All net revenues derived by the not-for-profit corporation under the thoroughbred horse racing permit, after the funding of operating expenses and capital improvements, shall be dedicated to the enhancement of thoroughbred purses and breeders', stallion, and special racing awards under this chapter; the general promotion of the thoroughbred horse breeding industry; and the care in this state of thoroughbred horses retired from racing.

(b) From December 1 through April 30, ~~no~~ live thoroughbred racing may not be conducted under the permit on any day during which another thoroughbred racing permitholder is conducting live thoroughbred racing within 125 air miles of the not-for-profit corporation's pari-mutuel facility unless the other thoroughbred racing permitholder gives its written consent.

(c) After the conversion of the quarter horse racing permit and the issuance of its initial license to conduct pari-mutuel wagering meets of thoroughbred racing, the not-for-profit corporation shall annually apply to the division for a license pursuant to s. 550.5251.

(d) Racing under the permit may take place only at the location for which the original quarter horse racing permit was issued, which may be leased by the not-for-profit corporation for that purpose; ~~however, the not for profit corporation may, without the conduct of any ratification election pursuant to s. 550.054(13) or s. 550.0651, move the location of the permit to another location in the same county provided that such relocation is approved under the zoning and land use regulations of the applicable county or municipality.~~

(e) A limited thoroughbred racing ~~No~~ permit may not be transferred converted under this section is eligible for transfer to another person or entity.

(3) Unless otherwise provided in this section, ~~after conversion,~~ the permit and the not-for-profit corporation shall be treated under the laws of this state as a thoroughbred racing permit and as a thoroughbred racing permitholder, respectively, with the exception of ss. 550.054(9)(c) and ~~s.~~ 550.09515(3).

Section 9. Subsection (4) of section 551.102, Florida Statutes, is amended to read:

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

(4) "Eligible facility" means any licensed pari-mutuel facility located in Miami-Dade County or Broward County existing at the time of adoption of s. 23, Art. X of the State Constitution that has conducted live racing or games during calendar years 2002 and 2003 and has been approved by a majority of voters in a countywide referendum to have slot machines at such facility in the respective county; or any licensed pari-mutuel facility located within a county as defined in s. 125.011, provided such facility has conducted live racing for 2 consecutive calendar years immediately preceding its application for a slot machine license, pays the required license fee, and meets the other requirements of this chapter; ~~or any licensed pari-mutuel facility in any other county in which a majority of voters have approved slot machines at such facilities in a countywide referendum held pursuant to a statutory or constitutional authorization after the effective date of this section in the respective county, provided such facility has conducted a full schedule of live racing for 2 consecutive calendar years immediately preceding its application for a slot machine license, pays the required licensed fee, and meets the other requirements of this chapter.~~

Section 10. Subsection (1) of section 551.104, Florida Statutes, is amended to read:

551.104 License to conduct slot machine gaming.—

(1) Upon application and a finding by the division after investigation that the application is complete and the applicant is qualified and payment of the initial license fee, the division may issue a license to conduct slot machine gaming in the designated slot machine gaming area of the eligible facility. Once licensed, slot machine gaming may be conducted subject to the requirements of this chapter and rules adopted pursuant thereto. *Notwithstanding any other provision of law, the division may not issue an initial license to conduct slot machine gaming after January 1, 2017, or otherwise authorize the conduct of slot machine gaming at any facility or location which was not conducting slot machine gaming as of January 1, 2017.*

Section 11. Paragraphs (a) and (b) of subsection (2), paragraph (d) of subsection (7), subsection (12), paragraph (c) of subsection (14), and paragraph (a) of subsection (17) of section 849.086, Florida Statutes, are amended to read:

849.086 Cardrooms authorized.—

(2) DEFINITIONS.—As used in this section:

(a) “Authorized game” means a game or series of games of *traditional* poker or dominoes which are played in a *pari-mutuel*, nonbanking manner, *where all players at the table play against all other players at the table and contribute to a common pot of winnings collected by the winner, and which are played in a manner consistent with the rules and requirements set forth in the 1974 edition of Hoyle’s Modern Encyclopedia of Card Games.*

(b) “Banking game” means a game in which the house is a participant in the game, taking on players, paying winners, and collecting from losers, or a game in which any person or party serves as ~~the cardroom establishes~~ a bank against which participants play.

(7) CONDITIONS FOR OPERATING A CARDROOM.—

(d) A cardroom operator may award giveaways, jackpots, and prizes to a player who holds certain combinations of cards specified by the cardroom operator, *provided that the award of such giveaway, jackpot, or prize does not constitute a prohibited activity under subsection (12).*

(12) PROHIBITED ACTIVITIES.—

(a) ~~No person licensed to operate a cardroom may conduct any banking game or~~ Any game not specifically authorized by this section is prohibited. *Prohibited games include, but are not limited to:*

1. *Any game in which the cardroom or any other person or party serves as a bank or banker against which players play.*

2. *Any game in which players compete against a designated player instead of competing against all players at the table.*

3. *Any game in which the number of cards or ranking of hands does not conform to the rules and requirements for traditional poker as set forth in the 1974 edition of Hoyle’s Modern Encyclopedia of Card Games.*

4. *Any other game conducted in a manner that is not consistent with the provisions of this section.*

(b) ~~No person~~ Persons under 18 years of age may not be permitted to hold a cardroom or employee license, or engage in any game conducted therein.

(c) ~~No~~ Electronic or mechanical devices, except mechanical card shufflers, may not be used to conduct any authorized game in a cardroom.

(d) ~~No~~ Cards, game components, or game implements may not be used in playing an authorized game unless such has been furnished or provided to the players by the cardroom operator.

(14) SUSPENSION, REVOCATION, OR DENIAL OF LICENSE; FINE.—

(c) ~~Notwithstanding any other provision of this section,~~ The division may impose an administrative fine not to exceed \$1,000 for each violation against any person who has violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto. *The division may revoke the license of any person who violates the provisions of subsection (12) on or after August 1, 2017.*

(17) CHANGE OF LOCATION; REFERENDUM.—

(a) Notwithstanding any provisions of this section, no cardroom gaming license issued under this section shall be transferred, or re-issued when such reissuance is in the nature of a transfer, so as to permit or authorize a licensee to change the location of the cardroom except upon proof in such form as the division may prescribe that a referendum election has been held:

1. If the proposed new location is within the same county as the already licensed location, in the county where the licensee desires to conduct cardroom gaming and that a majority of the electors voting on the question in such election voted in favor of the transfer of such license. ~~However, the division shall transfer, without requirement of a referendum election, the cardroom license of any permit holder that relocated its permit pursuant to s. 550.0555.~~

2. If the proposed new location is not within the same county as the already licensed location, in the county where the licensee desires to conduct cardroom gaming and that a majority of the electors voting on that question in each such election voted in favor of the transfer of such license.

Section 12. *All cardroom games involving designated players or a bank of any kind are illegal and prohibited under s. 849.086, Florida Statutes. Any past or future action or inaction by the Division of Pari-Mutuel Wagering considered by any party or construed by a tribunal to constitute permission from the state, either for a licensed cardroom to conduct a banking game for purposes of s. 849.086 or for a licensed cardroom to conduct a banking or banked card game for purposes of the Gaming Compact between the Seminole Tribe of Florida and the State of Florida executed pursuant to s. 285.710(3)(b), Florida Statutes, exceeds the division’s delegated legislative authority, is contrary to will of the Legislature as expressed in the plain words of the Florida Statutes, and does not represent state action for purposes of the Gaming Compact executed pursuant to s. 285.710(3)(b), Florida Statutes.*

Section 13. This act shall take effect July 1, 2017.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to gaming; amending s. 285.710, F.S.; authorizing and directing the Governor, in cooperation with the Seminole Tribe of Florida, to execute a new compact in the form provided; signifying the Legislature’s approval and ratification of such compact that does not materially alter from the approved form; providing terms and conditions for the gaming compact; providing definitions; authorizing the Tribe to operate covered games on its lands in accordance with the compact and at specified facilities; prohibiting specified games; providing requirements for resolution of patron disputes involving gaming, tort claims, and employee disputes; providing requirements for regulation and enforcement of the compact; requiring the state to conduct random inspections of tribal facilities; authorizing the state to conduct an independent audit; requiring the Tribe and commission to comply with specified licensing and hearing requirements; requiring the Tribe to make specified revenue share payments to the state, with reductions authorized under certain circumstances; requiring the Tribe to pay an annual oversight assessment and annual donation to the Florida Council on Compulsive Gaming; providing for dispute resolution between the Tribe and the state; providing an effective date and termination of the compact; providing for execution of the compact; amending s. 285.712, F.S.; requiring the Governor to provide a copy of the executed compact to specified parties and direct the Secretary of State to forward a copy to the Secretary of the Interior; amending s. 550.054, F.S.; requiring the Division of Pari-Mutuel Wagering to revoke a permit

to conduct pari-mutuel wagering for a permitholder that fails to make specified payments or obtain an operating license; prohibiting the issuance of new permits; deleting provisions related to the conversion of permits; repealing s. 550.0555, F.S., relating to relocation of a greyhound dogracing permit within the same county; repealing s. 550.0745, F.S., relating to conversion of a pari-mutuel permit to a summer jai alai permit; amending ss. 550.09512 and 550.09515, F.S.; requiring the division to revoke the permit of a harness horse or thoroughbred racing permitholder, respectively, who does not pay tax on handle for a specified period of time; deleting provisions relating to the reissuance of escheated permits; amending s. 550.3345, F.S.; revising provisions relating to a limited thoroughbred racing permit previously converted from a quarter horse racing permit; amending s. 551.102, F.S.; revising the definition of the term "eligible facility"; amending s. 551.104, F.S.; prohibiting the division from issuing a license to conduct or authorizing slot machine gaming after a specified date; amending s. 849.086, F.S.; revising definitions; prohibiting specified cardroom games; authorizing the division to revoke a cardroom license after a certain date for specified actions; correcting a cross-reference; providing action by the division construed to constitute permission by the state to conduct certain cardroom games is not state action; providing an effective date.

On motion by Senator Galvano, the Senate refused to concur in House Amendment 1 (837981) to CS for SB 8 and the Senate requested a Conference Committee on Gaming be appointed.

SENATE CONFEREES APPOINTED

The President appointed the following conferees on behalf of the Senate to the Conference Committee on Gaming for CS for SB 8: Senator Galvano, Chair; Senators Benacquisto, Braynon, Flores, Hutson, and Thurston.

The action of the Senate was certified to the House.

MOTION

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until completion of the Special Order Calendar.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Benacquisto, the rules were waived and the Committee on Rules was granted permission to meet 15 minutes upon adjournment for one hour, in lieu of 5:00 p.m. to 6:00 p.m., as scheduled this day.

SENATOR FLORES PRESIDING

THE PRESIDENT PRESIDING

SPECIAL ORDER CALENDAR, continued

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2017, and ending June 30, 2018, and supplemental appropriations for the period ending June 30, 2017, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was read the second time by title.

Senator Broxson moved the following amendment which was adopted:

Amendment 1 (995160)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Program: Education - Fixed Capital Outlay 48150000

25 In Section 02 On Page 009
Fixed Capital Outlay 089238
Florida School For The Deaf And Blind -
Capital Projects IOEL

Immediately following Specific Appropriation 25, INSERT:

Funds in Specific Appropriation 25 are provided for preventive maintenance projects, demolition and construction of Gregg Hall, the dormitory for middle school girls at the Florida School for the Deaf and Blind.

Senator Galvano moved the following amendment which was adopted:

Amendment 2 (995157)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Program: Private Colleges And
Universities 48190000

64 In Section 02 On Page 015
Special Categories 102118
Grants And Aids - Academic Program
Contracts IOEB

1000 General Revenue Fund 250,000
CA 250,000 FSI1 250,000

Immediately following Specific Appropriation 64, INSERT:

Funds in Specific Appropriation 64 are provided to Beacon College for student financial assistance.

Universities, Division Of
Program: Educational And General
Activities 48900100

141 In Section 02 On Page 041
Aid To Local Governments 052310
Grants And Aids - Education And General
Activities IOEB

1000 General Revenue Fund 2,339,964,490 2,339,714,490
CA -250,000 FSI1 -250,000

Following Specific Appropriation 141, DELETE:

Team Grants..... 50,050,000

AND INSERT:

Team Grants..... 49,800,000

Senator Mayfield moved the following amendment which was adopted:

Amendment 3 (995135)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Program: Private Colleges And
Universities 48190000

65 In Section 02 On Page 015
Special Categories 102130
Grants And Aids - Private Colleges And
Universities IOEB

1000 General Revenue Fund 6,000,000 6,500,000
CA 500,000 FSI1NR 500,000

At the end of existing proviso language, following Specific Appropriation 65, INSERT:

Florida Institute of Technology - Indian River Lagoon  
 Research Institute..... 500,000

Universities, Division Of  
 Program: Educational And General  
 Activities 48900100

In Section 02 On Page 041  
 141 Aid To Local Governments 052310  
 Grants And Aids - Education And General

Activities IOEB

1000 General Revenue Fund 2,339,964,490 2,339,464,490  
 CA -500,000 FSIINR -500,000

INSERT:

From the funds in Specific Appropriation 192, \$44,911,485 from the Medical Care Trust Fund is provided to eliminate Medicaid service limitations for the certain behavioral health services and to add coverage of targeted case management for adults diagnosed with substance use disorders. These funds are to be paid to the Substance Abuse and Mental Health Safety Net Network for services provided, contingent upon the passage of legislation creating this network, and subject to federal approval.

In Section 03 On Page 054  
 204 Special Categories 102325  
 Other Fee For Service IOEB

In Section 03, on Page 54, DELETE the following:

From the funds in Specific Appropriation 204, \$1,010,745 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. These funds are to be paid to the substance abuse and mental health SafetyNet Network for services provided contingent on passage of legislation creating this network.

AND INSERT:

From the funds in Specific Appropriation 204, \$1,010,745 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 creating the Substance Abuse and Mental Health Safety Net Network or similar legislation in the same legislative session or an extension thereof becoming a law, and subject to federal approval.

In Section 03 On Page 056  
 207 Special Categories 102673  
 Prepaid Health Plans IOEB

In Section 03, on Page 56, DELETE the following:

From the funds in Specific Appropriation 207, \$19,204,161 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. These funds are to be paid to the Substance Abuse and Mental Health Safety Net Network for services provided contingent on passage of legislation creating this network.

AND INSERT:

From the funds in Specific Appropriation 207, \$19,204,161 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 creating the Substance Abuse and Mental Health Safety Net Network or similar legislation in the same legislative session or an extension thereof becoming a law, and subject to federal approval.

CHILDREN AND FAMILIES, DEPARTMENT OF  
 Services  
 Program: Community Services  
 Community Substance Abuse And Mental  
 Health Services 60910950

In Section 03 On Page 079  
 364 Special Categories 100610  
 Grants And Aids - Community Mental Health  
 Services IOEB

In Section 03, on Page 79, DELETE the following:

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families shall transfer an amount not to exceed \$17,241,519 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds to eliminate Medicaid service limitations for the certain behavioral health services and targeted case management for adults diagnosed with substance use disorders. This paragraph is contingent upon the passage of SB 2514 or similar legislation in the same legislative session or an extension thereof becoming a law.

Following Specific Appropriation 141, DELETE:

Funds in Specific Appropriation 141 from the General Revenue Fund shall be allocated as follows:

University of South Florida, Sarasota/Manatee..... 18,274,812

Funds provided in Specific Appropriation 141, as listed above, include allocations for the following university initiatives:

University of South Florida, Sarasota/Manatee  
 Small Business Development Center..... 3,890,381

AND INSERT:

Funds in Specific Appropriation 141 from the General Revenue Fund shall be allocated as follows:

University of South Florida, Sarasota/Manatee..... 17,774,812

Funds provided in Specific Appropriation 141, as listed above, include allocations for the following university initiatives:

University of South Florida, Sarasota/Manatee  
 Small Business Development Center..... 3,390,381

Senator Young moved the following amendment which was adopted:

**Amendment 4 (995152)—**

	DELETE	INSERT
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AGENCY FOR HEALTH CARE ADMINISTRATION  
 Program: Health Care Services  
 Executive Direction And Support Services 68500200

In Section 03 On Page 049  
 185 Special Categories 100778  
 Grants And Aids - Contracted Services IOEB

Following Specific Appropriation 185, INSERT:

From the funds in Specific Appropriation 185, \$3,000,000 from the Grants and Donations Trust Fund and \$3,000,000 from the Medical Care Trust Fund may be used by the Agency for Health Care Administration to contract with the Florida Medical Schools Quality Network created under section 409.975(2), Florida Statutes.

Senator Flores moved the following amendment which was adopted:

**Amendment 5 (995146)—**

	DELETE	INSERT
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AGENCY FOR HEALTH CARE ADMINISTRATION  
 Program: Health Care Services  
 Medicaid Services To Individuals 68501400

In Section 03 On Page 050  
 192 Special Categories 100616  
 Community Mental Health Services IOEB

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families shall transfer an amount not to exceed \$7,758,481 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 or similar legislation in the same legislative session or an extension thereof becoming a law.

AND INSERT:

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families is authorized to transfer an amount not to exceed \$17,241,519 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds to eliminate Medicaid service limitations for the certain behavioral health services and to add to coverage of targeted case management for adults diagnosed with substance use disorders. These funds are to be paid to the Substance Abuse and Mental Health Safety Net Network for services provided, contingent on passage of legislation creating this network, and subject to federal approval.

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families is authorized to transfer an amount not to exceed \$7,758,481 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 creating the Substance Abuse and Mental Health Safety Net Network or similar legislation in the same legislative session or an extension thereof becoming a law, and subject to federal approval.

Senators Braynon, Book, Bracy, Campbell, Clemens, Farmer, Gibson, Montford, Powell, Rader, Rodriguez, Rouson, Stewart, Thurston, and Torres offered the following amendment which was moved by Senator Braynon and failed:

Amendment 6 (995153)—

Table with columns DELETE and INSERT. Rows include AGENCY FOR HEALTH CARE ADMINISTRATION, Program: Health Care Services, Medicaid Services To Individuals 68501400, In Section 03 On Page 051, 198 Special Categories 101582 Hospital Inpatient Services IOEE, 1000 General Revenue Fund 279,671,553 192,161,609, 2474 Medical Care Trust Fund 622,742,755 482,243,465, In Section 03 On Page 056, 207 Special Categories 102673 Prepaid Health Plans IOEE, 1000 General Revenue Fund 3,168,826,496 3,256,336,440, 2474 Medical Care Trust Fund 7,516,078,763 7,656,578,053

Following Specific Appropriation 207, INSERT:

From the funds in Specific Appropriation 207, \$87,509,944 from the General Revenue Fund and \$140,499,290 from the Medical Care Trust Fund are provided to expand full Medicaid coverage to those individuals currently receiving services through the Medically Needy Program.

Senator Flores moved the following amendment which was adopted:

Amendment 7 (995156)—

Table with columns DELETE and INSERT. Rows include AGENCY FOR HEALTH CARE ADMINISTRATION, Program: Health Care Services, Medicaid Services To Individuals 68501400

In Section 03 On Page 051  
198 Special Categories 101582  
Hospital Inpatient Services IOEE

Following Specific Appropriation 198, INSERT:

The Agency for Health Care Administration is authorized to seek federal approval to reinstitute an upper payment limit program specific to the remaining fee-for-service portion of the Medicaid program. The program would be limited to fee-for-service payments for hospital inpatient and outpatient services. Once federal approval is granted, the agency is authorized to submit budget amendments requesting the authority for this funding and the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any release of the funds shall include a plan for how the funds will be dispersed for this intended purpose.

Amendment 8 (995149) was withdrawn.

Senator Flores moved the following amendment which was adopted:

Amendment 9 (995144)—

Table with columns DELETE and INSERT. Rows include HEALTH, DEPARTMENT OF, Program: Executive Direction And Support Administrative Support 64100200, In Section 03 On Page 089, 421 Expenses 040000 IOEA, 1000 General Revenue Fund 2,235,516 735,516, CA -1,500,000 FSI1NR -1,500,000

DELETE the proviso immediately following Specific Appropriation 421:

From the funds in Specific Appropriation 421, \$1,500,000 in nonrecurring funds from the General Revenue Fund and \$2,127,735 from the Administrative Trust Fund are provided to upgrade the bandwidth at the lowest performing sites within the department. Any remaining funds shall be used to upgrade the bandwidth at sites with the most occurrences of excessive latency in the previous fiscal year.

AND INSERT:

From the funds in Specific Appropriation 421, \$2,127,735 from the Administrative Trust Fund is provided to upgrade the bandwidth at the lowest performing sites within the department.

AGENCY FOR PERSONS WITH DISABILITIES  
Program: Services To Persons With Disabilities  
Home And Community Services 67100100

In Section 03 On Page 061  
241 Special Categories 101555  
Home And Community Based Services Waiver IOEE

Table with columns DELETE and INSERT. Rows include 1000 General Revenue Fund 428,103,838 429,603,838, CA 1,500,000 FSI2NR 1,500,000

Following Specific Appropriation 241, INSERT:

From the funds in Specific Appropriation 241, \$724,358 in nonrecurring funds from the General Revenue Fund is provided as the state match for a uniform provider rate increase for Residential Habilitation providers at the Basic, Minimal, and Moderate service levels.

From the funds in Specific Appropriation 241, \$145,271 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Residential Habilitation Behavioral Focus providers.

From the funds in Specific Appropriation 241, \$457,952 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Personal Supports providers.



From the funds in Specific Appropriation 241, \$158,928 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Adult Day Training providers.

DELETE INSERT

From the funds in Specific Appropriation 241, \$13,491 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Supported Employment providers.

VETERANS' AFFAIRS, DEPARTMENT OF
Program: Services To Veterans' Program
Veterans' Benefits And Assistance 50100700

In Section 03 On Page 110
575A Special Categories 100778
Grants And Aids - Contracted Services IOEB

Amendment 10 (995133) was withdrawn.

Senator Campbell moved the following amendment which was adopted:

1000 General Revenue Fund 100,000 150,000
CA 50,000 FSI1NR 50,000

Amendment 11 (995150)—

At the end of existing proviso language, following Specific Appropriation 575A, INSERT:

DELETE INSERT
ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services 65100400
In Section 03 On Page 085
394 Special Categories 100604
Grants And Aids - Older Americans Act
Program IOEB
1000 General Revenue Fund 9,709,862 9,009,862
CA -700,000 FSI1NR -700,000

From the funds in Specific Appropriation 575A, the nonrecurring sum of \$50,000 from the General Revenue Fund is provided for the K-9s for Veterans program.

HEALTH, DEPARTMENT OF
Program: Community Public Health
Community Health Promotion 64200100

In Section 03 On Page 094
454 Special Categories 101509
Biomedical Research IOEB

Following Specific Appropriation 394, DELETE:

North Miami Adult Senior Services Center..... 750,000

1000 General Revenue Fund 3,850,000 3,800,000
CA -50,000 FSI1NR -50,000

AND INSERT:

North Miami Foundation for Senior Citizens Services, Inc. - Home
Delivered Meals.....50,000

In Section 03, on Page 94, DELETE the following:

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

In Section 03 On Page 087
400A Grants And Aids To Local Governments And 140080
Nonstate Entities - Fixed Capital Outlay
Grants And Aids - Senior Citizen Centers IOEM
1000 General Revenue Fund 50,000 700,000
CA 650,000 FSI1NR 650,000

AND INSERT:

From the funds in Specific Appropriation 454, \$700,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

From the funds in Specific Appropriation 400A, the following project is funded from nonrecurring general revenue funds:

Easter Seals of South Florida - Hialeah..... 50,000

Senator Bean moved the following amendment:

Amendment 13 (995141)—

From the funds in Specific Appropriation 400A, the following projects are funded from nonrecurring general revenue funds:

Easter Seals of South Florida - Hialeah.....50,000
North Miami Foundation for Senior Citizens Services, Inc.....650,000

DELETE INSERT

HEALTH, DEPARTMENT OF
Program: Community Public Health
Community Health Promotion 64200100

In Section 03 On Page 094
454 Special Categories 101509
Biomedical Research IOEB

HEALTH, DEPARTMENT OF
Program: Community Public Health
Disease Control And Health Protection 64200200
In Section 03 On Page 097
473 Special Categories 100778
Grants And Aids - Contracted Services IOEB
1000 General Revenue Fund 4,405,026 4,455,026
CA 50,000 FSI1NR 50,000

1000 General Revenue Fund 3,850,000 3,550,000
CA -300,000 FSI1NR -300,000

At the end of existing proviso language, following Specific Appropriation 454, DELETE:

AND INSERT:

FANM Health Initiative Wrap Around Services.....50,000

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

AND INSERT:

From the funds in Specific Appropriation 454, \$450,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

Senator Bradley moved the following amendment which was adopted:

Amendment 12 (995148)—

Statewide Public Health Support Services 64200800

1000 General Revenue Fund 8,871,810 8,771,810  
CA -100,000 FSI1NR -100,000

In Section 03 On Page 101

504 Special Categories 100778  
Grants And Aids - Contracted Services IOEB

Following Specific Appropriation 240, DELETE:

1000 General Revenue Fund 1,845,536 2,145,536  
CA 300,000 FSI1NR 300,000

From the funds in Specific Appropriation 240, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Following Specific Appropriation 504, DELETE:

The Arc of Tampa Bay - Solar Energy Initiative..... 686,000  
ADE Geriatric Program for Seniors with  
Developmental Disabilities..... 100,000  
Southwest Florida Autism Center..... 42,000  
Loveland Center..... 500,000  
The Arc Jacksonville - Transition to Community Employment... 300,000

From the funds in Specific Appropriation 504, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.

From the funds in Specific Appropriation 504, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida Emergency Medical Services Clearinghouse.

AND INSERT:

AND INSERT:

From the funds in Specific Appropriation 240, the following projects are funded with nonrecurring funds from the General Revenue Fund:

From the funds in Specific Appropriation 504, the following projects are funded with nonrecurring funds from the General Revenue Fund:

The Arc of Tampa Bay - Solar Energy Initiative..... 686,000  
ADE Geriatric Program for Seniors with  
Developmental Disabilities..... 100,000  
Southwest Florida Autism Center..... 42,000  
Loveland Center..... 500,000  
The Arc Jacksonville - Transition to Community Employment... 200,000

Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida..... 500,000  
Florida Emergency Medical Services Clearinghouse..... 100,000  
Protect Young Hearts..... 300,000

Senator Flores moved the following amendment which was adopted:

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

**Amendment 14 (995138)—**

Senator Bean moved the following substitute amendment which was adopted:

DELETE INSERT

**Substitute Amendment 13 (995167)—**

HEALTH, DEPARTMENT OF  
Program: Community Public Health  
Statewide Public Health Support Services 64200800  
  
In Section 03 On Page 101  
504 Special Categories 100778  
Grants And Aids - Contracted Services IOEB  
  
1000 General Revenue Fund 1,845,536 1,945,536  
CA 100,000 FSI1NR 100,000

HEALTH, DEPARTMENT OF  
Program: Community Public Health  
County Health Departments Local Health Needs 64200700  
  
In Section 03 On Page 098  
484 Aid To Local Governments 050329  
Contribution To County Health Units IOEB  
  
2141 County Health Department Trust Fund 10,421,102 0  
CA -10,421,102 FSI1 -4,316,419 FSI2 -3,809,956 FSI3 -2,294,727  
  
481 Salaries And Benefits 010000 IOEA  
  
2141 County Health Department Trust Fund 521,355,124 531,776,226  
CA 10,421,102 FSI1 4,316,419 FSI2 3,809,956 FSI3 2,294,727

Following Specific Appropriation 504, DELETE:

From the funds in Specific Appropriation 504, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.

Senator Garcia moved the following amendment which was adopted:

**Amendment 15 (995151)—**

From the funds in Specific Appropriation 504, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida Emergency Medical Services Clearinghouse.

DELETE INSERT

AND INSERT:

ELDER AFFAIRS, DEPARTMENT OF 65000000  
  
In Section 25 On Page 416

From the funds in Specific Appropriation 504, the following projects are funded with nonrecurring funds from the General Revenue Fund:

INSERT:

Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida..... 500,000  
Florida Emergency Medical Services Clearinghouse..... 100,000  
Who We Play For Florida - Protect Young Hearts Program..... 100,000

The sum of \$245,000 of unexpended funds provided in section 45 of chapter 2016-66, Laws of Florida, to the Department of Elder Affairs for the United Home Care Assisted Living Facility - Miami Dade, shall revert and is appropriated for Fiscal Year 2017-2018 to the department for the same purpose.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

AGENCY FOR PERSONS WITH DISABILITIES  
Program: Services To Persons With Disabilities  
Home And Community Services 67100100

Senator Bean moved the following amendment which was adopted:

In Section 03 On Page 061  
240 Special Categories 100778  
Grants And Aids - Contracted Services IOEB

**Amendment 38 (995168)—**

DELETE                      INSERT

CHILDREN AND FAMILIES, DEPARTMENT OF  
 Services  
 Program: Family Safety Program  
 Family Safety And Preservation Services 60910310

In Section 03 On Page 071  
 310A Special Categories 100778  
 Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund                      2,400,000                      2,375,000  
 CA -25,000 FSI1NR -25,000

Following Specific Appropriation 310A, DELETE:

From the funds in Specific Appropriation 310A, the nonrecurring sum of \$2,400,000 from the General Revenue Fund is provided for the following projects:

Adoption 2 Action.....	350,000
Camillus House - Human Trafficking Recovery Program.....	100,000
Devereux Advanced Behavioral Health - Sexually Exploited Youth.....	100,000
Dungy - Adoption Promotion Services.....	400,000
Florida Baptist Children's Home - Brave Moms Program.....	400,000
Forever Family Florida.....	200,000
Managed Access to Child Healthcare/ Partnership for Child Health.....	250,000

From the funds in Specific Appropriation 310A, the nonrecurring sum of \$2,375,000 from the General Revenue Fund is provided for the following projects:

Adoption 2 Action.....	350,000
Camillus House - Human Trafficking Recovery Program.....	100,000
Devereux Advanced Behavioral Health - Sexually Exploited Youth.....	100,000
Dungy - Adoption Promotion Services.....	400,000
Florida Baptist Children's Home - Brave Moms Program.....	400,000
Forever Family Florida.....	200,000
Managed Access to Child Healthcare/ Partnership for Child Health.....	225,000

HEALTH, DEPARTMENT OF  
 Program: Community Public Health  
 Community Health Promotion 64200100

In Section 03 On Page 092  
 447 Special Categories 100778  
 Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund                      25,599,267                      25,624,267  
 CA 25,000 FSI1NR 25,000

AND INSERT:

Florida Health Choices.....	25,000
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Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Flores moved the following amendments which were adopted:

**Amendment 39 (995166)—**

DELETE                      INSERT

HEALTH, DEPARTMENT OF  
 Program: Community Public Health  
 Community Health Promotion 64200100

In Section 03 On Page 092  
 447 Special Categories 100778  
 Grants And Aids - Contracted Services IOEB

Following Specific Appropriation 447, DELETE:

From the funds in Specific Appropriation 447, nonrecurring funds from the General Revenue Fund are provided for the following projects:

Apopka Fresh Start Initiative.....	500,000
Fresh Stop Mobile Farmers Market.....	100,000
Alachua County Organization for Rural Needs (ACORN).....	650,000
The Andrews Regenerative Medicine Center.....	100,000
Miami Beach Community Health Center.....	500,000
Project Be Strong - Teen Pregnancy Prevention Program.....	50,000
Florida Dental Association - Dental Lifeline Network.....	100,000

AND INSERT:

From the funds in Specific Appropriation 447, nonrecurring funds from the General Revenue Fund are provided for the following projects:

Apopka Fresh Start Initiative.....	500,000
Fresh Stop Mobile Farmers Market.....	100,000
Alachua County Organization for Rural Needs (ACORN).....	650,000
The Andrews Regenerative Medicine Center.....	100,000
Miami Beach Community Health Center.....	500,000
Project Be Strong - Teen Pregnancy Prevention Program.....	50,000
Dental Lifeline Network - Donated Dental Services.....	100,000

**Amendment 40 (995164)—**

DELETE                      INSERT

HEALTH, DEPARTMENT OF  
 Program: Community Public Health  
 Community Health Promotion 64200100

In Section 03 On Page 094  
 454 Special Categories 101509  
 Biomedical Research IOEB

1000 General Revenue Fund                      3,850,000                      3,750,000  
 CA -100,000 FSI1NR -100,000

Following Specific Appropriation 454, DELETE:

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

AND INSERT:

From the funds in Specific Appropriation 454, \$650,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

Statewide Public Health Support Services 64200800
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In Section 03 On Page 101  
 504 Special Categories 100778  
 Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund	1,845,536	1,895,536
CA 50,000 FSI1NR 50,000		

Following Specific Appropriation 504, DELETE:

From the funds in Specific Appropriation 504, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.

From the funds in Specific Appropriation 504, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida Emergency Medical Services Clearinghouse.

AND INSERT:

From the funds in Specific Appropriation 504, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida..... 500,000  
 Florida Emergency Medical Services Clearinghouse..... 100,000  
 Florida International University - Florida  
 Advanced Surgical Transport (FAST) Team Equipment..... 50,000

In Section 03 On Page 103  
 517A Grants And Aids To Local Governments And 140085  
 Nonstate Entities - Fixed Capital Outlay IOEM  
 1000 General Revenue Fund 50,000  
 CA 50,000 FSI1NR 50,000

Following Specific Appropriation 517A, INSERT:

From the funds in Specific Appropriation 517A, \$50,000 in nonrecurring funds from the General Revenue Fund is provided to Florida International University - Florida Advanced Surgical Transport (FAST) Team for a central warehouse that will reduce response times and enhance coordination to improve rapid-response medical disaster management capabilities.

**Amendment 41 (995161)—**

	DELETE	INSERT
VETERANS' AFFAIRS, DEPARTMENT OF Program: Services To Veterans' Program Veterans' Homes 50100100		
In Section 03 On Page 108 561A Fixed Capital Outlay 080007 Additions and Improvements to the Veterans' Homes IOEJ		
1000 General Revenue Fund 500,000	550,000	
CA 50,000 FSI1NR 50,000		

At the end of existing proviso language, following Specific Appropriation 561, INSERT:

From the funds in Specific Appropriation 561, the nonrecurring sum of \$50,000 from the General Revenue Fund is provided for the renovation and retrofit of the Lake Baldwin facility in Orange County into a State Veterans' Nursing Home.

HEALTH, DEPARTMENT OF Program: Community Public Health Community Health Promotion 64200100		
In Section 03 On Page 094 454 Special Categories 101509 Biomedical Research IOEB		
1000 General Revenue Fund 3,850,000	3,800,000	
CA -50,000 FSI1NR -50,000		

In Section 03, on Page 94, DELETE the following:

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

AND INSERT:

From the funds in Specific Appropriation 454, \$700,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

Senator Bracy moved the following amendment which was adopted:

**Amendment 16 (995145)—**

DELETE	INSERT
--------	--------

JUSTICE ADMINISTRATION  
 State Attorneys  
 Program: State Attorneys - Fifth Judicial  
 Circuit 21500500

In Section 04 On Page 142  
 825 Salaries And Benefits 010000 IOEA  
 Positions: 240 246  
 1000 General Revenue Fund 15,119,239 15,579,966  
 CA 460,727 FSI1 460,727

828 Special Categories 103225  
 State Attorney Operating Expenditures IOEA

1000 General Revenue Fund 488,267 649,867  
 CA 161,600 FSI1 161,600

Program: State Attorneys - Ninth Judicial  
 Circuit 21500900

In Section 04 On Page 145  
 852 Salaries And Benefits 010000 IOEA

Positions: 364.5 373.5  
 1000 General Revenue Fund 22,225,071 22,794,348  
 CA 569,277 FSI1 569,277

Program: Justice Administrative  
 Commission  
 Executive Direction And Support Services 21300800

In Section 04 On Page 137  
 784A Special Categories 103544  
 Capital Resentencing Due Process Funding IOEA

1000 General Revenue Fund 1,299,860 108,256  
 CA -1,191,604 FSI1 -1,191,604

Senator Bean moved the following amendment which was adopted:

**Amendment 17 (995134)—**

DELETE	INSERT
--------	--------

JUSTICE ADMINISTRATION  
 State Attorneys  
 Program: State Attorneys - Eleventh  
 Judicial Circuit 21501100

In Section 04 On Page 147  
 867A Special Categories 100777  
 Contracted Services IOEA  
 1000 General Revenue Fund 200,000  
 CA 200,000 FSI1NR 200,000

Following Specific Appropriation 867A, INSERT:

From the funds in Specific Appropriation \*\*\*\*\*, \$200,000 in nonrecurring general revenue funds is provided for a crime data consolidation pilot project in the Eleventh Judicial Circuit State Attorney's Office to improve the statistical analysis of crime data.

JUVENILE JUSTICE, DEPARTMENT OF  
 Program: Juvenile Detention Program  
 Detention Centers 80400100

In Section 04 On Page 175  
 1116 Fixed Capital Outlay 080410  
 Department Of Juvenile Justice  
 Maintenance And Repair - State Owned  
 Buildings IOEJ

1000 General Revenue Fund 5,802,401 5,602,401  
 CA -200,000 FSI1NR -200,000

Senator Bradley moved the following amendment which was adopted:

**Amendment 18 (995159)—**

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1180 In Section 04 On Page 182 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 0	7,137,622	7,137,622
In Section 04 On Page 183		

Following Specific Appropriation 1180, DELETE:

From the funds in Specific Appropriation 1180, \$200,000 in nonrecurring general revenue is provided to the Clay County Youth Alternative SWEAT Program to provide supervised community service opportunities to Clay County youth on probation and conditional release.

Following Specific Appropriation 1180, INSERT:

From the funds in Specific Appropriation 1180, \$200,000 in nonrecurring general revenue funds is provided to the Clay County Youth Alternative SWEAT Program.

Senator Bean moved the following amendment:

**Amendment 19 (995158)—**

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1183A In Section 04 On Page 184 Special Categories 106666 Prodigy IOEA		
2339 Grants And Donations Trust Fund CA 1,000,000 FSI1NR 1,000,000		1,000,000

Following Specific Appropriation 1183A, DELETE:

From the funds in Specific Appropriations 1183A, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

Following Specific Appropriation 1183A, INSERT:

From the funds in Specific Appropriations 1183A, \$1,600,000 in recurring general revenue funds and \$1,000,000 in nonrecurring Grants and Donations Trust Fund, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following substitute amendment which was adopted:

**Substitute Amendment 19 (995173)—**

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1183A In Section 04 On Page 184 Special Categories 106666 Prodigy IOEA		
2339 Grants And Donations Trust Fund CA 1,000,000 FSI1NR 1,000,000		1,000,000

Following Specific Appropriation 1183A, DELETE:

From the funds in Specific Appropriations 1183A, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

Following Specific Appropriation 1183A, INSERT:

From the funds in Specific Appropriations 1183A, \$1,600,000 in recurring general revenue funds and \$1,000,000 in nonrecurring Grants and Donations Trust Fund, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

1182 Special Categories 103257 Grants And Aids - Children/Families In Need Of Services IOEB		
2339 Grants And Donations Trust Fund CA -1,000,000 FSI1NR -1,000,000	11,369,093	10,369,093

Senator Lee moved the following amendment:

**Amendment 20 (995155)—**

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Development Program: Transportation Systems Development 55100100		
1862 In Section 05 On Page 260 Expenses 040000 IOEA		

Following Specific Appropriation 1862, INSERT:

Funds in Specific Appropriation 1862, may be expended to assist and provide necessary and available documentation to the Auditor General who shall conduct an operational and performance audit of Hillsborough County Aviation Authority's, Tampa International Airport, Master Plan Phase I. The audit shall include, but is not limited to, a review to verify and document that plans, processes, practices, services and

documents included in the Master Plan Phase I conform to regulatory requirements. The audit shall verify that all planned activity, condition or control conforms to the requirements specified in contracts, codes, regulations, and standards regarding aviation.

Senator Lee moved the following amendment to Amendment 20 (995155) which failed:

Amendment 20A (995163)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Development
Program: Transportation Systems
Development 55100100

In Section 05 On Page 260
1862 Expenses 040000 IOEA

DELETE:

Funds in Specific Appropriation 1862, may be expended to assist and provide necessary and available documentation to the Auditor General who shall conduct an operational and performance audit of Hillsborough County Aviation Authority's, Tampa International Airport, Master Plan Phase I. The audit shall include, but is not limited to, a review to verify and document that plans, processes, practices, services and documents included in the Master Plan Phase I conform to regulatory requirements. The audit shall verify that all planned activity, condition or control conforms to the requirements specified in contracts, codes, regulations, and standards regarding aviation.

AND INSERT:

Funds in Specific Appopriation 1862, may be expended to assist and provide necessary and available documentation to the Auditor General who shall conduct an operational audit of Hillsborough County Aviation Authority's Tampa International Airport, Master Plan capital projects. The audit shall, at a minimum, evaluate the Master Plan Phase I processes and practices, including those related to project funding and expenditures. The Auditor General shall submit a report on the audit findings to the Governor, the President of the Senate and the Speaker of the House of Representatives by December 31, 2017.

The question recurred on Amendment 20 (995155) which was deferred.

Senator Garcia moved the following amendment which was adopted:

Amendment 21 (995125)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations
Program: Highway Operations 55150200

In Section 05 On Page 266
1913 Fixed Capital Outlay 088717
Arterial Highway Construction IOEK

2540 State Transportation (Primary) 186,069,176 186,569,176
Trust Fund
CA 500,000 FSI1NR 500,000

DELETE:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Bartow Northern Connector, Phase II (10,000,000), CR 437 Realignment (3,000,000), SW 36 Street Traffic Calming Improvements (1,500,000), CR 184/Muscogee Roadway Reconstruction (1,000,000), Boutwell Road/Lake Worth Park of Commerce Improvements (2,000,000), and Jenks Avenue Widening Project (1,000,000).

Table with 2 columns: Description and Amount. Rows include Williamson Boulevard 4 Laning, Daytona Beach (3,000,000), River Road from U.S. 41 to Interstate 75, Sarasota County (10,000,000), City of Venice Road Improvements Phase II (2,000,000), City of West Park, Neighborhood Traffic Calming Plan (1,000,000), Santa Rosa County, I-10 Industrial Park, Phase 2, Access Road (1,000,000), The Bluffs Pensacola Bridge Project (3,100,000), P.J. Adams Parkway Widening, Okaloosa County (1,000,000), CR 280A, City of Defuniak Springs (500,000), SR 79 Corridor, City of Bonifay-ROA Organization (1,500,000), and 87th Avenue HEPT Access Ramp, Miami-Dade County (500,000).

AND INSERT:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Bartow Northern Connector, Phase II (10,000,000), CR 437 Realignment from Adair Avenue to State Road 44 (3,000,000), SW 36 Street Traffic Calming Improvements from SW 32 Avenue to SW 48th Avenue (1,500,000), CR 184/Muscogee Roadway Reconstruction (1,000,000), Boutwell Road/Lake Worth Park of Commerce Improvements (2,000,000), Jenks Avenue Widening Project, Bay County (1,000,000), Williamson Boulevard 4 Laning, Daytona Beach (3,000,000), River Road from U.S. 41 to Interstate 75, Sarasota County (10,000,000), City of Venice Road Improvements Phase II (2,000,000), City of West Park, Neighborhood Traffic Calming Plan (1,000,000), Santa Rosa County, I-10 Industrial Park, Phase 2, Access Road (1,000,000), The Bluffs Pensacola Bridge Project (3,100,000), P.J. Adams Parkway Widening, Okaloosa County (1,000,000), CR 280A, City of Defuniak Springs (500,000), SR 79 Corridor, City of Bonifay-ROA Organization (1,500,000), and 87th Avenue HEPT Access Ramp, Miami-Dade County (1,000,000).

Transportation Systems Development
Program: Transportation Systems
Development 55100100

In Section 05 On Page 262
1872 Fixed Capital Outlay 088777
Right-Of-Way Land Acquisition IOEK

Table with 4 columns: Description, Amount 1, Amount 2, Amount 3. Row: 2540 State Transportation (Primary) Trust Fund CA -500,000 FSI1NR -500,000 with values 584,928,538 and 584,428,538.

DELETE:

A portion of the nonrecurring funds in Specific Appropriation 1872 from the State Transportation Trust Fund shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Ludlam Trail Corridor Acquisition, Miami-Dade County (5,000,000), Underline Multi-Use Trail Right of Way Acquisition, Miami-Dade County (5,000,000), High Springs/Newberry Rail Trail (500,000), and 59th Avenue Extension Right of Way Purchase from Miami-Dade Aviation Department (500,000).

AND INSERT:

A portion of the nonrecurring funds in Specific Appropriation 1872 from the State Transportation Trust Fund shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Ludlam Trail Corridor Acquisition, Miami-Dade County (5,000,000), Underline Multi-Use Trail Right of Way Acquisition, Miami-Dade County (5,000,000), and High Springs/Newberry Rail Trail (500,000).

Senator Hutson moved the following amendment which was adopted:

Amendment 22 (995124)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations

Program: Highway Operations 55150200

In Section 05 On Page 266

1913 Fixed Capital Outlay 088717

Arterial Highway Construction IOEK

DELETE:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Includes items like Bartow Northern Connector, CR 437 Realignment, SW 36 Street Traffic Calming Improvements, etc.

AND INSERT:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Includes items like Bartow Northern Connector, CR 437 Realignment, SW 36 Street Traffic Calming Improvements, etc.

Senator Book moved the following amendment which was adopted:

Amendment 23 (995128)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations
Program: Highway Operations 55150200

In Section 05 On Page 267

1916 Fixed Capital Outlay 088796

Highway Safety Construction/Grants IOEK

DELETE:

From the nonrecurring funds in Specific Appropriation 1916, \$375,000 from the State Transportation Trust Fund is provided for the construction of the Southwest Ranches Safety Guardrails in Miami-Dade County.

From the nonrecurring funds in Specific Appropriation 1916, \$635,942

from the State Transportation Trust Fund is provided for the installation of pedestrian signals, refuge islands, sidewalks, and street lighting in the City of Jacksonville.

AND INSERT:

From the nonrecurring funds in Specific Appropriation 1916, \$375,000 from the State Transportation Trust Fund is provided for the construction of the Southwest Ranches Safety Guardrails in Broward County.

From the nonrecurring funds in Specific Appropriation 1916, \$635,942 from the State Transportation Trust Fund is provided for the installation of pedestrian signals, refuge islands, sidewalks, and street lighting in the City of Jacksonville.

Senator Thurston moved the following amendment which was adopted:

Amendment 24 (995126)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 295

2198A Special Categories 100274

Grants And Aids - Workforce Projects IOEA

Table with 3 columns: Code, Description, Amount. Includes items like 1000 General Revenue Fund, 2041 State Economic Enhancement And Development Trust Fund.

DELETE:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table with 2 columns: Description and Amount. Includes items like LaunchCode Tampa - Technology Job Training and Placement, United Way of Florida (Tax Preparation Assistance), etc.

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

AND INSERT:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table listing various programs and their funding amounts, such as LaunchCode Tampa - Technology Job Training and Placement (1,000,000) and United Way of Florida (Tax Preparation Assistance) (600,000).

From the funds in Specific Appropriation 2198A, \$400,000 in nonrecurring general revenue funds and \$100,000 in nonrecurring State Enhancement and Economic Development Trust Funds are provided for the Regional Entrepreneurship Center (Urban League) in Broward County.

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

STATE, DEPARTMENT OF
Program: Library And Information Services
Library, Archives And Information
Services 45400100

Table with columns for item number, description, and amounts. Includes items like '3127 Aid To Local Governments 050792' and '1000 General Revenue Fund'.

DELETE:

From the funds in Specific Appropriation 3127, \$7,802,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

AND INSERT:

From the funds in Specific Appropriation 3127, \$7,402,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

Senators Thurston and Campbell offered the following amendment which was moved by Senator Thurston and deferred:

Amendment 25 (995132)—

Table with columns for DELETED and INSERTED amounts. Includes 'ECONOMIC OPPORTUNITY, DEPARTMENT OF' and 'Program: Workforce Services'.

DELETE:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table listing various programs and their funding amounts, such as LaunchCode Tampa - Technology Job Training and Placement (1,000,000) and United Way of Florida (Tax Preparation Assistance) (600,000).

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute



(HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

AND INSERT:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table listing funding allocations for various programs under appropriation 2198A, including LaunchCode Tampa, United Way of Florida, and various training and support centers.

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

Table showing funding details for Careersource Florida, including section references and amounts.

Senators Campbell and Garcia offered the following amendment which was moved by Senator Garcia and adopted:

Amendment 26 (995130)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Strategic Business Development Strategic Business Development 40400100

In Section 06 On Page 305 Special Categories 100562 Economic Development Projects IOEA

Table showing funding details for State Economic Enhancement And Development Trust Fund, including amounts and section references.

DELETE:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2226K shall be allocated as follows:

Table listing funding allocations for various programs under appropriation 2226K, including St. Petersburg Tech Garage Program, Science Center Advanced Manufacturing Institute, and various research and development centers.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2226K.

AND INSERT:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2226K shall be allocated as follows:

Table listing funding allocations for various programs under appropriation 2226K, including St. Petersburg Tech Garage Program, Science Center Advanced Manufacturing Institute, and various research and development centers.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2226K.

Program: Community Development Housing And Community Development 40300200

In Section 06 On Page 300 Special Categories 100931

Grants And Aids - Housing And Community Development Projects IOEB

2041 State Economic Enhancement And Development Trust Fund 27,569,569 27,619,569
CA 50,000 FSI1NR 50,000

DELETE:

A portion of the nonrecurring funds provided in Specific Appropriation 2224M from the State Enhancement and Economic Development Trust Fund shall be allocated as follows:

Table listing various projects and their allocated amounts, such as City of Pahokee Marina Improvement (1,200,000), City of Clearwater Ruth Eckerd Hall Expansion (1,000,000), and many others.

From the funds in Specific Appropriation 2224M \$1,000,000 in nonrecurring funds from the State Enhancement and Economic Development Trust Funds, is provided for the Regional Multi-Use Athletic Tournament Complex in the city of Stuart. No funds may be expended on astroturf for the improvements funded in this Specific Appropriation.

From the nonrecurring funds in Specific Appropriation 2224M, the total

of \$450,000 provided to the Florida African American Heritage Preservation Network (FAAHPN) \$400,000 shall used as follows: (a) seventy percent for grants to its affiliate organizations for technology and equipment acquisitions, content and exhibit development, preservation of documents and artifacts, or other eligible expenses as determined by the FAAHPN; (b) fifteen percent for activities that serve affiliates, including, but to limited to, informational and technical assistance, professional development, marketing and promotions, regional or statewide conferences, or other activities that benefit the organization or its affiliates; and (c) fifteen percent for administrative costs. The FAAHPN shall submit an annual report of expenditures, including grant funds disbursed, to the Department of State in a format approved by the department. No affiliate organization may be awarded more than five percent of the total amount of grants awarded pursuant to this appropriation. From these funds, \$50,000 is to be utilized for the James Weldon Johnson and Rosamond Johnson Birthplace Project.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2224M.

AND INSERT:

A portion of the nonrecurring funds provided in Specific Appropriation 2224M from the State Enhancement and Economic Development Trust Fund shall be allocated as follows:

Table listing various projects and their allocated amounts, such as City of Pahokee Marina Improvement (1,200,000), City of Clearwater Ruth Eckerd Hall Expansion (1,000,000), and many others.

Marjory Stoneman Douglas Biscayne Nature Center.....	200,000
Miami Downtown Development Authority-Baywalk.....	350,000
Aventura-NE 191st Street Stormwater Retrofits.....	355,981
Bal Harbor Village-Utility Master Plan.....	425,000
Pinellas Park, Pinebrook Estates Pond Improvements.....	325,000
Cuban Club Structural Stabilization, Ybor City.....	100,000
Golden Beach Street Lighting, Miami-Dade County.....	50,000

From the funds in Specific Appropriation 2224M \$1,000,000 in nonrecurring funds from the State Enhancement and Economic Development Trust Funds, is provided for the Regional Multi-Use Athletic Tournament Complex in the city of Stuart. No funds may be expended on astroturf for the improvements funded in this Specific Appropriation.

From the nonrecurring funds in Specific Appropriation 2224M, the total of \$450,000 provided to the Florida African American Heritage Preservation Network (FAAHPN) \$400,000 shall used as follows: (a) seventy percent for grants to its affiliate organizations for technology and equipment acquisitions, content and exhibit development, preservation of documents and artifacts, or other eligible expenses as determined by the FAAHPN; (b) fifteen percent for activities that serve affiliates, including, but to limited to, informational and technical assistance, professional development, marketing and promotions, regional or statewide conferences, or other activities that benefit the organization or its affiliates; and (c) fifteen percent for administrative costs. The FAAHPN shall submit an annual report of expenditures, including grant funds disbursed, to the Department of State in a format approved by the department. No affiliate organization may be awarded more than five percent of the total amount of grants awarded pursuant to this appropriation. From these funds, \$50,000 is to be utilized for the James Weldon Johnson and Rosamond Johnson Birthplace Project.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2224M.

Senator Benacquisto moved the following amendment which was adopted:

**Amendment 27 (995154)—**

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Historical Resources Historical Resources Preservation And Exhibition 45200700		
In Section 06 On Page 388		
3112A Grants And Aids To Local Governments And 140020 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Acquisition, Restoration Of Historic Properties IOEM		

DELETE:

From the funds in Specific Appropriation 3112A, \$9,124,139 of nonrecurring general revenue funds is provided for the 2017-2018 Special Categories Grants ranked list, as provided on the Department of State website.

From the funds in Specific Appropriation 3112A, \$350,000 of nonrecurring general revenue funds is provided for the Happy Workers Learning Center Rehabilitation/Restoration in Pinellas County.

For the next Fixed Capital Outlay - Acquisition, Restoration of Historic Properties Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a Rural Area of Opportunity (RAO), as defined in section 288.0656, Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

AND INSERT:

From the funds in Specific Appropriation 3112A, \$9,034,704 of

nonrecurring general revenue funds is provided for the 2017-2018 Special Categories Grants ranked list, as provided on the Department of State website.

From the funds in Specific Appropriation 3112A, \$350,000 of nonrecurring general revenue funds is provided for the Happy Workers Learning Center Rehabilitation/Restoration in Pinellas County.

From the funds in Specific Appropriation 3112A, \$89,435 in nonrecurring general revenue funds is provided for the repairs to the Port Boca Lighthouse.

For the next Fixed Capital Outlay - Acquisition, Restoration of Historic Properties Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a Rural Area of Opportunity (RAO), as defined in section 288.0656, Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

Senator Brandes moved the following amendment which was adopted:

**Amendment 28 (995131)—**

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Library And Information Services Library, Archives And Information Services 45400100		
In Section 06 On Page 389		
3127 Aid To Local Governments 050792 Grants And Aids - Library Grants IOEB		

DELETE:

From the funds in Specific Appropriation 3127, \$7,802,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio. Eligible uses of grant funds include: expanding services for learning and access to information and educational resources for individuals of all ages; developing library services that provide all users access to information through local, state, regional, national, and international electronic networks; creating centers for simulations and audio/video recording; providing centers for homeschooling, small business conference and training rooms, and creating partnerships with CareerSource Florida, Inc., the Regional Workforce Boards, the Small Business Development Center, and other entities to provide small business guidance and assistance with new and emerging business issues. The department may grant funds to entities meeting these eligibility requirements in an amount up to \$500,000 per entity annually.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

AND INSERT:

From the funds in Specific Appropriation 3127, \$7,702,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio. Eligible uses of grant funds include: expanding services for learning and access to information and educational resources for individuals of all ages; developing library services that provide all users access to information through local, state, regional, national, and international electronic networks; creating centers for simulations and audio/video recording; providing centers for homeschooling, small business conference and training rooms, and creating partnerships with CareerSource Florida, Inc., the Regional Workforce Boards, the Small Business Development Center, and other entities to provide small business guidance and assistance with new and emerging business issues. The department may grant funds to entities

meeting these eligibility requirements in an amount up to \$500,000 per entity annually.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Bradley moved the following amendments which were adopted:

**Amendment 42 (995162)—**

DELETE                      INSERT

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Development  
Program: Transportation Systems  
Development 55100100

In Section 05 On Page 263  
1879 Fixed Capital Outlay 088849  
Preliminary Engineering Consultants IOEK

At the end of existing proviso language, following Specific Appropriation 1879, INSERT:

From the nonrecurring funds in Specific Appropriation 1879, \$1,000,000 is provided for the preliminary engineering and design of a perishable air cargo complex located at the Airglades Airport in Hendry County.

**Amendment 43 (995165)—**

DELETE                      INSERT

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Development  
Program: Transportation Systems  
Development 55100100

In Section 05 On Page 263  
1879 Fixed Capital Outlay 088849  
Preliminary Engineering Consultants IOEK

At the end of existing proviso language, following Specific Appropriation 1879, INSERT:

From the nonrecurring funds in Specific Appropriation 1879, \$1,000,000 is provided for the preliminary engineering and design for future developments of an inland port in the City of South Bay (South Bay Park of Commerce).

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Montford moved the following amendment which was adopted:

**Amendment 44 (995169)—**

DELETE                      INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Community Development  
Florida Housing Finance Corporation 40300600

In Section 06 On Page 303  
2226 Special Categories 105045  
Grants And Aids - Housing Finance  
Corporation (Hfc) - State Housing  
Initiatives Partnership (Ship) Program IOED

DELETE:

From the funds in Specific Appropriation 2226, each local government must use a minimum of 20 percent of its allocation to serve persons with

special needs as defined in section 420.0004, Florida Statutes. Before this portion of the allocation is released by the Florida Housing Finance Corporation (FHFC), a local government must certify that it will meet this requirement through existing approved strategies in the local assistance plan or submit a new local housing assistance plan strategy for this purpose to the FHFC for approval to ensure that it meets these specifications. The first priority of these special needs funds must be to serve persons with developmental disabilities as defined in section 393.063, Florida Statutes, with an emphasis on home modifications, including technological enhancements and devices, which will allow homeowners to remain independent in their own homes and maintain their homeownership.

From the funds in Specific Appropriation 2226, \$5,200,000 shall be used to provide services to homeless persons. Of the funds provided, \$5,000,000 shall be transferred to the Department of Children and Families to implement the provisions of section 420.622, Florida Statutes, and \$200,000 shall be used by the Department of Economic Opportunity to provide training and technical assistance regarding affordable housing to designated lead agencies of homeless assistance continuums of care.

From the funds in Specific Appropriation 2226, local governments may create regional partnerships across jurisdictional boundaries through the pooling of appropriated funds to address homeless housing needs identified in local housing assistance plans.

From the funds provided in Specific Appropriation 2226, \$500,000 shall be used for training and technical assistance provided through an Affordable Housing Catalyst Program created by section 420.531, Florida Statutes. The Florida Housing Finance Corporation shall directly contract with the entity that meets all of the requirements of section 420.531, Florida Statutes, to provide the training and technical assistance.

From the nonrecurring funds in Specific Appropriation 2226, \$75,000 is allocated to Florida Supportive Housing Coalition to provide supportive housing training to organizations responsible for implementing supportive housing to persons with special needs or who are homeless. Training must be provided by persons experienced in the development, management, and delivery of the housing support services and includes, but is not limited to, identifying community resources to affordable housing, assessing resident needs, coordinating care across multiple care systems, developing and managing supportive housing and measuring performance.

AND INSERT:

From the funds in Specific Appropriation 2226, each local government must use a minimum of 20 percent of its allocation to serve persons with special needs as defined in section 420.0004, Florida Statutes. Before this portion of the allocation is released by the Florida Housing Finance Corporation (FHFC), a local government must certify that it will meet this requirement through existing approved strategies in the local assistance plan or submit a new local housing assistance plan strategy for this purpose to the FHFC for approval to ensure that it meets these specifications. The first priority of these special needs funds must be to serve persons with developmental disabilities as defined in section 393.063, Florida Statutes, with an emphasis on home modifications, including technological enhancements and devices, which will allow homeowners to remain independent in their own homes and maintain their homeownership.

From the funds in Specific Appropriation 2226, \$5,200,000 shall be used to provide services to homeless persons. Of the funds provided, \$5,000,000 shall be transferred to the Department of Children and Families to implement the provisions of section 420.622, Florida Statutes, and \$200,000 shall be used by the Department of Economic Opportunity to provide training and technical assistance regarding affordable housing to designated lead agencies of homeless assistance continuums of care.

From the funds in Specific Appropriation 2226, local governments may create regional partnerships across jurisdictional boundaries through the pooling of appropriated funds to address homeless housing needs identified in local housing assistance plans.

From the funds provided in Specific Appropriation 2226, \$500,000 shall be used for training and technical assistance provided through an Affordable Housing Catalyst Program created by section 420.531, Florida Statutes. The Florida Housing Finance Corporation shall directly contract with an entity that meets all of the requirements of section 420.531, Florida Statutes, to provide the training and technical assistance.

From the nonrecurring funds in Specific Appropriation 2226, \$75,000 is allocated to Florida Supportive Housing Coalition to provide supportive housing training to organizations responsible for implementing supportive housing to persons with special needs or who are homeless. Training must be provided by persons experienced in the development, management, and delivery of the housing support services and includes, but is not limited to, identifying community resources to affordable housing, assessing resident needs, coordinating care across multiple care systems, developing and managing supportive housing and measuring performance.

Senator Braynon moved the following amendment which was adopted:

Amendment 29 (995129)—

Table with columns for DELETED and INSERT amounts. Includes rows for Agricultural Water Policy Coordination (42010200) and Grants And Aids To Local Governments (140047).

Following Specific Appropriation 1606A, INSERT:

Miami-Dade Water Main Extension..... 500,000

Senators Grimsley and Bradley offered the following amendment which was moved by Senator Grimsley and adopted:

Amendment 30 (995147)—

Table with columns for DELETED and INSERT amounts. Includes rows for Agricultural Water Policy Coordination (42010200) and Grants And Aids To Local Governments (140047).

CA -2,263,000 FSI1 -2,263,000

PROGRAM: CITRUS, DEPARTMENT OF Agricultural Products Marketing 57030000

In Section 06 On Page 291 2167 Special Categories 102380 Paid Advertising And Promotion IOEA

1000 General Revenue Fund 2,737,000 5,000,000 CA 2,263,000 FSI1 2,263,000

Senator Bradley moved the following amendments which were adopted:

Amendment 31 (995139)—

Table with columns for DELETED and INSERT amounts. Includes rows for Agricultural Water Policy Coordination (42010200), Fixed Capital Outlay (083621), and Grants And Aids To Local Governments (140047).

Amendment 32 (995140)—

Table with columns for DELETED and INSERT amounts. Includes rows for Agricultural Water Policy Coordination (42010200), Fixed Capital Outlay (083621), and Grants And Aids To Local Governments (140047).

1000 General Revenue Fund 71,046,187 71,146,187  
 CA 100,000 FSI1NR 100,000  
 Following Specific Appropriation 1606A, INSERT:  
 Sewall's Point Mandalay & Marguerita Stormwater Improvements 100,000

Immediately following Specific Appropriation 1603A, DELETE:  
 Funds in Specific Appropriation 1603A are provided to the Department of Environmental Protection to be transferred to the St. Johns River Water Management District for St. Johns River and/or Keystone Heights Lake Region restoration, public access and recreation projects.

Immediately following Specific Appropriation 1603A, INSERT:  
 Funds in Specific Appropriation 1603A are provided to the St. Johns River Water Management District for St. Johns River and/or Keystone Heights Lake Region restoration, public access and recreation projects.

Senator Farmer moved the following amendment which failed:

**Amendment 33 (995137)—**

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Agricultural Economic Development Fruits And Vegetables Inspection And Enforcement 42170100		
In Section 05 On Page 211 Lump Sum 095002 Payments Of Judgement IOEA		
1434A		
1000 General Revenue Fund CA 99,996,844 FSI1NR 99,996,844		99,996,844

Senator Hutson moved the following amendment which was adopted:

**Amendment 35 (995136)—**

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 232 1606A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	

Following Specific Appropriation 1606A, DELETE:  
 South Daytona Septic to Sewer Project..... 500,000  
 Following Specific Appropriation 1606A, INSERT:  
 Ormond Beach Sanitary Sewer System Rehabilitation..... 50,000  
 South Daytona Septic to Sewer Project..... 450,000

Senator Montford moved the following amendment which was adopted:

**Amendment 36 (995143)—**

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 232 1606A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA -71,046,187 FSI1NR -71,046,187	71,046,187	0
FISH AND WILDLIFE CONSERVATION COMMISSION Program: Habitat And Species Conservation Habitat And Species Conservation 77350200		
In Section 05 On Page 253 1801 Special Categories 102334 Control Of Invasive Exotics IOEA		
1000 General Revenue Fund CA -28,950,657 FSI1NR -28,950,657	28,989,645	38,988

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 235 1610 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Drinking Water Facility Construction - State Revolving Loan IOEM	140129	

Following Specific Appropriation 1610, INSERT:  
 Funds in Specific Appropriations 1610, 1611, and 1614 are provided from the named funds to the Department of Environmental Protection to fund the Drinking Water and Wastewater Treatment Facility Construction State Revolving Loan Programs and the Small Community Sewer Construction Assistance Program developed pursuant to provisions of sections 403.8532, 403.1835, and 403.1838, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

Senator Bradley moved the following amendment which was adopted:

**Amendment 34 (995127)—**

Senators Grimsley and Bradley offered the following amendment which was moved by Senator Grimsley and adopted:

**Amendment 37 (995142)—**

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 231 1603A Fixed Capital Outlay 080185 St. Johns River And Keystone Heights Lake Region Projects IOEJ		

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Waste Management Waste Management 37450300		
In Section 05 On Page 241		

1673 Fixed Capital Outlay 087889  
 Petroleum Tanks Cleanup IOEJ

2212 Inland Protection Trust Fund 110,000,000 125,000,000  
 CA 15,000,000 FSI1NR 15,000,000

FISH AND WILDLIFE CONSERVATION COMMISSION  
 Program: Habitat And Species Conservation  
 Habitat And Species Conservation 77350200

In Section 05 On Page 254  
 1810 Special Categories 109940  
 Contract And Grant Reimbursed Activities IOEA

2261 Federal Grants Trust Fund 14,138,315 4,138,315  
 CA -10,000,000 FSI3NR -10,000,000

Program: Research  
 Fish And Wildlife Research Institute 77650200

In Section 05 On Page 259  
 1853 Special Categories 109940  
 Contract And Grant Reimbursed Activities IOEA

2261 Federal Grants Trust Fund 6,757,199 1,757,199  
 CA -5,000,000 FSI3NR -5,000,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Passidomo moved the following amendment which was adopted:

**Amendment 45 (995172)—**

DELETE INSERT

AGRICULTURE AND CONSUMER SERVICES,  
 DEPARTMENT OF, AND COMMISSIONER OF  
 AGRICULTURE  
 Program: Agricultural Economic  
 Development  
 Food, Nutrition And Wellness 42170700

In Section 05 On Page 220  
 1496A Special Categories 100459  
 Harry Chapin Food Bank of Southwest  
 Florida IOEB

1000 General Revenue Fund 541,000  
 CA 541,000 FSI1NR 541,000

Program: Office Of The Commissioner And  
 Administration  
 Agricultural Water Policy Coordination 42010200

In Section 05 On Page 206  
 1356A Fixed Capital Outlay 083621  
 Okeechobee Restoration Agricultural  
 Projects IOEJ

1000 General Revenue Fund 10,600,500 10,059,500  
 CA -541,000 FSI1NR -541,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following amendment which was adopted:

**Amendment 46 (995170)—**

DELETE INSERT

AGRICULTURE AND CONSUMER SERVICES,  
 DEPARTMENT OF, AND COMMISSIONER OF  
 AGRICULTURE  
 Program: Office Of The Commissioner And

Administration  
 Agricultural Water Policy Coordination 42010200

In Section 05 On Page 206  
 1356A Fixed Capital Outlay 083621  
 Okeechobee Restoration Agricultural  
 Projects IOEJ

1000 General Revenue Fund 10,600,500 9,504,000  
 CA -1,096,500 FSI1NR -1,096,500

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
 Program: Water Restoration Assistance  
 Water Restoration Assistance 37220100

In Section 05 On Page 231  
 1603A Fixed Capital Outlay 080185  
 St. Johns River And Keystone Heights Lake  
 Region Projects IOEJ

1000 General Revenue Fund 1,096,500  
 CA 1,096,500 FSI1NR 1,096,500

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was deferred:

**Amendment 47 (995171)—**

DELETE INSERT

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
 Program: State Lands  
 Land Administration And Management 37100400

In Section 05 On Page 225  
 1552 Fixed Capital Outlay 084108  
 Land Acquisition, Environmentally  
 Endangered, Unique/ Irreplaceable Lands,  
 Statewide IOEJ

At the end of existing proviso language, following Specific  
 Appropriation 1552, INSERT:

Funds in Specific Appropriation 1552 may be provided for alternative  
 water supply projects within the Central Florida Water Initiative.

The question recurred on **Amendment 25 (995132)** which was  
 withdrawn.

The question recurred on **Amendment 47 (995171)** which was  
 adopted.

On motion by Senator Latvala, by two-thirds vote, **SB 2500**, as  
 amended, was read the third time by title, passed, ordered engrossed,  
 and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

**SB 2502**—A bill to be entitled An act implementing the 2017-2018 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1008.46, F.S.; revising the date by which the Board of Governors must submit its annual accountability report for the 2017-2018 fiscal year; amending s. 1011.62, F.S.; revising the minimum amount of funding for the Florida Digital Classrooms Allocation for the 2017-2018 fiscal year; authorizing a school district to use a portion of its allocation towards specified expenses if certain conditions are met; amending s. 1004.345, F.S.; extending the date by which the Florida Polytechnic University must meet certain criteria established by the Board of Governors; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; providing an exception from cost per student station limitations for the Dixie County Middle/High School special facility project; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program based upon a specified model, methodology, and framework; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; amending s. 393.0662, F.S.; requiring the Agency for Persons with Disabilities to contract for an independent consultant to study and make recommendations on certain aspects of the home and community-based services Medicaid waiver program; requiring the agency to submit the independent consultant's recommendations to the Governor and the Legislature by a specified date; requiring the Agency for Persons with Disabilities to contract with an independent consultant to conduct a study of transportation disadvantaged services; creating the Task Force on Transportation Disadvantaged Services; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for termination of the task force; amending s. 296.37, F.S.; extending for 1 fiscal year the requirement that certain residents of a veterans' nursing home contribute to their maintenance and support; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to specialty hospitals for children as set forth in the General Appropriations Act; amending s. 893.055, F.S.; extending for 1 fiscal year the authority of the Department of Health to use certain funds for the administration of the prescription drug monitoring program; prohibiting the use of funds received from a settlement agreement to administer the program; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; extending for 1 fiscal year the authority for a municipality to expend funds from its special law enforcement trust fund to reimburse its general fund for certain moneys advanced from the general fund; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether the county has met specified financial responsibilities;

requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2017-2018 fiscal year; requiring the Justice Administrative Commission to provide funds to the clerks of the circuit court for specified uses related to juries; providing procedures for clerks of the circuit court to receive such funds; providing an apportionment methodology if funds are estimated to be insufficient to pay all amounts requested; requiring the clerks of the circuit court to pay amounts in excess of appropriated amounts; creating the Florida Criminal Justice Reform Task Force; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Legislature by a specified date; requiring the Department of Management Services to use tenant broker services to renegotiate or procure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; amending s. 282.709, F.S.; revising the composition of the Joint Task Force on State Agency Law Enforcement Communications; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing services between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer certain funds between agencies in order to allocate a reduction relating to SUNCOM Network services; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resource management services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 259.105, F.S.; revising provisions governing the distribution of certain proceeds from cash payments or bonds issued pursuant to the Florida Forever Act; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 206.9935, F.S.; exempting specified revenues from the calculation of the unobligated balance of the Water Quality Assurance Trust Fund for the 2017-2018 fiscal year; amending s. 403.7095, F.S.; extending for 1 fiscal year a requirement that the Department of Environmental Protection award a certain sum of grant funds for specified solid waste management programs to counties that meet certain criteria; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions;



requiring the Department of Highway Safety and Motor Vehicles to contract with a specified corporation to manufacture current or newly redesigned license plates; requiring that the price for such contract be the same as in the previous fiscal year; creating a law enforcement workgroup within the Department of Highway Safety and Motor Vehicles; specifying the composition of the workgroup; authorizing reimbursement for per diem and travel expenses; prescribing duties of the workgroup; requiring the Department of Highway Safety and Motor Vehicles to provide administrative support and contract with the University of South Florida's Center for Urban Transportation Research; requiring the workgroup chair to submit recommendations to the Governor and the Legislature by a specified date; providing for termination of the workgroup; creating s. 316.0898, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge grant program; specifying requirements for applicants to the grant program; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for project grants and a plan for promotion of the grant program; requiring the Department of Transportation to submit certain information regarding the grant program to the Governor and the Legislature by a specified date; amending s. 341.302, F.S.; specifying duties and responsibilities for the Department of Transportation in its administration of the rail program for the 2017-2018 fiscal year; amending s. 420.9072, F.S.; extending for 1 fiscal year provisions authorizing each county and eligible municipality to use its portion of the local housing distribution under the State Housing Initiatives Partnership Program for certain purposes; amending s. 420.5087, F.S.; extending for 1 fiscal year certain provisions specifying the reservation of funds for the tenant groups within each notice of fund availability with respect to the State Apartment Incentive Loan Program; revising the funding amount for loans to construct workforce housing as issued in a notice of funds availability by the Florida Housing Finance Corporation; creating a workgroup on affordable housing assigned to the Florida Housing Finance Corporation; specifying the composition of the workgroup; requiring the Florida Housing Finance Corporation to provide administrative and staff support; authorizing reimbursement for per diem and travel expenses for workgroup members; requiring the workgroup to develop recommendations regarding the state's affordable housing needs; requiring submission of a report to the Governor and the Legislature by a specified date; providing for termination of the workgroup; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2017-2018 fiscal year; requiring the department to assign a patrol officer to a Cabinet member under certain circumstances; requiring the Department of State to direct the State Library Council, the Florida Historical Commission, and the Florida Council on Arts and Culture to sort applications received from counties for ranking and funding purposes for the 2017-2018 fiscal year; prescribing procedures; amending s. 288.1201, F.S.; requiring the Department of Economic Opportunity to retain state funds for specified programs in the State Economic Enhancement and Development Trust Fund until certain conditions are met; requiring the department to return to the State Treasury unexpended funds from the Quick Action Closing Fund which are held by certain entities; requiring the department to comply by a certain date; requiring the department to provide notification of compliance to the Governor and the Legislature by a certain date; amending s. 311.07, F.S.; waiving certain requirements regarding matching funds and project eligibility for projects funded through the Florida Seaport Transportation and Economic Development Program; amending s. 339.135, F.S.; providing legislative intent regarding the Department of Transportation's work program; requiring the Department of Transportation to submit certain documents to the Legislative Budget Commission with its work program amendment; amending s. 216.292, F.S.; specifying that the required review of certain transfers of appropriations ensure compliance with ch. 216, F.S., and are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; providing a legislative declaration that the

issuance of new debt is in the best interest of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; amending s. 110.12315, F.S.; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan under the state employees' prescription drug program; providing for the future expiration and reversion of statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was read the second time by title.

Senators Garcia and Lee offered the following amendment which was moved by Senator Garcia and adopted:

**Amendment 1 (506556) (with title amendment)**—Between lines 547 and 548 insert:

Section 12. *In order to implement Specific Appropriations 198, 203, and 207 of the 2017-2018 General Appropriations Act and consistent with s. 409.017, Florida Statutes, and subject to federal authorization and the availability of intergovernmental transfer (IGT) funds, the Agency for Health Care Administration is authorized to make Medicaid payments to qualifying Florida cancer hospitals that meet the criteria in 42 U.S.C. s. 1395ww(d)(1)(B)(v) on a cost basis. Once federal approval is granted and IGT funds are available, the agency is authorized to submit budget amendments requesting the authority for this funding and the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any release of the funds shall include a plan for how the funds will be dispersed for the purposes specified in this section. This section expires July 1, 2018.*

And the title is amended as follows:

Between lines 37 and 38 insert: authorizing the Agency for Health Care Administration to make Medicaid payments to qualifying Florida cancer hospitals if certain conditions are met; authorizing the agency to submit budget amendments regarding the authority for the funding and the release of such funds; requiring the inclusion of a plan for any release of such funds;

Senator Bradley moved the following amendment which was adopted:

**Amendment 2 (597464) (with title amendment)**—Delete line 1449 and insert:

(3) *In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2016-66, Laws of Florida, to the department's Land Acquisition Trust Fund and the other land acquisition trust funds, and the amounts actually transferred between those trust funds during the 2016-2017 fiscal year.*

(4) *This section expires July 1, 2018.*

And the title is amended as follows:

Delete line 209 and insert: specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; requiring the

Senator Brandes moved the following amendments which were adopted:

**Amendment 3 (538774) (with title amendment)**—Delete lines 1509-1563 and insert:

Section 47. In order to implement Specific Appropriation 1869 of the 2017-2018 General Appropriations Act, section 316.0898, Florida Statutes, is created to read:

**316.0898 Florida Smart City Challenge grant program.—**

(1) *The Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, shall develop the Florida Smart City Challenge grant program and shall establish grant award requirements for municipalities or regions for the purpose of receiving grant awards. Grant applicants must demonstrate and document the adoption of emerging technologies and their impact on the transportation system and must address at least the following focus areas:*

- (a) *Autonomous vehicles.*
  - (b) *Connected vehicles.*
  - (c) *Sensor-based infrastructure.*
  - (d) *Collecting and using data.*
  - (e) *Electric vehicles, including charging stations.*
  - (f) *Developing strategic models and partnerships.*
- (2) *The goals of the grant program include, but are not limited to:*
- (a) *Identifying transportation challenges and identifying how emerging technologies can address those challenges.*
  - (b) *Determining the emerging technologies and strategies that have the potential to provide the most significant impacts.*
  - (c) *Encouraging municipalities to take significant steps to integrate emerging technologies into their day-to-day operations.*
  - (d) *Identifying the barriers to implementing the grant program and communicating those barriers to the Legislature and appropriate agencies and organizations.*
  - (e) *Leveraging the initial grant to attract additional public and private investments.*
  - (f) *Increasing the state's competitiveness in the pursuit of grants from the United States Department of Transportation, the United States Department of Energy, and other federal agencies.*
  - (g) *Committing to the continued operation of programs implemented in connection with the grant.*
  - (h) *Serving as a model for municipalities nationwide.*
  - (i) *Documenting the costs and impacts of the grant program and lessons learned during implementation.*
  - (j) *Identifying solutions that will demonstrate local or regional economic impact.*

(3) *The Department of Transportation shall develop eligibility, application, and selection criteria for the program grants and a plan for the promotion of the grant program to municipalities or regions of this state as an opportunity to compete for grant funding, including the award of grants to a single recipient and secondary grants to specific projects of merit within other applications. The Department of Transportation may contract with a third party that demonstrates knowledge and expertise in the focuses and goals of this section to provide guidance in the development of the requirements of this section.*

(4) *On or before January 1, 2018, the Department of Transportation shall submit the grant program guidelines and plans for promotion of the grant program to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

(5) *This section expires July 1, 2018.*

And the title is amended as follows:

Delete line 234 and insert: *of the grant program; authorizing the Department of Transportation to contract with a third party to assist in the development of the grant program; requiring the Department of*

**Amendment 4 (785090)—**Between lines 1691 and 1692 insert:

(h) *The chair of the Florida Building Commission, or his or her designee, who shall serve as an ex officio, nonvoting advisory member of the workgroup.*

**Amendment 5 (798510) (with title amendment)—**Delete lines 1840-1895 and insert:

Section 57. In order to implement Specific Appropriations 1869 through 1882, 1888 through 1891, 1905 through 1908, 1910 through 1925, and 1964 through 1976 of the 2017-2018 General Appropriations Act, paragraphs (d), (e), and (f) are added to subsection (5) of section 339.135, Florida Statutes, to read:

339.135 Work program; legislative budget request; definitions; preparation, adoption, execution, and amendment.—

(5) **ADOPTION OF THE WORK PROGRAM.—**

(d) *It is the intent of the Legislature that the department maintain fiscal solvency and make prudent use of all available fiscal resources to minimize any project, or a phase thereof, from being deferred within the work program. It is further the intent of the Legislature that the department, to the maximum extent feasible, reduce financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV to add projects to the 2017-2018 work program which are identified by a specific appropriation in the 2017-2018 General Appropriations Act. This paragraph expires July 1, 2018.*

(e) *For the 2017-2018 fiscal year only, the department is authorized to realign budget authority among appropriation categories to support the implementation of the 2017-2018 General Appropriations Act. The notice, review, and objection procedures under s. 216.177 apply only when projects, or a phase thereof, are not deferred or deleted from the work program. The request to realign budget authority among work program categories must be supported by documented production and financial goals within the parameters of finance, available cash, and total authorized budget. This paragraph expires July 1, 2018.*

(f) *For the 2017-2018 fiscal year only, if the department submits a work program amendment to realign work program categories to the 2017-2018 General Appropriations Act that defers or deletes any project, or a phase thereof, the work program amendment is subject to approval by the Legislative Budget Commission. The department shall provide to the Legislative Budget Commission the documents specified in subparagraphs 1.–8. when submitting the department's work program amendment to request approval to realign the work program appropriation categories to the 2017-2018 General Appropriations Act. In addition, any work program amendment submitted to the Legislative Budget Commission which results in a reduced project commitment level for the 2017-2018 fiscal year must include the following documents:*

1. *A proposed finance plan, as balanced to the requested work program amendment to realign the work program categories to the 2017-2018 General Appropriations Act, or any other amendments that reduce work program commitments;*

2. *A proposed cash forecast, as balanced to the requested work program amendment to realign the work program categories to the 2017-2018 General Appropriations Act, or any other amendments that reduce work program commitments;*

3. *An adopted finance plan, as of July 1, 2017;*

4. *An adopted cash forecast, as of July 1, 2017;*

5. *A complete list of projects, or phases thereof, deferred or deleted from the impact of the projects identified by a specific appropriation in the 2017-2018 General Appropriations Act for the 2017-2018 through 2021-2022 work program;*

6. The department's methodology for identifying projects, or phases thereof, for deferral or deletion for the 2017-2018 through 2021-2022 work program;

7. A letter of concurrence or nonoccurrence from the affected metropolitan planning organization or, for nonmetropolitan areas, the board of county commissioners with impacted project selections; and

8. A complete list of financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV included in fiscal years 2017-2018 through 2021-2022, as of July 1, 2017.

This paragraph expires July 1, 2018.

And the title is amended as follows:

Delete line 295 and insert: Department of Transportation's work program; authorizing the Department of Transportation to realign budget authority under specified circumstances; specifying requirements; requiring

On motion by Senator Latvala, by two-thirds vote, SB 2502, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the second time by title. On motion by Senator Latvala, by two-thirds vote, SB 2504 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 7022—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required em-

ployer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, SB 7022 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 2506—A bill to be entitled An act relating to clerks of the court; amending s. 28.241, F.S.; requiring that certain filing fees for trial and appellate proceedings be deposited into clerks of the circuit court fine and forfeiture funds, rather than into the General Revenue Fund; amending s. 28.35, F.S.; authorizing the Florida Clerks of the Court Operations Corporation to recommend budgets that are in excess of the official estimate under certain circumstances; requiring the corporation to certify the amounts of additional revenues necessary to fund certain budgets; conforming provisions to changes made by the act; amending s. 28.36, F.S.; requiring the corporation to certify the revenue deficit and report the amount necessary to fund anticipated expenditures to the commission; conforming provisions to changes made by the act; authorizing the Legislative Budget Commission to approve a budget that includes an anticipated deficit under certain circumstances; authorizing the corporation to request that the Legislature approve an appropriation of general revenue to the Clerks of the Court Trust Fund under certain circumstances; limiting the amount the corporation may request; amending s. 28.37, F.S.; revising the fund into which certain fines collected by the clerk are to be deposited; amending s. 40.29, F.S.; requiring the Justice Administrative Commission to provide funds to the clerks of court for certain jury-related costs; requiring the clerks of court and the corporation to submit quarterly estimates of certain expenses to the commission; providing the procedure for securing such funds and distributing them to the clerks; providing for the apportionment of costs if funds appropriated by the Legislature are estimated to be insufficient to pay all amounts requested; requiring the clerks of court to pay amounts in excess of appropriated amounts; amending s. 318.18, F.S.; redirecting a portion of the revenue derived from the civil penalty for certain traffic infractions from the General Revenue Fund to the fine and forfeiture fund; removing obsolete provisions; amending s. 318.21, F.S.; revising the distribution and payment of civil penalties received by a county court pursuant to ch. 318, F.S.; amending s. 775.083, F.S.; deleting a provision requiring a clerk to remit certain fines under a specified circumstance to the Department of Revenue; providing an effective date.

—was read the second time by title. On motion by Senator Bean, by two-thirds vote, SB 2506 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Bracy, Clemens, Artilles, Bradley, Farmer, Baxley, Brandes, Flores, Bean, Braynon, Gainer, Benacquisto, Broxson, Galvano, Book, Campbell, Garcia

Gibson	Passidomo	Simpson
Grimsley	Perry	Stargel
Hutson	Powell	Steube
Latvala	Rader	Stewart
Lee	Rodriguez	Thurston
Mayfield	Rouson	Torres
Montford	Simmons	Young

Nays—None

**SB 2508**—A bill to be entitled An act relating to the Division of State Group Insurance; amending s. 110.12301, F.S.; removing a requirement that a contract for dependent eligibility verification services for the state group insurance program be contingency-based; requiring the division to notify subscribers of dependent eligibility rules by a certain date; requiring the division to hold a subscriber harmless for past claims of ineligible dependents for a specified timeframe; providing for applicability; removing a requirement that the Department of Management Services submit budget amendments pursuant to ch. 216, F.S., regarding vendor payments for dependent eligibility verification services; authorizing the contractor providing dependent eligibility verification services to request certain information from subscribers; requiring the division and the contractor to disclose to subscribers that dependent eligibility verification information may be subject to disclosure and inspection under public records requirements under certain circumstances; specifying requirements for marriage licenses or certificates or birth certificates submitted for dependent eligibility verification; requiring the contractor to retain documentation obtained for dependent eligibility verification services for a specified timeframe; requiring the department and the contractor to destroy such documentation after a specified date; amending s. 110.12315, F.S.; providing that retail, mail order, and specialty pharmacies participating in the state employees' prescription drug program shall be reimbursed as established by contract; revising supply limitations under the program; providing that the pharmacy dispensing fee be negotiated by the department; revising provisions governing the reimbursement schedule for prescription drugs and supplies dispensed under the program; requiring the department to maintain certain lists; establishing supply limitations for maintenance drugs and supplies; specifying pricing of certain copayments by health plan members; deleting a provision requiring the department to implement additional cost-saving measures and adjustments; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan; requiring the department to implement formulary management for prescription drugs and supplies by a specified date; requiring that certain prescription drugs and supplies remain available unless specifically excluded from the list of approved prescription drugs and supplies; providing that prescription drugs and supplies first made available after a specified date may not be covered by the prescription drug program unless otherwise approved; requiring the department to submit the list of excluded prescription drugs and supplies to the Executive Office of the Governor by a specified date; requiring the list of excluded prescription drugs and supplies approved by the Executive Office of the Governor to be submitted to the Legislature by a specified date; authorizing the department to implement the exclusions if no objection is submitted by the Legislature by a certain date; authorizing the department to propose additional exclusions from coverage, make modifications to the formulary, and move drugs and supplies between copayment tiers; prescribing procedures and requirements with respect to the proposal of additional exclusions or modifications; requiring the department to submit certain information regarding the initial formulary and any subsequent modifications to the Executive Office of the Governor and the Legislature; repealing s. 8 of chapter 99-255, Laws of Florida; repealing a provision prohibiting the department from implementing a prior authorization program or a restricted formulary program that meets certain criteria; providing an effective date.

—was read the second time by title. On motion by Senator Grimsley, by two-thirds vote, **SB 2508** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

**SB 2510**—A bill to be entitled An act relating to public records; amending s. 110.12301, F.S.; creating an exemption from public records requirements for records collected for dependent eligibility verification services for the state group insurance program and held by the Department of Management Services; providing for construction; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Grimsley, by two-thirds vote, **SB 2510** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

**SB 2512**—A bill to be entitled An act relating to the Capitol Complex Advisory Council; creating the advisory council within the legislative branch; specifying the composition of the advisory council; defining the term “Capitol Complex”; authorizing the advisory council to consult with specified persons in furtherance of its duties; prescribing reporting requirements; requiring the Department of Management Services to periodically brief the advisory council with respect to planned actions regarding the Capitol Complex; providing an effective date.

—was read the second time by title. On motion by Senator Grimsley, by two-thirds vote, **SB 2512** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Brandes	Galvano
Artiles	Braynon	Garcia
Baxley	Broxson	Gibson
Bean	Campbell	Grimsley
Benacquisto	Clemens	Hutson
Book	Farmer	Latvala
Bracy	Flores	Lee
Bradley	Gainer	Mayfield

Montford	Rodriguez	Steube
Passidomo	Rouson	Stewart
Perry	Simmons	Thurston
Powell	Simpson	Torres
Rader	Stargel	Young

Nays—None

**SB 2514**—A bill to be entitled An act relating to health care; amending s. 210.20, F.S.; providing that a specified percentage of the cigarette tax, up to a specified amount, be paid annually to the Florida Consortium of National Cancer Institute Centers Program, rather than the Sanford-Burnham Medical Research Institute; requiring that the funds be used to advance cures for cancers afflicting pediatric populations through basic or applied research; amending s. 381.922, F.S.; revising the goals of the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program to include identifying ways to increase pediatric enrollment in cancer clinical trials; establishing the Live Like Bella Initiative to advance progress toward curing pediatric cancer, subject to an appropriation; amending s. 394.9082, F.S.; creating the Substance Abuse and Mental Health (SAMH) Safety Net Network; providing legislative intent; requiring the Department of Children and Families and the Agency for Health Care Administration to determine the scope of services to be offered through providers contracted with the SAMH Safety Net Network; authorizing the SAMH Safety Net Network to provide Medicaid reimbursable services beyond the limits of the state Medicaid plan under certain circumstances; providing that general revenue matching funds for the services shall be derived from the existing unmatched general revenue funds within the substance abuse and mental health program and documented through general revenue expenditure submissions by the department; requiring the agency, in consultation with the department, to seek federal authorization for administrative claiming pursuant to a specified federal program to fund certain interventions, case managers, and facility services; requiring the department, in collaboration with the agency, to document local funding of behavioral health services; requiring the agency to seek certain federal matching funds; amending s. 395.602, F.S.; revising the definition of the term “rural hospital” to include a hospital classified as a sole community hospital, regardless of the number of licensed beds; amending s. 409.904, F.S.; authorizing the agency to make payments for medical assistance and related services on behalf of a person diagnosed with acquired immune deficiency syndrome who meets certain criteria, subject to the availability of moneys and specified limitations; amending s. 409.908, F.S.; revising requirements related to the long-term care reimbursement plan and cost reporting system; requiring the calculation of separate prices for each patient care subcomponent based on specified cost reports; providing that certain ceilings and targets apply only to providers being reimbursed on a cost-based system; expanding the direct care subcomponent to include allowable therapy and dietary costs; specifying that allowable ancillary costs are included in the indirect care cost subcomponent; requiring the agency to establish, by a specified date, a technical advisory council to assist in ongoing development and refining of quality measures used in the nursing home prospective payment system; providing for membership; requiring that nursing home prospective payment rates be rebased at a specified interval; authorizing the payment of a direct care supplemental payment to certain providers; specifying the amount providers will be reimbursed for a specified period of time, which may be a cost-based rate or a prospective payment rate; providing for expiration of this reimbursement mechanism on a specified date; requiring the agency to reimburse providers on a cost-based rate or a rebased prospective payment rate, beginning on a specified date; requiring that Medicaid pay deductibles and coinsurance for certain X-ray services provided in an assisted living facility or in the patient’s home; amending s. 409.909, F.S.; providing that the agency shall make payments and distribute funds to qualifying institutions in addition to hospitals under the Statewide Medicaid Residency Program; amending s. 409.9082; revising the uses of quality assessment and federal matching funds to include the partial funding of the quality incentive payment program for nursing facilities that exceed quality benchmarks; amending s. 409.911, F.S.; updating obsolete language; amending s. 409.9119, F.S.; revising criteria for the participation of hospitals in the disproportionate share program for specialty hospitals for children; amending s. 409.913, F.S.; removing a requirement that the agency provide each Medicaid recipient with an explanation of benefits; authorizing the agency to provide an explanation of benefits to a sample of Medicaid recipients or their representatives; amending s.

409.975, F.S.; authorizing, rather than requiring, a managed care plan to offer a network contract to certain medical equipment and supplies providers in the region; requiring the agency to contract with the SAMH Safety Net Network; specifying that the contract must require managing entities to provide specified services to certain individuals; requiring the agency to conduct a comprehensive readiness assessment before contracting with the SAMH Safety Net Network; requiring the agency and the department to develop performance measures for the SAMH Safety Net Network; requiring the agency and the department to develop performance measures to evaluate the SAMH Safety Net Network and its services; requiring the agency, in consultation with the department and managing entities, to determine the rates for services added to the state Medicaid plan; amending s. 409.979, F.S.; expanding eligibility for long-term care services to include hospital level of care for certain individuals diagnosed with cystic fibrosis; revising eligibility for certain Medicaid recipients in the long-term care managed care program; requiring the agency to contract with an additional, not-for-profit organization that meets certain conditions and offers specified services to frail elders who reside in Miami-Dade County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the Department of Elderly Affairs, to approve a certain number of initial enrollees in the Program of All-inclusive Care for the Elderly (PACE); requiring the agency to contract with a specified not-for-profit organization, a not-for-profit agency serving elders, and a not-for-profit hospice in Leon County to be a site for PACE, subject to federal approval; authorizing PACE to serve eligible enrollees in Gadsden, Jefferson, Leon, and Wakulla Counties; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to an appropriation; amending s. 17 of chapter 2011-61, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE to serve frail elders who reside in certain counties; amending s. 9 of chapter 2016-65, Laws of Florida; revising an effective date; revising the date that rates for hospital outpatient services must take effect; amending s. 29 of chapter 2016-65, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of enrollees in the PACE established to serve frail elders who reside in Hospice Service Area 7; requiring the agency to contract with a not-for-profit organization that meets certain criteria to offer specified services to frail elders who reside in Alachua County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; requiring the agency to contract with an organization that meets certain criteria to offer specified services to frail elders who reside in certain counties, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; providing that the agency may seek any necessary waiver or state plan amendments to serve a certain purpose; providing effective dates.

—was read the second time by title.

Senator Flores moved the following amendment which was adopted:

**Amendment 1 (211994) (with directory and title amendments)**—Between lines 262 and 263 insert:

(10) **ACUTE CARE SERVICES UTILIZATION DATABASE.**—The department shall develop, implement, and maintain standards under which a managing entity shall collect utilization data from all public receiving facilities situated within its geographical service area and all detoxification and addictions receiving facilities under contract with the managing entity. As used in this subsection, the term “public receiving facility” means an entity that meets the licensure requirements of, and is designated by, the department to operate as a public receiving facility under s. 394.875 and that is operating as a licensed crisis stabilization unit.

(a) The department shall develop standards and protocols to be used for data collection, storage, transmittal, and analysis. The standards and protocols shall allow for compatibility of data and data transmittal between public receiving facilities, detoxification facilities, addictions receiving facilities, managing entities, and the department for the implementation, and to meet the requirements, of this subsection.

(b) A managing entity shall require providers specified in paragraph (a) to submit data, in real time or at least daily, to the managing entity for:

1. All admissions and discharges of clients receiving public receiving facility services who qualify as indigent, as defined in s. 394.4787.

2. All admissions and discharges of clients receiving substance abuse services in an addictions receiving facility or detoxification facility pursuant to parts IV and V of chapter 397 who qualify as indigent.

3. The current active census of total licensed and utilized beds, the number of beds purchased by the department, the number of clients qualifying as indigent occupying ~~who occupy any of those beds, and the total number of unoccupied licensed beds, regardless of funding, and the number in excess of licensed capacity. Crisis units licensed for both adult and child use will report as a single unit.~~

(f) *The department shall post on its website, by facility, the data collected pursuant to this subsection and update such posting monthly.*

And the directory clause is amended as follows:

Delete lines 260-261 and insert:

Section 3. Paragraph (a) of subsection (10) of section 394.9082, Florida Statutes, is republished, paragraph (b) of that subsection is amended, paragraph (f) is added to that subsection, and subsection (11) is added to that section, to read:

And the title is amended as follows:

Delete line 17 and insert: amending s. 394.9082, F.S.; revising the reporting requirements of the acute care services utilization database; requiring the Department of Children and Families to post certain data on its website; creating the Substance

Senator Baxley moved the following amendment which failed:

**Amendment 2 (448320) (with directory and title amendments)**—Delete lines 1007-1018.

And the directory clause is amended as follows:

Delete lines 1000-1002 and insert:

Section 14. Subsection (7) is added to section 409.975, Florida Statutes, to read:

And the title is amended as follows:

Delete lines 93-96 and insert: s. 409.975, F.S.; requiring the agency to contract with the

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Flores moved the following amendments which were adopted:

**Amendment 3 (796306) (with title amendment)**—Between lines 390 and 391 insert:

Section 7. Paragraph (d) of subsection (2) of section 400.179, Florida Statutes, is amended to read:

400.179 Liability for Medicaid underpayments and overpayments.—

(2) Because any transfer of a nursing facility may expose the fact that Medicaid may have underpaid or overpaid the transferor, and because in most instances, any such underpayment or overpayment can only be determined following a formal field audit, the liabilities for any such underpayments or overpayments shall be as follows:

(d) Where the transfer involves a facility that has been leased by the transferor:

1. The transferee shall, as a condition to being issued a license by the agency, acquire, maintain, and provide proof to the agency of a bond with a term of 30 months, renewable annually, in an amount not less

than the total of 3 months' Medicaid payments to the facility computed on the basis of the preceding 12-month average Medicaid payments to the facility.

2. A leasehold licensee may meet the requirements of subparagraph 1. by payment of a nonrefundable fee, paid at initial licensure, paid at the time of any subsequent change of ownership, and paid annually thereafter, in the amount of 1 percent of the total of 3 months' Medicaid payments to the facility computed on the basis of the preceding 12-month average Medicaid payments to the facility. If a preceding 12-month average is not available, projected Medicaid payments may be used. The fee shall be deposited into the Grants and Donations Trust Fund and shall be accounted for separately as a Medicaid nursing home overpayment account. These fees shall be used at the sole discretion of the agency to repay nursing home Medicaid overpayments or for enhanced payments to nursing facilities as specified in the General Appropriations Act or other law. Payment of this fee shall not release the licensee from any liability for any Medicaid overpayments, nor shall payment bar the agency from seeking to recoup overpayments from the licensee and any other liable party. As a condition of exercising this lease bond alternative, licensees paying this fee must maintain an existing lease bond through the end of the 30-month term period of that bond. The agency is herein granted specific authority to promulgate all rules pertaining to the administration and management of this account, including withdrawals from the account, subject to federal review and approval. This provision shall take effect upon becoming law and shall apply to any leasehold license application. The financial viability of the Medicaid nursing home overpayment account shall be determined by the agency through annual review of the account balance and the amount of total outstanding, unpaid Medicaid overpayments owing from leasehold licensees to the agency as determined by final agency audits. By March 31 of each year, the agency shall assess the cumulative fees collected under this subparagraph, minus any amounts used to repay nursing home Medicaid overpayments and amounts transferred to contribute to the General Revenue Fund pursuant to s. 215.20. If the net cumulative collections, minus amounts utilized to repay nursing home Medicaid overpayments, exceed \$25 million, the provisions of this subparagraph shall not apply for the subsequent fiscal year.

3. The leasehold licensee may meet the bond requirement through other arrangements acceptable to the agency. The agency is herein granted specific authority to promulgate rules pertaining to lease bond arrangements.

4. All existing nursing facility licensees, operating the facility as a leasehold, shall acquire, maintain, and provide proof to the agency of the 30-month bond required in subparagraph 1., above, on and after July 1, 1993, for each license renewal.

5. It shall be the responsibility of all nursing facility operators, operating the facility as a leasehold, to renew the 30-month bond and to provide proof of such renewal to the agency annually.

6. Any failure of the nursing facility operator to acquire, maintain, renew annually, or provide proof to the agency shall be grounds for the agency to deny, revoke, and suspend the facility license to operate such facility and to take any further action, including, but not limited to, enjoining the facility, asserting a moratorium pursuant to part II of chapter 408, or applying for a receiver, deemed necessary to ensure compliance with this section and to safeguard and protect the health, safety, and welfare of the facility's residents. A lease agreement required as a condition of bond financing or refinancing under s. 154.213 by a health facilities authority or required under s. 159.30 by a county or municipality is not a leasehold for purposes of this paragraph and is not subject to the bond requirement of this paragraph.

And the title is amended as follows:

Delete line 42 and insert: regardless of the number of licensed beds; amending s. 400.179, F.S.; providing that certain fees deposited into the Medicaid nursing home overpayment account in the Grants and Donations Trust Fund may be used by the agency for enhanced payments to nursing facilities as specified in the General Appropriations Act or other law; amending s.

**Amendment 4 (559592) (with title amendment)**—Between lines 1082 and 1083 insert:

Section 16. Subsection (6) of section 409.983, Florida Statutes, is amended to read:

409.983 Long-term care managed care plan payment.—In addition to the payment provisions of s. 409.968, the agency shall provide payment to plans in the long-term care managed care program pursuant to this section.

(6) The agency shall establish nursing-facility-specific payment rates for each licensed nursing home based on facility costs adjusted for inflation and other factors as authorized in the General Appropriations Act. Payments to long-term care managed care plans shall be reconciled, as necessary, to reimburse actual payments to nursing facilities resulting from changes in nursing home per diem rates, but may not be reconciled to actual days experienced by the long-term care managed care plans.

And the title is amended as follows:

Delete line 114 and insert: managed care program; amending s. 409.983, F.S.; eliminating the requirement that the agency consider facility costs adjusted for inflation in the establishment of certain payment rates for nursing homes; requiring the agency to contract

On motion by Senator Flores, by two-thirds vote, SB 2514, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

Vote after roll call:

Yea—Steube

SB 2516—A bill to be entitled An act relating to education funding; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 413.615, F.S.; extending the date for future legislative review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; amending s. 1011.62, F.S.; revising the student membership surveys to be used for the funding model for certain students; requiring the 300 lowest-performing elementary schools to provide a specified summer school program; requiring that the designation of the 300 lowest-performing schools be based on the prior year's state reading assessment; requiring certain schools on the list to maintain the program for a specified time; revising the schools that may be considered small, isolated schools to include elementary schools that meet certain requirements, for the purpose of determining the annual allocation to each district; revising the computation of the district sparsity index for school districts that meet certain criteria; deleting obsolete language; requiring the amount calculated for the federally connected student supplement for an eligible school district to be recalculated during the year; requiring certain school districts to delineate certain reading strategies in their comprehensive reading plans; requiring the total allocation to be prorated under certain circumstances; providing that certain state allocations to school districts may not be the basis for a positive allocation adjustment for a specified year; amending s. 1013.64, F.S.; revising capital outlay full-time equivalent membership; revising the calculation of capital outlay membership; amending s. 1013.738, F.S.; revising the purposes for which the High Growth District Capital

Outlay Assistance Grant Program funds may be used; revising the school district qualification criteria for the grant; revising the funding methodology; amending ss. 1011.71 and 1013.54, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote, SB 2516 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hutson	Stargel
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—1

Gainer

Vote after roll call:

Yea—Steube

CS for CS for SB 374—A bill to be entitled An act relating to postsecondary education; providing a short title; creating s. 1001.6001, F.S.; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the State Board of Community Colleges by a specified date; requiring the State Board of Community Colleges to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges and assigning and housing it for administrative purposes, only, within the department; providing the personnel for the state board; providing the powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 112.313, F.S.; prohibiting citizen members of the State Board of Community Colleges or Florida Community College System institution boards of trustees from having an employment or contractual relationship as specified lobbyists; amending s. 112.3145, F.S.; revising the term "state officer" to include certain Florida Community College System personnel; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the State Board of Community Colleges, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt provisions relating to the Florida Community College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida Community College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt certain powers and duties related to the

Florida Community College System; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida Community College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department's duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain types of courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the board to coordinate with the State Board of Education; amending ss. 1001.61, 1001.64, 1001.65, 1001.66, and 1001.67, F.S.; conforming provisions to changes made by the act; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified career centers or charter technical career centers from offering certain courses and programs; requiring the State Board of Education to adopt rules; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the State Board of Community Colleges; requiring the State Board of Community Colleges, in addition to other entities, to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees' policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities to provide authority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending ss. 1004.67, 1004.70, and 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges to collaborate with the State Board of Education to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Community Colleges; revising the department's accountability for career education; requiring the department and the State Board of Community Colleges to collaborate to develop certain standards and benchmarks; requiring the State Board of Education and the State Board of Community Colleges to collaborate to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation

system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one "2+2" targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, 1007.265, and 1007.27, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring the termination of a baccalaureate degree program under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions under certain circumstances; amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; removing provisions requiring the department to maintain a listing of certain skills associated with the system of educational accountability; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintaining of specific information by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System institution to annually file specified financial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System board of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to



submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges for legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; creating s. 1013.29, F.S.; authorizing certain high schools to be located on a public or private postsecondary institution campus under certain circumstances; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; requiring the Board of Governors and the State Board of Community Colleges to submit a report to the Governor and the Legislature by a specified date; providing a directive to the Division of Law Revision and Information; providing effective dates.

—was read the second time by title.

Senator Brandes moved the following amendment which was adopted:

**Amendment 1 (892898) (with title amendment)**—Delete lines 7000-7007.

And the title is amended as follows:

Delete lines 293-296 and insert: the State Board of Community Colleges;

Senator Galvano moved the following amendment which was adopted:

**Amendment 2 (881450) (with title amendment)**—Between lines 7426 and 7427 insert:

Section 125. Effective July 1, 2017, subsection (1) of section 1001.66, Florida Statutes, is amended to read:

1001.66 Florida Community College System Performance-Based Incentive.—

(1) *The State Board of Community Colleges shall adopt the following performance-based metrics for use in awarding a Florida Community College System Performance-Based Incentive shall be awarded to a Florida Community College System institution: institutions using performance-based metrics*

(a) *A student retention rate, as calculated by the State Board of Community Colleges;*

(b) *A 100 percent-of-normal-time program completion and graduation rate for full-time, first-time-in-college students, as calculated by the*

*State Board of Community Colleges using a cohort definition of “full-time” based on a student’s majority enrollment in full-time terms;*

(c) *A continuing education or postgraduation job placement rate for workforce education programs, including workforce baccalaureate degree programs, as reported by the Florida Education and Training Placement Information Program, with wage thresholds that reflect the added value of the applicable certificate or degree. This paragraph does not apply to associate in arts degrees;*

(d) *A graduation rate for first-time-in-college students enrolled in an associate of arts degree program who graduate with a baccalaureate degree in 4 years after initially enrolling in an associates of arts degree program; and*

(e) *One performance-based metric on college affordability adopted by the State Board of Education. The performance-based metrics must include retention rates; program completion and graduation rates; postgraduation employment, salaries, and continuing education for workforce education and baccalaureate programs, with wage thresholds that reflect the added value of the certificate or degree; and outcome measures appropriate for associate of arts degree recipients.*

The state board shall adopt benchmarks to evaluate each institution’s performance on the metrics to measure the institution’s achievement of institutional excellence or need for improvement and the minimum requirements for eligibility to receive performance funding.

Section 126. Effective July 1, 2017, subsection (1) of section 1001.67, Florida Statutes, is amended to read:

1001.67 Distinguished Florida Community College System Institution Program.—A collaborative partnership is established between the State Board of Community Colleges Education and the Legislature to recognize the excellence of Florida’s highest-performing Florida Community College System institutions.

(1) EXCELLENCE STANDARDS.—The following excellence standards are established for the program:

(a) A 100 ~~150~~ percent-of-normal-time completion rate for full-time, first-time-in-college students of 50 percent or higher, as calculated by the State Board of Community ~~Division of Florida~~ Colleges.

(b) A 100 ~~150~~ percent-of-normal-time completion rate for full-time, first-time-in-college Pell Grant recipients of 40 percent or higher, as calculated by the State Board of Community ~~Division of Florida~~ Colleges.

(c) A retention rate of 70 percent or higher, as calculated by the State Board of Community ~~Division of Florida~~ Colleges.

(d) A continuing education, or transfer, rate of 72 percent or higher for students graduating with an associate of arts degree, as reported by the Florida Education and Training Placement Information Program (FETPIP).

(e) A licensure passage rate on the National Council Licensure Examination for Registered Nurses (NCLEX-RN) of 90 percent or higher for first-time exam takers, as reported by the Board of Nursing.

(f) A ~~job placement or~~ continuing education or *job placement* rate of 88 percent or higher for workforce programs, as reported by FETPIP, *with wage thresholds that reflect the added value of the applicable certificate or degree. This paragraph does not apply to associate of arts degrees.*

(g) ~~An excess hours rate of 40 percent or lower for A time to degree for students graduating with an associate of arts degree recipients who graduate with 72 or more credit hours, as calculated by the State Board of Community Colleges of 2.25 years or less for first time in college students with accelerated college credits, as reported by the Southern Regional Education Board.~~

Section 127. Effective July 1, 2017, paragraph (b) of subsection (5) of section 1001.706, Florida Statutes, is amended to read:

1001.706 Powers and duties of the Board of Governors.—

## (5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

(b) The Board of Governors shall develop a strategic plan specifying goals and objectives for the State University System and each constituent university, including each university's contribution to overall system goals and objectives. The strategic plan must:

1. Include performance metrics and standards common for all institutions and metrics and standards unique to institutions depending on institutional core missions, including, but not limited to, student admission requirements, retention, graduation, percentage of graduates who have attained employment, percentage of graduates enrolled in continued education, licensure passage, average wages of employed graduates, average cost per graduate, excess hours, student loan burden and default rates, faculty awards, total annual research expenditures, patents, licenses and royalties, intellectual property, startup companies, annual giving, endowments, and well-known, highly respected national rankings for institutional and program achievements.

2. Consider reports and recommendations of the Higher Education Coordinating Council pursuant to s. 1004.015 and the Articulation Coordinating Committee pursuant to s. 1007.01.

3. Include student enrollment and performance data delineated by method of instruction, including, but not limited to, traditional, online, and distance learning instruction.

4. Include criteria for designating baccalaureate degree and master's degree programs at specified universities as high-demand programs of emphasis. Fifty percent of the criteria for designation as high-demand programs of emphasis must be based on achievement of performance outcome thresholds determined by the Board of Governors, and 50 percent of the criteria must be based on achievement of performance outcome thresholds specifically linked to:

a. Job placement in employment of 36 hours or more per week and average full-time wages of graduates of the degree programs 1 year and 5 years after graduation, based in part on data provided in the economic security report of employment and earning outcomes produced annually pursuant to s. 445.07.

b. Data-driven gap analyses, conducted by the Board of Governors, of the state's job market demands and the outlook for jobs that require a baccalaureate or higher degree. *Each state university must use the gap analyses to identify internship opportunities for students to benefit from mentorship by industry experts, earn industry certifications, and become employed in high-demand fields.*

Section 128. Effective July 1, 2017, paragraph (d) of subsection (2), paragraph (c) of subsection (5), and subsections (6), (7), and (8) of section 1001.7065, Florida Statutes, are amended to read:

1001.7065 Preeminent state research universities program.—

(2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The following academic and research excellence standards are established for the preeminent state research universities program:

(d) A 4-year ~~6-year~~ graduation rate of 50 ~~70~~ percent or higher for full-time, first-time-in-college students, as calculated by the Board of Governors reported annually to the IPEDS.

## (5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM SUPPORT.—

(c) The award of funds under this subsection is contingent upon funding provided in the General Appropriations Act to support the preeminent state research universities program created under this section. Funding increases appropriated beyond the amounts funded in the previous fiscal year shall be distributed as follows:

1. Each designated preeminent state research university that meets the criteria in paragraph (a) shall receive an equal amount of funding.

2. Each designated emerging preeminent state research university that meets the criteria in paragraph (b) shall receive an amount of funding that is equal to *one-fourth one-half* of the total increased amount awarded to each designated preeminent state research university.

~~(6) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE REQUIREMENT AUTHORITY.—In order to provide a jointly shared educational experience, a university that is designated a preeminent state research university may require its incoming first-time-in-college students to take a six-credit set of unique courses specifically determined by the university and published on the university's website. The university may stipulate that credit for such courses may not be earned through any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271 or any other transfer credit. All accelerated credits earned up to the limits specified in ss. 1007.27 and 1007.271 shall be applied toward graduation at the student's request.~~

~~(6)(7) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY AUTHORITY.—~~The Board of Governors is encouraged to identify and grant all reasonable, feasible authority and flexibility to ensure that each designated preeminent state research university and each designated emerging preeminent state research university is free from unnecessary restrictions.

~~(7)(8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY SYSTEM.—~~The Board of Governors ~~shall be encouraged to~~ establish standards and measures whereby individual *undergraduate, graduate, and professional degree* programs in state universities ~~which~~ *that* objectively reflect national excellence can be identified and make recommendations to the Legislature *by September 1, 2017*, as to how any such programs could be enhanced and promoted.

Section 129. Effective July 1, 2017, subsection (1) of section 1001.92, Florida Statutes, is amended to read:

1001.92 State University System Performance-Based Incentive.—

(1) A State University System Performance-Based Incentive shall be awarded to state universities using performance-based metrics adopted by the Board of Governors of the State University System. The performance-based metrics must include 4-year graduation rates; retention rates; postgraduation education rates; degree production; affordability; postgraduation employment and salaries, including wage thresholds that reflect the added value of a baccalaureate degree; access, *with benchmarks that reward institutions with access rates at or above 50 percent*; and other metrics approved by the board in a formally noticed meeting. The board shall adopt benchmarks to evaluate each state university's performance on the metrics to measure the state university's achievement of institutional excellence or need for improvement and minimum requirements for eligibility to receive performance funding.

Section 130. Effective July 1, 2017, section 1004.6497, Florida Statutes, is created to read:

1004.6497 World Class Faculty and Scholar Program.—

(1) PURPOSE AND LEGISLATIVE INTENT.—*The World Class Faculty and Scholar Program is established to fund and support the efforts of state universities to recruit and retain exemplary faculty and research scholars. It is the intent of the Legislature to elevate the national competitiveness of Florida's state universities through faculty and scholar recruitment and retention.*

(2) INVESTMENTS.—*Retention, recruitment, and recognition efforts, activities, and investments may include, but are not limited to, investments in research-centric cluster hires, faculty research and research commercialization efforts, instructional and research infrastructure, undergraduate student participation in research, professional development, awards for outstanding performance, and postdoctoral fellowships.*

(3) FUNDING AND USE.—*Funding for the program shall be as provided in the General Appropriations Act. Each state university shall use the funds only for the purpose and investments authorized under this section.*

(4) ACCOUNTABILITY.—*By March 15 of each year, the Board of Governors shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report summarizing information from the universities in the State University System, including, but not limited to:*

(a) *Specific expenditure information as it relates to the investments identified in subsection (2).*

(b) *The impact of those investments in elevating the national competitiveness of the universities, specifically relating to:*

1. *The success in recruiting research faculty and the resulting research funding;*
2. *The 4-year graduation rate;*
3. *The number of undergraduate courses offered with fewer than 50 students; and*

4. *The increased national academic standing of targeted programs, specifically advancement among top 50 universities in the targeted programs in well-known and highly respected national public university rankings, including, but not limited to, the U.S. News and World Report rankings, which reflect national preeminence, using the most recent rankings.*

Section 131. Effective July 1, 2017, section 1004.6498, Florida Statutes, is created to read:

**1004.6498 State University Professional and Graduate Degree Excellence Program.—**

(1) **PURPOSE.**—*The State University Professional and Graduate Degree Excellence Program is established to fund and support the efforts of state universities to enhance the quality and excellence of professional and graduate schools and degree programs in medicine, law, and business and expand the economic impact of state universities.*

(2) **INVESTMENTS.**—*Quality improvement efforts may include, but are not limited to, targeted investments in faculty, students, research, infrastructure, and other strategic endeavors to elevate the national and global prominence of state university medicine, law, and graduate-level business programs.*

(3) **FUNDING AND USE.**—*Funding for the program shall be as provided in the General Appropriations Act. Each state university shall use the funds only for the purpose and investments authorized under this section.*

(4) **ACCOUNTABILITY.**—*By March 15 of each year, the Board of Governors shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report summarizing information from the universities in the State University System, including, but not limited to:*

(a) *Specific expenditure information as it relates to the investments identified in subsection (2).*

(b) *The impact of those investments in elevating the national and global prominence of the state university medicine, law, and graduate-level business programs, specifically relating to:*

1. *The first-time pass rate on the United States Medical Licensing Examination;*
2. *The first-time pass rate on The Florida Bar Examination;*
3. *The percentage of graduates enrolled or employed at a wage threshold that reflects the added value of a graduate-level business degree;*

4. *The advancement in the rankings of the state university medicine, law, and graduate-level programs in well-known and highly respected national graduate-level university rankings, including, but not limited to, the U.S. News and World Report rankings, which reflect national preeminence, using the most recent rankings; and*

5. *The added economic benefit of the universities to the state.*

Section 132. Effective July 1, 2017, subsection (2) of section 1007.27, Florida Statutes, is amended to read:

**1007.27 Articulated acceleration mechanisms.—**

(2)(a) The Department of Education shall annually identify and publish the minimum scores, maximum credit, and course or courses for which credit is to be awarded for each College Level Examination Program (CLEP) subject examination, College Board Advanced Placement Program examination, Advanced International Certificate of Education examination, International Baccalaureate examination, Excelsior College subject examination, Defense Activity for Non-Traditional Education Support (DANTES) subject standardized test, and Defense Language Proficiency Test (DLPT). The department shall use student performance data in subsequent postsecondary courses to determine the appropriate examination scores and courses for which credit is to be granted. Minimum scores may vary by subject area based on available performance data. In addition, the department shall identify such courses in the general education core curriculum of each state university and Florida Community College System institution.

(b) *Each district school board shall notify students who enroll in articulated acceleration mechanism courses or take examinations pursuant to this section of the credit-by-examination equivalency list adopted by rule by the State Board of Education and the dual enrollment course and high school subject area equivalencies approved by the state board pursuant to s. 1007.271(9).*

Section 133. Effective July 1, 2017, paragraph (c) of subsection (5) of section 1008.30, Florida Statutes, is amended to read:

**1008.30 Common placement testing for public postsecondary education.—**

(5)

(c) A university board of trustees may contract with a Florida Community College System institution board of trustees for the Florida Community College System institution to provide developmental education on the state university campus. Any state university in which the percentage of incoming students requiring developmental education equals or exceeds the average percentage of such students for the Florida Community College System may offer developmental education without contracting with a Florida Community College System institution; however, any state university offering college-preparatory instruction as of January 1, 1996, may continue to provide *developmental education instruction pursuant to s. 1008.02(1) such services.*

Section 134. Effective July 1, 2017, subsection (7) of section 1009.22, Florida Statutes, is amended to read:

**1009.22 Workforce education postsecondary student fees.—**

(7) Each district school board and Florida Community College System institution board of trustees is authorized to establish a separate fee for technology, not to exceed 5 percent of tuition per credit hour or credit-hour equivalent for resident students and not to exceed 5 percent of tuition and the out-of-state fee per credit hour or credit-hour equivalent for nonresident students. Revenues generated from the technology fee shall be used to enhance instructional technology resources for students and faculty and *may shall* not be included in *an any* award under the Florida Bright Futures Scholarship Program, *except as authorized for the Florida Academic Scholars award under s. 1009.534.* Fifty percent of technology fee revenues may be pledged by a Florida Community College System institution board of trustees as a dedicated revenue source for the repayment of debt, including lease-purchase agreements, not to exceed the useful life of the asset being financed. Revenues generated from the technology fee may not be bonded.

Section 135. Effective July 1, 2017, subsection (10) of section 1009.23, Florida Statutes, is amended to read:

**1009.23 Florida Community College System institution student fees.—**

(10) Each Florida Community College System institution board of trustees is authorized to establish a separate fee for technology, which may not exceed 5 percent of tuition per credit hour or credit-hour equivalent for resident students and may not exceed 5 percent of tuition and the out-of-state fee per credit hour or credit-hour equivalent for nonresident students. Revenues generated from the technology fee shall be used to enhance instructional technology resources for students and faculty. The technology fee may apply to both college credit and devel-

omplemental education and ~~may shall~~ not be included in ~~an any~~ award under the Florida Bright Futures Scholarship Program, *except as authorized for the Florida Academic Scholars award under s. 1009.534*. Fifty percent of technology fee revenues may be pledged by a Florida Community College System institution board of trustees as a dedicated revenue source for the repayment of debt, including lease-purchase agreements, not to exceed the useful life of the asset being financed. Revenues generated from the technology fee may not be bonded.

Section 136. Effective July 1, 2017, subsection (13), paragraphs (a) and (b) of subsection (15), and paragraph (b) of subsection (16) of section 1009.24, Florida Statutes, are amended to read:

1009.24 State university student fees.—

(13) Each university board of trustees may establish a technology fee of up to 5 percent of the tuition per credit hour. The revenue from this fee shall be used to enhance instructional technology resources for students and faculty. The technology fee may not be included in ~~an any~~ award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538, *except as authorized for the Florida Academic Scholars award under s. 1009.534*.

(15)(a) The Board of Governors may approve:

1. A proposal from a university board of trustees to establish a new student fee that is not specifically authorized by this section.

2. A proposal from a university board of trustees to increase the current cap for an existing fee authorized pursuant to paragraphs (14)(a)-(g).

3. A proposal from a university board of trustees to implement flexible tuition policies, such as undergraduate or graduate block tuition, block tuition differential, or market tuition rates for graduate-level online courses or graduate-level courses offered through a university's continuing education program. A block tuition policy for resident undergraduate students or undergraduate-level courses ~~must shall~~ be adopted by each university board of trustees for implementation by the fall 2018 academic semester and must be based on the per-credit-hour undergraduate tuition established under subsection (4). A block tuition policy for nonresident undergraduate students ~~must shall~~ be adopted by each university board of trustees for implementation by the fall 2018 academic semester and must be based on the per-credit-hour undergraduate tuition and out-of-state fee established under subsection (4). Flexible tuition policies, including block tuition, may not increase the state's fiscal liability or obligation.

(b) A proposal developed pursuant to paragraph (a) shall be submitted in accordance with *the public notification requirements of subsection (20) and guidelines established by the Board of Governors*. Approval by the Board of Governors of such ~~proposals proposal~~ must be made in accordance with ~~the provisions of~~ this subsection. *By October 1, 2017, each state university board of trustees shall adopt a block tuition and fee policy, pursuant to subparagraph (a)3., for implementation by the fall 2018 academic semester and submit the policy, including, but not limited to, information on the potential impact of the policy on students, to the Board of Governors. By December 1, 2017, the Chancellor of the State University System shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a summary report of such policies, the status of the board's review and approval of such policies, and the board's recommendations for improving block tuition and fee benefits for students.*

(16) Each university board of trustees may establish a tuition differential for undergraduate courses upon receipt of approval from the Board of Governors. However, beginning July 1, 2014, the Board of Governors may only approve the establishment of or an increase in tuition differential for a state research university designated as a pre-eminent state research university pursuant to s. 1001.7065(3). The tuition differential shall promote improvements in the quality of undergraduate education and shall provide financial aid to undergraduate students who exhibit financial need.

(b) Each tuition differential is subject to the following conditions:

1. The tuition differential may be assessed on one or more undergraduate courses or on all undergraduate courses at a state university.

2. The tuition differential may vary by course or courses, by campus or center location, and by institution. Each university board of trustees shall strive to maintain and increase enrollment in degree programs related to math, science, high technology, and other state or regional high-need fields when establishing tuition differentials by course.

3. For each state university that is designated as a preeminent state research university by the Board of Governors, pursuant to s. 1001.7065, the aggregate sum of tuition and the tuition differential may be increased by no more than 6 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year. The tuition differential may be increased if the university meets or exceeds performance standard targets for that university established annually by the Board of Governors for the following performance standards, amounting to no more than a 2-percent increase in the tuition differential for each performance standard:

a. An increase in the ~~4-year 6-year~~ graduation rate for full-time, first-time-in-college students, as ~~calculated by the Board of Governors reported annually to the Integrated Postsecondary Education Data System~~.

b. An increase in the total annual research expenditures.

c. An increase in the total patents awarded by the United States Patent and Trademark Office for the most recent years.

4. The aggregate sum of undergraduate tuition and fees per credit hour, including the tuition differential, may not exceed the national average of undergraduate tuition and fees at 4-year degree-granting public postsecondary educational institutions.

5. The tuition differential shall not be included in ~~an any~~ award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538, *except as authorized for the Florida Academic Scholars award under s. 1009.534*.

6. Beneficiaries having prepaid tuition contracts pursuant to s. 1009.98(2)(b) which were in effect on July 1, 2007, and which remain in effect, are exempt from the payment of the tuition differential.

7. The tuition differential may not be charged to any student who was in attendance at the university before July 1, 2007, and who maintains continuous enrollment.

8. The tuition differential may be waived by the university for students who meet the eligibility requirements for the Florida public student assistance grant established in s. 1009.50.

9. Subject to approval by the Board of Governors, the tuition differential authorized pursuant to this subsection may take effect with the 2009 fall term.

Section 137. Effective July 1, 2017, subsection (9) of section 1009.53, Florida Statutes, is amended to read:

1009.53 Florida Bright Futures Scholarship Program.—

(9) A student may use an award for summer term enrollment if funds are available, *including funds appropriated in the General Appropriations Act to support, at a minimum, summer term enrollment for a Florida Academic Scholars award*.

Section 138. Effective July 1, 2017, subsection (2) of section 1009.534, Florida Statutes, is amended to read:

1009.534 Florida Academic Scholars award.—

(2) A Florida Academic Scholar who is enrolled in a certificate, diploma, associate, or baccalaureate degree program at a public or non-public postsecondary education institution is eligible, *beginning in the fall 2017 academic semester*, for an award equal to the amount required to pay 100 percent of tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, and is eligible for an additional \$300 each fall and spring academic semester or the equivalent for textbooks and college-related ~~specified in the General Appropriations Act to assist with the payment of educational~~ expenses.

Section 139. Effective July 1, 2017, subsection (2) of section 1009.701, Florida Statutes, is amended to read:

1009.701 First Generation Matching Grant Program.—

(2) Funds appropriated by the Legislature for the program shall be allocated by the Office of Student Financial Assistance to match private contributions ~~at a ratio of \$2 of state funds to \$1 of private contributions dollar-for-dollar basis.~~ Contributions made to a state university and pledged for the purposes of this section are eligible for state matching funds appropriated for this program and are not eligible for any other state matching grant program. Pledged contributions are not eligible for matching prior to the actual collection of the total funds. The Office of Student Financial Assistance shall reserve a proportionate allocation of the total appropriated funds for each state university on the basis of full-time equivalent enrollment. Funds that remain unmatched as of December 1 shall be reallocated to state universities that have remaining unmatched private contributions for the program on the basis of full-time equivalent enrollment.

Section 140. Effective July 1, 2017, section 1009.89, Florida Statutes, is amended to read:

1009.89 The William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grants.—

(1) The Legislature finds and declares that independent nonprofit colleges and universities eligible to participate in the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program are an integral part of the higher education system in this state and that a significant number of state residents choose this form of higher education. The Legislature further finds that a strong and viable system of independent nonprofit colleges and universities reduces the tax burden on the citizens of the state. Because the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program is not related to a student's financial need or other criteria upon which financial aid programs are based, it is the intent of the Legislature that the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program not be considered a financial aid program but rather a tuition assistance program for its citizens.

(2) The William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program shall be administered by the Department of Education. The State Board of Education shall adopt rules for the administration of the program.

(3) The department shall issue through the program a William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grant to any full-time degree-seeking undergraduate student registered at an independent nonprofit college or university which is located in and chartered by the state; which is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools; which grants baccalaureate degrees; which is not a state university or Florida Community College System institution; and which has a secular purpose, so long as the receipt of state aid by students at the institution would not have the primary effect of advancing or impeding religion or result in an excessive entanglement between the state and any religious sect. Any independent college or university that was eligible to receive tuition vouchers on January 1, 1989, and which continues to meet the criteria under which its eligibility was established, shall remain eligible to receive William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grant payments.

(4) A person is eligible to receive such William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grant if:

(a) He or she meets the general requirements, including residency, for student eligibility as provided in s. 1009.40, except as otherwise provided in this section; and

(b)1. He or she is enrolled as a full-time undergraduate student at an eligible college or university;

2. He or she is not enrolled in a program of study leading to a degree in theology or divinity; and

3. He or she is making satisfactory academic progress as defined by the college or university in which he or she is enrolled.

(5)(a) Funding for the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program for eligible institutions shall be as provided in the General Appropriations Act. The William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grant may be paid on a prorated basis in advance of the registration period. The department shall make such payments to the college or university in which the student is enrolled for credit to the student's account for payment of tuition and fees. Institutions shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances or refunds within 60 days of the end of regular registration. A student is not eligible to receive the award for more than 9 semesters or 14 quarters, except as otherwise provided in s. 1009.40(3).

(b) If the combined amount of the William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grant issued pursuant to this act and all other scholarships and grants for tuition or fees exceeds the amount charged to the student for tuition and fees, the department shall reduce the William L. Boyd, IV, *Effective Access to Student Education Florida resident access* grant issued pursuant to this act by an amount equal to such excess.

(6) If the number of eligible students exceeds the total authorized in the General Appropriations Act, an institution may use its own resources to assure that each eligible student receives the full benefit of the grant amount authorized.

Section 141. Effective July 1, 2017, subsections (2), (4), and (5) of section 1009.893, Florida Statutes, are amended to read:

1009.893 Benacquisto Scholarship Program.—

(2) The Benacquisto Scholarship Program is created to reward ~~a any~~ ~~Florida~~ high school graduate who receives recognition as a National Merit Scholar or National Achievement Scholar and who initially enrolls in the 2014-2015 academic year or, later, in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.

(4) In order to be eligible for an award under the scholarship program, a student must *meet the requirements of paragraph (a) or paragraph (b).*:

(a) *A student who is a resident of the state,* ~~Be a state resident~~ as determined in s. 1009.40 and rules of the State Board of Education, *must;*

1. ~~(b)~~ Earn a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:

a. ~~1-~~ The student completes a home education program according to s. 1002.41; or

b. ~~2-~~ The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;

2. ~~(e)~~ Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and

3. ~~(d)~~ Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(b) *A student who initially enrolls in a baccalaureate degree program in the 2017-2018 academic year or later and who is not a resident of this state, as determined pursuant to s. 1009.40 and rules of the State Board of Education, must:*

1. *Physically reside in this state on or near the campus of the postsecondary educational institution in which the student is enrolled;*

2. *Earn a high school diploma from a school outside Florida which is comparable to a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home education program in another state; and*

3. *Be accepted by and enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.*

(5)(a)1. *An eligible student who meets the requirements of paragraph (4)(a), who is a National Merit Scholar or National Achievement Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.*

2. *An eligible student who meets the requirements under paragraph (4)(b), who is a National Merit Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance for a resident of this state less the student's National Merit Scholarship. Such student is exempt from the payment of out-of-state fees.*

(b) *An eligible student who is a National Merit Scholar or National Achievement Scholar and who attends a Florida independent postsecondary educational institution shall receive a scholarship award equal to the highest cost of attendance for a resident of this state enrolled at a Florida public university, as reported by the Board of Governors of the State University System, minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.*

Section 142. Effective July 1, 2017, section 1009.894, Florida Statutes, is created to read:

*1009.894 Florida Farmworker Student Scholarship Program.—The Legislature recognizes the vital contribution of farmworkers to the economy of this state. The Florida Farmworker Student Scholarship Program is created to provide scholarships for farmworkers, as defined in s. 420.503, and the children of such farmworkers.*

(1) *The Department of Education shall administer the Florida Farmworker Student Scholarship Program according to rules and procedures established by the State Board of Education. Up to 50 scholarships shall be awarded annually according to the criteria established in subsection (2) and contingent upon an appropriation in the General Appropriations Act.*

(2)(a) *To be eligible for an initial scholarship, a student must, at a minimum:*

1. *Have a resident status as required by s. 1009.40 and rules of the State Board of Education;*
2. *Earn a minimum cumulative 3.5 weighted grade point average for all high school courses creditable towards a diploma;*
3. *Complete a minimum of 30 hours of community service; and*
4. *Have at least a 90 percent attendance rate and not have had any disciplinary action brought against him or her, as documented on the student's high school transcript.*

(b) *The department shall rank eligible initial applicants for the purposes of awarding scholarships based on need, as determined by the department.*

(c) *In order to renew a scholarship awarded pursuant to this section, a student must maintain at least a cumulative grade point average of 2.5 or higher on a 4.0 scale for college coursework.*

(3) *A scholarship recipient must enroll in a minimum of 12 credit hours per term, or the equivalent, at a public postsecondary educational institution in this state to receive funding.*

(4) *A scholarship recipient may receive an award for a maximum of 100 percent of the number of credit hours required to complete an associate or baccalaureate degree program or receive an award for a maximum of 100 percent of the credit hours or clock hours required to complete up to 90 credit hours of a program that terminates in a career certificate. The scholarship recipient is eligible for an award equal to the amount required to pay the tuition and fees established under ss.*

*1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, at a public postsecondary educational institution in this state. Renewal scholarships must take precedence over new awards in a year in which funds are not sufficient to accommodate both initial and renewal awards. The scholarship must be prorated for any such year.*

(5) *Subject to appropriation in the General Appropriations Act, the department shall annually issue awards from the scholarship program. Before the registration period each semester, the department shall transmit payment for each award to the president or director of the postsecondary educational institution, or his or her representative. However, the department may withhold payment if the receiving institution fails to submit the following reports or make the following refunds to the department:*

(a) *Each institution shall certify to the department the eligibility status of each student to receive a disbursement within 30 days before the end of its regular registration period, inclusive of a drop and add period. An institution is not required to reevaluate the student eligibility after the end of the drop and add period.*

(b) *An institution that receives funds from the scholarship program must certify to the department the amount of funds disbursed to each student and remit to the department any undisbursed advance within 60 days after the end of the regular registration period.*

(6) *The department shall allocate funds to the appropriate institutions and collect and maintain data regarding the scholarship program within the student financial assistance database as specified in s. 1009.94.*

(7) *Funding for this program shall be as provided in the General Appropriations Act.*

Section 143. Effective July 1, 2017, present paragraphs (e) and (f) of subsection (10) of section 1009.98, Florida Statutes, are redesignated as paragraphs (f) and (g), respectively, and a new paragraph (e) is added to that subsection, to read:

1009.98 Stanley G. Tate Florida Prepaid College Program.—

(10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

(e) *Notwithstanding the number of credit hours used by a state university to assess the amount for registration fees, the tuition differential, or local fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before July 1, 2024, may not exceed the number of credit hours taken by that qualified beneficiary at a state university.*

Section 144. Effective July 1, 2017, section 1013.79, Florida Statutes, is amended to read:

1013.79 University Facility Enhancement Challenge Grant Program.—

(1) *The Legislature recognizes that the universities do not have sufficient physical facilities to meet the current demands of their instructional and research programs. It further recognizes that, to strengthen and enhance universities, it is necessary to provide facilities in addition to those currently available from existing revenue sources. It further recognizes that there are sources of private support that, if matched with state support, can assist in constructing much-needed facilities and strengthen the commitment of citizens and organizations in promoting excellence throughout the state universities. Therefore, it is the intent of the Legislature to establish a trust fund to provide the opportunity for each university to receive support for challenge grants for instructional and research-related capital facilities within the university.*

(2) *There is established the Alec P. Courtelis University Facility Enhancement Challenge Grant Program for the purpose of assisting universities build high priority instructional and research-related capital facilities, including common areas connecting such facilities. The associated foundations that serve the universities shall solicit gifts from private sources to provide matching funds for capital facilities. For the*

purposes of this act, private sources of funds ~~may shall~~ not include any federal, state, or local government funds that a university may receive.

~~(3)(a) There is established the Alec P. Courtelis Capital Facilities Matching Trust Fund to facilitate the development of high priority instructional and research related capital facilities, including common areas connecting such facilities, within a university. All appropriated funds deposited into the trust fund shall be invested pursuant to s. 17.61. Interest income accruing to that portion of the trust fund shall increase the total funds available for the challenge grant program.~~

~~(b) Effective July 1, 2009, the Alec P. Courtelis Capital Facilities Matching Trust Fund is terminated.~~

~~(c) The State Board of Education shall pay any outstanding debts and obligations of the terminated fund as soon as practicable, and the Chief Financial Officer shall close out and remove the terminated funds from various state accounting systems using generally accepted accounting principles concerning warrants outstanding, assets, and liabilities.~~

~~(d) By June 30, 2008, all private funds and associated interest earnings held in the Alec P. Courtelis Capital Facilities Matching Trust Fund shall be transferred to the originating university's individual program account.~~

~~(3)(4) Each university shall establish, pursuant to s. 1011.42, a facilities matching grant program account as a depository for private contributions provided under this section. Once a project is under contract, funds appropriated as state matching funds may be transferred to the university's account once the Board of Governors certifies receipt of the private matching funds pursuant to subsection (4) (5). State funds that are not needed as matching funds for the project for which appropriated shall be transferred, together with any accrued interest, back to the state fund from which such funds were appropriated. The transfer of unneeded state funds ~~must shall~~ occur within 30 days after final completion of the project or within 30 days after a determination that the project will not be completed. The Public Education Capital Outlay and Debt Service Trust Fund or the Capital Improvement Trust Fund ~~may shall~~ not be used as the source of the state match for private contributions. Interest income accruing from the private donations shall be returned to the participating foundation upon completion of the project.~~

~~(4)(5) A project may not be initiated unless all private funds for planning, construction, and equipping the facility have been received and deposited in the separate university program account designated for this purpose. However, these requirements do not preclude the university from expending funds derived from private sources to develop a prospectus, including preliminary architectural schematics or models, for use in its efforts to raise private funds for a facility, and for site preparation, planning, and construction. The Board of Governors shall establish a method for validating the receipt and deposit of private matching funds. The Legislature may appropriate the state's matching funds in one or more fiscal years for the planning, construction, and equipping of an eligible facility. Each university shall notify all donors of private funds of a substantial delay in the availability of state matching funds for this program.~~

~~(5)(6) To be eligible to participate in the Alec P. Courtelis University Facility Enhancement Challenge Grant Program, a university ~~shall~~ raise a contribution equal to one-half of the total cost of a facilities construction project from private nongovernmental sources which ~~must shall~~ be matched by a state appropriation equal to the amount raised for a facilities construction project subject to the General Appropriations Act.~~

~~(6)(7) If the state's share of the required match is insufficient to meet the requirements of subsection (5) (6), the university ~~must shall~~ renegotiate the terms of the contribution with the donors. If the project is terminated, each private donation, plus accrued interest, reverts to the foundation for remittance to the donor.~~

~~(7)(8) By October 15 of each year, the Board of Governors shall transmit to the Legislature a list of projects that meet all eligibility requirements to participate in the Alec P. Courtelis University Facility Enhancement Challenge Grant Program and a budget request that includes the recommended schedule necessary to complete each project.~~

~~(8)(9) In order for a project to be eligible under this program, it must be included in the university 5-year capital improvement plan and must receive approval from the Board of Governors or the Legislature.~~

~~(9)(10) A university's project may not be removed from the approved 3-year PECO priority list because of its successful participation in this program until approved by the Legislature and provided for in the General Appropriations Act. When such a project is completed and removed from the list, all other projects shall move up on the 3-year PECO priority list. A university ~~may shall~~ not use PECO funds, including the Capital Improvement Trust Fund fee and the building fee, to complete a project under this section.~~

~~(10)(11) The surveys, architectural plans, facility, and equipment ~~are shall be~~ the property of the State of Florida. A facility constructed pursuant to this section may be named in honor of a donor at the option of the university and the Board of Governors. A ~~No~~ facility ~~may not shall~~ be named after a living person without prior approval by the Legislature.~~

~~(11)(12) Effective July 1, 2011, state matching funds are temporarily suspended for donations received for this program on or after June 30, 2011. Existing eligible donations remain eligible for future matching funds. The program may be restarted after \$200 million of the backlog for programs under ss. 1011.32, 1011.85, 1011.94, and this section have been matched.~~

~~(12) Notwithstanding the suspension provision under subsection (11), for the 2017-2018 fiscal year and subject to the General Appropriations Act, the Legislature may choose to prioritize funding for those projects that have matching funds available before June 30, 2011, and that have not yet been constructed.~~

Section 145. Effective July 1, 2017, subsection (3) of section 267.062, Florida Statutes, is amended to read:

267.062 Naming of state buildings and other facilities.—

~~(3) Notwithstanding the provisions of subsection (1) or s. 1013.79(10) s. 1013.79(11), any state building, road, bridge, park, recreational complex, or other similar facility of a state university may be named for a living person by the university board of trustees in accordance with regulations adopted by the Board of Governors of the State University System.~~

Section 146. *The Division of Law Revision and Information is directed to prepare a reviser's bill for the 2018 Regular Session to substitute the term "Effective Access to Student Education Grant Program" for "Florida Resident Access Grant Program" and the term "Effective Access to Student Education grant" for "Florida resident access grant" wherever those terms appear in the Florida Statutes.*

And the title is amended as follows:

Delete line 316 and insert: Information; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida Community College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida Community College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; requiring state universities to use gap analyses to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the pre-eminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent of the program; authorizing investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose of the program; listing the quality improvement ef-

forts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; revising the conditions for differential tuition; amending s. 1009.53, F.S.; authorizing a student to use funds appropriated in the General Appropriations Act for summer term enrollment for Florida Academic Scholars awards; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing initial and renewal scholarship student eligibility criteria; specifying award amounts and distributions; requiring the department to issue the awards annually; requiring institutions to certify certain information and remit any remaining funds to the department by a specified timeframe; requiring the department to maintain program data; providing for funding as specified in the General Appropriations Act; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; amending s. 1013.79, F.S.; revising the intent of the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting the Alec P. Courtelis Capital Facilities Matching Trust Fund; authorizing the Legislature to prioritize certain funds for the 2017-2018 fiscal year; amending s. 267.062, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing effective dates.

On motion by Senator Galvano, by two-thirds vote, **CS for CS for SB 374**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Clemens	Perry
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young

Nays—2

Farmer	Lee
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Vote after roll call:

Nay—Powell

**SB 376**—A bill to be entitled An act relating to charter school funding; amending s. 1011.71, F.S.; authorizing school boards to levy specified amounts for charter schools; amending s. 1013.62, F.S.; providing that charter school capital outlay funding consists of shared local capital outlay and state funding as provided in the General Appropriations Act; providing that a virtual charter school is not eligible for a funding allocation; providing legislative intent; prohibiting a charter school from being eligible for a funding allocation under certain circumstances; defining the term “affiliated party of the charter school”; specifying the grouping of eligible charter schools for funding allocations; providing the shared local capital outlay allocation calculation and the state allocation calculation; requiring the Department of Education to make the calculations; requiring each school district to distribute the shared local capital outlay funds within a specified timeframe; specifying where capital outlay funds may be used; providing an effective date.

—was read the second time by title.

Senator Farmer moved the following amendments which were adopted:

**Amendment 1 (743300) (with title amendment)**—Delete lines 32-33 and insert:  
schools, as specified in s. 1013.62, at the discretion of the school board, to fund:

And the title is amended as follows:

Delete line 4 and insert: specified amounts for charter schools at the discretion of the school board; amending s.

**Amendment 2 (758778)**—Delete lines 138-179 and insert:  
*enrichment by owners, operators, real estate developers, managers, and other affiliated parties of charter schools. Therefore, a charter school is not eligible for a funding allocation unless the chair of the governing board and the chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, or improving charter school facilities that are:*

1. *Owned by a school district, political subdivision of the state, municipality, Florida College System institution, or state university; or*
2. *Owned by an organization, qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code, whose articles of incorporation specify that upon the organization’s dissolution, the subject property will be transferred to a school district, political subdivision of the state, municipality, Florida College System institution, or state university.*

On motion by Senator Simmons, by two-thirds vote, **SB 376**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—28

Mr. President	Flores	Perry
Artiles	Gainer	Rouson
Baxley	Galvano	Simmons
Bean	Garcia	Simpson
Benacquisto	Grimsley	Stargel
Book	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Mayfield	Young
Broxson	Montford	
Campbell	Passidomo	

Nays—11

Bracy	Gibson	Rodriguez
Braynon	Lee	Thurston
Clemens	Powell	Torres
Farmer	Rader	

On motion by Senator Bradley—



**CS for CS for SB 234**—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

**Amendment 1 (543234)**—Delete line 76 and insert:

4. *The sum of \$20 million shall be appropriated annually to*

Pursuant to Rule 4.19, **CS for CS for SB 234**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**CS for CS for SM 572**—A memorial to the Congress of the United States, urging Congress to recognize January 1 as “Haitian Independence Day,” the month of May as “Haitian Heritage Month” and “Haitian American Heritage Month,” May 18 as “Haitian Flag Day,” and the month of June as “Caribbean American Heritage Month.”

—was read the second time by title. On motion by Senator Campbell, **CS for CS for SM 572** was adopted and certified to the House.

The Senate resumed consideration of—

**CS for CS for SB 1052**—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; providing an effective date.

—which was previously considered April 6 with pending **Amendment 2 (799564)** by Senator Simmons.

On motion by Senator Simmons, further consideration of **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was deferred.

## MOTIONS

On motion by Senator Latvala, the rules were waived and staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2500**.

On motion by Senator Latvala, the House was requested to pass the following Senate budget bills as passed by the Senate or agree to include these bills in the appropriations conference: **SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, CS for CS for SB 374, SB 376, and SB 7022**.

On motion by Senator Benacquisto, by two-thirds vote, the following Senate bills passed this day were ordered immediately certified to the House: **SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, CS for CS for SB 374, SB 376, SB 7022, and CS for SB 10**.

On motion by Senator Benacquisto, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, April 13, 2017.

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was retained on the Special Order Calendar.

## REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 12, 2017: **CS for SB 10, SB 2500, SB 2502, SB 2504, SB 7022, SB 2506, SB 2508, SB 2510, SB 2512, SB**

**2514, SB 2516, CS for CS for SB 374, SB 376, CS for CS for SB 234, CS for CS for SM 572.**

Respectfully submitted,  
*Lizbeth Benacquisto*, Rules Chair  
*Wilton Simpson*, Majority Leader  
*Oscar Braynon II*, Minority Leader

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Bradley—

**SB 1844**—A bill to be entitled An act relating to public records; amending s. 381.987, F.S.; providing an exemption from public records requirements for a qualifying patient’s or caregiver’s personal identifying information, all information contained on their compassionate use registry identification cards, and all information pertaining to a physician certification for marijuana; requiring the Department of Health to allow access to the compassionate use registry to a law enforcement agency, a medical marijuana treatment center, certain licensed practitioners, and certain employees of the department for specified purposes; extending the date of future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 399 and requests the concurrence of the Senate.

*Portia Palmer*, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Diamond, Spano—

**CS for HB 399**—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member in a proceeding to determine incapacity to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service of each report in the incapacity proceeding; revising the timeframe before the hearing on the petition within which specified parties must be served with all reports; authorizing parties to agree to waive the timeframe; authorizing the petitioner and the alleged incapacitated person to move for a continuance if service is not timely effectuated and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the time that a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar year basis; changing the time that a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; eliminating the requirement that a court must first find that a ward’s spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward’s estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 671 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) La Rosa—

**HB 671**—A bill to be entitled An act relating to reemployment assistance fraud; amending s. 322.142, F.S.; adding the Department of Economic Opportunity as an entity that may be issued reproductions from certain files or digital records for specified reasons; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Transportation; and Rules.

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#### RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 60.

*Portia Palmer, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 7004.

*Portia Palmer, Clerk*

The bill contained in the foregoing message was ordered enrolled.

#### CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 6 and April 11 were corrected and approved.

#### CO-INTRODUCERS

Senators Clemens—CS for SB 302, CS for SB 448, CS for SB 1068; Grimsley—SB 360, SB 1710; Mayfield—CS for SB 928, CS for SB 1310; Montford—CS for SB 890; Simpson—CS for SB 56, SB 1390

#### ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 7:24 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Thursday, April 13 or upon call of the President.

**JOURNAL OF THE SENATE**

**Daily Numeric Index for**

**April 12, 2017**

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PP — Proposal Passed  
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FR — First Reading  
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