



# Journal of the Senate

Number 5—Regular Session

Wednesday, January 24, 2018

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## REPORTS OF COMMITTEES

The Honorable Joe Negron  
 President of the Senate  
 409 The Capitol  
 404 South Monroe Street  
 Tallahassee, FL 32399-1100  
 January 11, 2018

Dear Mr. President:

The Committee on Rules met on January 11, 2018, and after due consideration respectfully recommends a revision to Rule 1.40 as follows:

1.40 – Ethics training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least four hours in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President. Prior to the opening day of every regular session, all Senators shall complete a course of at least one (1) hour in length which addresses workplace harassment, sexual harassment, sensitivity and the proper handling of such issues in the workplace. Senators filling a vacant seat shall complete the course prior to being sworn into office.

Respectfully submitted,

*Lizbeth Benacquisto*, Chair

On motion by Senator Benacquisto, the report was read and adopted by the required two-thirds vote of the members present and voting.

## CALL TO ORDER

The Senate was called to order by President Negron at 4:00 p.m. A quorum present—36:

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

## PRAYER

The following prayer was offered by LaQuisha Persak, an employee with the Senate Majority Office:

Heavenly Father, we thank you for your continued guidance, protection, support, and mercy. We give you thanks because you have promised never to leave us nor forsake us, and we have the confidence that when we call on your name, you hear us.

Lord, I lift up each Senator in prayer and ask for your continued guidance and wisdom over them as they make important decisions that are in the best interest of the State of Florida. Let your word be a lamp unto their feet and light unto their path. Our prayer is that your will be done in all things and regarding any decision that may come before them.

In 2 Chronicles 18:4, Jehoshaphat gave us a model for prayer before making any big decision. He said, “But before you do anything, ask God for guidance.” So, Lord, we are asking. We know that if we ask, we shall receive. Thank you for providing the guidance and the answers to our prayers. Bless each Senator, their families, and every constituent they represent. In your name I pray. Amen.

## PLEDGE

Senate Pages, Silancia Deliverance of Orlando; Alanna Brophy of Valrico; Erin Brophy of Valrico; and Emma Merlini of Ponte Vedra, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Gibson—

By Senator Gibson—

**SR 426**—A resolution acknowledging the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing January 21-23, 2018, as the 24th annual “Delta Days at the Capitol.”

WHEREAS, Delta Sigma Theta Sorority, Inc., is a private, not-for-profit organization founded on January 13, 1913, by 22 illustrious collegiate African-American women at Howard University in Washington, D.C., and

WHEREAS, only 6 weeks after its founding, Delta Sigma Theta Sorority, Inc., joined in the women’s suffrage movement, demanding rights for women, including the right to vote, a historic endeavor that transformed the role of women in the democratic process, and

WHEREAS, Delta Sigma Theta Sorority, Inc., is a sisterhood of college-educated women committed to implementing the sorority’s mission through its Five-Point Program Thrust: economic development, educational development, physical and mental health, political awareness and involvement, and international awareness and involvement, and

WHEREAS, Delta Sigma Theta Sorority, Inc., in 2013 celebrated 100 years of commendable service and support to local communities, leading dialogue on public policy issues, supporting quality education, produ-

cing new projects to stimulate current and future economic growth, and improving the holistic well-being of minority populations internationally, and

WHEREAS, with more than 250,000 college-educated women initiated and more than 900 chapters worldwide, 52 of which are located in Florida and the Bahamas, members of Delta Sigma Theta Sorority, Inc., are clearly focused and visible as corporate and civic leaders, productive public officials, acclaimed academicians, and activists in their own right, and

WHEREAS, for the past 23 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted "Delta Days at the Capitol," where members have a unique opportunity to advocate policies and legislation that will impact every area of the Five-Point Program Thrust; promote leadership, advocacy, and empowerment to effect social change and public policy; advocate for social justice, as well as broaden their knowledge of the state's legislative process; and influence the enactment of legislation of particular interest to African Americans and women, and

WHEREAS, under the leadership of the national president of Delta Sigma Theta Sorority, Inc., Beverly E. Smith, a native of Massillon, Ohio; Southern Regional Director Sandra K. Horton; and Southern Regional Representative Jessica Shotwell, and the 25th National President, Dr. Paulette C. Walker, a resident of Tampa, members of the 52 chapters of Delta Sigma Theta Sorority, Inc., now serving Florida and the Bahamas will converge January 21-23, 2018, in Tallahassee to participate in the 24th annual "Delta Days at the Capitol," and

WHEREAS, Senator Audrey Gibson is an esteemed member of Delta Sigma Theta Sorority, Inc., NOW, THEREFORE,

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

That the Florida Senate commends Delta Sigma Theta Sorority, Inc., for the remarkable contributions the organization has made to the people of this state and recognizes January 21-23, 2018, as the 24th annual "Delta Days at the Capitol."

—was introduced, read, and adopted by publication.

At the request of Senator Stargel—

By Senator Stargel—

**SR 1892**—A resolution recognizing Florida Polytechnic University for successfully meeting the criteria established by the Legislature in creating it.

WHEREAS, the creation of Florida Polytechnic University was proposed by legislation advanced in the 2012 legislative session, which was approved by the Governor on April 20, 2012, and

WHEREAS, the enacting legislation established criteria to be met by the fledgling university related to academic programs, facilities, administration, student enrollment, and programmatic and institutional accreditation, and

WHEREAS, in August 2014, Florida Polytechnic University opened its doors in Lakeland to an inaugural class of 554 students in the 2014 fall term, and in the 2017 fall term enrolled 1,445 students and employed 225 full-time staff and faculty, and

WHEREAS, Florida Polytechnic University's mission is to catalyze Florida's economic growth through applied science, technology, engineering, and mathematics education and research, and

WHEREAS, Florida Polytechnic University's iconic Innovation, Science, and Technology Building, designed by Santiago Calatrava, was voted by architects as 1 of the 16 most breathtaking buildings in the world, and

WHEREAS, to fulfill its mission of economic development and meeting Florida's workforce needs, Florida Polytechnic University offers degrees in computer engineering, electrical engineering, mechanical engineering, computer science and information technology, advanced technology, and science and technology management, and

WHEREAS, Florida Polytechnic University strives to develop the complete, mature engineer who will remain in Florida through a hands-on curriculum that includes strong fundamentals, effective problem solving and communication skills, and leadership, and

WHEREAS, Florida Polytechnic University works with more than 200 industry partners to identify research projects, grow small-sized to medium-sized businesses, and place students in internships, all of which are graduation requirements, and

WHEREAS, Florida Polytechnic University's successful entrepreneurship program is focused on student activity and involvement and empowers students to explore their ideas and create new business ventures, and

WHEREAS, Florida Polytechnic University students have placed in all entered entrepreneurship competitions, including second place in the Florida Venture Forum and third place in the Governor's Cup Competition, and

WHEREAS, Florida Polytechnic University looks forward to the future with plans to increase enrollment, continue to recruit highly qualified and diverse students, and increase the number of majors and faculty, and

WHEREAS, Florida Polytechnic University graduates are employed in high-skill, high-wage jobs and many are receiving awards and accolades for their achievements in computer engineering, electrical engineering, mechanical engineering, computer science and information technology, advanced technology, and science and technology management, and

WHEREAS, in June 2017, Florida Polytechnic University was accredited by the Southern Association of Colleges and Schools Commission on Colleges, thereby successfully fulfilling the legislative criteria set forth in the enacting legislation, NOW, THEREFORE,

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

That Florida Polytechnic University is recognized for and congratulated on successfully meeting the criteria established by the Legislature in creating it.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Florida Polytechnic University President Randy K. Avent, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Benacquisto—

By Senator Benacquisto—

**SR 1896**—A resolution acknowledging the remarkable contributions made to the people of this state by the Junior Leagues of Florida State Public Affairs Committee, and recognizing January 17, 2018, as "Junior Leagues of Florida Day" at the Capitol.

WHEREAS, the Junior Leagues of Florida State Public Affairs Committee (SPAC) coordinates public affairs activities of the Junior Leagues of Florida to assist the member leagues in their public affairs programs, and

WHEREAS, the Junior Leagues of Florida SPAC has served the State of Florida for more than 40 years and boasts 25 member leagues with more than 11,000 members, and

WHEREAS, the Junior Leagues of Florida SPAC is dedicated to monitoring the legislative process and addressing issues of public policy importance to the members of the organization, and

WHEREAS, the Junior Leagues of Florida SPAC recognizes that quality education is essential if the state's students are to become productive members of a global society, and the organization is committed to excellence, equality of access, and safety in schools, and

WHEREAS, the Junior Leagues of Florida SPAC is committed to protecting, preserving, and enhancing the stability and quality of life for all of Florida's youth, and

WHEREAS, the Junior Leagues of Florida SPAC is committed to advocating for better access to quality health care and awareness and prevention programs that improve the mental and physical health of the people of this state, and

WHEREAS, the Junior Leagues of Florida SPAC also is committed to keeping the people of this state safe and supports programs, policies, and educational initiatives that reduce and prevent incidences of harm, and

WHEREAS, the Junior Leagues of Florida SPAC has advocated for issues impacting women and children, including at-risk youth, community safety, domestic violence, human trafficking, increased access to healthy food, improved education, and literacy, NOW, THEREFORE,

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

That the Junior Leagues of Florida State Public Affairs Committee is commended for the remarkable contributions it has made to the people of this state, and January 17, 2018, is recognized as "Junior Leagues of Florida Day" at the Capitol.

—was introduced, read, and adopted by publication.

At the request of Senator Benacquisto—

By Senators Benacquisto and Passidomo—

**SR 1898**—A resolution recognizing January 23, 2018, as "Florida Gulf Coast University Day" in Florida.

WHEREAS, in May 1991, then-Governor Lawton Chiles signed into law a bill passed by the Florida Legislature authorizing the creation of Florida's 10th public university, Florida Gulf Coast University (FGCU), to provide higher education opportunities and workforce development in the previously underserved region of Southwest Florida, and

WHEREAS, FGCU opened its doors to students on August 25, 1997, and held its first commencement in May 1998 with 81 graduates, and

WHEREAS, in August 2017, FGCU celebrated its 20th anniversary, and

WHEREAS, during FGCU's first 20 years, it was led by three outstanding and dynamic presidents: President Roy McTarnaghan, President William C. Merwin, and President Wilson G. Bradshaw, and

WHEREAS, on July 1, 2017, Michael V. Martin, Ph.D., became FGCU's fourth president, expressing a commitment to ensure that students will have a clear pathway to success and to maintain college affordability for all students, and

WHEREAS, FGCU's top priority is student success, which includes an emphasis on providing the necessary academic resources and laboratory facilities to timely completion of degrees from one of its five colleges, by providing relevant programs with an accomplished faculty and dedicated staff to help students prepare for successful careers and meet regional and statewide workforce needs, and

WHEREAS, FGCU has grown into a regional university of nearly 15,000 students and offers 54 undergraduate, 23 graduate, 10 certificate, and 3 doctoral programs, and

WHEREAS, FGCU's pathways to student success have led it to achieve national prominence in academics, environmental sustainability, and student service learning, with more than 2.5 million volunteer hours contributed to the Southwest Florida community since 1997, and

WHEREAS, FGCU emphasizes innovative and interdisciplinary learning, using the region as a living laboratory while offering students diverse opportunities to participate in meaningful research led by their professors, and

WHEREAS, FGCU has established the Institute of Entrepreneurship, bringing engineering and business students together to develop products and business plans in a real-world setting, and providing learning opportunities that will enhance the university's science, technology, engineering, and mathematics (STEM) education and sustainability initiatives, and

WHEREAS, FGCU serves as a cultural hub for the region, offering a wealth of enrichment opportunities that include the visual arts, music, theater, and public radio and television, and

WHEREAS, FGCU's athletics programs continue to be a growing source of pride for loyal fans, with student-athletes continuing to demonstrate their academic strengths by earning an average GPA of 3.27, and

WHEREAS, the collegiate experience continues to enrich the lives of FGCU students through "The FGCU Effect" and the university's long-standing commitment to promoting racial, ethnic, and cultural diversity on campus, NOW, THEREFORE,

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

That January 23, 2018, is recognized as "Florida Gulf Coast University Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Michael V. Martin, Ph.D., president of Florida Gulf Coast University, as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

At the request of Senator Simmons—

By Senators Simmons, Stewart, Baxley, Bracy and Stargel—

**SR 1904**—A resolution commending the extraordinary achievements of the faculty, staff, administration, and students of the University of Central Florida and President John C. Hitt, Ph.D., and recognizing January 24, 2018, as "University of Central Florida Day" in Florida.

WHEREAS, founded in 1963, the University of Central Florida (UCF) is located in Orlando and, during the 2016-2017 academic year, with its 13 colleges, provided educational opportunities to 64,318 students from all 50 states and 153 countries, and

WHEREAS, during that academic year, UCF had 289 enrolled National Merit Scholars and boasted a freshman class with an average SAT score of 1,262 and an average high school weighted grade point average of 4.02, and

WHEREAS, UCF now awards more than 15,000 degrees annually, more than any other public university in the nation, and

WHEREAS, in the 2015-2016 academic year, UCF awarded 2,317 baccalaureate degrees in STEM fields, and, each year, more than 20,000 students gain practical experience through co-ops, internships, and service-learning projects, and

WHEREAS, UCF has a diverse student body, with a 44.6 percent minority population and a 23.8 percent Hispanic population, and

WHEREAS, on January 1, 2018, the UCF Knights football team completed a perfect season with a 34-27 win over Auburn University in the Chick-fil-A Peach Bowl, the only team to go undefeated in the 2017 collegiate football season, and

WHEREAS, in March 1992, John C. Hitt, Ph.D., became UCF's fourth president, and at that time the university's enrollment ranked fifth in Florida and 115th in the nation, and

WHEREAS, Dr. Hitt oversaw the establishment of the UCF College of Medicine in 2006, and it has attracted some of the nation's top students and faculty members and will soon be joined by a university hospital being developed in partnership with the Hospital Corporation of America, the nation's largest hospital company, and

WHEREAS, Dr. Hitt has been recognized as one of the most innovative university presidents in America, and UCF now ranks alongside Harvard, Stanford, and Duke as one of the nation's most innovative universities, according to *U.S. News & World Report's Best Colleges of 2018*, and

WHEREAS, under Dr. Hitt's leadership, enrollment at UCF has tripled, making it the largest university in Florida and one of the largest in the United States, and

WHEREAS, most importantly, over the course of the past 26 years, Dr. Hitt has overseen tremendous gains in the quality of academic programs, faculty, and students and in the development of UCF as a major metropolitan research university of global impact, and the university has launched more than \$1 billion in new construction, and

WHEREAS, Dr. Hitt will retire on June 30, 2018, after more than 26 transformative years as UCF president, NOW, THEREFORE,

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

That the extraordinary achievements of the faculty, staff, administration, and students of the University of Central Florida and President John C. Hitt, Ph.D., are commended, and January 24, 2018, is recognized as "University of Central Florida Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to University of Central Florida President John C. Hitt, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

#### SPECIAL GUESTS

Senator Simmons introduced Dr. John Hitt, President of the University of Central Florida, who was present in the chamber.

Senator Bracy recognized his sister, LaVon Bracy, who was present in the gallery.

#### SPECIAL ORDER CALENDAR

On motion by Senator Bradley—

**CS for SB 370**—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; deleting an obsolete provision; prohibiting moneys from the Land Acquisition Trust Fund from being used for specified costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 370** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

**SB 146**—A bill to be entitled An act relating to appointment of attorneys for dependent children with special needs; providing a short title; amending s. 39.01305, F.S.; requiring the payment of due process costs of litigation of all pro bono attorneys appointed to represent dependent children with certain special needs, subject to appropriations and review for reasonableness; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 146** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

**SB 192**—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or au-

thority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 192** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

**CS for CS for SB 140**—A bill to be entitled An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; clarifying that a county court judge or clerk of a circuit court commits a misdemeanor if he or she issues a blank marriage license or if he or she issues a marriage license without obtaining the ages and identification numbers of the parties; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 140** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thurston—

**SB 472**—A bill to be entitled An act relating to the National Statuary Hall; requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune; providing that the act is an official request to the Joint Committee on the Library of Congress; requiring the Department of State to deliver copies of the act to certain persons on the act's effective date; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

**Amendment 1 (965934) (with title amendment)**—Delete line 88 and insert:

*Collection with a statue of Mary McLeod Bethune. Contingent upon such approval by the Joint Committee on the Library of Congress, ownership of the statue of General Edmund Kirby Smith shall transfer to the state in accordance with 2 U.S.C. s. 2132(d). The Division of Cultural Affairs of the Department of State shall take possession of the returned statue, and make the statue available for public display.*

And the title is amended as follows:

Delete line 7 and insert: Bethune; providing for the transfer of ownership of the statue of General Edmund Kirby Smith to the state; requiring the Division of Cultural Affairs of the Department of State to take possession of the statue and make available for public display; providing that the act is an official request

Pursuant to Rule 4.19, **SB 472**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hutson—

**SB 186**—A bill to be entitled An act relating to the resign-to-run law; amending s. 99.012, F.S.; requiring an officer who qualifies for federal public office to resign from the office he or she presently holds if the terms, or any part thereof, run concurrently; prescribing requirements for the written resignation; providing for an automatic irrevocable resignation in the event of noncompliance; specifying that a resignation creates a vacancy in office; revising an exception to the resign-to-run law; amending s. 121.121, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

**Amendment 1 (732966)**—Delete lines 69-71 and insert:

~~(8)(7) Subsections (3) and (4) do not apply to persons holding any federal office or seeking the office of President or Vice President. Subsection (4) does not apply to an elected officer if the term of the office that he or she presently holds is scheduled to expire and be filled by election in the same primary and general election period as the federal office he or she is seeking.~~

Pursuant to Rule 4.19, **SB 186**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

**CS for CS for SB 98**—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer”; defining the term “urgent care situation”; prohibiting prior authorization forms from requiring certain information; authorizing the Financial Services Commission to adopt certain rules; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization by specified means; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; defining terms; requiring health insurers to publish on their websites and provide to insureds in writing a procedure for insureds and health care providers to request protocol exceptions; specifying requirements for such procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of their authorizations or denials; requiring authorizations or denials to specify certain information; requiring health insurers to grant protocol exception requests under certain circumstances; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

—was read the second time by title.

Senator Farmer moved the following amendment which was adopted:

**Amendment 1 (450052)**—Delete lines 189-199 and insert:  
*adversely affected the insured;*

*(d) A preceding prescription drug or medical treatment is not in the best interest of the insured because the insured's use of such drug or treatment is expected to:*

- 1. Cause a significant barrier to the insured's adherence to or compliance with the insured's plan of care;*
- 2. Worsen an insured's medical condition that exists simultaneously but independently with the condition under treatment; or*
- 3. Decrease the insured's ability to achieve or maintain his or her ability to perform daily activities; or*

*(e) A preceding prescription drug is an opioid, and the protocol exception request is for a nonopioid prescription drug or treatment with a likelihood of similar or better results.*

Pursuant to Rule 4.19, **CS for CS for SB 98**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

**CS for SB 118**—A bill to be entitled An act relating to the visitation of schools by state legislators; amending s. 1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school, including any charter school, in his or her legislative district; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 118** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

**CS for CS for SB 568**—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising the definition of the term “telephonic sales call” to include voicemail transmissions; defining the term “voicemail transmission”; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising penalties; providing an effective date.

—was read the second time by title.

Senator Young moved the following amendment which was adopted:

**Amendment 1 (752890)**—Delete line 38 and insert:

*transmission to a consumer, business, or donor or potential donor who has*

Pursuant to Rule 4.19, **CS for CS for SB 568**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## MOTIONS

On motion by Senator Bradley, Senate Rule 2.39 was waived for all bills on the agenda to be considered by the Committee on Appropriations on Wednesday, January 31, 2018:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Monday, January 29, 2018.
- The deadline for filing adhering amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Tuesday, January 30, 2018.
- All amendments to the General Appropriations Bill must be balanced as explained.

## SPECIAL RECOGNITION

Senator Benacquisto recognized Senator Bean and wished him a happy birthday. Senator Bean's birthday is tomorrow.

## 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, January 24, 2018: CS for SB 370, SB 146, SB 192, CS for CS for SB 140, SB 472, SB 186, CS for CS for SB 98, CS for SB 118, CS for CS for SB 568.

Respectfully submitted,

*Lizbeth Benacquisto*, Rules Chair  
*Wilton Simpson*, Majority Leader  
*Oscar Braynon II*, Minority Leader

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1758

The Committee on Health Policy recommends the following pass: SB 954

**The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.**

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The Committee on Health Policy recommends the following pass: SB 112

**The bill was referred to the Committee on Children, Families, and Elder Affairs under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SB 894

The Committee on Regulated Industries recommends the following pass: SB 1114

**The bills contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SB 738

The Committee on Community Affairs recommends the following pass: SB 1026

**The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.**

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The Committee on Community Affairs recommends the following pass: SB 1348

**The bill was referred to the Committee on Judiciary under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SB 314

The Committee on Community Affairs recommends the following pass: SB 720; CS for SB 876

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 52; SB 806; SB 988; CS for SB 1216

The Committee on Health Policy recommends the following pass: SB 162

**The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.**

---

The Committee on Community Affairs recommends the following pass: SB 1632

**The bill was referred to the Committee on Transportation under the original reference.**

---

The Committee on Criminal Justice recommends a committee substitute for the following: SB 936

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

---

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 448

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.**

---

The Committee on Health Policy recommends committee substitutes for the following: SB 1252; SB 1876

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

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The Committee on Education recommends committee substitutes for the following: SB 732; SB 1172; SB 1434; SB 1756

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.**

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The Committee on Community Affairs recommends a committee substitute for the following: SB 1244

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.**

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The Committee on Community Affairs recommends a committee substitute for the following: SB 858

**The bill with committee substitute attached was referred to the Committee on Commerce and Tourism under the original reference.**

---

The Committee on Education recommends a committee substitute for the following: SB 1548

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 820

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Criminal Justice under the original reference.**

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The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1240

**The bill with committee substitute attached was referred to the Committee on Education under the original reference.**

---

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 394

**The bill with committee substitute attached was referred to the Committee on Health Policy under the original reference.**

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The Committee on Health Policy recommends a committee substitute for the following: SB 514

**The bill with committee substitute attached was referred to the Committee on Judiciary under the original reference.**

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The Committee on Health Policy recommends a committee substitute for the following: SB 164

**The bill with committee substitute attached was referred to the Committee on Rules under the original reference.**

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The Committee on Banking and Insurance recommends the following not pass: SB 518

The bill was laid on the table.

**REPORTS OF SUBCOMMITTEES**

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 800; CS for SB 960

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 1130

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

**REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS**

Appropriations Subcommittee on the Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governing Board:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director of South Florida Water Management District	
Appointee: Marks, Ernie III	Pleasure of the Board
Executive Director of Suwannee River Water Management District	
Appointee: Thomas, Hugh L.	Pleasure of the Board

The appointments were referred to the Committee on Ethics and Elections under the original reference.

**COMMITTEE SUBSTITUTES**

**FIRST READING**

By the Committee on Health Policy; and Senator Grimsley—

**CS for SB 164**—A bill to be entitled An act relating to mammography; amending s. 404.031, F.S.; defining the term “mammography”; amending s. 404.22, F.S.; conforming a change made by the act; creating s. 402.221, F.S.; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Bracy—

**CS for SB 394**—A bill to be entitled An act relating to fire safety; amending s. 633.408, F.S.; requiring the Division of State Fire Marshal to establish specified courses as a part of firefighter and volunteer firefighter training and certification; amending s. 633.508, F.S.; specifying the division’s authority to adopt rules for training related to cancer and mental health risks within the fire service; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Brandes—

**CS for SB 448**—A bill to be entitled An act relating to the Agency for State Technology; amending s. 282.0051, F.S.; revising certain powers, duties, and functions of the agency in collaboration with the Department of Management Services; amending s. 282.201, F.S.; authorizing the state data center within the agency to extend, up to a specified

timeframe, certain service-level agreements; requiring the state data center to submit a specified report to the Executive Office of the Governor under certain circumstances; deleting a requirement for a service-level agreement to provide a certain termination notice to the agency; requiring the state data center to plan, design, and conduct certain testing, if cost-effective; deleting obsolete provisions relating to the schedule for consolidations of agency data centers; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senator Young—

**CS for SB 514**—A bill to be entitled An act relating to transplant of human tissue; amending s. 381.0041, F.S.; requiring the Department of Health to develop and publish an educational pamphlet which contains certain information on the risks and benefits of transplants; requiring the department to notify physicians of the availability of the pamphlet; providing an effective date.

By the Committee on Education; and Senator Baxley—

**CS for SB 732**—A bill to be entitled An act relating to K-12 education; amending s. 1002.41, F.S.; specifying that a home education program is not a school district program and is registered with the district school superintendent only for the purpose of complying with the state’s attendance requirements; revising the content requirements of a notice of enrollment of a student in a home education program; requiring the district school superintendent to immediately register a home education program upon receipt of the notice; prohibiting a school district from requiring additional information or verification of a home education student except in specified circumstances; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting and funding through the Florida Education Finance Program; requiring home education program students be provided access to certain certifications and assessments offered by the school district; prohibiting a school district from taking certain actions against a home education program student’s parent unless such action is necessary for a school district program; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child’s age from children enrolled in specified schools and programs; amending s. 1003.26, F.S.; revising reporting requirements for specified issues relating to compulsory school attendance; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; amending s. 1006.15, F.S.; revising the standards required for a home education student to participate in extracurricular activities; amending s. 1007.271, F.S.; prohibiting dual enrollment course and program limitations for home education students from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; amending s. 1007.35, F.S.; updating terminology; requiring the Department of Education to provide certain teacher and student ACT and PreACT information for the evaluation of certain services and activities; amending s. 1002.385, F.S.; conforming cross-references; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Powell—

**CS for SB 820**—A bill to be entitled An act relating to firesafety inspectors; creating s. 633.217, F.S.; prohibiting certain actions to influence a firesafety inspector to violate the Florida Fire Prevention Code, other rules of the State Fire Marshal, or ch. 633, F.S.; providing criminal penalties; providing an effective date.

By the Committee on Community Affairs; and Senators Steube, Mayfield, and Taddeo—

**CS for SB 858**—A bill to be entitled An act relating to time observances; providing a short title; providing legislative intent regarding the State of Florida and its political subdivisions observing daylight saving time year-round under certain conditions; directing the Legislature to submit a request to the Secretary of the United States De-

partment of Transportation to redesignate portions of the state in the Central Time Zone into the Eastern Time Zone; specifying requirements for the request; providing an effective date.

By the Committee on Criminal Justice; and Senators Powell and Rouson—

**CS for SB 936**—A bill to be entitled An act relating to juvenile justice; amending s. 985.556, F.S.; deleting provisions requiring that a state attorney request the court to transfer and certify a child for prosecution as an adult under certain circumstances; revising the factors that a court must consider when determining whether a child should be transferred to adult court; amending s. 985.557, F.S.; eliminating discretionary direct filing for children of specified ages; revising the list of crimes for which children of specified ages who are charged with committing, attempting to commit, or conspiring to commit may have an information filed against them by a state attorney; requiring specified information to be included in certain orders; requiring chief judges of the judicial circuits to periodically collect and report certain data to the Department of Juvenile Justice; deleting provisions requiring that a child be prosecuted as an adult if the child committed or attempted to commit specified crimes; deleting provisions relating to sentencing a child who commits or attempts to commit specified crimes; requiring children of certain ages who are convicted and sentenced to the Department of Corrections to be kept completely separated from adult offenders in the facility; authorizing a child who is transferred to adult court to request, in writing, a hearing before the court to determine whether he or she shall remain in adult court; requiring the court to consider specified facts in determining whether the public safety would be served by retaining jurisdiction; authorizing the court to transfer a child back to a juvenile court; prohibiting the transfer of a child to adult court until his or her competency is restored in certain circumstances; requiring the department, beginning on a specified date, to collect specified information relating to children who qualify for prosecution as adults and children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period and provide such report to the Governor and Legislature by a specified date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report analyzing certain data and provide such report to the Governor and Legislature by a specified date; amending s. 985.56, F.S.; providing a minimum age limit for children who are subject to the jurisdiction of a court if they are charged with a violation punishable by death or life imprisonment; prohibiting the transfer of a child to adult court until his or her competency is restored in certain circumstances; providing for the tolling of time limits for specified purposes; making technical changes; amending s. 985.565, F.S.; revising the criteria to be used in determining whether to impose juvenile or adult sanctions; deleting provisions requiring the sentencing of children who commit offenses punishable by death or life imprisonment or other specified offenses; conforming provisions to changes made by the act; amending s. 985.03, F.S.; conforming a cross-reference; amending s. 985.15, F.S.; conforming provisions to changes made by the act; amending s. 985.265, F.S.; authorizing, rather than requiring, a court to order a child to be housed in an adult detention facility in certain circumstances; reenacting s. 985.26(2)(c), F.S., relating to the definition of the term “disposition,” to incorporate the amendments made to ss. 985.557 and 985.56, F.S., in references thereto; reenacting s. 985.514(3), F.S., relating to responsibility for cost of care and fees, to incorporate the amendment made to s. 985.565, F.S., in a reference thereto; providing an effective date.

By the Committee on Education; and Senator Galvano—

**CS for SB 1172**—A bill to be entitled An act relating to the Hope Scholarship Program; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; defining terms; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a principal to provide copies of a report of physical violence or emotional abuse to certain individuals within a specified timeframe; requiring the principal to investigate such incidents; requiring a school district to notify an eligible student’s parent of the program under certain circumstances; requiring

a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing Department of Education obligations relating to participating students and private schools and program requirements; providing Commissioner of Education obligations; requiring the commissioner to deny, suspend, or revoke a private school’s participation in the program or the payment of scholarship funds under certain circumstances; defining the term “owner or operator”; providing a process for review of a decision from the commissioner under certain circumstances; providing for the release of personally identifiable student information under certain circumstances; providing parent and student responsibilities for initial and continued participation in the program; providing nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting a nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing reporting requirements for nonprofit scholarship-funding organizations relating to taxpayer contributions; providing penalties; providing for the restitution of specified funds under certain circumstances; providing the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education to adopt rules to administer the program; creating s. 212.1832, F.S.; authorizing certain persons to elect to direct certain state sales and use tax revenue to be transferred to a nonprofit scholarship-funding organization for the Hope Scholarship Program; amending s. 1002.01, F.S.; revising and defining terms; amending s. 1002.20; updating educational options and terminology; amending s. 1003.01, F.S.; redefining the term “regular school attendance”; amending ss. 1002.385, 1002.39, 1002.395, and 1003.26, F.S.; conforming cross-references and provisions to changes made by the act; updating terminology; repealing ch. 623, F.S., relating to private school corporations, on a specified date; amending s. 212.08, F.S.; conforming a cross-reference; repealing s. 1002.43, F.S., relating to private tutoring programs; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing effective dates.

By the Committee on Governmental Oversight and Accountability; and Senator Mayfield—

**CS for SB 1240**—A bill to be entitled An act relating to retirement; amending s. 121.051, F.S.; authorizing certain employees to elect to participate in the Florida Retirement System during a specified period; requiring membership in the system under certain circumstances; amending s. 121.091, F.S.; revising limitations on the maximum length of participation in the Deferred Retirement Option Program for certain instructional personnel and administrative personnel; requiring an employer to notify the Division of Retirement of the Department of Management Services regarding any change in termination date and program participation for each affected member; providing a statement of important state interest; providing effective dates.

By the Committee on Community Affairs; and Senator Lee—

**CS for SB 1244**—A bill to be entitled An act relating to growth management; amending s. 165.0615, F.S.; adding a minimum population standard as a criteria that must be met before qualified electors of an independent special district commence a certain municipal conversion proceeding; amending s. 380.06, F.S.; revising the statewide guidelines and standards for developments of regional impact; deleting criteria that the Administration Commission is required to consider in adopting its guidelines and standards; revising provisions relating to the application of guidelines and standards; revising provisions relating to variations and thresholds for such guidelines and standards; deleting provisions relating to the issuance of binding letters; specifying that



previously issued letters remain valid unless previously expired; specifying the procedure for amending a binding letter of interpretation; specifying that previously issued clearance letters remain valid unless previously expired; deleting provisions relating to authorizations to develop, applications for approval of development, concurrent plan amendments, preapplication procedures, preliminary development agreements, conceptual agency review, application sufficiency, local notice, regional reports, and criteria for the approval of developments inside and outside areas of critical state concern; revising provisions relating to local government development orders; specifying that amendments to a development order for an approved development may not alter the dates before which a development would be subject to downzoning, unit density reduction, or intensity reduction, except under certain conditions; removing a requirement that certain conditions of a development order meet specified criteria; specifying that construction of certain mitigation-of-impact facilities is not subject to competitive bidding or competitive negotiation for selection of a contractor or design professional; removing requirements relating to local government approval of developments of regional impact that do not meet certain requirements; removing a requirement that the Department of Economic Opportunity and other agencies cooperate in preparing certain ordinances; authorizing developers to record notice of certain rescinded development orders; specifying that certain agreements regarding developments that are essentially built out remain valid unless previously expired; deleting requirements for a local government to issue a permit for a development subsequent to the buildout date contained in the development order; specifying that amendments to development orders do not diminish or otherwise alter certain credits for a development order exaction or fee against impact fees, mobility fees, or exactions; deleting a provision relating to the determination of certain credits for impact fees or extractions; deleting a provision exempting a nongovernmental developer from being required to competitively bid or negotiate construction or design of certain facilities except under certain circumstances; specifying that certain capital contribution front-ending agreements remain valid unless previously expired; deleting a provision relating to local monitoring; revising requirements for developers regarding reporting to local governments and specifying that such reports are not required unless required by a local government with jurisdiction over a development; revising the requirements and procedure for proposed changes to a previously approved development of regional impact and deleting rulemaking requirements relating to such procedure; revising provisions relating to the approval of such changes; specifying that certain extensions previously granted by statute are still valid and not subject to review or modification; deleting provisions relating to determinations as to whether a proposed change is a substantial deviation; deleting provisions relating to comprehensive development-of-regional-impact applications and master plan development orders; specifying that certain agreements that include two or more developments of regional impact which were the subject of a comprehensive development-of-regional-impact application remain valid unless previously expired; deleting provisions relating to downtown development authorities; deleting provisions relating to adoption of rules by the state land planning agency; deleting statutory exemptions from development-of-regional-impact review; specifying that an approval of an authorized developer for an areawide development of regional impact remains valid unless previously expired; deleting provisions relating to areawide developments of regional impact; deleting an authorization for the state land planning agency to adopt rules relating to abandonment of developments of regional impact; requiring local governments to file a notice of abandonment under certain conditions; deleting an authorization for the state land planning agency to adopt a procedure for filing such notice; requiring a development-of-regional-impact development order to be abandoned by a local government under certain conditions; deleting a provision relating to abandonment of developments of regional impact in certain high-hazard coastal areas; authorizing local governments to approve abandonment of development orders for an approved development under certain conditions; deleting a provision relating to rights, responsibilities, and obligations under a development order; deleting partial exemptions from development-of regional-impact review; deleting exemptions for dense urban land areas; specifying that proposed developments that exceed the statewide guidelines and standards and that are not otherwise exempt be approved by local governments instead of through specified development-of-regional-impact proceedings; amending s. 380.061, F.S.; specifying that the Florida Quality Developments program only applies to previously approved developments in the program before the effective date of the act; specifying a process for local gov-

ernments to adopt a local development order to replace and supersede the development order adopted by the state land planning agency for the Florida Quality Developments; deleting program intent, eligibility requirements, rulemaking authorizations, and application and approval requirements and processes; deleting an appeals process and the Quality Developments Review Board; amending s. 380.0651, F.S.; deleting provisions relating to the superseding of guidelines and standards adopted by the Administration Commission and the publishing of guidelines and standards by the Administration Commission; conforming a provision to changes made by the act; specifying exemptions and partial exemptions from development-of-regional-impact review; deleting provisions relating to determining whether there is a unified plan of development; deleting provisions relating to the circumstances where developments should be aggregated; deleting a provision relating to prospective application of certain provisions; deleting a provision authorizing state land planning agencies to enter into agreements for the joint planning, sharing, or use of specified public infrastructure, facilities, or services by developers; deleting an authorization for the state land planning agency to adopt rules; amending s. 380.07, F.S.; deleting an authorization for the Florida Land and Water Adjudicatory Commission to adopt rules regarding the requirements for developments of regional impact; revising when a local government must transmit a development order to the state land planning agency, the regional planning agency, and the owner or developer of the property affected by such order; deleting a process for regional planning agencies to undertake appeals of development-of-regional-impact development orders; revising a process for appealing development orders for consistency with a local comprehensive plan to be available only for developments in areas of critical state concern; deleting a procedure regarding certain challenges to development orders relating to developments of regional impact; amending s. 380.115, F.S.; deleting a provision relating to changes in development-of-regional-impact guidelines and standards and the impact of such changes on vested rights, duties, and obligations pursuant to any development order or agreement; requiring local governments to monitor and enforce development orders and prohibiting local governments from issuing permits, approvals, or extensions of services if a developer does not act in substantial compliance with an order; deleting provisions relating to changes in development of regional impact guidelines and standards and their impact on the development approval process; amending s. 125.68, F.S.; conforming a cross-reference; amending s. 163.3245, F.S.; conforming cross-references; conforming provisions to changes made by the act; revising the circumstances in which applicants who apply for master development approval for an entire planning area must remain subject to a master development order; specifying an exception; deleting a provision relating to the level of review for applications for master development approval; amending s. 163.3246, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 189.08, F.S.; conforming a cross-reference; conforming a provision to changes made by the act; amending s. 190.005, F.S.; conforming cross-references; amending ss. 190.012 and 252.363, F.S.; conforming cross-references; amending s. 369.303, F.S.; conforming a provision to changes made by the act; amending ss. 369.307, 373.236, and 373.414, F.S.; conforming cross-references; amending s. 378.601, F.S.; conforming a provision to changes made by the act; repealing s. 380.065, F.S., relating to a process to allow local governments to request certification to review developments of regional impact that are located within their jurisdictions in lieu of the regional review requirements; amending ss. 380.11 and 403.524, F.S.; conforming cross-references; repealing specified rules regarding uniform review of developments of regional impact by the state land planning agency and regional planning agencies; repealing the rules adopted by the Administration Commission regarding whether two or more developments, represented by their owners or developers to be separate developments, shall be aggregated; providing a directive to the Division of Law Revision and Information; providing an effective date.

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By the Committee on Health Policy; and Senator Passidomo—

**CS for SB 1252**—A bill to be entitled An act relating to distributing pharmaceutical drugs and devices; amending s. 465.027, F.S.; revising an exception to pharmacy regulations for certain manufacturers and distributors of dialysis drugs or supplies; providing an effective date.

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By the Committee on Education; and Senator Passidomo—

**CS for SB 1434**—A bill to be entitled An act relating to K-12 education enhancements; amending s. 1002.333, F.S.; redefining the terms “persistently low-performing school” and “school of hope”; revising the contents of a school of hope notice of intent and performance-based agreement; revising school of hope facility requirements; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; requiring the State Board of Education to provide awards to all eligible schools that meet certain requirements; conforming cross-references; creating s. 1002.334, F.S.; defining the term “franchise model school”; authorizing specified schools to use a franchise model school as a turnaround option; specifying requirements for a franchise model school principal; amending s. 1002.395, F.S.; revising student eligibility criteria for the Florida Tax Credit Scholarship Program; specifying priority levels for the scholarships; amending s. 1007.273, F.S.; defining the term “structured program”; providing additional options for students participating in a structured program; prohibiting a district school board from limiting the number of public school students who may participate in a structured program; revising contract requirements; requiring each district school board to annually notify students in certain grades of certain information about the structured program, by a specified date; revising provisions relating to funding; requiring the state board to enforce compliance with certain provisions by a specified date each year; providing reporting requirements; amending s. 1008.33, F.S.; revising the turnaround options available for certain schools; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; providing that implementation plans may include certain models; providing requirements for implementation plans; providing for the allocation of funds in specified fiscal years; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the Commissioner of Education by a specified date; requiring that entities that receive such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1011.71, F.S.; increasing the amount that a school district may expend from a specified millage levy for certain expenses; amending s. 1012.732, F.S.; specifying that a franchise model school principal is eligible to receive a Florida Best and Brightest Principal scholarship; requiring specified awards for eligible principals; amending s. 1013.62, F.S.; prohibiting a charter school from being eligible for capital outlay funds unless the chair of the governing board and the chief administrative officer of the charter school annually certify certain information; revising the Department of Education’s calculation methodology for a school district’s distribution of discretionary millage to its eligible charter schools; providing an effective date.

By the Committee on Education; and Senator Book—

**CS for SB 1548**—A bill to be entitled An act relating to K-12 student safety; amending s. 1006.07, F.S.; revising district school board duties to include security risk assessments; requiring certain self-assessments to be in a specified format; amending s. 1011.62, F.S.; prohibiting certain teachers from receiving bonuses related to specified FTE student membership calculations; authorizing the State Board of Education to adopt rules for rescinding certain certifications or grades; amending s. 1012.315, F.S.; providing that certain persons are ineligible for employment in a school district under specified circumstances; amending s. 1012.36, F.S.; providing that certain persons are not exempt from specified certification requirements; amending s. 1012.56, F.S.; requiring certified educators to inform their employers within a specified time period after being arrested for, rather than convicted of, certain offenses; authorizing the Department of Education to deny applicants for certification if the applicant could be disciplined by the Education Practices Commission; authorizing the commission to impose specified penalties on such applicants under certain circumstances; amending s. 1012.57, F.S.; providing that an adjunct teaching certificate does not fulfill specified certification requirements; amending s. 1012.795, F.S.; authorizing the commission to take certain actions against persons who

meet specified criteria; amending s. 1012.796, F.S.; requiring certified educators who are placed on probation to immediately notify a specified officer upon separation from, rather than termination of, employment; providing an effective date.

By the Committee on Education; and Senator Simmons—

**CS for SB 1756**—A bill to be entitled An act relating to school accountability; amending s. 1001.10, F.S.; revising the private schools to which the Department of Education is required to provide technical assistance and authorized staff; amending s. 1002.20, F.S.; updating terminology; amending s. 1002.385, F.S.; revising requirements for private schools that participate in the Gardiner Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; amending s. 1002.39, F.S.; revising the purpose of department site visits at private schools participating in the John M. McKay Scholarships for Students with Disabilities Program; authorizing the department to make followup site visits at any time to certain private schools; requiring participating private schools to provide a specified report from an independent certified public accountant under certain circumstances; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; amending s. 1002.395, F.S.; revising obligations of eligible nonprofit scholarship-funding organizations participating in the Florida Tax Credit Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; revising the purpose of department site visits at private schools participating in the Florida Tax Credit Scholarship Program; authorizing the department to make followup site visits at any time to certain private schools; amending s. 1002.421, F.S.; requiring a private school to employ or contract with teachers who meet certain qualifications and provide information about such qualifications to the department and parents; revising the conditions under which a private school employee may be exempted from background screening requirements; specifying that a private school is ineligible to participate in certain scholarship programs under certain circumstances; requiring the department to annually visit certain private schools; authorizing the department to make certain follow-up site visits at any time; requiring the Division of State Fire Marshal to annually provide the department with fire safety inspection reports for certain private schools; requiring that certain private schools provide the department with a report from an independent certified public accountant under certain circumstances; amending s. 1006.061, F.S.; revising the applicability of certain child abuse, abandonment, and neglect provisions; amending s. 1012.315, F.S.; revising the applicability of certain provisions related to disqualification from employment for the conviction of specified offenses; amending s. 1012.796, F.S.; revising the applicability of a requirement that certain private schools file specified reports with the department for certain allegations against its employees; providing an effective date.

By the Committee on Health Policy; and Senator Young—

**CS for SB 1876**—A bill to be entitled An act relating to trauma services; amending s. 395.402, F.S.; revising the trauma service areas and provisions relating to the number and location of trauma centers; prohibiting the Department of Health from designating an additional Level I trauma center in a trauma service area where a Level I trauma center currently exists, from designating an existing Level II trauma center as a pediatric trauma center, and from designating an existing Level II trauma center as a Level I trauma center; reducing the total number of trauma centers authorized in this state; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; requiring the council to review specified materials; authorizing the council to submit certain recommendations to the department; providing membership of the council; requiring the council to meet no later than a specified date and to meet annually; requiring the council to submit by a specified date, and biennially thereafter, a report to the Legislature and the Governor which must assess whether an increase in the number of trauma centers within each trauma service area is recommended based on certain factors; requiring the report to include specified information; amending s. 395.4025, F.S.; conforming provi-

sions to changes made by the act; requiring the department to select and designate certain hospitals as trauma centers based on statutory capacity; prohibiting the department from accepting a letter of intent or designating a trauma center unless a specified number of patients have been served by an existing Level I trauma center in the same or in a contiguous trauma service area; revising the department's review process for hospitals seeking designation as a trauma center; providing that a proposed trauma center must be ready to operate by a specified date; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting the applicant from operating as a trauma center until a final evaluation has been completed by the department; requiring a specified review team to make onsite visits to all existing trauma centers within a certain timeframe; authorizing the department to designate a trauma center that is in compliance with specified requirements; deleting a provision authorizing an applicant to request an extension of its provisional status; deleting the date by which the department must select trauma centers; prohibiting an applicant from operating as a trauma center unless it has been designated and certain requirements are met; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards are deemed to have met application and operational requirements; providing that certain currently operating trauma centers are eligible to be designated as trauma centers by the department if certain criteria are

met; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; providing an effective date.

### **CORRECTION AND APPROVAL OF JOURNAL**

The Journals of January 11, January 17, and January 23 were corrected and approved.

### **CO-INTRODUCERS**

Senators Brandes—CS for SB 876; Braynon—SB 1200; Farmer—SB 890; Garcia—SB 1200; Gibson—CS for SB 370; Perry—SB 952, SB 1576; Rouson—SB 1200; Young—SB 190

### **ADJOURNMENT**

On motion by Senator Benacquisto, the Senate adjourned at 4:53 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, January 31 or upon call of the President.

**JOURNAL OF THE SENATE**

**Daily Numeric Index for**

**January 24, 2018**

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PF — Proposal Failed  
PP — Proposal Passed  
CO — Co-Introducers  
CR — Committee Report

CS — Committee Substitute, First Reading  
FR — First Reading  
MO — Motion  
RC — Reference Change

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