



# Journal of the Senate

Number 16—Regular Session

Wednesday, February 28, 2018

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## CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—34:

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

## PRAYER

The following prayer was offered by Senior Pastor Matt Hall, Canopy Roads Baptist Church, Tallahassee:

Dear Heavenly Father, we come before you today proclaiming your majesty, power, and glory. You are the creator and sustainer of life, and we thank you for our life and breath today. You are the holy one, sinless and perfect in all your ways. You are the righteous judge. We are all subject to your law, and to you, we each must give account for our words and deeds. So, as we begin this day, I ask you to search us and know our hearts. Try us and know our anxious thoughts, and see if there be any sinful way in us. Convict us of any sin, that we may confess it to you, and be forgiven. Thank you for the gift of forgiveness by your grace.

Father, your word instructs us in 1 Timothy 2 to offer, "Supplications, prayers, intercessions, and thanksgivings for all people, for kings, and all who are in high positions, that we may lead a peaceful and quiet life, godly and dignified in every way." In accordance with your word, I thank you for these Senators and their staff members who serve the great State of Florida, and I ask your blessings on their personal lives and public service.

Their jobs here are difficult. On a personal level, they make sacrifices to serve, spending many hours, sometimes days and weeks, away from family and personal businesses. Please bless their families and businesses in their absence. Help them guard their hearts and protect their

integrity while they work long hours away from home. Deliver them from evil, and lead them away from temptation.

The issues they debate in this chamber are often contentious as we have seen so vividly the past two weeks. Each of these Senators is under intense pressure from constituents, lobbyists, special interest groups, and influential donors who pull them in different directions. Frequently, they are pressured to take actions that would compromise their convictions and violate your truth. Make them strong and courageous to stand for what is right. Let them fear only you. Grant them wisdom to know your will, determination to follow it, and clarity to communicate it this day. May the legislation they enact bless the citizens of this state in accordance with your divine purposes.

Now, to him who is able to do immeasurably more than we can ask or imagine, according to the power that works within us, to him be the glory forevermore. In the name of Jesus, we pray. Amen.

## PLEDGE

Senate Pages, Kiya Herron of Tallahassee; Dawson Hulme of Celebration; and Catherine Kelly and Olivia Kelly of Lake Placid, nieces of Senator Benacquisto, 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. Daniel Patrick Montero of Ponte Vedra, sponsored by Senator Hutson, as the doctor of the day. Dr. Montero specializes in primary care sports medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Grimsley—

By Senator Grimsley—

**SR 1922**—A resolution recognizing March 2018 as "Endometriosis Awareness Month" in Florida.

WHEREAS, endometriosis is a disease of the female reproductive system, and

WHEREAS, endometriosis occurs when tissue similar to that normally found in the uterus begins to grow outside of the uterus, leading to chronic, debilitating pelvic pain, and

WHEREAS, endometriosis is a leading cause of female infertility, and

WHEREAS, endometriosis affects 1 in 10 women of childbearing age in the United States, and

WHEREAS, there is an average of a 10-year delay from the onset of symptoms to the final diagnosis of endometriosis, and

WHEREAS, in 2010, endometriosis patients in the United States were hospitalized 105,123 days because of their disease, and

WHEREAS, women with endometriosis can lose 11 hours per work week through lost productivity and absenteeism due to pain, and

WHEREAS, 51 percent of endometriosis patients report that their disease detrimentally affects their work, and

WHEREAS, the estimated total annual societal burden of endometriosis-related symptoms in the United States is \$56 billion, or \$10,824 per patient, and

WHEREAS, there is no cure for endometriosis, and

WHEREAS, more research is necessary to develop treatment options to manage this debilitating disease, and

WHEREAS, providers traditionally have focused on managing the associated pain with oral contraceptives, progestins, danazol, non-steroidal anti-inflammatory drugs, opioids, and GnRH agonists, many of which are not specifically indicated for the treatment of endometriosis, and in more severe cases, surgical interventions, such as laparotomy or laparoscopy, are pursued, and

WHEREAS, such treatment may not be curative for all individuals, and

WHEREAS, education is important for promoting awareness of symptoms and early detection and diagnosis of endometriosis, NOW, THEREFORE,

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

That March 2018 is recognized as “Endometriosis Awareness Month,” and the residents of this state are encouraged to observe the month with related awareness and educational campaigns.

BE IT FURTHER RESOLVED that the Department of Health is encouraged to make available online resources and current information on endometriosis, including disease prevalence, symptoms, and treatment options.

—was introduced, read, and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

**SR 1932**—A resolution to recognize February 2018 as “Safe Haven for Newborns Month” in Florida.

WHEREAS, tragic cases of infant abandonment remain a reality in Florida and nationwide, and

WHEREAS, a society in which children are born to mothers and fathers lacking the capability and resources with which to nurture them must find ways to step in and provide shelter for each newborn child until a home can be found for that child, and

WHEREAS, the A Safe Haven for Newborns organization provides a safe and legal solution to the quandary of the parents of such children, saving the lives of infants otherwise in danger of abandonment and simultaneously preserving their biological parents from a lifetime of guilt, anguish, and irreparable regret, and

WHEREAS, A Safe Haven for Newborns helps to fulfill the dreams and needs of many Florida families who are prepared to raise children and who are waiting and hoping to adopt children, and

WHEREAS, in addition to the counseling and support that A Safe Haven for Newborns provides to often young and unprepared parents-to-be who are in extreme crisis, it also works with a variety of professionals to address the conditions leading to these potentially tragic pregnancies and births, and

WHEREAS, in creating A Safe Haven for Newborns, the Gloria M. Silverio Foundation has provided a magnificent service to Florida communities and vital leadership to others across the nation who share the organization’s imperative to prevent the tragedy of infant abandonment, NOW, THEREFORE,

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

That February 2018 is recognized as “Safe Haven for Newborns Month” in Florida.

—was introduced, read, and adopted by publication.

**REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS**

The Honorable Joe Negron  
President, The Florida Senate  
Suite 409, The Capitol  
404 South Monroe Street  
Tallahassee, FL 32399-1100

February 28, 2018

Dear President Negron:

The following executive appointment was referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

*Office and Appointment*

*For Term  
Ending*

Governing Board of the St. Johns River Water  
Management District  
Appointee: Price, Janet

03/01/2018

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry, the committees held public hearings at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committee respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

- (1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointment be taken prior to the adjournment of the 2018 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointment to be held in executive session.

Respectfully submitted,  
*Keith Perry, Chair*

On motion by Senator Perry, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—34

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

Nays—None

**SENATOR FLORES PRESIDING**

By direction of the President, the rules were waived and the Senate proceeded to—

**SPECIAL ORDER CALENDAR**

On motion by Senator Grimsley—

**CS for 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. 404.221, 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.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 164** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

**CS for SB 174**—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the department’s reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department’s report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 174** was placed on the calendar of Bills on Third Reading.

**CS for SB 416**—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain

directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 416**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 455** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

On motion by Senator Thurston—

**CS for CS for HB 455**—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

—a companion measure, was substituted for **CS for SB 416** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 455** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 780** was deferred.

On motion by Senator Garcia—

**CS for SB 894**—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term “business purpose loan”; amending s. 494.00115, F.S.; defining the term “hold himself or herself out to the public as being in the mortgage lending business”; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; reenacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 894** was placed on the calendar of Bills on Third Reading.

**SB 988**—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information obtained by persons or agencies from the First Responder Network Authority and information relating to the Nationwide Public Safety Broadband Network obtained by persons or agencies from entities operating pursuant to a contract with the First Responder Network Authority; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 988**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 755** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

**CS for HB 755**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain information relating to the Nationwide Public Safety Broadband Network held by an agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 988** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 755** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 1316** was deferred.

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On motion by Senator Benacquisto—

**SB 1398**—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1398** was placed on the calendar of Bills on Third Reading.

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**SB 1776**—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; providing an effective date.

—was read the second time by title.

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

Senator Bradley moved the following amendment:

**Amendment 1 (640054) (with title amendment)**—Between lines 11 and 12 insert:

Section 1. Section 500.91, Florida Statutes, is created to read:

*500.91 Regulation of food service utensils preempted to department.—*

*(1) The regulation of the use or sale of food service utensils, including, but not limited to, forks, knives, spoons, plates, napkins, and straws, by entities regulated under this chapter is preempted to the department. This preemption does not apply to local ordinances, or provisions thereof, enacted before January 1, 2018, and does not limit the authority of a local government to restrict the use of such utensils by individuals on public property, temporary vendors on public property, or entities engaged in a contractual relationship with the local government for the provision of goods or services, unless such use is otherwise preempted by law.*

*(2) Consistent with the authority granted to the department under s. 500.09(4), the department may adopt rules as necessary to implement this section.*

And the title is amended as follows:

Delete line 2 and insert: An act relating to the Department of Agriculture and Consumer Services; creating s. 500.91, F.S.; preempting the regulation of food service utensils to the department; providing applicability; authorizing the department to adopt rules; creating s.

On motion by Senator Bradley, further consideration of **SB 1776** with pending **Amendment 1 (640054)** was deferred.

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On motion by Senator Steube—

**SB 7004**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., relating to the exemptions from public records requirements for personal identifying and location information of a petitioner who requests notification of service of an injunction for protection

against domestic violence, repeat violence, sexual violence, and dating violence and for other court actions related to the injunction which are held by clerks of the court and law enforcement agencies; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7004** was placed on the calendar of Bills on Third Reading.

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**SB 7006**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; abrogating the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7006**, pursuant to Rule 3.11(3), there being no objection, **HB 7013** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Steube—

**HB 7013**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7006** and read the second time by title.

Pursuant to Rule 4.19, **HB 7013** was placed on the calendar of Bills on Third Reading.

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**SB 780**—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination of the contract under specified circumstances; requiring a company to provide a specified certification before submitting a bid or proposal for or entering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 780**, pursuant to Rule 3.11(3), there being no objection, **HB 545** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Brandes—

**HB 545**—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination in specified circumstances; requiring a company to provide a specified certification before submitting a bid or proposal for or entering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 780** and read the second time by title.

Pursuant to Rule 4.19, **HB 545** was placed on the calendar of Bills on Third Reading.

**SB 7016**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., relating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7016**, pursuant to Rule 3.11(3), there being no objection, **HB 7011** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Grimsley—

**HB 7011**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., relating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7016** and read the second time by title.

Pursuant to Rule 4.19, **HB 7011** was placed on the calendar of Bills on Third Reading.

The Senate resumed consideration of—

**SB 1776**—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; providing an effective date.

—which was previously considered this day with pending **Amendment 1 (640054)** by Senator Bradley. **Amendment 1 (640054)** was withdrawn.

Pursuant to Rule 4.19, **SB 1776** was placed on the calendar of Bills on Third Reading.

**SB 7020**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides exemptions from public records and public meetings requirements for complaints alleging a violation of part III of ch. 112, F.S., and related records that are held by the Commission on Ethics or its agents and specified local government entities, for written referrals and related records that are held by the commission or its agents, the Governor, the Department of Law Enforcement, and state attorneys, and for portions of meetings at which complaints or referrals are discussed or acted upon; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7020**, pursuant to Rule 3.11(3), there being no objection, **HB 7041** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

**HB 7041**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides an exemption from public records and public meetings requirements for certain records held by, and meetings conducted by, the Commission on Ethics, a Commission on Ethics and Public Trust es-

tablished by any county or any municipality, or by any county or municipality that has established a local investigatory process to enforce more stringent standards of conduct and disclosure requirements than required by law; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7020** and read the second time by title.

Pursuant to Rule 4.19, **HB 7041** was placed on the calendar of Bills on Third Reading.

**BILLS ON THIRD READING**

Consideration of **SB 800**, **SB 162**, **CS for SB 1048**, **CS for HB 55**, and **SB 1078** was deferred.

**HB 75**—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States using military tuition assistance; requiring each institution to report to the State Board of Education the number and value of fee waivers granted annually; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **HB 75** was passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Campbell

**SB 100**—A bill to be entitled An act relating to identification card and driver license fees for veterans; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word “Veteran” to an identification card or a driver license; revising acceptable forms of identification required to add the word “Veteran” to an identification card or a driver license; amending s. 322.135, F.S.; prohibiting tax collectors from charging certain driver license service fees to veterans who present specified forms of identification; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **SB 100** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Broxson	Hukill
Bean	Farmer	Hutson
Benacquisto	Flores	Mayfield
Book	Gainer	Montford
Bracy	Galvano	Passidomo
Bradley	Garcia	Perry
Brandes	Gibson	Powell
Braynon	Grimsley	Rader

Rodriguez	Stargel	Thurston
Rouson	Steube	Torres
Simmons	Stewart	Young
Simpson	Taddeo	

Nays—None

Vote after roll call:

Yea—Campbell

**SB 440**—A bill to be entitled An act relating to the Florida Veterans Care program; creating s. 292.17, F.S.; creating the program within the Department of Veterans' Affairs; specifying the purpose of the program; authorizing the department, the Agency for Health Care Administration, and the Department of Children and Families to jointly negotiate with federal agencies in order to seek federal funding for the program; providing that eligible participants may enroll in the program; prohibiting the use of state funds to support the program; providing that the act does not affect a person's eligibility for the state Medicaid program; prohibiting the department from implementing the program without legislative approval; providing an effective date.

—as amended February 27, was read the third time by title.

On motion by Senator Garcia, **SB 440**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for SB 330**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **CS for SB 330** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Consideration of **SB 1370** was deferred.

## MOTIONS

On motion by Senator Benacquisto, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

## ANNOUNCEMENTS

Pursuant to Rules 2.6 and 2.9, Senator Bradley announced that the Committee on Appropriations was granted permission to meet March 2, 2018, from 9:00 a.m. until 12:00 noon.

## 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, February 28, 2018: CS for CS for SB 164, CS for SB 174, CS for SB 416, SB 780, CS for SB 894, SB 988, CS for SB 1316, SB 1398, SB 1776, SB 7004, SB 7006, SB 7016, SB 7020.

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

The Committee on Appropriations recommends the following pass: SB 144; SB 1508

**The bills were referred to the Committee on Rules under the original reference.**

The Committee on Appropriations recommends the following pass: CS for SB 80; SB 322; SB 538; HJR 7001; SB 7024; CS for HB 7055 with 1 amendment

**The bills were placed on the Calendar.**

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 376; CS for SB 1244; CS for SB 1804

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

The Committee on Appropriations recommends committee substitutes for the following: SB 502; CS for SB 590; CS for SB 710; CS for SB 1360; CS for SB 1392; SB 7026

**The bills with committee substitute attached were placed on the Calendar.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senators Galvano and Benacquisto—

**SB 1940**—A bill to be entitled An act relating to public records and public meetings; amending s. 943.082, F.S.; creating an exemption from public records requirements for the identity of a reporting party held by a specified entity; amending s. 943.687, F.S.; providing an exemption from public meetings requirements for portions of meetings of the Marjory Stoneman Douglas High School Public Safety Commission at which exempt or confidential and exempt information is discussed; amending s. 1006.12, F.S.; providing an exemption from public records requirements for information that would identify whether a particular individual has been appointed as a safe-school officer; providing for

future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Appropriations; and Banking and Insurance; and Senators Book, Young, Taddeo, Montford, Stewart, Rader, and Campbell—

**CS for CS for SB 376**—A bill to be entitled An act relating to workers' compensation benefits for first responders; amending s. 112.1815, F.S.; providing that, under certain circumstances, posttraumatic stress disorder suffered by a first responder is an occupational disease compensable by workers' compensation benefits; specifying the evidentiary standard for demonstrating such disorder; specifying that benefits do not require a physical injury and are not subject to certain apportionment or limitations; providing a time for notice of injury or death; providing definitions; requiring the Department of Financial Services to adopt certain rules; requiring an employing agency to provide specified mental health training; providing a declaration of important state interest; providing an effective date.

By the Committee on Appropriations; and Senator Stargel—

**CS for SB 502**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2018 version of the Internal Revenue Code; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income" relating to adjustments related to federal acts; providing legislative findings; requiring the Department of Revenue to establish a workgroup for certain purposes; specifying the composition of the workgroup; requiring the workgroup to consult with the Revenue Estimating Conference and seek and consider comments from the private sector; requiring the workgroup to submit a specified report to the Governor and Legislature by a specified date; requiring the workgroup to submit status reports to appropriate legislative committees on specified dates; providing for retroactive operation; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Garcia and Campbell—

**CS for CS for SB 590**—A bill to be entitled An act relating to child welfare; creating s. 39.4015, F.S.; providing legislative findings and intent; defining terms; requiring the Department of Children and Families, in collaboration with sheriffs' offices that conduct child protective investigations and community-based care lead agencies, to develop a statewide family-finding program; specifying that implementation of the family-finding program is contingent upon the appropriation of funds by the Legislature; specifying when a family finding is required; requiring the department and community-based care lead agencies to document strategies taken to engage relatives and kin; providing strategies to engage relatives and kin; requiring the department and community-based care lead agencies to use diligent efforts in family finding; providing that certain actions do not constitute family finding; requiring determinations by the court; requiring the department to adopt rules; amending s. 39.402, F.S.; requiring the court to request that parents consent to providing access to additional records; upon implementation of the family-finding program, requiring a judge to appoint a surrogate parent for certain children; requiring the court to place on the record its determinations regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; amending s. 39.506, F.S.; upon implementation of the family-finding program, requiring the court to make a determination regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; amending s. 39.507, F.S.; upon implementation of the family-finding program, requiring the court to make a determination regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; requiring the court to advise parents that their parental rights may be terminated

and the child's out-of-home placement may become permanent under certain circumstances; creating s. 39.5086, F.S.; providing legislative findings and intent; defining terms; providing the purpose of a kinship navigator program; contingent upon the appropriation of funds by the Legislature, requiring each community-based care lead agency to establish a kinship navigator program; providing requirements for programs; requiring the department to adopt rules; amending s. 39.521, F.S.; upon implementation of the family-finding program, requiring the court to make a determination regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; conforming provisions to changes made by the act; amending s. 39.6012, F.S.; revising the types of records that must be attached to a case plan and updated throughout the judicial review process; upon implementation of the family-finding program, requiring that documentation of the family-finding efforts of the department and the community-based care lead agency be included in certain case plans; amending s. 39.604, F.S.; revising legislative findings and intent; revising enrollment and attendance requirements for children in an early education or child care program; conforming cross-references; providing requirements and procedures for maintaining the educational stability of a child during the child's placement in out-of-home care, or subsequent changes in out-of-home placement; requiring that a child's transition from a child care or early education program be pursuant to a plan that meets certain requirements; amending s. 39.6251, F.S.; requiring the case manager for a young adult in foster care to consult with the young adult when updating the case plan and the transition plan and arrangements; deleting a provision authorizing case management reviews to be conducted by telephone under certain circumstances; amending s. 39.701, F.S.; requiring the court to appoint a surrogate parent if the child is under the age of school entry; upon implementation of the family-finding program, requiring the court to determine if the department and community-based lead agency have continued to reasonably engage in family finding; providing guidelines for determining the level of reasonableness; amending s. 409.166, F.S.; defining terms; providing conditions for the department to provide adoption assistance payments to adoptive parents of certain children; providing that children and young adults receiving benefits through the adoption assistance program are ineligible for other specified benefits and services; providing additional conditions for eligibility for adoption assistance; contingent upon the appropriation of funds by the Legislature, requiring the department to create a pilot Title IV-E Guardianship Assistance Program; providing definitions; specifying eligibility and limitations; establishing a room and board rate for guardians in certain circuits who are eligible for the program; providing an exception to licensing standards in certain circuits under certain circumstances; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senator Book—

**CS for CS for SB 710**—A bill to be entitled An act relating to the Prescription Drug Donation Repository Program; creating s. 465.1902, F.S.; providing a short title; creating the Prescription Drug Donation Repository Program within the Department of Health; providing a purpose for the program; authorizing the department to contract with a third party to implement and administer the program; providing definitions; specifying entities that are eligible donors; providing criteria for eligible donations; prohibiting donations to specific patients; providing that certain prescription drugs eligible for return to stock must be credited to Medicaid under specified conditions and are not program eligible; prohibiting the donation of certain drugs pursuant to federal restrictions; authorizing repositories to refuse to accept donations of prescription drugs or supplies; providing inspection, inventory, and storage requirements for centralized and local repositories; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; requiring a local repository to notify the centralized repository within a specified timeframe after receiving a donation of prescription drugs or supplies; authorizing a centralized repository to redistribute prescription drugs or supplies; requiring local repositories to notify the department regarding participation in the program; providing conditions for dispensing donated prescription drugs and supplies to eligible patients; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs in the event of a drug recall; providing recordkeeping requirements; requiring the department to establish, maintain, and publish a registry of participating local re-

positories and available donated prescription drugs and supplies; providing immunity from civil and criminal liability for participants under certain circumstances; specifying certain notice to patients; authorizing the department to establish a direct-support organization to provide assistance, funding, and promotional support for program activities; specifying direct-support organization purposes and objectives; prohibiting such direct-support organization from lobbying and specifying that such direct-support organization is not a lobbying firm; specifying that the direct-support organization must operate under contract with the department; specifying required contract terms; providing for the direct-support organization board of directors; specifying the membership of such board; specifying requirements relating to a direct-support organization's use of department property; specifying requirements for the deposit and use of funds by the direct-support organization; providing for annual audits of a direct-support organization; providing for future legislative review and repeal; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive the patient eligibility requirements of s. 465.1902, F.S., during a declared state of emergency; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Lee—

**CS for 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 amend to an earlier date the date before when 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; providing an exception; 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 governments 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 Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Broxson—

**CS for CS for SB 1360**—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; revising the definition of the term “abuse”; amending s. 39.0138, F.S.; requiring the Department of Children and Families to establish rules for granting exemptions from criminal history and certain other records checks required for persons being considered for placement of a child; requiring the department or its designee to assess the limitations that justify the exemption and the limitation’s effects on the child before granting the exemption; requiring level 1 screening for persons granted such exemption; prohibiting placement of a child with persons convicted of a certain felony; amending s. 39.3065, F.S.; requiring the Sheriff of Walton County to provide all child protective investigations in the county beginning with a specified fiscal year; amending s. 39.6012, F.S.; requiring parents to make proactive contact with the department or contracted case management agency at regular intervals; amending s. 39.6013, F.S.; requiring the court to consider certain case details before amending a case plan; amending s. 39.621, F.S.; requiring the court, during permanency hearings, to determine case plan compliance; amending s. 39.701, F.S.; requiring the court, during judicial review hearings, to determine case plan compliance; amending s. 63.092, F.S.; requiring the department to release specified records to entities conducting preliminary home studies; providing that certain specified training is required only for persons who adopt children from the department; amending s. 402.305, F.S.; revising minimum requirements for child care personnel related to screening and fingerprinting; requiring child care facilities to provide information during specified months to parents intended to prevent children from being left in vehicles; requiring the department to develop a flyer or brochure containing specified information; specifying the minimum standards the department must adopt regarding transportation of children by child care facilities; specifying that a child care facility is not responsible for children when they are transported by a parent or guardian; amending s. 402.30501, F.S.; conforming a cross-reference; amending ss. 402.313 and 402.3131, F.S.; requiring family day care homes and large family child care homes to provide information during specified months to parents intended to prevent children from being left in vehicles; requiring the department to develop a flyer or brochure containing specified information; amending s. 409.175, F.S.; defining the term “severe disability”; providing an exemption from fingerprint requirements for adult household members with severe disabilities; amending s. 409.991, F.S.; revising the definition of the term “proportion of children in care”; revising the equity allocation formula for community-based care lead agencies; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; amending ss. 1002.55, 1002.57, and 1002.59, F.S.; conforming cross-references; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Brandes and Perry—

**CS for CS for SB 1392**—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; providing legislative findings and intent; encouraging counties, municipalities, and public or private educational institutions to implement prearrest diversion programs; requiring that in each judicial circuit the public defender, the state attorney, the clerks of the court, and representatives of participating law enforcement agencies create a prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program’s policies and procedures; providing requirements for the prearrest diversion program; requiring the state attorney of each circuit to operate the prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if an adult does not successfully complete the prearrest diversion program; requiring the state attorney or the person operating an independent prearrest diversion program to electronically provide certain information to the clerk of the court; requiring the clerk of the court to maintain the confidentiality of such information; requiring the clerk of the court to maintain that information in a statewide database; amending s. 943.0582, F.S.; requiring, rather than authorizing, the Department of Law Enforcement to adopt rules for the expunction of certain nonjudicial records of the arrest of a minor upon his or her successful completion of a certain diversion program; authorizing such expunctions for certain first-time misdemeanor offenses; defining and revising terms; revising the circumstances under which the department must expunge certain nonjudicial arrest records; deleting the department’s authority to charge a processing fee for the expunction; amending s. 985.12, F.S.; providing legislative findings and intent; deleting provisions establishing a juvenile civil citation process with a certain purpose; establishing a civil citation or similar prearrest diversion program in each judicial circuit, rather than at the local level, with the concurrence of specified persons; requiring that the state attorney and public defender of each circuit, the clerk of the court for each county in the circuit, and representatives of participating law enforcement agencies create a civil citation or similar prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program’s policies and procedures; requiring the Department of Juvenile Justice to annually develop and provide guidelines on civil citation or similar prearrest diversion programs to the judicial circuits; providing requirements for the civil citation or similar prearrest diversion program; requiring the state attorney of each judicial circuit to operate the civil citation or similar prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if a juvenile does not successfully complete the civil citation or similar prearrest diversion program; deleting provisions relating to the operation of and requirements for a civil citation or similar prearrest diversion program; requiring that a copy of each civil citation or similar prearrest diversion program notice be provided to the Department of Juvenile Justice; conforming provisions to changes made by the act; deleting provisions relating to requirements for a civil citation or similar prearrest diversion program; amending s. 985.125, F.S.; conforming a provision to changes made by the act; creating s. 985.126, F.S.; defining the term “diversion program”; requiring a diversion program to submit to the Department of Law Enforcement a certification for expunction of the nonjudicial arrest record of a juvenile under specified circumstances; requiring a diversion program to submit to the Department of Juvenile Justice specified data relating to diversion programs; requiring each law enforcement agency to submit to the Department of Juvenile Justice specified data about juveniles eligible to participate in diversion programs; requiring the Department of Juvenile Justice to compile and publish the data in a specified manner; authorizing a juvenile under certain circumstances to deny or fail to acknowledge his or her participation in a diversion program or the expunction of a certain nonjudicial arrest record unless an exception applies; providing an effective date.

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By the Committees on Appropriations; and Education; and Senator Stargel—

**CS for CS for SB 1804**—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former

appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to conduct an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and district school superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a district school superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Rules—

**CS for SB 7026**—A bill to be entitled An act relating to public safety; providing a short title; providing legislative findings; creating s. 16.63, F.S.; establishing the Medical Reimbursement Program for Victims of Mass Shootings in the Department of Legal Affairs; defining the term “mass shooting”; requiring the department to reimburse verified or designated trauma centers for certain costs associated with treating victims for injuries associated with a mass shooting; requiring a verified or designated trauma center that requests a reimbursement to accept it as payment in full; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 394.463, F.S.; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; requiring law en-

forcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.34, F.S.; defining the term “bump-fire stock”; prohibiting the importation, transfer, distribution, transport, sale, or giving of a bump-fire stock in this state; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures by a certain date; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from knowingly filing a petition for such an order which contains materially false or misleading information; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Florida Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Florida Department of Law Enforcement staff to assist the commission; specifying

meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1000.051, F.S.; providing legislative intent regarding school safety and security; creating s. 1001.217, F.S.; creating the Office of Safe Schools; providing the purpose and duties of the office; amending ss. 1002.221 and 1002.225, F.S.; providing for construction regarding the applicability of public records exemptions for security system plans and security systems; amending s. 1006.04, F.S.; establishing the Multiagency Service Network for Students with Severe Emotional Disturbance; specifying the goals and duties of the program; authorizing the Legislature to provide funding to the department to award grants; creating s. 1006.05, F.S.; providing a purpose of the mental health assistance allocation; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the Commissioner of Education; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus; requiring each school district to designate a threat assessment team; requiring each school district to conduct certain assessments in a specified format; requiring a district school superintendent to annually provide specified entities with certain findings and certain strategy and activity recommendations to improve school safety and security; requiring that district school boards allow campus tours by such law enforcement agency or agencies at specified times and for specified purposes; requiring that certain recommendations be documented by such board or principal; requiring each district school board to designate or appoint a district school safety specialist; providing duties of the school safety specialist; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; specifying that participation in the Florida Sheriff's Marshal Program meets the requirement; creating s. 1006.149, F.S.; establishing the Public School Emergency Response Learning System Program within the department; establishing the program as a partnership between local law enforcement agencies and public education entities; specifying activities, training, notification systems, and resources provided through the program; requiring each program participant to develop a preemptive plan of action; authorizing funding provided by the Legislature to implement the program; creating s. 1006.1491, F.S.; creating the Florida Sheriff's Marshal Program within the department; specifying a purpose; defining terms; establishing program eligibility requirements; authorizing special deputy sheriffs to perform certain duties, under specified circumstances; specifying training and instructional requirements; specifying grounds for termination and denial of participants; specifying implementation requirements; authorizing funding as provided by the Legislature; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; expanding the safe schools allocation to provide funding for specified school safety provisions; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize

certain third-party funding; reenacting ss. 397.6760(2) and 790.335(3)(e), F.S.; relating to the confidentiality of court records and exceptions to the prohibition of registration of firearms, respectively, to incorporate the amendment made to s. 790.065, F.S., in references thereto; requiring the Department of Agriculture and Consumer Services to transfer, annually and by a specified date, a percentage of the fees collected for new and renewal concealed weapon or firearm licenses from the Division of Licensing Trust Fund to the Department of Legal Affairs to reimburse the trauma centers; providing appropriations; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Education; and Senator Stargel—

**CS for CS for SB 1804**—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to conduct an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and district school superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a district school superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

—was placed on the Calendar.

## 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/CS/HB 459, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Massullo, Slosberg, Smith—

**CS for CS for HB 459**—A bill to be entitled An act relating to public records; creating s. 119.07135, F.S.; providing that certain information related to agency contracts is not confidential or exempt from public records requirements; amending s. 24.105, F.S.; deleting provisions relating to exemptions from public records requirements for certain information held by the Department of the Lottery; amending s. 73.0155, F.S.; deleting provisions relating to public records exemptions for trade secrets held by governmental condemning authorities; amending s. 119.071, F.S.; deleting a provision declaring that certain data processing software exempt from public records requirements is considered a trade secret; removing the scheduled repeal of the public record exemption; amending s. 119.0713, F.S.; deleting a provision exempting trade secrets held by local government agencies from public records requirements; amending s. 125.0104, F.S.; deleting a provision exempting trade secrets held by county tourism development agencies from public records requirements; amending s. 163.01, F.S.; deleting a provision exempting trade secrets held by public agencies that are electric utilities from public records requirements; amending s. 202.195, F.S.; deleting a provision exempting trade secrets obtained from a telecommunications company or franchised cable company for certain purposes from public records requirements; amending s. 215.4401, F.S.; deleting provisions relating to confidentiality of trade secrets held by the State Board of Administration; amending s. 252.88, F.S.; deleting provisions exempting certain information from public records requirements under the Florida Emergency Planning and Community Right-to-Know Act; repealing s. 252.943, F.S., relating to a public records exemption under the Florida Accidental Release Prevention and Risk Management Planning Act; amending s. 287.0943, F.S.; deleting provisions relating to confidentiality of certain information relating to applications for certification of minority business enterprises; amending s. 288.047, F.S.; deleting provisions exempting potential trade secrets from public records requirements; amending s. 288.075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by economic development agencies; amending s. 288.1226, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Tourism Industry Marketing Corporation; amending s. 288.776, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Export Finance Corporation; amending s. 288.9520, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by Enterprise Florida, Inc., and related entities; amending s. 288.9607, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Development Finance Corporation; amending s. 288.9626, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Florida Opportunity Fund; conforming provisions to changes made by the act; amending s. 288.9627, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Institute for Commercialization of Public Research; conforming provisions to changes made by the act; amending s. 331.326, F.S.; deleting provisions relating to a public records exemption for trade secrets held by Space Florida; amending s. 334.049, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of State; amending ss. 350.121 and 364.183, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; amending 365.174, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the E911 Board and the Technology Program within the Department of Management Services; amending ss. 366.093, 367.156, and 368.108, F.S.; deleting provisions relating to public records ex-

emptions for trade secrets held by the Florida Public Service Commission; amending s. 377.24075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of Environmental Protection; repealing s. 381.83, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Health; amending s. 395.3035, F.S.; deleting provisions relating to a public records exemption for trade secrets of hospitals; amending s. 403.7046, F.S.; revising provisions relating to an exemption for trade secrets contained in certain reports to the Department of Environmental Protection; repealing s. 403.73, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Environmental Protection; amending s. 408.061, F.S.; deleting a requirement that certain trade secret information submitted to the Agency for Healthcare Administration be clearly designated as such; amending s. 408.185, F.S.; deleting provisions relating to public records exemptions for certain trade secrets held by the Office of the Attorney General; amending s. 408.910, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Health Choices Program; amending s. 409.91196, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Agency for Healthcare Administration; amending s. 440.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services; amending s. 494.00125, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 497.172, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Board of Funeral, Cemetery, and Consumer Services; amending ss. 499.012, 499.0121, 499.05, and 499.051, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Business and Professional Regulation; repealing s. 499.931, F.S., relating to maintenance of information held by the Department of Business and Professional Regulation that is deemed to be a trade secret; amending s. 501.171, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Legal Affairs; repealing s. 502.222, F.S., relating to trade secrets of a dairy business held by the Department of Agriculture and Consumer Services; amending ss. 517.2015 and 520.9965, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 526.311, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Agriculture and Consumer Services; amending s. 548.062, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida State Boxing Commission; amending s. 556.113, F.S.; deleting provisions relating to public records exemptions for trade secrets held by Sunshine State One-Call of Florida, Inc.; amending s. 559.5558, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 559.9285, F.S.; revising provisions specifying that certain information provided to the Department of Agriculture and Consumer Services does not constitute a trade secret; amending s. 560.129, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 570.48, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Fruit and Vegetables; amending ss. 570.544 and 573.123, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Consumer Services; repealing s. 581.199, F.S., relating to a prohibition on the use of trade secret information obtained under specified provisions for personal use or gain; amending ss. 601.10, 601.15, and 601.152, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Citrus; amending s. 601.76, F.S.; deleting provisions relating to a public records exemption for certain formulas filed with the Department of Agriculture; amending ss. 607.0505 and 617.0503, F.S.; deleting provisions relating to public records exemptions for certain information that might reveal trade secrets held by the Department of Legal Affairs; amending s. 624.307, F.S.; authorizing the Office of Insurance Regulation to report certain information on an aggregate basis; amending s. 624.315, F.S.; authorizing the Office of Insurance Regulation to make certain information available on an aggregate basis; amending s. 624.4212, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Insurance Regulation; revising a cross-reference; repealing s. 624.4213, F.S., relating to trade secret documents submitted to the Department of Financial Services or the Office of Insurance Regulation; amending ss. 626.84195 and 626.884, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of In-

insurance Regulation; amending s. 626.9936, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Insurance Regulation; amending ss. 627.0628 and 627.3518, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Office of Insurance Regulation; amending s. 655.057, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Financial Regulation; repealing s. 655.0591, F.S., relating to trade secret documents held by the Office of Financial Regulation; amending s. 663.533, F.S.; revising a cross-reference; repealing s. 721.071, F.S., relating to trade secret material filed with the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; amending s. 815.04, F.S.; deleting a public records exemption for certain trade secret information relating to offenses against intellectual property; repealing s. 815.045, F.S., relating to trade secret information; amending s. 1004.22, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets received, generated, ascertained, or discovered during the course of research conducted within the state universities; amending s. 1004.30, F.S.; revising provisions relating to public records exemptions for trade secrets held by state university health support organizations; amending s. 1004.43, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.4472, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the Florida Institute for Human and Machine Cognition, Inc.; amending s. 1004.78, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the technology transfers centers at Florida College System institutions; amending s. 601.80, F.S.; correcting a cross-reference; amending ss. 663.533, 721.13, and 921.0022, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; 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 CS/CS/HB 461 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Massullo, Slosberg—

**CS for CS for HB 461**—A bill to be entitled An act relating to public records; creating s. 688.01, F.S.; providing definitions; providing an exemption from public record requirements for a trade secret held by an agency; providing notice requirements; providing a process for responding to public record requests; providing an exception to the exemption; providing that an agency employee is not liable for the release of records in compliance with the act; providing applicability; providing for future legislative review and repeal of the exemption; amending ss. 688.001 and 688.006, F.S.; conforming cross-references; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; 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 CS/HB 547 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Criminal Justice Subcommittee and Representative(s) Kill-ebrew—

**CS for HB 547**—A bill to be entitled An act relating to reports concerning seized or forfeited property; amending s. 932.7061, F.S.; revising the deadline for an annual report by law enforcement agencies

concerning property seized or forfeited under the Florida Contraband Forfeiture Act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Appropriations.

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 573 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) Daniels, Pigman, Gruters, Magar, Massullo—

**HB 573**—A bill to be entitled An act relating to involuntary examinations under the Baker Act; amending s. 394.455, F.S.; defining terms; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to execute a certificate under certain conditions stating that they have examined a person and find the person appears to meet the criteria for involuntary examination; amending ss. 39.407, 394.495, 394.496, 394.9085, 409.972, and 744.2007, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; 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 639, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) Perez—

**HB 639**—A bill to be entitled An act relating to equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; redefining the term "marital assets and liabilities" for purposes of equitable distribution in dissolution of marriage actions; providing that the term includes the paydown of principal of notes and mortgages secured by nonmarital real property and certain passive appreciation in such property under certain circumstances; providing formulas and guidelines for determining the amount of such passive appreciation; authorizing the court to require security and interest when installment payments are ordered in the division of assets; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; 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 CS/HB 703 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee and Representative(s) Burgess—

**CS for HB 703**—A bill to be entitled An act relating to water management district surplus lands; amending s. 373.089, F.S.; requiring a water management district to publish a notice of intention to sell surplus lands on its website; revising the circumstances when a water management district must publish the first notice of intention to sell surplus lands; revising the process for selling certain lower valued surplus lands; defining the term "adjacent property owners"; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 705 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee, Natural Resources & Public Lands Subcommittee and Representative(s) Burgess—

**CS for CS for CS for HB 705**—A bill to be entitled An act relating to a public records; amending s. 373.089, F.S.; providing an exemption for valuations, certain records, and sales offers for sales related to surplus lands; authorizing disclosure of such records under certain circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 731, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Education Committee, PreK-12 Innovation Subcommittee and Representative(s) Sullivan, Altman—

**CS for CS for HB 731**—A bill to be entitled An act relating to home 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 enrolling in specified schools and programs; amending s. 1003.26, F.S.; authorizing a school district superintendent to refer certain cases relating to student nonenrollment to the child study team of certain schools; requiring the child study team to provide specified services in such instances; conforming cross-references; 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 the limitation of dual enrollment course enrollments under certain circumstances; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; 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. 1002.385, F.S.; conforming cross-references; providing a contingent appropriation; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 735 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Harrell, Watson, C.—

**CS for CS for HB 735**—A bill to be entitled An act relating to mammography; creating s. 381.933, F.S.; defining the terms "facility," "mammography," and "mammography report"; 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.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 839 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) Daniels, Ponder, Caldwell, Drake, Fant, Fischer, Gruters, Massullo, Moraitis, Plakon, Rodrigues, Roth, Williams, Yarborough—

**HB 839**—A bill to be entitled An act relating to the display of the state motto; amending s. 1003.44, F.S.; requiring each district school board to adopt rules for the display of the official state motto in specified places; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 875 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Leek—

**CS for CS for HB 875**—A bill to be entitled An act relating to limitations of actions other than for the recovery of real property; amending s. 95.11, F.S.; authorizing the commencement, within a specified time-frame, of counterclaims, cross-claims, and third-party claims after the pleading to which such claims relate; specifying that certain corrections and repairs do not extend the period of time within which an action must be commenced; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 935, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Commerce Committee and Representative(s) Nuñez—

**CS for HB 935**—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term "business purpose loan"; amending s. 494.00115, F.S.; defining the term "hold himself or herself out to the public as being in the mortgage lending business"; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; re-enacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; 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 953 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) Harrison, Alexander, Edwards-Walpole, Fant, McGhee, Santiago, Stevenson, Toledo, Watson, C., White—

**HB 953**—A bill to be entitled An act relating to consumer report security freezes; amending s. 501.005, F.S.; prohibiting a consumer reporting agency from charging any fee to a consumer for placing, removing, or temporarily lifting a security freeze on his or her consumer report; amending s. 501.0051, F.S.; prohibiting a consumer reporting agency from charging any fee to the representative of a protected consumer for placing, removing, or temporarily lifting a security freeze on the protected consumer's consumer report; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; 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 CS/HB 1055 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Portia Palmer, Clerk*

By Oversight, Transparency & Administration Subcommittee and Representative(s) DuBose, McGhee—

**CS for HB 1055**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former directors, managers, supervisors, nurses, and clinical employees of an addiction treatment facility, and the spouses and children thereof; providing a definition; providing for future legislative review and repeal of the exemption; requiring such personnel to submit a specified written request to a custodial agency to maintain the exempt status of such information in certain circumstances; providing for retroactive application; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; 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 CS/CS/HB 1127 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Lee—

**CS for CS for HB 1127**—A bill to be entitled An act relating to public records and public meetings; creating s. 627.352, F.S.; providing an

exemption from public records requirements for certain records held by the Citizens Property Insurance Corporation which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of the corporation's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing retroactive application; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; 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 CS/CS/HB 1217, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Metz, Pigman, Willhite—

**CS for CS for HB 1217**—A bill to be entitled An act relating to deployed parent custody and visitation; creating part IV of ch. 61, F.S., entitled "Uniform Deployed Parents Custody and Visitation Act"; providing definitions; providing remedies for noncompliance; authorizing a court to issue certain custodial orders only under certain jurisdiction; providing notice requirements; providing requirements for a proceeding for custodial responsibility of a child of a servicemember; providing requirements for agreement forms, termination, modification, power of attorney, and filing; providing requirements for temporary orders granting custodial responsibility; authorizing telephonic, electronic, and web-based appearance, testimony, and evidence in a proceeding for temporary custody; requiring certain witnesses to be sworn in by specified officers; providing for the effect of any prior judicial order or agreement; authorizing a court to grant temporary caretaking authority or limited contact to certain nonparents under certain conditions; providing for the termination of a grant of authority; providing requirements for a temporary custody order; authorizing a court to enter a temporary order for child support and modify or terminate a temporary grant of custodial responsibility under certain circumstances; providing procedures for terminating a temporary custodial responsibility agreement; providing for visitation before such termination; providing construction; providing applicability; repealing s. 61.13002, F.S., relating to temporary time-sharing modification and child support modification due to military service; providing an effective date.

—was referred to the Committees on Judiciary; Military and Veterans Affairs, Space, and Domestic Security; 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 CS/HB 1267 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Energy & Utilities Subcommittee and Representative(s) Killbrew, White—

**CS for HB 1267**—A bill to be entitled An act relating to telephone solicitation; creating s. 365.176, F.S.; providing a short title; defining terms; authorizing telecommunication providers to block certain calls; prohibiting the blocking of certain calls; authorizing telecommunication providers to rely upon caller identification service information to determine originating numbers for the purpose of blocking such calls; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.



The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1279, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Education Committee, PreK-12 Appropriations Subcommittee, PreK-12 Quality Subcommittee and Representative(s) Sullivan, Donalds, Plasencia—

**CS for CS for CS for HB 1279**—An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming cross-references; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and school district superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing a contingent appropriation; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7043 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Natural Resources & Public Lands Subcommittee and Representative(s) Raschein, Fant, Fischer, Killebrew, Toledo—

**HB 7043**—A bill to be entitled An act relating to state assumption of federal section 404 dredge and fill permitting authority; creating s. 373.4146, F.S.; defining the term "state assumed waters"; providing the Department of Environmental Protection with the power and authority to adopt rules to assume and implement the section 404 dredge and fill permitting program pursuant to the federal Clean Water Act; specifying that certain rules, standards, or other requirements are not effective or enforceable until such assumption is approved; providing legislative intent; providing applicability of other state law regulating discharges; specifying the applicability of certain exemptions; specifying department authority upon assumption of the section 404 dredge and fill permitting program; specifying certain procedures for permit applications; exempting the department from certain permitting timeframe limitations upon such assumption; specifying the maximum dredge and fill permit period for activities in state assumed waters; specifying certain procedures for permit reissuance; requiring the department to adopt rules to create an expedited permit review process; specifying applicability of certain administrative procedures; authorizing the department to delegate certain activities; specifying that the department must retain the authority to review, modify, revoke, or rescind any permit authorizing activities in state assumed waters which is issued by a delegated entity; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7051 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Albritton—

**HB 7051**—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services without modification; amending s. 20.142, F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7053 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Portia Palmer, Clerk*

By Oversight, Transparency & Administration Subcommittee and Representative(s) McClure—

**HB 7053**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.



The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7069 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Appropriations Committee, Higher Education Appropriations Subcommittee and Representative(s) Ahern—

**CS for HB 7069**—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., relating to the Florida ABLE Program Trust Fund; abrogating provisions relating to the termination of the trust fund, to conform; providing a contingent effective date.

—was referred to the Committees on Appropriations Subcommittee on Higher Education; and Appropriations.

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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 SB 498.

*Portia Palmer, Clerk*

The bill contained in the foregoing message was ordered enrolled.

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 27 was corrected and approved.

#### ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 10:54 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Thursday, March 1 or upon call of the President.

JOURNAL OF THE SENATE

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February 28, 2018

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PP — Proposal Passed  
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CS — Committee Substitute, First Reading  
FR — First Reading  
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RC — Reference Change

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